

said deposition, so that it shall truly represent your knowledge, and the whole truth in the premises.

Deponent answers—I have read the deposition and it is correct in all its parts.

The counsel for the claimants filed an objection in writing to the questions marked No. 1 and No. 2, which were overruled by the committee:

The counsel for the contestant having propounded the two questions, respectively marked No. 1 and No. 2, the counsel for Thomas G. Gaither, objected to both and each of said questions, on the following grounds: 1st, to the first question upon the ground that the same is irrelevant to the matters depending before the committee and therefore impertinent; and to the 2d question upon the ground, that the testimony, so produced to the witness, was, and its *res inter alios acta*; was, and is testimony given in relation to a matter in which this exceptant was not interested, and in a proceeding to which this exceptant was not a party; and because the questions, or some of them, are leading, and because said testimony, in itself, was, and is immaterial to the matters involved in this enquiry.

The counsel for Wm. H. Purnell, on his part, makes and relies on the above objections.

*Mr. Hagner* on the part of Mr. Purnell, stated to the committee, that the preliminary objection having been overruled, the counsel for the claimants declined cross-examination, upon the ground that they could not consistently do so, without abandoning the objections already taken.

*George Evans* was called and testified as follows:

1st interrogatory—Were you or not examined as a witness in the city of Baltimore, in the month of December last, before Daniel Myers, a justice of the peace for said city, by and on behalf of the parties contesting the election of delegates to the House of Delegates of Maryland; and cross-examined on behalf of the sitting members touching certain occurrences at the polls of the 4th ward of the city of Baltimore, on the 2nd day of Nov., 1859.

Deponent answers—I was.

2nd interrogatory—Look at the deposition printed in the volume here shown to you, and entitled, “contested election cases, in Baltimore, November 2nd, 1859,” commencing at page 68. Please state whether you have read the same, and if not, please read the same, and tell the committee whether what you deposed to at the examination referred to in the first interrogatory is or is not fairly and truly set down therein as by you so deposed to, and whether the facts therein set down