

unequivocal, and import but one signification. *Cum in verbis nulla ambiguitas est, non debet admitti voluntatis quaestio*, lib. 25, § ff. de leg. 3, § 1.

It were certainly desirable, that a different view of this matter could have been taken, in order that the execution of the law, which involves very extensive interests, might be enforced. But, considering the enactment in question as being susceptible of but one construction, the court cannot be influenced in its opinion, by considerations of convenience or inconvenience, and is under the necessity of coming to the conclusion that the board of trade could not appoint a board of examiners, without including in it the supervisor of cullers, as one of its members; that no such officer as a supervisor having been appointed, it was not competent to the board, nor were they enabled to execute the powers entrusted to them by appointing a board of examiners; and that their return, therefore, to Her Majesty's writ of *mandamus*, which has been issued is a legal and sufficient return.

On these grounds a motion for a peremptory *mandamus* cannot be granted.

