

of the Peace and Constables for each ward of the city of Baltimore, and for each election district in the several counties, who shall be elected by the legal and qualified voters thereof, respectively, at the next general election for county officers thereafter, and shall hold their offices for two years from the time of their election, and until their successors in office are elected and qualified; and the General Assembly may, from time to time, increase or diminish the number of Justices of the Peace and Constables to be elected in the several wards and election districts, as the wants and interests of the people may require. They shall be, by virtue of their offices, conservators of the peace in the said counties and city respectively, and shall have such duties and compensation as now exist, or may be provided for by law. In the event of any two or more persons who shall have the highest and an equal number of votes, or a vacancy in the office of a Justice of the Peace, the Governor shall appoint a person to serve as Justice of the Peace until the next regular election of said officers, and in case any two or more persons who shall have the highest and an equal number of votes, or of a vacancy in the office of Constable, the County Commissioners of the county in which a vacancy may occur, or the Mayor and City Council of Baltimore, as the case may be, shall appoint a person to serve as Constable until the next regular election thereafter for said officers. An appeal shall lie in all civil cases from the judgment of a Justice of the Peace to the Circuit Court of the county, or to the Court of Common Pleas of Baltimore city, as the case may be, or if for the recovery of a fine, penalty or forfeiture, to the Criminal Court, and on all such appeals, either party shall be entitled to a trial by jury, according to the laws now existing, or which may 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;

Mr. Daniel moved to informally postpone the consideration of the amendment;

Decided in the negative.

The question then being on the adoption of the amendment,

Mr. Stockbridge submitted the following amendment:

Sec. 37. Strike out from "Superior," in line three, "Court," in line four inclusive, and insert: "Court of Common Pleas, and of the Criminal Court;"

Decided in the affirmative.