

Q. Do you think anything transpired that would have prevented a man of ordinary nerve from voting, except the fracas that occurred in the morning? That could not be smelt all day.

A. Well, I think it was smelt all day; I think that it intimidated a great many, and gave them fears that it would not be safe to vote.

*Mr. Wallis*—Men like Sonny White?

Witness—I mean that better class of citizens who would have come up to vote. I think the fracas in the morning, together with the loud talking, and hallooing, and noise, that there was, might have produced mischief. There were no other acts of intimidation, except what I have mentioned.

Q. Did you see Duffey shot?

A. I did not; I understood he was shot.

*Mr. Schley*—You speak about loud talking on one side; were the Reformers all meek and quiet?

A. After this fracas, there was apparently none of them about; they left after this murder, so far as I knew them; there were plenty standing about there, however, whose politics I did not know.

*John E. Eshbach*, sworn.

By *Mr. Schley*—Q. Did you vote?

A. Yes.

Q. In which ward?

A. In the eleventh, where I was judge of election.

Q. Will you now state what occurred there that day, without waiting to be asked; tell us the character of the election and all about it?

Witness—The polls were opened at nine o'clock precisely, and the voting continued uninterruptedly and spiritedly up to a short time after one o'clock; at that time a member of the Reform party harrangued the crowd outside, and requested them to leave; one of the party spoke to Dr. Thomas, and informed him that the whole city had been given up to rowdies and ruffians (as he termed it) and advised him to leave. We appealed to him to remain, and we said to him that we would stand by him and protect him to the best of our ability; he remained a short time after that, but was again requested to leave, and addressed thus: "Dr. Thomas, why don't you obey the behests of the Reform committee and retire?" He then said, that from information he had received, he believed that the taking of the ward would be attempted, and that if he remained, his friends outside would remain