

WITH THE AMENDMENTS INGRAFTED.

year as usual; and no sheriff shall be qualified to act before the same is given. In case of death, refusal, resignation, disqualification, or removal out of the county, before the expiration of the three years, the other person chosen as aforesaid shall be commissioned by the governor to execute the said office for the residue of the said three years, the said person giving bond, with security, as aforesaid; and in case of his death, refusal, resignation, disqualification, or removal out of the county, before the expiration of the said three years, the governor, with the advice of the council, may nominate and commission a fit and proper person to execute the said office for the residue of the said three years, the said person giving bond and security as aforesaid. The election shall be held in separate districts(y) as appointed for the election of delegates; and all matters relating to the judges, place, time and manner, of holding the elections for sheriffs of the several counties, shall hereafter be regulated by law(z). Every free white male citizen of this state, above twenty-one years of age, and no other(a), having resided twelve months within this state, and six months in the county, or in the city of Annapolis or Baltimore, next preceding the election at which he offers to vote(b), shall have a right of suffrage, and shall vote, by ballot, in the election of such county or city, or either of them, for sheriffs. No person to be eligible to the office of sheriff for a county, but an inhabitant of the said county above the age of twenty-one years(c).

43. That every person who shall offer to vote for delegates, or for the electors of the senate, or for the sheriff, shall, (if required by any three persons qualified to vote,) before he be admitted to poll, take such oath, or affirmation, of support and fidelity to this state, as this convention or the legislature shall direct.

44. That a justice of the peace may be eligible as a senator, delegate, or member of the council, and may continue to act as a justice of the peace,

45.(d).

46. That all civil officers hereafter to be appointed for the several counties of this state, shall have been residents of the county respectively for which they shall be appointed six months next before their appointment, and shall continue residents of their county respectively during their continuance in office.

(y) The original section provided that the election should be held at the same time and place appointed for the election of delegates, and the elections for sheriffs are included with those for delegates directed by the act of 1793, ch. 115, confirmed by 1799, ch. 48, to be held in separate districts, which are particularly stated in the second section.

(z) This provision arises also under the act of 1798, ch. 115, confirmed by 1799, ch. 48, as stated in note (c) to the second section.

(a) The property qualification for voters, (which in the original was the same as in voters for delegates,) was abolished by November 1809, ch. 83, confirmed by 1810, ch. 33, as stated in note (a) to the second section.

(b) The act of November 1809, ch. 83, confirmed by 1810, ch. 33, established this term of residence instead of the former as stated in note (b) to the second section.

(c) In the original section no person was eligible to the office of sheriff, but an inhabitant of the county, above twenty-one years of age, and having real and personal property in the state above the value of one thousand pounds current money, which was altered by the act of November 1809, ch. 198, confirmed by 1810, ch. 18, abolishing such parts of the constitution as required a property qualification in persons to be appointed or holding offices of trust or profit in this state.

(d) This section, which declared that no field officer of the militia should be eligible as a senator, delegate or member of the council, was abolished by the act of November 1809, ch. 65, confirmed by 1810, ch. 78. It is numbered and left blank in order to preserve the original numbers of the other sections.