

there was a tie between the said Thomas R. Ferguson and the relator, as aforesaid.

Fifth. That before the said election and after the said council was called to order by the said clerk, the certificate of the aforesaid John Hogg was openly objected to, and the attention of the said clerk was called thereto, but he overruled the objection and allowed the said John Hogg to keep his seat and to vote in the said council at the said election as the reeve of the town of Collingwood.

Sixth. That just before the said election, it was suggested to the said clerk that some of the other certificates besides those of the said Duncan Matthewson and John Hogg might be defective; but he paid no attention thereto, although charged at the time with acting partially in the election, and in favour of the said Thomas R. Ferguson.

Seventh. That the said relator was duly elected to the office of warden aforesaid, and ought to have been returned thereto in this, that he received the largest number of legal votes for the said office at the said election; whereas the said clerk declared the said Thomas R. Ferguson duly elected to the said office of warden which office he accepted and acted therein.

The certificates to which objection was made were in the following forms:—

“To T. R. Banting, Esq., County Clerk.

“DEAR SIR,—I hereby certify that Duncan Matthewson, Esq., was duly elected as councillor for this township, and that he has made and subscribed the declaration of office and qualification of office as such, and that he has been also “appointed reeve” of said township, and has taken or made the declaration of office of reeve for the said township of Sunnidale.

“I have the honour to be, yours, &c.,

ALEX. HISLOP, { *Corporate*  
T. C. } { *Seal.* }

The objection raised to this certificate was that it did not state that Mathewson was elected reeve.

“This certifies that at the first meeting of the Municipal Council of the corporation of the town of Barrie, held on the 16th January, inst., William D. Ardagh, Esq., was *unanimously* elected reeve of said corporation for the current year, A.D. 1865.

(Signed) GEORGE LANE, { *Corporate*  
Council Room, Barrie, } { *Seal.* }  
Jan. 20th, 1865.”

The objection to this certificate was that it did not state that Mr. Ardagh was *duly* elected, or that he had taken the *declarations of office and qualification*, as required by C. S. U. C., ch. 54, sec. 67.

“I do hereby certify that on the sixteenth day of January, 1865, at the first meeting of the Municipal Council of the corporation of the township of Innisfil, held in the village of Victoria, in the said township, Thos. R. Ferguson, Esq., was *unanimously* elected reeve of the said township for the year 1865, and that he has made and subscribed the declaration of office and qualification.

(Signed) BENJAMIN ROSS, { *Seal.* }  
Township Clerk.

Innisfil, Jan. 17, 1865.”

The objection to this certificate was that it did not state Mr. Ferguson was *duly* elected, nor

that the declaration of office and qualification were made and subscribed as “*such reeve.*”

“I do hereby certify that on the sixteenth day of January, 1865, at the first meeting of the Municipal Council of the corporation of the township of Innisfil, held at the village of Victoria, in the said township, William C. Little, Esq., was *unanimously* elected and chosen deputy reeve of the said townships for the current year 1865, and that he was made and subscribed the declaration of office and qualification.

(Signed) BENJAMIN ROSS { *Seal* }  
Township Clerk.”

The objections to this certificate were the same as to that of the reeve of Innisfil.

“I, Joseph Hill Lawrence, clerk of the municipal council of the town of Collingwood, do hereby certify that John Hogg, Esquire, of the town of Collingwood, has been duly elected reeve of the corporation of the said town of Collingwood, and that he has made the declaration of qualification of office prescribed by law as such.

Witness my hand and seal, this twentieth day of January, 1865.

J. H. LAWRENCE, { *Seal* }  
Clerk.”

The objections to this certificate were, that it did not state for what year Mr. Hogg had been elected.

“This is to certify that James Rowatt, Esq., has been duly elected reeve of the township of Flos for the year 1865, and that he has made and subscribed the declarations required by law. Given under my hand at Flos, this 16th day of January, 1865.

(Signed) W. HARVEY, { *Corporate*  
Township Clerk of Flos.” } { *Seal.* }

The objections to this certificate were that it did not state Mr. Rowatt had made and subscribed the declarations of office and qualification; that “the declarations required by law” may have been the proper ones, but this depends upon the clerk’s reading of the law, and wants explanation. They may not have been as “*such reeve,*” but merely as a councillor.

{ *Corporate Seal.* }

“I, Edward Moon, clerk of the municipality of the township of Medonte, hereby certify that John Craig, Esq., has been elected reeve of the municipality for the year 1865, and that he has made and signed the declarations of qualification and office.

(Signed) EDWARD MOON,  
Medonte, Jan. 16, 1865. Township Clerk.”

The objections to this certificate were that it did not state that Mr. Craig was *duly* elected, and that he made and *subscribed* the declarations of office and qualification as “*such reeve,*” and that it had no seal.

The relator made oath that he was the reeve of the township of Mono, having been duly elected to such office at the last annual election held in the month of January last, and had made and subscribed the declarations of office and qualification as such reeve. That he was present at the Court House in the town of Barrie, in said county of Simcoe, on Tuesday the 24th day of January, A.D. 1865, at the election of warden of the County Council of the said county, and at such election he took his seat and voted as such reeve of the township of Mono. That at such election