

ceiving the profits thereof, longer than four years successively; and no sheriff shall hold any other office at the same time; and the legislature may, from time to time, regulate the office of sheriff, and require indubitable and ample security to be given for the faithful performance of all the duties of his office.

XXXIX. That the chancellor shall appoint the register of the chancery court, and the court of appeals shall appoint their clerk, and the county courts shall appoint the prosecutor of presentments and indictments in their court, and they may respectively remove them for misbehaviour, and fill up the vacancy; and the general court and county courts may remove their respective clerks for misbehaviour, and fill up the vacancy.

XL. That no foreigner, naturalized or made by law a citizen of this state, shall be eligible as governor, or as a member of the general assembly, or of the council, or as an elector of the senate, or capable of holding any civil office in this state, until he shall have actually and *bonâ fide* resided seven years within this state next before his election or appointment.

XLI. That there be a register of wills appointed for each county, who shall be commissioned by the governor, after being elected by the joint ballot of the senate and house of delegates, to be taken in each house respectively, deposited in a conference room, the boxes to be examined by a joint committee of both houses, and the numbers severally reported, that the appointment may be entered, which mode of taking the joint ballot of both houses shall be adopted in all cases; but if two or more shall have an equal number of ballots