

An. Code, 1924, sec. 143. 1912, sec. 132. 1904, sec. 130. 1892, ch. 12, sec. 95A. 1896, ch. 202, sec. 122.

183. If either party shall deem himself aggrieved by the decision of any of the circuit courts or the superior court of Baltimore City in cases of contested elections he shall have a right of appeal to the court of appeals, as in other cases; said appeal to be taken within five days from the date of the decision complained of; and shall be heard and decided by the court of appeals as soon after transmission of the record as may be practicable, and the testimony taken in such cases shall be sent up to the court of appeals as part of the record.

The court of appeals will not consider an agreement of counsel made up after the trial containing a condensation of testimony, nor will it examine original ballots as provided in such agreement. Copies of disputed ballots should be incorporated in record with rulings of court thereon. *Leonard v. Woolford*, 91 Md. 627.

An. Code, 1924, sec. 144. 1912, sec. 133. 1904, sec. 131. 1888, sec. 96. 1896, ch. 202, sec. 123.

184. The party intending to contest an election for the senate or house of delegates shall give notice of such intention to the person elected, or, in case of a tie vote, to the person against whom the contest is to be instituted, within thirty days after the judges of election shall have made known publicly the state of the polls, unless at a special election to fill a vacancy, when such notice shall be given within ten days after the state of the polls is announced by the judges of election.

See notes to sec. 180.

An. Code, 1924, sec. 145. 1912, sec. 134. 1904, sec. 132. 1888, sec. 97. 1896, ch. 202, sec. 124.

185. Such notices shall be delivered in writing at the usual residences of the person returned, and, if he be absent, shall be left there.

An. Code, 1924, sec. 146. 1912, sec. 135. 1904, sec. 133. 1888, sec. 98. 1896, ch. 202, sec. 125.

186. The party intending to make examination shall, after such notice, apply to some justice of the peace of the county or city wherein the election is contested, and shall obtain a notice under his hand and seal, directed to the opposite party, requiring him to attend in person or by attorney and cross-examine witnesses.

See notes to sec. 180.

An. Code, 1924, sec. 147. 1912, sec. 136. 1904, sec. 134. 1888, sec. 99. 1896, ch. 202, sec. 126.

187. The justice in such cases shall have the usual power to coerce the attendance of witnesses.

An. Code, 1924, sec. 148. 1912, sec. 137. 1904, sec. 135. 1888, sec. 100. 1896, ch. 202, sec. 127.

188. The notice of the justice shall contain the names of the witnesses with the facts expected to be proved by them, and shall state the time and place of examination, and shall be served on the opposite party or his attorney at least ten days previous to the proposed examination.

See notes to sec. 180.

An. Code, 1924, sec. 149. 1912, sec. 138. 1904, sec. 136. 1888, sec. 101. 1896, ch. 202, sec. 128.

189. Every person deposing shall be examined on oath, and his testimony shall be reduced to writing, either by himself, in the presence of the justice, or by the justice, or by a clerk by him appointed and sworn fairly to write down and transcribe the depositions, and shall be transcribed by the deponent.