

Baltimore, then to the superior court or circuit court or circuit court No. 2 of said city ; and the court shall appoint and issue a commission of five discreet, sensible men, to be commissioners, authorizing and empowering them, or a majority of them, to proceed in the premises according to the directions of this article, and in all respects conform to and comply with the provisions hereof ; and the said commissioners, or a majority of them, before they proceed to act, shall severally take an oath (to be annexed to the said commission), before some justice of the peace for the county or city, or other person authorized to administer an oath, well and faithfully to perform the duties required of them by the commission, without favor, partiality or prejudice, and according to the best of their judgment and understanding.

Colston v. Dorchester Co. Court, 4 H & McH. 283. *Massey v. Massey*, 4 H. & J. 141. *Hardy v. Summers*, 10 G. & J. 322. *Chaney v. Tipton*, 11 G. & J. 253. *Hughes' Case*, 1 Bl. 46. *Bennett v. Bennett*, 5 Gill, 463. *Haines v. Haines*, 6 Md 435.

1868, art. 46, sec. 33. 1860, art. 47, sec. 33. 1820, ch. 191, sec. 8.

33. Whenever a majority of the commissioners to be appointed in virtue of this article shall qualify they may proceed in the execution of the same in the same manner as they may do when the whole commissioners qualify as aforesaid.

Ibid sec. 34. 1860, art. 47, sec. 34. 1820, ch. 191, sec 14.

34. In the execution of this article, and before any proceeding is had by the commissioners, they, or a majority of them, shall cause notice to be given to all parties concerned by advertisement set up at the door of the court-house of the county or counties or city where the lands may lie, and in such other public places in the county or counties or city as they may direct, at least thirty days previous to their proceeding to execute the said commission.

Cecil v. Dorsey, 1 Md. Ch 223

Ibid. sec. 35. 1860, art. 47, sec. 35. 1820, ch. 191, sec. 15.

35. If any minor shall be interested who hath not a guardian then the court from which the commission issues shall appoint a guardian for the purpose.

Ibid. sec. 36. 1860, art. 47, sec. 36. 1820, ch. 191, sec. 50.

36. In cases where a commission may issue from any court to make partition of an intestate's estate, and any of the parties