

*Third,* That at the polls in Election districts Nos. 10, 16, 15, 14 and 2, sundry illegal voters, unregistered and non-resident, were permitted by the Judges of Election to cast their votes for each of you for the House of Delegates, and numerous legal voters, qualified to vote at said polls and offering their votes at the polls for the contestants, were rejected, and refused to be allowed to vote by said Judges of Election.

*Fourth,* That the election in Districts Nos. 4 and 1 were held at illegal and unusual and improper places, inaccessible, inconvenient, and places unknown to some of the voters until it was too late to go there to vote, and that the Judges of Election in those two districts held the election at those places through improper bias for you, and with a view to keep off the voters who were in favor of the contestants, and that the said Judges behaved in other respects, at the polls and prior to the election, with partiality to you and prejudice to the contestants, and excluded and rejected legal voters who offered their ballots for the contestants.

*Fifth.* That the Judges of Election in District No. 4, after the polls were closed at said election, all went out of the polling place and remained away about two hours, during which time the poll list and ballot-box were out of their sight and possession and left in the possession of one Abraham Dayton and other persons; and that said election was held at the drinking saloon, being a cave in the ground, of one Robert Powell, and the ballot-box and poll list were left there while the Judges were absent as aforesaid, and the said Robert Powell had made bets on your election and against the contestants' election, and these facts were known to the said Judges of Election.

*Sixth.* That the Judges of Election were partial in the discharge of their duty, and were, and acted as, the partisans of you the above named persons claiming to be elected, and openly solicited voters to cast their ballots in favor of you, while said election was going on and previous thereto, and determined previous to said election to exclude certain legal voters who would vote for the contestants and against you, and did exclude many such voters in pursuance of such previous determination from casting their ballots for the contestants, and that you or some of you advised said Judges or some of them to exclude said persons from voting for contestants.

*Seventh.* That each and every one of the witnesses hereinbefore named, are legal registered voters entitled to vote at said election, and that each of them attended the polls in their respective election districts on the day of election, to wit, the 6th day of November, 1866, between 9 o'clock in the morning and 6 in the evening, and tendered his ballot to the