

148. In any case in chancery upon the filing of the answer of an infant defendant, taken in the manner prescribed by law, admitting the facts stated in the bill, or making no defence to the claim of the complainant, commission to take testimony may issue at the instance of the complainant, directed to such person as the court may appoint.

149. In all cases where any of the defendants have appeared and answered, and a commission to take testimony has issued, and there are other defendants who are in default for not appearing or answering, and against whom a commission ex parte might issue, it shall not be necessary to issue such ex-parte commission; but the complainant may take all his testimony under the commission issued as aforesaid, and such testimony shall be as available against the defendants who are in default, as if the same was taken under an ex-parte commission.

ARTICLE XVII.

Chemist—Agricultural.

SEC. 1. The Governor, by and with the advice and consent of the Senate, shall biennially appoint and commission a person of ability, integrity, and suitable practical and scientific attainments, as Agricultural Chemist for the State.

2. If a vacancy shall occur in said office during the recess of the Senate, the Governor shall fill such vacancy.

3. The agricultural chemist shall receive an annual salary of two thousand dollars, to be paid as the salaries of other civil officers; and for the purchase of chemical implements and materials, the annual sum of fifty dollars.

4. The State shall be divided into three districts, to wit: the first shall comprise that part of the State comprised in the first gubernatorial district; the second, that of the third gubernatorial district; and the third, that of the second gubernatorial district.