

³⁶The Maryland county-based system was struck down by the U.S. Supreme Court in *Maryland Committee for Fair Representation v. Tawes*, 377 U.S. 656 (1964) as not sufficiently tied to population and denied equal protection of the laws. Failure to adequately comply with the "one-man one-vote" principle led to subsequent litigation in *Hughes v. Maryland Committee for Fair Representation*, 241 Md. 471, 217 A.2d 273 (1973) cert. den. 384 U.S. 950; *Pohoryles v. Mandel*, 312 F. Supp. 334 (1970); *Md. Citizens for a Representative General Assembly v. Governor of Md.*, 429 F.2d 606 (1970); *In re Legislative Districting of State*, 271 Md. 320, 317 A.2d 477 (1974) cert. den. 419 U.S. 840. The current legislative apportionment adopted for the 1982 general election is set forth in Section 47 of Article 40 of the *Annotated Code of Maryland* and was not disturbed by court challenges.

³⁷Both the Democratic and Republican parties are organized with State Central Committees in each county. These local officials have statutory as well as traditional functions to perform in the politics of Maryland relating to appointments, patronage, fundraising and campaigning. See generally Sections 11-1 to 11-3, Article 33, *Annotated Code of Maryland*; Franklin L. Burdett, *Election Practices in Maryland*, (Baltimore: University of Maryland, 1950), pp. 16-29.

³⁸The area and population information for all counties is listed in Appendix C, Table 1.

³⁹The perils of geographic generalization are noted in Charles W. Roll and Albert H. Cantril, *Polls, Their Use and Misuse in Politics*, (Cabin John, MD: Seven Locks Press, 1980), pp. 76-82.

⁴⁰*Laws of Maryland*, 1789, Chapter 29.

⁴¹*Laws of Maryland*, 1835, Chapter 256, confirmed by Acts of 1836, Chapter 19.

⁴²Howard County had some attributes of a county by virtue of Chapter 22, Acts of 1838 confirmed by Chapter 50, Acts of 1839 but it was not officially created as a county until the ratification of the 1851 Constitution, Article VIII, Section I.

⁴³*Laws of Maryland*, 1872, Chapter 212.

⁴⁴The original tract of land purchased for the new town of Baltimore in 1729 contained 60 acres. By 1800 the town had grown by bits and pieces to 808 acres and a population of 26,514. The annexations of 1816, 1888 and 1918 added 13.45, 17.48 and 59.74 square miles respectively: *Laws of Maryland*, 1816, Chapter 209; *Laws of Maryland*, 1888, Chapter 98; *Laws of Maryland*, 1918, Chapter 82. The last annexation took 46.4 square miles from Baltimore County and 5.6 square miles from Anne Arundel County and added almost 65,000 people to the city culminating a seven-year legislative battle in Annapolis.

⁴⁵The label "Free State" was first widely used in the 1920s to characterize Maryland's refusal to pass state enforcement acts subsequent to the adoption of the Prohibition Amendment although some contend that the phrase relates to Maryland's status during the Civil War or to its early religious toleration.