

BALTIMORE, December 21st, 1859.

Correct.

LAWRENCE SANGSTON.

Test—DANIEL E. MYERS, J. P.

Adjourned to December 22, 1859.

THURSDAY, December 22d, 1859.

HENRY W. MACCUBBIN, a witness of lawful age, produced on the part of the contestants, being duly sworn, deposes and says:

*Examination in chief.*

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

Answer. I was.

Question. Were you at the polls of that ward, on that day; if so, at what hour did you go, and how long did you remain there?

Answer. I went there at about eleven o'clock, A. M., and remained there about half an hour.

Question. Was there any obstacle to a free, full and fair ballot by the voters, while you were there; if so, what was the character and extent of such obstacle?

Answer. The window was obstructed by some eight to a dozen riotous persons, who were holloing, pushing, crowding, cursing and swearing, and trying to intimidate and obstruct persons who were endeavoring to vote.

Question. Was the obstruction caused by these persons incident to an effort to vote on their part, or for what purpose was it?

Answer. They were not trying to vote themselves, but were endeavoring to prevent others, whom they thought opposed to their views?

Question. Were you at the polls of the fourteenth ward on that day?

Answer. I was, at about ten o'clock, A. M., perhaps earlier, I do not know exactly the hour, somewhere between nine and ten o'clock.

Question. State what you saw there?

Answer. I was on the opposite side of the street, and heard the report of firearms, I saw a man fall on the pavement with his head towards the street, dead apparently; I then walked up to a window on the second story; I saw one man shoot at young Mr. Starr, twice, he was struck both times; several others were shooting pistols at the same time; I then walked down, across the street, down to the corner of Green and Baltimore Streets,