

*Cross-examined by Dr. Ohr.*

By Dr. Ohr :

Question. Did or did not the Judges of Election in November, 1866, demand of you to take the oath prescribed in the Constitution, Art. 1, sec. 4, before deciding upon your right to vote?

Answer. They did not.

By Dr. Ohr :

Question. Did the Judges tell you why you could not vote?

Answer. They did not—they assigned no reason.

By Dr. Ohr :

Question. Do you or do you not know that you had been registered for disloyalty in 1865?

Answer. I do not, sir.

DAVID S. ARNOLD.

*Deposition No. 18.*

WILLIAM H. KITZMILLER, having been by me duly sworn, deposed and said as follows, to wit :

By Mr. Spates :

Question. What is your name, age, occupation and residence, and how long have you lived there?

Answer. My name is William H. Kitzmiller; age 34 years; occupation shoemaker, and reside in Election District No. 10, in Allegany county, Maryland, and have lived there twelve years.

By Mr. Spates :

Question. Were you registered as a voter prior to the election held in said Allegany county, on the 6th of November, 1866?

Answer. I was registered on the 11th of September, 1866.

By Mr. Spates :

Question. Did you or not attend at the polls in said Election District, in Allegany county, on the 6th day of November, 1866; if so, did you then and there offer a ticket to the Judges of Election at said polls as your ballot, and was it received or rejected; state also the name of the person printed on said ticket for State Senator, for whom you desired to vote; and what reason did the said Judges assign for rejecting your vote, if they did so reject it?

Answer. I did so attend on the day and at the place named, and offered my ballot to the Judges of Election, and they refused to receive it. The name of Col. Alfred Spates was printed on the ticket I so offered and desired to vote, for State Senator. The Judges did not assign any particular reason; but said I could not vote there. This was my place to vote, and I had voted there before, in 1864, in the Spring, in April.