

EXECUTIVE MINUTES.

MINUTES RECORDED IN THE GOVERNOR'S OFFICE DURING THE ADMINISTRATION OF GOVERNOR ANDREW H. REEDER.

[The Executive Minutes, as published in this volume, are an exact transcript from a manuscript volume preserved in the office of the Secretary of State. The first writing in the book is in the form of a title-page, apparently in the handwriting of Governor Reeder, and consists of these words: "Executive Minutes of the Territory of Kansas. 1854." The first entry is on page numbered 2, and has over it, in the form of a heading, the word "Minutes." This heading, and also the entry under it, and the second heading, appear to be in the handwriting of Governor Reeder. The entries following appear to have been made by Secretary Woodson. The first eight entries are of acts performed at Washington. The ninth entry is that of the oath of office of the Hon. Rush Elmore, administered by Governor Reeder, "in the Territory of Kansas," October 15, 1854. The entries in the book embrace the period from June 29, 1854, the date of the commission of Governor Reeder, to September 20, 1856. The last entry is a record of a communication written by Secretary Woodson to President Pierce, which is dated September 20, 1856, some ten days subsequent to the entry of Governor John W. Geary upon his office. The book does not contain any entries pertaining to Governor Geary's administration.]

The minutes recorded during Governor Shannon's term, including the intervals in which Secretary Woodson performed the duties as Acting Governor, are published in this volume, following the biography of Governor Shannon.]

MINUTES.

29TH JUNE, 1854.—Commission issued to Andrew H. Reeder, of Easton, in the State of Pennsylvania, as Governor of the Territory, by the President of the United States.

RECORD OF OATH.

UNITED STATES OF AMERICA, }
CITY OF WASHINGTON, } ss.

I, Andrew H. Reeder, Governor of the Territory of Kansas, do solemnly swear upon the Holy Evangelists that as Governor of the Territory of Kansas aforesaid, I will support the Constitution of the United States, and will faithfully discharge the duties of the said office. A. H. REEDER.

I, Peter V. Daniel, one of the Associate Justices of the Supreme Court of the United States, do hereby certify that the preceding oath was taken and subscribed in due form of law by the said deponent, A. H. Reeder, before me, at the city of Washington, on the seventh day of July, 1854.
July 7th, 1854. PETER V. DANIEL.

UNITED STATES OF AMERICA, }
CITY OF WASHINGTON, } ss.

I, Daniel Woodson, having been appointed Secretary of the Territory of Kansas, do solemnly swear that I will support the Constitution of the

United States, and well and truly discharge the duties of said office to the best of my knowledge and ability. DANL. WOODSON.

Sworn to and subscribed before me, the 28th day of September, A. D. 1854, at the city of Washington, D. C. PETER V. DANIEL,
Associate Justice of the Supreme Court of the United States.

Commission issued to Daniel Woodson, of Lynchburg, in the State of Virginia, as Secretary of the Territory, 29th June, 1854, by the President of the United States.

29TH JUNE, 1854.—Commission issued to Madison Brown, of the State of Maryland, as Chief Justice of the Territory, by the President of the United States.

29TH JUNE, 1854.—Commission issued to Rush Elmore, of the State of Alabama, as Associate Justice of the Supreme Court of the Territory, by the President of the United States.

RECORD OF OATH.

UNITED STATES OF AMERICA, }
TERRITORY OF KANSAS, } ss.

I, Rush Elmore, one of the Associate Justices of the Supreme Court of the Territory of Kansas, do swear upon the Holy Evangelists that as one of the Associate Justices of the Supreme Court of the Territory of Kansas aforesaid, I will support the Constitution of the United States, and will faithfully discharge the duties of the said office. RUSH ELMORE.

I, A. H. Reeder, Governor of the Territory of Kansas, do hereby certify that the preceding oath was taken and subscribed in due form of law by the said Rush Elmore, before me, at Fort Leavenworth, in the Territory of Kansas, on the fifteenth day of October, A. D. 1854. A. H. REEDER.

29TH JUNE, 1854.—Commission issued to Saunders W. Johnston, of the State of Ohio, as Associate Justice of the Supreme Court of the Territory, by the President of the United States.

RECORD OF OATH.

[Blank.]

29TH JUNE, 1854.—Commission issued to Andrew Jackson Isacks, of the State of Louisiana, as United States Attorney for the District of Kansas, by the President of the United States.

RECORD OF OATH.

UNITED STATES OF AMERICA, }
 TERRITORY OF KANSAS, } ss.

I, Andrew J. Isacks, United States Attorney for the District of Kansas, do solemnly swear upon the Holy Evangelists that as United States Attorney for the District of Kansas aforesaid, I will support the Constitution of the United States, and will faithfully discharge the duties of said office.

A. J. ISACKS.

I, A. H. Reeder, Governor of the Territory of Kansas, do hereby certify that the preceding oath was taken and subscribed in due form of law by the said deponent, A. J. Isacks, before me, at the Territory aforesaid, on the 29th day of November, 1854.

A. H. REEDER.

29TH JUNE, 1854.—Commission issued to Israel B. Donaldson, of the State of Illinois, as Marshal of the Territory, by the President of the United States.

RECORD OF OATH.

UNITED STATES OF AMERICA, }
 TERRITORY OF KANSAS, } ss.

Personally appeared before me, Rush Elmore, Associate Justice in and for the said Territory of Kansas, Israel B. Donaldson, Marshal in and for the said Territory of Kansas aforesaid, who on oath says that he will support the Constitution of the United States, and faithfully discharge the duties of Marshal of said Territory of Kansas aforesaid. So help him God.

ISRAEL B. DONALDSON.

Sworn to and subscribed before me, this the tenth day of November, A. D. 1854.

RUSH ELMORE,

Associate Justice Territory of Kansas.

20TH SEPTEMBER, 1854.—Charles Augustus Williams appointed Executive Clerk, and entered upon the duties of the office.

RECORD OF OATH.

UNITED STATES OF AMERICA, }
 TERRITORY OF KANSAS, } ss.

Charles Augustus Williams, Executive Clerk of the Territory of Kansas, being duly sworn according to law, this ninth day of October, A. D. 1854, deposes and says that he will support the Constitution of the United States, and faithfully perform the duties of his said office.

CHAS. AUG. WILLIAMS.

Sworn to and subscribed before me, Governor of said Territory, October 9th, 1854.

A. H. REEDER.

OCTOBER 7TH, 1854.—The Governor came into the Territory, and established the Executive office temporarily at Fort Leavenworth.

OCTOBER 10TH, 1854.—On complaint of James C. Brown that an assault and battery with intent to murder Fleming Thompson and Wm. N. Borden had been committed by Wesley S. Davidson, John A. Davidson, and Samuel Burgess, and that the lives of the said Thompson and Borden were despaired of, the Governor as the conservator of the peace of the Territory, and in the absence of the judges, issued an executive warrant, specially directed, in the absence of the Marshal, to Malcolm Clark, for the arrest of the prisoners.

OCTOBER 11TH, 1854.—Samuel Burgess and Wesley S. Davidson were brought in custody of the special Marshal, Clark, and same day recommit-
ted to his custody for further hearing.

OCTOBER 13TH, 1854.—On hearing before the Governor, it was determined that the prisoners should be admitted to bail, and same day recognizances were entered into before Hon. Saunders W. Johnston, one of the Justices of the Supreme Court, who had then arrived in the Territory, viz.: Recognizance of John A. B. Davidson, Cornelius M. Burgess, Joseph Davidson, Randolph Stallard, John S. Burgess, and A. F. H. Burgess, in the sum of twenty thousand dollars, for the appearance of the said John A. B. Davidson at the first sitting of the District Court of the United States which shall be held in and for such District for the Territory of Kansas, which shall include the venue of an alleged assault and battery with an intent to murder Fleming Thompson and Wm. N. Borden on the ninth of October, 1854; and of Samuel Burgess, Wesley S. Davidson, Cornelius M. Burgess, Joseph Davidson, Randolph Stallard, John S. Burgess, and A. F. H. Burgess, in the sum of twenty thousand dollars for the appearance of the said Samuel Burgess and Wesley S. Davidson at the same time and place, and then and there to answer to an indictment for an assault and battery with an intent to murder Fleming Thompson and Wm. N. Borden on the ninth day of October, 1854.

OCTOBER 18TH, 1854.—The Governor, with Judges Johnston and Elmore, and Marshal Donaldson and others, went into the Territory to examine the same in order to the making of election districts, judicial districts, &c., and returned November 7th, 1854.

NOVEMBER 8TH, 1854.—The Territory is divided into sixteen districts for elections and for the appointment of justices of the peace and constables, as follows, viz.:

First District.—Commencing at the Missouri State line, on the south bank of the Kansas river; thence along the south bank of said river to the first tributary or watered ravine running into the Kansas above the town of Lawrence; thence up

said tributary to the head thereof; thence in a direct line to the west side of F. Rolfe's house, and thence by a due south line to the Santa Fé road; thence by the middle of said road to the Missouri State line; and thence by said State line to the place of beginning.

Second District.—Commencing at the mouth of Big Spring branch, on the south bank of the Kansas river; thence up said branch to its farthest source; thence by a southerly line, crossing the Wakarusa river on the east side of the house of Charles Matingly [Matney?], to the middle of the Santa Fé road; thence along the middle of said road to the line of the First District; thence by the same along the west side of F. Rolfe's house to the head of the first tributary of the Kansas river above the town of Lawrence; and thence by the said tributary to the Kansas river, and up the south bank of said river to the mouth of Big Spring branch, the place of beginning.

Third District.—Commencing at the mouth of Big Spring branch, on the south side of the Kansas river; thence up the same to its farthest source; thence by a southerly line to the north bank of the Wakarusa river, on the east side of the house of Charles Matingly [Matney?]; thence up said river and its main branch to the line of Pottawatomie Reservation; and thence by the southerly and western line of said Reservation to the Kansas river, and down said river to the place of beginning.

Fourth District.—Commencing at the Missouri State line, in the middle of the Santa Fé road; thence along the middle of said road to Rock creek, near the sixty-fifth mile of said road; thence south by the line of the late Shawnee Reservation ceded by the treaty of 1854; thence due east along the south line of said Reservation and the north line of the existing Reservation of the Sacs and Foxes, the Chippewas and Ottawas, and the late Reservations of the Piankeshaws, Weas, Peorias, and Kaskaskias, to the Missouri State line; thence up the Missouri State line to the place of beginning.

Fifth District.—Commencing at the Missouri State line, at the southern boundary of the Fourth District; thence east [west] along the same to the northwest corner of the Sac and Fox Reservation; thence due south along the western line thereof, and due south to the South branch of the Neosho river, about seventy miles above the Catholic Osage Mission; thence down said river to the north line of the Reserve for New York Indians; and east along said line to the head-waters of Little Osage river, or the nearest point thereto; and thence down said river to the Missouri State line, and up said line to the place of beginning.

Sixth District.—Commencing at the Missouri State line, in Little Osage river; thence up the same to the line of the Reserve for the New York Indians, or the nearest point thereto; thence to and by the north line of said Reserve to the Neosho river; and up said river and the South branch thereof to the head; and thence by a due south line to the southern line of the Territory; thence by the southern and eastern lines of said Territory to the place of beginning.

Seventh District.—Commencing at the east side of the house of Charles Matingly [Matney?], on the Wakarusa river; thence due south to the middle of the Santa Fé road; thence westward along the middle of said road to Rock creek, near the sixty-fifth mile of said road; thence due south to the north line of the Sac and Fox Reservation; thence along the north and west lines thereof and due south to the Neosho river; thence up said river to a point due south of the mouth of Elm creek; thence due north to the mouth of Elm creek, and up said creek to the Santa Fé road; and thence by a direct line in a northerly direction to the southwest corner of the Pottawatomie Reservation; thence along the southern line of said Reservation to the head-waters of the Wakarusa river, or the point nearest thereto; thence to and down said river to the place of beginning.

Eighth District.—Commencing at the mouth of Elm creek, one of the branches of the Osage river; thence up the same to the Santa Fé road; thence by a direct northerly line to the southwest corner of the Pottawatomie Reservation; thence up the western line thereof to the Kansas river; thence up said river and the Smoky Hill Fork beyond the most westerly settlements; thence due south to the line of the Territory; thence by the same to the line of the Sixth District; thence due north to the head of the South branch of the Neosho river; thence down said river to the line of the Seventh District; thence due north to the place of beginning.

Ninth District.—Commencing on the Smoky Hill Fork, beyond the most westerly settlements; thence down the same and the Kansas river to the mouth of Wild Cat creek; thence up said creek to the head-waters thereof; thence due north to the Independence emigrant road; thence up said road to the north line of the Territory; thence west along the same to the most westerly settlements; and thence due south to the place of beginning.

Tenth District.—Commencing at the mouth of Wild Cat creek; thence up the same to the head-waters thereof; thence due north to the Independence emigrant road; thence down said road, crossing the Big Blue river by the old route below Marysville to the Vermillion river; thence down said river to the mouth thereof; thence up the Kansas river to the place of beginning.

Eleventh District.—Commencing at the Vermillion river, in the middle of the Independence emigrant road; thence up said river to the head of the main branch; thence due north to the northerly line of the Territory; thence by the same to the middle of the Independence emigrant road; thence down said road, crossing the Big Blue river, by the old route below Marysville, to the place of beginning.

Twelfth District.—Commencing at the mouth of Soldier creek; thence up said creek to the head of the main branch; thence due north to the northern line of the Territory; thence west by the same to the eastern line of the Eleventh District; thence south along the same to the head of the Vermillion river, and down said river to the mouth; thence down the north bank of the Kansas river to the place of beginning.

Thirteenth District.—Commencing in the Kansas river, three miles above the mouth of Stranger creek; thence in a northwardly direction by a line three miles west of said creek and corresponding to the course thereof, until it shall strike the southern line of the late Kickapoo Reservation; thence along the southern and western line of said Reservation and the western line of the late Sac and Fox Reservation to the north line of the Territory; thence west along said line to the line of the Twelfth District; thence by the same and down Soldier creek to the mouth thereof, and down Kansas river to the place of beginning.

Fourteenth District.—Commencing at the mouth of Independence creek; thence up said creek to the head of the main branch, and thence due west to the line of the late Kickapoo Reservation; thence north along said line and the line of the late Sac and Fox Reservation to the north line of the territory; thence along said line eastwardly to the Missouri river, and down said river to the place of beginning.

Fifteenth District.—Commencing at the mouth of Salt creek, on the Missouri river; thence up said creek to the Military road; thence along the middle of said road to the lower crossing of Stranger creek; thence up said creek to the line of the late Kickapoo Reservation; and thence along the southern and western line thereof to the line of the Eleventh District; thence by the same and down Independence creek to the mouth thereof; and thence down the Missouri river to the place of beginning.

Sixteenth District.—Commencing at the mouth of Salt creek; thence up said creek to the Military road; thence along the middle of said road to the lower crossing of

Stranger creek; thence up said creek to the line of the late Kickapoo Reservation; and thence along the same to the line of the Thirteenth District; and thence by the same along a line corresponding to the courses of the Stranger creek, and keeping three miles west thereof, to the Kansas river; thence down the Kansas river to the Missouri, and up the Missouri river to the place of beginning.

NOVEMBER 8TH, 1854.—Commission issued to James S. Emery, Esq., as a Justice of the Peace for the First District, and oath administered as follows:

RECORD OF OATH.

UNITED STATES OF AMERICA, } ss.
TERRITORY OF KANSAS, }

On this ninth day of November, A. D. 1854, before me, Andrew H. Reeder, Governor of the said Territory, personally appeared James S. Emery, a Justice of the Peace in and for the First District of said Territory, and being duly sworn according to law, deposes and says that he will support the Constitution of the United States, and will faithfully discharge the duties of his said office.

J. S. EMERY.

Sworn to and subscribed before me, November 9th, 1854.

A. H. REEDER.

NOVEMBER 9TH, 1854.—Commission issued to Joel O. Grover, as Constable of the First District.

RECORD OF OATH.

UNITED STATES OF AMERICA, } ss.
TERRITORY OF KANSAS, }

On the 13th day of November, A. D. 1854, before me, James S. Emery, a Justice of the Peace in and for the First District of said Territory, personally came Joel Grover, a Constable in and for the said District and Territory, and being duly sworn according to law, deposes and says that he will support the Constitution of the United States, and faithfully discharge the duties of his said office.

JOEL GROVER.

Sworn to and subscribed before me.

J. S. EMERY,

Justice of the Peace.

NOVEMBER 10TH, 1854.—Proclamation issued for an election to be held in the Territory on the 29th inst. for the election of a Delegate to the House of Representatives of the United States, and the places of election fixed, officers of election appointed, and rules of proceeding as follows:

ELECTION PROCLAMATION.

UNITED STATES OF AMERICA, } ss.
TERRITORY OF KANSAS, }

[SEAL.] *To the Citizens and Qualified Voters of said Territory—Greeting:* I, Andrew H. Reeder, Governor of said Territory, by virtue of the provisions of an act of Congress approved the thirtieth day of May, A. D. 1854, entitled "An act to organize the Territories of Nebraska and Kansas," do by these presents order and di-

rect that an election shall be held in the said Territory on Wednesday, the 29th day of November, instant, for the election of a citizen of the United States and a qualified voter and resident of said Territory to the office of Delegate to the House of Representatives of the United States, to serve until the fourth day of March next; and qualified voters of said Territory are requested to assemble on said day within each election district, at the place of holding elections in such district, according to the schedule of election districts and places of election to this proclamation annexed, within the hours therein specified, and vote by ballot for such Delegate. And the judges who shall be appointed to open and conduct the said election will assemble in their respective districts at the places for holding said election, and having made the necessary preparation and taken the oaths which shall be prescribed, will open the polls for the reception of votes between the hours of eight and ten A. M., and keep the same open until six o'clock P. M.; and will conduct the same and make returns of said election according to the instructions contained in the schedule hereto annexed.

Given under my hand and the seal of the said Territory, this tenth day of November, A. D. 1854.

A. H. REEDER, *Governor, &c.*

Attest: DANL. WOODSON, *Secretary.*

SCHEDULE.

List of Election Districts and Places of Holding Elections:

First District.—Place of election, office of Dr. Charles Robinson, in the town of Lawrence. Judges of Election: Nathaniel T. Johnson, Oliver T. Hanscome, and William Miller.

Second District.—Place of election, the house of Paris Ellison, in Douglas City. Judges: Jonathan Cranmer, O. H. Browne, and Andrew McDonald.

Third District.—Place of election, the house of Thomas Stinson, at Tecumseh. Judges: John Homer, L. D. Stateler, and Anthony Wood.

Fourth District.—Place of election, the house of Dr. — Chapman. Judges: Joseph Barnard, James Powell, and Dr. — Chapman.

Fifth District.—Place of election, the house of Henry Sherman, on the old John Jones improvement, on Pottawatomie creek. Judges: James Moore, John Van Horn, and Thomas Polk.

Sixth District.—Place of election, the house of H. T. Wilson, at Fort Scott. Judges: Thomas B. Arnett, H. T. Wilson, and Wm. Godefroy.

Seventh District.—Place of election, the house of Fry McGee, at 110-Miles creek, on the Santa Fé road. Judges: Fry McGee, David Burge, and S. W. Boughton.

Eighth District.—Place of election, the house of Ingraham Baker, on the Santa Fé road. Judges: Thomas Huffaker, Charles Withington, and Ingraham Baker.

Ninth District.—Place of election, the house of — Reynolds, near the crossing of Seven-Mile creek. Judges: Robert Wilson, Hannibal A. Low, and Thaddeus K. Mills.

Tenth District.—Place of election, the house of S. D. Dyer, at the crossing of the Big Blue river. Judges: S. D. Houston, Francis Burgereau, and S. D. Dyer.

Eleventh District.—Place of election, the trading house of Marshall & Woodward. Judges: R. C. Bishop, S. M. B. Holmes, and William Givens.

Twelfth District.—Place of election, the house of R. C. Miller. Judges: R. C. Miller, E. G. Booth, and R. C. Wanton.

Thirteenth District.—Place of election, the house of G. M. Dyer, at the town of Osawkee. Judges: W. H. Tibbs, G. M. Dyer, and D. M. Bailey.

Fourteenth District.—Place of election, the house of Benjamin Harding, on the St.

Joseph and Oregon road. Judges: J. W. Foreman, Benjamin Harding, and Samuel Irvin.

Fifteenth District.—Place of election, the house of Pascal Penseneau, on the Fort Leavenworth and Oregon road. Judges: H. B. Jolly, James H. Frazier, and A. G. Boyd.

Sixteenth District.—Place of election, the house of Keller and Kyle, Leavenworth City. Judges: D. Z. Smith, Benjamin H. Twombly, and J. M. Alexander.

INSTRUCTIONS TO JUDGES OF ELECTION.

The three judges will provide for each poll a ballot-box, with a slit for the insertion of the ticket. Before entering upon their duties they will make and subscribe duplicate copies of the following oath:

We, —, —, —, do severally swear that we will perform our duties as judges of the election to be held this day in the — District of the Territory of Kansas, to the best of our judgment and ability; that we will keep a correct and faithful record or list of persons who shall vote at said election; that we will poll no ticket from any person who is not an actual, *bona fide* resident and inhabitant of said Territory on the day of election, and whom we shall not honestly believe to be a qualified voter according to the act of Congress organizing said Territory; that we will reject the votes of all and every non-resident whom we shall believe to have come into the Territory for the mere purpose of voting; that in all cases where we are ignorant of the voter's right, we will require legal evidence thereof by his own oath or otherwise; that we will make a true and faithful return of the votes which shall be polled, to the Governor of said Territory.

The polls will be opened for the reception of votes between eight and ten o'clock a. m., and will be kept open continuously until six o'clock p. m. and then closed, unless voters are then offering to vote; and in that case, as soon as votes cease to be continuously offered. The judges will keep two corresponding lists of persons who shall vote, numbering each name. When a dispute arises as to the qualifications of a voter, the judges may examine the voter or any other person, under oath, upon the subject, and a decision of a majority of the board will be conclusive. When the poll is closed the judges will proceed to open and count the votes, and will keep two corresponding tally-lists, on which they will simultaneously tally as they are given by the judge who shall open and call out the votes, and without interference or handling by any other person. When the votes are thus counted off and the tally-lists shall agree, the judges shall then publicly proclaim the result, and shall draw up and sign duplicate certificates in the following form:

We, the undersigned, judges of an election held on the twenty-ninth day of November, A. D. 1854, at the house of — —, in the — District of the Territory of Kansas, for the election of a Delegate to the House of Representatives of the United States, do certify upon our oaths, and to the best of our knowledge and belief, that the following is a true and correct return of the votes polled by lawful resident voters, viz.:

.....Received.....Votes.

.....Received.....Votes.

&c., &c., &c.

Witness our hands, this 29th day of November, A. D. 1854.

They will then carefully replace the said counted tickets into the box, with one copy of the oath, one list of voters and one tally-list, and one certificate of return, and having sealed up the said box, will carefully preserve the same until called for by the Governor of said Territory, in the event of its correctness being contested. The remaining copy of the oath, list of voters, tally-list, and return, will be taken by one of the judges, who shall deliver the same in person to the Governor, on or before Monday, the fourth day of December next, at his office at the house of Thomas Johnson, in the First District. The judges of election will be sworn by a judge or justice of the peace, or in the absence of such officer, they may be sworn

by one of their number, who shall, in his turn, be sworn by one of those thus qualified, noting at the foot of the oath by whom it is administered. And the several judges of election are by these presents invested with full power and authority to administer the oath to each other, and to voters and others, touching the right of any person to vote, under all the pains and penalties of perjury attaching to oaths administered by judicial officers. If one or more of the judges appointed should fail to attend, or refuse to serve, the vacancy may be supplied by the voters on the ground at nine o'clock A. M., and any vacancy occurring in the board thereafter may be filled by the remaining judges.

QUALIFICATIONS OF VOTERS.

By the Territorial bill it is provided as follows:

"That every free white male inhabitant above the age of twenty-one years who shall be an actual resident of said Territory and shall possess the qualifications hereinafter prescribed, shall be entitled to vote at the first election: *Provided*, That the right of suffrage and of holding office shall be exercised only by citizens of the United States and those who shall have declared on oath their intention to become such, and shall have taken an oath to support the constitution of the United States and the provisions of this act: *And provided further*, That no officer, soldier, seaman or marine, or other person in the Army or Navy of the United States, or attached to troops in the service of the United States, shall be allowed to vote or hold office in said Territory by reason of being on service therein."

The requisites of age and color are easily understood; that of residence is well defined in the law, and means the actual dwelling or inhabiting in the Territory to the exclusion of any other present domicile or home, coupled with the present *bona fide* intention of remaining permanently for the same purpose.

When a voter is not a native of the United States, the proof of his right to vote must be the production of his certificate of naturalization, or of his declaration of intention, under the seal of the court, and the want of it cannot be supplied by his oath. In case he has only declared his intention to become a citizen, he must then be sworn by the judges or a justice of the peace to support the constitution of the United States and the provisions of the "Act of Congress, approved May 30th, 1854, to organize the Territories of Nebraska and Kansas." When this latter oath is administered to a voter, the word "oath" should be marked opposite his name on the list. The meaning of the last proviso, relative to the Army and Navy, is that the persons designated in it shall not vote if their presence in the Territory is referable only to the performance of their duties and the obedience of orders. The officer or soldier who would vote must have a residence (the meaning of which is already explained) irrespective and independent of his presence here under orders.

It is perhaps unnecessary to say that every voter can vote only in his own district.

CONTESTED ELECTIONS.

In case any person or persons shall dispute the fairness or correctness of the return of any election district, they shall make a written statement directed to the Governor, and setting forth the specific cause of complaint, or errors in the conducting or returning of the election in said district, signed by not less than ten qualified voters of the Territory, and with an affidavit of one or more qualified voters to the truth of the facts therein stated; and the said complaint and affidavit shall be presented to the Governor on or before the fourth day of December next, when the proper proceedings will be taken to hear and decide such complaint.

A. H. REEDER, Governor, &c.

NOVEMBER 20TH, 1854.—Commission issued to J. Harvey Day, as Justice of the Peace for the Sixteenth District; and same day oath administered as follows:

RECORD OF OATH.

UNITED STATES OF AMERICA, }
 TERRITORY OF KANSAS, } ss.

On this twentieth day of November, A. D. 1854, before me, the undersigned, Governor of the said Territory, personally appeared Jeremiah Harvey Day, a Justice of the Peace in and for the Sixteenth District of said Territory, who, being duly sworn, deposes and says that he will support the Constitution of the United States, and will faithfully perform the duties of his said office.

J. HARVEY DAY.

Sworn to and subscribed November 20, 1854, before

A. H. REEDER, *Governor, &c.*

NOVEMBER 20TH, 1854.—Commission issued to Alfred Cunningham, as Constable for the Sixteenth District; and same day an oath administered as follows:

RECORD OF OATH.

UNITED STATES OF AMERICA, }
 TERRITORY OF KANSAS, } ss.

On this twentieth day of November, 1854, before me, the undersigned, Governor of said Territory, personally appeared Alfred Cunningham, a Constable of said Territory in and for the Sixteenth District, and being duly sworn, deposes and says that he will support the Constitution of the United States, and well and faithfully perform the duties of his said office.

ALFRED CUNNINGHAM.

Sworn to and subscribed November 20th, 1854, before

A. H. REEDER, *Governor, &c.*

NOVEMBER 24TH, 1854.—Executive office removed to the house of Thomas Johnson, at the Shawnee Mission of the Methodist Episcopal Church, and Jno. A. Halderman appointed Executive Clerk *pro tem*.

NOVEMBER 25TH, 1854.—Issued the following supplemental proclamation for the formation of the Seventeenth Election District:

PROCLAMATION.

UNITED STATES OF AMERICA, }
 TERRITORY OF KANSAS, } ss.

[SEAL.] Whereas, by proclamation bearing date the tenth day of November, inst., an election for a Delegate to represent said Territory in the House of Representatives of the United States has been ordered to be held on the twenty-ninth day of November, inst., at the several places and within the several districts on said proclamation set forth; and whereas, it seems expedient that the First District should be divided: Now, know all men by these presents, that I, Andrew H. Reeder, Governor of said Territory, do by these presents order and direct that a new election district shall be organized, to be called the Seventeenth District, as follows: Beginning at the mouth of Kansas river; thence up said river to the mouth of Cedar creek; thence up said creek to the Santa Fé road; thence by said road and the Mis-

souri State line to the place of beginning; and that Thomas Johnson, Cyperian Chouteau and Davis Thayer are appointed the judges of said election, in said district, who are hereby invested with the same power and authority and made subject to the same duties and instructions as are contained in the aforesaid proclamation, bearing date the 10th day of November; and the qualified voters residing within said bounds will assemble at the house of B. F. Robinson, and vote for such Delegate, under all the rules, regulations and restrictions contained in said proclamation.

Given under my hand and the seal of said Territory, this twenty-fifth day of November, 1854.

A. H. REEDER, *Governor, &c.*

Attest:—DANL. WOODSON, *Secretary.*

NOVEMBER 25TH, 1854.—Commission issued to Thomas W. Waterson, as Justice of the Peace for the Fourteenth District; and same day oath administered as follows:

RECORD OF OATH.

UNITED STATES OF AMERICA, }
TERRITORY OF KANSAS, } ss.

On this 25th day of November, A. D. 1854, before the undersigned, Governor of said Territory, personally appeared Thomas W. Waterson, a Justice of the Peace of the said Territory, and being duly sworn, deposes and says that he will support the Constitution of the United States, and faithfully perform the duties of said office.

THOMAS W. WATERSON.

Sworn to and subscribed November 25th, 1854, before me.

A. H. REEDER, *Governor, &c.*

NOVEMBER 25TH, 1854.—Commission issued to James R. Whitehead, as Constable for the Fourteenth District; and same day oath administered as follows:

RECORD OF OATH.

UNITED STATES OF AMERICA, }
TERRITORY OF KANSAS, } ss.

On this 25th day of November, A. D. 1854, before the undersigned, Governor of said Territory, personally appeared James R. Whitehead, a Constable of said Territory, and being duly sworn, deposes and says that he will support the Constitution of the United States, and will faithfully perform the duties of said office.

JAMES R. WHITEHEAD.

Sworn to and subscribed November 25th, 1854, before me.

A. H. REEDER, *Governor, &c.*

DECEMBER 2D, 1854.—Commission issued to John Horner, as Justice of the Peace for the Third District.

RECORD OF OATH.

UNITED STATES OF AMERICA, }
TERRITORY OF KANSAS, } ss.

On this fifth day of December, A. D. 1854, before the subscriber, Governor of said Territory, personally appeared John Horner, a Justice of the

Peace of said Territory, and being duly sworn according to law, deposes and says that he will support the Constitution of the United States, and will faithfully discharge the duties of his said office. JOHN HORNER.

Sworn to and subscribed before me, December 5th, 1854.

A. H. REEDER.

OCTOBER 3D, 1854.—Commission issued to Samuel D. Lecompte, of the State of Maryland, as Chief Justice of the Territory, by the President of the United States.

RECORD OF OATH.

UNITED STATES OF AMERICA, }
TERRITORY OF KANSAS, } ss.

On this fifth day of December, A. D. 1854, before me, the Governor of said Territory, personally appeared Samuel D. Lecompte, Chief Justice of the said Territory, who, being duly sworn, deposes and says that he will support the Constitution of the United States, and will faithfully perform the duties of his said office.

SAML. D. LECOMPTE.

Sworn to and subscribed December 5th, 1854, before

A. H. REEDER, *Governor, &c.*

DECEMBER 6TH, 1854.—Commission issued to T. W. Hays, as Constable for the Third District; and same day oath administered as follows:

RECORD OF OATH.

UNITED STATES OF AMERICA, }
TERRITORY OF KANSAS, } ss.

On this sixth day of December, A. D. 1854, before the undersigned, Secretary of said Territory, personally appeared T. W. Hays, a Constable of said Territory, and being duly sworn according to law, deposes and says that he will support the Constitution of the United States, and faithfully perform the duties of his said office.

T. W. HAYS.

Sworn to and subscribed Dec. 6th, 1854, before

DANL. WOODSON, *Secretary.*

DECEMBER 6TH, 1854.—Commission issued to William Braham, as Justice of the Peace for the Fifteenth District.

RECORD OF OATH.

UNITED STATES OF AMERICA, }
TERRITORY OF KANSAS, } ss.

On this twenty-first day of December, A. D. 1854, before the subscriber, Governor of said Territory, personally appeared William Braham, a Justice of the Peace for the Fifteenth District of said Territory, and being duly sworn according to law, deposes and says that he will support the Constitu-

tion of the United States, and will faithfully discharge the duties of his said office.

WILLIAM BRAHAM.

Sworn and subscribed before me, December 21, 1854.

A. H. REEDER, *Governor, &c.*

DECEMBER 6TH, 1854.—Commission issued to A. C. P. Haynes, as Constable for the Fifteenth District.

DECEMBER 14TH, 1854.—Commission issued to James Kuykendall, as Justice of the Peace for the Thirteenth District.

RECORD OF OATH.

UNITED STATES OF AMERICA, } ss.
TERRITORY OF KANSAS, }

On this 14th day of December, A. D. 1854, before the subscriber, Governor of the said Territory of Kansas, personally appeared James Kuykendall, a Justice of the Peace of the said Territory, who, being duly sworn, deposes and says that he will support the Constitution of the United States, and will faithfully perform the duties of his said office.

J. KUYKENDALL.

Sworn and subscribed before me, December 14, 1854.

A. H. REEDER, *Governor, &c.*

OATH OF DEPUTY MARSHAL C. B. DONALDSON.

UNITED STATES OF AMERICA, } ss.
TERRITORY OF KANSAS, }

Personally appeared before me, Rush Elmore, Associate Justice in and for the Territory of Kansas, Chauncey B. Donaldson, who on oath says that he will support the Constitution of the United States, and faithfully discharge the duties of Deputy Marshal in and for the Territory of Kansas aforesaid. So help me God.

C. B. DONALDSON.

Sworn to and subscribed before me, this the tenth day of November, A. D. 1854.

RUSH ELMORE,

Associate Justice Territory of Kansas.

DECEMBER 26TH, 1854.—Commission issued to Jonathan J. Cranmer, as Justice of the Peace for the Second District, and oath administered.

RECORD OF OATH.

UNITED STATES OF AMERICA, } ss.
TERRITORY OF KANSAS, }

On this 26th day of December, A. D. 1854, before the undersigned, Governor of said Territory, personally appeared Jonathan J. Cranmer, a Justice of the Peace for the Second District of said Territory, who, being duly

sworn, deposes and says that he will support the Constitution of the United States, and will faithfully discharge the duties of his said office.

JONATHAN J. CRANMER.

Sworn and subscribed before me, December 26, 1854.

A. H. REEDER.

DECEMBER 4TH, 1854.—The judges of the several election districts made return of the votes polled at the election held on the 29th day of November last for Delegate to the House of Representatives of the United States, from which it appeared that the votes in the said several districts were as follows, viz.:

DISTRICTS.	J. W. Whitfield received.....	J. A. Wakefield received.....	R. P. Peniston received.....	John B. Chapman received.....	Chas. Robinson received.....	S. C. Pomeroy received.....	P. Blood received....	W. L. Garrison received.....
First.....	46	188	51	9	2	2	1	1
Second.....	235	20	6					
Third.....	40		7	1				
Fourth.....	140	21						
Fifth.....	63	4	15					
Sixth.....	103							
Seventh.....	597		7					
Eighth.....	16							
Ninth.....	9		31					
Tenth.....	2	6	29					
Eleventh.....	237		3	5				
Twelfth.....	31	9		1				
Thirteenth.....	69		1					
Fourteenth.....	130		23					
Fifteenth.....	267		39					
Sixteenth.....	222		80					
Seventeenth.....	49		13					
	2,258	248	305	16	2	2	1	1

DECEMBER 5TH, 1854.—On examining and collating the returns, J. W. Whitfield is declared by the Governor to be duly elected Delegate to the House of Representatives of the United States; and same day certificate of the Governor, under the seal of the Territory, issued to said J. W. Whitfield, of his election.

DECEMBER 23D, 1854.—Commission issued to Samuel D. Dyer, as Justice of the Peace for the Tenth District.

MINUTES OF 1855.

JANUARY 1ST, 1855.—Commission issued to William Dyer, as Constable for the Tenth District.

JANUARY 3D, 1855.—Commission issued to Joel K. Goodin, as Justice of the Peace for the First and Seventeenth Districts.

Commission issued to John Speer, as Justice of the Peace for the First and Seventeenth Districts.

Commission issued to Simon Hopper, as Constable for the First and Seventeenth Districts.

RECORD OF OATH.

UNITED STATES OF AMERICA, } ss.
TERRITORY OF KANSAS, }

On this, the 4th day of January, A. D. 1855, before the undersigned, Governor of said Territory, personally appeared Joel K. Goodin, a Justice of the Peace of said Territory in and for the First and Seventeenth Districts of said Territory, who, being duly sworn according to law, deposes and says that he will support the Constitution of the United States and faithfully discharge the duties of his said office.

J. K. GOODIN.

Sworn and subscribed before me, January 4th, 1855.

A. H. REEDER, *Governor, &c.*

RECORD OF OATH.

UNITED STATES OF AMERICA, } ss.
TERRITORY OF KANSAS, }

On this twenty-third day of December, A. D. 1854, before the undersigned, William Braham, a Justice of the Peace of said Territory, personally appeared A. C. Haynes, a Constable of said Territory for the Fifteenth District, and being duly sworn according to law, deposes and says that he will support the Constitution of the United States, and will faithfully discharge the duties of his said office.

A. C. P. HAYNES.

Sworn and subscribed before me, this 23d December, 1854.

WILLIAM BRAHAM, *J. P.*

RECORD OF OATH.

UNITED STATES OF AMERICA, } ss.
TERRITORY OF KANSAS, }

On this eighth day of January, A. D. 1855, before the subscriber, a Justice of the Peace of said Territory, personally appeared John Speer, a Justice of the Peace of the Territory of Kansas in and for the First and Seventeenth Districts of said Territory, who, being duly sworn according to law, deposes and says that he will support the Constitution of the United States, and faithfully discharge the duties of his said office.

JOHN SPEER.

Sworn and subscribed before me, January 8, 1855.

J. S. EMERY, *Justice.*

RECORD OF OATH.

UNITED STATES OF AMERICA, } ss.
TERRITORY OF KANSAS, }

On this eighth day of January, A. D. 1855, before the subscriber, a Justice of the Peace of said Territory, personally appeared Simon Hopper, a

Constable for the Territory of Kansas, in and for the First and Seventeenth Districts of said Territory, who, being duly sworn, deposes and says that he will support the Constitution of the United States, and faithfully discharge the duties of his said office.

SIMON HOPPER.

Sworn and subscribed before me, January 8, 1855.

JOHN SPEER, *J. P.*

RECORD OF OATH.

UNITED STATES OF AMERICA, }
TERRITORY OF KANSAS, } ss.

On this tenth day of January, A. D. 1855, before the undersigned, Chief Justice of the said Territory, personally appeared Samuel D. Dyer, a Justice of the Peace for the Tenth District of said Territory, who, being duly sworn according to law, deposes and says that he will support the Constitution of the United States, and faithfully perform the duties of his said office.

SAMUEL D. DYER.

Sworn and subscribed before me.

SAMUEL D. LECOMPTE.

RECORD OF OATH.

UNITED STATES OF AMERICA, }
TERRITORY OF KANSAS, } ss.

On this tenth day of January, A. D. 1855, before the undersigned, Chief Justice of the said Territory, personally appeared William Dyer, a Constable of the Tenth District of the said Territory, and being duly sworn, deposes and says that he will support the Constitution of the United States, and will faithfully perform the duties of his said office.

WILLIAM DYER.

Sworn and subscribed before me.

SAMUEL D. LECOMPTE.

JANUARY 12TH, 1855.—Commission issued to William P. McClure, as Justice of the Peace for the Eleventh District.

Commission issued to Robert E. Bishop, as Constable for the Eleventh District.

RECORD OF OATH.

UNITED STATES OF AMERICA, }
TERRITORY OF KANSAS, } ss.

On this twelfth day of January, A. D. 1855, before the undersigned, Governor of the said Territory, personally appeared William P. McClure, a Justice of the Peace of the Eleventh District of said Territory, and being duly sworn, deposes and says that he will support the Constitution of the United States, and will perform the duties of his said office with fidelity.

WM. P. MCCLURE.

Sworn and subscribed January 12, 1855, before

A. H. REEDER, *Governor, &c.*

JANUARY 13TH, 1855.—Commission issued to Arthur I. Baker, as a Justice of the Peace for the Eighth District.

RECORD OF OATH.

UNITED STATES OF AMERICA, } ss.
TERRITORY OF KANSAS, }

On this thirteenth day of January, 1855, before the undersigned, Governor of the Territory of Kansas, personally appeared Arthur Ingraham Baker, a Justice of the Peace of said Territory, and being duly sworn, deposes and says that he will support the Constitution of the United States, and will faithfully perform the duties of his said office. A. I. BAKER.

Sworn and subscribed January 13, 1855, before

A. H. REEDER, *Governor, &c.*

JANUARY 13TH, 1855.—Commission to Charles H. Withington, as Constable for the Eighth District.

RECORD OF OATH.

UNITED STATES OF AMERICA, } ss.
TERRITORY OF KANSAS, }

On this 16th day of January, A. D. 1855, before the undersigned, Governor of the said Territory, personally appeared Charles H. Withington, a Constable of the said Territory, and being duly sworn, deposes and says that he will support the Constitution of the United States, and will faithfully perform the duties of his said office. C. H. WITHINGTON.

Sworn and subscribed January 16th, 1855, before me.

A. H. REEDER, *Governor, &c.*

JANUARY 20TH, 1855.—Joel O. Grover's resignation of the office of Constable for the First District received.

JANUARY 22D, 1855.—Commission issued to C. K. Holliday, as Justice of the Peace for the Third District.

Commission issued to D. H. Horne, as Constable for the Third District.

Commission issued to S. M. Salter, as Constable for the First and Seventeenth Districts.

JANUARY 25TH, 1855.—Commission issued to John Smith, as Constable for the Sixteenth District.

JANUARY 31ST, 1855.—Commission issued to Adam Carnes, as Justice of the Peace for the Fifth District.

RECORD OF OATH.

UNITED STATES OF AMERICA, }
 TERRITORY OF KANSAS, } ss.

On this 31st day of January, 1855, before the undersigned, Governor of said Territory, personally appeared Adam Carnes, a Justice of the Peace for the Territory of Kansas, in and for the Fifth District of said Territory, who, being duly sworn according to law, deposes and says that he will support the Constitution of the United States, and faithfully discharge the duties of his said office.

A. CARNES.

Sworn and subscribed before me, January 31, 1855.

A. H. REEDER, *Governor, &c.*

JANUARY 31, 1855.—Commission issued to John S. Whitman, as Constable for the Fifth District.

FEBRUARY 3, 1855.—Commission issued to Reuben Hackett, as Justice of the Peace for the Fourth District.

RECORD OF OATH.

UNITED STATES OF AMERICA, }
 TERRITORY OF KANSAS, } ss.

On this third day of February, A. D. 1855, before the undersigned, Governor of the said Territory, personally appeared Reuben Hackett, a Justice of the Peace of the said Territory, in and for the Fourth District, and being duly sworn, deposes and says that he will support the Constitution of the United States, and will faithfully perform the duties of his said office.

REUBEN HACKETT.

Sworn and subscribed February 3, 1855.

A. H. REEDER, *Governor.*

FEBRUARY 3, 1855.—Commission issued to James P. Moore, as Constable for the Fourth District.

FEBRUARY 2, 1855.—Commission issued to Elijah S. Wilhite, as Justice the Peace for the Fifteenth District.

FEBRUARY 7, 1855.—Commission issued to John Serpell, as Justice of the Peace for the Fifth District.

RECORD OF OATH.

UNITED STATES OF AMERICA, }
 TERRITORY OF KANSAS, } ss.

On this seventh day of February, A. D. 1855, before the undersigned, Governor of said Territory, personally appeared John Serpell, a Justice of the Peace of the Territory of Kansas, in and for the Fifth District of said Ter-

ritory, who, being duly sworn, deposes and says that he will support the Constitution of the United States, and faithfully discharge the duties of his said office.

JOHN SERPELL.

Sworn and subscribed before me, February 7th, 1855.

A. H. REEDER, *Governor.*

DECEMBER 4TH, 1854.—Commission issued to Claiborne R. Mobley, as Justice of the Peace for the Ninth District.

RECORD OF OATH.

UNITED STATES OF AMERICA, } ss.
TERRITORY OF KANSAS, }

On this fourth day of December, A. D. 1854, before the undersigned, Governor of said Territory, personally appeared Claiborne R. Mobley, a Justice of the Peace of said Territory, and being duly sworn, deposes and says that he will support the Constitution of the United States, and will faithfully perform the duties of his said office.

C. R. MOBLEY.

Sworn and subscribed December 4th, 1854, before me.

A. H. REEDER.

DECEMBER 4TH, 1854.—Commission issued to James Fraser, as Justice of the Peace for the Fifteenth District.

RECORD OF OATH.

UNITED STATES OF AMERICA, } ss.
TERRITORY OF KANSAS, }

On this the second day of February, A. D. 1855, before the undersigned, James Kuykendall, a Justice of the Peace of the Territory of Kansas, personally appeared James Gray, a Constable of said Territory, who being duly sworn according to law, deposes and says that he will support the Constitution of the United States, and faithfully discharge the duties of his said office.

JAMES GRAY.

Sworn and subscribed before me February 2d, A. D. 1855.

JAMES KUYKENDALL,

Justice of the Peace, Kansas Territory.

RECORD OF OATH.

UNITED STATES OF AMERICA, } ss.
TERRITORY OF KANSAS, }

Samuel M. Salters, being duly sworn, deposes and says that as Constable of the First District of the said Territory of Kansas, he will support the Constitution of the United States, and will faithfully perform the duties of his said office.

S. M. SALTERS.

Sworn and subscribed February 2d, 1855, before me.

J. K. GOODIN, *J. P.*

DECEMBER 21, 1854.—Commission issued to William Martin, as Justice of the Peace for the Fifteenth District.

RECORD OF OATH.

UNITED STATES OF AMERICA, }
TERRITORY OF KANSAS, } ss.

On this the third day of February, A. D. 1855, before the undersigned, a Justice of the Peace of the Territory of Kansas, personally appeared John S. Wightman, a Constable of the Territory of Kansas in and for the Fifth District of said Territory, who, being duly sworn according to law, deposes and says that he will support the Constitution of the United States, and faithfully discharge the duties of his said office. JOHN S. WIGHTMAN.

Sworn and subscribed before me, February 3d, 1855.

A. CARNES, J. P.

RECORD OF OATH.

UNITED STATES OF AMERICA, }
TERRITORY OF KANSAS, } ss.

On this thirteenth day of February, A. D. 1855, before the undersigned, Governor of said Territory, personally appeared Cyrus K. Holliday, Esq., a Justice of the Peace in and for the Third District of said Territory, who, being duly sworn, deposes and says that he will support the Constitution of the United States, and faithfully discharge the duties of his said office.

C. K. HOLLIDAY.

Sworn and subscribed February 13th, 1855, before me.

A. H. REEDER.

FEBRUARY 15TH, 1855.—Commission issued to Wiley Williams, as Constable of the Fifteenth District.

Commission issued to Robert S. Merchant, as Constable of the Fifteenth District.

Commission issued to Nathaniel B. Stephens, as Justice of the Peace for the Fifteenth District.

FEBRUARY 23D, 1855.—Commission issued to Harrison Burson, as Justice of the Peace of the Second District.

FEBRUARY 25TH, 1855.—Resignation of J. H. Day, as Justice of the Peace for the Sixteenth District, received, to take effect from the first of March, proximo.

FEBRUARY 27TH, 1855.—Commission issued to T. Harrison Nichols, as Constable of the First District.

Commission issued to Obadiah B. Tebbs, as Justice of the Peace of the Thirteenth District.

Commission issued to William C. Wanton, as Constable of the Thirteenth District.

JANUARY 15TH, 1855.—The following persons appointed to take the census and enumeration of qualified voters in the several districts of the Territory, viz.:

First District, C. W. Babcock.
 Second District, O. H. Browne.
 Third District, T. W. Hayes.
 Fourth, Seventh and Eighth Districts, C. B. Donaldson.
 Fifth and Sixth Districts, William Barbee.
 Ninth and Tenth Districts, Martin F. Conway.
 Eleventh and Twelfth Districts, B. H. Twombly.
 Thirteenth and Fifteenth Districts, H. B. Jolley.
 Fourteenth District, Albert Heed.
 Sixteenth District, Charles Leib.
 Seventeenth District, Alexander S. Johnson.

FEBRUARY 12TH, 1855.—J. R. McClure appointed to take the census in the Seventh and Eighth Districts, in the place of C. B. Donaldson, who is unable to act.

RECORD OF OATH.

UNITED STATES OF AMERICA, }
 TERRITORY OF KANSAS, } ss.

On this twentieth day of February, A. D. 1855, before the undersigned, a Justice of the Peace of said Territory, personally appeared Daniel H. Horne, a Constable in and for the Third District of said Territory, who, being duly sworn, deposes and says that he will support the Constitution of the United States, and faithfully discharge the duties of his said office.

DANIEL H. HORNE.

Sworn and subscribed, February 20th, 1855, before me.

C. K. HOLLIDAY, *Justice of the Peace.*

RECORD OF OATH.

UNITED STATES OF AMERICA, }
 TERRITORY OF KANSAS, } ss.

On this twenty-seventh day of February, A. D. 1855, before the undersigned, Governor of said Territory, personally appeared Obadiah B. Tebbs, a Justice of the Peace in and for the Thirteenth District of said Territory, who, being duly sworn, deposes and says that he will support the Constitution of the United States, and will faithfully perform the duties of his said office.

O. B. TEBBS.

Sworn and subscribed February 27th, 1855, before me.

A. H. REEDER.

FEBRUARY 24TH, 1855.—An additional election district erected, comprising portions of the present Eleventh, Twelfth and Thirteenth Districts, to be called the Eighteenth Election District, and proclamation issued, viz.:

UNITED STATES OF AMERICA, }
TERRITORY OF KANSAS, } ss.

[SEAL.] *To the Citizens and Qualified Voters of the Territory of Kansas:* I, Andrew H. Reeder, Governor of the said Territory, do hereby proclaim and make known that I have erected an additional election district, comprising portions of the present Eleventh and Twelfth and Thirteenth Election Districts, to be called the Eighteenth Election District, and to include the settlements on the waters of the Nemaha, bounded and described as follows, to wit: Commencing in the Vermillion branch of the Blue river, at the crossing of the military road from Fort Leavenworth to Fort Kearney; thence due north to the line of the Territory; thence along the same, east, to the line of the Fourteenth Election District; thence south along the line of the Fourteenth and Fifteenth Election Districts, to the aforesaid military road; and thence by the middle of said road to the place of beginning. The place of election of said district will be at the house of W. W. Moore, where the St. Joseph road crosses the Nemaha.

And further, that I have detached from the Eleventh and added to the Tenth Election District the following portion of territory, to wit: Beginning in the Vermillion river at the crossing of the Independence emigrant road; thence up said road beyond the house of Josiah G. Adams; thence due east along the northern side of said house, to the said road, and down said road to the place of beginning.

Witness my hand and the seal of said Territory, this twenty-fourth day of February, A. D. 1855.

A. H. REEDER, Governor, &c.

Attest: DANL. WOODSON, Secretary.

FEBRUARY 26TH, 1855.—The following proclamation issued, defining the judicial districts of the Territory, etc.:

PROCLAMATION.

UNITED STATES OF AMERICA, }
TERRITORY OF KANSAS, } ss.

[SEAL.] *To the Citizens and Inhabitants of the Territory of Kansas:* I, Andrew H. Reeder, Governor of the said Territory, do hereby proclaim and make known that under and by virtue of the authority conferred and the duty enjoined by the thirty-fifth section of the act of Congress passed the thirtieth day of May, A. D. 1854, entitled "An act to organize the Territories of Nebraska and Kansas," I have, until otherwise provided by law, defined the judicial districts of the said Territory, and assigned one of the said districts to each of the Judges appointed for the said Territory; and have also appointed the times and places for holding the courts in the said Districts, as follows, that is to say:

All of the said Territory embraced within the following bounds shall constitute the First Judicial District, to wit: Commencing at the mouth of the Kansas river; thence up the Missouri river to the northern line of the Territory; thence along said line west to the line between the Eleventh and Eighteenth Election Districts; thence down said line to the military road leading from Fort Leavenworth to Fort Kearney; thence along said road to the line between the Twelfth and Thirteenth Election Districts; thence down the same and the waters of Soldier creek, along the western shore thereof to the Kansas river, and down the same on the southern shore thereof to the place of beginning, including the Thirteenth, Fourteenth, Fifteenth, Sixteenth and Eighteenth Election Districts; which said district is assigned to Chief

Justice S. D. Lecompte, and the courts thereof shall be held at the town of Leavenworth.

All of said territory embraced within the following bounds shall constitute the Second Judicial District, to wit: Commencing at the mouth of the Kansas river; thence up the same along the southern shore thereof to the western line of the Pottawatomie Reservation; thence along the western and southern lines of said Reservation to the head-waters of the Wakarusa, or the nearest point thereto; and thence directly to and down the northern shore of the same to the east side of the house of Charles Matingly; thence due south to the middle of the Santa Fé road; thence westwardly along the middle of said road to Rock creek; thence due south to the north line of the Sac and Fox Reservation; thence along the north and west lines thereof and due south to the Neosho river; thence up the southern shore of said river and of the south branch thereof to the head; thence due south to the line of the Territory; and thence by the south and east lines of the Territory to the place of beginning; to include the First, Second, Third, Fourth, Fifth, Sixth and Seventeenth Election Districts. The said district is assigned to Hon. Rush Elmore, and the courts thereof shall be held at the town of Tecumseh.

The residue of the Territory, comprising the Seventh, Eighth, Ninth, Tenth, Eleventh and Twelfth Election Districts, shall constitute the Third Judicial District, which is assigned to Hon. Saunders W. Johnston, and the courts thereof shall be held at the town of Pawnee.

The regular terms of court shall be as follows:

At Leavenworth, on the third Monday of April and third Monday of October.

At Tecumseh, on second Monday after third Monday of April, and second Monday after third Monday of October.

At Pawnee, on fourth Monday after third Monday of April, and fourth Monday after third Monday of October.

Special and preliminary terms will be held at Leavenworth, on Monday, the nineteenth day of March next; at Tecumseh, on Monday, the twenty-sixth day of March next; and at Pawnee, on Monday, the second day of April next, at ten o'clock A. M.; at which times all persons bound by recognizance or otherwise to appear at the first term of said courts will appear at the places so as aforesaid fixed for their respective districts, and all justices of the peace who have taken recognizances for the appearance of any person charged before them will, at or before the commencement of the said special or preliminary term, make return of the same to the clerk of their respective districts or to A. J. Isacks, Esq., the United States Attorney.

Witness my hand and the seal of the said Territory, this twenty-sixth day of February, A. D. 1855.

A. H. REEDER, Governor.

Attest: DANL. WOODSON, Secretary.

RECORD OF OATH.

UNITED STATES OF AMERICA, } ss.
TERRITORY OF KANSAS, }

On this twenty-ninth day of January, A. D. 1855, before the undersigned, a Justice of the Peace in and for the said Territory, personally appeared Robert C. Bishop, a Constable of the said Territory, and being duly sworn, deposes and says that he will support the Constitution of the United States, and will faithfully perform the duties of his said office.

ROBERT C. BISHOP.

Sworn and subscribed before me, January 29, 1855.

WM. P. McCLURE, J. P.

RECORD OF OATH.

UNITED STATES OF AMERICA, }
 TERRITORY OF KANSAS, } ss.

On this seventeenth day of February, A. D. 1855, before the undersigned, a Justice of the Peace of said Territory, personally appeared Wiley Williams, a Constable of the Territory of Kansas in and for the Fifteenth District of said Territory, who, being duly sworn, deposes and says that he will support the Constitution of the United States, and faithfully perform the duties of his said office.

WILEY WILLIAMS.

Sworn and subscribed, February 17th, 1855, before me.

ELIJAH S. WILHITE, *Justice of Peace.*

RECORD OF OATH.

UNITED STATES OF AMERICA, }
 TERRITORY OF KANSAS, } ss.

On this seventeenth day of February, A. D. 1855, before the undersigned, a Justice of the Peace of the said Territory, personally appeared Nathaniel B. Stephens, a Justice of the Peace of the Territory of Kansas in and for the Fifteenth District of said Territory, who, being duly sworn, deposes and says that he will support the Constitution of the United States, and faithfully discharge the duties of his said office.

N. B. STEPHENS.

Sworn and subscribed, February 17th, 1855, before me.

ELIJAH S. WILHITE, *Justice of Peace.*

MARCH 2D, 1855.—Commission issued to Marcus H. Rose, as Justice of the Peace for the Seventh District.

Commission issued to George Bratton, as Constable of the Seventh District.

RECORD OF OATH.

UNITED STATES OF AMERICA, }
 TERRITORY OF KANSAS, } ss.

On this second day of March, A. D. 1855, before the undersigned, a Justice of the Peace in and for the said Territory, personally appeared Robert S. Merchant, a Constable of the Fifteenth District of said Territory, who, being duly sworn, deposes and says that he will support the Constitution of the United States, and perform faithfully the duties of his said office.

R. S. MERCHANT.

Sworn and subscribed, March 2, 1855, before me.

E. S. WILHITE, *Justice Peace.*

MARCH 3, 1855.—The persons appointed by the Governor to make an enumeration of inhabitants and qualified voters in the Territory having

made their returns, the following table of inhabitants and qualified voters in the several districts is compiled therefrom:

	Males.	Females	Voters.	Minors.	Na. U. S.	For. birth.	Negroes.	Slaves	Total.
First District.....	623	339	369	459	887	75	.....	.....	962
Second District.....	316	203	199	237	566	19	1	7	519
Third District.....	161	91	101	112	215	12	.....	6	252
Fourth District.....	106	71	47	97	169	2	1	1	177
Fifth District.....	824	583	442	724	1,385	22	27	26	1,407
Sixth District.....	492	318	253	418	791	12	11	11	810
Seventh District.....	82	36	53	50	117	1	1	1	118
Eighth District.....	56	27	39	28	76	7	13	10	88
Ninth District.....	61	25	36	31	66	12	14	3	86
Tenth District.....	97	54	63	61	108	23	.....	.....	151
Eleventh District.....	33	3	24	5	30	6	.....	.....	36
Twelfth District.....	104	40	78	35	109	87	1	7	144
Thirteenth District.....	168	116	96	145	273	9	14	14	284
Fourteenth District.....	655	512	334	.....	301	46	1	35	1,167
Fifteenth District.....	492	381	308	448	846	16	15	15	873
Sixteenth District.....	708	475	385	514	1,042	104	48	33	1,183
Seventeenth District.....	91	59	50	54	143	5	4	23	150
Eighteenth District.....	59	40	28	51	97	1	.....	.....	99
	5,128	3,383	2,905	3,469	7,161	408	151	192	8,601

RECORD OF OATH.

UNITED STATES OF AMERICA, }
TERRITORY OF KANSAS, } ss.

On this eighth day of March, A. D. 1855, before the undersigned, a Justice of the Peace of the Territory of Kansas, personally appeared George Russell, Esq., a Justice of the Peace in and for the Sixteenth District of said Territory, who, being duly sworn, deposes and says that he will support the Constitution of the United States, and faithfully discharge the duties of his said office.

GEORGE RUSSELL.

Sworn and subscribed before me, March 8th, A. D. 1855.

E. S. WILHITE,

Justice of the Peace for 15th District, K. T.

MARCH 5TH, 1855.—Commission issued to George Russell as Justice of the Peace for the Sixteenth District.

MARCH 8TH, 1855.—The following proclamation, ordering an election for members of the Territorial Council and House of Representatives, issued:

PROCLAMATION.

UNITED STATES OF AMERICA, }
TERRITORY OF KANSAS, } ss.

[SEAL.] To the Qualified Voters of the Territory of Kansas: I, Andrew H. Reeder, Governor of the said Territory, by virtue of the act of Congress passed the thirtieth day of May, A. D. 1854, entitled "An act to organize the Territories of Nebraska and Kansas," do, by these presents, proclaim, order and direct that an election be held in said Territory on Friday, the thirtieth day of March, A. D. 1855, for thirteen members of Council and twenty-six members of the House of Represent-

atives, to constitute the Legislative Assembly of said Territory; and the qualified voters of the Territory are hereby requested to meet on said day, at the places of holding elections in their several districts and precincts, as hereinafter specified, to vote by ballot for the number of candidates hereinafter apportioned to the respective districts; and the said election shall be conducted in the manner hereinafter prescribed.

LIST OF ELECTION DISTRICTS AS HERETOFORE ERECTED.

First District.—Commencing in the Kansas river, at the mouth of Cedar creek; thence up said river to the first tributary above the town of Lawrence; thence up said tributary to its source; thence by a direct line to the west side of F. Rolf's house; thence by a due south line to the Santa Fé road, and along the middle of said road to a point due south of the source of said Cedar creek; thence due north to the source of said Cedar creek, and down the same to the place of beginning.

Second District.—Commencing at the mouth of Big Spring branch, on the south bank of the Kansas river; thence up said branch to its furthest source; thence by a southerly line crossing the Wakarusa river, on the east side of the house of Charles Matney, to the middle of the Santa Fé road; thence along the middle of said road to the line of the First District; thence by the same along the west side of the house of F. Rolf, to the head of the first tributary of the Kansas river above the town of Lawrence; and thence by the same tributary to the Kansas river, and up the south bank of said river to the mouth of Big Spring branch, the place of beginning.

Third District.—Commencing at the mouth of Big Spring branch, on the south side of the Kansas river; thence up the same to its furthest source; thence by a southerly line to the north bank of the Wakarusa river, on the east side of the house of Charles Matney; thence up said river and its main branch to the line of the Pottawatomie Reservation; and thence by the southern and western line of said Reservation to the Kansas river, and down the said river to the place of beginning.

Fourth District.—Commencing at the Missouri State line, in the middle of the Santa Fé road; thence along the middle of said road to Rock creek, near the sixty-fifth mile of said road; thence south to the line of the late Shawnee Reservation, ceded by the treaty of 1854; thence due east, along the south line of said Reservation, and the north lines of the existing Reservations of the Sacs and Foxes, the existing Reservations of the Chippewas and Ottawas, and the late Reservations of the Piankeshaws, Weas, Peorias, and Kaskaskias, to the Missouri State line; thence up the Missouri State line to the place of beginning.

Fifth District.—Commencing at the Missouri State line, at the southern boundary of the Fourth District; thence east along the same to the northwest corner of the Sac and Fox Reservation; thence due south, along the western line thereof, and due south to the south branch of the Neosho river, about seventy miles above the Catholic Osage Mission; thence down said river to the north line of the Reserve for the New York Indians, and east along said line to the head-waters of Little Osage river, or the nearest point thereto; and thence down said river to the Missouri State line, and up said line to the place of beginning.

Sixth District.—Commencing on the Missouri State line, in Little Osage river; thence up the same to the line of the Reserve for the New York Indians, or the nearest point thereto; thence to and by the north line of said Reserve to the Neosho river, and up said river and the south branch thereof to the head; and thence by a due south line to the southern line of the Territory; thence by the southern and eastern lines of said Territory to the place of beginning.

Seventh District.—Commencing at the east side of the house of Charles Matney, on the Wakarusa river; thence due south to the middle of the Santa Fé road; thence

westwardly along the middle of said road to Rock creek, near the sixty-fifth mile of said road; thence due south to the north line of the Sac and Fox Reservation; thence along the north and west lines thereof, and due south to the Neosho river; thence up said river to a point due south of the mouth of Elm creek; thence due north to the mouth of Elm creek, and up said creek to the Santa Fé road; and thence by a direct line in a northerly direction to the southwest corner of the Pottawatomie Reservation; thence along the southern line of said Reservation to the head-waters of the Wakarusa river, or the point nearest thereto; thence to and down the said river to the place of beginning.

Eighth District.—Commencing at the mouth of Elm creek, one of the branches of Osage river; thence up the same to the Santa Fé road; thence by a direct northerly line to the southwest corner of the Pottawatomie Reservation; thence up the western line thereof to the Kansas river; thence up said river and the Smoky Hill Fork beyond the most westerly settlements; thence due south to the line of the Territory; thence by the same to the line of the Sixth District; thence due north to the head of the south branch of the Neosho river; thence down said river to the line of the Seventh District; thence due north to the place of beginning.

Ninth District.—Commencing on the Smoky Hill Fork, beyond the most westerly settlements; thence down the same and the Kansas river to the mouth of Wild Cat creek; thence up said creek to the head-waters thereof; thence due north to the Independence emigrant road; thence up said road to the north line of the Territory; thence west along the same, beyond the most westerly settlements; and thence due south to the place of beginning.

Tenth District.—Commencing at the mouth of Vermillion river; thence up the same, beyond the house of Josiah D. Adams; thence due west to the Independence emigrant road; thence up middle of said road to the line of the Ninth District; thence by the same to the head of Wild Cat creek, and down said creek to the Kansas river; thence down said river to the place of beginning.

Eleventh District.—Commencing in the Vermillion river, opposite the north side of the house of Josiah D. Adams; thence up said river to the head of the main branch; thence due north to the military road from Fort Leavenworth to Fort Kearney; thence along the middle of said road to the crossing of the Vermillion branch of the Blue; thence due north to the northern line of the Territory; thence west along said line to the Independence emigrant road; thence down said road to a point due west of the north end of the house of Josiah D. Adams, and due east to the place of beginning.

Twelfth District.—Commencing at the mouth of Soldier creek, in the Kansas river; thence up said creek to the head of the main branch; thence due north to the military road from Fort Leavenworth to Fort Kearney; thence along the middle of said road to the line of the Eleventh District; thence due south to the head of Vermillion river; down Vermillion river to the mouth, and down Kansas river to the place of beginning.

Thirteenth District.—Commencing on the Kansas river, at a point three miles above the mouth of Stranger creek; thence in a northwardly direction by a line corresponding to and three miles west of the several courses of said creek, to the line of the late Kickapoo Reservation; thence by the southern and western lines of said Reservation to the military road from Fort Leavenworth to Fort Kearney; thence along the middle of said road to the line of the Twelfth District; thence due south to the head of Soldier creek; down Soldier creek to the mouth, and down the Kansas river to the place of beginning.

Fourteenth District.—Commencing at the mouth of Independence creek; thence up said creek to the head of the main branch; and thence due west to the line of the

late Kickapoo Reservation; thence north along said line and the line of the late Sac and Fox Reservation to the north line of the Territory; thence along said line eastwardly to the Missouri river, and down said river to the place of beginning.

Fifteenth District.—Commencing at the mouth of Salt creek, on the Missouri river; thence up said creek to the military road, and along the middle of said road to the lower crossing of Stranger creek; thence up said creek to the line of the late Kickapoo Reservation; and thence along the southern and western line thereof to the line of the Fourteenth District; thence by the same and down Independence creek to the mouth thereof; and thence down the Missouri river to the place of beginning.

Sixteenth District.—Commencing at the mouth of Salt creek; thence up said creek to the military road; thence along the middle of said road to the lower crossing of Stranger creek; thence up said creek to the line of the late Kickapoo Reservation; and thence along the same to the line of the Thirteenth District; and thence by the same along a line corresponding to the courses of Stranger creek, and keeping three miles west thereof, to the Kansas river; thence down the Kansas river to the Missouri, and up the Missouri river to the place of beginning.

Seventeenth District.—Commencing at the mouth of the Kansas river; thence up the south branch thereof to the mouth of Cedar creek; thence up Cedar creek to its source; and thence due south to the Santa Fé road, along the middle of said road, to the Missouri State line, and along said line to the place of beginning.

Eighteenth District.—Commencing in the military road at the crossing of the Vermillion branch of Blue river; thence due north to the line of the Territory; thence east along said line to the line of the Fourteenth District; thence due south along said line to the aforesaid military road, and along the middle of said road to the place of beginning.

PRECINCTS, PLACES FOR POLLS, AND JUDGES OF ELECTION.

First District.—The election will be held at the house of W. H. R. Lykins, in the town of Lawrence. Judges: Hugh Cameron, Jas. B. Abbott, and N. B. Blanton.

Second District.—House of Harrison Burson, on Wakarusa river. Judges: Harrison Burson, Paris Ellison, and Nath. S. Ramsey.

Third District.—House of Thomas N. Stinson, in the town of Tecumseh. Judges: Rev. L. D. Stateler, Rev. H. B. Burgess, and Rev. H. N. Watts.

Fourth District.—House of Dr. J. B. Chapman. Judges: Perry Fuller, David Pultz, E. W. Moore.

Fifth District.—This district is divided into four voting precincts, as follows, viz.:

Blue Creek Precinct.—Commencing in the Osage (or Marais des Cygnes) river, opposite the termination of the dividing ridge between Pottawatomie and Middle creeks; thence by an easterly line, running north of all the settlements on the waters of North Sugar creek, to the Missouri State line; thence up said line to the line between the Fourth and Fifth Districts; thence east along said line to the line between the Peoria and Ottawa Reservations; thence south along the same to the Osage river; and down said river to the place of beginning. The election will be held at the house of Baptiste Peoria. Judges: John J. Parks, J. J. Clark, and Stephen White.

Pottawatomie Creek Precinct.—Commencing in the Osage river, on the line of the Peoria and Ottawa Reserves; thence down said river to a point opposite the termination of the dividing ridge between Pottawatomie creek and Middle creek; thence along said dividing ridge beyond the head-waters of said creeks; and thence by a line due southwest to the line of the Sixth District; thence by the lines of the Sixth, Seventh and Fourth Districts, to the line of the Peoria and Ottawa Reservations, and down the same to the place of beginning. Election at the house of Henry Sherman,

on Pottawatomie creek. Judges: William Chestnut, Allen Wilkinson, and O. F. Cleveland.

Big Sugar Creek Precinct.—Beginning in the Osage river, at the Missouri State line; thence up said river to the mouth of Big Sugar Creek precinct; thence up said creek to the mouth of Little Sugar creek; thence along the dividing ridge between Big and Little Sugar creeks, beyond the head-waters of both; thence by a due south-west line to the line of the Fifth District; thence along the same to the Pottawatomie Creek precinct; thence by the line of said precinct to the Osage river; thence by an easterly line, running north of all the settlements on the waters of North Sugar creek, to the Missouri State line, and down the same to the place of beginning. Election at the house of Elisha Tucker, at the old Pottawatomie Mission. Judges: Jas. M. Arthur, Elisha Tucker, and John E. Brown.

Little Sugar Creek Precinct.—Commencing on the Missouri State line, in the Little Osage river; thence up the same and along the line of the Sixth District, to Big Sugar Creek precinct; thence along the line of said precinct to the Osage river; down Osage river to State line, and down State line to place of beginning. Election at the house of Isaac Stockton, at the crossing of Little Sugar creek. Judges: Wm. H. Finley, Alfred Osborne, and Isaac Stockton.

Sixth District.—Election at Hospital Building at Ft. Scott. Judges: James Ray, senior, Wm. Painter, and Wm. Godefroy.

Seventh District.—Election at the house of J. B. Titus, on the Santa Fé road. Judges: Eli Snyder, Jno. W. Freel, and Dr. Harvey Foster.

Eighth District.—Election at the Council Grove Mission House, near the Santa Fé road. Judges: A. I. Baker, Emanuel Mosier, and T. S. Huffaker.

Ninth District.—Election at the house of Robert Klotz, in the town of Pawnee. Judges: A. D. Gibson, S. B. White, and Robert Wilson.

Tenth District.—This is divided into two voting precincts, as follows, viz.:

Blue River Precinct.—Commencing at the upper mouth of Black Jack creek; thence up said creek to the head of the main branch; thence due north to the Independence emigrant road; thence up the middle of said road to the northern line of the Territory; thence by the northern, western and southern lines of the district to the place of beginning. Election at the house of S. D. Dyer, on Blue river. Judges: Joseph W. Russell, Marshall A. Garrett, and Joseph Stewart.

Rock Creek Precinct.—Commencing at the upper mouth of Black Jack creek; thence up said creek to the head of the main branch; thence due north to the Independence emigrant road; thence down said road and by the continuous easterly and southern lines of the district to the place of beginning. Election at the house of Robert Wilson, on Rock Creek. Judges: Francis Bergeron, Henry Rammelt, and James Wilson.

Eleventh District.—Election at the trading house of Woodward and Marshall. Judges: F. J. Marshall, R. C. Bishop, and W. P. McClure.

Twelfth District.—This district is divided into two precincts, as follows, viz.:

Silver Lake Precinct.—Commencing at the mouth of Cross creek; thence up the same to the head; thence due north to military road leading from Fort Leavenworth to Fort Kearney; thence by the continuous northern, eastern and southern lines of the district to the place of beginning. Election at the store of Sloan and Beaubien, on Silver lake. Judges: Nath. Wingardner, E. M. Sloan, and Evan Kennedy.

St. Mary's Precinct.—Commencing at the mouth of Cross creek; thence up said creek to the head; thence due north to the military road from Fort Leavenworth to Fort Kearney; thence by the northern, western and southern lines of the district to the place of beginning. Election at the store of B. F. Bertrand, at St. Mary's Mission. Judges: Dr. L. R. Palmer, Charles Dean, and Rev. J. B. Duerinck.

Thirteenth District.—Election (except as hereinafter stated) at the house of Samuel I. Hard, at Hickory Point. Judges: H. B. Cora, James Atkinson, and J. B. Ross.

Fourteenth District.—This district is divided into three precincts, as follows, viz.:

Wolf River Precinct.—Commencing in the Missouri river, one mile east of Mosquito creek; thence by a line corresponding to and one mile east of the several courses of said creek and the main branch thereof; thence by a line due south to Cottonwood spring; thence along the Pottawatomie road to the dividing ridge, two miles from the crossing of said road at Independence creek; thence due west to the line of the district, and by the westerly and northerly lines of the district to the place of beginning. Election at the house erected by Aaron Lewis on Wolf river. Judges: Jas. M. Irvin, Joel Ryan, and E. W. B. Rogers.

Doniphan Precinct.—Commencing on the Missouri river, at the south line of Cadue's Reserve; thence by the same and along the dividing ridge between Cadue's creek and Lewis's creek to Cottonwood spring; thence by the line of the Wolf River precinct and the western and southern lines of the district to the Missouri river, and up the Missouri river to the place of beginning. Election at the store of John W. and Jas. Foreman, in the town of Doniphan. Judges: M. K. Shaw, Paris Dunning, and W. L. Chudys.

Burr Oak Precinct.—Commencing at the Missouri river, at the south line of Cadue's Reserve; thence by line of Doniphan precinct to Cottonwood spring; thence by line of Wolf River precinct to Missouri river, and down said river to place of beginning. Election at the house of M. E. Bryant, on St. Joseph and California road. Judges: Ebenezer Blackstone, Cary B. Whitehead, and Osborne Hulen.

Fifteenth District.—Election (except as hereinafter stated) at the house of Charles Hays, on the military road. Judges: T. J. Thompson, E. R. Zimmerman, and Daniel Fish.

Sixteenth District.—Election at the house of Keller and Kyle, in the town of Leavenworth. Judges: Matthew France, Lewis N. Rees, and David Brown.

Seventeenth District.—Election at the Shawnee Methodist Church. Judges: Cyprian Choteau, C. B. Donaldson, and Chas. Boles.

Eighteenth District.—Election at the house of W. W. Moore, on St. Joseph and California road, at the crossing of the Nemaha. Judges: Jesse Adamson, Thomas J. B. Cramer, and John Belew.

INSTRUCTIONS TO JUDGES OF ELECTION.

The three judges will provide for each poll, ballot-boxes with a slit for the insertion of the ticket, and will assemble at their respective polls at or before eight o'clock A. M. of the day of the election, and will make and subscribe the duplicate copies of the printed oath which will be furnished them. This oath must be administered by a judge or justice of the peace, if one be present; and if not, then judges can mutually administer the oath to each other, which they are hereby fully authorized to do. In case of the absence of any one or two of said judges at nine o'clock A. M., the vacancies shall be filled by the judge or judges who shall attend; and if any vacancy shall occur after the judges have been sworn, it shall be filled in the same manner. In case none of the judges appointed shall attend at nine o'clock A. M., the voters on the ground may, by tellers, select persons to act in their stead. The judges will keep two corresponding lists of the names of persons who shall vote, numbering each name. They must be satisfied of the qualifications of every person offering to vote, and may examine the voter or any other person, under oath, upon the subject.

The polls will be kept open until six o'clock P. M., and then closed, unless voters are present offering to vote; and in that case shall be closed as soon thereafter as votes cease to be offered.

When the polls are closed, the judges will proceed to open and count the votes, and will keep two corresponding tally lists, on which they will simultaneously tally each ticket as it is called by the judge who will open and call out the ticket, which must be done without handling or interference of any other person. When the votes are thus counted off and the tally lists shall agree, the judges shall publicly proclaim the result, and shall fill up and sign the duplicate certificates which will be furnished them. They will then carefully replace the said tickets in one or both of the ballot-boxes, together with one copy of the oath, one of the lists of voters, and one of the certificates of return, and will seal up and preserve the same, to be produced if called for.

The remaining copies of the oath, list of voters, tally lists and certificate will be sealed up, directed to the Governor of the Territory, and delivered by one of the judges in person to the Governor at his office at the Shawnee Methodist Mission, on or before the fourth day of April, A. D. 1855.

In the Fifth District the several judges will meet on the day after the election, at the house of Henry Sherman, on Pottawatomie creek, and select one of their number who shall take charge of and deliver the returns of all the precincts.

The return judges of the Tenth will meet at the house of Robert Wilson, on Rock creek, and those of the Fourteenth at the house of M. E. Bryant, and will make their returns in the same manner.

All persons are absolutely forbidden to bring, sell or deal out in the immediate vicinity of the election ground, any intoxicating liquors; and the judges of election, whenever they shall deem this regulation violated so as to interfere with the proper conducting of the election, may order the same to be removed, and if the owner shall fail to comply with such order, may direct the constables or other proper persons to take charge of such liquor till the polls are closed; or in case of resistance, to destroy the same at once. The constables of the Territory will attend at their respective polls, and will hold themselves subject to the orders of the judges for the preservation of order at the polls, and securing free access for the voters; and for this purpose may call upon any citizens present to aid them in the performance of their duty, if necessary.

QUALIFICATIONS, OF VOTERS:

By the Territorial bill it is provided as follows:

"That every free white male inhabitant above the age of twenty-one years, who shall be an actual resident of said Territory, and shall possess the qualifications hereinafter prescribed, shall be entitled to vote at the first election: *Provided*, That the right of suffrage and of holding office shall be exercised only by citizens of the United States, and those who shall have declared on oath their intention to become such, and shall have taken an oath to support the constitution of the United States and the provisions of this act: *And provided further*, That no officer, soldier, seaman or marine, or other person in the Army or Navy of the United States, or attached to troops in the service of the United States, shall be allowed to vote or hold office in said Territory, by reason of being on service therein."

By the term "white" as used in this and other laws of a similar character, is meant pure unmixed white blood. The man who has any mixture from the darker races, however small the proportion, is not regarded as a white man. This has been repeatedly decided, and may be regarded as settled. When a voter has only declared his intention to become a citizen, he must be sworn by the judges of election, or by a judge or justice of the peace, to support the constitution of the United States and the provisions of the act of Congress passed May 30th, 1854, to organize the Territories of Nebraska and Kansas. When so sworn the word "oath" should be marked opposite his name on the list of voters; and a voter who has had this oath once administered will not, of course, be required to repeat it.

It will be seen that the act of Congress is drawn with much care to exclude non-residents from the polls. It provides that a voter shall be an "inhabitant" and an

"actual resident." A voter must dwell here at the time of offering his vote; he must then have commenced an actual inhabitancy, which he actually intends to continue permanently, and must have made the Territory his dwelling-place to the exclusion of any other home.

The meaning of the last proviso, relative to the Army and Navy, is that the persons designated in it shall not vote if their inhabitancy in the Territory is referable only to the performance of their duties. Like all other persons, it is not enough that they should be in the Territory, but they must dwell in it as their permanent home; and the officer or soldier who would vote must have a residence here irrespective and independent of his presence here under orders.

Every voter must vote in the election precinct where he resides, and not elsewhere. Experience has demonstrated this to be a wise regulation, and it has been adopted in nearly all the States as a necessary provision against error, confusion and fraud.

CONTESTED ELECTIONS.

In case any persons shall desire to contest the election in any district of the Territory, they shall make a written statement, directed to the Governor, setting forth the particular precinct or district they intend to contest, the candidates whose election they dispute, and the specific causes of complaint in the conduct or return of the said election; which complaint shall be signed by not less than ten qualified voters of the Territory, and with affidavit of one or more such voters to the truth of the facts set forth therein. Such written statement must be presented to the Governor at his office on or before the fourth day of April, A. D. 1855, and if it shall appear that the result of the election in any Council district might be changed by said contest, a day will be fixed for hearing the same.

APPORTIONMENT OF MEMBERS OF THE LEGISLATURE, AND LIST OF DISTRICTS.

Apportionment.

The entire number of qualified voters in the Territory as appears from the census returns is two thousand nine hundred and five. The ratio of representation in the Council is two hundred and twenty-three, and in the House of Representatives one hundred and eleven.

Council Districts.

The First, Fourth and Seventeenth Election Districts, containing four hundred and sixty-six voters, shall constitute the First Council District, and elect two members of the Council.

The Second Election District and so much of the Thirteenth as is embraced in the Kansas Half-breed lands, containing two hundred and twelve voters, will constitute the Second Council District, and elect one member of Council; and the voters thus detached from the Thirteenth will vote at the place of election fixed for the Second Election District.

The Third, Seventh and Eighth Election Districts, containing one hundred and ninety-three voters, will constitute the Third Council District, and elect one member of Council.

The Fifth Election District, containing four hundred and forty-two voters, will constitute the Fourth Council District, and elect two members of Council.

The Sixth Election District, containing two hundred and fifty-three voters, will constitute the Fifth Council District, and elect one member of Council.

The Ninth, Tenth, Eleventh and Twelfth Election Districts, containing two hundred and one voters, will constitute the Sixth Council District, and elect one member of Council.

The Wolf River precinct and Doniphan precinct, of the Fourteenth, the whole of

the Eighteenth, and so much of the Fifteenth Election District as lies north of Walnut creek and its main branch and a due west line from its source, containing two hundred and forty-seven voters, shall constitute the Seventh Council District, and elect one member of Council; and the voters who are thus detached from the Fifteenth will vote at the Doniphan precinct.

The Burr Oak precinct, of the Fourteenth District, containing two hundred and fifteen voters, will constitute the Eighth Council District, and elect one member of Council.

The residue of the Fifteenth Election District, containing two hundred and eight voters, will constitute the Ninth Council District, and elect one member of Council.

The Sixteenth and residue of the Thirteenth Election Districts, containing four hundred and sixty-eight voters, will constitute the Tenth Council District, and elect two members of Council.

Representative Districts.

The Seventeenth and Fourth Election Districts, containing ninety-seven voters, shall constitute the First Representative District, and elect one member.

The First Election District, containing three hundred and sixty-nine voters, shall be the Second Representative District, and elect three members.

The Second Council District shall be the Third Representative District, and elect two members.

The Third Election District, containing one hundred and one voters, shall be the Fourth Representative District, and elect one member.

The Seventh and Eighth Election Districts, containing ninety-two voters, shall be the Fifth Representative District, and elect one member.

The Sixth Election District shall be the Sixth Representative District, and elect two members.

The Fifth Election District shall be the Seventh Representative District, and elect four members.

The Ninth and Tenth Election Districts, containing ninety-nine voters, shall be the Eighth Representative District, and elect one member.

The Eleventh and Twelfth Election Districts, containing one hundred and two voters, shall be the Ninth Representative District, and elect one member.

The residue of the Thirteenth Election District, containing eighty-three voters, shall be the Tenth Representative District, and elect one member.

The Seventh Council District shall be the Eleventh Representative District, and elect two members.

The Eighth Council District shall be the Twelfth Representative District, and elect two members.

The Sixteenth Election District, containing three hundred and eighty-five voters, shall be the Fourteenth Representative District, and elect three members.

Witness my hand and the seal of the said Territory, this eighth day of March, A. D. 1855.

A. H. REEDER, Governor, &c.

Attest: DANL. WOODSON, Secretary.

RECORD OF OATH.

UNITED STATES OF AMERICA, }
TERRITORY OF KANSAS, } ss.

On this second day of March, A. D. 1855, before the undersigned, a Justice of the Peace in and for the said Territory, personally appeared Robert S. Merchant, a Constable of the Fifteenth District of said Territory, who,

being duly sworn, deposes and says that he will support the Constitution of the United States, and perform faithfully the duties of his said office.

R. S. MERCHANT.

Sworn and subscribed March second, 1855, before me.

E. S. WILHITE, *Justice of Peace.*

MARCH 13, 1855.—Commission issued to Thomas C. Warren, as Justice of the Peace for the Fifth District.

Commission issued to Joseph Gooding, as Constable for the Fifth District.

RECORD OF OATH.

UNITED STATES OF AMERICA, }
TERRITORY OF KANSAS, } ss.

On this thirteenth day of March, A. D. 1855, before the undersigned, Governor of said Territory, personally appeared Harrison Burson, Esq., a Justice of said Territory in and for the Second District, who, being duly sworn, deposes and says that he will support the Constitution of the United States, and faithfully discharge the duties of his said office.

HARRISON BURSON.

Sworn and subscribed March 13th, A. D. 1855, before me.

A. H. REEDER.

RECORD OF OATH.

UNITED STATES OF AMERICA, }
TERRITORY OF KANSAS, } ss.

On this twenty-eighth day of March, A. D. 1855, before the undersigned, a Justice of the Peace of the Territory of Kansas, personally appeared Marcus H. Rose, Esq., a Justice of the Peace in and for the Seventh District of said Territory, who, being duly sworn, deposes and says that he will support the Constitution of the United States, and faithfully discharge the duties of his said office.

MARCUS H. ROSE.

Sworn and subscribed before me, March 28th, A. D. 1855.

A. I. BAKER, *Justice of the Peace.*

APRIL 4, 1855.—Resignation of Alfred Cunningham, as Constable for the Sixteenth District, received.

APRIL 5, 1855.—The Governor, with D. Woodson, Secretary of the Territory, and J. A. Halderman, Executive Clerk, proceeded to open and examine the returns of election for members of Council and House of Representatives in the several districts of the Territory, held on the 30th of

March last, when it appeared that the following returns and other papers had been received:

FIRST COUNCIL DISTRICT.

First Representative District.

List of voters..... 1,044

Oaths of J. B. Abbott, Hugh Cameron, Theodore E. Benjamin, and Robert A. Cummins, in form prescribed.

TALLY LIST.

For Council.

Thos. Johnson..... 780	J. K. Goodin..... 254
E. Chapman..... 783	S. N. Wood..... 255

For House of Representatives.

Jas. Whitlock..... 780	S. C. Pomeroy..... 1
A. B. Wade..... 781	D. L. Croysdale..... 1
J. M. Banks..... 781	A. F. Powell..... 1
John Hutchinson..... 252	W. P. Atwood..... 1
E. D. Ladd..... 253	R. G. Elliott..... 1
P. P. Fowler..... 254	

Return of Hugh Cameron, Robert A. Cummins, and Theodore E. Benjamin, in form prescribed, with an erasure of the words "*by lawful resident voters,*" showing for—

Members of Council.

Thomas Johnson..... 780	Samuel N. Wood..... 255
Edward Chapman..... 783	Charles Garrett..... 1
Joel K. Goodin..... 254	Noah Cameron..... 1

Members of Assembly.

James Whitlock..... 780	Samuel C. Pomeroy..... 1
A. B. Wade..... 781	D. L. Croysdale..... 1
John M. Banks..... 781	A. F. Powell..... 1
John Hutchinson..... 252	D. Atwood..... 1
E. D. Ladd..... 253	R. G. Elliott..... 1
P. P. Fowler..... 254	

Second Representative District.—Fourth Election District.

List of voters.....80

Oaths of David Pultz, Thomas Mockbee and J. B. Davis, omitting as follows: "That I will reject the votes of all non-residents who I shall believe have come into the Territory for the mere purpose of voting; that in all cases where I am ignorant of the voter's right, I will require legal evidence thereof by his own oath, or otherwise; and that I will truly count and record the votes received, and make a true and faithful return thereof to the Governor of said Territory;" and adding in lieu thereof the words "That we will deliver, as soon possible, the paper to the Governor of the said Territory."

TALLY LIST.

For Council.

Thos. Johnson.....78	S. N. Wood..... 2
E. Chapman.....78	J. K. Goodin..... 2

For House of Representatives.

A. S. Johnson.....77	A. F. Powell..... 3
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Return of same judges in form prescribed, omitting the words "*by lawful resident voters,*" showing:

For Council.

Thos. Johnson..... 78	S. N. Wood..... 2
E. Chapman..... 78	J. K. Goodin..... 2

For House of Representatives.

A. S. Johnson.....	78		A. F. Powell.....	3
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Seventeenth Election District.

List of voters.....	62
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Oaths of judges C. B. Donaldson, Charles Boles and Cyprian Choteau, that they "will perform the duties of judges of election, in and for the Seventeenth District of the Territory of Kansas, according to law and the best of our abilities, and will studiously endeavor to prevent fraud, deceit, and abuse in conducting the same."

TALLY LIST.

For Council.

Thos. Johnson.....	42	|	S. N. Wood.....	16
E. Chapman.....	43		Joel K. Goodin.....	16

For House of Representatives.

A. S. Johnson.....	43		A. F. Powell.....	16
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Return of same judges in form prescribed by proclamation, showing:

For Council.

Thos. Johnson.....	42	|	S. N. Wood.....	16
E. Chapman.....	43		Joel K. Goodin.....	16

For House of Representatives.

A. S. Johnson.....	43		A. F. Powell.....	16
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Protest of Sam'l F. Tappan and twenty others, claiming to be residents of the First Election District, to declare void, to set aside the returns and election in said district, or that certificates be given to Joel K. Goodin and S. N. Wood for Council, and to John Hutchinson, E. D. Ladd and P. P. Fowler, for the reason that six or seven hundred armed men encamped in the vicinity of the polls, on the 29th and 30th of March, collected around said polls, and kept them in their possession on the day of election, until late in the afternoon, and who left the district during the afternoon and the ensuing day. Said persons were strangers, believed to come from the State of Missouri. Citizens of the district were threatened with violence and prevented from voting. Affidavit by all the signers, together with affidavits of Harrison Nichols, Edwin Bond, David Conger and N. B. Blanton and Samuel Jones, tending to prove threats, violence, and non-resident voting.

Protest of Perry Fuller, E. W. Moore, judges appointed to hold the election, and twenty-nine other persons claiming to be residents, complaining that the said election was opened by unauthorized judges at 8 o'clock A. M., and at a place different from that prescribed in the proclamation, and that non-residents surrounded the polls with fire-arms and voted indiscriminately. Affidavit of Perry Fuller and E. W. Moore.

SECOND COUNCIL DISTRICT.

Third Representative District.

List of voters.....	341
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Oaths of F. E. Leahy, Paris Ellison and Sherman J. Wafel, in form prescribed. Affidavit before G. W. Taylor. Return of same judges, showing the following result:

For Council.

A. McDonald.....	318		J. A. Wakefield.....	12
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For House of Representatives.

G. W. Ward.....	318		Isaac Davis.....	12
O. H. Browne.....	318		E. G. Macey.....	12

Report of Harrison Burson and Nathaniel Ramsey: Under oath stated, that they entered upon their duties as judges of election, and polled some few votes when

they were driven from the room by a company of armed men from the State of Missouri, who threatened their lives and commenced to destroy the house and beat in the door, demanding the right to vote without swearing to their place of residence; that having made their escape with the poll-books and certificates, they were followed by said persons and the said papers taken by force.

Protest of A. B. Woodward and nineteen other persons, claiming to be citizens of said district, against the election in said district, of A. McDonald, O. H. Browne and G. W. Ward, for the reason that several hundred men from the State of Missouri presented themselves to vote at said election, and upon being required by the judges to swear to their place of residence, they threatened to take the lives of the judges and tear down the house, and prepared to demolish the house. One of said judges ran out of the house with the ballot-box, and the other two were driven from the ground; that the citizens of the district then left, and the persons from Missouri proceeded to elect other judges and hold an election. With affidavit of J. C. Archibald and G. W. Umbarger, with an additional affidavit of Jos. N. Mace, tending to prove violence and threats of the death of any voter swearing to his residence, and that he was dragged by force from the window and prevented from voting.

THIRD COUNCIL DISTRICT.

Fourth Representative District.

List of voters.....376

TALLY LIST.

For Council.

H. J. Strickler.....370 | A. McDonald..... 1

For House of Representatives.

D. L. Croysdale.....366 | G. W. Ward..... 1
C. K. Holliday..... 4

With certificate annexed: That the judges appointed by the proclamation did, after the hour of 9 A. M., severally refuse to join in holding said election, and the subscribers, Jas. M. Small, Horatio Cox, and John Homer, were selected, through tellers, by voters on the ground, to act as judges of said election; and that the same is a true and perfect tally list, made out according to the instructions of the Governor, from a list of votes polled at said election.

Oaths of Jas. M. Small, Horatio Cox and John Homer, judges, in form prescribed by proclamation, except the following erasure: "And whom I shall not honestly believe to be a qualified voter according to the provisions of the act of Congress organizing said Territory; that I will reject the votes of all non-residents who I shall believe have come into the Territory for the mere purpose of voting; that in all cases where I am ignorant of the voter's right, I will require legal evidence thereof by his own oath or otherwise."

Fifth Representative District.

List of voters.....234

TALLY LIST.

For Council.

H. J. Strickler.....211 | Wm. F. Johnson..... 23

For House of Representatives.

M. W. McGee.....210 | H. Rice..... 23
E. Baker..... 1

With certificates of L. H. Chittington, Andrew Johnson and Eli Snyder as judges, in form prescribed by proclamation, omitting the word "resident."

Eighth Election District.

List of voters..... 37

TALLY LIST.

For Council.

Strickler.....	17	F. M. McGee.....	2
Rice.....	17		

For House of Representatives.

Baker.....	25	McGee.....	12
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Oaths of Emanuel Mosier, Thos. S. Huffaker and Sam'l B. Smith, in form prescribed.

Return of same judges in form prescribed, showing:

For Council.

Rice.....	17	Strickler.....	17
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For House of Representatives.

A. I. Baker.....	25	M. McGee.....	12
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Protest of T. J. Thornton and fifteen other persons, claiming to be voters of said Territory and Third Council District, complaining that judges appointed in said district failed to organize the board, in consequence of two of them refusing to take the oath prescribed, and that through fear of personal violence the said judges were compelled to vacate their seats, and permit the people assembled on the ground to choose a board of their own number; and that the actual residents were either driven from the polls or intimidated from offering their votes by from three to six hundred persons, actual residents of other States, and that few, if any, of the votes were cast by citizens of the Territory; and praying that the election may be set aside as illegal and void; with affidavit of A. G. Adams, Dan'l H. Horne, H. B. Burgess, and F. R. Foster.

Protest of Hallam Rice and eleven other persons, claiming to be citizens of the Seventh Election District, protesting against the election of H. J. Strickler and M. W. McGee, for the reason that they were elected by a number of voters from the State of Missouri, who arrived the day before in about fifty wagons and on horseback, and returned after voting; they lived in Missouri, and did not intend to live in Kansas; and that one of the judges appointed on the ground was a resident of Missouri, and that the judges were not sworn; that no oath or affirmation was required of any voter; with affidavit of Hallam Rice and J. R. Stewart.

FOURTH COUNCIL DISTRICT.

Fifth Representative District.—Bull Creek Precinct.

List of voters..... 393

TALLY LIST.

For Council.

A. M. Coffee.....	379	M. T. Morriss.....	9
D. Lykens.....	376	Jas. P. Fox.....	9

For House of Representatives.

Wm. A. Helskell.....	377	John Serpell.....	9
A. Wilkinson.....	375	Adam Poore.....	9
Henry Younger.....	375	S. H. Houser.....	9
Sam'l Scott.....	377	Wm. Jennings.....	9

Oaths of B. F. Payne, B. C. Westfall, and I. I. Park, in form prescribed. Certificate of I. I. Park, judge, that two of the judges appointed by proclamation being

absent at 9 o'clock A. M., he had filled the vacancies by appointing B. F. Payne and B. C. Westfall.

Return of same judges, in form prescribed, showing:

For Council.

A. M. Coffee.....	377	M. T. Morriss.....	9
D. Lykens.....	376	J. P. Fox.....	9

For House of Representatives.

Wm. A. Heiskell.....	377	John Serpell.....	9
A. Wilkinson.....	375	A. Poore.....	9
Henry Younger.....	375	S. A. Houser.....	9
Sam'l Scott.....	377	Wm. Jennings.....	9

Pottawatomie Creek Precinct.

List of voters..... 266

Oaths of Sam'l C. Wear, W. S. Ferguson, and Wm. Chestnut, in form prescribed.
Tally list, with certificate of return prefixed, showing:

For Council.

A. M. Coffee.....	199	M. T. Morriss.....	65
D. Lykens.....	199	Jas. P. Fox.....	63

For House of Representatives.

Wm. A. Heiskell.....	198	Sam'l H. Houser.....	64
A. Wilkinson.....	198	Wm. Jennings.....	62
Henry Younger.....	198	J. Huff.....	11
Samuel Scott.....	198	Cronklitt.....	3
John Serpell.....	61	C. H. Crane.....	2
A. Poore.....	54	Oscar C. Brown.....	1

Big Sugar Creek Precinct.

List of voters.....91

Oaths of Jas. M. Arthur, A. H. Smith, John E. Brown, and Elisha Tucker, judges, in form prescribed.

TALLY LIST.

Coffee.....	74	Houser.....	17
Lykens.....	76	Jennings.....	17
Fox.....	16	Heiskell.....	74
Morriss.....	17	Wilkinson.....	74
Serpell.....	17	Younger.....	74
Poore.....	16	Scott.....	74

Return of John E. Brown, Elisha Tucker, and A. H. Smith, judges of election, in form prescribed, showing:

For Council.

Jas. P. Fox.....	16	A. M. Coffee.....	74
Morriss.....	17	D. Lykens.....	74

For House of Representatives.

John Serpell.....	17	Wm. A. Heiskell.....	74
A. Poore.....	16	Allen Wilkinson.....	74
S. H. Houser.....	17	Henry Younger.....	74
Wm. Jennings.....	17	Sam'l Scott.....	74

Little Sugar Creek Precinct.

Oaths of Wm. Parks, Isaac D. Stockton and Hiram Howdeshell, judges, in form prescribed.

List of voters..... 105

TALLY LIST.

For Council.

A. M. Coffee.....	31	M. T. Morriss.....	62
D. Lykens.....	34	Jas. P. Fox.....	70

For House of Representatives.

Wm. Heiskell.....	33	Adam Poore.....	62
Allen Wilkinson.....	32	S. H. Houser.....	64
Henry Younger.....	35	Wm. Jennings.....	66
Sam'l Scott.....	35	Wm. Dyer.....	1
John Serpell.....	62		

Return of same judges, in form prescribed, showing:—

For Council.

A. M. Coffee.....	31	M. T. Morriss.....	62
D. Lykens.....	34	Jas. P. Fox.....	70

For House of Representatives.

W. A. Heiskell.....	33	S. H. Houser.....	64
Allen Wilkinson.....	32	Wm. Jennings.....	66
Henry Younger.....	35	Wm. Dyer.....	1
Adam Poore.....	62	Sam'l Scott.....	35
John Serpell.....	62		

Protest of James B. Abbott and ten others, claiming to be legal voters of Kansas Territory, alleging that the persons who acted as judges at the Bull Creek precinct were not duly sworn, and praying that the election be set aside.

FIFTH COUNCIL DISTRICT.

Seventh Representative District.

Oaths of James Ray, Wm. J. Godfrey and Wm. Painter, judges of election, in form prescribed.

List of voters..... 350

TALLY LIST.

For Council.

Wm. Barbee.....	343
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For House of Representatives.

Joseph E. Anderson.....	315	John Hamilton.....	35
S. A. Williams.....	313	Wm. Margrave.....	16

Return by same judges, in form prescribed, showing:

For Council.

Wm. Barbee.....	343
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For House of Representatives.

Joseph C. Anderson.....	315	John Hamilton.....	35
S. A. Williams.....	313	Wm. Margrave.....	16

SIXTH COUNCIL DISTRICT.

Eighth Representative District.—Ninth Election District.

Oaths of S. B. White, Robert Wilson, and A. D. Gibson, in form prescribed.

List of voters..... 75

TALLY LIST.

With certificate of judges, showing:

For Council.

John Donalson.....	23	M. F. Conway.....	50
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For House of Representatives.

S. D. Houston.....	56	R. Garrett.....	18
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Tenth Election District.—Blue River Precinct.

Oaths of Joseph Stewart, Wm. C. Dyer, and M. A. Garrett, in form prescribed.

List of voters..... 69

TALLY LIST.

For Council.

John Donalson..... 27 | M. F. Conway..... 42

For House of Representatives.

Russell Garrett..... 21 | S. D. Houston..... 43

Return of above-named judges according to form prescribed, showing:

For Council.

M. F. Conway..... 42 | John Donalson..... 27

For House of Representatives.

S. D. Houston..... 43 | Russell Garrett..... 21

Rock Creek Precinct.

Oaths of Henry Rammelt, James Wilson, and Francis Bergerow, according to form prescribed.

List of voters..... 23

TALLY LIST.

For Council.

M. F. Conway..... 21 | John Donalson..... 2

For House of Representatives.

S. D. Houston..... 21 | Russell Garrett..... 2

Eleventh Election District.—Ninth Representative District.

Oaths of Wm. P. McClure, S. W. Spratt, and George W. Pence, judges, according to form prescribed.

List of voters..... 331

TALLY LIST.

For Council.

John Donalson..... 328 | M. F. Conway..... 3

For House of Representatives.

F. J. Marshall..... 328

Return of same judges, in form prescribed, showing:

For Council.

John Donalson..... 328 | M. F. Conway..... 3

For House of Representatives.

F. J. Marshall..... 328

St. Mary's Precinct.

Oaths of L. R. Palmer, P. McCartney, and Alva Higbee, judges, in form prescribed.

List of voters..... 11

TALLY LIST.

For Council.

M. F. Conway..... 7 | John Donalson..... 4

For House of Representatives.

F. J. Marshall..... 4 | P. McCartney..... 7

Return of same judges, according to form prescribed, showing:

<i>For Council.</i>	
John Donalson.....	4 | M. F. Conway.....7
<i>For House of Representatives.</i>	
Palmer McCartney.....	7 | F. J. Marshall.....4

Silver Lake Precinct.

Oaths of E. R. Kennedy, John H. Wells, and N. K. Windgardner, judges, according to form prescribed.

List of voters.....31

Return of same judges, according to form prescribed, showing:

<i>For Council.</i>	
M. F. Conway.....	19 | John Donalson..... 12
<i>For House of Representatives.</i>	
Solomon McCartney.....	19 | F. J. Marshall..... 12

TALLY LIST.

<i>For Council.</i>	
Jno. Donalson.....	12 | M. F. Conway..... 19
<i>For House of Representatives.</i>	
F. J. Marshall.....	4 | S. McCartney..... 19

Protest of M. F. Conway and ten others, claiming to be qualified voters of the Territory, against the election of John Donalson and Thos. J. Marshall; complaining that upwards of 300 votes were given by non-residents of the Territory, at the Marysville precinct, and that the ballots received at the said precinct were opened and read by the judges before they were deposited in the ballot-box; together with the oath of M. F. Conway in support thereof. With the affidavit of Cole McCrea, that upwards of 200 non-residents of the Territory passed west on the Leavenworth and Riley road Wednesday and Thursday next preceding the election, declaring that they intended to vote at the Marysville precinct, and then return to their residence in Missouri; and that on the following Sunday and Monday he saw many of the same persons returning towards Missouri river, some of whom stated in the presence of their associates that they had voted, and done the thing up right.

SEVENTH COUNCIL DISTRICT.

Eleventh Representative District.—Wolf River Precinct.

Oaths of G. R. Wilson, Jas. M. Irvine, and E. V. B. Rogers, judges, according to prescribed form.

List of voters.....78

TALLY LIST.

<i>For Council.</i>	
John W. Foreman.....	74
<i>For House of Representatives.</i>	
J. H. Stringfellow.....	57 | J. Ryon..... 8
R. L. Kirk.....	52 | T. J. Vanderslice..... 1
G. A. Cutler.....	15 | John Landis..... 8

Return of same judges, in form prescribed, showing:

<i>For Council.</i>	
John W. Foreman.....	74

For House of Representatives.

J. H. Stringfellow.....	57	J. Ryon.....	8
R. L. Kirk.....	52	T. J. Vanderslice.....	1
G. A. Cutler.....	15	John Landis.....	8

Doniphan Precinct.

Oaths of A. H. Dunning, N. J. Ireland, and Wm. P. Lamb, judges, according to form prescribed.

List of voters.....346

Tally list, none. Return of same judges, showing:

For Council.

John W. Foreman.....343

For House of Representatives.

J. H. Stringfellow.....	313	John Landis.....	25
R. L. Kirk.....	292	J. Ryon.....	18
G. A. Cutler.....	30	S. K. Miller.....	2
T. Vanderslice.....	4		

Eighteenth Election District.

Oaths of Jesse Adamson, Thos. J. B. Cramer, and John Belew, judges, according to form prescribed.

List of voters.....62

TALLY LIST.

For Council.

John W. Foreman.....61

For House of Representatives.

J. H. Stringfellow.....	48	Cutler.....	14
Kirk.....	50	Landis.....	13
Ryon.....	1		

Return of same judges, in form prescribed, showing:

For Council.

John W. Foreman.....61

For House of Representatives.

J. H. Stringfellow.....	48	G. A. Cutler.....	14
R. L. Kirk.....	50	John Landis.....	13
Joel Ryon.....	1		

EIGHTH COUNCIL DISTRICT.

Twelfth Representative District.—Burr Oak Precinct.

Oaths of H. J. Johnson, Cary B. Whitehead and Albert Head, judges, in form prescribed.

List of voters.....303

TALLY LIST.

For Council.

Wm. P. Richardson.....234 | John W. Whitehead.....68

For House of Representatives.

Joel P. Blair.....	256	John Fee.....	2
Thos. W. Waterson.....	258		

Return of same judges, in form prescribed, showing:

For Council.

Wm. P. Richardson.....234 | John W. Whitehead.....68

For House of Representatives.

Joel P. Blair.....	256	John Fee.....	2
Thos. W. Waterson.....	258		

NINTH COUNCIL DISTRICT.

Thirteenth Representative District.

Oaths of M. T. Baily, E. R. Zimmerman, and Thos. J. Thompson, judges, according to prescribed form.

List of voters.....417

TALLY LIST.

For Council.

D. A. N. Grover.....411 | Freeland.....1

For House of Representatives.

H. B. C. Harris.....412 | J. Weddell.....412

Return of same judges, showing:

For Council.

D. A. N. Grover.....411 | J. Freeland.....1

For House of Representatives.

H. B. C. Harris.....412 | J. Weddell.....412

TENTH COUNCIL DISTRICT.

Tenth Representative District.

Oaths of H. B. Cory, J. B. Ross, and J. Atkinson, judges, according to form prescribed.

Return of same judges, stating that having been sworn, they proceeded to open said election and receive votes, but that a vast number of citizens from Missouri assembled on the ground, for the purpose of illegally voting, who surrounded the window and obstructed the citizens of the Territory from depositing their votes, and caused many of the said legal voters to leave without voting; and that the said judges, in consequence of the determination of citizens from Missouri to vote, and no voters of said district voting or offering to vote, they left the ground.

Oaths of Richard Chandler, N. B. Hopewell, and Wm. M. Gardner, judges, that they will act as judges of the election, and will conduct said election impartially and to the best of their ability, in accordance with the act of Congress organizing the Territory.

List of voters.....242

Tally list, with certificate of return prefixed, showing:

For Council.

R. R. Rees.....233 | B. H. Twombly.....6

L. J. Eastin.....233 | A. J. Whitney.....6

For House of Representatives.

W. H. Tebbs.....237 | C. Hart.....3

Fourteenth Representative District.

Oaths of Lewis N. Reese and George B. Pantan, that they will support the constitution of the United States, and will faithfully demean themselves as judges of the election, and will faithfully carry out the provisions of the act of Congress organizing the Territory.

Oath of Matt. France, in form prescribed.

List of voters.....964

TALLY LIST.

For Council.

Reese.....896 | B. H. Twombly.....60

Eastin.....893 | A. J. Whitney.....59

Kuykendall.....1

For House of Representatives.

W. G. Mathias.....	899	Felix G. Braden.....	59
H. D. McMeekin.....	897	Samuel France.....	59
A. Payne.....	894	F. Browning.....	58

Return of same judges, omitting the words "*by lawful resident voters*," showing:

For Council.

R. R. Rees.....	896	A. J. Whitney.....	59
L. J. Eastin.....	893	Jas. Kuykendall.....	1
B. H. Twombly.....	60		

For House of Representatives.

Wm. G. Mathias.....	899	F. G. Braden.....	59
H. D. McMeekin.....	897	S. France.....	59
A. Payne.....	895	F. Browning.....	58

Protest of Wm. Phillips and thirteen others, claiming to be citizens of the Sixteenth Election District, against the election of R. R. Rees, L. J. Eastin, W. G. Mathias, H. D. McMeekin, and A. Payne, for the reasons that the judges of election did not take the required oath of office; that residents of Missouri came to the said district, voted, and immediately returned to Missouri; that many of the citizens of said district were deterred from voting by the conduct of citizens from Missouri, supported by the affidavit of Wm. Phillips.

Protest of Andrew McDonald and others against the Governor's power to hear and decide between contestants for seats in the Legislative Assembly as a usurpation of power not granted by the act of Congress organizing the Territory, and founded upon a misconstruction of the said act; that the Governor is bound to recognize as legal votes all those received under the restrictions imposed by the organic act of the Territory, and the proclamation, and that illegal votes are those where the returns show a non-compliance with those restrictions, and claiming from the Governor certificates of their election.

Communication from A. M. Coffee and David Lykens, claiming certificates as members of the Council from the Fifth Election District, and claiming that they were elected by a majority of the legal voters of the district.

APRIL 6, 1855.—*Decision of the Governor upon the returns of election held 30th March, 1855:*

First Council District.—Besides the protest filed against the election at Lawrence for importation of votes, there is a defect in the return. The words "*lawful resident voters*" are stricken out. The Lawrence election is therefore set aside, and a new election must be had for Representatives.

Fourth Election District.—Besides the protest filed in this, there are material omissions in oath and return, purposely made. This must also be set aside.

Seventeenth Election District.—The form of return is correct as prescribed, and no protest for illegal voting. The form of oath differs from that prescribed, but is a searching one, and nearly, if not quite, equivalent to that prescribed, and perhaps ought to be sanctioned. If so, this district will elect Thomas Johnson, Edw. Chapman, Council; A. S. Johnson, Representative. This election is, however, not declared at present, but held under advisement.

Second Council District.—The judges were sworn by G. W. Taylor, who

had no authority to administer the oath. In addition, there is a protest complaining of importation of voters, and violent expulsion of the original judges. For want of sufficient oath, the election is set aside, and a new election for Council and Representative ordered.

Third Council District.—Besides the protest for violent expulsion of the judges at the Tecumseh polls and for illegal votes, there are material erasures in the oath, purposely made; return in form prescribed. This is held under advisement for the present, but will probably be set aside, and if so, a new election will be ordered for Representatives.

Seventh Election District.—Besides the protest complaining of a large number of illegal votes, the judges do not appear to have been sworn at all. This poll is therefore set aside.

Eighth Election District.—No protest is filed, and the proceedings in regular prescribed form. A majority of votes for members of the House of Representatives are cast for A. I. Baker, Esq., and he is declared elected in the Fifth Representative District. For Council, the vote is a tie between H. J. Strickler and H. Rice; so that as to Council the result still depends upon the Tecumseh poll.

Fourth Council District.—Of the four precincts, Bull Creek is the only one contested, that from Pottawatomie Creek being withdrawn. Suppose the complaint to be true, if successful it cannot alter the result. The remaining three precincts are uncontested and in form, and gave a majority to A. M. Coffee and David Lykens for Council; W. A. Heiskell, Allen Wilkinson, Henry Younger and Samuel Scott for the House of Representatives, and they are declared elected.

Fifth Council District.—The returns are all in due form, and no protest. William Barbee for Council, Joseph C. Anderson and S. A. Williams for House of Representatives, are declared elected.

Sixth Council District.—The Ninth and Tenth Election Districts are in form as to their returns; no protest. S. D. Houston is declared elected Representative in the Eighth Representative District.

In addition to the protest against the Eleventh Election District (being the poll at Marysville), the returns show a fatal defect. Instead of conducting the election by ballot, it must have been held *viva voce*, as the manner in which each person voted is recorded at once opposite his name. As the proclamation required the election to be by ballot, and the tickets to be counted after closing the polls, it is impossible to sustain this return. It is accordingly set aside. The residue of the district gives M. F. Conway a majority for Council, and he is declared elected.

In the Ninth Representative District—the Marysville poll being set aside—the returns of St. Marys and Silver Lake give Solomon McCartney 19; F. J. Marshall, 16; Palmer McCartney, 7; and Solomon McCartney is declared to be elected. It is alleged there is no such man, and that the vote for him was cast under mistake of the name of Palmer McCartney. A

slight difference in name should always be disregarded, to carry out the will of the voter, but the difference here is too great to be reconciled. If these facts are shown as alleged, the vote for Solomon McCartney is a nullity, and the certificate will be granted to Francis J. Marshall.

Seventh Council District.—The returns in form, and no protest. John W. Foreman for Council, J. H. Stringfellow and R. L. Kirk for House of Representatives, are declared elected.

Eighth Council District.—The returns in form, and no protest. Wm. P. Richardson for Council, Joel P. Blair and Thos. W. Watterson for House of Representatives, are declared elected.

Ninth Council District.—Returns in form, and no protest. D. A. N. Grover for Council, H. B. C. Harris and J. Weddle for House of Representatives, are declared elected.

Tenth Council District.—Besides the protest filed against the Leavenworth poll for illegal voting, it appears that the judges purposely struck out a material part of the prescribed form of return, to wit: that the votes were polled "by lawful resident voters." This poll is set aside, and a new election for Representative becomes necessary.

In the Thirteenth Election District, the protest filed has been withdrawn, and the result stands upon the return of the judges who conducted the election, and a counter statement of the judges appointed by the proclamation, who, after having taken the oath and entered upon the performance of their duties, abandoned the polls and left the grounds, because, as they say, a large number of non-residents were on the ground demanding to vote, and obstructing the polls, and because no lawful votes were presented. This is not a protest as provided for in the proclamation, and even if regarded as a report or return by them, relative to the performance of their official duties, does not disclose sufficient reason for vacating their posts. They were not drawn away by force. If illegal votes were offered, it was their duty to remain and reject them. If the polls were obstructed, it was their business at least to endeavor to clear them, and at all events to endeavor to remain at their posts in the performance of their duty until the time for closing the polls, unless driven away by violence. The place they left was filled by other judges appointed according to the proclamation, and their return, which is in form, and no protest before me, shows a majority for L. J. Eastin and R. R. Rees for Council, W. H. Tebbs for House of Representatives, who are accordingly declared elected.

RECORD OF OATH.

UNITED STATES OF AMERICA, }
TERRITORY OF KANSAS, } ss.

On this seventh day of April, A. D. 1855, before the undersigned, a Justice of the Peace of the Territory of Kansas, personally appeared George Brubaker, Esq., a Justice of the Peace of the Territory of Kansas in and

for the Sixteenth District, who, being duly sworn, deposes and says that he will support the Constitution of the United States, and faithfully discharge the duties of his office.

GEO. BRUBAKER.

Sworn and subscribed April 7th, 1855, before me.

GEO. RUSSELL, *J. P., Sixteenth District, K. T.*

RECORD OF OATH.

UNITED STATES OF AMERICA, }
TERRITORY OF KANSAS, } ss.

On this seventh day of April, A. D. 1855, before the undersigned, a Justice of the Peace of the Territory of Kansas, personally appeared Samuel F. Few, a Justice of the Peace of said Territory in and for the Sixteenth District, who, being duly sworn, deposes and says he will support the Constitution of the United States, and will faithfully perform the duties of his said office.

SAML. F. FEW.

Sworn and duly subscribed, April 7th, 1855, before me.

GEO. RUSSELL, *J. P., Sixteenth District, K. T.*

APRIL 16, 1855.—The Governor declares Rev. Thomas Johnson and Edward Chapman to be duly elected members of Council from the First Council District, and Alexander S. Johnson duly elected member of the House of Representatives from the First Representative District.

The return of election held in the Third Election District for member of Council and member of the House of Representatives is set aside, for the objections stated in the entries of April 6th, 1855.

Same day, proclamation issued for an election to fill the vacancies in the Council and House of Representatives, as follows, viz.:

UNITED STATES OF AMERICA, }
TERRITORY OF KANSAS. }

[SEAL.] I, Andrew H. Reeder, Governor of the said Territory, do hereby proclaim and make known to the qualified voters of said Territory that an election will be held on Tuesday, the twenty-second day of May, 1855, in the First Election District of said Territory, for three members of the House of Representatives; in the Second Election District, for one member of Council and two members of the House of Representatives; in the Third Election District, for one member of the House of Representatives; in the Third, Seventh and Eighth Election Districts severally, for one member of Council to represent the Third Council District; and in the Sixteenth Election District, for three members of the House of Representatives; under and in conformity to the apportionment of said Territory heretofore named, and to fill vacancies existing in the Representative and Council Districts of which the said election districts are respectively composed. The said election shall be held by ballot, and shall be conducted as hereinafter prescribed.

The election in the First Election District shall be held in the House of W. H. R. Lykins, in the town of Lawrence. Judges: William Yates, Joel Grover, and Josiah Miller.

The election in the Second Election District shall be held at the house of Harrison

Burson, on the Wakarusa river. Judges: Harrison Burson, Nathaniel Ramsey, and William Simmons.

The election in the Third Election District shall be held at the house of Thomas N. Stinson, in the town of Tecumseh. Judges: Daniel H. Horne, James Gilpatrick, and L. D. Stateler.

The election in the Seventh Election District shall be held at the house of J. B. Titus, on the Santa Fé road. Judges: Eli Snyder, Dr. Foster Harvey, and Joseph McIntire.

The election in the Eighth Election District shall be held at the Council Grove Mission House, near the Santa Fé road. Judges: Thomas S. Huffaker, Emanuel Mosier, and S. B. Smith.

The election in the Sixteenth Election District shall be held at the house of Keller and Kyle, in the town of Leavenworth. Judges: Matt. France, James M. Lyle, and Adam Fisher.

INSTRUCTIONS TO JUDGES OF ELECTION.

The three judges will provide for each poll, proper ballot-boxes for the reception of the tickets, and will assemble at their respective polls at or before eight o'clock A. M. of the day of election, and will take and subscribe (in duplicate) the printed oaths which will be furnished them, and a copy of which is hereto appended. This oath must be administered by a judge or justice of the peace, if one be present; and if not, the judges can mutually administer the oath to each other. In case of the absence of one or two of the judges at nine o'clock A. M., the vacancy will be filled by the judge or judges present, and in case any vacancy shall occur after the judges are sworn, it shall be filled in the same manner. In case none of the judges attend at nine o'clock A. M., the voters on the ground may select persons to fill the places. In case (from any cause) it shall be impossible for the election to be held at the designated place, the judges may, at nine o'clock A. M., adjourn the election to the most convenient place in the vicinity, taking proper precautions to inform the voters of the place adjourned to. The judges will keep two corresponding lists of the persons who shall vote, numbering each name. They must be satisfied of the qualifications of every person offering to vote, and may examine the voter or any other person, under oath, upon the subject.

The polls will be kept open until six o'clock P. M., and then closed, unless voters are present offering to vote; and in that case shall be closed as soon thereafter as votes cease to be constantly offered.

When the polls are closed, the judges will proceed to open and count the votes, and will keep two corresponding tally lists, on which they will tally each ticket as it is called by the judge who will open the ballots, which must be done without interference or handling by any other person. When the votes are thus counted off and the tally lists shall agree, the judges shall publicly proclaim the result, and shall fill up and sign the duplicate returns which will be furnished them, and a copy of which is hereto appended. They will then carefully replace the said tickets in the ballot-boxes, together with one copy of the oath of each judge, one copy of the return, one of the tally lists, and one of the lists of voters, and will seal up and preserve the same, to be produced if required. The remaining copies of the oath, list of voters, tally list and return will be sealed up, directed to the Governor of the Territory, and delivered to him at his office at the Shawnee Mission, by one of the judges in person, on or before the twenty-ninth day of May, A. D. 1855.

The constables of the Territory will attend at their respective polls and hold themselves in readiness to execute the orders of the judges for the preservation of peace and good order at the polls and secure free access for the voters, and for this purpose may call upon any citizens present to aid them in the performance of their duty if necessary.

All persons are forbidden to bring, sell or deal out in the immediate vicinity of the polls, any intoxicating liquors; and the judges of the election, whenever they shall deem this regulation violated so as to interfere with the proper conducting of the election, may order the same to be removed, and if the owner shall fail to remove the same, may direct the constables or other fit persons to take charge of such liquor until the polls are closed; and in case of resistance, to destroy the same at once.

QUALIFICATIONS OF VOTERS:

By the Territorial bill it is provided as follows:

"That every free white male inhabitant above the age of twenty-one years, who shall be an actual resident of said Territory, and shall possess the qualifications hereinafter prescribed, shall be entitled to vote at the first election: *Provided*, That the right of suffrage and of holding office shall be exercised only by citizens of the United States, and those who shall have declared on oath their intention to become such, and shall have taken an oath to support the constitution of the United States and the provisions of this act: *And provided further*, That no officer, soldier, seaman or marine, or other person in the Army or Navy of the United States, or attached to troops in the service of the United States, shall be allowed to vote or hold office in said Territory, by reason of being on service therein."

By the term "white" as used in this and other laws of a similar character, is meant pure unmixed white blood. The man who has any mixture from the darker races, however small the proportion, is not regarded as a white man.

When a voter has only declared his intention to become a citizen, he must be sworn by competent authority or the judges of election, to support the constitution of the United States and the provisions of the act of Congress passed May 30th, 1854, to organize the Territories of Nebraska and Kansas, unless he has been so sworn previously.

It will be seen that the act is drawn with great care to exclude non-residents from the polls. It provides that the voter shall be an inhabitant and an actual resident. A voter must dwell here at the time of offering his vote; he must have then commenced an actual inhabitancy, which he intends to continue permanently, and must have made the Territory his dwelling-place to the exclusion of any other home. The meaning of the last proviso, in relation to the Army and Navy, is that the persons designated in it shall not vote if their inhabitancy is referable only to the performance of their duties. Like all other persons, it is not enough that they should be in the Territory, but they must dwell in it as their permanent home; and the officer or soldier who would vote must have a residence here irrespective and independent of his presence under orders.

Every voter must vote in the election district where he resides. Experience has demonstrated this to be a wise regulation, and it has been adopted in nearly all the States as a necessary provision against error, confusion and fraud.

CONTESTED ELECTIONS.

In case any persons shall desire to contest the election in any district, they shall make a written statement, setting forth the particular election district they intend to contest, and the specific causes of complaint in the conduct or return of the election; which shall be signed by not less than ten qualified voters of the Territory, with affidavits of one or more voters to the truth of the facts. Such statement shall be presented to the Governor at his office on or before the 29th day of May next, when if it shall appear that the result may be changed thereby, a day will be fixed for the hearing in order to decide whether the candidates returned are entitled to their certificates of election.

Given under my hand and the seal of said Territory, this sixteenth day of April, A. D. 1855.

A. H. REEDER, Governor, &c.

By the Governor:

DANL. WOODSON, Secretary.

Same day, proclamation issued for convening the Legislative Assembly of the Territory, as follows:

UNITED STATES OF AMERICA, }
 TERRITORY OF KANSAS. }

[SEAL.] I, Andrew H. Reeder, Governor of the Territory of Kansas, do hereby, under and by virtue of the act of Congress passed the thirtieth day of May, 1854, entitled "An act to organize the Territories of Nebraska and Kansas," proclaim and direct that the Legislative Assembly of the said Territory of Kansas will convene at the town of Pawnee, in the Ninth Election District of said Territory, on the first Monday of July next, in the building which will be provided for that purpose.

Given under my hand and the seal of said Territory, this sixteenth day of April,
 A. D. 1855. A. H. REEDER, Governor, &c.

By the Governor:

DANL. WOODSON, Secretary.

RECORD OF OATH.

UNITED STATES OF AMERICA, } ss.
 TERRITORY OF KANSAS, }

On the sixteenth day of April, 1855, before the undersigned personally appeared E. F. Barnard, a Justice of the Peace of said Territory in and for the Sixteenth District, who, being duly sworn, deposes and says that he will support the Constitution of the United States, and will faithfully discharge the duties of his said office.

E. F. BARNARD.

Sworn and subscribed April 16th, 1855, before me.

SAML. D. LECOMPTE, Ch. Just. K. T.

APRIL 17, 1855.—The Governor leaves the Territory on a visit to his family in the State of Pennsylvania.

MAY 29, 1855.—Returns received from the election held on the 22d May, in pursuance of the Governor's proclamation of the 16th April, to fill vacancies, and filed away for the action of the Governor upon his return to the Territory.

JUNE 2, 1855.—The Secretary, in the absence of the Governor and in pursuance of a requisition from the Governor of the State of Indiana, issues an executive warrant to the Marshal of the Territory, directing him to arrest and deliver one Matt. France, charged with the crime of seduction, in violation of the laws of the State of Indiana, to the authorities of that State.

JUNE 23, 1855.—The Governor returns to the Territory from visit to his family in the State of Pennsylvania.

JUNE 25, 1855.—The Governor declares John Hutchinson, Erastus D. Ladd and Philip P. Fowler to be duly elected to the House of Representatives from the Second Representative District; John A. Wakefield to be duly elected a member of the Second Election District, and Augustus Wattles and William Jessee to be duly elected members of the House of Representatives from the same district; Jesse D. Wood to be duly elected a member of the Council from the Third Council District; William G. Mathias, A. Payne and H. D. McMeekin to be duly elected members of the House of Representatives from the Fourteenth Representative District; and C. K. Holliday to be duly elected a member of the House of Representatives from the Fourth Representative District.

JUNE 27TH, 1855.—The Executive Office is removed from the Shawnee Manual Labor School, for the purpose of establishing it at the town of Pawnee, in the Ninth Election District.

JULY 2D, 1855.—The Executive Office is established at the town of Pawnee, in the Ninth Election District.

JULY 12TH, 1855.—The Executive Office is again established at the Shawnee Manual Labor School.

AUGUST 16TH, 1855.—The Governor informs the Legislative Assembly that his functions as Governor of the Territory were terminated, in the following message, addressed to the Council and House of Representatives:

To the Honorable the Members of the Council and the House of Representatives of the Territory of Kansas:

GENTLEMEN: Although in my message to your bodies, under date of the 21st inst., I stated that I was unable to convince myself of the legality of your session at this place, for reasons then given, and although that opinion still remains unchanged, yet, inasmuch as my reasons were not satisfactory to you, and the bills passed by your houses have been, up to this time, sent to me for approval, it is proper that I should inform you that after your adjournment of yesterday, I received official notification that my functions as Governor of the Territory of Kansas were terminated. No successor having arrived, Secretary Woodson will of course perform the duties of the office as acting Governor.

A. H. REEDER.

SHAWNEE MANUAL LABOR SCHOOL, August 16th, 1855.

AUGUST 17TH, 1855.—The acting Governor continues G. P. Lowrey in the office of Executive Clerk until the successor to Governor Reeder arrives in the Territory.