

similarly disqualified, who shall have the next highest number of votes in said election, shall be declared elected. If, by reason of such a condition or by reason of an equal vote for two or more candidates a sufficient number of associate judges duly qualified as to residence as above set out should not be elected at any election in said sixth judicial circuit, then it shall be the duty of the Governor to order a new election for such unfilled office or offices.<sup>1</sup>

Sec. 28.

Baltimore City ordinance providing for inspection of meat, etc., not invalid because it provides for appeal to Baltimore City Court from action of Health Commissioner, and limits jurisdiction of that court to questions of law. *Baltimore v. Bloecher & Schaaf*, 149 Md. 661.

Zoning ordinance of Baltimore City not invalid because it provides appeal to Baltimore City Court, and not to Court of Appeals. *Tighe v. Osborne*, 150 Md. 464. See Code, art. 66B.

Sec. 29.

Cited in dissenting opinion in *In re Rickell's Estate*, 158 Md. 665.

Sec. 31A. In addition to the authority granted to the Mayor and City Council of Baltimore by the preceding section to pay to each of the judges of the Supreme Bench the annual sum of Five Hundred Dollars, authority is hereby given to said Mayor and City Council to pay to each of said judges such further annual sum as an addition to their respective salaries as the Mayor and City Council of Baltimore shall from time to time deem right and proper, provided, that any such sum being once granted shall not be diminished during the continuance of said judges in office.<sup>2</sup>

Sec. 38.

Cited but not construed in *State v. Little*, 157 Md. 457.

Sec. 39.

This section and art. 11A of Constitution, referred to in overruling objection to zoning ordinance of Baltimore City, based on its extending jurisdiction of Baltimore City Court by providing appeal to it from Board of Zoning Appeals. *Goldman v. Crowther*, 147 Md. 310.

This section referred to in construing art. 23, sec. 404, of Code—see notes thereto. *Public Serv. Comm. v. Byron*, 153 Md. 476.

Sec. 40.

See notes to art. 23 of Declaration of Rights.

Sec. 42.

Act creating police justice for town of Takoma Park, to be appointed by Governor on recommendation of Mayor and Council, invalid under this section and sec. 1 of this article. *Day v. Sheriff*, 162 Md. 221.

Sec. 45.

See notes to art. 87, sec. 2, of Code.

<sup>1</sup> An amendment making this section read as above was submitted by act of 1935, ch. 426, and will be voted upon by the people in November, 1936. For the section in its present form, see page 121, vol. 1, 1924 ed.

<sup>2</sup> Thus amended by act 1924, ch. 177, and ratified by the people November 4, 1924.