

IV. This objection has not been much insisted on and need only to be answered by the Remark that it goes to prove that if one of the Judges should die or be incapable of acting during the Election, the Election never could be completed or no Return could ever be made. - a Doctrine so inconvenient cannot be placed upon Grounds sufficiently strong to become admissible. -

In fine. altho our Inclinations would prompt us to wish that upon this occasion the Matter might again be referred to the Voice of the people, yet as we are bound to take the Constitution for our Guide. we think it improper for us to decide otherwise than that Jones must be commissioned. -

John Davidson
James Brice
Henry Bridgely

His Excellency the Governour gave a verbal opinion affirmative of the validity of the said Return and concluded with ordering a Commission to issue constituting Thomas Jones Sheriff of Kent County which was issued accordingly.

Wednesday December the 3rd 1794

The Council met. Present The Honble John Davidson, Henry Bridgely and William Hilly Esquires