

the Circuit Court for said County; provided that all such appeals shall be taken and the cost of the record paid or tendered to the chief clerk and auditor of the County Commissioners of Baltimore County, within thirty days from the rendering of such decision and passage of an order in conformity therewith, and if such appeal is not so taken, or costs not so paid or tendered within said thirty days allowed for the same, the right of appeal and all other rights in connection with such appeal shall be considered waived; on the taking of such appeal and the payment of tender of the costs thereof, as aforesaid, it shall be the duty of the chief clerk and auditor to the said County Commissioners to forthwith prepare a transcript of the proceedings and transmit the same to the clerk of the Circuit Court for Baltimore County; such appeal shall be tried at the term of Court then being held, or as soon thereafter as convenient for the Court, and upon such trial the Court shall give such judgment as shall be proper, including the matter of costs, which in no event, shall be given against the said County Commissioners, unless they be a party to the proceeding, and the judgment so given shall be certified to the said County Commissioners by the Clerk of said Court. The proceedings on such appeal shall not be quashed because of any formal defects, and any of the proceedings may be amended as to matters of form as fully as if such case had originated in said Court, so that the case may be tried on its merits, and the purposes of justice subserved, or the Court may, in its discretion, remand said case to the said County Commissioners for alteration, correction or amendment. All persons so appealing or against whom such appeal is taken, shall have the right to a trial by jury of all issues of fact involved in such appeal as fully and in the same manner as though the case had originated in said Court; provided, however, that this Section shall not apply to the orders of the County Commissioners of Baltimore County in the matter of the removal of Road Supervisors or other appointees or employes for cause, the matter of awarding contracts for labor or materials, or other matters in which powers of discretion are vested in them under the provisions of this Act.

361. The County Commissioners of Baltimore County shall have the power to issue subpoenas for witnesses, and the president thereof shall have power to administer the oath to any witness who may be examined before the said County Commissioners, said oath to have all the qualities of an oath taken before any other judicial tribunal or officers, and violations thereof