

JOHN Z. HEINER, a witness of lawful age, produced on the part of the contestants, being duly sworn, deposes and says:

*Examination in chief.*

Question. Were you a legal voter of the ninth ward of the city of Baltimore on November 2d, 1859?

Answer. I was.

Question. In what capacity were you at the polls of that ward on that day?

Answer. I was one of the clerks of election.

Question. Was there a free and open poll held in that ward on that day; and if not, how was it obstructed?

Answer. At no time during the day was there a free and open poll, but from two to three o'clock, I cannot speak positively, for I was absent; the members of the American party took possession of both sides of the window, and whenever one known or by them suspected to be a Reformer, approached, he was either hustled away or obstructed and intimidated by violence.

Question. How long did you remain at the polls?

Answer. From nine o'clock in the morning until the ballots were all counted, except the interval between two and three o'clock, P. M.

Question. Did you see any illegal voting done during the day?

Answer. I did; at certain times during the day, through my endeavors, some of the ballots were kept back; I cannot specify by name the persons who voted illegally, but I saw the same persons vote over and over again, under different names.

Question. Did you see many individuals vote repeatedly, and did you see the judge deposit their ballots in the ballot box?

Answer. I did, but I do not know the names of the persons so voting.

Question. Were you threatened by the crowd outside the window, because of your making objections to votes?

Answer. I was repeatedly threatened by the crowd outside, some of them damning and swearing that if I objected to another vote they would haul me out and kill me, not only that, but the two American judges and the American clerk, told me to look out for myself, that I had no right to object, as I was clerk.

Question. Were the judges, or any of them, threatened by the crowd outside, in consequence of refusing to receive any vote?

Answer. Yes, sir; during the day a Mr. Manly, from the Point, Jim Manly, I think is his name, and John English drove up in a buggy, when one of the American judges was about taking a vote, and they told the judge that if he took that vote,