

month of October he received an envelope directed to
 him covering a commission appointing him the said James
 Millan Sheriff of this county which was by him placed in his office
 in a conspicuous place & there kept for two months from the
 date of the said commission that some time in December two
 months having elapsed from the date of the said commission he
 certified to the executive the failure of said James Millan to
 give bond and security according to law, that some time in
 the same month December, he the said Samuel Kello
 received another envelope directed to him covering a commission
 appointing Samuel Blunt, to be Sheriff of this county which
 said commission was dated on the 23rd of Dec^r 1811 that
 that commission also was kept in the office in a conspicuous
 place until the 17th of February 1812 when James
 Rochelle the deputy of the said Samuel informed him the
 said Samuel that Samuel Blunt had applied for his
 commission and the said Samuel directed the said James to
 deliver the said commission appointing the said Samuel
 Blunt to be Sheriff to him the said Samuel that on
 the 24th of the month of February 1812 that said
 Samuel Kello certified the failure of said Samuel Blunt
 to give bond and security according to law.

It also appeared to the court that the commission appointing James Millan
 was the 1st day of 1811, appointing S. Kello as Sheriff of this county, and by a judgment
 of the court to give bond & security according to law.

after hearing the testimony and all the circumstances of the
 said having made no nomination of persons to the executive for the office of Sheriff
 and upon mature deliberation thereon had are
 of opinion that the commission appointing James Millan
 to be Sheriff of this county, ^{this day presented by him to the court} was illegally & improvidently
 issued and is therefore void & thereupon the court doth
 refuse to admit the said James Millan to give bond.

dict of appeals

July 1811