

*que trusts*, or other persons, for past acts, defaults, or omission of duty.

Sub-Sec. 2. That upon passing such decree as mentioned in the preceding section or at any time thereafter, on the motion of any person interested in the further execution of said trust, where the character of the trust requires the appointment of another person as trustee in the place of the discharged trustee, the said court shall appoint some suitable person to act thereafter in execution of said trust; *provided*, nevertheless, that where any person shall be in the same trust as a co-trustee, satisfactory evidence shall be produced before the appointment of a substituted trustee that such co-trustee had actual notice of the proposed appointment of such new trustee and full time to be heard in relation thereto.

Ibid s. 2

Court to appoint new trustee  
Proviso

Approved April 7, 1870.

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## ARTICLE XVIII.

### Clerks of Courts.

35. Clerks empowered to administer oaths.

1870, c. 295 repeals section 35 and re-enacts the same with amendments:

SEC. 35. The clerks of all the courts to which jurors are summoned shall administer to the sheriff the oath required to be taken by him on his returning a panel of jurors, and the clerks of the several courts of this state, and their deputies, are hereby empowered to administer oaths upon all legal papers for file in their respective offices upon which affidavits are required by law.

1870, c 295  
Clerks empowered to administer oaths.

Approved and in force April 4, 1870.