

Answer. That is a matter of opinion ; I should think not.

Question. How long have the polls been held in that portion of the ward ?

Answer. They were first placed there in the Fall of 1855.

Question. Were there many illegal votes offered and refused ?

Answer. There were many offered which the judges deemed illegal and refused.

*Cross-examination resumed by Mr. Kraft.*

Question. Were the votes that were taken, with the exception of the two you have mentioned, deemed legal ?

Answer. They were *deemed* legal by the judges, otherwise they would not have been received ; witness never saw judges behave more honestly and fearlessly than the three judges in that ward on that day.

Question. Do you know the man who voted under an assumed name ?

Answer. I do.

Question. Did you notify the judges at the time that the man voted under an assumed name ?

Answer. Witness did not mention to the judges about the man who voted under an assumed name, but witness did speak to the judges about the man who voted twice, and the judge directed witness to mark a cross on his name.

Question. Have you been before the Grand Jury ; have either of these men been indicted ?

Answer. No, sir.

*Cross-examination concluded.*

*Re-examination waived.*

BALTIMORE, December 5th, 1859.

The foregoing has been read to me and it is correct.

WM. S. GORTON.

Test—DANIEL E. MYERS, J. P.

JOSIAH HITCHCOCK, a witness of lawful age, produced on the part of the contestants, having been duly sworn, deposes and says :

*Examination in chief.*

Question. Are you a resident of the city of Baltimore, and a legal voter in the first ward ?

Answer. Yes, sir.

Question. How long have you been a voter in that ward ?

Answer. In the first ward about fifteen years ; in the first and second wards all my life.

Question. Did you vote at the election on the 2d of November, 1859.