

number should not thus be made up, because of an equal number on the second ballot still being in favour of two or more persons, then the election shall be determined by lot, between those who have equal numbers; which proceedings of the electors shall be certified under their hands, and returned to the chancellor for the time being.

XVIII. That the electors of senators shall judge of the qualifications and elections of members of their body, and on a contested election, shall admit to a seat, as an elector, such qualified person as shall appear to them to have the greatest number of legal votes in his favour.

XIX. That the electors, immediately on their meeting, and before they proceed to the election of senators, shall take the oath of support and fidelity to this state herein after expressed, and also an oath, "to preserve and support the constitution and form of government of this state, and to perform the duties of an elector of the senate."

XX. That any citizen of this state, elected a member of the general assembly, or an elector of the senate, who is conscientiously scrupulous of taking an oath in any case, and who is permitted by the constitution and form of government to affirm in certain cases, may, on taking his seat in the legislature, or as an elector of the senate, take his solemn affirmation, or declaration, instead of the oath prescribed.

XXI. That in case any vacancy shall hereafter happen in the senate, by the refusal to act, death, resignation, disqualification, or removal out of this state,
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