

JERE HARALSON vs. CHARLES M. SHELLEY.

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PAPERS

IN THE CASE OF

HARALSON VS. SHELLEY.

FOURTH CONGRESSIONAL DISTRICT OF ALABAMA.

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AUGUST 18, 1879.—Ordered to be printed.

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*Notice of contest.*

To CHARLES M. SHELLEY:

SIR: You are hereby notified that it is my intention to contest your election as Representative in Congress from the fourth Congressional district of Alabama. The grounds of contest upon which I rely are as follows:

1st. That the board of supervisors of Dallas County, Alabama, one of the counties comprising the fourth Congressional district of Alabama, fraudulently and illegally failed and refused to include in the statement made by them of the result of the election for member of Congress held in that county on the 5th day of November, 1878, and in the certified statement of the result of said election in said county, made by them to the secretary of state, the returns of the votes cast for the several candidates at the following-named election precincts in said counties where elections were held and returns made in accordance with law, to wit: At Summerfield precinct, at Cahaba precinct, at Pine Flat precinct, at Lexington precinct, at Marion Junction precinct, and at Chillatchie precinct; and by reason of said unlawful failure and refusal of said board of supervisors, I was deprived of one hundred and sixty-two (162) votes cast for me for member of Congress in Summerfield precinct, of three hundred and ten (310) votes so cast for me in Cahaba precinct, of two hundred and fifty-two (252) votes so cast for me in Pine Flat precinct, of two hundred and seventy (270) votes so cast for me in Lexington precinct, of one hundred and forty (140) votes so cast for me in Marion Junction precinct, and of one hundred and seven (107) votes so cast for me in Chillatchie precinct; the aggregate of the votes of which I was thus unlawfully deprived being twelve hundred and forty one (1,241), and being a majority of votes received over you at said precincts of eleven hundred and fourteen (1114) votes.

2d. The inspectors of election at the several election precincts in Dallas County, hereinafter named, fraudulently, corruptly, and unlawfully counted for you a large number of votes which had been cast by the electors at said election for me as Representative in Congress from said

district, to wit: At Orrville precinct, one hundred and twenty-four (124) votes so cast for me were counted for you; at Boykins precinct, one hundred and thirty (130) votes so cast for me were counted for you; at Union precinct, three hundred and eighteen (318) votes so cast for me were counted for you; at Selma precinct No. 4, two hundred and sixteen (216) votes so cast for me were counted for you; at Pences precinct, one hundred and two (102) votes so cast for me were counted for you; at River precinct, two hundred and thirty-nine (239) votes so cast for me were counted for you; at Elm Bluff precinct, seventy-seven (77) votes so cast for me were counted for you; at Harroll's Cross-Roads, one hundred (100) votes so cast for me were counted for you; at Liberty Hill precinct, one hundred and seventy (170) votes so cast for me were counted for you; at the city of Selma precinct, three hundred and thirty-eight (338) votes so cast for me were counted for you; and at Athens precinct, two hundred and six (206) votes so cast for me were counted for you; and said inspectors at said several precincts made returns to the board of supervisors of Dallas County of the result of the election at their several precincts, in accordance with said fraudulent, corrupt, and unlawful count, which said returns were included by the board of supervisors in the statement of the result of said election in Dallas County, made and certified by said board to the secretary of state; whereby I was unlawfully deprived of the number of votes severally stated, which had been cast for me at said precincts at said election, making in the aggregate two thousand and twenty (2,020) votes; and a like number of votes were counted for you which had not been cast for you, and to which you were not entitled.

3d. At Burnsville precinct, in Dallas County, at said election a large number of electors, to wit, three hundred (300), who had come to the polling-place in said precinct for the purpose of voting, and who would have voted for me for Representative in Congress, were prevented from so casting their votes by violence, threats, and intimidation, used and practiced toward them and toward the United States supervisor of election at said polling-place by a deputy sheriff whose name is unknown, aided and abetted by a large number of other persons; and said electors, by reason of said violence, threats, and intimidation, left the polls and desisted from voting; whereby I was deprived of three hundred votes to which I was justly entitled.

4th. At Woodlawn precinct, in Dallas County, at said election, a large number, to wit, two hundred and fifty (250) electors, who had come to the polls for the purpose of voting, and who would have voted for me for Representative in Congress, were prevented from so casting their votes by threats and violence used toward the United States supervisor of elections, and by violence, threats, and intimidation used and practiced toward themselves by a disorderly mob of persons who were in attendance at said polls, who were adherents of yours and in favor of your election, and who used and practiced said violence, threats, and intimidation in order that said electors might be deterred from voting for me, whereby I was deprived of two hundred and fifty (250) votes to which I was justly entitled.

5th. The inspectors of election at the polling-place in Dallas County commonly called the "City of Selma precinct," at said election, fraudulently and corruptly caused the polls to be closed at said polling-place at half past 4 o'clock p. m., being half an hour prior to the time fixed by law for the closing of the polls, and thereafter failed and refused to permit the electors then and there waiting to vote to do so; whereby I was deprived the votes of fifty (50) electors who desired to vote, and who

would have voted for me for Representative in Congress but for the closing of the polls as aforesaid.

6th. The inspectors of election at the following-named election precincts in Lowndes County, Alabama, to wit: at Church Hill precinct, at Gordonsville precinct, at Prairie Hill precinct, and at Saint Clair precinct, at which precincts the election for member of Congress from the fourth Congressional district of Alabama was held on the 5th day of November, 1878, in conformity to law by duly qualified election officers, fraudulently and illegally failed and refused to make and return to the returning officer of said county, as required by law, a statement of the result of the votes cast at said precincts at said election for member of Congress; and the result of the votes cast at said precincts at said election were by reason thereof omitted by the board of supervisors of Lowndes County, from the statement made by them of the result of the said election for member of Congress, held in said county, and from the certified statement of the result thereof made by them to the secretary of state, whereby I was illegally deprived of one hundred and thirty-six (136) votes cast for me at Church Hill precinct, of three hundred (300) votes so cast for me at Gordonsville precinct, of one hundred and twenty-five (125) votes so cast for me at Prairie Hill precinct, and of one hundred and seventy (170) votes so cast for me at Saint Clair precinct, the aggregate of the votes of which I was thus deprived being seven hundred and thirty-one, and being a majority of votes received over you at said precincts of six hundred and eighty-nine (689) votes.

7th. The board of supervisors of Lowndes County unlawfully failed and refused to include in the statement made by them of the result of said election in Lowndes County, and certified by them to the secretary of state, the result of the votes cast at Sandy Ridge precinct in said county, a legally established election precinct and polling place at which the said election for member of Congress from the fourth Congressional district of Alabama was held by legally qualified election officers in conformity with law, and at which precinct at said election I received sixty-one (61) votes and you received no votes, whereby I was unlawfully deprived of the number of votes stated.

8th. At the precinct in Lowndes County, commonly known and called "Saint Clair precinct," while said election was proceeding quietly and in all respects according to law, a mob of persons whose names are unknown to me, came to the polling place in said precinct and by means of threats of violence toward the inspectors and toward the electors there assembled, intimidated a large number, to wit, one hundred (100) electors, who in consequence of said threats left the polling place without voting, and refrained from voting during the entire day, but who would have voted for me for Representative in Congress if they had been permitted to cast their votes without hinderance or molestation, whereby I was unlawfully deprived of one hundred (100) votes.

9th. The inspectors of election at the several election precincts in Perry County, Alabama, hereinafter named, at the election for member of Congress held in said county on the 5th day of November, 1878, fraudulently, corruptly, and unlawfully counted for you a large number of votes which had been cast by the electors at said election for me as member of Congress from said district, to wit: At the precinct commonly called "Uniontown precinct," three hundred (300) votes so cast for me were counted for you; at the precinct commonly called "Hamburg precinct," two hundred and fifty (250) votes so cast for me were

counted for you ; at the precinct commonly called " Marion precinct, three hundred and fifty (350) votes so cast for me were counted for you ; at the precinct commonly called " Scott's precinct," two hundred (200) votes so cast for me were counted for you ; and at the precinct commonly called " Cunningham precinct," two hundred (200) votes so cast for me were counted for you. And the inspectors at said several precincts made returns to the board of supervisors of Perry County of the result of said election at their several precincts, in accordance with said fraudulent, corrupt, and unlawful count, which said returns were by said board of supervisors included in the statement of the result of said election in Perry County, made by them and by them certified to the secretary of state, whereby I was unlawfully deprived of the votes severally stated which had been cast for me for Representative in Congress at said election, making in the aggregate thirteen hundred (1,300) votes, and a like number of votes were counted for you which had not been cast for you, and to which you were not entitled.

10th. The inspectors of election at the election precinct in Hale County, Alabama, commonly called " Greensboro precinct," at which the said election for Representative in Congress from the fourth Congressional district of Alabama was held on the 5th day of November, 1878, fraudulently, unlawfully, and corruptly counted for you a large number, to wit, three hundred votes, which had been cast by the electors of said precinct at said election for me as member of Congress, and the said inspectors at said precinct made a return of the result of the votes in said precinct, cast at said election, to the board of supervisors of Hale County, in accordance with said fraudulent, unlawful, and corrupt count, which said return was included by said board of supervisors in the statement of the result of said election in Hale County, made by said board and by it certified to the secretary of state, whereby I was unlawfully deprived of three hundred (300) votes cast for me as member of Congress at said precinct at said election, and a like number of votes were counted as cast for you which had not been so cast and to which you were not entitled.

11th. A large number, to wit, five hundred (500) electors at the several polling places in Wilcox County, Alabama, at the election for member of Congress held in said county on the 5th day of November, 1878, were fraudulently induced to vote for you for member of Congress, contrary to their purpose and intention, by means of ballots printed in the similitude of the ballots used by the electors voting for me, which simulated ballots were headed " Republican Ticket," and contained your name as the candidate voted for, instead of mine. The said simulated ballots were given to the electors by persons representing themselves as in favor of my election, but who were in favor of your election, and who falsely represented to said electors that my name was printed on said ballots ; by reason whereof I was deprived of five hundred votes to which I was lawfully entitled, and a like number of votes were given to you to which you were not entitled.

You are notified that I shall offer in evidence in support of the allegations made herein the reports of United States supervisors of election from the polling places herein referred to, at which such officers were appointed and acted ; and likewise such evidence as the chief United States supervisor of elections may have taken in support thereof, in conformity with law.

Very respectfully,

JERE HARALSON.

*Contestee's answer to notice of contest.*

SELMA, ALA., December 23, 1878.

JERE HARALSON, Esq.: I have the honor to notify you of the following objections and answers to the grounds upon which you have been pleased to notify me that you will contest my claim to a seat in the House of Representatives of the Forty-sixth Congress of the United States, as the Representative of the fourth Congressional district of Alabama:

1. I object to the third specification in said notice contained, in that it fails to specify the acts or words of violence which constituted the violence, threats, and intimidation by which it is alleged said electors were prevented from voting.

2. I object to the eighth specification of said notice, because it fails to specify the threats or acts of violence alleged to have been used against the inspectors and electors at the precinct therein mentioned.

3. Respondent objects to specification four of said notice, because it fails to specify the acts or words of violence which constituted the violence, threats, and intimidation by which it is alleged said electors were prevented from voting.

4. I object to the eleventh specification of said notice, because it fails to name the polling places or precincts in Wilcox County at which it is alleged that the simulated ballots were used, and because it fails to show that the said ballots were so counterfeited as to deceive any one.

5. You are hereby further notified that I do and will object to the use, as evidence in support of your several allegations, of the reports of the United States supervisors of elections for said polling places, or to any evidence taken by the chief United States supervisor in support thereof; and I hereby claim and require notice of any such evidence.

And now, without waiving the above-stated objections and exceptions, but reserving the right to insist upon the same, I have the honor to notify you of the following answers to the said notice and specifications therein contained:

1st. I deny that the board of supervisors of Dallas County fraudulently or illegally failed or refused to include in the statement made by them of the result of the election for member of Congress, held in that county on the 5th day of November, 1878, or in the certified statement of the result of said election in said county made by them to the secretary of state, the returns of the votes cast for the several candidates either at Summerfield precinct, or at Cahaba precinct, or Pine Flat precinct, or Lexington precinct, or Marion Junction precinct, or Chillatchie precinct; or that by reason of any unlawful failure or refusal of said board of supervisors to perform their duty, you were deprived of any vote or votes cast for you at either of said precincts. I further deny that you received a majority of votes at either of said precincts. The board of supervisors for said county of Dallas failed to include in their returns the vote cast at said several precincts in good faith, and for good, lawful, and sufficient reasons.

2d. I deny that the inspectors of election, either at Orrville precinct, Boykin's precinct, Union precinct, Selma precinct No. 4, Pence's precinct, River precinct, Elm Bluff precinct, Harroll's Cross Roads precinct, Liberty Hill precinct, City of Selma precinct, Athens precinct, or any other precinct in said county of Dallas, fraudulently, corruptly, or unlawfully counted for me any vote or votes which had been cast by the electors at said election for you as Representative in Congress for said district, or that any vote was counted for me which had been cast for

you at either of said precincts. I further deny that said inspectors made returns to the board of supervisors of Dallas County in accordance with any fraudulent, corrupt, or unlawful count, or that any such returns were included by said board of supervisors in the statement of the result of said election, certified by them to the secretary of state. I further deny that you were unlawfully deprived of any vote cast for you at said election, or that any vote was counted for me which had not been cast for me, or to which I was not entitled.

3d. I deny that at Burnsville precinct, in Dallas County, any elector or electors who had come to the polling place in said precinct for the purpose of voting, or who would have voted for you, were prevented from casting their votes by violence, threats, or intimidation used or practiced towards them or the United States supervisor of election at said polling place by any person, or that any electors, by reason of violence, threats, or intimidation, left the polls or desisted from voting, or that you were deprived of any votes at said precinct to which you were justly entitled.

4th. I deny that at Wood Lawn precinct, in Dallas County, any elector or electors who had come to the polls for the purpose of voting, or who would have voted for you, were prevented from so casting their votes by threats or violence used toward the United States supervisor of election, or by violence, threats, or intimidation used or practiced toward them by any person; or that any violence, threats, or intimidation were used in said precinct on that day for any purpose whatever, or that you were deprived of any vote to which you was justly entitled.

5th. I deny that the inspectors of election at the city of Selma precinct fraudulently or corruptly closed the polls at half past 4 o'clock p. m., or that they failed or refused to permit any person to vote before the legal hour for the closing of the polls, or that you were deprived of any vote or votes by any such act. The polls were closed at the hour required by law, to wit, 5 o'clock p. m., and not before.

6th. I deny that the inspectors of election, either at Church Hill precinct, or Gordonsville precinct, or Prairie Hill precinct, or Saint Clair precinct, or any other precinct in the county of Lowndes, fraudulently or illegally failed or refused to make or return to the returning officer of said county of Lowndes, as required by law, a statement of the result of the votes cast at said precinct at the election for member of Congress from the fourth Congressional district of Alabama, held at the same on the 5th day of November, 1878; or that the result of the votes cast at either of said precincts were, by reason thereof, or for any such reason, omitted by the board of supervisors for Lowndes County from the statement made by them of the result of said election, or from the statement of the result of said election made by them to the secretary of state, or that you were illegally deprived of any votes cast for you at either of said precincts at said election. Respondent denies that any votes were cast for you at either of said precincts.

7th. Respondent denies that the board of supervisors of Lowndes County unlawfully failed or refused to include in the statement made by them of the result of said election in Lowndes County the result of the votes cast at Sandy Ridge precinct, in said county, or that you received any votes at said precinct on the 5th day of November, 1878, at said election.

8th. I deny that any person, or mob of persons, at Saint Clair precinct, in said county of Lowndes, by means of any threats or violence towards the inspectors of said election or the electors there assembled, intimidated any one, or that any elector left said polling place without

voting or refrained from voting in consequence of such threats, or for any such reasons.

9th. I deny that the inspectors of election held in the county of Perry on the 5th day of November, 1878, for member of Congress, fraudulently, corruptly, or unlawfully counted for me any vote or votes cast by the electors of said election for you as member of Congress from said district, either at Uniontown precinct, or Hamburg precinct, or Marion precinct, or Scott's precinct, or Cunningham precinct, or any other precinct in said county of Perry, or that any votes cast at either of said precincts for you were counted for me. I further deny that the inspectors of either of said precincts made any returns of said election in accordance with any fraudulent, corrupt, or unlawful count, or that any such returns were included by the supervisors of said county in the statement of the result of said election in Perry County, made or certified by them to the secretary of state, or that you were deprived of any votes which were cast for you at said election, or that any votes were counted for me which had not been cast for me, or to which I was not entitled.

10th. I deny that the inspectors of election at Greensboro precinct, in the county of Hale, there held for member of Congress on the 5th day of November, 1878, fraudulently, unlawfully, or corruptly counted for me any votes which were cast for you at said election. I also deny that the inspectors at said box made any fraudulent, unlawful, or corrupt returns of the result of the votes cast at said precinct to the board of supervisors of Hale County. I further deny that you were unlawfully deprived of any votes cast for you for member of Congress at said precinct at said election, or that any votes were counted as cast for me which had not been cast for me, or to which I was not entitled.

11th. I deny that any electors at any polling place in the county of Wilcox, at the election held in said county for member of Congress on the 5th day of November, 1878, were fraudulently induced to vote for me for member of Congress contrary to their purpose or intention, by means of ballots printed in the similitude of ballots used by electors voting for you, or by any other means. I deny that any simulated ballots were given to the electors by any person, or that any false representations were made to said electors by any person, or that, by such means or any other means, you were deprived of any votes to which you were lawfully entitled, or that any votes were given to me to which I was not lawfully entitled.

And now, having fully answered the several specifications of your said notice, I have the honor to further notify you of the following grounds upon which I rest the validity of my said election:

1. At the following precincts in the county of Dallas a large number of colored electors who intended and desired to vote for me for member of Congress, and who went to the several polling places in said precincts for that purpose, were prevented from so voting by violence, threats, and intimidation, used and practised by you and your partisans, by means whereof I lost at the precinct of Orrville two hundred votes, at Selma precinct No. 4 one hundred votes, and at Cahaba precinct one hundred and fifty votes, which would have been cast for me, and to which I was justly entitled.

2. The supervisors of election of the county of Lowndes, one of the counties composing said fourth Congressional district of the State of Alabama, fraudulently and illegally failed and refused to include in the statement made by them of the result of the election held in said county

for member of Congress for the said district on the 5th day of November, 1878, and in the statement made and certified by them to the secretary of state of the votes cast for the several candidates at the following-named precincts in said county, where elections were held and returns made according to law, to wit: At Hopewell precinct, at Fort Deposit precinct, at Bragg's Store precinct, at Brooks' precinct, and at Steep Creek precinct, and by reason of said unlawful failure and refusal of said board of supervisors I was deprived of eighty-five votes cast for me for member of Congress at Hopewell precinct, of one hundred and forty-five votes cast for me at Fort Deposit precinct, of fifty-four votes cast for me at Bragg's Store precinct, of fifty-one votes cast for me at Brooks' precinct, and of fifty-seven votes cast for me at Steep Creek precinct.

3. At the precinct of Haynesville, in said county of Lowndes, the inspectors of election unlawfully and fraudulently failed and refused to open the polls until one o'clock p. m. on said 5th day of November, 1878; by means thereof, a large number (to me unknown) of electors who desired to vote, and went to the polling place for that purpose, were unlawfully and fraudulently prevented from voting; and the election at said precinct and the returns made by said inspectors thereby became, and were, fraudulent, illegal, and void; yet two hundred and six votes were fraudulently and unlawfully counted and returned by said inspectors to the supervisors of election for said county as having been cast for you at said precinct, and were by said supervisors inclosed in the statement of the vote of said county, made and certified by them to the secretary of state, by means whereof two hundred and six votes were counted for you to which you were not entitled.

4. A large number, to wit, two hundred illegal and fraudulent votes were cast for you at the precinct of Lowndesboro, in said county of Lowndes, by persons whose names were never registered as required by law on the list of the registered voters of said county, and who were not entitled to vote, and the said votes were included in the returns made by the inspectors of election at said precinct to the supervisors of election for said county, and in the statement of the result of the said election in said county, made by them to the secretary of state, by means whereof you received two hundred votes to which you were not entitled.

5. The assistant registrar for the precinct of Benton, in Lowndes County, fraudulently failed and refused to be present at the voting place in said precinct of Benton, in said county of Lowndes, on the 5th day of November, 1878, or to afford to the qualified electors present an opportunity to register, as required by law, by means whereof I was deprived of twenty-five votes to which I was lawfully entitled, and which would have been cast for me by qualified electors who were present at said voting place and offering to vote for me, but were prevented from doing so by the means aforesaid.

6. The supervisors of election of the county of Wilcox, in said district, fraudulently and unlawfully, and without any evidence of the fact, counted two hundred and twenty-two votes as having been cast for you for member of Congress from the fourth Congressional district of the State of Alabama, on the 5th day of November, 1878, at Allenton precinct, in said county of Wilcox, which votes you never, in fact, received, and all of said votes were included in the statement of the result of said election in said county, made and certified by said supervisors to the secretary of state, by means whereof two hundred and twenty-two votes

were counted for you to which you were not entitled, and which you never received.

7. The supervisors of election for said county of Wilcox, fraudulently and unlawfully, and without any evidence of the fact, counted one hundred and ninety-nine votes as having been cast for you for member of Congress from the fourth Congressional district of the State of Alabama, on the 5th day of November, 1878, at Bethel precinct, in said county of Wilcox, which votes you never, in fact, received, and all of said votes were included in the statement of the result of said election in said county made and certified by said supervisors to the secretary of state, by means whereof one hundred and ninety-nine votes were counted for you to which you were not entitled, and which you never received.

8. The supervisors of election for said county of Wilcox, fraudulently and unlawfully, and without any evidence of fact, counted one hundred and thirty-eight votes as having been cast for you for member of Congress from the fourth Congressional district of the State of Alabama, on the 5th day of December, 1878, at Rosebud box or polling-place, in Bonham precinct, in said county of Wilcox, which votes you never, in fact, received, and all of said votes were included in the statement of the result of the said election in said county made and certified by said supervisors to the secretary of state, by means whereof one hundred and thirty-eight votes were counted for you to which you were not entitled, and which you never received.

9. The supervisors of election of the county of Wilcox, fraudulently and illegally, and without any evidence of the fact, counted one hundred and forty votes as having been cast for you for member of Congress from the fourth Congressional district of the State of Alabama, on the 5th day of December, 1878, at Canton precinct, in said county of Wilcox, which votes you never received, and all of said votes were included in the statement of the result of said election in said county made and certified by said supervisors to the secretary of state, by means whereof one hundred and forty votes were counted for you to which you were not entitled, and which you never received.

10. The supervisors of election for the county of Wilcox, fraudulently and unlawfully, and without any evidence of the fact, counted one hundred and thirty-seven votes as having been cast for you for member of Congress from the fourth Congressional district of the State of Alabama, on the 5th day of November, 1878, at Clifton box or polling-place, in Clifton precinct, in said county, which votes you never, in fact, received, and all of said votes were included in the statement of the result of said election in said county made and certified by said supervisors to the secretary of state, by means whereof one hundred and thirty-seven votes were counted for you to which you were not entitled, and which you never received.

11. The supervisors of election for said county of Wilcox, fraudulently and unlawfully, and without any evidence of the fact, counted fifty-one votes as having been cast for you for member of Congress, on the 5th day of November, 1878, at Whitehall box or polling-place, in Clifton precinct, in said county, which votes you never received, and the said votes were included in the statement of the result of said election which was made and certified by said supervisors to the secretary of state, by means whereof fifty-one votes were counted for you to which you were not entitled, and which you never received.

12. The supervisors of election for said county of Wilcox, fraudulently and unlawfully, and without any evidence of the fact, counted two hundred and thirty-five votes as having been cast for you for mem-

ber of Congress from the fourth Congressional district of the State of Alabama, on the 5th day of November, 1878, at Rehoboth precinct, in said county of Wilcox, which votes you never, in fact, received, and all of said votes were included in the statement of the result of said election, in said county, which was made and certified by said supervisors to the secretary of state, by means whereof two hundred and thirty-five votes were counted for you to which you were not entitled, and which you never received.

13. The supervisors of election for said county of Lowndes unlawfully, and without any evidence of the fact, counted four hundred and two votes as having been cast for you for member of Congress from the fourth Congressional district of the State of Alabama, on the 5th day of November, 1878, at Lowndesborough precinct, in said county of Lowndes, which votes you never, in fact, received, and all of said votes were included in the statement of the result of the election in said county which was made and certified by said supervisors to the secretary of state, by means whereof four hundred and two votes were counted for you to which you were not entitled, and which you never received.

14. You and your partisans, by violence, intimidation, and threats, prevented one thousand electors in the county of Dallas, who had gone to the respective polling-places in said county with the intention and for the purpose of voting for me, from so casting their votes, by means whereof I lost one thousand votes to which I was entitled, and which I would have received but for said violence, threats, and intimidation.

The foregoing statements all relate to an election held on the 5th day of November, 1878, for Representative in Congress from the fourth Congressional district of Alabama.

C. M. SHELLEY,

*By Pettus, Dawson & Tillman, and White & White, his Attorneys.*

UNITED STATES OF AMERICA,  
*Middle District of Alabama :*

At Selma, in the said middle district of Alabama, came personally before me, Hugh. S. D. Mallory, a commissioner of the circuit court of the United States for the middle district of Alabama, John F. White, who is personally known to me, and who, being duly sworn, on oath says that he personally served a true copy of the foregoing answer on Jere Haralson, in the office of the United States marshal at Montgomery, Alabama, on the 24th day of December, A. D. 1878, by handing him said copy, the same being a true copy of the foregoing answer.

JOHN F. WHITE.

Subscribed and sworn to before me this 27th day of December, A. D. 1878.

HUGH. S. D. MALLORY,  
*Commissioner of the Circuit Court of the United States  
for the Middle District of Alabama.*

MONTGOMERY, ALA., December 30, 1878.

In the matter of Haralson *vs.* Shelley for a seat in the Forty-sixth Congress.

To the Hon. CHARLES M. SHELLEY:

Please take notice that I will proceed to take the depositions of the following-named witnesses, residents of Lowndes County, Alabama, at Hayneville, the county seat thereof, on the 9th day of January, 1879,

before the Hon. J. V. McDuffie, judge of probate in and for said county, one of the officers named by law before whom such evidence may be taken. The examination may be adjourned from day to day until disposed of.

Names of witnesses.	Residence.	Name of beat.
D. J. Walker.....	Lowndes County .....	Churchill beat.
Isreal Hrabusky .....	do .....	Do.
Dave Howard.....	do .....	Saint Clair beat.
Robert Adams.....	do .....	Do.
Harry Moss.....	do .....	Gordonville beat.
W. J. Anthony.....	do .....	Do.
N. A. Green.....	do .....	Prairie beat.
William Graham.....	do .....	Do.
Thornton Clark.....	do .....	Do.
M. C. Merrell.....	do .....	Sandy Ridge beat.

Respectfully,

JERE HARALSON.

Executed by leaving a copy of the within with John White, attorney for C. M. Shelley, June 2, 1879.

W. A. BRANTLY.

EVIDENCE TAKEN IN BEHALF OF CONTESTANT.

STATE OF ALABAMA,  
*Lowndes County:*

JANUARY 9, 1879.

Depositions of witnesses, examined before me, J. V. McDuffie, judge of probate for said county, in a case now pending between Jere Haralson, contestant, *vs.* Charles M. Shelley, contestee, for a seat in the Forty-sixth Congress of the United States, this 9th day of January, 1879.

*Deposition of Dave Howard.*

DAVE HOWARD, being duly sworn to speak the truth, the whole truth, and nothing but the truth, deposeth and says as follows:

It not being convenient to proceed with the examination, it is continued till January 10, 1879.

JANUARY 10, 1879.

Question. State your name, age, and residence.—Answer. Dave Howard is my name; I am thirty years of age; and reside in Saint Clair beat, Lowndes County, Alabama.

Q. In what State, county, and election precinct did you reside on the 5th day of November last?—A. I lived on the 5th November last in the State of Alabama, Lowndes County, and Saint Clair precinct.

Q. Was there an election held at said precinct on said day, and, if yes, what officers were voted for?—A. There was an election held for member of Congress, and Charles M. Shelley and Jere Haralson were voted for for member of Congress.

Q. Who acted as inspectors of the election at said precinct for said election?—A. Dave Howard (witness), Sol McQueen, and Bob Adams.

Q. Were the inspectors sworn?—A. The inspectors were sworn.

Q. If you have answered that you were one of the persons who acted as an inspector or supervisor of the election, please state if the votes which had been cast at said election were counted when the polls were closed to ascertain the result thereof?—A. The votes were counted to ascertain the result after the polls were closed.

Q. If they were so counted, state the number of votes which were received at said election in said precinct for each person voted for for Representative in Congress as ascertained by the counting of ballots which had been cast at said election, and your means for knowing the same.

(To the foregoing question the contestee, C. M. Shelley, objects on the following grounds, to wit: 1st, said question calls for secondary evidence of facts as to which there is record and superior evidence; 2d, said question calls for evidence of facts which cannot be proved by parol; 3d, on the ground that no predicate has been laid showing the relevancy or admissibility of the evidence called for by said question.)

A. There was one hundred and seventy votes cast for Jere Haralson and two votes cast for Charles M. Shelley at said election precinct for Representative in Congress, and my means for knowing the same was, I counted the ballots.

(Contestee, Charles M. Shelley, objects to said answer on the grounds above stated to said question, and on the further ground that the answer is illegal and irrelevant.)

Q. What became of the ballots after the result of the election was ascertained?—A. We turned the ballots over to the returning officer.

Q. Did the inspectors deliver to the returning officer of the precinct, to be delivered to the returning officer of the county, a statement and return of the result of said election and one poll-list thereof, as required by law?

(The contestee, Charles M. Shelley, objects to the above question on the ground that it is leading and suggests the answer, and on the further ground, it calls for legal conclusions and not facts.)

A. We did.

Q. Were you appointed as inspector of said election by the board of supervisors of the county—the sheriff, judge of probate, and clerk of the circuit court—and which of the other persons who acted as inspectors were so appointed?—A. None of the persons who acted as inspectors at said precinct at said election were appointed by the board of supervisors of the county; we were appointed by the returning officer.

Q. State, if you know, the name of the person or persons who distributed Republican tickets to the voters at your polling place on that day?—A. Rollie Watson was one of the persons that distributed Republican tickets to the voters on that day; also, Rafe Robinson.

Q. State if you know of any "*scream*" to prevent the Republican candidate for Congress from getting votes in this county.

(Contestee, Charles M. Shelley, objects to the last written question on the ground that it is irrelevant—that it calls for legal conclusions and not facts.)

A. Mr. M. A. Graves tried to have the inspectors of said election arrested while the voting was in progress; that is all I know of any "*scream*."

(Contestee, Charles M. Shelley, objects to the above answer on the same grounds as to the question.)

Upon being cross-examined by said contestee, Charles M. Shelley, said witness deposes and says:

Myself and the other inspectors were appointed by the returning-officer, Anderson Brewington; Sol McQueen lives in Saint Clair Precinct; I do not know how old Sol McQueen and Bob Adams are; we were sworn by Anderson Brewington as to whether we were twenty-one years of age; that we were legal voters, and that they had never been convicted; this is not all, but I cannot recollect the rest; all the statement we made out

of the result of the election we put in the box delivered to the returning-officer, Anderson Brewington; I do not recollect what was on the statement of result; the statement was on the poll-list put in the box delivered to the returning-officer; the polls were opened about eleven o'clock; it was a peaceable, fair, and quiet election, with the exception of the conduct of Mr. Graves; I saw no mob there on the day of election; was there all day; we examined the registration-list when any one was challenged; I do not know whether all the others were registered voters or not; do not know how many were registered voters; I have got a poll-list and certificate of the result of the election at home; we acted as inspectors and clerks of the election both.

Q. Who first opened the election?—A. Myself, Robt. Brewington, and Sol McQueen.

Q. How long did you continue to hold the election before Bob Adams was sworn in?—A. About one hour; Robert Brewington did not act any more after Robt. Adams was sworn in, as he tried to break it up.

DAVE HOWARD.

*Deposition of Thorington Clark.*

THORINGTON CLARK, being duly sworn, deposeth and says:

My name is Thorington Clark, and am thirty-one years of age, and reside in Prairie Hill Precinct, Lowndes County, Alabama, and resided thereon the 5th day of November last.

Question. Was there an election held in said precinct (Prairie Hill) on said day (5th November, 1878); and, if yes, what officers were voted for?—Answer. There was an election held at Prairie Hill Precinct on the 5th day of November last, and Jere Haralson and Charles M. Shelley were voted for for member of Congress at said election.

Q. Who acted as inspectors of the election at said precinct for said election?—A. I acted as one, W. J. Garrett, Ananias Green.

Q. Were the inspectors sworn?—A. We were sworn.

Q. If you have answered that you were one of the persons who acted as an inspector or supervisor of election, please state if the votes which had been cast at said election were counted when the polls were closed to ascertain the result thereof?—A. We counted the ballots after the polls were closed to ascertain the result of the election.

Q. If they were so counted, state the number of votes which were received at said election in said precinct for each person voted for for Representative in Congress, as ascertained by the counting of the ballots which had been cast at said election, and your means of knowing the same.

(To the foregoing question Charles W. Shelley objects on the following grounds, to wit: 1st, said question calls for secondary evidence as to facts, of which there is record and better evidence; 2d, said question calls for facts which cannot be proven by parol; 3d, no predicate is laid showing the relevancy or admissibility of the evidence called for by said question.)

A. Charles M. Shelley received 5 votes and Jere Haralson received 125 votes for Representative in Congress, and my means for knowing the same is I counted the ballots.

(Contestee, Charles M. Shelley, objects to the answer to the above question on the same grounds as the question, and on the further ground that said answer is illegal and irrelevant evidence.)

It being inconvenient to proceed with this examination it is continued to the 11th instant.

JANUARY 11, 1879.

Q. What became of the ballots after the result of the election was ascertained?—A. I sewed them up in a box (paper) carried them home, and have retained them ever since.

(Contestee, Charles M. Shelley, objects to the question and answer as being illegal and irrelevant.)

Q. Did the inspectors deliver to the returning-officer of the precinct, to be delivered to the returning-officer of the county, a statement and return of the result of said election and one poll-list thereof, as required by law?

(Contestee, Charles M. Shelley, objects to this question on the ground that it is leading and calls for legal conclusions and not facts.)

A. We delivered to the returning-officer of the precinct, to be delivered to the returning-officer of the county, a statement of the result, with a poll-list as required by law. (Contestee, Charles M. Shelley, objects to the answer on the same grounds as to the question.) I was appointed by the board of supervisors of the county an inspector of election at Prairie Hill precinct. I do not know whether the others were or not. George Reed and Stephen Bell distributed Republican tickets to the voters at Prairie Hill precinct on the day of election.

Q. State, if you know, any "*schemam*" to prevent the Republican candidate for Congress from getting votes in this county.

(Contestee, Charles M. Shelley, objects to the above question on the ground that it called for legal conclusions and not facts.)

A. I know of none.

Upon the cross-examination by Charles M. Shelley, contestee, he deposes and says as follows:

I do not know if all the inspectors were sworn; my recollection is that Mr. Garrett swore all of us. Billy Graham may have acted as one of the inspectors in place of Garrett; he was sworn in and received the tickets and put them in the box. I do not know if any one swore Mr. Garrett; he acted as register and inspector. Stephen Bell was returning-officer; Garrett and I fixed up the box, in the presence of the inspectors, that was delivered to the returning-officer of the beat. Stephen Bell, N. A. Green, Billy Graham, and myself were Republicans and voted for Jere Haralson on that day. Stephen Bell is a Republican and voted for Haralson.

his  
THORINGTON + CLARK.  
mark.

Witness:

J. V. McDUFFIE.

*Deposition of N. A. Green.*

N. A. GREEN, being duly sworn, deposeth and says:

My name is N. A. Green; am 23 years of age, and reside in Prairie Hill beat, Lowndes County, Alabama, and resided there on the 5th day of November last. There was an election held in said precinct on the 5th day of November last, and Charles M. Shelley and Jere Haralson were voted for for Representatives in Congress at said election. Billy Graham, Thorington Clark, and myself acted as inspectors of election at said precinct for said election, and all of us were sworn as inspectors of election. We counted the ballots which had been cast at said election, after the polls had been closed, for the purpose of ascertaining the result of said election.

Question. If they were so counted, state the number of votes which were received at said election in said precinct for each person voted for for Representative in Congress, as ascertained by the counting of the ballots which had been cast at said election, and your means of knowing the same.

(Contestee, Charles M. Shelley, objects to the above question on the ground, 1st, the question calls for secondary evidence as to facts to which there is record and better evidence; 2d, said question calls for evidence of facts which cannot be proved by parol; 3d, on the ground that no predicate is laid showing the relevancy or admissibility of the evidence called for by said question.)

Answer. Charles M. Shelley received 5 votes, and Jere Haralson received 125 votes for Representative for Congress at said election. I helped count the ballots. (Contestee, Charles M. Shelley, objects to the answer to the question on the same ground as to the question.) Thorington Clark took them and sewed them up in a paper box and kept them.

Q. Did the inspectors of the election deliver to the returning-officer of the precinct, to be delivered to the returning-officer of the county, a statement and return of the result of said election, and one poll-list thereof, as required by law?

(Contestee, Charles M. Shelley, objects to the above question on the ground that it is illegal and irrelevant, and calls for legal conclusions and not facts.)

A. We did. (Answer objected to on same grounds.) I was not appointed by the board of supervisors of the county, and do not know which of the others were. I was appointed by W. J. Garrett. Stephen Bell and George Reed distributed Republican tickets to voters at said election on said day.

Q. State if you know of any "*scream*" to prevent the Republican candidate for Congress from getting votes in this county?—A. I know of none.

Upon cross-examination by contestee he answered as follows:

I can read and write. Thorington Clark may read printing, but not writing. Billie Graham can read and write. George Reed is a Republican, and voted for Jere Haralson.

N. A. GREEN.

It not being convenient to proceed with this examination, it is adjourned to 14th January, 1879.

JANUARY 14, 1879.

It not being convenient to proceed with the examination of witnesses, it is further continued to 18th January, 1879.

*Deposition of Harry Moss.*

JANUARY 18, 1879.

HARRY Moss, being duly sworn to speak the truth, the whole truth, and nothing but the truth, in this case, says:

My name is Harry Moss; am twenty-five years of age, and reside in Gordenville beat, Lowndes County, Alabama, and resided there on the 5th November last, and Gordenville is the name of the election precinct. There was an election held in said precinct on the 5th day of November last for Representative in the Forty-sixth Congress of the United States. Wm. J. Anthony, Isaac Keham, and myself acted as inspectors for said election at said precinct. We were sworn as such. We did not count

the ballots after the election was closed to ascertain the result, but I counted them as they were put in the box. The tickets were put in a box and delivered to the returning-officer of the precinct. We did not deliver to the returning-officer any result of the election.

Question. Why did you not make and deliver a statement of the result of the election at said precinct to the returning-officer of the beat, to be delivered to the returning officer of the county?—Answer. John Dudley came into the room and told us that the election was not carried out according to law, and if we took an oath that the election was legal we would be liable to punishment. We got frightened and did nothing more, except to put the ballots and everything in a box, and gave them to the returning-officer to bring to Hayneville. I was not appointed by the board of supervisors as an inspector, and Wm. J. Anthony was the only one appointed by the board that did serve. I do not know who distributed tickets to voters.

Q. State if you know of any scheme to prevent the Republican candidate for Congress from getting votes in this county?

(Objected to by C. M. Shelley, contestee, on the ground that it is indefinite and "fishing.")

A. Ben de Lemos sent word over there that Jere Haralson had sold out, and I consider that a scheme to prevent the Republican candidate from obtaining votes.

(Answers objected to on same ground.

Objected to on the ground that it is hearsay and illegal evidence.)

HARY MOSS.

*Objections.*

JOHN ENOCHS, one of the counsel for contestee, objects to the examination of this witness on the ground that this day (18th) is not covered by the notice served upon contestee, nor has the examination been continued from day to day from the day named in the notice served on the contestee.

I, J. V. McDuffie, the commissioner, state that no objection was made by any of the counsel or others for contestee as to the adjournments until this day, January 18, 1879.

Contestee declines to cross.

It not being convenient to proceed further with the examination of witnesses now, it is adjourned till January 21, 1879. This continuance is made without any consent on the part of contestee or objection.

J. V. McDUFFIE,  
*Commissioner.*

JANUARY 21, 1879.

There being no witnesses present, and it being impossible to procure the attendance of the other witnesses, the commissioner decides to close the examination. The foregoing evidence of the witnesses, who are personally known to me, was taken down under oath duly administered by me. The same was correctly and audibly read over to the witnesses and approved by them, and subscribed at the time and place appointed by me and specified in the commission; and I further certify that I am not of counsel or kin to any of the parties to the cause, or in any manner interested in the result thereof.

Witness my hand and seal this the 21st day of January, 1879.

J. V. McDUFFIE,  
*Judge of Probate, Lowndes County, Alabama.*

## EXHIBIT A.

*List of United States Supervisors of Election—Election of November 5, 1878, Dallas County, Alabama.*

For Precinct No. 1, commonly called Plantersville: Samuel Payne, Republican; A. S. Stokes, Democrat.

For Precinct No. 2, commonly called Summerfield: Edward A. Vaughan, Republican; Netherland Tate, Democrat.

For Precinct No. 3, commonly called Woodlawn: D. W. Washington, Republican; Dr. Wm. C. Phillips, Democrat.

For Precinct No. 4, commonly called Selma: Houston H. Smith, Republican; John McIlwaine, Democrat.

For Precinct No. 5, commonly called Harrell's Cross Roads: Alfred Robinson, Republican; Joel Gibson, Democrat.

For Precinct No. 6, commonly called Bellevue: Burrell Corson, Republican; Wm. C. Billingslee, Democrat.

For Precinct No. 7, commonly called Athens: Oscar Sprangles, Republican; Chas. D. Hunter, Democrat.

For Precinct No. 8, commonly called Orrville: Henry C. Hatcher, Republican; Frederick H. Smith, Democrat.

For Precinct No. 9, commonly called Lexington: Horace Moseley, Republican; Wm. P. Molette, Democrat.

For Precinct No. 10, commonly called River Beat: Clafton Campbell, Republican; W. A. Sewall, Democrat.

For Precinct No. 11, commonly called Pine Flat: Daniel Henderson, Republican; Wm. J. Tipton, Democrat.

For Precinct No. 12, commonly called Old Town: Frederick Smith, Republican; J. C. Grumbles, Democrat.

For Precinct No. 13, commonly called Pleasant Hill: Albert Perine, Republican; Dr. J. A. Wood, Democrat.

For Precinct No. 14, commonly called Richmond: Walter Coleman, Republican; J. Z. Hearst, Democrat.

For Precinct No. 15, commonly called Portland: Adleton Pope, Republican; Hunter B. Rives, Democrat.

For Precinct No. 16, commonly called Cahaba: Henry Evans, Republican; Dr. E. M. Vassar, Democrat.

For Precinct No. 22, commonly called Burnsville; George Wiley, Republican; A. V. Gardner, Democrat.

For Precinct No. 23, commonly called Union: Moses Marshall, Republican; S. P. McIlwaine, Democrat.

For Precinct No. 24, commonly called Penses: Abram Corson, Republican; Claiborne P. White, Democrat.

For Precinct No. 25, commonly called Liberty Hill: Allen Williams, Republican; Dr. H. J. Winn, Democrat.

For Precinct No. 26, commonly called Chalatchie or Chilatchie: Dan Davis, Republican; J. M. Ellis, Democrat.

For Precinct No. 27, commonly called Vernon: Jerry C. Blevins, Republican; Chas. F. Lewis, Democrat.

For Precinct No. 28, commonly called Marion Junction: Warren A. Brantley, Republican; Wm. H. Bell, Democrat.

For Precinct No. 29, commonly called Brown's: James Richardson, Republican; Charley R. Gwinn, Democrat.

For Precinct No. 30, commonly called Kings: Calvin Robinson, Republican; Daniel B. Edwards, Democrat.

For Precinct No. 31, commonly called Smiley's: C. B. Foster, Republican; James Davis, sr., Democrat.

For Precinct No. 32, commonly called Elm Bluff: Robert Nelson, Republican; A. J. Rowell, Democrat.

For Precinct No. 33, commonly called Carlonville or Collyville: Henry Savage, Republican; Josiah H. Smith, Democrat.

For Precinct No. 34, commonly called Boykin's: W. L. Walker, Republican; Frank Boykin, jr., Democrat.

For Precinct No. 35, commonly called Mitchell's: Berry Moore, Republican; Jno. G. Babcock, Democrat.

For Precinct No. 36, commonly called City of Selma, Box 1: R. B. Thomas, Republican; Isaac A. McMillan, Democrat.

OFFICE CHIEF SUPERVISOR OF ELECTIONS, ALABAMA,  
*Mobile, March 14, 1879.*

I certify the foregoing list of election precincts in the county of Dallas, Alabama, and the names of persons authorized to act thereat as United States supervisors of election for the election of November 5, 1878, is correct according to the records in my office obtained in said election.

JAMES GILLETTE,  
*United States Commissioner,*  
*Chief Supervisor of Elections, Alabama.*

Attached to chief supervisor's report to Congress as Exhibit A.

EXHIBIT B.

*Report of the chief supervisor of elections for Alabama.*

OFFICE CHIEF SUPERVISOR OF ELECTIONS,  
DISTRICTS OF ALABAMA,  
*Mobile, Ala., March 14, 1879.*

*To the Clerk of the House of Representatives, Congress of the United States, Washington, D. C.:*

SIR: As chief supervisor of elections for the middle district of Alabama, in obedience to section 2020 Revised Statutes of the United States, requiring me to file with you certain information and reports regarding the election for Representatives in Congress, I have the honor to inclose you all the reports and statements of the United States supervisors of election for the election of November 5, 1878, received from the county of Dallas, in the fourth Congressional district of Alabama. These exhibits are marked B 1 to B 21, inclusive, and made part of this report.

I also inclose a list (Exhibit A) of the polling places or election precincts in said county, with the names of supervisors of election who were in commission upon the 5th day of November, 1878. The names marked "Republican" were appointed on the suggestion and recommendation of Jere Haralson, chairman of Republican executive committee, Dallas County. The names marked "Democrat" were appointed on the suggestion and recommendation of N. A. M. Dawson, chairman of the Democratic executive committee, made through me to the United States circuit court sitting at Atlanta, Georgia, for the fifth circuit.

From the supervisor's statements and reports it appears that for the various causes named in them, and largely through design or the fault of county officials, there was no election held at eight precincts out of the twenty-one heard from in said county. No reports were received from ten precincts nor any information that the polls were opened. It also appears that at six precincts the supervisors of election were by various devices of persons appointed to act as State officials and others

prevented from discharging their duties. This state of affairs appears to have been entirely in the interest of the Democratic candidate for Congress as against the Republican. Of the 21 reports filed, 20 are filed by Republican supervisors and 1 by a Democrat.

I append herewith, as Exhibit C, a statement of the vote of the county made by the supervisors at the election of November, 1874, for the purpose of comparison; also a copy of the statement of the final count for 1876. The original was filed with the last report.

The vote of Dallas County, as published for 1872, was Republican, 7,063; Democratic, 1,984. Total, 9,047.

The officially announced vote of November, 1874, was: Jere Haralson (Rep.), 6,819; F. G. Bromberg (Dem.), 1,842. Total, 8,661.

In November, 1876, the vote, according to supervisors and inspectors' returns, was, before the final count—

Haralson, 4,881—official count.....	2,979
C. M. Shelley, 3,288—official count.....	2,490
J. T. Rapier, 171—official count .....	67
 Total .....	 5,536

In 1878 the vote published was: Haralson, ——; Shelley, ——; total, ——.

One of the reducing processes which seems to obtain in this county is explained in a report made of the final canvass of the votes and returns for the election of November, 1876, by Supervisor W. R. Bill, of Dallas County, the original of which was filed with my report of said election to the last Congress. The precinct supervisor's reports now furnished will serve to explain some of the other processes which find favor in Dallas County.

The chief supervisor reports further that the complaints and statements herewith furnished were not investigated by him in the manner prescribed by section 2020, for the reason that the United States grand jury convened in Montgomery, in the middle district of Alabama, immediately after the expiration of the ten days allowed the supervisors in which to make their returns. The said grand jury, upon the report of this office accompanied by copies of the reports now furnished Congress, proceeded upon a lengthened inquiry into all the facts and summoned the supervisors and other witnesses before them. The result was many indictments, covering almost all the alleged violations of law. A further investigation by this commissioner would have been of questionable utility and needless expense.

It is further reported that with the exception of the fourth district there seems to be no contest as to who is a rightful member of Congress from this State. No reports of fraud or interference were received from the other districts, except from the county of Macon, where the commissions of supervisors were suppressed in the mail. This matter has also been investigated, both by the Post-Office Department and the United States grand jury. The reports in this office were turned over to the grand jury.

The chief supervisor further reports that ten counties in this State were supervised, to wit: Mobile, Montgomery, Dallas, Butler, Conecuh, Madison, Baldwin, Perry, Tuscaloosa, and Macon, requiring for 167 voting precincts supervised 334 supervisors.

Respectfully submitted.

JAMES GILLETTE,  
United States Commissioner, Chief Supervisor.

MOBILE, ALA., March 14, 1879.

*Amendment of Exhibit B.*

OFFICE CHIEF SUPERVISOR OF ELECTIONS,  
Mobile, Ala., March 15, 1879.

To the Clerk of the House of Representatives Forty-sixth Congress of the United States, Washington, D. C.:

SIR: I have inclosed you by Southern Express Company my report as chief supervisor of elections, required under section 2020 Revised Statutes United States, for the election of November 5, 1878.

I find I have omitted the following paper, being a report of the supervisor of election of the final canvass of returns in Dallas County, fourth Congressional district. I have marked it Exhibit B 22, and now request that it be attached with Exhibits B to my report on file.

I also request that said report may be amended by inserting in the second line of page 3, after "Haralson," the figures 891; and on the third line, after "Shelly," the figures 3,171; and thereafter insert "Rapier," 11, and after the word "total" insert the figures 4,073; so that the report will read, beginning at page 3:

"In 1878 the vote published was: Haralson, 891; Shelley, 3,171; Rapier, 11. Total, 4,073."

And I file this as my amendment to said report.

Very respectfully,

JAMES GILLETTE,  
Chief Supervisor of Elections, Alabama.

Exhibits B 1 to B 21 to report of chief supervisor of election, Alabama, March 14, 1879.—James Gillette, chief supervisor.

## EXHIBIT B 1.

United States supervisors' return of votes cast for Representatives in Congress from the fourth Congressional district of the State of Alabama, at precinct or poll No. 2, commonly called Summerfield, in the county of Dallas, on the 5th day of November, 1878.

Names of candidates.	Number of votes as returned by inspectors.	Number of votes United States supervisors return.
Jere Haralson .....	162	162
Charles M. Shelley .....	.....	.....
Total Congressional vote .....	.....	.....

We, the undersigned, supervisors of election appointed by the circuit court of the United States, hereby certify that the foregoing return is true and correct.

Witness our hands at Summerfield, Ala., this 5th day of November, 1878.

E. S. VAUGHAN,  
Republican Supervisor.  
\_\_\_\_\_  
Democratic Supervisor.

To JAMES GILLETTE,  
Chief Supervisor of Elections, Montgomery, Ala.

(Indorsed:) Inspectors, Henry Woods, Noah Moore, Jim Swift; returning officer, Henry Rivers. Henry Woods had the ballots in his possession.

Filed November 12, 1878.

JAMES GILLETTE,  
Chief Supervisor.

## EXHIBIT B 2.

*United States supervisors' return of votes cast for Representatives in Congress from the fourth Congressional district of the State of Alabama, at precinct or poll No. 4, commonly called Selma Beat, in the county of Dallas, on the 5th day of November, 1878.*

Names of candidates.	Number of votes as returned by inspectors.	Number of votes, United States supervisors' return.
Jere Haralson .....	109	
Charles M. Shelley.....	247	
John H. Henry .....	1	
Total Congressional vote.....	357	For the reasons stated in my report hereto attached, I omit making a return as supervisor of the votes cast.

We, the undersigned, supervisors of election appointed by the circuit court of the United States, hereby certify that the foregoing return is true and correct.

Witness our hands at Selma, Ala., this 5th day of November, 1878.

HOUSTON H. SMITH,  
*Republican Supervisor.*

\_\_\_\_\_,  
*Democratic Supervisor.*

To JAMES GILLETTE,  
*Chief Supervisor of Elections, Montgomery, Ala.*

(Indorsed:) Names of inspectors who served at my poll are William J. Rountree, Frank Phillips, and Jeffry Croom; returning officer, W. J. Morrison.

Filed November 12, 1878.

JAMES GILLETTE,  
*Chief Supervisor.*

*Attached as part of Exhibit B 2.*

SELMA, ALA., November 6, 1878.

Hon. JAMES GILLETTE,  
*Chief Supervisor of Election for Alabama:*

SIR: As United States supervisor of election at the election held for Representative in the Forty-sixth Congress on the 5th of November, 1878, at precinct No. 4, commonly called "Selma precinct," of Dallas County, Alabama, I have the honor to make the following report: Between 8 and 9 o'clock on the morning of November 5, 1878, the polls at said precinct were opened at what is known as the Selma Fair Grounds, about a mile from Selma by Wm. J. Rountree and Frank Phillips, white, and Jeffry Croom, colored, as inspectors, with W. J. Morrison as returning officer. I was present at the opening of the polls and during the entire day. The polls were closed at or about 5 o'clock p. m. After the close of the polls Inspector Rountree announced that he was sick and would not stay at the polls till the votes were counted out. Inspector Phillips also said that he would not remain to count the votes, as he was tired. I urged upon both of them to remain and count the ballots, and objected to the removal of the box containing them, as was by Messrs. Rountree and Phillips proposed, until they were counted. Mr. Rountree then proposed to carry the box containing the ballots to Selma to count them. Mr. Phillips agreed to this proposition of Mr. Rountree. Inspector Jeffry Croom objected to it. Thereupon Mr. Rountree took the box containing the ballots, placed it in his buggy, in which he and Mr. Phillips got, and drove off very swiftly to the city of Selma, leaving me and the other inspector, Mr. Croom, to come in to the city after them. The returning officer, Mr. Morrison, mounted his horse, and rode after Mr. Rountree's buggy. I and Inspector Croom went in to the city, and

met Messrs. Rountree and Morrison at the corner of Broad and Alabama streets. When I and Croom came up with Rountree and Morrison neither of them had the box with the ballots. Rountree, Croom, and myself, at the suggestion of Rountree, went from said corner to the St. James Hotel, something over three blocks away, where we met up with Phillips, who had the box with the ballots. This was about 7 o'clock p. m. Messrs. Rountree, Phillips, Croom, and myself then went in company with the ballot-box from the St. James Hotel to Rountree's office, about a block away from the hotel, where we came up with Mr. Morrison, and there the ballots then in the box were counted out. The returns of the inspectors were then made out and signed. The box containing the returns was turned over to the returning officer, Mr. Morrison. The box containing the ballots was taken charge of by Inspector Rountree. The box with the ballots was out of my and Croom's sight about an hour and a half after the polls closed before the ballots were counted. The appearance of the ballots counted out the box was very different from those that were voted into it at the polls. The ballots counted out were clean and seemed not to have been handled, while many of the ballots I saw voted by the electors at the polls showed a great deal of handling, and looked dirty and much soiled. To my knowledge there was no sworn clerk of the election, and so far as I know neither of the other officers was sworn.

Respectfully,

HOUSTON H. SMITH,  
*United States Supervisor.*

N. B.—As witnesses to the foregoing report, I will attach the names of Jeffry Croom, Jeff. Ervin, C. H. Myatt.

Sworn to before me this 12th November, 1878.

GEO. H. CRAIG,  
*Judge First Circuit of Alabama.*

(Indorsed:) Filed November 12, 1878.

JAMES GILLETTE,  
*Chief Supervisor.*

EXHIBIT B 3.

*United States supervisors' return of votes cast for Representatives in Congress from the fourth Congressional district of the State of Alabama, at precinct or poll No. 5, commonly called Harrel's X-Roads, in the county of Dallas, on the 5th day of November, 1878.*

Names of candidates.	Number of votes, as returned by inspectors.	Number of votes, U. S. supervisors' return.
Fort Bokel .....	.....	.....
Lugin Joore .....	.....	.....
Jessen Wadken .....	.....	.....
Total Congressional vote.....	.....	.....

Babe Brice, the returning officer.

We, the undersigned, supervisors of election, appointed by the circuit court of the United States, hereby certify that the foregoing return is true and correct.

Witness our hands at Harrel X-Roads, Ala., this 6th day of November, 1878.

ALFRED ROBINSON,

*Republican Supervisor.*

JO. GIBSON,

*Democratic Supervisor.*

To JAMES GILLETTE,  
*Chief Supervisor of Elections, Montgomery, Ala.*

(Indorsed:)

the wold not cont the ontell next day. I tried to get them to cont thm, & the wold not, & wehn tha did count them, I coold not see nothing but the back of the ticket. I did not count the votes. I could not see the tickes of print one the ticket.

You, truly,

ALFRED ROBINSON.

Please let me hear from you as soon as you get my letter.  
Mars Juntion, my pos offes.

Filed Nov. 11, 1878.

JAMES GILLETTE,  
*Chief Supervisor.*

## EXHIBIT B 4.

*United States supervisors' return of votes cast for Representatives in Congress from the fourth Congressional district of the State of Alabama, at precinct or poll No. 6, commonly called Bellevue, in the county of Dallas, on the 5th day of November, 1878.*

Names of candidates.	Number of votes, as returned by inspectors.	Number of votes, U. S. supervis- ors return.
Jere Haralson.....	.....	.....
C. M. Shelley.....	.....	.....
John H. Henrey.....	.....	.....
Total Congressional vote.....	.....	.....

We, the undersigned, supervisors of election, appointed by the circuit court of the United States, hereby certify that the foregoing return is true and correct.

Witness our hands at ——, Ala., this —— day of November, 1878.

BURELL CARRSON,  
*Republican Supervisor.*

Democratic Supervisor.

To JAMES GILLETTE,  
*Chief Supervisor of Elections, Eontgomery, Ala.*

(Indorsed:)

No election at Bellevue precinct. I did according to the law and instructions given me, and advise the two inspectors what to do, and told them of house; the box could not be found at the place at the house.

Truly, yours,

BURELL CARRSON,  
*Supervisor of the Election.*

Inspectors, Dan'l Thomas, Steward; returning officer, Alen Aulison; John Cunninghamham, clerk.

Filed Nov. 7, 1878.

JAMES GILLETTE,  
*Chief Supervisor.*

## EXHIBIT B 5.

*United States supervisors' return of votes cast for Representatives in Congress from the fourth Congressional district of the State of Alabama, at precinct or poll No. 8, commonly called Orrville, in the county of Dallas, on the 5th day of November, 1878.*

Names of candidates.	Number of votes, as returned by inspectors.	Number of votes, U. S. supervis- ors return.
Chas. M. Shelly .....	222	222
Jere Harralson.....	8	8
John H. Henry.....	1	1
Total Congressional vote.....	231	231

We, the undersigned, supervisors of election, appointed by the circuit court of the United States, hereby certify that the foregoing return is true and correct.

Witness our hands at Orrville, Ala., this 5th day of November, 1878.

*Republican Supervisor.*  
**FRED. H. SMITH,**  
*Democratic Supervisor.*

To JAMES GILLETTE,  
*Chief Supervisor of Elections, Montgomery, Ala.*

(Indorsed:) L. L. Gaddy, W. L. Kirkpatrick, Charles Bell, inspectors; James F. Milhous, returning officer; Henry C. Hatcher, Harris Bradley, clerks.

L. L. Gaddy, as inspector, takes custody of the ballots at the close of the election. Henry C. Hatcher, the other U. S. supervisor, having failed to receive his commission in time to qualify, acted as a clerk of the election.

Filed Nov. 14, 1878.

JAMES GILLETTE,  
*Chief Supervisors.*

EXHIBIT B 6.

*United States supervisors' return of votes cast for Representatives in Congress from the fourth Congressional district of the State of Alabama, at precinct or poll No. 9, commonly called Lexington, in the county of Dallas, on the 5th day of November, 1878.*

Names of candidates.	Number of votes, as returned by inspectors.	Number of votes, U. S. supervis- ors return.
Jere Haralson.....	270	270
Chas. M. Shelley.....	63	63
John H. Henry.....	0	0
Total Congressional vote.....	333	333

We, the undersigned, supervisors of election, appointed by the circuit court of the United States, hereby certify that the foregoing return is true and correct.

Witness our hands at Lexington, Dallas County, Ala., this 5th day of November, 1878.

**HORA  E MOSELY,**  
*Republican Supervisor.*

*Democratic Supervisor.*

To JAMES GILLETTE,  
*Chief Supervisor of Elections, Montgomery, Ala.*

(Indorsed:)

Names of inspectors, Charls Lenoard, Wesley Wilson, Gab. Anderson.  
Returning officer, Edgar Lenoar.

Returning officer, Edgar Echoar. Inspector in custody of the box w-

Inspector in custody of the box with ballots, Wesley Wilson. The inspectors refused to announce the number of votes each

The inspectors refused to announce the number of votes each candidate received, as requested, after the count. The inspectors failed to seal up the ballots, as required by law. The Democratic supervisor, W. P. Molitte, being outside of the voting room from time to time, and not being where he could scrutinize the action of the inspectors. He also asked me to leave the voting room and not serve. He refused to sign this return, and give as a reason that he did not know that it was his duty, and that he did not know how many votes the candidates received.

HORACE MOSELY,  
*Republican Supervisor.*

Filed November 9, 1878.

JAMES GILLETTE,  
*Chief Supervisor.*

## EXHIBIT B 7.

*United States supervisors' return of votes cast for Representatives in Congress from the fourth Congressional district of the State of Alabama, at precinct or poll No. 11, commonly called Pineflat, in the county of Dallas, on the 5th day of November, 1878.*

Names of candidates.	Number of votes as returned by inspectors.	Number of votes, U. S. supervisors' return.
Charles M. Shelley.....	18	18
John H. Henry .....	2	2
Jere Haralson.....	252	252
Total Congressional vote.....	272	272

We, the undersigned, supervisors of election, appointed by the circuit court of the United States, hereby certify that the foregoing return is true and correct.

Witness our hands at Pineflat, Dallas County, Ala., this 5th day of November, 1878.

DANIEL HENDERSON,  
*Republican Supervisor.*

—, *Democratic Supervisor.*

To JAMES GILLETTE,  
*Chief Supervisor of Elections, Montgomery, Ala.*

(Indorsed:)

Names of inspectors, Shade Dawson, William King, & Starling Conner.

Returning officer, Shuaire Grumbles.

The inspectors appionted did not appear the polls. I am unable to report their names. I did not return oath because I did not reciev my commision untill Tuesday, 8 o'clock. I call on Jeremiah Johnson, J. P., a little after the polls oppones. He fail to administer the oath to me, upon the ground that polls were oppion and it was to to late. Bleving it to be a plane to prevent me from acting as required by law, I proceeded and done my duty as U. S. supervisor.

Name of inspector in custody of the box with ballots, Shade Dawson.

The election was fare, peacable, and according to law.

DANIEL HENDERSON,  
*U. S. Sup'r.*

N. B.—The Democratic supervisor refused to serve.

Filed Nov. 11, 1878.

JAMES GILLETTE,  
*Ch'f Supervisor.*

## EXHIBIT B 8.

*United States supervisors' return of votes cast for Representatives in Congress from the fourth Congressional district of the State of Alabama, at precinct or poll No. 12, commonly called Old Town, in the county of Dallas, on the 5th day of November, 1878.*

Names of candidates.	Number of votes as returned by inspectors.	Number of votes, U. S. supervisors' return.
Total Congressional vote.....		

We, the undersigned, supervisors of election, appointed by the circuit court of the United States, hereby certify that the foregoing return is true and correct.

Witness our hands at \_\_\_\_\_, Ala., this \_\_\_\_ day of November, 1878.

*Republican Supervisor.*

Democratic Supervisor,

To JAMES GILLETTE,

*Chief Supervisor of Elections, Montgomery, Ala.*

(Indorsed:) Nov. 9, 1878. Polls at Wilson Crossing. Fail to be open. Offices of the day fail to serve. Jestus of th peice, Lewis Smoke; register, J. C. Brumbles; inspecters, T. K. Whitman; inspecters, Eed Rallen; inspecers, Fred. Smith.

Filed Nov. 11, 1878.

JAMES GILLETTE,

*Chief Supervisor.*

EXHIBIT B 9.

United States supervisors' return of votes cast for Representatives in Congress from the fourth Congressional district of the State of Alabama, at precinct or poll No. 16, commonly called Cahaba precinct, in the county of Dallas, on the 5th day of November, 1878.

Names of candidates.	Number of votes as returned by inspectors.	Number of votes, U. S. supervi- sors' return.
Jerry Harralson .....	310	310
C. M. Shelley .....	15	15
Dr. John H. Henry .....	0	0
Total Congressional vote.....	325	325

We, the undersigned, supervisors of election, appointed by the circuit court of the United States, hereby certify that the foregoing return is true and correct.

Witness our hands at Cahaba, Ala., this 5th day of November, 1878.

A. H. EVANS

### *Republican Supervisor.*

Democratic Supervisor.

To JAMES GILLETTE,

*Chief Supervisor of Elections, Montgomery, Ala.*

(Indorsed:) Inspectors, S. M. Kirkpatrick, J. K. Drennen, Wesly Jones; J. K. Drennen, returning officer; A. H. Evans, supervisor.

Filed Nov. 7, 1878.

JAMES GILLETTE,

*Chief Supervisor.*

EXHIBIT B 10.

United States supervisors' return of votes cast for Representatives in Congress from the fourth Congressional district of the State of Alabama, at precinct or poll No. 22, commonly called Burnsville, in the county of Dallas, on the 5th day of November, 1878.

Names of candidates.		Number of votes as returned by inspectors.	Number of votes U. S. supervisors return.
C. M. Shelley	.....	26	26
Jere Harralson	.....	None.	None.
Total Congressional vote	.....	26	

We, the undersigned, supervisors of election, appointed by the circuit court of the United States, hereby certify that the foregoing return is true and correct.

Witness our hands at Vito, Dallas County, Ala., this 5th day of November, 1878.

GEORGE WILY,

*Republican Supervisor.*

A. V. GARDNER,

*Democratic Supervisor.*

To JAMES GILLETTE,

*Chief Supervisor of Elections, Montgomery, Ala.*

(Indorsed:) R. D. Berry, P. R. King, G. T. Gardner, inspectors.

J. W. Dennard, returning officer, custodian of ballot-box, and R. D. Berry, inspector.

Filed Nov. 8, 1878.

JAMES GILLETTE,  
*Chief Supervisor.*

EXHIBIT B 11.

*United States supervisors' return of votes cast for Representatives in Congress from the fourth Congressional district of the State of Alabama, at precinct or poll No. 23, commonly called Union Beat, in the county of Dallas, on the 5th day of November, 1878.*

Names of candidates.	Number of votes as returned by inspectors.	Number of votes, U. S. supervisors' return.
Charles M. Shelley.....	344	(*)
Jere Haralson.....	24	.....
Total Congressional vote.....	368	368

\* The above statement is not correct. Omitted for the reasons mentioned in my report accompanying this.

We, the undersigned, supervisors of election, appointed by the circuit court of the United States, hereby certify that the foregoing return is true and correct.

Witness our hands at Union Beat, Ala., this 8th day of November, 1878.

MOSES MARSHALL,  
*Republican Supervisor.*

*Democratic Supervisor.*

To JAMES GILLETTE,

*Chief Supervisor of Elections, Montgomery, Ala.*

(Indorsed:) Filed Nov. 14, 1878.

JAMES GILLETTE,  
*Ch'f Supervisor.*

*Attached as part of Exhibit B 11, chief supervisor's report.*

SELMA, ALABAMA, Nov. 8th.

To Hon. JAMES GILLETTE,

*Chief Supervisor of Elections:*

SIR: As supervisor of election at the election held for Representative in Congress, the 5th day of Nov., 1878, of precinct at No. 23, of Dallas Co., Alabama, have the honor to make the following report: I was at the polls of said precinct when it was opened, & remained there during the entire day. Said poll was open at 8 o'clock a. m. on said day, by Frank Childers, Jack K. Webb, white, and Elick McVayne, colored, as inspectors, & Launzy Irvin, white, as returning officer at said poll; there were 2 clerks, Lewellen Grimes & Juny Riggs, white. All of said offices were duly sworn before the poll opened. The election

passed off quietly. This poll closed at 5 o'clock p. m. After the close of the poll Instructor Childers took possession of the box containing the ballots cast at said election, opened it & proceeded to count them; & when I approached within seeing distance of the tickets & was ordered away by him, & I told that I should not see them—face of the tickets; and my orthority & duty to see them, as they were counted, which he denied, said that he would not recognize it, nor allow me to exercise it. I further insisted upon my rights to see the votes counted as a supervisor, & asked him whether he intended to prevent or hinder me from carrying it out, and he assured me that he did; & did so. Mr. Childers took all the votes from the box they were in, & placed them in another, which the clerk tallyed as he would tell them—Hew Smith. I send the votes as made by the said inspectors, but omit making a return myself for the reason given above.

MOSES MARSHALL.

Sworn to before me this 13th day of November, A. D. 1878.

GEORGE H. CRAIG,  
*Judge First Judicial Circuit of Alabama.*

EXHIBIT B 12.

*United States supervisors' return of votes cast for Representatives in Congress from the fourth Congressional district of the State of Alabama, at precinct or poll No. 24, commonly called Pences, in the county of Dallas, on the 5th day of November, 1878.*

Names of candidates.	Number of votes as returned by inspectors.	Number of votes U. S. supervisors return.
C. M. Shelly .....	158	158
Jere Haralson .....	56	56
J. H. Henry .....	2	2
Total Congressional vote.....	216	216

We, the undersigned supervisors of election appointed by the circuit court of the United States, hereby certify that the foregoing return is true and correct.

/ Witness our hands at Bell's Church, Ala., this 5th day of November, 1878.

ABRAM CORSAN,  
*Republican Supervisor.*  
\_\_\_\_\_  
*Democratic Supervisor.*

To JAMES GILLETTE,  
*Chief Supervisor of Elections, Montgomery, Ala.*

(Indorsed:)

The within certificate relates only to the final count of the ballots in the box, and not to the true number of ballots cast for the respective candidates. I know that Shelly did not really get the number of votes put down opposite his name, nor near that number; and I know that Jere Haralson rec'd a larger number of votes at said election at Pences than Shelly did; Henry did get two votes as certified. The facts are these: When I got to the polls in the morning no one seemed disposed to open the polls until it was known that I proposed appointing officers and having the election held. Mr. Pegues then came in sight, & Mr. Buck Bell said, "Wait awhile & Mr. Pegues will act as inspector." Mr. Pegues then consented to act, & a colored man named Bill Morris, who could neither read nor write, was called by Buck Bell (a white Democrat), & made another inspector. A man named Vance (white man), & Lucius Bennett, another white man, came in & acted as clerks. The election proceeded quietly, except that Buck Bell attempted to prevent me from repeating the names of voters, when Bill Morris, the inspector, did not know them. Immediately after the polls closed both the clerks said they were sick and had to go home for

medicine, when they left; I insisted on having the vote counted then and there. Buck Bell said, "No; we have no lights & no clerks; we will take the boxes to my house & when the clerks come back we will count the vote." To this I objected & told them that it would not be according to law. While I was objecting he (Bell) and Pegues were gathering up the papers & boxes & started off with them, & after going a short distance & seeing that I did not follow, they stopped & called me & said, I might come on now if I wished. I followed, & they put down the box containing the lists of names of voters & I picked it up, but Buck Bell kept the other box which contained the ballots. When Bell & Pegues got to Bell's house they went in and carried the ballot box with them, and kept them in there out of my sight or reach, as I had remained in the yard & kitchen. After about an hour and a half & after supper Bell then called me into the house & said they were ready to count. The clerks came back before supper. We then counted the vote, & it was correctly counted as herein certified. I desire to state that I am a colored man.

Dated this 7th day of November, 1878.

A. CORSAN,  
*United States Supervisor.*

### EXHIBIT B 13.

*United States supervisors' return of votes cast for Representatives in Congress from the fourth Congressional district of the State of Alabama, at precinct or poll No. 26, commonly called Chillatchie, in the county of Dallas, on the 5th day of November, 1878.*

Jere Haralson had 107 votes for Congress.

Charles M. Shelly had 0 votes for Congress.

Total Congressional votes 107 votes (one hundred and seven votes).

We, the undersigned, supervisors of election, appointed by the circuit court of the United States, hereby certify that the foregoing return is true and correct.

Witness our hands at Chillatchie precinct, Ala., this 5th day of November, 1878.

DAN DAVIS,

*Republican Supervisor.*

*Democratic Supervisor.*

To JAMES GILLETTE,

*Chief Supervisor of Elections, Montgomery, Ala.*

(Indorsed:) Peter Cochran, jr., inspector and returning-officer; William Perry, inspector; Dan Davis, inspector.

Filed 8 Nov., 1878.

JAMES GILLETTE,  
*Chief Supervisor.*

No election proceedings thrown out by county board.

THE STATE OF ALABAMA,

*Dallas County :*

*To the chief supervisor of the U. S. at Mobile, Ala.:*

I did faithfully perform my duty at this election according to law, to the best of my judgment, and I do hereby certify that the inspectors at the election which were held at Chillatchie precinct, No. 26, before me they did administer the oath to each other, and I saw that they did their duties on this 5th day of Nov., A. D. 1878; and the polling of votes on this day are 107 votes cast for the Representative in the Forty-sixth Congress of the United States; Jere Haralson had 107 votes for Representative in Congress; Charles M. Shelley had 0 for Congress. There was not a white man on the polling place that day and I did not receive any ballot-box at all; to the best of my judgment I repaired an old ballot-box and made it sufficient for the returns, this 5th day of Nov., A. D. 1878. Jere Haralson had 107 votes for Congress; Charles M. Shelley had 0 (naught) for Congress.

PETER COCHRAN, JR., *Inspector.*

WILLIAM PERRY, *Inspector.*

DAN DAVIS, *Inspector.*

I had no ballot-box nor registration-book on that day, but according to the law and the means I had, perform my duties.

Yours, truly,

DAN DAVIS.

JAMES GITTE,

*The Chief Supervisor, at Mobile, Ala.*

Report filed Filed 8 Nov. 1878.

JAMES GILLETT,

*Chief Supervisor.*

EXHIBIT B 14.

*United States supervisors' return of votes cast for Representatives in Congress from the fourth Congressional district of the State of Alabama, at precinct or poll No. 27, commonly called Vernon, in the county of Dallas, on the 5th day of November, 1878.*

This is to certify that I, J. C. Blevins, who was appointed United States supervisor of an election to be held in Vernon precinct, No. 27, Dallas County, Ala., went to the probate judge & sheriff of this county, who are P. G. Wood, judge, & G. R. Mason, sheriff, of county aforesaid, inquiring of them who were appointed as managers of the election to be held in this precinct, & they said they could not find the list and did not know who was appointed. Names of inspectors unannounced to me. I was unable to find them on the day of the election. Their names was not printed thirty days before the election, as required by State law. The sheriff, G. R. Mason, refused to give me their names on application to him. I could not find the ballot-box. I was told by Randall Hastings that the ballot-boxes were at Mr. M. O. Marshall's store. By the refusal of the inspectors to come or leave the boxes where they could be found, the polls was not opened at this beat.

J. C. BLEVINS.

Sworn to and subscribed before me this 12th November, 1878.

GEO. H. CRAIG,

*Judge of First Judicial circuit of Alabama,*

Filed Nov'r 12, 1878.

JAMES GILLETTE,

*Chief Supervisor,*

EXHIBIT B 15.

*United States supervisors' return of votes cast for Representatives in Congress from the fourth Congressional district of the State of Alabama, at precinct or poll No. 29, commonly called Brown's Station, in the county of Dallas, on the 5th day of November, 1878.*

Names of candidates.	Number of votes as returned by inspectors.	* Number of votes, U.S. supervisors' return.
Jere Haralson .....	00	00
C. M. Shelley.....	00	00
John Henry.....	00	00
Total Congressional vote.....	.....	.....

We, the undersigned supervisors of election appointed by the circuit court of the United States, hereby certify that the foregoing return is true and correct.

Witness our hands, at Brown's, Ala., this 5th day of November, 1878.

J. W. RICHARDSON,  
*Republican Supervisor.*

Democratic Supervisor.

To JAMES GILLETTE,  
*Chief Supervisor of Elections, Montgomery, Ala.*

No election at Brown's Station, precinct No. 24. I got there at the lawful hour. The inspectors was present—two of them. I acted according to law and directions sent me, and told the inspector that wanted to act how to do, and he failed to get the others to act with him; and further told or advised them to get some one of their number. They failed to do that; said that the U. S. deputy marshal was absent and they was waiting on him.

Y'rs, res't.,

J. W. RICHARDSON.

I stayed at the polls tell two o'clock. These fellows told me if I stayed there what they would do. They would not open the polls, because the Republicans had the majority, and as the vote was cast I would certify that effect. The Republican vote would have been near 200. If called upon will state & testify facts concerning the election.

The officers of the election, Nelson Watson, Frank Peeples, C. R. Green, will testify facts.

J. W. RICHARDSON.

Filed November 7, 1878.

JAMES GILLETTE,  
*Ch'f Supervisor.*

EXHIBIT B 16.

*United States supervisors' return of votes cast for Representatives in Congress from the —— Congressional district of the State of Alabama, at precinct or poll No. 30, commonly called King's Beat, in the county of Dallas, on the 5th day of November, 1878.*

Names of candidates.	Number of votes as returned by inspectors.	Number of votes U. S. supervisors' return.
Total Congressional vote .....	.....	.....

We, the undersigned supervisors of election, appointed by the circuit court of the United States, hereby certify that the foregoing return is true and correct.

Witness our hands at King's Beat, Dallas County, Ala., this 5th day of November, 1878.

CALVIN ROBINSON,  
*Republican Supervisor.*

Democratic Supervisor.

To JAMES GILLETTE,  
*Chief Supervisor of Elections, Montgomery, Ala.*

(Indorsed:) There was no election held in the said King's Beat. The reason it was not held it was because the officers was not present but

one; and there was not enough qualified electors present to complete the number until after hours. For this cause there was no voting done; also there was no ink in the ballot-box to write with.

Filed November 7, 1878.

JAMES GILLETTE,  
*Ch'f Supervisor.*

EXHIBIT B 17.

*United States supervisors' return of votes cast for Representatives in Congress from the fourth Congressional district of the State of Alabama, at precinct or poll No. 31, commonly called Smyley's Beat, in the county of Dallas, on the 5th day of November.*

No election held on account of inspectors absenting themselves and withholding ballot-box, & lack of time to procure a new box before hour for opening the polls.

We, the undersigned supervisors of election, appointed by the circuit court of the United States, hereby certify that the foregoing return is true and correct.

Witness our hands at Smley Beat, Ala., this 5th day of November, 1878.

C. B. FOSTER,  
*Republican Supervisor.*

\_\_\_\_\_  
*Democratic Supervisor.*

To JAMES GILLETTE,  
*Chief Supervisor of Elections, Montgomery, Ala.*

U. S. OF ALABAMA,  
*County of Dallas, Smyley's Precinct No. 31:*

Inspectors and returning officers could not be found. Ballot-boxes could not be heard from by nobody in the precinct. All them gentlemen was absent with the box. Following sworne inspectors which was appointed by the sheriff of this county would not give up the box.

(Names.)

W. W. ALBRITTON,  
JAKE SMYLY,  
D. C. BUNDMAN,  
*Inspectors.*  
A. J. CUMPTON,  
*Returning Officer.*

No election held.

Filed Nov. 8, 1878.

JAMES GILLETTE,  
*Ch'f Supervisor.*

EXHIBIT B 18.

*United States supervisors' return of votes cast for Representatives in Congress from the fourth Congressional district of the State of Alabama, at precinct or poll No. 32, commonly called Elm Bluff, in the county of Dallas on the 5th day of November, 1878.*

Jere Haralson, No. of votes, 87.

C. M. Shelia, No. of votes, 10.

Inspectors: A. W. Colmon, I. N. Kyser, H. M. Sumner, F. R. Powil, George Olston, col.

We, the undersigned supervisors of election, appointed by the circuit court of the United States, hereby certify that the foregoing return is true and correct.

Witness our hands at ——, Ala., this — day of November, 1878.

RABBURT NELSON,

*Republican Supervisor.*

A. D. BOULIB,

*Democratic Supervisor.*

Elder Rabburt Nelson, of Elm Bluff.

To JAMES GILLETTE,

*Chief Supervisor of Elections, Montgomery, Ala.*

Filed 11 Nov., 1878.

JAMES GILLETTE,

*Chf Supervisor.*

EXHIBIT B 19.

*United States supervisors' return of votes cast for Representatives in Congress from the fourth Congressional district of the State of Alabama, at precinct or poll No. 34, commonly called Boykin's, in the county of Dallas, on the 5th day of November, 1878.*

Names of candidates.	Number of votes as returned by inspectors.	Number of votes, U. S. supervisors' return.
Charles M. Shelly	.....	(*)
Jere Haralson	.....	.....
Total Congressional vote.	.....	.....

\* I am not able myself to make any return, for which cause is stated on the back of this.

We, the undersigned supervisors of election, appointed by the circuit court of the United States, hereby certify that the foregoing return is true and correct.

Witness our hands at Boykin's Beat, Dallas Co., Ala., this 5th day of November, 1878.

W. L. WALKER,  
*Republican Supervisor.*

—, *Democratic Supervisor.*

To JAMES GILLETTE,

*Chief Supervisor of Elections, Montgomery, Ala.*

This is to certify that I, W. L. Walker, who was appointed U. S. supervisor, went to the justice of the peace of Boykin's Beat No. 34, Dallas County, Ala., & he, Frank Boykin, jr., refused to administer the oath to me, and would not do it. I (W. L. W.) then enquired whether the inspectors & clerks had taken any oath. Then he (Frank Boykin, jr.) said he didn't know. I then went to the returning officer, Robert Meyer, who said they all had been sworn, which I know is not so. They never swore & took no oath of office at all. I, Walker, took my position in the beginning about 8 ft. from the ballot-box, where I could see every voter. After that when time came to count the ballots I said to Frank Boykin, jr., that I would go nearer that I might see the tickets as the returning officer transfer them, and he, Frank B., jr., said that Mr. Meyer would ask for my authority, & said that I was nothing because I was not qualified by oath of office. Robert Meyer, who was the returning officer, acted as an inspector & returning officer boath;

he, Robert Meyer, kept the ballot-box between him & the other inspector; and the other inspector, Harry Allen, could not see the ticket after it left his hands folded. Robert Meyer would open it & kept his hands over the tickets that no one could see but himself; & then, after reading the ticket, he (Meyer) would whisper the candidates' names to the clerks; the other inspector nor me either could hear the candidates' names called, and I (Walker) could not see the face of the tickets after the first 1 was counted, because when Harry Allen started to open the ballots Robert M. objected it & said that it must not be done; & then after that he would receive them closed, would open them so that no one could see the ticket but himself. After the count was made & tally-sheets fixed up I went to the store door, & F. Boykin, jr., called me & said that I was so anxious to come to the box all day I could come then, & said I would not then because the box was closed.

MATT. MEYER, *Clerk.*  
 HUNTER MEYER, *Clerk.*  
 ROBERT MEYER,  
 HARRY ALLEN,  
 HARRY LANG,

*Inspectors.*

Returning officer, Robert Meyer.

The other ballot-box was left with Matt. Meyer.

*Attached as part of Exhibit B 19, chief supervisor's report.*

SELMA, ALA., Nov. 12, '78.

Hon. JAMES GILLETT,

*Chief Supervisor of Elections for the  
 Southern and Middle District of Alabama:*

I, W. L. Walker, who was appointed U. S. supervisor of election precinct No. 34, commonly called Boykin's, do hereby certify that the reports made by me to you are true and correct in every respect.

W. L. WALKER,  
*Supervisor.*

Witnesses to the same.

H. C. RICHARDSON.  
 SCIPIO M. HUNTER.  
 GEORGE W. SCOTT.  
 DAN. FOSTER.  
 SPENCER YOUNG.  
 SHIFORD STEIN.  
 GILES ELLIS.  
 FRANK MUNFORD.  
 HARRY ALLEN.

Sworn to & subscribed before me this 12th day of November, 1878.

GEO. H. CRAIG,  
*Judge 1st Circuit, Alabama.*

(Indorsed:) Filed 11 & 12 Nov., 1878.

JAMES GILLETTE,  
*Ch'f Supervisor.*

## EXHIBIT B 20.

*United States supervisors' return of votes cast for Representative in Congress from the 4th Congressional district of the State of Alabama, at precinct or poll No. 35, commonly called Mitchell's, in the county of Dallas, on the 5th day of November, 1878.*

No election.—(See letter annexed.)—CHIEF SUPERVISOR.

MITCHELL MILL, DALLAS CO., ALA.,  
Nov. 16, 1878.

Mr. JAMES GILLETT,

*Supervisor of Election:*

SIR: I received your letter the 16th & was glad to get answer. All I got to say much about, Mitchell, if justice was giving, all the votes at Mitchell was for Jerry Harrison, Mr. W. M. Johnson, & Mr. Ben. Wilson. Monroe Chesnutt was appointed as inspector. Johnson got there five minit of nine. I ask him will he act as inspector; he said he be dam if he will act, saying he not obliged to act, & it was no profit to him working for the Republicans. He said that he know that Mitchell Beat is for Jerry. Mr. Ben. Wilson said his child was very sick, he could act. I went to work to get som inspector but fail to git any one to act. I went in Mr. Marshall' store & called for the ballot-box, & Mr. Geo. Marshall giv me only one; it had no ticket, but Mr. Shelly & Hinricks, the voters, all got confuse & said they will not vote a Democratic ticket. Good eale of them went of, I stay there; & about half after nine o'clock the orther box cam from Orrville. Henry Hatcher had it. The Democrats laugh & went on with a great joy of our defeat of voteing.

So I will com to a close.

MR. BERRY MOORE,  
*Supervisor.*

Filed November 18, 1878.

JAS. GILLETTE,  
*Ch'f Supervisor.*

## EXHIBIT B 21.

*United States supervisors' return of votes cast for Representative in Congress from the fourth Congressional district of the State of Alabama, at precinct or poll No. 36, commonly called city of Selma, in the county of Dallas, on the 5th day of November, 1878.*

MEM.—From this city U. S. Supervisor R. B. Thomas reported in writing that an inspector, by threats of personal violence, prevented him from performing his duty. The report was taken from the files for affidavit (so that warrant could issue) but never returned.

JAMES GILLETTE,  
*Ch'f Supervisor.*

OFFICE CHIEF SUPERVISOR ALA., March, 1879.

(Indorsed:) Filed Nov., 1878.

JAMES GILLETTE,  
*Ch'f Supervisor.*

## EXHIBIT B 22.

*United States supervisors' return of votes cast for Representatives in Congress from the fourth Congressional district of the State of Alabama (final canvass), in the county of Dallas, on the 5th day of November, 1878.*

Names of candidates.	Number of votes as returned by inspectors.	Number of votes, U. S. supervisors' return.
Charles M. Shelly.....	3,171	.....
Jeremiah Harralson.....	891	.....
John H. Henry.....	11	.....
Total Congressional vote for Dallas Co. ....	4,073	.....

We, the undersigned, supervisors of election appointed by the circuit court of the United States, hereby certify that the foregoing return is true and correct.

Witness our hands at Selma, Ala., this 9th day of November, 1878.

*Supervisor.*  
A. V. GARDNER,  
Democratic Supervisor.

To JAMES GILLETTE,  
*Chief Supervisor of Elections, Montgomery, Ala.*

(Indorsed:) Names of board of canvassers for county: F. W. Siddons, G. R. Meron, H. C. Graham.

Filed November 11, 1878.

JAMES GILLETTE, *Chief Supervisor.*

MOBILE, ALA., March 15, 1879,  
*Office Chief Supervisor of Elections.*

Respectfully forwarded to Clerk of the House of Representatives, Forty-sixth Congress of the United States, to be attached to Exhibits B of the chief supervisor's report on the election of 1878, heretofore filed.

JAMES GILLETTE, *Chief Supervisor.*

EVIDENCE TAKEN BY CHARLES M. SHELLEY, CONTESTEE.

SELMA, ALA., February 5, 1879.

In the matter of Harralson against Shelley, being a contest for a seat in the House of Representatives in the Forty-sixth Congress of the United States.

To the Hon. Jerre Harralson, or R. B. Thomas, esq., his attorney of record:

You will take notice that I will proceed to examine, in the manner prescribed by the statutes of the United States, William Henderson, as a witness for the contestee in the cause stated above, who resides at Camden, in the county of Wilcox, on Wednesday, the 19th day of February, 1879, before David T. McMillan, a notary public, and one of the officers named by law before whom such evidence may be taken. Said examination will be had at the court-house in the town of Camden, in said county. The examination if not completed the first day will be adjourned from day to day until disposed of.

Respectfully,

C. M. SHELLEY,  
By WHITE & WHITE, AND  
PETTUS, DAWSON & FELLIM,  
*His Attorneys.*

STATE OF ALABAMA,  
*United States of America:*

Personally appeared before me, Hugh S. D. Mallory, a commissioner of the United States circuit court for the middle district of Alabama, John F. White, who, having been by me duly sworn, on oath saith that he served a true copy of the within notice on R. B. Thomas, attorney for Jerre Haralson, by handing it to him at Selma, Alabama, on the 6th day of February, A. D. 1879.

JNO. F. WHITE.

Subscribed and sworn to before me this the 6th day of February, A. D. 1879.

[SEAL.]

HUGH S. D. MALLORY,  
*United States Commissioner, &c.*

In the matter of Haralson against Shelley, being a contest for a seat in the House of Representatives in the Forty-sixth Congress of the United States.

THE STATE OF ALABAMA,  
*Wilcox County:*

I, David T. McMillan, a notary public and ex officio justice of the peace, the officer named in the annexed notice, do hereby certify that in pursuance thereof I have caused the said witness, WILLIAM HENDERSON, to come before me, at the court-house of Wilcox County, on this the 19th day of February, one thousand eight hundred and seventy-nine, being the time and place appointed, and he being first duly sworn by me to speak the truth, the whole truth, and nothing but the truth, and also to make full and true answers to the interrogatories and cross-interrogatories hereto annexed, thereupon answered and deposed as follows, to wit:

Interrogatory 1. Where do you reside, and how long have you lived there? What office do you hold, and how long have you held it?—Answer. I reside in Camden, Wilcox County, Alabama, and have resided there since the fall of 1874. I hold the office of judge of probate of Wilcox County, Alabama, and have held it since November, 1874.

Int. 2. Who, under the laws of Alabama, is the proper custodian of the returns made by the inspectors of general elections held in your county?—A. The judge of probate under the laws of Alabama is the proper custodian of the returns made by the inspectors of general elections of my county.

The examination was then adjourned until Thursday, the 20th day of February, 1879.

THURSDAY, 20th day of February, 1879.—The examination again adjourned until Friday, the 21st day of February, 1879, to allow witness time to make out copies of election returns called for.

FRIDAY, 21st day of February, 1879.—The examination adjourned until Saturday, the 22d day of February, 1879, to allow witness further time to make out all copies of election returns called for appertaining to the Congressional election held on November 5, 1878.

SATURDAY, 22d day of February, 1879.—The examination adjourned until Monday, the 24th day of February, 1879, to allow witness further time to prepare copies of election returns called for in the matter of Haralson vs. Shelley, being a contest for a seat in the House of Representatives in the Forty-sixth Congress of the United States.

MONDAY, the 24th day of February, 1879.—Examination of witness William Henderson resumed.

Int. 3. Who constituted the board of supervisors for the county of Wilcox for the election there held for Representative in Congress on the 5th day of November, 1878? Give the names of the persons and the offices, if any, that they held.—A. A. L. Morgan, clerk of the circuit court, Wilcox County, John C. Pritchett, sheriff of Wilcox County, and William Henderson, judge of probate of aforesaid county, constituted the board of supervisors of the Congressional election held on the 5th day of November, 1878, in said county and State.

Int. 4. Were or not any returns of said election made to you from the precincts of Allenton, Bethel, Rosebud box, in Bonham precinct, Canton, Clifton box, in Clifton precinct, White Hall box, in Clifton precinct, Rehoboth precinct? If yea, attach to your answers full, true, correct, and properly-certified transcripts of the said returns, from each of said precincts, as they were made, and as they are now on file in your office as judge of probate of said county, and mark each of them so as to identify it. Have you done so?—A. Returns of said election were made from the precincts named to the sheriff. I have attached copies of each of the returns of said precincts, and I have marked each of them for identification by writing my name on the margin of the first page of each of said copies, thus: "W. Henderson, judge of probate, Wilcox County, Alabama." I have done so.

Int. 5. Were or not votes set forth in said respective returns included in the statement of the result of said election which the said supervisors made to the secretary of state? Attach to your answer a full, true, correct, and properly-certified transcript of said statement as made. Have you done so?—A. The votes set forth in the said respective returns were included in the statement of the result of said election which was made by the said supervisors. I have attached a certified copy of the statement, as asked for, as made to the secretary of state.

Int. 6. Was there any other evidence of the votes cast at the precincts inquired about in interrogatory 4 before the supervisors when they made up their statement of the vote, except the returns, the copies of which you have attached?—A. The returns, consisting of the poll-list, tally-sheet, and certificates of inspectors, were the only evidence examined by the supervisors of said election in making a statement of the votes cast at said election.

W. HENDERSON.

I, David T. McMillan, a notary public, and the officer named in the annexed notice, hereby certify that the examination of William Henderson was commenced on the 19th day of February, 1879, and was adjourned from day to day until the 24th day of February, 1879, upon which day said examination was concluded.

And I, David T. McMillan, notary public, the officer named in the annexed notice as aforesaid, do further certify that I am not of counsel or of kin to any of the parties to the cause, or in any manner interested in the result thereof.

And I, David T. McMillan, notary public, the officer named in the annexed notice as aforesaid, do further certify that I have personal knowledge of the identity of the said witness; that the aforesaid evidence, questions propounded by the parties, and answers under oath, were taken down and reduced to writing by me, in the presence of the agents of C. M. Shelley, and being closed, were examined by the witness William Henderson, and by him approved; and that thereupon the said evidence was subscribed by said witness in my presence on the 24th day of February, 1879, and at the place specified; and I hereby further certify

that no one appeared in behalf of Jerre Harrelson during the examination of said witness.

Witness my hand and seal of office this 24th day of February, A. D. 1879.

[SEAL.]

DAVID T. McMILLAN,  
*Notary Public and ex-officio Justice of the Peace for Wilcox County.*

(Written on the margin: W. Henderson, judge of probate, Wilcox County, Alabama.)

*List of votes polled at Allenton precinct for Congressman on the 5th day of November, 1878.*

1 J. B. McWilliams	44 Lewis Smith
2 J. C. Walthall	45 Harry Riaives
3 W. B. Jones	46 Isom Smith
4 Thos. M. Reynolds, sr	47 Fort Andrews
5 A. J. Dale	48 E. D. Harriss
6 Sam. Walton	49 Ned Grace
7 David Ward	50 Jeff Jones
8 Ned McConnico	51 Alex. McBryde
9 Enoch Hunter	52 Alex. Grace
10 Daniel McReynolds	53 Anthony McReynolds
11 Hamp Fox	54 Thos. Harris
12 Jos. Hunter	55 Frank Jenkins
13 Willis Mathews	56 Jake Grace
14 Bill McCracken	57 J. H. Stove
15 J. A. Monk	58 Ryly Beard
16 Thos. Jenkins	59 Titus Williams
17 L. Thaulheimer	60 Howard Harris
18 Green Rose	61 Joe Tait
19 Allen Ashly	62 Lewis Orange
20 Bill Powe	63 E. Davis
21 Andrew McCracken	64 Michael Goulee
22 Burle Green	65 Marcus Degidir
23 J. T. Shackerford	66 Bill Griffin
24 Wash Jenkins	67 Phiten Prince
25 William English	68 Ike Robins
26 Volney Croudus	69 Jno. Roberson
27 Adam Grace	70 Tyler McConnice
28 Jos. Grace	71 Robt. Fox
29 Jarrod McReynolds	72 Chas. Hall
30 Martin Jones	73 Ned Hall
31 January Bonner	74 Lee Andrews
32 Middleton Griffin	75 Thos. Harris
33 Preston Dale	76 Miles Mitchell
34 Ben Richards	77 Moten McReynolds
35 Abram Jones	78 Henry Skinner
36 Wm. Fitzgerald	79 Stephen Cook
37 Cesar Tait	80 Daniel Blackman
38 Andrew Griffen	81 William Lockwood
39 Briant Clark	82 Wilson Philip
40 Peter Griffen	83 Dennis Jemes
41 Jno. Reaves	84 Sam. Woods
42 Jno. Smith	85 Morris Arche
43 Henry Bruner	86 Sumter Johnston

87	Neptune Holly	144	Elbert McNeill
88	Peter Williams.	145	Steve Mack
89	Crawford Johnston	146	Adam Montgomery
90	Grif Caldwell	147	Arch Lock
91	Robt. Stone	148	Burell Moon
92	Jack Jenkins	149	Jno. Fort
93	Thos. McReynolds	150	Minter Fix
94	Sam. Benjamin	151	Jerry Evans
95	Nero McConnice	152	Bill Johnston
96	Sam Linsky	153	Alex. Gorden
97	Armstead Bythwood	154	July Wilmer
98	Lewis McMillan	155	Henry Morgan
99	Isaac King	156	Alf. Crook
100	Robt. Tod	157	Lewis Jones
101	Dave King	158	Jno. Andrews
102	Robt. Jones	159	Thos. Andrews, sr.
103	Andrew Sterritt	160	Peter Andrews
104	Wm. Caldwell	161	Dock Crook
105	Calvin Suner	162	Oliver Caldwell
106	Geo. Carmichael	163	Ben Andrews
107	Chas. Bonner	164	Wm. Andrews
108	Horris McConnice	165	Joe Fox
109	Aron Wilmer	166	J. C. Dale
110	Alex. Gould	167	W. B. Dale
111	Judge Hall	168	Emmerson Daninel
112	Lewis King	169	Richard Bonham
113	Henry Bonner	170	Jeff White
114	Willis Jenkins	171	Primus Benson
115	Sam Bonner	172	Henry Slollwouth
116	Laurence Caldwell	173	Davy Jones
117	Lemon Harvey	174	Tom Jones
118	Richard Presly	175	Wilson Dale
119	Hiram Jones	176	Frank Ashly
120	Ike Furgerson	177	Elbert Burge
121	Steve Tait	178	Dick Tait
122	Jno. McReynolds	179	Wilson McReynolds
123	Spence Lee	180	J. B. Dale
124	Hunter Sims	181	J. H. Jones
125	Isaac Peak	182	Tom Jones
126	Kane Jenkins	183	Booker Moore
127	Wm. Caldwell	184	Jake Barge
128	Dave Johnston	185	Young Nelson
129	Low Grace	186	Thos. Wats
130	Chas. Young	187	Nelson Woin
131	Sam Brown	188	Joe Nelson
132	Dick Gould	189	Jake Andrews
133	Chas. Jackson	190	Wm. Wright
134	Ben Brader	191	Jno. Ricks
135	Tony Jenkins	192	Cager Bondurant
136	Richard Gorden	193	Abe Crook
137	Ephram Bythwood	194	Porter Bondurant
138	Jim Tait	195	H. Mendleson
139	U. D. Harvell	196	Abram Jones
140	Peter Jenkins	197	Jarrod Horten
141	J. A. Crook	198	Jim McReynolds
142	J. Wilson	199	Joe Williams
143	J. W. Andrews	200	Green Colley

201	Bill Branch	258	J. P. Steen
202	Fort Andrews	259	Howard Andrews
203	Primas McWorter	260	A. J. Dunnam
204	Major Bonham	261	Isaac Newberry
205	Dave McBryde	262	J. R. Dunnam
206	Isaac Jenkins	263	D. C. Cox
207	Peter Smith	264	Owen Hatt
208	Joe Floyd	265	Alfred Jackson
209	Wess Nelson	266	Frank Lee
210	Jess Manderville	267	Burrell Bythwood
211	Abner Jenkins	268	Joe Richardson
212	Evans McReynolds	269	Jim McMillan
213	Ben Nelson	270	Dave Patent
214	Chas. Powell	271	Pete Barge
215	Colonel Harriss	272	Ike W. McCracken
216	A. W. Crum	273	Esaw Grace
217	Jno. McNeill	274	Sip Jenkins
218	Abe Hunter	275	Thos. Andrews
219	A. Jack McReynolds	276	Ned Ramsey
220	Sam Harris	277	Jim Jones
221	Lenard Mellon	278	Alex. Tait
222	Frank Gorden	279	Luke Marsh
223	Riley Jenkins	280	Yarrow Blackman
224	Anderson Jenkins	281	Sandy Grace
225	Thos. Andrews	282	Henry Harris
226	Tiny Andrews	283	Wm. Rowell
227	Calvin Harriss	284	Sandy Grace, jr.
228	Jack Grace	285	Bristo Andrews
229	Joe Jones	286	Jno. Hamton
230	Jno. Evans	287	Frank Grace
231	Jim Grace	288	D. W. Carter
232	Titus Jones	289	Alex. Jenkins
233	D. H. Adams	290	Peter Threepfoot
234	Billy Rivers	291	Allen Green
235	Bill Dale	292	Thos. Crosby
236	Mose Jenkins	293	Aron Jones
237	Thos. Jenkins	294	Jack Armstrong
238	Dick Banks	295	D. E. Dunn
239	Arch Nelson	296	Dave Davis
240	Jim Porter	297	Dan Dale
241	Jno. Mobley	298	Jesse Bythwood
242	J. T. Dale	299	Evans Crook
243	Ross Skinner	300	Bill Armstrong
244	Frank Brown	301	Cornelius Green
245	Clem Johnson	302	J. T. Dunn
246	R. J. Adams	303	Jno. Henry
247	J. D. Caldwell	304	Willis Jenkins
248	R. Williams	305	Thos. Mobley
249	F. Crowell	306	Wesley McReynolds
250	Bill Powell	307	Bearn Stalworth
251	T. F. Jenkins	308	Eli Caldwell
252	Hilliard Ramsey	309	Jeff. Grace
253	Wilson Caldwell	310	Lewis McReynolds
254	C. A. Benson	311	Bob Brag
255	J. F. Jones	312	Ed. McReynolds
256	W. L. Jones	313	Geo. Grimes
257	W. W. McConnico		

C. M. Shelly, v, ii—92.

Jerry Harrilson, v, ii.

We, the undersigned managers of an election held at Allenton Precinct, November 5, 1878, certify that the following named received the number of votes opposite their respective names:

Charles M. Shelly, 92 votes.

Jere Harralson, 222 votes.

We would respectfully state that there is a discrepancy of one vote between the poll-list and the tally-sheet; we do not know how to account for it.

W. W. McCONNICO,

W. L. JONES,

his

PETER + THREEFOOT,  
mark.

*Managers.*

J. F. JONES,

C. A. BENSON, *Clerk.*

STATE OF ALABAMA,

*Wilcox County:*

I, William Henderson, judge of probate, in and for the county and State aforesaid, hereby certify that the foregoing copy of the election returns of Allenton Precinct is a true and correct transcript of said election returns now on file in my office.

W. HENDERSON,  
*Judge of Probate for Wilcox County.*

(Written on the margin: W. Henderson, judge of probate, Wilcox County, Alabama.)

*A list of polls voted at an election held at Bethel Beat for one Representative in Congress, on the 5th day of November, A. D. 1878.*

1	William Lewis	24	Edmond Lewis
2	H. M. Jordan	25	Balam Morgan
3	Sip Perkins	26	D. M. McLean
4	Pleas Johnson	27	P. L. Shamberger
5	Calvin Kimbrough	28	S. A. Adams
6	Martin Turner	29	Sterlin Barker
7	Toney Johnson	30	Jeff Nettles
8	Nort Dumas	31	J. F. Evans
9	Rofe Kimbrough	32	Steven Kimbrough
10	Sip Lewis	33	Gilbert Campbell
11	Dick Dumas	34	Lewis Thomas
12	Peter Black	35	Randal Wilson
13	Charles Perkins	36	Abe Dumas
14	Miles Ballard	37	Charles White
15	Frank Kimbrough	38	Ransom Dumas
16	Ben Dickson	39	Littleton Nelson
17	James Mosley	40	Wm. Richardson
18	Wm. McNeil	41	Joe Parker
19	Dave Ely	42	Morris Henshaw
20	Richard Bell	43	Bryant Dixon
21	Pink Johnson	44	Craven Thomas
22	Sam Morgan	45	Armsted Rogland
23	Marian Sheffield	46	C. H. Stokes

47	Bias Raldwin	104	Edmond Dumas
48	Henry McNeil	105	Henry Collier
49	Wm. Hurt	106	Dave Wright
50	Jerrie Bryant	107	Jerrie Evans
51	Josh Homer	108	Horace Carmichael
52	Ben Myat	109	Peyton Stubbs
53	Sol Jamison	110	Dub Nelson
54	Winsor Lewis, jr.	111	H. H. Dixon
55	Jonas Dumas	112	Joe Ree
56	Frank Picket	113	Lem Charles
57	Noff Bryant	114	Osie Powell
58	Peyton Finney	115	Andrew Baldwin
59	Ben Pickett	116	Hal Campbell
60	E. L. Swarenger	117	Ben Fisher
61	Jack Baldwin	118	Jim Dumas
62	Jerry Houston	119	Bill Dumas
63	Steven Kimbrough, jr.	120	Sandy Wright
64	Sam Johnson	121	Wm. Hardy
65	Harry Jones	122	Isaac Cunningham
66	Bill Mass	123	Frank Creighton.
67	Charles Wright	124	Lancaster Deer
68	Fed Wright	125	E. W. Jordan
69	Steven Hatch	126	Augustus Hurst
70	Rufus Mathis	127	Andrew Campbell
71	George Kimbrough	128	Coffee Fisher
72	Harry Brown Martin	129	Alfred Curtis
73	Wade S. Kimbrough	130	Bob Jefferson
74	Nelson Kimbrough	131	Webster Richardson
75	Jack Parker	132	Sam. Kimbrough
76	James Harvell	133	Willis Abram
77	James Nelson	134	Paul Williams
78	Tom Campbell	135	Wm. Anderson
79	Dan Foxworth	136	Wyatt Morgan
80	William Johnson	137	J. M. Dees
81	Henry McDaniel	138	J. W. Criswell
82	Tom Henshaw	139	James Bryant
83	Tom Rambo	140	John Wilson
84	George Jones	141	Bob Austan
85	Paris Beck	142	Jack Jimerson
86	Amas Willis	143	Jerdon Randal
87	Dock Brittan	144	Elie Bryant
88	Sandy Williams	145	Wesly Lewis
89	Wm. M. Kimbro	146	Addam Macneol
90	Sam Solomon	147	John Dear
91	Morrison Pritchet	148	Willis Finnie
92	Henry Turner	149	George Johnson
93	Rape Dumas	150	Vjean Hataway
94	Charles Davis	151	Silvester More
95	Prince Arnold	152	Dock Hustan
96	Allen Pinner	153	Allen Janes
97	Rob't Kimbro	154	M. M. Dumas
98	Joe Lloyd	155	Wm. Evins
99	W. A. Cresswell	156	Levi Judson
100	Jake Dumas	157	Wesley Robins
101	Jim Loftur	158	Jno. M. Showatter
102	Geo. Carson	159	Oren Dark
103	Bob Dowdy	160	Edmond Patrick

161	Henry Kimbrough	201	Gilbert Black
162	Mack Kimbrough	202	Jno. B. Thomas
163	Calvin Scott	203	N. Thomas
164	James Hicks	204	Sam Bryant
165	Pickett Kimbrough	205	Austin Dunham
166	E. D. Adams	206	Anthony Franklin
167	Henry Oates	207	G. S. Shamburger
168	Anderson King	208	Madison Turner
169	J. Weatherly	209	J. P. McCall
170	Charley Wright	210	Burrel Finney
171	Isaac Hattoway	211	M. S. McLean
172	John Webster	212	L. W. Godbold
173	Richard Jackson	213	John Morgan
174	H. Adams	214	W. F. Fountaine
175	A. H. Dumas	215	Monroe Sheffield
176	Charles Blackman	216	Wm. Campbell
177	Henry Devenport	217	Lewis Lendsey
178	John Jackson	218	Anthony Vassar
179	Dick Godbold	219	Ephraim Hamilton
180	J. M. R. Campbell	220	Niah Powell
181	Hamp King	221	Charles Young
182	Winer Lewis	222	Wash. Morgan
183	Horace Lewis	223	Eph. Colston
184	Rufus Autry	224	P. G. Campbell
185	Erul Carson	225	W. B. Williams
186	Zeok Weolsh	226	W. B. Shamberger
187	Jerdon Picket	227	T. N. Stokes
188	Ellie Lewis	228	Harry Holloway
189	S. M. Nelson	229	Jessie Thomas
190	Ellie Crofford	230	W. T. Haddox
191	Colvin Tomkins	231	Wm. Abraham
192	Hue Holloway	232	Dick Nelson
193	Wm. P. Kimbrough	233	Lyos Buford
194	R. M. C. McGilberry	234	Elbert Wright
195	Jule Holloway	235	Mingo Holloway
196	Joe Godbold	236	Hiram Kimbrough
197	Rofe Dumas, sr.	237	W. B. Sheffield
198	Joe Curtis	238	Isom Morgan
199	Amas McNeill	239	William Chapman
200	Alex Tait	240	Ben Nichelson

*Tally list of votes polled at an election held at Bethel Precinct on the 5th day of November, A. D. 1878, for the election of a Representative in Congress for the Fourth Congressional District of Alabama.*

Charles M. Shelley, v v v v v v v v v i—41.

We, the undersigned, inspectors and clerks of an election held at Bethel Precinct, do hereby certify that the above and hereto attached poll list and tally sheet is correct; and that said election was in all respects held according to law. L. W. GODBOLD,  
CLERK

et said election was  
J. W. GODBOLE.

L. W. GODBOL  
W. S. MCLEAN

W. S. MCLEAN,  
CHARLES PERKINS,

*Inspectors.*

W. F. FONTAINE,

JOHN MORGAN, *Clerks.*

STATE OF ALABAMA,  
*Wilcox County :*

I, William Henderson, judge of probate in and for the county and State aforesaid, hereby certify that the foregoing copy of the election returns of Bethel Precinct is a true and correct transcript now on file in my office.

W. HENDERSON,  
*Judge of Probate for Wilcox County.*

(Written on the margin: W. Henderson, Judge of Probate, Wilcox County, Alabama.)

*Poll list in Rosebud.*

1 Wash Adams	45 H. H. Hines
2 Henry Wheeden	46 H. B. Harper
3 Jim Cook	47 W. S. Bonham
4 Charles Bonner	48 Nathan Wadford
5 Silas Jones	49 N. A. Carroll
6 West McCracken	50 J. B. Harper
7 Lucius Bonner	51 G. W. Watford
8 John McCracken	52 M. F. Bonham
9 Wade Pressly	53 Armstead Johnson
10 Henry Neville	54 Luke Wilmer
11 Anderson Hines	55 Squire McWilliams
12 French Bonner	56 Daniel Bowles
13 Lindsey Young	57 Ned Mobley
14 Jack Daniels	58 Sam McNeill
15 Willis Newberry, sr.	59 Bob Bonner
16 Andrew Bonner	60 Harry Ramsey
17 Shade Wilmer	61 B. F. Watford
18 Harry Wilmer	62 Cæsar Wilmer
19 Frank Harriss	63 Israel Pressly
20 Simon Wilmer	64 Jack Gaines
21 Alfred Robinson	65 Jesse Newberry
22 Stephen Higginbotham	66 Bro McWilliams
23 Ben Newberry	67 Daniel Young
24 Paris Jones	68 Allen Pressly, jr.
25 John Jones	69 Allen Pressly, sr.
26 Frank Ward	70 John McMillan
27 Thomas Pressly	71 Peter Thompson
28 Henry McBryde	72 Dave Smith
29 Eddia Jones	73 George Young
30 William Wallace	74 Jessie Wilmer
31 George Pressly	75 Miles Darney
32 Robert James	76 Limus Arrington
33 Alvin Hines	77 Hubu Rivers
34 J. W. Whimly	78 George Ashley
35 Mack McCracken	79 Jack Bonner
36 Sam McCracken	80 Sam House
37 Silas Packer	81 W. T. Harper
38 Lewis Sessions	82 Andrew Hicks
39 Ike Cook	83 J. H. Watts
40 Richard Bonner	84 Simon Wilmer
41 Simon Ramsey	85 Mat Wilmer
42 Green Smith	86 George Taylor
43 Veto Bridges	87 Phebus Martin
44 Mingo Bonham	88 C. Box Watford

89	J. B. Bonner	131	Han Ramsey
90	George Bonner	132	Abe Haddox
91	Page Grandison	133	J. P. Benson
92	Alex McCracken	134	R. Y. Smith
93	Rob't Bonner	135	S. A. Young
94	Jonas Bonner	136	Phil Sellers
95	Wm. Smith	137	Melton Pressly
96	Hiram Jeems	138	Tom Young
97	Benj. Jeems	139	Will Martin
98	Elbert Ramsey	140	Tom Fuller
99	Henry Bridges	141	Peter Crawford
100	Ross Jones	142	H. Laird
101	Pitman Bridges	143	Henry Hines
102	Peter Fairley	144	W. N. Stewart
103	Harry McWilliams	145	Nelson Ramsey, jr.
104	Sam Bonner	146	Joe Ramsey
105	Jno Pressly	147	Aaron Jones
106	J. H. Jenkins	148	Joe Calhoun
107	David Young	149	Will Martin
108	Grandison Young	150	Anderson Newberry
109	Ervin Bonner	151	S. L. Jones
110	G. J. Edwards	152	T. J. Sadler
111	Calvin Michel	153	J. C. Jones
112	Tom Myers	154	J. McJones
113	Andrew McConnice	155	J. H. Jones
114	Jasper Ramsey	156	J. C. Jones, jr.
115	G. W. Chandler	157	Ephraim Ramsey
116	Nelson Ramsey, sr.	158	Turner Jones
117	Barvill Haddox	159	Andrew Riley
118	Bann Bonner	160	Alex Bonner
119	James Farguson	161	Alex Hines
120	Ephraim Hines	162	J. J. Swain
121	Harry Bonner	163	J. P. Crawford
122	Frank Stalworth	164	James Bonner
123	Alph McIntosh	165	Julius Ramsey
124	Hiram Ramsey	166	W. J. Newberry
125	W. J. Spions	167	P. B. Betts
126	Allen Newberry	168	W. M. Jones
127	Sam D. Bonner	169	Mat. Young
128	Oliver Ramsey	170	Abe Bonner
129	Lewis Ramsey	171	J. H. Bonner
130	Middleton Ramsey		

At an election held in Bonham Beat, Rosebud precinct, No. 10, for Representative in Congress for the fourth Congressional district of Alabama, the preceding votes were polled, to wit:

For Charles M. Shelly, v, v, v, v, v, v, v, iii—33.

$$138 + 33 = 171.$$

We, the undersigned, certify the above list of votes were polled at Rosebud precinct, No. 10, in Bonham's Beat, for Representative in Congress, on the 5th day of November, 1878.

his  
P. B. + BETTS,  
mark.  
WILLS NEWBRY,  
*Inspectors.*  
J. H. BONNER,  
J. P. CRAWFORD,  
*Clerks.*

STATE OF ALABAMA,  
*Wilcox County:*

I, William Henderson, judge of probate in and for the county and State aforesaid, hereby certify that the foregoing copy of election returns of Rosebud box, in Bonham precinct, is a true and correct transcript of said election returns now on file in my office.

W. HENDERSON.  
*Judge of Probate for Wilcox County.*

(Written on the margin: W. Henderson, judge of probate, Wilcox County, Alabama.)

*Poll-list, Canton.*

1 Jordon Marsh	33 Squire Wim
2 Claiborne White	34 R. Boyd
3 Andrew Charles	35 Squire Satter White
4 Isaac Slikher	36 Sam. Spencer
5 Elbert Docksie	37 Sam. Dannel
6 Tobie Milles	38 Jim Setter White
7 Alfred Satter White	39 George Mathews
8 Anerson Pharr	40 Lewis Hagaus
9 Will. Johnson	41 Rigdon Beck
10 Harison Wim	42 Ben Wigons
11 Lewis Marsh	43 Wilson Smith
12 Frank Miller	44 Henry Smith
13 John Mitchell	45 Phil. Satter White
14 Robert Pledge	46 Henry Robenson
15 Charlie McArthur	47 Lewis Mathews
16 Nelson Johnson	48 July Beck
17 George McGuire	49 Brister Rivers
18 Willia Marsh	50 Tonnie McLau
19 Alfred Robinson	51 Dan White
20 R. Satter White	52 Sam. Cumming
21 V. Pruitt	53 J. T. Johnson
22 Charlie Mc—	54 J. J. Ratcliff
23 Abram Adam	55 Frank Wms
24 Hark Pharr	56 D. Ratcliff
25 Dave Satter White	57 Elie Miller
26 Lias Dannel	58 Bres. Hannis
27 Henry Wm. —	59 Frank Bealy
28 Wm. McLau	60 Henry Rlu
29 Sam. Abram	61 Hary Pharr
30 Wade Roberson	62 Horace Bonoms
31 Hark Satter White	63 Lijah Roberson
32 Isaac Abram	64 Lensie McArther

65	Sandy McArthur	106	John Singleton
66	Fred Purnell	107	Sip Pledger
67	Henry McGuir	108	Edmond Mathews
68	Moses Burch	109	Bristow Burthea, sr.
69	Aaron Pharr	110	Bill Roy
70	State George Satter White	111	Tonnie Fales
71	Wilson Dannel	112	Dick Marsh
72	Isaac Bonham	113	Sam. McMillan
73	Mike Sellers	114	Adam Comels
74	Walter Pharr	115	Charles Forneis
75	Tonnie Nettles	116	Joe McArthur, sr.
76	Ned Bonham	117	Bob Beck
77	Dave Flemons	118	George Ellis
78	Henry Beck	119	Charlie Beck
79	George Jackson	120	Mingo Beck
80	Richard Taylor	121	Albert Beck
81	Lanon Ratcliff	122	Adam Griggsby
82	George Satter White	123	Henry Bonnar
83	John Qualls	124	Albert Jordan
84	Bill McMillan	125	Wallace Griggsby
85	Lewis Johnson	126	Ransom Bashauham
86	Henry Richardson	127	Mike Mitchell
87	Wm. Hickomb	128	Lige Pharr
88	Prince Miller	129	Patrick Buthea
89	Samuel Smith	130	Battle Scotte
90	Dan Miller	131	Wm. Ray, jr.
91	Hareson McGuire	132	F. E. A. Beck
92	Anthony Roberson	133	Julirus Jothan
93	Elias Beck	134	Jacob Pharr
94	Horace Wms	135	Wash Camp
95	Bob Miller	136	Handy McArthur
96	Alex. Smith	137	Sam. Blackman
97	Joe McArthur	138	William Jackson
98	Frank Jackson	139	Thomas Holemes
99	Henry Blue	140	Elbert Gerald
100	Isaac Purnell	141	John P. Marsh
101	Dave Jee	142	Johnson Sellers
102	Charlie Wms	143	Robert Wright
103	Elijah Hall	144	Shidsac Danies
104	Wash Hickembotom	145	Dave Jordan
105	Aaron McMillan	146	Frank Hickembotom

We, the inspectors of election of Canton Precinct, do hereby certify that this is a correct list of votes polled at Canton Precinct on the 5th day of November, 1878.

S. M. CUMMING,  
his  
WALTER + PHARR,  
mark.  
JORDON MARSH,  
*Inspectors.*

For Congress: C. M. Shelley, v, i.

We, the inspectors of election of Canton precinct, do hereby certify that the above count is a correct count of the votes polled at said precinct on this the 5th day of November, 1878.

S. M. CUMMING,  
his  
WALTER + PHARR,  
mark.  
JORDON MARSH,  
*Inspectors.*

STATE OF ALABAMA,  
*Wilcox County, ss :*

I, William Henderson, judge of probate in and for the county and State aforesaid, hereby certify that the foregoing copy of the election returns of Canton precinct is a true and correct transcript of said election returns now on file in my office.

W. HENDERSON,  
*Judge of Probate for Wilcox County.*

(Written on margin: W. Henderson, judge of probate, Wilcox County, Alabama.)

*A list of the votes polled at Clifton precinct, beat No. 5, on November 5, 1878, for Representative in Congress for the fourth Congressional district of Alabama.*

1 S. L. Lilly	32 Jordan Hines
2 Geo. B. Hall	33 Jake Robins
3 A. Smith	34 Ary Spence
4 Erwin Ennis	35 D. C. Thompson
5 Spice Shippy	36 James Daniel
6 Harrison Boon	37 Willie Wicker
7 Smart Watson	38 Aex Carter
8 Caesar Purnell	39 Daniel Jacobson
9 Sam. Partridge	40 John Arington
10 Robt. Marshall	41 Isaac Stacy
11 Daniel Watson	42 Cornelius Briggs
12 Simeon Kimbrough	43 Wm. Stacy
13 John Dumas	44 Tom Mitchell
14 John Smith	45 Gus. Atwood
15 James Laugham	46 Sam Bosder
16 J. Ross Holloman	47 Robt. Shippy
17 James Houston	48 Daniel Anderson
18 Isac Lasseter	49 Silas Smith
19 R. H. Hollins	50 Tom Garner
20 George Lynch	51 John Garner
21 Alex Rickson	52 Esaw Boykin
22 Andrew Rickson	53 B. P. Beverly
23 John Wilson	54 Peter Davenport
24 Ephram Smith	55 Andrew Stector
25 Allen Garner	56 Sharper Hayes
26 Jim Bridges	57 Henry Cook
27 Samson Cook	58 Eugene Stallsworth
28 Frank Deberry	59 Burton Purnell
29 Snary Garris	60 Henry Hudson
30 Walker Carter	61 Eli Bridges
31 Frank Black	62 George Washington

63	Wright Davenport	116	James Henderson
64	Adam Scott	117	Elbert Tolbert
65	Elias Harteshorn	118	Claiborn Brown
66	Sidney Watson	119	H. G. Agee
67	Henry Baud	120	R. Gunter
68	Rufus King	121	Prince Franklin
69	Robt. Hennigin	122	Godfrey Young
70	Frank Watson	123	Manson Hunter
71	Geo. Harris	124	Sip Parker
72	Emerson Anderson	125	Lee Nicholson
73	John Hall	126	James Wicker
74	Daniel Davenport	127	Wilson Anderson
75	Sipio Bridges	128	Sam Hatcher
76	Jasper Bridges	129	Dan Watson, jr.
77	Henry Watson	130	Harison Lilly
78	Wily Roberts	131	Wm. Thomas
79	Simeon King	132	Horace Walker
80	Muridy Boykin	133	Jeffry Harris
81	Louis Robins	134	Anthony Bridges
82	J. W. Evans	135	Frank Agee
83	N. G. Ram	136	Henry Mendenhall
84	Bondurant Cook	137	C. C. Fisher
85	Edmond Mason	138	Patrick Threadgill
86	Richard Green	139	Jack Fisher
87	Cæsar Dunham	140	George Watson
88	Isac Dumas	141	Squire George
89	Squire Pharr	142	Bill Jackson
90	Horace Smith	143	Harry Thomas
91	George Montgomery	144	Allen Watson
92	Tom Wicker	145	Andrew Broadis
93	Frances Bridges	146	P. I. Burge
94	R. F. Sammerlin	147	Deps Lovett
95	J. G. Thornhill	148	Nathan Daniels
96	Abe Gurlat	149	Port Hudson
97	Tom Morgan	150	George Washington
98	Daniel Thornhill	151	Frank Kimbrough
99	O. D. Dumas	152	Charles Anderson
100	Wash Greyson	153	William Anderson
101	Fred Bridges	154	Cain Hubbart
102	Armstead Cook	155	James A. Pearson
103	Ned Wright	156	E. P. Hall
104	Frank Kimbrough	157	C. S. Woodard
105	Wm. Gales	158	Frank Russell
106	Wade Hampton	159	Moses Kimbrough
107	John Boykin	160	R. L. Kane
108	Sol Perkins	161	Joseph Chaners
109	Alfred Boykin	162	Wm. Dockery
110	Gas Lynch	163	Ralf Kimbrough
111	H. A. Ratcliff	164	Jenkins Russell
112	Peter Harbert	165	Dave Arrington
113	P. E. Agee	166	Wm. Toler
114	M. B. Sullivan	167	Guss Jones
115	J. D. Taylor	168	Isaac Thomas.

We, the undersigned, inspectors of an election held at Clifton precinct, Beat No. 5, do hereby certify that the above is a correct list of votes polled on this day, November 5, 1878.

H. A. RATCLIFF.  
his  
JOHN + SMITH.  
mark.  
J. B. HOLLOMAN.

*A tally-list of the votes polled at Clifton precinct, Beat No. 5, on the 5th day of November, 1878, for Congressman for the fourth Congressional district of the State of Alabama.*

For Congress: Charles M. Shelley, v, v, v, v, v, v, v, i—31.

For Congress: Jere Haralson, v, ii—137.

We, the undersigned, inspectors of an election held at Clifton precinct, Beat No. 5, do hereby certify that the above is a correct tally-list of votes polled this day, November 5, 1878.

H. A. RATCLIFF.  
his  
JOHN + SMITH.  
mark.  
J. B. HOLLOMAN.

STATE OF ALABAMA,  
Wilcox County :

I, William Henderson, judge of probate, in and for the county and State aforesaid, hereby certify that the foregoing copy of the election returns of Clifton box, in Clifton precinct, is a true and correct transcript of said election returns now on file in my office.

W. HENDERSON,  
*Judge of Probate for Wilcox County.*

(Written on margin: W. Henderson, judge of probate, Wilcox County, Alabama.)

*List of votes polled at White Hall precinct, November 5, 1878.*

1 J. A. Echols	19 Bony Pugh
2 F. M. Dunnaway	20 Prince Montgomery
3 L. Ratcliffe	21 C. R. La Flore
4 Dr. F. E. Crum	22 Newton Hunter
5 G. W. Dunn	23 Jacob Battle
6 Jno. C. Dumas	24 P. B. Lilly
7 D. A. McDowald	25 J. A. Smith
8 E. G. Gunn	26 Ike Williams
9 O. Dumas	27 Alfred Watkins
10 Westley Gardner	28 Tony Robinson
11 Essex George	29 Wash. Montgomery
12 Moses Mortgomery	30 Joseph Robinson
13 Gabe Draughn	31 James L. Fisher
14 Stepney Matt	32 Wm. Pritchett
15 Isaac Agee	33 J. T. Dumas
16 Charles Robins	34 Paul Montgomery
17 William Matt	35 Martin Mosely
18 H. M. Jones	36 Henry E. Jones

37	Robert Robinson	62	King Dumas
38	Tom Twilley	63	London Roberts
39	Thomas Rayborne	64	Shenod McBryde
40	Winfield La Flore	65	C. J. Robinson
41	R. F. Wilkinson	66	Scott Talbird
42	Wiley Scott	67	W. J. Dunnaway
43	Lloyd Thomas	68	George W. Rayborne
44	J. W. Patrick	69	Ephraim Miles
45	Mike Wilkes	70	Riley Hooker
46	Jerre Pierce	71	Dock Ratcliff
47	R. B. Robinson	72	Alex. Robinson
48	Jas. Battle	73	William Dixon
49	Jno. Dumas	74	William Collin
50	Calvin Dumas	75	Sam. Harris
51	Williams Pritchard	76	Edmund Purnell
52	George Hudson	77	A. H. Robinson
53	Orrin Dumas	78	George Brown
54	Frank Williams	79	J. W. Morgan
55	Chas. Garrison	80	Mose Williams
56	Cade Harriss	81	Horace Williams
57	John W. Threadgill	82	Flandus Montgomery
58	George Hatch	83	Dave Warren
59	Robert Jackson	84	Benj. Newberry
60	Wade H. England	85	W. P. Trull
61	Jack Harrison		

This is a true and correct tally list of the number of votes polled at White Hall Precinct, Clifton Beat, for members of Congress, this day.

For Congress :

C. M. Shelly v, v, v, v, v, v, iii.....	34
Jerre Harralson v, v, v, v, v, v, v, v, i.....	51
	—
	85

We, the inspectors, certify that the above is a true list of votes polled at White Hall precinct this day.

November 5, 1878.

L. RATCLIFF,  
JOE ROBINSON,  
J. P. DUMAS,  
*Inspectors.*

STATE OF ALABAMA,  
*Wilcox County.*

I, William Henderson, judge of probate in and for the county and State aforesaid, hereby certify that the foregoing copy of the election returns of White Hall box, in Clifton precinct, is a true and correct transcript of said election returns now on file in my office.

W. HENDERSON,  
*Judge of Probate for Wilcox County.*

(Written on margin: W. Henderson, judge of probate, Wilcox County Alabama.)

*Poll-list.*

1 Wm. Rince  
2 Jerry Vaughn

3 Squire Jones  
4 D. L. House

5	J. H. Perine	.61	Edmun Homes
6	Levy McCamons	62	Samuel Foldanderson
7	Jack Tarper	63	Fill Brown
8	Sam. Neely	64	Limus Pery
9	George Bennett	65	Roman Davis
10	Armstead Catlin	66	Henry Gamble
11	Elac Richard	67	Jake Hutchinson
12	Jeptio Glover	68	Hugh Gamble
13	Wash. Glover	69	Wm. Kelsaw
14	Charlie Mixon	70	Lewis Irby
15	Godfrey Jones	71	Isam Irby
16	Armstead Johnson	72	Wm. Tasell
17	Dr. Chales Irby	73	Simon Span
18	G. A. Fowlkes	74	Eddie Wills
19	J. Q. Dunsby	75	Green Pope
20	G. L. Hutchinson	76	Charlie Williams
21	A. Dobbs	77	Farchiles Varner
22	J. H. Reigh	78	Asia Irby
23	T. C. Seltzer	79	W. S. Hutchinson
24	Peter Martin	80	S. M. Catheart
25	Richard Shipy	81	York Chase
26	Henry Taylor	82	Alex. Malone
27	Richard Tripps	83	Oscon Williams
28	Jessie Irby	84	John Granbey
29	Wm. Thomas	85	Isam Cobb
30	Jno. Seltzer	86	Lewis Jackson
31	E. Glone	87	Adam Hunter
32	B. H. Mitchell	88	Elias Irby
33	Thos. Martin	89	Alen Irby
34	Dock McGuine	90	Peter McMillan
35	Oran Tripps	91	Jas. Young
36	T. W. Price	92	Sharp Irby
37	Nelson Kasey	93	Wallice Irby
38	Zack Johnson	94	Bateast Paton
39	Davie Cobbins	95	Jack Culpeper
40	Charlie Hutchinson	96	Robt. Bash
41	Calvan Anderson	97	Archie Hunt
42	Jack Simson	98	Nelson Warin
43	Robt. Brown	99	Nelson Heath
44	Jas. H. Lillie	100	Lewis Irby
45	Alaxander Howard	101	Robt. Chapman
46	Jurusulum Cade	102	Washington McMillan
47	Sam. Mixon	103	Wm. Houston
48	Will. Brown	104	Armstead Glover
49	Hardie Moton	105	Monson Mosen
50	Wm. West	106	Willis West
51	Add Heath	107	Washington Cade
52	Tom Harriss	108	Wm. Blunt
53	Williamson Beninett	109	Jack McGwire
54	Alax Robbinson	110	Simea McMillan
55	Enue Dade	111	Fill Hutchinson
56	Telie McCray	112	Andrew Jackson Martin
57	Clark Lyles	113	Drew Moss
58	J. C. Mixons	114	Nelson Mixon
59	S. W. Shaw	115	Archie Martin
60	Mix Irby	116	Hamton Sikes

117	George Duskes	173	Sandie Irbie
118	Peter Bennett	174	Henry Stephenson
119	Steve Irby	175	Jack Vincent
120	Benjamon Burpo	176	John Young
121	Levi West	177	Peter Irby
122	Washington Tate	178	Alen Irby
123	Joseph Muntin	179	Anderson Young
124	Esaw Cade	180	Nathan Gambol
125	Alax Turner	181	Edman Irby
126	Prince Williams	182	Sip Irby
127	Ben, Thomas	183	E. J. Logue
128	Kit Kersey	184	Steve Ligman
129	Chas. Harison	185	Wyyatt Molone
130	Luckey Haris	186	Bill Boyd
131	Sebon Mack	187	Randol Titus
132	D. M. A. Dausby	188	J. H. Irby
133	H. R. Godwin	189	Silas McMillan
134	J. M. Godwin	190	R. T. H. Chambers
135	C. C. Brantley	191	Lewis Gee
136	Robt. Jones	192	John Wadkins
137	Richman Greer	193	Prince Irby
138	John McMillan	194	Mack Bennett
139	Elac Pool	195	Scott Young
140	Andrew Greer	196	Rufus Lockley
141	Lewis Gambol	197	Dennis Con
142	Hinderson Greer	198	Henry Brown
143	Stephen Brown	199	Albert Young
144	Dave Boyd	200	Jas. McMillan
145	W. R. Godwin	201	Alax Boyd
146	W. H. Monday	202	Edman Moore
147	George Irby	203	J. H. Reed
148	Edmon Irby	204	Archie Young
149	Godfrey Young	205	Pleasant Shows
150	Alax Burpo	206	Michiel Anderson
151	Ned Young	207	J. H. Erbin
152	Imanel Burpo	208	Alax Irby
153	Jobe Moses	209	Jery Alston
154	Lucky Ross	210	Wm. Auston
155	Granerson Ross	211	Stephen Riley
156	Major Austin	212	W. S. Jennings
157	Weston Fitzgous	213	Mose Jackson
158	W. C. H. Richards	214	Sip Seltzer
159	Dan. Moony	215	Jas Christian
160	Jas. Irby	216	Martin Richardson
161	Thos. Jones	217	Jim Mixon
162	Backas Burpoe	218	S. Hutherson
163	Bob Hutchinson	219	Frank Howard
164	Israel Wats	220	Soloman Bennett
165	Willie Young	221	Julius Borpo
166	J. C. Gross	222	Peter Bennett
167	Elias Christian	223	Andrew Jackson
168	Dawson Ringo	224	F. Dunn
169	Henry Pope	225	Frank McCammon
170	Abram Burpoe	226	Noah Bennett
171	Sam. Irby	227	Isac Wilcox
172	George Hutchinson	228	Gabriel Petway

229	Auston Pettway	250	Sam. Carson
230	John Pettway	251	Isam McGlochan
231	Binum Pettway	252	June Rand
232	T. J. Roach	253	Peter Wallace
233	Hays McMillan	254	Prince Henton
234	Burgas Pettway	255	W. C. Bell
235	Jno. H. Malone	256	Frank White
236	Hinderson McMillan	257	Bill Wilcox
237	Wm. Willecox	258	Tom Mixon
238	B. Webb	259	J. T. Pettway
239	D. P. Limbrie	260	Auston Patway
240	Sam Mixon	261	Calvin Moore
241	Jonas Morgan	262	Wash. Perkins
242	Stephen Jenkins	263	Anthony Petway
243	Junus Pettway	264	Geo Ford
244	Glaker Canada	265	Miles Brown
245	Edman Press	266	Bill Pope
246	Robt. Pettway	267	Lewis Scott
247	W. H. Hatcher	268	Phil. Williamson
248	O. P. Vincent	269	Henry Carr
249	Mose Wood	270	W. S. Dansby

We, the undersigned inspectors, do certify that this is a correct statement of the number of votes polled in Rehoboth beat, November 5, 1878.

For Congress:

D. L. HOUSE,  
LEVI McCAMMON,  
his  
WM. + REUTHIE,  
mark.

### *Inspectors.*

STATE OF ALABAMA,  
*Wilcox County:*

I, William Henderson, judge of probate in and for the county and State aforesaid, hereby certify that the foregoing copy of the election returns of Rehoboth precinct is a true and correct transcript of said election returns now on file in my office.

W. HENDERSON,  
*Judge of Probate for Wilcox County.*

(Written on margin: W. Henderson, judge of probate, Wilcox County, Alabama.)

STATE OF ALABAMA,  
*County of Wilcox:*

At a legal election by the inhabitants of the county of Wilcox, qualified by the constitution and laws of this State to vote for Representatives in Congress, held on the first Tuesday after the first Monday in November, A. D. 1878, the said inhabitants gave in their votes for said offices, and the persons voted for severally received the number of votes herein set forth.

*For Representative in Congress for fourth district:*

Charles M. Shelly had 967 votes.  
Jere Harralson had 2,559 votes.

STATE OF ALABAMA, *Wilcox County*:

NOVEMBER 9, 1878.

We, the undersigned, constituting the board of supervisors for the county of Wilcox aforesaid, hereby certify that the foregoing is a correct return of the votes given for the persons mentioned and the offices which said persons were voted for.

W. HENDERSON,  
*Judge of Probate.*

JNO. C. PRITCHETT,  
*Sheriff.*

A. L. MORGAN,  
*Circuit Clerk, Board of Supervisors.*

STATE OF ALABAMA, *Wilcox County*:

I, William Henderson, judge of probate in and for the county and State aforesaid, hereby certify that the foregoing copy of the statement of the result of said election is a true and correct transcript of said statement as made by the supervisors to the secretary of state.

W. HENDERSON,  
*Judge of Probate for Wilcox County.*

*Exhibit C 1, to chief supervisor's report to Congress, forwarded March 14, 1879.—James Gillette, chief supervisor.*

## REPORT OF AN ELECTION HELD IN 1874, SUBMITTED BY CONTESTANT.

Filed November 10, 1874.

JAMES GILLETTE, *Chief Supervisor.*

*Vote of Dallas County on Congressional ticket, for Congress at large, for first district, election held November 3, 1874.*

	C. C. Sheets.	Alex. White.	B. B. Lewis.	W. H. Forney.	Jere Haralson.	F. G. Bromberg.
Selma beat, box 1 .....	207	208	135	137	206	136
Selma beat, box 2 .....	145	147	276	277	147	274
Selma beat, box 3 .....	368	370	270	268	368	265
Selma beat, box 4 .....	566	566	101	101	566	100
Selma beat, box 5 .....	956	956	15	15	955	15
Athens beat .....	497	498	59	60	497	60
Bellevue beat .....	417	417	45	45	417	45
Burnsville beat .....	41	41	38	38	41	38
Cahaba beat .....	311	311	29	29	311	29
Carlowville beat .....	139	139	44	44	139	44
Dublin beat .....	35	35	87	87	35	87
Harrell's Cross-Roads beat .....	467	467	66	66	467	66
Lexington beat .....	193	193	14	14	193	14
Oldtown beat .....	78	78	59	59	78	59
Orrville beat .....	655	655	127	127	655	127
Pine Flat beat .....	288	288	58	58	288	58
Pleasant Hill beat .....	273	273	82	82	273	82
Plantersville beat .....	74	74	107	107	74	107
Portland beat .....	383	383	29	29	383	29
Pences beat .....	30	30	20	20	30	20
River beat .....	221	221	16	16	221	16
Union beat* .....						
Warrenton beat .....	243	243	59	59	243	59
Woodlawn beat .....	51	51	52	52	51	52
Summerfield beat .....	181	181	60	60	181	60
Totals .....	6,819	6,825	1,848	1,850	6,819	1,842

\* Thrown out on account of irregularity.

HARALSON VS. SHELLEY.

This vote was counted in our presence by the county supervisors, and completed at 2 o'clock p. m. this 9th day of November, 1874.

C. CADE,  
*United States Supervisor.*  
JOSEPH GOTTHARD,  
*United States Supervisor.*

The original of this return forwarded to Congress with chief supervisor's report of October 12, 1877.

JAMES GILLETTE,  
*Chief Supervisor.*

*United States supervisors' return of votes cast for Representatives in Congress from the fourth Congressional district of the State of Alabama, in the county of Dallas, on the 5th day of November, 1878.*

Names of candidates.	Number of votes as returned by board of supervisors.	Number of votes, United States supervisors' return, as per returns of precinct inspectors of election.
Charles M. Shelly.....	2,490	3,288
Jere Haralson.....	2,979	4,881
James T. Rapier.....	67	171
Total Congressional vote.....	5,536	8,340

I, the undersigned, supervisor of election, appointed by the circuit court of the United States, hereby certify that the foregoing return is true and correct.

Witness my hand at Selma, Ala., this 17th day of November, 1876.

W. R. BILL,  
*Republican Supervisor.*

To JAMES GILLETTE,  
*Chief Supervisor of Elections, Montgomery, Ala.*

This copy attached as Exhibit C 2 to chief supervisor's report to Congress, dated March 14, 1879.

JAMES GILLETTE,  
*Chief Supervisor.*

Filed Nov. 17, 1876.

JAMES GILLETTE,  
*Chief Supervisor.*

H. Mis. 25—5



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