

1 JUDGE JAMES: I am an Orphans' Court judge and
2 now a Circuit Court judge. I feel definitely there
3 should be some delineation and the probate work of the
4 court should be confined to one court level, not partially
5 on the Circuit Court level.

6 MR. ENEY: There is no motion here that it be
7 part one and part another.

8 JUDGE JAMES: There is a possibility it could
9 be either way.

10 THE CHAIRMAN: You feel it should be a matter
11 of constitutional privilege?

12 JUDGE JAMES: One or the other, not one or.

13 MRS. BOTHE: It should be in the Constitution?

14 JUDGE JAMES: Yes, and not left to the whim of
15 the Legislature. In Dorchester in the People's Court,
16 they have jurisdiction and in the other county, Wicomico,
17 it is Circuit Court.

18 MR. ENEY: This is the general plan that is
19 envisaged for the Constitution with respect to the Legis-
20 lative Department. It doesn't appear from this draft.

21 JUDGE JAMES: What would prevent the Legislature