

feited, and the contractor or his bondsmen shall have no claim upon the same; and whenever application is made to the Highways Commission as hereinbefore provided in this sub-title of this article, it shall be the duty of the Highways Commission to appoint one examiner or three examiners, as the applicants may prefer; the one examiner to be chosen by agreement between the Highways Commission and the applicants, or in case of non-agreement, to appoint three examiners, two to be chosen by the Highways Commission and one to be named by the applicants; but no person shall be appointed as an examiner nor as one of the examiners, who shall be related to any of the parties making the application, nor who may be the owner of or be in any way interested in the ground bounding and fronting on the line of any street, avenue, alley or proposed thoroughfare for which application is made to be condemned, opened, graded and constructed, or to be widened, opened, graded and constructed, or on the line of any street or avenue for which application is made for the extension of the same, or on the line of any street or avenue for which application is made for the laying off of the same; and if one examiner be appointed his pay shall be five dollars per day, and if three examiners be appointed, their pay shall be four dollars each per day, for every day actually and necessarily engaged in the matter of his or their appointment; and such examiner or examiners shall keep an accurate itemized account of all moneys received and disbursed by him or them, and shall file an accurate statement of such account, with vouchers, with the Highways Commissioners at such time or times as the Highways Commissioners shall require; and such account shall be subject to the approval and ratification of the Highways Commission.

395. Whenever any examiner or examiners shall be appointed by the Highways Commissioners as hereinbefore provided for in this sub-title of this article, he or they, after taking the oath required by the provisions of this sub-title of this article, before proceeding to collect any assessments made for benefits by him or them, shall file a bond with at least two sureties in double the amount of the sums of money collectible, being the difference between the damages and the benefits assessed by him or them, to be approved by the Highways Commission, conditioned for the true and faithful performance of his or their duty as examiner or examiners, which bond shall be to the State of Maryland, and made to the benefit of any person or persons aggrieved, injured or damaged in any manner by the proceedings of said examiner or examiners.