

MEMORIAL.

To the Honorable,

The Senate of Maryland :

The memorial of Alfred Spates, of Allegany county, Maryland, respectfully represents that he was a candidate for a seat in your body at the election of November 6th, 1866, as the representative therein of said Allegany county, and that a large number of votes at that election were cast for him for that office, and at the same time a large number of votes were cast also for Charles H. Ohr, who was returned as elected.

Your memorialist further represents that believing that said Ohr, was not duly elected to a seat in your body and designing to contest his seat, he served upon the said Ohr, a notice of his said intention, a copy of which notice is hereto annexed. He further represents that subsequent to said notice, he did, in accordance with the laws of the State of Maryland, served upon said Ohr, a notice of his intention to take testimony to substantiate his position, and thereafter, at the time fixed in said notice, he proceeded in the presence of said Ohr, to examine witnesses and take testimony, to that end, a transcript of which testimony will by the magistrate taking the same, be transmitted to the presiding officer of your Honorable body, as required by law.

Your memorialist submits that the testimony so taken fully sustains his position and belief that the said Charles H. Ohr, was not duly elected and he therefore prays your Honorable Body to declare that said Charles H. Ohr, was not legally and duly elected, and is not therefore entitled to a seat in your Honorable Body ; but that your memorialist is the person who was duly and legally elected to such seat, at the said election of November 6th, 1866, in said Allegany county, and entitled to occupy the same.

ALFRED SPATES,
Cumberland, Allegany county, Md.

December 29th, 1866.