

he may be interested, or where either of the parties may be connected with him by affinity or consanguinity, within such degrees as may be prescribed by law, or where he shall have been of counsel in the cause, and whenever any of the judges of the county courts, or of the courts of Baltimore city, shall be thus disqualified, or whenever by reason of sickness or any other cause, the said judges, or any of them, may be unable to sit in any cause, the parties may, by consent, appoint a proper person to try the said cause, or the judges shall exchange districts, and hold courts for each other, when they may deem it expedient, and shall do so when directed by law.

Sec. 25. No new original bill shall be filed or received in the High Court of Chancery of this State, from and after the ratification of this Constitution, by the people of this State, nor shall any cause be removed from any other court in the State, to the said court of Chancery from and after the said ratification; but all causes and proceedings now pending, or which may be pending in the said court of Chancery at the time of the said ratification, shall be heard, determined and proceeded with, by the present Chancellor or his successor in office, until they shall be brought to a final close, provided the same be done in five years, from the time of said ratification, and at the end and expiration of said five years, from the time of the said ratification, or sooner if the said business in chancery be sooner disposed of, the office of Chancellor of this State, and the office of Register in Chancery, shall be, and they are hereby abolished. The present Chancellor and Register in Chancery, and in the event of any vacancy in their respective offices, their successors in office respectively, to be appointed, as at present, by the Governor and Senate, shall, during said five years, or other shorter period, receive the same salary and compensation, which they now receive. The Legislature shall provide by law, for the recording, safe keeping, or other disposition of the records, decrees and other proceeding of the said court of Chancery, at the end and expiration of said five years or other shorter period, and for the transmission to the several counties of the State and city of Baltimore, of all such causes and proceedings in said court, as may be then undisposed of and unfinished, in such manner, and under such regulations as may be deemed necessary and proper.

Sec. 26. The present judges of the county courts, of the orphan's courts, of Baltimore city court, and of the magistrates' courts, and of the commissioners of insolvent debtors for the city of Baltimore, and justices of the peace shall remain in office until the election and qualification of the judges, and justices of the peace whose election is provided for by this Constitution and no longer.

Sec. 27. The first election of judges, clerks, registers and justices of the peace, and all other officers whose election by the people is provided for in this article of the Constitution shall take place throughout the State on the first Wednesday of October next, after the ratification of this Constitution by the people.

Sec. 28. Whenever lands lie partly in one

county, and partly in another, or whenever persons proper to be made defendants to proceedings in Chancery, reside, some in one county and some in another, that court shall have jurisdiction in which proceedings shall have been first commenced, subject to such rules, regulations and alterations as may be prescribed by law.

Sec. 29. In all suits or actions at law, and in all presentments and indictments, hereafter to be commenced or instituted in any of the courts of law of this State, having jurisdiction thereof, the judge or judges thereof, upon suggestion in writing, if made by the Attorney General, or the prosecutor for the State, or upon suggestion in writing supported by affidavit, if made by any other of the parties thereto, that a fair and impartial trial cannot be had in the court where such suit or action at law, or presentment and indictment is depending, shall and may order and direct the record of proceedings in such suit or action, presentment or indictment, to be transmitted to the judge of any adjoining county for trial, who shall hear and determine the same in like manner as if such suit or action, presentment or indictment, had been originally instituted therein; provided nevertheless, that such suggestions shall be made as aforesaid, before or during the term in which the issue or issues may be joined, in said suit or action, presentment or indictment. And provided also, that such further remedy in the premises, may be provided by law as the legislature shall from time to time direct and enact.

Sec. 30. All elections of judges and other officers provided for under this article of the constitution shall be certified, and the returns made by the clerks of the respective counties to the Governor, who shall issue commissions to the different persons for the offices, to which they shall have been respectively elected.

#### ESTIMATES

*Submitted by the Committee on the Judiciary.*

Costs of the present Judiciary of Maryland under the old Constitution:

Twelve associate judges of county courts, at \$1,400 per annum,	\$16,800
Six chief justices of county courts at \$2,200,	13,200
One chief judge of Court of Appeals, (extra pay allowed by law.)	300
Extra pay allowed by law to judges of Baltimore county and city,	8,000
The Chancellor's salary,	3,000
Sixty-six judges of Orphans' courts in the counties and city of Baltimore, at an average by actual returns of \$300, to each judge,	19,800
Salary of the commissioners of insolvent debtors for the city of Baltimore, at \$2,000 to each,	6,000