

(Excepted to by A. Spates.)

Answer. John C. Wise, the other clerk, drew up the certificate attached to his poll book, and I intended to copy the certificate from the Code; he handed me the certificate he had written, from which I copied; he signified 'twould be handier than to copy from the book.

*Cross-examination of R. W. Mason by A. Spates.*

Question. At what time did you finish counting the tickets, and who had charge of the tickets and ballot box from the time you closed counting until you saw Mr. Wise making out said returns referred to; and were any of the Judges of Election present at the time when Mr. Wise wrote said certificate referred to by you?

Answer. Closed, I think, about ten o'clock P. M. Wm. Conrad took charge of the ballots and the ballot box, but don't know what he did with them; did not make out the certificate of returns that night. I don't think any Judges of Election were present when Mr. Wise was making out this certificate of Returns as referred to; do not think that there were any of the Judges of Election present when I made out my certificate, and I did not see any of the Judges sign the certificate of return; the certificates were made out the morning after the election.

R. W. MASON.

CALEB DOUTY, (sworn):

Interrogatory 1st, as No. 1, in Schedule D. Caleb Douty, age 47, occupation merchant, residence Frostburg, Allegany county, Md, and resided there nine months.

Interrogatory 2nd, as No. 5 in Schedule D. I was at the polls in the morning and voted; I was in the room during the later part of the counting; there was a great deal of care exercised during the counting and tallying of the ballots; one of the Judges sat at the box, took out the ballots, opened them, and handed them to the second Judge, who read each name separately, and was strung by the 3d Judge; I am a Radical, and voted for Dr. C. H. Ohr.

*Cross-examination of C. Douty by A. Spates.*

Question. Did you or not keep a tally of the votes or ballots you saw counted out while present in said room?

Answer. I did not.

C. DOUTY.

J. J. HOBLITZELL, (Sworn.)

Interrogatory 1st. As No. 1, in Schedule D. Jas. Jacob Hoblitzell, age 35, residence Frostburg, Allegany county, Maryland, occupation saddler, have resided there 5 years.