

Sheriff in this case has forfeited his appointment.
The decision in every point of view is of the utmost
importance, and would it not be better to trust it to
the Courts of Justice, or to the Legislature, for if the
Bond should not be good, I presume the assembly would
confirm it, than in a doubtful case to deprive a man
of his office in the first instance? For if the Sheriff
has forfeited his office, the next on the Return is
entitled to the appointment, by the express direc-
tions of the Constitution. - If after what has been said
you should still be of opinion that you have no
power to take the Bond, and so determine, I beg perm-
ission to request, that you will as soon as may be,
give me the necessary information, that the ques-
tion may be decided, whether a non compliance
with the act of assembly amounts to a forfeiture
of office or not, for if it does not there can be no
new commission.

I am with respect &c.

Ben. Ogil

The Court of Cecil County

In Council Annapolis March 14. 18

Sir,

From a variety of circumstances the appointments in
your Regiment have been postponed till this time.
We now send them to you agreeably to the Recommendations
forwarded to us. - From some inattention in recommending
to the Executive heretofore we have been led into an
error which we wish to avoid heretofore. For want
of information we have commissioned some gentlemen
who are not citizens of the United States, a circumstance
which we wish to avoid in future. - Should there be any
of this description among those now appointed, or if there
are any whom you do not consider as permanently settled in
your city, we request you will not deliver their commissions,
but return them to us, with proper recommendations to fill
their places.

Colonel Rob. Taylor

we are &c.

Ben. Ogil