

more, praying that the election of members of this House held in the Third Legislative District of that city, on November 2d, 1875, be declared null and void, respectfully report :

For their views on the general questions of law and fact equally applicable to all of the districts, your Committee refer to their report in the contest of the seats of members representing the first district.

The only feature marking this district and distinguishing it from the others is, that in the first precinct of the 18th ward, the almost complete absence of negro votes, and the existence of a conflict between the white men and the negroes early in the day, would justify the rejection of the vote of that precinct. But this would have no effect on the result in that ward, nor on the result in the district where there was a Democratic majority of more than 6,000. As in the other districts the Reform vote was less than that polled at the Municipal election. But if to the difference of 1,800 we add as fraudulent Democratic votes, all of the small tickets and unfolded ballots claimed to amount to about 1,700, there remains still a majority for the sitting members of 2,500.

Having thus shown that a concession of all possible claims, if sustained by proof, would not justify the House in declaring the election in this district null and void. We recommend the adoption of the following resolution :

Resolved, That Dr. E. J. Chaisty, Marcus Hess, B. L. Harig, Edward L. Albaugh, Henry Sanders and John J. Fenton, be and they hereby are declared to have been duly elected delegates from the Third Legislative District of Baltimore city, to the House of Delegates, at the election held in this State on November 2d, 1875.

And your Committee ask to be discharged from the further consideration of this subject.

All of which is respectfully submitted.

W. H. NEAL, Chairman,
MURRAY VANDIVER,
IGN. E. MATTINGLY,
LEWIN USILTON,
D. W. SNOWDEN,
FRANK BROWN,
WM. G. GORDY.

Which was read.

The question then recurring upon the adoption of the report,

Mr. Mattingly demanded the yeas and nays,

The demand being sustained,