

3. Whenever the judge of any Circuit Court shall be disqualified as aforesaid from sitting in any equity cause or causes pending in his court, the clerk of the court, unless the parties by consent shall appoint a person to try the same within one month after the announcement of such disqualification, shall certify such disqualification to any judge of the Court of Appeals, who shall forthwith appoint a person as special judge to try such causes, and the person so appointed shall proceed to act therein until their final settlement in the same manner as the judge of the said court could have acted but for such disqualification, and in case any of the parties to any such cause are infants, or otherwise incompetent to consent to the appointment of a person to try the same, then the notification and appointment of special judge, as before directed, shall be made immediately, and in like manner the notification and appointment of a special judge shall be made immediately, whenever any such judge shall be disqualified as aforesaid to sit or act in any case of an application for an injunction or the appointment of a receiver.

4. If either of the judges of the courts of Baltimore city, having equity jurisdiction, shall be disqualified as aforesaid, to sit in any cause in equity pending in his court, the clerk of the court where the case is pending, unless the parties thereto, by consent, shall appoint a person to try the same within one month after the announcement of such disqualification, shall transmit all the papers in the case, with a copy of the docket entries to the other court, the judge whereof shall try the same as if it had been instituted in his court; but in cases for an injunction or the appointment of a receiver, the clerk of the court where the same is pending, immediately upon the announcement of the disqualification of the judge, shall notify the judge of the other court, having equity jurisdiction, who shall try the case and act therein as if it had been instituted in his court.

5. If any of the defendants in any equity cause wherein the judge shall be disqualified as aforesaid, are non-residents, and shall not appear in compliance with an order of publication within ten days after the time fixed by said order for their ap-