

left it as we found it. The American party appealed to us to remove it—the Reform party wanted it retained.

*Wm. D. Durham, sworn.*

By *Mr. Schley*—Witness—I believe I held the position of judge of election of the eleventh ward at the election of 2nd November last. I met with the other judges there at eight o'clock in the morning. I was there from eight until six, and during that time, I saw nothing that I considered riotous, and nothing but what I had seen in the same ward before. What occurred on the day of election I cannot say much about. There were some little fracasas, but they were more concerning the taking of the barricade down than anything else. The American party appealed to us as judges whether it should not come down, and we made answer to them, "that we had no say in the putting of it up, and we would say nothing about the taking of it down." After that the American party attempted to take the barricade down, which was resisted by the Reform party, and that created a disturbance, and some blows backwards and forwards took place. During this, I drew my attention to them, and I found that the American party had no show. There was at least 150 of the Reformers against 25 of the American party. Every now and then there was a little rally made, but it amounted to nothing. When we ordered peace out at the window, peace was given the moment we ordered it. Everything was quiet, but at one time during one of these little fracasas, I saw some four or five griping one man, collering him, and choking him until he was blue in the face. The Reformers were using leaden headed canes, and were hitting members of the American party across the head with them. I saw no weapon used by the American party, but I saw two pistols drawn (one fired, and another drawn but not fired) and a bowie knife drawn and an attempt made to stick it into another man, when his arm was caught. All this was done by the Reform party, says I at the time, "Look there—we ought to bring that man up and send him over for disturbing the peace." This occurred in the middle of the street. At the time these fracasas occurred, there were no votes taken in at the window. As regards Dr. Thomas, when he was about to leave, (which was nearly half-past one,) at which time a gentleman came up to him, (it strikes me it was Dr. Robinson,) and made somewhat of a speech, and advised the Reformers to leave—that the whole city had been given up to the rowdies, and that they were coming up to take that ward. With that Dr. Thomas was advised to leave. I said, "I will sustain you, and protect you with my life, if that will do you any good, and in-