

I therefore adjudged and returned that there was an equality of votes as between the Petitioner and the Respondent, and I finally determined, as already reported, that the said *James Maclellan* was not duly elected in this, that it then appeared that there was an equality of votes between him and the said Petitioner, and therefore the said Election was void.

I have the honor to be,

Your obedient servant,

JOS. C. MORRISON,

Judge of the Court of Queen's Bench, Ontario.

Toronto, 26th November, 1874.

NORTH SIMCOE CONTROVERTED ELECTION.

To the Honorable Speaker of the House of Commons, Ottawa:

SIR,—In pursuance of the Controverted Elections Act, 1873, I beg to certify to you in relation to the Election for the North Riding of the County of *Simcoe*, holden on the twenty-ninth day of January last, that a Petition was duly presented under the Statute against the return of *Herman Henry Cook*, Esquire, as Member to represent the said North Riding of the County of *Simcoe* in the House of Commons of *Canada*.

That the trial of such Petition came on before me at the Court House, in the Town of *Barrie*, in the County of *Simcoe*, on Tuesday, the tenth day of November instant, and continued by adjournment until Wednesday, the eleventh day of November then following.

At the conclusion of the said trial on the day last aforesaid, I determined that the said Election was void, and I certify such determination to you pursuant to the Statute.

I append hereto a copy of my notes of the evidence at the trial, and my adjudication thereon.

I have the honor to be,

Your obedient servant,

JOHN W. GWYNNE,

J. C. P., Ontario.

Toronto, November 27th, 1874.

Toronto, November 27th, 1874.

SIR,—In addition to my certificate of adjudication upon the trial of the North Riding of *Simcoe* Election Petition, herewith transmitted to you, I have the honor to report as follows:—

Firstly, That on the trial of the said Election Petition no corrupt practice was proved to have been committed by or with the knowledge or consent of any candidate at such Election;

Secondly, That no evidence was offered before me of corrupt practices having extensively prevailed at the said Election, and therefore I cannot report whether or not corrupt practices have, or whether or not there is reason to believe that they have extensively prevailed at the said Election.

I have the honor to be, Sir,

Your obedient servant,

JOHN W. GWYNNE,

Judge of Court of Common Pleas.

The Honorable the Speaker

of the House of Commons, Ottawa.