

common pleas of Baltimore city, as the case may be, and on all such appeals either party shall be entitled to a trial by jury according to the laws now existing or which be hereafter enacted. And the mayor and city council of Baltimore shall have the exclusive power to create, organize and govern such police force for the good government of said city as they may deem necessary."

Substitute for section 38:

"There shall be elected in each county and in the city of Baltimore every second year two persons for the office of sheriff for each county and two for the said city, the one of whom having the highest number of votes of the qualified voters of said county or city, or if both have an equal number, either of them, at the discretion of the governor to be commissioned by the governor for said office, and having served for two years, such persons shall be ineligible for the two years next succeeding; bond with security to be taken every year, and no sheriff shall be qualified to act before the same be given. In case of death, refusal, disqualification or removal out of the county before the expiration of the said two years, the other person chosen as aforesaid shall be commissioned by the governor to execute the said office for the residue of the said two years, the said person giving bond with security as aforesaid. No person shall be eligible to the office of sheriff but a resident of such county or city respectively, who shall have been a citizen of this State at least five years preceding his election, and above the age of twenty-one years. The two candidates, properly qualified, having the highest number of legal ballots, shall be declared duly elected for the office of sheriff for such county or city, and returned to the governor, with a certificate of the number of ballots for each of them."

Mr. DANIEL gave notice that at the proper time he would submit the following amendment to part five of the report of the committee on the judiciary department, relating to the courts of Baltimore city, being from section twenty-seven to section thirty-six inclusive:

#### COURTS OF BALTIMORE CITY.

Sec.— There shall be in the eighth judicial circuit three courts, to be styled the superior court of Baltimore city, the court of common pleas of Baltimore city and the criminal court of Baltimore city; the said superior court shall consist of three judges; and the said court of common pleas and criminal court of one judge each, all of whom shall be appointed in the same manner, hold their offices for the same time, and have the same general powers and duties as are herein prescribed for other judges of courts of record in this State.

Sec.— The superior court of Baltimore city shall have jurisdiction over all suits where the debt or damage claimed shall exceed the

sum of one thousand dollars, and in case any plaintiff or plaintiffs shall recover less than the sum or value of one thousand dollars, he or they shall be allowed or adjudged to pay costs in the discretion of the court. The said court shall also have jurisdiction as a court of equity within the limits of the said city over all suits and matters over which the present superior and circuit courts now exercise jurisdiction, and in all cases pending in the present superior court at the time of the adoption of this constitution, where the debt or damage claimed shall exceed the sum of five hundred dollars, but shall not exceed the sum of one thousand, and in all other civil cases not herein after assigned to the court of common pleas, subject to such modifications as may be made by law, and the judges shall so apportion and distribute the business of their court as shall best facilitate the despatch thereof and promote the ends of justice.

Sec.— Either of the judges of the said superior court may sit alone for the disposition of all formal and uncontested business as well as such contested business as the parties litigant shall consent to try before a single judge; but it shall be the right of any party to any contested cause pending in said court, or that shall be pending in either the present superior or circuit courts of said city, at the time of the adoption of this constitution, under such rules and regulations as the court may prescribe; to require the presence of at least two of the judges of said court at the trial thereof. No order for an injunction or the appointment of a receiver shall be passed without the concurrence of at least two of the judges therein.

Sec.— One of the judges of said superior court shall sit as chief judge of the orphans' court of Baltimore city.

Sec.— The court of common pleas of Baltimore city shall have jurisdiction in all suits where the debt or damage claimed shall exceed the sum of one hundred dollars, and shall not exceed the sum of one thousand dollars, and are not already pending in the superior court of Baltimore city; and shall also have jurisdiction in all cases of appeal from the judgment of justices of the peace in the said city, and shall have jurisdiction in all applications for the benefit of the insolvent laws of the State, and the supervision and control of the trustees thereof, or such other jurisdiction as may be prescribed by law.

Sec.— The criminal court of Baltimore city shall have all the jurisdiction now exercised by the present criminal court of said city, or such as may hereafter be prescribed by law.

Sec.— Each of the judges of the said superior court, and the judge of the court of common pleas and criminal court, shall receive an annual salary of thirty-five hundred dollars, which shall not be increased or diminished during their continuance in office.