

*Deposition No. 60.*

CHARLES PAGENHARDT, being duly sworn, deposed and said as follows, to wit :

By Mr. Devecmon :

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

Answer. My name is Charles Pagenhardt, age 42 years, reside in District No. 4, Westernport, Allegany county, Md., and am a cabinet maker.

2d Question. When did you register as as a legal voter ?

Answer. In August, 1866.

3d Question. Was the election Nov. 6th, 1866, in your District, held in the usual place for holding elections ?

Answer. It was held in an unusual place, in Hammond's addition to Westernport, in a drinking saloon in a cave under the mountain, called by some "a hole in the wall."

4th Question. How far is this cave, or drinking saloon from the bridge leading into West Virginia ?

Answer. About fifty feet, I think.

5th Question. Was this saloon, where the election was held, inconvenient for voting ?

Answer. It was very inconvenient, being only about ten feet from the railroad, the railroad being only about fifteen feet from the front door.

6th Question. Did the Judges leave the ballot box out of their sight and possession, and if so, at what time of the day Nov. 6th, 1866 ?

Answer. They did, just after the polls were closed, at six o'clock, P. M.

7th Question. In whose possession was it left ?

Answer. In the possession of Abraham Dayton, the clerk to the Judges ; the Judges went to supper and remained away about one hour and a half.

8th Question. To whom does this saloon belong ?

Answer. It belonged then, and belongs now, to Robert Powell, who had a large bet on the election, he taking the Radical side. This Powell locked the door of the room where the Judges held the election immediately after said Judges went to supper, and put the key in his pocket ; Abraham Dayton mentioned above, remained in the room.

CHARLES PAGENHARDT

NOTE.—There being none of the Contestees, or their attorney, present, the witness was not cross-examined.