

There are clear and undeniable Instances under our Constitution of such conclusive Judgments. - The power of the House of Delegates, of the Senate, and of the Electors of the Senate, is conclusive with regard to the Qualification of their own Members. The power of the House of Delegates on the subject of Suspension and Expulsion is conclusive. -

For what reason are they so? - not because the Constitution has ordained it in so many words. but because the powers are given and no controul provided. -

What is the reason that no appeal or writ of Error lies from the Decree of a County Court to any superior Court on an appeal from a single Magistrate. - Because it is not a proceeding according to the course of the Common Law and because the Act regulating this subject does not direct any further appeal. - From this Silence of the Law therefore the County Court has on such occasions a final Jurisdiction. - which nothing can interfere with. -

These Cases shew incontrovertibly that the Justices at a Sheriff's Election have by the Constitution a conclusive Authority to decide on the Qualifications both of Voters and Candidates. because the Authority to decide is expressly given to them without being in word or spirit subjected to controul. -

Their power under the Constitution is not a power to pronounce a defeasible but a final obligatory and lasting Judgment, which no Tribunal can impeach or vary. - If it is not so. we ask. what Tribunal can by the Constitution overrule or set aside their Decisions? - Could we do it? -

Nothing clearer than that we could not. - Could any other Body do it? - Certainly not. - The inevitable consequence is, then, that the Constitution

has made their Acts and Judgments final. - that it has given to them a binding and conclusive Quality. an irresistible force and Efficacy

It has been suggested that the General Court would not be bound by their Decisions if illegal. - we ask. how the General Court could in any shape defeat them? -

Upon the Question of Sheriff or not Sheriff on a Jus Warranto they could not look beyond the Commission. and an action for a Return, let it be decided how it might, could only reach the point terally and could not affect or invalidate the Return its.