

And this Court did further adjudge and determine, as follows:—

1. That the said Appellant personally was not guilty of bribery within the meaning of the Dominion Elections Act of 1874.

2. That the sum of one hundred dollars (\$100) paid by the said Appellant as security for the costs of this Appeal be repaid to him.

Certified,

ROBERT CASSELS, Jr.
Registrar, Supreme Court of Canada.

The Hon. Joseph G. Blanchet,
Speaker of the House of Commons of Canada, Ottawa.

SELKIRK CONTROVERTED ELECTION.

In the Supreme Court of Canada.

[L.S.]

Monday, the twenty-first day of June, A. D., 1880:

PRESENT :

The Honorable THE CHIEF JUSTICE,
“ Mr. Justice FOURNIER,
“ Mr. Justice HENRY,
“ Mr. Justice TASCHEREAU,
“ Mr. Justice GWYNNE.

THE DOMINION CONTROVERTED ELECTIONS ACT, 1874.

Election of a Member of the House of Commons of *Canada* for the Electoral District of the County of *Selkirk*, in the Province of *Manitoba*, holden on the nineteenth and twenty-sixth days of September, 1878.

Between

DAVID YOUNG and ARCHIBALD WRIGHT,
(*Petitioners*) *Appellants*,

and

DONALD A. SMITH,
(*Respondent*) *Respondent*.

It appearing from the Record in the above cause transmitted to this Court that the Honorable Mr. Justice *Betournay* rendered judgment in the said cause on the eleventh day of October, A. D., 1879, whereby it was adjudged and determined that the said Petitioners had not proved any of the allegations of their Petition, that the said Election was and is valid; and that the said *Donald Alexander Smith* was duly returned and elected to represent the said Electoral District in the said House of Commons, and the said Appellants having appealed from said judgment to this Court which said Appeal was by notice given by the said Appellants pursuant to the Statute in that behalf, limited to the following special defined questions or cases, namely:—

1. The case of *Donald Alexander Smith*, as briber, and *John F. Grant*, as bribee, and numbered thirteen in the particulars of the allegations contained in the Petition.

2. The case of *James Penrose*, as briber, and *Henry King*, as bribee, and numbered fourteen in the particulars of the allegations contained in the Petition herein.

3. The case of *Elias George Conklin* as the person hiring teams, and *John Henry Mason*, as the person from whom *Conklin* hired the teams, and numbered one in the particulars of the allegations contained in the sixth section of the Petition herein.