

(5) THE DIVISION OR COMBINATION, OR BOTH, OF THE PROPERTY, ASSETS AND RIGHTS WAS DECIDED UPON AND CARRIED OUT IN ACCORDANCE WITH THIS SUBTITLE; AND

(6) THE BOUNDARIES OF THE DISTRICT AS DESCRIBED IN THE PETITION, OR FURTHER DEFINED BY THE COMMITTEE.

REVISOR'S NOTE: This section is new language derived from Art. 66C, §102(e) of the Code which is proposed for deletion, infra. The present provisions providing that either statement need contain no detail other than "mere recitals" is omitted here because it is unnecessary. Subsections (b) and (c) are revised to require applicants to "recite" facts.

The present provision requiring the application to contain "matters required in subsection (f) (2), (3), (4), and (5) of §92 of this subheading" is omitted here because this section was repealed by Ch. 752, Acts of 1969. Consequently, language added in subsection (b) (5), (6), (7), and (8) is derived from the previously repealed subsection.

Likewise, in subsection (c) new language derived from former subsection (f) is also added to incorporate the procedures for swearing to the application.

SEC. 8-404. CERTIFICATE OF CONSTITUTION OF DISTRICT; POWERS OF NEW DISTRICTS AND SUPERVISORS.

(A) RECORDATION OF APPLICATIONS; ISSUANCE OF CERTIFICATE OF CONSTITUTION OF DISTRICT.

WHEN THE SECRETARY OF STATE HAS EXAMINED, RECEIVED, FILED, AND RECORDED THE APPLICATION, IN THE BOOK FOR THE RECORDING OF APPLICATIONS FOR THE ORGANIZATION OF DISTRICTS, THE OLD DISTRICTS SHALL CEASE TO EXIST, AND THE RESULTING DISTRICTS SHALL CONSTITUTE POLITICAL SUBDIVISIONS OF THE STATE AND PUBLIC BODIES CORPORATE AND POLITIC. THE SECRETARY OF STATE SHALL ISSUE TO THE SUPERVISORS OF EACH RESULTING DISTRICT, UNDER THE SEAL OF THE STATE, A CERTIFICATE OF CONSTITUTION BY DIVISION OR COMBINATION, OR BOTH, OF ANY DISTRICT, AND SHALL RECORD THE CERTIFICATE WITH THE APPLICATION AND STATEMENT.