

laws of this State, and the supervision and control of the trustees thereof."

Strike out the 30th section and insert the following:

"The equity court of Baltimore city, shall have exclusive jurisdiction as a court of equity, within the limits of the said city, and shall not have jurisdiction in applications for the writ of *habeas corpus*."

Strike out section 31, and insert the following:

"Sec. 31. The criminal court of Baltimore city, shall have jurisdiction of all crimes and offences committed in said city, and shall exercise all the jurisdiction now exercised by the criminal court of said city, and shall have jurisdiction in all cases of appeals from justices of the peace for the recovery of fines, penalties, and forfeitures, and such other jurisdiction as the legislature may from time to time prescribe."

Strike out section 32, and insert the following:

"Sec. 32. There shall be a clerk of the superior court of Baltimore city, and a clerk of the equity court of Baltimore city, and a clerk of the court of common pleas of Baltimore city, and a clerk of the criminal court of Baltimore city, and each of the said clerks shall be elected by the legal and qualified voters of said city, and shall hold his office for six years from the first day of January succeeding his election, and until his successor is elected and qualified, and be re-eligible thereto, subject to be removed for wilful neglect of duty, or other misdemeanor in office on conviction in a court of law. In case of a vacancy in the office of a clerk of any of said courts, the judge of the court of which he was clerk, shall have the power to appoint a clerk until the general election of delegates held next thereafter, when a clerk shall be elected for the residue of the term thus made vacant."

Strike out section 33, and insert:

"Sec. 33. The clerk of the court of common pleas, shall have authority to issue within said city, all marriage and other licenses required by law, subject to such provisions as the legislature have now or may hereafter prescribe, and the clerk of the superior court of said city shall have the custody of all deeds, conveyances and other papers now remaining in the office of said court, and shall hereafter receive and record all deeds, conveyances and other papers which are required by law to be recorded in said city. He shall also have custody of all other papers connected with the proceedings on the law or equity side of Baltimore county court, and of the dockets thereof so far as the same have relation to the city of Baltimore."

Strike out section 34, and insert the following:

"Sec. 34. The present clerk of the superior court, and of the court of common pleas, and

of the criminal court, shall continue to act as clerks of said courts respectively, for the time which they were severally elected, and in case of the death, resignation or disqualification of either of said clerks before the expiration of the time for which they were elected, the judge of the court, where such death, resignation or disqualification may occur, shall have the power to appoint a clerk as provided by the 33d section of this article. The clerk of the present circuit court of Baltimore city, shall continue to act as clerk of the equity court of Baltimore city, until the first election for members of the general assembly, when a clerk of said equity court shall be elected, in accordance with the provisions of this constitution."

Strike out section 35, and insert the following:

"Sec. 35. All the cases and proceedings pending and undisposed of, on the equity side of the superior court, shall after the adoption of this constitution, be transmitted by the clerk of the superior court to the clerk of the equity court of said city, under such regulations as the judge of said superior court may deem necessary and proper."

Mr. Audoyn gave notice that at the proper time he would submit the following amendment to the report of the committee on the judiciary department:

Substitute for section 37:

"The general assembly at its first session after the adoption of this constitution, shall fix the number of justices of the peace and constables for each ward of the city of Baltimore, and for each election district in the several counties, who shall be elected by the legal and qualified voters thereof respectively at the next general election for delegates thereafter, and shall hold their offices for two years from the time of their election, and until their successors in office are elected and qualified; and the general assembly may, from time to time, increase or diminish the number of justices of the peace and constables to be elected in the several wards and election districts, as the wants and interests of the people may require. They shall be, by virtue of their offices, conservators of the peace in the said counties and city respectively, and shall have such duties and compensation as now exist, or may be provided for by law. In the event of a vacancy in the office of a justice of the peace the governor shall appoint a person to serve as justice of the peace until the next regular election of said officers, and in case of a vacancy in the office of constable the county commissioners of the county in which a vacancy may occur, or the mayor and city council of Baltimore, as the case may be, shall appoint a person to serve as constable until the next regular election thereafter for said officers. An appeal shall lie in all civil cases from the judgment of a justice of the peace to the circuit court, or to the court of