

*Deposition No. 10.*

JACOB P. GAUER, having been by me duly sworn, deposed and said as follows, to wit :

By Mr. Spates :

Question. What is your name, age, occupation and residence, and how long have you resided there ?

Answer. My name is Jacob P. Gauer, age 27 years, occupation, farming ; and reside in Election District No. 10, in Allegany county, Maryland, and have lived there all my life.

By Mr. Spates :

Question. Were you registered as a voter prior to the election held in said Allegany county, on the 6th day of November, 1866 ?

Answer. I was.

By Mr. Spates :

Question. Did you or not attend at the polls in said Election District on the 6th day of November, 1866 ; if so, did you then and there offer a ticket to the Judges of Election at said polls, as your ballot, and was it received or rejected ; state also the name of the person printed on said ticket for State Senator, for whom you desired to vote ; and what reason did the said judges assign for rejecting your vote, if they did so reject it ?

(Objected to by Mr. Ohr.)

Answer. I went to the polls on that day and offered my ballot to the Judges of Election, and they refused to receive it ; by ticket had on it the name of Alfred Spates, for State Senator. They wanted me to take the oath over again, I asked them to read it to me, they did so, and as I had already taken that oath, I declined to do so, and they refused my ballot.

*Cross-examined by Dr. Ohr.*

By Dr. Ohr :

Question. When were you registered as a voter ?

Answer. In the Fall of 1866.

By Dr. Ohr :

Question. Did you apply for registration in 1865 ?

Answer. I did not.

By Dr. Ohr :

Question. Do you or not know that you had then been registered as disqualified for disloyalty ?

(Objected to by Mr. Spates.)

Answer. No sir ; my name was not on the books at all.

JACOB P. GAUER.