Have the Plaintiffs a right to the remedy sought upon their own complaint?-

Will Mandamus lie to try the title to an office? — Clearly not.-

~~Will it lie against a bare usurper?~~
It will lie against a usurper or one holding under a mere color of title to determine — not the right to the office but the right to hold the same during a contest for title-

x Brown v. Turner - 70. N.C.
x Houston v. Tate 66 " 281-481-
" " 68 - "
Dickens v. Justices of Person - 1 Dev. & Bat. 406-

Williams v. Jammers 1 " " 61-
Worthy v. Barrell - 63 - 199-
King v. Comrs of Lincoln - 65 - 603
Loftin v. Dover - Shf-Cases-
Sykes v. Commrs of Bladen - 72 34
See v. Dunn - 73 - 595-

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Grant on Corporations - 216 -

High Ex. Rem. - 61 -

Dillon Mun. Corp. 2 - $678 et seq.

X People - v - Ivanhoe - 20 Barb. 302

Howard v Marshall - 9 " Md 83 -

X - People v Kilduff - 15 Ill. 492

Borough of Tintegal - 2 Strange 1003 -

Rex v Cambridge 4 - Boroughs - 2008

Rex - Bedford Level - 6 East 856 -

Reg. v Seeds 39 Eng. Com. Law. 154
Frost v Chester 85 " " " 580

Strong's Case - 20 Pickering 497 -
Dew's Case 3 Hiring & Munford 1 & 28 -
3 - Hill N.Y. - 42 - Exports Health

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Proceedings in Mandamus
— not under the Code —

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land —

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