

Answer. Before a Justice of the Peace, not in person; we made out one, and started it; but dont know what became of it; we gave it to Jas. Chisholm, Sr., for delivery to the Clerk of the Circuit Court; and Chisholm states he does not know what became of it.

GEORGE S. LEE.

(Excepted to by A. Spates.)

EBENEZER KITSMILLER, (Sworn.)

Interrog. 1. as 1 in Schedule B. E. Kitzmiller; my age, 44 years; occupation, manufacturer; residence, Election District No. 1. in Allegany county, Md.; and have resided there 19 years.

Interrog. 2. as 2 in Schedule B.

Answer. Was so appointed; did qualify and act as such; not until they came to the polls.

Interrog. 3. as 3 in Schedule B. There was two; Henry Hammill and Geo. O'Brian, because there was testimony against them; that they were disloyal.

Interrog. 4. Did you hear of any persons advising resistance to the action of the Judges of Election, or threats of violence, in case of refusal of votes by the Judges of Election; if so, state fully where and by whom?

Answer. I did not; I did not hear any body say so, myself.

*1st Cross-interrogatory by A. Spates.*

What was the testimony against Hammill and O'Brian; and by whom was it furnished?

Answer. Of giving the Rebels bread and meat on a raid; and he refused to take the oath on an election; dont know what one; this testimony was furnished by S. W. Friend.

2d Cross Interrog. Did you or any of the Judges of Election, on November 6th, 1866, solicit any person or persons to vote at said election; and was Samuel W. Friend a Judge of Election in District No. 1 on that day?

Answer. We did not; he was.

3d Cross Interrog. Did you hear S. W. Friend request and advise Rezin Turner and A. C. Hamill to take the oath and vote on that day?

Answer. I did.

EBENEZER KITZMILLER.

J. L. BROWNING, sworn.

Interrog. 1. As No. 1 in schedule A.

J. L. Browning; age 38 years; occupation, farmer; residence in Election District No. 1, of Allegany county, Maryland; resided there 3 years.