

kept in his office in a conspicuous place until the 14th Feb^y 1812 when James Rochelle, the deputy of the said Samuel informed him that Samuel Blunt, had applied for his commission and the said Samuel Kello directed him the said James to deliver the said commission to him the said Samuel Blunt, that on the 24th of Feb^y 1812 the said Samuel Kello certifying the failure of him the said Samuel Blunt to give bond and security according to law. It also appeared to the court that some time previous to the 24th of Feb^y 1812 the said Samuel Blunt, by an endorsement on the back of the said commission (dated the 23rd Dec^r 1811) certified to the executive that he would not accept the same, whereupon another commission was issued by the executive bearing date the 19th day of February 1812 appointing the said James Mullan to be Sheriff of the said county of Southampton. It also appeared to the court that the said commission bearing date the said 19th day of February 1812 hath been declared void by a judgment of the court of appeals, and that no nomination of person for the office of Shff of S^t. Town county hath been made by the court of the said county to the executive since July court 1811 till the first day of the present term. For the reasons foregoing the court have refused to admit the said James Mullan, to qualify as Sheriff of the county of S^t. Town aforesaid under a commission from the Executive appointing him Sheriff (dated the 21st day of January 1813) and the oaths which Sheriffs have been accustomed to take according to the act of assembly in such case made and provided to him the said James Mullan, we have not admitted nor can we admit the said