

CHAPTER VI

FROM 1851 TO 1867

AS has been remarked, none of the judges who formed the older Court of Appeals just before the change in 1851 became candidates for seats on the court under the new constitution. In the new first district, that to the north of a line drawn east and west through Baltimore City, John Thomson Mason, the second of that name, of Washington County, was elected over F. A. Schley; in the second district, to the south of Baltimore City, William H. Tuck, of Anne Arundel County, won over John Johnson, the Chancellor, whose office was now to be abolished; in Baltimore City, the third district, John Carroll LeGrand, on the Democratic ticket, was elected without opposition, the Whigs having nominated no candidate; and on the Eastern Shore, the fourth district, two former associate judges, John B. Eccleston, of Kent County, and William Tingle, of Somerset County, were contestants, and Judge Eccleston was elected. No distinction was now made in the dates of commissions issued to the judges; all were dated on November 22, 1851, except that of Judge Tuck, which was dated a week later. To Judge LeGrand's commission there was added: "and you are hereby appointed Chief Justice of the said Court." And on December 1, 1851, the four new judges met at Annapolis, filed their commissions, and took the qualifying oaths. They then ap-