

Question by Mr. Spates :

What is your name, age, occupation and residence, and how long have you lived there ?

Answer. My name is David A. Gauer, age 21 years in March, 1866, occupation farmer, and live in Election District No. 10, in Allegany county, Maryland, and have lived there ever since I was born.

Question by Mr. Spates :

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

Answer. I was ; in September, 1866.

Question by Mr. Spates :

Did you or not attend at the polls in said election district in Allegany county 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.

Answer. I attended at the polls on that day, and I offered a ticket as my ballot to the Judges of Election, and it was refused by them. The name printed on my ticket so offered was Alfred Spates, for State Senator ; the Judges did not assign any reason for refusing my vote.

Cross-examined by Dr. Ohr.

By Dr. Ohr :

Did or did not the Judges of Election, in November, 1866, demand of you to take the oath prescribed in the Constitution, Article 1, section 4, before deciding upon your right to vote ?

Answer. I offered my ticket at the window where votes were taken, and they told me to come around inside into the house ; and I refused to do so, saying, if they could not take it there, they could not take it inside ; they refused to take it, and I went away without voting ; they did not say why they wanted me inside.

his
DAVID A. GAUER.
mark

Witness.—PETER KNEPP.

Deposition No. 25.

Question by Mr. Spates :

What is your name, age, occupation and residence, and how long have you lived there ?

Answer. My name is Peter Knepp, age 34 years, occupation farmer, and live in District No. 10 in Allegany county, Maryland, and have lived there for the last eight years.