

cessor shall be elected, whose tenure of office shall be the same, as hereinbefore provided; but if the vacancy shall occur in the city of Baltimore, the time of election shall be the fourth Wednesday in October following.

Election of
Judges.

Appointment
by Gov-
ernor.

[SEC. 5. After the election for judges, as hereinbefore provided, there shall be held in this State, in every fifteenth year thereafter, on the Tuesday after the first Monday in November of such year, an election for judges as herein provided; and in case of death, resignation, removal or disqualification by reason of age or otherwise of any judge, the Governor shall appoint a person duly qualified to fill said office, who shall hold the same until the next general election for members of the General Assembly, when a successor shall be elected, whose term of office shall be the same as hereinbefore provided, and upon the expiration of the term of fifteen years for which any judge may be elected to fill a vacancy, an election for his successor shall take place at the next general election for members of the General Assembly to occur upon or after the expiration of his said term; and the Governor shall appoint a person duly qualified to hold said office from the expiration of such term of fifteen years until the election and qualification of his successor.]*

Duties.

SEC. 6. All judges shall, by virtue of their offices be conservators of the peace throughout the State; and no fees, or perquisites, commission or reward of any kind, shall be allowed to any judge in this State, besides his annual salary, for the discharge of any judicial duty.

Ex parte O'Neill, 8 Md., 227. State vs. Glenn, 54 Md., 572. Sevinsky vs. Wagus, 76 Md., 335.

Disqualifica-
tions.

SEC. 7. No judge shall sit in any case wherein he may be interested, or where either of the parties may be connected with him by affinity or consanguinity within such degrees as now are or may hereafter be prescribed by law, or where he shall have been of counsel in the case.

Crawfrd vs. Crawford, 22 Md., 447.

SEC. 8. The parties to any cause may submit the same to the court for determination, without the aid of a jury; and the judge, or judges of any court of this State, except the Court of Appeals, shall order and direct the record of proceedings in any suit or action, issue or petition, presentment or indictment, pending in such court, to be transmitted to some other court (and of a different circuit, if the party ap-

*Thus amended by Act of 1860, Chapter 417, ratified by the people at November election, 1881.