

seded under its provisions, continue with like powers and jurisdiction, and in the exercise thereof, both at Law and in Equity, in all respects, as if this Constitution had not been adopted; and when said Courts shall be so superseded, all causes, then depending in said Courts shall pass into the jurisdiction of the several Courts, by which they may, respectively, superseded.<sup>1</sup>

SEC. 3. Vacant.<sup>2</sup>

SEC. 4. If at any election directed by this Constitution, any two or more candidates shall have the highest and an equal number of votes, a new election shall be ordered by the Governor, except in cases specially provided for by this Constitution.

SEC. 5. In the trial of all criminal cases, the jury shall be the Judges of the Law, as well as of fact, except that the Court may pass upon the sufficiency of the evidence to sustain a conviction.<sup>3</sup>

SEC. 6. The right of trial by Jury of all issues of fact in civil proceedings in the several Courts of Law in this State, where the amount in controversy exceeds the sum of five dollars, shall be inviolably preserved.

<sup>4</sup>SEC. 7. All general elections in this State shall be held on the Tuesday next after the first Monday in the month of November, in the year in which they shall occur.

SEC. 8. Vacant.<sup>5</sup>

SEC. 9. The Term of office of all Judges and other officers, for whose election provision is made by this Constitution, shall except in cases otherwise expressly provided herein, commence from the time of their Election; and all such officers shall qualify as soon after their election as practicable, and shall enter upon the duties of their respective offices immediately upon their qualification; and the Term of office of the State Librarian and of the Commissioner of the Land Office shall commence from the time of their appointment.

SEC. 10. Any officer elected or appointed in pursuance of the provisions of this Constitution, may qualify, either according to the existing provisions of law, in relation to officers under the present Constitution, or before the Gov-

<sup>1</sup>The word "be" evidently omitted.

<sup>2</sup>Repealed by Chapter 99, Acts of 1956, ratified November 6, 1956.

<sup>3</sup>Thus amended by Chapter 407, Acts of 1949, ratified November 7, 1950.

<sup>4</sup>Thus amended by Chapter 99, Acts of 1956, ratified November 6, 1956.

<sup>5</sup>Repealed by Chapter 99, Acts of 1956, ratified November 6, 1956.