

THE RETURNING BOARD

ANOTHER HARD DAY'S WORK

Several Democratic Attorneys and a Few Parishes Disposed of.

The board was called to order at half-past eleven by President Wells, all the members being present. The committee on behalf of the invited guests were as follows: Messrs. Stoughton, Hall, Van Alen, White and McGrew representing the Republican visitors, and Messrs. Trumbull, Palmer, Smith and Julian representing the Democratic visitors.

General Anderson—I move the adoption of the minutes. President Wells—Before approving the minutes I will state that we received just after the adjournment yesterday the report of the supervisor of Natchitoches, in the certificate of which he states that the electors were all placed upon the ballots, and that three of them were tallied. We now want to place this upon record before the decision in the Natchitoches case. Will you do it, General Anderson?

General Anderson opened the paper and read as follows: State of Louisiana, parish of Natchitoches. In accordance with the act of the United States superior for the parish of Natchitoches, State of Louisiana, I hereby transmit my report. Being stationed at the residence of the electors, there were, in all, 719 ballots in the box. After a careful canvass three were thrown out, on account of being double ballots, or two folded together, leaving a balance of 716 ballots in the canvass, or to be counted, in which the nominees for presidential and vice presidential electors received the same or nearly the same vote.

For Rutherford B. Hayes 541, for Hayes 1, William F. Kellogg 541, Burch 541, Sheldon 542, Marks 542, Levesque 542, Brewster 542, Joseph 542, Johnson 542. President Wells—The question is upon the returns of the electors. Mr. McGrew—The returns of the electors are as follows: Hayes 541, Burch 541, Sheldon 542, Marks 542, Levesque 542, Brewster 542, Joseph 542, Johnson 542. President Wells—The question is upon the returns of the electors.

Mr. Gauthreaux—I believe there are in the parish of Natchitoches three commissioners for every poll; there were ten polls, there must, therefore, be at least thirty commissioners. Now, we don't know the commissioners' names. General Anderson—We can very easily ascertain who they were by looking at the returns again. Mr. Gauthreaux—I would like to have the action taken upon this matter. It is very important, as there are more than 500 votes involved.

Colonel Zacharie—The object of having Natchitoches compiled was to get it on the record. No action will be taken on it for the present. Mr. Gauthreaux—Is the compilation to be corrected by outside testimony? President Wells—As a matter of course, this is not outside testimony. It comes directly from the supervisor of election. Mr. Gauthreaux—The question is upon the returns of the electors. Mr. Gauthreaux—The question is upon the returns of the electors.

Colonel Zacharie—Will the board admit it to deny the returns if we can establish the fact that the returns are correct? President Wells—This is not the return of the supervisor. It is the return and certificate of the three commissioners holding the election at that poll. Mr. Gauthreaux—The date on the returns is the date when it came here, or was it added since? General Anderson—I can not say without sending after the returns of the electors.

Colonel Zacharie—You do not open it before me. President Wells—I opened it right here in public. Mr. Gauthreaux—The question is did it appear upon it when it was brought up yesterday? President Wells—It did not; it was overlooked. As a matter of course it was filed here.

Colonel Zacharie—Will you allow me one further question? President Wells—We will have to suspend further discussion on this subject until the returns of Natchitoches come up for further consideration. Colonel Zacharie—Will the board allow the testimony to be introduced on the assumption that the returns were so cast? President Wells—The best evidence is the ballots themselves. No oral testimony or sworn affidavits will be received. The only testimony to be introduced by the ballots themselves.

Colonel Zacharie—Will the board send the ballots? President Wells—We will. General Anderson—I don't see how we can. President Wells—We can telegraph for them; but it must not stay in the hands of the returning board. Gentlemen will open any further action in this matter this morning until we have the polls before us, and the question up for final adjournment.

Mr. McGloin—It is not in connection with this specially that I call the attention of the board to the fact that the controversy which arises upon the face of those documents illustrates and gives force to the application that we may present to the board. The returns that we may present, therefore, ask you to alter your rules and allow one of us to be present at the opening of each parish. President Wells—We shall not vary from our rules.

Mr. Da Ponte, standing on behalf of a number of journalists, representing papers throughout the country of all views of political opinion, represented to the board that he was deputed to present the action taken by that meeting was held on the previous evening, by the correspondents, asking that they be admitted to the sessions of the board. The board decided the action taken by that meeting was held on the previous evening, by the correspondents, asking that they be admitted to the sessions of the board.

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tion, which was granted him, and then asked that some action would be taken upon the matter at an early date. President Wells—At once. We have violated in the country extended to the distinguished gentleman on the Democratic side, our rule in regard to the admission of persons not connected with the board. General Anderson—And on the Republican side also.

President Wells—And granted an additional privilege to the gentleman, that they selected to accompany them. That violation brought upon us a very scurrilous charge made by the gentleman admitted. As one of the many reasons for not violating the rule again, we must object upon the ground that we will have the article to which I have referred. Mr. Green, read the article.

Mr. Green read an article from the Nashville, taken from a New Orleans special, dated November 18, sent to the Cincinnati Enquirer, headed "The Scoundrels of the Returning Board." The article, among other things charged against the different members of the board, was that General Anderson had purchased for \$10,000 a Confederate claim of \$150,000 and put it through the Legislature. General Anderson—That is a lie and the author of it is a liar.

Mr. DaPonta was about to answer President Wells when a disturbance was created within the hall, and the speaker was given between some parties there, and a scuffle was about to ensue, when officers stationed in the room seized the party and ejected him from the room. The attention of every one in the room, and caused President Wells to demand that all should keep quiet, or they would be compelled to go out.

Mr. DaPonta then stated that the board ought not to hold responsible for the article in question the members of the press who were the authors of the article. He stated that he was given between some parties there, and a scuffle was about to ensue, when officers stationed in the room seized the party and ejected him from the room. The attention of every one in the room, and caused President Wells to demand that all should keep quiet, or they would be compelled to go out.

Mr. DaPonta—The gentleman was admitted before the board. Mr. DaPonta—I was not aware of that. President Wells—The gentleman was admitted here, the permission was given and extended equally to all.

President Wells—I stated in the outset that I would not allow any person to be admitted here, the permission was given and extended equally to all. Mr. DaPonta—I was not aware of that. President Wells—The gentleman was admitted here, the permission was given and extended equally to all.

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ana against the course adopted by it. Also a protest on behalf of candidates against the course of the board announcing only the electoral and gubernatorial votes of the various polls and then sending the returns to the clerks to be compiled outside of the presence of the board. The clerks were all Republicans and the Democrats had no means of detecting fraudulent tabulation.

Mr. McGloin—What action will you honorably take on this application? President Wells—Have you anything further? Mr. McGloin—Nothing, except that we ask for the admission of three respectable persons to represent our candidates in the room in which this tabulation is progressing.

President Wells—We will sufficient force to the board. Judge Spofford—May I ask the board to fix a day for taking up East Baton Rouge. President Wells—We will fix it upon Monday for the hearing of Baton Rouge, taking up something in the matter. Judge Spofford—But preliminary to that is the opening of the returns in our absence.

President Wells—Yes, sir. Governor Wickliffe—Are there any returns from Lafayette in? I understand that they are not. Will you take some means to compel them to be made? President Wells—Will the gentleman point out what ought to be our action? We have no law in relation to the subject. We can not enforce a man who is instructed to make his returns here. We must abide his own discretion in the matter.

Governor Wickliffe—It seems to me the discretionary power in this board to perform its duty, will compel the board to compel the supervisor to make his return. President Wells—If he is here, we will notify him to bring his returns in. Governor Wickliffe—By means of the clerk of the court and under the act of Congress it can be done.

Judge Spofford—Otherwise, it will be in the power of the supervisors to defeat the will of the electors in the matter. General Anderson—I can state that the gentleman from Lafayette has no intention of withholding the returns. He has gone up the river. He has been here this evening. I told him that I would be glad to send him the returns from that parish, as it is in my district. I know that I am defeated; but if returned by the board I would have the seat.

Governor Wickliffe—I hope the honorable gentleman does not attribute to me the intention of withholding anything of that sort. General Anderson—Several gentlemen have told me that in the parish of Lafayette there were frauds committed and intimidation, and that they were not permitted to vote for me. I do not know of it. Mr. McGloin—There is a solution of the difficulty to be found in the second section of the statute, which provides for the bringing of persons who are not qualified to vote. I therefore move you that you exercise that power.

President Wells—Is not that where there is a contest? Mr. McGloin—This is a full authorization in all cases to send for papers. I ask you to examine the section, and if you find that they have anything to do with it, I will be glad to send for them to-morrow morning. President Wells—We will examine the order.

Judge Spofford—Are the returns from Morehouse in? Mr. Green—They have not been received. Judge Spofford—Will the board take action to have them brought in? President Wells—At once. Judge Spofford—Will you assign a person to go for them now? President Wells—Yes, sir. President Wickliffe—I desire to know whether there are any contests in the parishes of Sabine and Winn?

General Anderson—I see a list of the parishes in which there are contests, and Winn and Sabine are not in it. Judge Spofford—Have the papers been opened? General Anderson—No, sir. Mr. McGloin—Will you give a copy of the returns to us? General Anderson—I will have that made for you.

Mr. Barkdale—I would ask whether the returns from Lincoln and Claiborne parishes are in? General Anderson—The parish of Lincoln is here. Mr. Barkdale—Are there any contests as to those parishes? General Anderson—I don't see any notice from Claiborne, but there was a contest in Lincoln.

Colonel Zacharie—I am asked by a candidate whether the board will allow supervisors contumaciously to refuse to return their returns if we do not point out to the board where those returns are, will the board send an officer or some other person from this board with a party whom we may select to point out where they are in order that we may get them? President Wells—Why, sir, there might be returns at places where you are informed the returns are being kept, but the board can take no notice of anything not returned here.

Colonel Zacharie—If the supervisors contumaciously refuse to make returns here, will the board send an officer or some other person from this board with a party whom we may select to point out where they are in order that we may get them? President Wells—Why, sir, there might be returns at places where you are informed the returns are being kept, but the board can take no notice of anything not returned here.

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General Anderson—It appears to be all right. Everything is in form. Colonel Zacharie's protest does not apply to this at all. It is in general terms. There is nothing here. President Wells—Better compare one or two of the tally sheets. Select any one of the returns. General Anderson—Yes, sir.

At this juncture a person was seen standing in the room of the board, outside the railing, apparently very busy taking notes. President Wells noticed him, called out to him, "You are not rightfully in here." The mistake was made apparent by some one informing President Wells that the gentleman who was so busily taking notes, apparently was a photographer for some illustrated paper, who was making a picture of the board while it was in session, thereupon President Wells asked the gentleman to get out.

Polk Nos. 1 and 5 were compared with the consolidated statement. President Wells—Is everything in form? General Anderson—Yes, sir. President Wells—Let it go to the clerk for compilation. The returns from East Baton Rouge were then brought in.

General Anderson—There is something about St. Martin that was addressed to the board. President Wells examined it and passed it over to General Anderson. General Anderson—Read the inscription: "To the Hon. J. Madison Wells, President, and Returning Officers of New Orleans."

General Anderson opened the package and said that there seemed to be some polls passed over. The vote is only returned from seven polls. General Anderson then continued: The consolidated statement of votes of the parish of East Baton Rouge, F. A. Clover, supervisor of registration, East Baton Rouge, sworn to on the eleventh of November, by Paul Barthe, clerk of the court. Here are the remarks: The illegal, informal and void pretended statements of votes, written record, tally sheets, etc., brought in from the following parishes, and the designated polling places of this parish, to wit:

Polk No. 1, ward No. 1, the poll established in the third ward, the poll established in the fourth ward, the poll established in the fifth ward, the poll established in the sixth ward, the poll established in the seventh ward, the poll established in the eighth ward, the poll established in the ninth ward, the poll established in the tenth ward, the poll established in the eleventh ward, the poll established in the twelfth ward, the poll established in the thirteenth ward, the poll established in the fourteenth ward, the poll established in the fifteenth ward, the poll established in the sixteenth ward, the poll established in the seventeenth ward, the poll established in the eighteenth ward, the poll established in the nineteenth ward, the poll established in the twentieth ward, the poll established in the twenty-first ward, the poll established in the twenty-second ward, the poll established in the twenty-third ward, the poll established in the twenty-fourth ward, the poll established in the twenty-fifth ward, the poll established in the twenty-sixth ward, the poll established in the twenty-seventh ward, the poll established in the twenty-eighth ward, the poll established in the twenty-ninth ward, the poll established in the thirtieth ward, the poll established in the thirty-first ward, the poll established in the thirty-second ward, the poll established in the thirty-third ward, the poll established in the thirty-fourth ward, the poll established in the thirty-fifth ward, the poll established in the thirty-sixth ward, the poll established in the thirty-seventh ward, the poll established in the thirty-eighth ward, the poll established in the thirty-ninth ward, the poll established in the fortieth ward, the poll established in the forty-first ward, the poll established in the forty-second ward, the poll established in the forty-third ward, the poll established in the forty-fourth ward, the poll established in the forty-fifth ward, the poll established in the forty-sixth ward, the poll established in the forty-seventh ward, the poll established in the forty-eighth ward, the poll established in the forty-ninth ward, the poll established in the fiftieth ward, the poll established in the fifty-first ward, the poll established in the fifty-second ward, the poll established in the fifty-third ward, the poll established in the fifty-fourth ward, the poll established in the fifty-fifth ward, the poll established in the fifty-sixth ward, the poll established in the fifty-seventh ward, the poll established in the fifty-eighth ward, the poll established in the fifty-ninth ward, the poll established in the sixtieth ward, the poll established in the sixty-first ward, the poll established in the sixty-second ward, the poll established in the sixty-third ward, the poll established in the sixty-fourth ward, the poll established in the sixty-fifth ward, the poll established in the sixty-sixth ward, the poll established in the sixty-seventh ward, the 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