

shall be issued of a less denomination than one dollar, and nothing herein shall be construed to enlarge the total amount of the notes to be issued by any bank beyond what is now allowed by law.

Passed February 4, 1864.

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## ARTICLE XVI.

### Chancery.

#### NON-RESIDENTS.

Chapter 89 repeals section 89 and substitutes the following:

SEC. 1. In every suit in Chancery by bill or petition where the defendants, or any of them, shall be infants residing out of this State, in any other of the United States, or where application is made by the guardian or *prochein amy* of any non-resident infant, to sell, lease, mortgage or exchange the real or personal property of such infant, on the prayer or petition of the complainant or petitioner a commission may be issued, without any previous process or notice, to any two persons in the discretion of the judge of the court in which such suit is brought, who reside near such infant, authorizing them, or either of them, to appoint a guardian to answer for such infant or infants, and take answer of such infants by their said guardian, and the said judge may prescribe the mode of authenticating the execution of such commission; and the answer of every infant so taken in any case, when returned to the court issuing the commission, shall be as effectual as if taken under a commission duly executed within the jurisdiction of such court.

Passed February 17, 1864.

#### SALES.

Chapter 360 amends section 126, and enacts as follows:

2. Where any person dies, leaving any real estate in possession, remainder or reversion, and not leaving personal estate,