

is to take place. Such notice shall be served on the persons entitled to vote at such election in the same manner as warnings for duty are given. If it shall so happen that those entitled to vote at said elections shall not have received legal notice, then the officers detailed to preside at said election shall have the power to adjourn the meeting and cause such notice to be given; but the presence of a person entitled to vote at said election shall be deemed a waiver of his right to take exception to the want of legal notice to him. A majority of those entitled to vote must be present before an election can be held. The election must be by ballot, and a majority of the votes of all persons present at an election shall be necessary to a choice. The presiding officer shall at once notify the person elected in writing of his election. If a person elected at any such election shall not, within ten days after being notified of his election, signify his acceptance of same to the presiding officer, he shall be considered as declining the office to which he shall have been elected, and a new election shall be held. Should there be no choice, the presiding officer shall adjourn the meeting and the convening officer may order another meeting, and at that meeting open the polls for another election; and if such second meeting result in no choice, the Governor shall be notified and may then fill the vacancy by appointment. The presiding officer shall forward the proceedings of an election in such manner as provided in the regulations issued under this Article.

42. There shall be a retired list, to be known and designated as the "Maryland National Guard, Retired," and the officers placed thereon as herein provided shall be authorized to wear their uniforms and equipments upon all military occasions and occasions of ceremony. They will wear the insignia of their grade, but not the designation of the particular organization to which they belonged when in the Maryland National Guard. Retired officers upon said list shall be amenable to court-martial for military offenses to the same extent as officers on the active list of the Maryland National Guard. Any officer of the National Guard who has reached the age of sixty-four years may be placed upon the retired list by the Governor. Any commissioned officer who shall have served in the military service of the State for fifteen years may, upon his own request, be placed upon the retired list and withdrawn from active service and command by the Governor. Any commissioned officer who has become, or shall hereafter become, disabled and thereby incapable of performing the duties of his office shall be withdrawn from active service and command and placed on the retired list. Any commissioned officer who has become, or shall hereafter become, unfit or