

CHARLES EDWARD SWINDELL, 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 seventeenth 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. Between nine and ten o'clock, A.M., I went to the polls, and was there and in the vicinity about a quarter of an hour.

Question. State what you saw and experienced.

Answer. When I came within sight of the polls, I saw a crowd around the window; I went up and tried to get to the window, but was crowded and pushed, and I backed up against the wall to avoid being struck from behind; I remained there some few minutes, and then called on J. L. Boyd, candidate for magistrate on the "American" ticket, to assist me in getting in my vote; he told me he would do so, and spoke to the crowd to give way, that here came a good voter; the crowd opened a channel; he walked up in front of me to the window; I handed my ticket to the judge, he then pushed by me, and went off in front of me a few feet; I had walked but three or four steps from the window, when I was struck and knocked down senseless; he picked me up, and told them they had struck the wrong man, they should be more careful whom they struck; one of the crowd picked up my hat and put it on me, led me into the tavern, and put some cold applications to my face; I then went home, escorted by one of their party a part of the way.

Question. What ticket did you vote?

Answer. The American ticket, but much scratched; I held the ticket above my head, showing the heading of it, as a means of protection; I had designed to vote the Reform ticket, but finding that impossible, or at least attended with great personal danger, I voted a ticket with the American heading and the names mostly scratched off; I supposed at the time that the scratching off the names of the American candidates would be equivalent to voting for the Reform candidates, which I wished to do.

Question. Before you were struck, did you see any other persons struck or assaulted in their efforts to vote?

Answer. I saw Mr. Reeder knocked down while attempting to get to the window, and a German who was getting up from the pavement without his hat, but I did not actually see him knocked down.