

84. Did the discussion regarding Mr. *Hincks'* qualification take place before or after the demand for the show of hands in favor of the candidates?—It took place before the demand for a show of hands.

85. You have stated that Mr. *Brown* made use of insulting and intemperate language; can you state what language Mr. *Brown* made use of?—I cannot state at this distance of time the express words used by Mr. *Brown*; but I remember stating at the time to a gentleman standing near me, that if he had used such insulting language towards me, in my official capacity as Returning Officer, I should certainly have committed him.

86. Did not the conduct of the Returning Officer excite very general indignation among the people assembled at the hustings?—It did with a great many persons present.

87. Did not Mr. *Brown* exert himself to allay the excitement which prevailed among the people?—I believe he did.

88. Did you act as agent for Mr. *Carroll* at the polling place in *West Oxford*?—I did not.

89. Are you acquainted with Mr. *Farmer*, Mr. *Fauquier*, and Mr. *Thomas*, who acted as Deputy Returning Officers; if so, can you state to what political party they belong?—I am acquainted with Mr. *Farmer*, Mr. *Fauquier*, and Mr. *Thomas*, who acted as Deputy Returning Officers. I believe they are Conservatives in politics—all three of them.

By Mr. *Smith*, of *Durham*.

90. Are you the gentleman who forwarded a Memorial to this House on the subject of the late Return for the County of *Oxford*, and are you also a signer of the Petition of "*Edmund Deedes* and others," presented to this House during the last Session, on that subject?—I am the same person.

By the Honorable Mr. *Baldwin*.

91. When prior to the show of hands the question arose as to the sufficiency of Mr. *Hincks'* qualification, did Mr. *Vansittart* state that he had taken legal advice on that point; or, are you aware, either from his own statement or otherwise, whether he had then taken such advice?—Prior to the show of hands, Mr. *Vansittart* never stated to me that he had taken legal advice as to the sufficiency of Mr. *Hincks'* qualification, and I am not aware, either from himself or otherwise, whether he had or not then taken such advice. Mr. *Vansittart* never stated any thing as to taking legal advice, that I am aware of, either to myself or any other person.

By Mr. *Notman*.

92. Was there any discussion as to the sufficiency of the qualification, after the show of hands?—Not that I am aware of on that day.

By Mr. *Smith*, of *Durham*.

93. Upon what particular facts or returns did you trace the last paragraph contained in the Petition signed by yourself and others, to this House, with reference to the return in question; look at the said paragraph, and answer?—Previous to the return day, Mr. *Vansittart*, in conversation with me, stated that he felt, as far as his own interest was concerned, that he was placed in a critical position, for he really believed that if he did his duty conscientiously he should be injuring his own interest, as well as the interest of the Conservative cause, by making the return he thought it his duty to do; for he was perfectly aware, from the returns already made, that the majority of the House would be Reformers; but that, at any rate, as soon as he had completed his decision, he should do what he would consider his duty at all risks.

By Mr. *Notman*.

94. Was any intimation given to the electors by Mr. *Vansittart*, that Mr. *Hincks'* election might or

might not be declared eligible by him as Returning Officer, on the declaration day?—I do not know of any such intimation being given by Mr. *Vansittart*.—I did not hear any?

95. Was it not generally known and believed that the three candidates, Mr. *Hincks*, Mr. *Carroll*, and Mr. *Campbell*, were fairly before the electors, without legal objection to any of them?—The qualifications of all these three gentlemen were objected to on the nomination day; and a protest against Mr. *Hincks'* qualification was placed up in each polling place before the polling commenced; and votes were taken, as I understood, by the Deputy Returning Officers subject to such protest. The said protest was put up by Mr. *Carroll*.

96. Did Mr. *Vansittart* direct that step to be taken?—He did not, that I am aware of.

97. Was it not known, that in the event of Mr. *Hincks* being rejected as a candidate, that the party who supported Mr. *Hincks* would have nominated another candidate in his place?—I never heard till after the Election, that Mr. *Hincks'* party proposed to nominate another candidate in the event of Mr. *Hincks* being rejected.

98. At what time did Mr. *Vansittart* inform you that he had made up his mind to return Mr. *Carroll*, and not Mr. *Hincks*?—Mr. *Vansittart* never informed me at any time that he had made up his mind to return Mr. *Carroll*, and not Mr. *Hincks*; and I did not know it till Mr. *Vansittart* made the return on the hustings.

99. Was it not generally expected before the polling commenced, by the Conservative party, that Mr. *Carroll* would stand at the head of the poll; and were they not greatly surprised at the result?—I do not think that it was generally expected by the Conservative party that Mr. *Carroll* would stand at the head of the Poll; most of my friends, as well as myself, thought he had a very poor chance.

And then he was directed to withdraw.

And the House being informed that Mr. *Daniel Gilbert Miller*, also a witness on the part of Mr. *Vansittart*, attended at the door; he was called in; and, at the Bar examined, as followeth:—

By Sir *Allan N. MacNab*.

100. Is your name *Daniel Gilbert Miller*, and are you a resident of *Woodstock*, in the *Brock* District?—That is my name, and I reside there.

101. Were you present at the Election for *Oxford* in the month of December, 1847?—No, I was not.

102. Had you an interview with Mr. *George Brown*, of *Toronto*, about the time of the said Election, or shortly after?—I had an interview with Mr. *Brown* at *Hamilton*, where I met him as he was returning from that Election.

103. Are you aware that Mr. *George Brown* acted as the agent of the Honorable *Francis Hincks* at the said Election?—Mr. *Brown* informed me that he had acted as agent for Mr. *Hincks* at that Election.

104. Did Mr. *Brown* allude to the circumstances which had transpired at the said Election?—Mr. *Brown* informed me of all the proceedings that had taken place at that Election.

105. Did Mr. *Brown* make any comments on the conduct of Mr. *John George Vansittart*, the Returning Officer?—In answer to a question which I addressed to him, and after some observation upon the points of law which arose at that Election, Mr. *Brown* stated to me, that he believed that Mr. *Vansittart* had acted according to the best of his judgment, but that he had been misled by Mr. *John Hillyard Cameron*.

106. Did Mr. *Brown*, on the occasion last referred to, complain that Mr. *Vansittart* had misled the friends of the Honorable *Francis Hincks* on the day of nomination, by expressing his intention of leaving the question of qualification to be decided elsewhere,