

to fill such vacancy or vacancies ; and the nomination of the person or persons thus appointed during such recess, or of some other person in his or their place, shall be made to the senate within thirty days after the next meeting of the legislature.

*Handy et al v. Hopkins et al* 59 Md. 157.

1888, art. 25, sec. 4 1860, art. 28, sec. 2. 1804, ch. 73, secs. 3-6.

4. They may sue and be sued, and may sue for any injury done to the property of the county, or to recover possession thereof, or may be sued by any claimant of such property.

*Prince George's Co. v. Mitchell*, 97 Md 339.

*Ibid.* sec. 5. 1860, art. 28, sec. 3. 1853, ch. 372. 1854, ch. 297.

5. The number of county commissioners in each county shall be as fixed by the code of local laws for each county.

*Ibid.* sec. 6. 1860, art. 28, sec. 4. 1853, ch. 239, sec. 4.

6. They shall meet in their respective counties within sixty days after their election and qualify by taking the oaths required by law, and shall meet once a quarter, and as much oftener as the necessities of the county may in their judgment require ; provided, however, that the meeting to make the annual levy of taxes shall be held previous to the first day of July in each year.

*American Coal Co. v. Co. Comm'rs of Allegany Co.*, 59 Md. 186. *B. C. & A. Ry. Co. v. Wicomico Co.*, 93 Md. 123.

*Ibid* sec 7. 1860, art. 28, sec. 5 1817, ch. 78. 1823, ch. 62. 1835, ch. 307. 1853, ch. 239, sec. 2.

7. They shall levy all needful taxes on the assessable property within the county liable to taxation and provide for collecting the same, and they may make such levy in whole or in part by estimate ; they shall provide for the support of the courts, compensate jurors and county or State witnesses, levy for out-pensions allowed by themselves or the trustees of the poor, and such sums as may be necessary to pay accounts allowed by them for the funeral expenses of paupers, and pay and discharge all claims on or against the county which have been expressly or impliedly authorized by law.

*Co Comm'rs v. Baker*, 44 Md. 1. *Webster et al. v. Co. Comm'rs of Balto. Co.*, 51 Md. 399 *Peter v. Prettyman et al.*, 62 Md. 571. *Hall v. Somerset County*, 82 Md. 620. *Schamel v. Washington Co.*, 83 Md. 129. *Faust v. Building Asso.*, 84 Md. 193. *Worcester Co. v. Melvin*, 89 Md. 39. *Prince George's Co. v Mitchell*, 97 Md. 339 *Smith Fire Proof Co. v Munroe*, 97 Md. 371.