

BALTIMORE, December 6, 1859.

The foregoing deposition has been read over to me, is correct, and I do sign the same as such.

WM. H. SMITH.

Test—DANIEL E. MYERS, J. P.

ELIJAH STANSBURY, a witness of lawful age, produced on the part of the contestants, being duly sworn, deposes and says :

*Examination in chief.*

Question. Are you an ex-Mayor of the city of Baltimore, and a legal voter in the second ward ?

Answer. Yes, sir.

Question. Where were the polls of that ward held on November 2d, 1859 ?

Answer. They were held in Eastern Avenue, at a point generally and familiarly known as the Causeway.

Question. What was the character and reputation of that part of the city, or ward, where the polls were held ?

Answer. It is not good ; there is a considerable number of groggeries and of houses of bad repute, or ill-fame, in that neighborhood.

Question. Was the location one favorable to a fair and free election, or otherwise ?

Answer. The location is a central one, I think, and there is plenty of room for all the voters, if there were no hindrance on the part of the persons having possession of the polls ; there could be no other objection to the location, other than the persons who took possession of the polls, excluded several who didn't vote their ticket.

Question. Were you at the polls on the day of election ; if so, at what hour ?

Answer. I arrived at the polls about quarter after nine o'clock, and shortly after voted without any hindrance at all ; I remained there but a very short time, having a sore foot, so that I could not stand more than three-quarters of an hour, and I had to leave.

Question. Were the polls open and free at the time you were there, or were they in the possession of any party, and if so, of what party ?

Answer. They were in possession of the American party, as they called themselves, at the time I arrived there, and continued so all the time I was there.

Question. Were there any challengers or ticket-holders of the Reform party tolerated in the vicinity of the polls while you were there, by the parties having possession of the polls ?

Answer. There were no challengers on the part of the Reform party, for the reason that no persons could be found to act as such, in consequence of the violent treatment received previously, by persons in that position.