

are guilty of them dishonor themselves in vain, that the transient power thus acquired shall be shortlived.

In this connection the majority of your committee would remark that they do not wish to be understood as implicating the sitting members in these transactions of the judges in the districts referred to; or that they took place by their consent and connivance, although they are constrained by the facts presented to adopt the conclusion that two of them hold their seats in this House by virtue of these transactions.

On the contrary, it gives them unfeigned satisfaction to be able to say that no proof appears to sustain the specification contained in the sixth count of the contestants' memorial, "that the sitting members, or some of them, advised the Judges to exclude persons from voting for contestants." Drawn up necessarily with some degree of haste in order to be within the time limited by law for setting forth the grounds and giving the notices of contest, while the excitement of the election was still fresh, and the minds of so many were smarting under a keen sense of the indignity inflicted on them, by their unjust exclusion from the polls, it is not to be wondered at that the charges in the contestants' memorial are in some few minor particulars more extensive than the evidence afterwards produced warranted.

In regard to the other charges contained in the memorial of the contestants, the House will perceive that in the main they are but a repetition, with specifications, as to places and districts, of the general charge, contained in the second count, which has been already considered and discussed with a reference to the districts in which the majority of your committee found the charge, to wit: "The exclusion of legal and qualified voters from the ballot box by the Judges to whom they offered their ballots, with the names of the contestants upon them," to be fully sustained.

The majority of your committee, therefore, feel themselves relieved from the necessity of entering upon a detailed examination of these more particular specifications of the same general charge.

There are several points presented in the remaining charges which are deemed by the majority of your committee as worthy of consideration and comment.

It is charged in the fourth count that the polls in Districts Nos. 1 and 4 were held in unusual and improper places, and that these places were purposely chosen with an improper bias.

The proof is that the polls of Election District No. 4 were held at a place where they had never been held before, at a place notoriously disreputable, whose character is sufficiently indicated by the name by which it was known in the neighborhood, "The Hole in the Wall," a drinking saloon in a cave under a mountain, kept by a man named Powell, who