

Graud Junction Colorado April 21st 1905

Friday April 21st 1905 at 9⁰⁰ a.m. The City Council of the City of Graud Junction Colorado convened pursuant to adjournment.

Mayor J. N. Bunting Presiding,

Upon call of the roll the following named Alderman responded Present, Luter - McCulloch - Harris - Boyle Platt - N. N. Smith - + City attorney N. E. Cooks,

The Mayor thereupon announced, there being a quorum present the Council would proceed to business;

Alderman Boyle entered a motion that rule for the regular order of business be suspended and that the Council recur to order No 10 unfinished business -

Seconded by Alderman Platt, upon the call upon said motion same was carried unanimously, The

Mayor thereupon announced that the business before the Council was a hearing upon the Election contests heretofore filed. Alderman N. N. Smith interposed a motion that the Council proceed to hear the matter of contests and that they employ Mrs. Gray V. Sternberg a competent Stenographer to take the testimony to be offered, and preserve the

record of the same. Seconded by Alderman W. E. Platt, which motion upon being called was carried unanimously. Alderman W. M. Smith arrived in Council at 9³⁰ am and was by order of Mayor recorded Present; Alderman Futer entered a motion that the Council proceed to hear the Contest of W. H. Bannister vs. McCulloch first seconded by Alderman N. N. Smith. Upon call of the roll upon said motion the Vote was as follows: Alderman Futer yea McCulloch yea Norris nay Bayle nay Platt nay N. N. Smith yea W. M. Smith nay there being four yays + three yeas motion was declared lost by the Mayor. S. N. Wheeler Esq. made request of Council to take up case of W. D. Davies vs. N. N. Smith first as he had his witnesses on hand ready to give their testimony - Alderman Bayle entered a motion to proceed with Contest of W. D. Davies vs. N. N. Smith first for Alderman of the Fourth Ward seconded by Alderman W. E. Platt upon call of the roll the Vote was as follows: Alderman Futer nay McCulloch nay Norris yea Bayle yea Platt yea N. N. Smith nay W. M. Smith yea there being four yeas + three nays the motion was declared carried by the Mayor. The matter of Contest now before the Council and ready to proceed with hearing attorney S. N. Wheeler appeared and the matter of Contest of W. D. Davies vs. N. N. Smith and open in behalf of said Contestor and attorney S. M. Logan appearing in behalf of Contestee N. N. Smith same proceeded to hearing. Whereupon Alderman Futer entered a motion to have all witnesses sworn by Judge Jos. P. Sweeney seconded by Alderman W. M. Smith upon the call of said motion same was carried unanimously and so declared by the Mayor. Alderman Felix Alkire arrived at 10⁰⁵ am and took his seat in Council and by order of the Mayor was recorded present; Alderman Futer entered a motion to dismiss Contest Case of W. D. Davies vs. N. N. Smith as it was legally done on first count of ballots by Election Judge of the Fourth Ward. Upon call of the Roll Vote was as follows: Alderman Alkire yea Futer yea McCulloch yea Norris nay Bayle nay Platt nay N. N. Smith yea W. M. Smith nay there being four yeas + four nays Mayor counting Voting declared motion lost. A motion was entered by Alderman W. E. Platt for Clerk to bring in Fourth Ward

ballot box and proceed to a recount of votes seconded by
 Alderman J.W. Norris upon call of the roll vote was as
 follows, Alderman Alkira yea Luter nay McCulloch nay
 Norris yea O'Boyle yea Platt yea N.N. Smith nay W.M. Smith
 yea there being five yeas and three nays motion was
 declared carried by the Mayor, a motion was entered by
 Alderman Luter to allow S.M. Logan to introduce moral witness
 for Contestee N.N. Smith, upon call of the roll vote was as
 follows, Alderman Alkira yea Luter yea McCulloch yea
 Norris yea O'Boyle nay Platt nay N.N. Smith yea W.M. Smith
 nay there being five yeas and three nays said motion was declared
 carried by the Mayor, a motion was entered by Alderman
 O'Boyle that Publication of Election held in Grand Junction Colo.
 April 4th 1905 was proper and legal seconded by Alderman
 W.M. Smith upon call of the roll vote was as follows
 Alderman Alkira yea Luter yea McCulloch yea Norris yea
 O'Boyle yea Platt yea N.N. Smith nay W.M. Smith yea
 there being seven yeas and one nay said motion was
 declared carried by the Mayor, a motion was
 thereupon entered by Alderman N.N. Smith to adjourn
 until 1st Friday April 21st 1905 seconded by Alderman Platt
 upon call of said motion same was carried unanimously and
 so declared by the Mayor. 11⁵⁰ am April 21st 1905
 John M. Conley City Clerk