

Judge Judd—I can't count them till I know which way they will vote.

The votes were not counted.

With the returns from Silver precinct there was a communication from Jas. T. Monk, stating that Mr. Anderson, judge of election, had failed to appear, and that he, as presiding judge, had appointed Mr. Johnson to fill the vacancy.

At Sandy, H. Page, not Henry Page, was named as having been voted for, for recorder.

There were no further items out-

side of the usual order of returns, and at 11:25 a. m. the count was completed. It showed that for selectman, assessor, attorney, coroner, and surveyor the "Liberal" candidates had majorities ranging from 58 to 117. Allen, for county clerk, gets 15 more than Ferguson. The vote for treasurer is a tie. For recorder, Rumel has 73 majority, and Burt, for sheriff, 200. The commissioners to locate university lands were not voted for on the "Liberal" ticket.

The following is the vote of the

county as it now stands. The objections made to it are the counting of votes for J. H. Rumel and J. H. Rumel, Jr., all for the latter; the reference to the ballot box in a case where J. B. Toronto apparently should have six more votes; and the application to count sixteen unlawfully excluded votes for F. Ferguson, in South Cottonwood, and the complaint about thirteen illegal votes cast for Allen in Bingham. The action of the board of canvassers upon these items will decide what changes are to be made:

Precinct.	Commissioners to Locate University Lands.			Selectman.	Clerk of County Court.	Assessor.	County Prosecuting Attorney.		Coroner.	County Recorder.	Sheriff.	County Surveyor.	County Treasurer.									
	F. A. Mitchell.	I. M. Waddell.	R. A. Ballantyne.	Geo. R. Cushing.	J. P. Cahoon.	Fergus Ferguson.	C. E. Allen.	J. H. Olive.	W. J. Lynch.	S. A. Kenner.	J. H. Hurd.	Walter Murphy.	L. Cracroft.	T. E. Harris.	J. H. Rumel, Jr.	Henry Page.	A. J. Burt.	Hank Barnes.	L. G. Burton.	O. P. Brooks.	J. B. Toronto.	J. E. Gulligher.
First, Poll 1.....	205	204	205	255	296	353	205	253	298	200	53	294	253	295	261	288	253	294	254	298	257	293
" " 2.....	186	186	186	243	249	240	247	236	256	193	49	249	239	250	244	247	244	243	238	251	239	248
Second, Poll 1.....	161	303	161	303	161	303	162	303	124	37	304	161	303	168	296	172	292	162	301	162	301	162
" " 2.....	111	280	111	280	116	275	117	280	87	24	280	111	280	115	275	118	272	111	279	112	279	112
" " 3.....	62	62	62	76	1-6	7	185	75	187	62	13	187	75	187	76	184	81	180	75	186	77	185
" " 4.....	172	172	172	214	407	223	396	215	406	171	44	405	216	405	227	390	234	386	212	410	232	397
Third, " 1.....	232	232	232	311	185	308	184	309	189	234	76	183	309	186	314	180	317	179	309	185	311	183
" " 2.....	237	237	237	309	141	309	141	310	141	241	66	142	309	141	309	141	312	136	310	141	310	140
Fourth, " 1.....	188	188	188	263	162	257	166	255	168	196	62	166	260	163	267	157	265	159	258	167	265	158
" " 2.....	165	165	165	201	1-3	192	104	199	105	169	29	104	202	102	203	100	200	101	195	110	200	103
Fifth, " 1.....	86	86	86	124	234	125	234	120	237	89	35	233	144	233	129	223	133	218	123	233	151	235
" " 2.....	79	80	80	102	292	106	292	104	294	80	23	290	102	294	107	290	112	289	104	292	102	294
" " 3.....	63	63	63	90	315	92	311	91	314	63	26	311	90	315	97	307	100	305	93	311	90	314
Big Cottonwood.....	72	72	72	74	7	74	7	74	7	72	2	7	74	7	74	7	74	7	74	7	74	7
Butler.....	19	19	19	18	21	19	20	19	20	19	20	19	20	19	20	19	20	19	20	19	20	19
Brighton.....	9	9	9	9	10	9	10	9	10	9	10	9	10	9	10	9	10	9	10	9	10	9
Bluffdale.....	15	15	15	15	3	15	3	15	3	15	3	15	3	15	3	15	3	15	3	15	3	15
Bingham, Poll 1.....	20	109	30	99	19	113	.....	19	112	20	112	20	112	22	110	41	89	21	111	10	112	10
" " 2.....	9	31	8	31	7	32	.....	7	31	7	32	.....	7	31	7	32	7	32	7	32	7	32
" " 3.....	41	1	39	.....	41	1	39	.....	41	1	39	.....	41	1	39	.....	41	1	39	.....	41	1
Draper.....	109	7	100	7	100	7	100	7	99	1	7	100	7	100	7	100	7	100	7	100	7	100
East Mill Creek.....	30	30	30	30	14	30	14	30	14	30	14	30	14	30	14	30	14	30	14	30	14	30
Farmers.....	46	45	46	50	15	49	15	46	15	46	4	15	50	15	51	48	1	50	15	51	14	48
Granite.....	18	18	18	18	5	18	5	18	5	18	5	18	5	18	5	18	5	18	5	18	5	18
Granger.....	45	45	45	45	5	45	5	45	5	45	5	45	5	45	5	45	5	45	5	45	5	45
Hunter.....	21	21	21	21	9	21	9	21	9	21	9	21	9	21	9	21	9	21	9	21	9	21
Little Cottonwood.....	1	48	1	48	1	48	1	48	1	48	1	48	1	48	1	48	1	48	1	48	1	48
Mill Creek.....	156	156	156	156	44	157	44	157	44	157	44	157	44	157	44	157	44	157	44	157	44	157
Mountain Dell.....	16	16	16	16	2	16	2	16	2	16	2	16	2	16	2	16	2	16	2	16	2	16
North Point.....	15	15	15	15	15	15	15	15	15	15	15	15	15	15	15	15	15	15	15	15	15	15
North Jordan.....	64	64	64	63	8	64	10	64	10	64	10	64	10	64	10	64	10	64	10	64	10	64
Pleasant Green.....	40	38	40	40	4	40	4	40	4	40	4	40	4	40	4	40	4	40	4	40	4	40
Riverton.....	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34
South Cottonwood.....	114	114	114	122	104	127	99	127	101	112	13	100	127	100	127	99	127	99	127	100	128	99
Silver.....	1	1	1	6	1	6	1	6	1	6	1	6	1	6	1	6	1	6	1	6	1	6
Sugar House.....	43	13	43	66	29	66	29	66	29	43	23	29	66	29	66	29	66	29	66	29	66	29
Sandy.....	74	74	74	86	62	86	62	86	63	74	11	63	85	64	86	63	86	63	86	63	86	63
South Jordan.....	39	39	39	40	5	40	5	40	5	39	1	5	40	5	40	5	40	5	40	5	40	5
West Jordan.....	130	130	130	135	33	135	33	135	33	130	6	33	135	33	135	33	135	33	135	33	135	33
Fort Herriman.....	18	18	18	18	1	18	1	18	1	18	1	18	1	18	1	18	1	18	1	18	1	18
Union.....	62	62	62	62	18	62	18	62	18	62	18	62	18	62	18	62	18	62	18	62	18	62
Totals.....	2786	2734	2733	3723	3794	3740	3755	3706	3823	3085	627	3793	3740	3798	3790	3717	3848	3648	3715	3906	3770	3770
Majorities.....	.....	.....	.....	71	.....	16	.....	117	.....	81	.....	58	73	.....	200	.....	81	.....	.....	.....	.....	.....
Total vote in city.....	1655	1636	1657	2460	3153	2459	3130	2437	3178	1908	537	3151	2471	3151	2517	3078	2540	3047	2444	3164	2498	3130
Total vote outside of city.....	1081	1018	1081	1263	641	1281	625	1269	645	1177	90	642	1269	614	1273	639	1308	601	1271	642	1272	640

On motion of Judge Judd, the attorneys were given permission to argue the various points raised.

Judge Loofborough, for the "Liberals," first came forward. He urged that the return for J. H. Rumel could not be counted for J. H. Rumel, Jr. His point was that the board of canvassers were only permitted to take the face of the returns, and could make no further investigation or examination. He read a number of authorities on this subject. He said it made no difference as to whether votes were cast for H. Page and Henry Page, for both were the same, but there was a difference between John H. Rumel and John H. Rumel, Jr., the termination "Jr."

indicating that there was another man of the same name. The "Jr." was not part of the name, but merely a distinction for the individual. John H. Rumel, Jr., could avail himself of the votes for John H. Rumel if he were to show that the latter was not a candidate and was not eligible to the office, but this could only be done by a contest in the courts. The speaker claimed that it was the duty of the board to count the returns as certified to by the judges of election, and to issue the certificate to the one having the highest number.

Judge M. Stone took up the case of the third poll in the Second Precinct, where the tally sheet shows

77 votes for J. B. Toronto, for treasurer, while the footing is only 71, and this number is carried on to the abstract. Judge Stone's position was that the board could only accept the figures on the abstract, and could not go to the tally sheet, or even to the ballot-box.

Judge Judd—The statute says the judges of election shall certify the list of votes, and if there is any discrepancy, the board of canvassers may send for the ballot box and may count the votes. Now, if we must take only the certified abstract, what is the use of the provision to go to the ballot box to determine where the discrepancy is?

Judge Stone—The tally sheet with the discrepancy is not a certi-