

Henry Smith called again.

Ques. Do you recollect whether Dr. Geyer's name was written on a ticket upon which the name of four whig candidates was printed, and the whig names counted and Dr. Geyer's rejected.

This question objected to by the chairman as illegal, inasmuch as witness stated the ticket was in Dr. Geyer's possession, and its non-production to the committee not accounted for.

HENRY SMITH.

Charles Worthington being sworn, deposeseth and saith:

Ques. Look upon the ticket now shown to you. Were you present at the counting of the polls of the election aforesaid, in Creager's town District, if so do you or not recollect to have seen the ticket aforesaid at the counting of ballots?

Ans. I was present at the counting of the polls aforesaid—there was such a ticket taken from the box by the judges of the election, that had on it Geo. Beck and Geo. Sley, and was blotted as this ticket is, he thinks it the same ticket, but cannot swear positively, though he believes it is the same ticket.

Ques. Was, or not, the said ticket counted for George Beckenbaugh?

Ans. George Beckenbaugh was present at the time the ticket was objected to, he told one of the judges that he thought the ticket ought not to be counted, but it was counted for George Beckenbaugh; witness was of opinion that it ought to be counted for him and so stated to him in a private conversation.

On cross examination.

Ques. What is your politics?

Ans. Witness is a friend to the Administration of the General Government.

On further examination.

Ques. Do you know whether the ticket you hold in your hand, was counted for Dr. John W. Geyer or not?

Ans. I recollect there was a conversation about it, but do not recollect whether it was counted or not, but my impression is that it was. The all engrossing subject was that of George Beck.

On further cross examination.

States that he kept tally as far as 350 or 360 votes, his object being to see that the clerks counted the tallies right, at the close of his counting witness tallies corresponded with the clerks, there had been 100 or more votes taken before he com-