

19. And your Petitioner says further that the said James William Carmichael and John Adam Dawson, and each of them, and each of their agents and servants at said election, at the costs and charges of the said James William Carmichael and John Adam Dawson, or one of them, opened and supported a house or houses of public entertainment for the accommodation of electors thereat.

20. And your Petitioner says further that on the day to which the said Returning Officer had adjourned his Court after said election for the purpose of declaring which of said candidates were elected, and after the votes had been counted by the said Returning Officer, your Petitioner demanded a scrutiny of the votes polled for the said James William Carmichael and John Adam Dawson respectively, under and by virtue of Chapter 8 of the Revised Statutes of Nova Scotia (see and series), but the said Returning Officer improperly and illegally refused to hold such scrutiny or to proceed therewith.

21. And your Petitioner says further that if the said votes of the said persons respectively mentioned and referred to in the foregoing paragraphs of this petition as having respectively illegally voted for the said James William Carmichael and John Adam Dawson at the said election, had not been received or recorded for and on behalf of the said James William Carmichael and John Adam Dawson at the said election, and if the votes of those who offered to vote for your Petitioner thereat, and whose votes were illegally refused by said Returning Officer and Deputy Returning Officers aforesaid, had been received and recorded for your Petitioner, the number of votes taken and recorded at the said election for and on behalf of your Petitioner would have exceeded the number taken and recorded for the said James William Carmichael and John Adam Dawson, or one of them.

22. And your Petitioner says further that a greater number of persons legally entitled to vote at the said election voted and tendered their votes for your Petitioner than for the said James William Carmichael and John Adam Dawson, or one of them.

Therefore and for the other reasons in the several paragraphs of this petition contained, your Petitioner prays that it may be determined that the said election of the said James William Carmichael and John Adam Dawson, or one of them, is null and void, and that they, or one of them, were or was not duly elected or returned, and that your Petitioner was duly elected, and ought to have been and should be returned.

And as in duty bound your Petitioner will ever pray, &c.

Dated at Halifax this 13th day of March, A. D. 1874.

(Signed)

ROBERT DOULL.

The following preliminary objections were filed on behalf of Respondents, by Wallace Graham, Esq., as Attorney and Agent :—

The said Respondents, by way of preliminary objections and grounds of insufficiency against the petition herein, and the com-