

whose names were on your ticket as candidates for House of Delegates?

Answer. I did not attend said election; I call myself a Union man; I heard reports, generally rumored, that an armed force would be at the polls, and I expected a disturbance at the polls. If I had voted at all, I would have voted as candidates for House of Delegates, for Wm. Devecon, Wm. A. Bryden, John McElfish, George W. McCulloh and Patrick Hammil; I was sworn to the United States in 1840.

*Cross-examined by Mr. Brown.*

1st Question. Did you see either ticket during the election, and do you know the names on either?

Answer. I saw neither, and don't know the names on either. I would have voted the ticket that Patrick Hammil was on, I knew Mr. Hammil was a candidate; I did not think it would profit me to go to the election; I never heard any thing of a company coming from Virginia to be at the polls. There was no doubt both sides were prepared, and afraid to fight.

JOHANUS ROTH.

*Deposition No. 58.*

TOBIAS S. FISHER, being duly sworn, deposed and said as follows, to wit:

By Mr. Devecon:

1st Question. What is your name, age, residence and occupation?

Answer. My name is Tobias S. Fisher; age, 26 years; reside in District No. 10, Allegany county, Maryland; and am a teacher by profession.

2d Question. Do you know any thing about an organization of an armed force in No. 10, previous to the election November 6, 1866.

Answer. About the 27th of October, 1866, the Radicals in No. 10, held a meeting to organize a squad or company of men to go to the polls on November 6, 1866, to protect the polls; these men were to go to the polls armed, and officers to the company were elected, I was at the meeting mentioned, and the ballots for officers were secret, and were counted, but the officers so elected were not mentioned openly; I am from Pennsylvania, and was in District 10 temporarily teaching school.

3d Question. Did Dr. Charles H. Ohr counsel such a meeting and organization?

Answer. Dr. Ohr and Captain Falkensteine were present at the meeting held on October 23d, 1866, the Tuesday pre-