

SEC. 6. *And be it enacted.* That the provisions of the act of November session, of the year eighteen hundred and four, chapter one hundred and seven, shall extend to all cases in equity, in any wise concerning lands, tenements or hereditaments, or any interest or benefit, in, of, or from the same where the persons, who if alive should be defendants, shall be known to have died, whether having been residents or non-residents of this State, and it shall not be known whether they have left heirs or devisees proper to be defendants, instead of such deceased person, or if they shall have left any, who are where they may be; *Provided, however,* that the court be satisfied that diligent search has been made for the ascertainment and discovery of such heirs or devisees, and that they have not been found within this State; and the provisions of this section, and of the act aforesaid, shall be construed to extend to all equitable as well as legal estates or interests.

CHAP. 380.

Act of 1894, ch. 107
extended

SEC. 7. *And be it enacted,* That when the court of chancery or any county court as a court of equity shall require bond, with or without security, to be given in any case, and the parties concerned therein shall be numerous, or it shall for other reasons appear proper to the court to take bond in such form, such bond may be taken in the name of the State as obligee, and be sued by any person interested as public bonds may; and a copy certified by the clerk of the court under the seal thereof, shall be received in evidence to the same effect as certified copies of public bonds aforesaid.

Bonds may be taken as public bonds

SEC. 8. *And be it enacted,* That when an injunction shall issue from the court of chancery or any county court as a court of equity, the court on application of any of the parties, may order testimony in reference to the allegations of the bill to be taken on behalf of all the parties in such form as it may direct, and on such terms, and under such regulations as to notice and otherwise as may be deemed equitable, and so however, that such testimony be returned by the day when the motion for dissolving such injunction shall be heard, and the order providing also, that notice of the granting such order be given as shall be prescribed

In case of injunction, the court may order testimony to be taken

Returnable