

two hundred & more dollars & for & on account of those of the year 1852, in the sum of ten thousand and more dollars & that the said several sums of money for all that appears from the books of the Treasury have ever since been & still are due and unpaid.

By the Constitution of this State, Art 3. Sec. 35, it is declared that "no person who may hereafter be a Collector, Receiver or holder of public moneys shall be eligible as Senator or Delegate, or to any office of profit or trust under this State, until he shall have accounted for & paid into the Treasury all sums in the books there of charged to & due by him." And further Article 4. Sec. 20. of the same instrument after establishing the number, tenure &c. of Sheriffs in the State & the manner in which they shall be chosen &c. provides as follows. VIZ. "In case of death, refusal, disqualification, or removal out of the County before the expiration of the said two years, the other person chosen as aforesaid shall be commissioned by the Governor to execute the said office for the residue of the said two years &c. &c."

The Governor is of opinion from the facts before him, that your case is one clearly within the foregoing in part recited provisions of the Constitution, that by them you are rendered ineligible to the office of Sheriff & it is made his duty to give another commission in pursuance thereof, unless as the Governor hopes you may be able to show cause why one should not issue as aforesaid.

The Governor is however unwilling to take action in the matter without first given you an opportunity of being heard in your defence & to that end this communication is respectfully addressed you; it will give him pleasure duly to consider anything you may have to say by way of reply & in order that you may have time for that purpose he will for a reasonable period await any communication in the premises, which it may be your pleasure to submit to his consideration.

Very Respy
Yours Obedt. Servt.
Nathaniel Cox
Secretary of State.

Charleston Dec. 26th 1854

Dear Sir:

Yours of the 18th inst. has come to hand this day & its contents noticed and I am much pleased of the notice given me in reference to my account as State Collector of Char for the years 1853 & 1854 & the amt of indebtedness &c. &c.; also as to the ineligibility of holding the office of Sheriff of S.C. County, and as his Excellency the Governor