

### **Elections Saskatchewan**

Cypress Hills By-Election - June 28, 1999



OFFICE OF THE CHIEF ELECTORAL OFFICER

TELEPHONE: (306) 787-4000 / 1-877-958-VOTE

FACSIMILE: (306) 787-4052

INTERNET: elecoff@sk.sympatico.ca

April 2, 2001

The Honourable P. Myron Kowalsky Speaker of the Legislative Assembly 129 Legislative Building Regina, Saskatchewan S4S 0B3

Honourable Speaker:

Pursuant to section 286 of *The Election Act, 1996*, I am honoured to submit the Report of the Chief Electoral Officer for the by-election held on June 28, 1999, in the provincial constituency of Cypress Hills.

The Report presents by-election financial activities by registered political party and candidate. This Report also provides an overview of election administration and official voting results by polling division. Also included is summary data for election related expenditures of Elections Saskatchewan.

Respectfully submitted,

Janice G. Baker

Chief Electoral Officer





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#### Call of By-Election

Pursuant to subsection 35(b) of *The Legislative Assembly and Executive Council Act*, Mr. Jack Goohsen, Progressive Conservative Party of Saskatchewan, vacated his seat in the constituency of Cypress Hills on April 20, 1999. On May 31, 1999, pursuant to an Order of the Lieutenant Governor in Council, a Writ of Election was issued by the Chief Electoral Officer to Mr. Kim White, constituency returning officer. The Writ ordered that the by-election be held on Monday, June 28, 1999. An Election Calendar for the Cypress Hills by-election is included on the last page of the Official Report.

Prior to the June 28, 1999 by-election, standing in the Legislative Assembly included: 40 New Democrat, 8 Saskatchewan Party, 5 Liberal, 2 Independent and 3 vacant.

#### **Constituency Boundaries**

The Cypress Hills constituency boundary was enacted in 1994 under *The Representation Act, 1994*, on the recommendation of the Constituency Boundaries Commission, 1993, as established under *The Constituency Boundaries Act, 1993*. Polling divisions for purposes of the Cypress Hills by-election included forty-eight (48) regular polls and five (5) personal care facilities. The Cypress Hills constituency polling subdivision map and Directory of Communities are set out in Appendices I and V, respectively.

#### Registered Political Party and Candidate Nomination

At the time of the Cypress Hills by-election, the Office recognized the existence of six (6) political parties in the Register of Political Parties, as maintained pursuant to section 231 of *The Election Act, 1996* (the "Act"). On June 12, 1999, nomination of candidates concluded. At close of nomination, only three (3) of the Province's registered political parties nominated candidates, as follows:

Candidate	Registered Political Party <sup>1</sup>	Abbreviation
Keith Murch	New Democratic Party, Sask. Section	New Democratic Party (N.D.P.)
Barry Thienes	Saskatchewan Liberal Association	Liberal
Wayne Elhard	The Saskatchewan Party	The Saskatchewan Party

Each of the registered political parties' chief official agents and candidate business managers for the by-election were as follows:

Registered Political Party	Chief Official Agent
New Democratic Party, Sask. Section	Steven Bobiash
Saskatchewan Liberal Association	F. William Johnson
The Saskatchewan Party	Donald Morgan

<sup>&</sup>lt;sup>1</sup> The following Cypress Hills By-Election Appendices abbreviate the names of the Province's registered political parties as follows: New Democratic Party, Sask. Section - N.D.P.; Saskatchewan Liberal Association - L.; The Saskatchewan Party - Sask.

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Candidate

**Business Manager** 

Keith Murch (N.D.P.) Barry Thienes (L.) Wayne Elhard (Sask.) Evelyn McCuaig Shirley Helmerson Gwen Basso

#### Enumeration

From the 31st of May through to the 9th of June, enumeration of eligible electors was conducted for the constituency's fifty-three (53) polling divisions. Pursuant to section 26 of the Act, constituency enumerators sat on June 24, 1999 to make necessary revisions to the voters' lists. As a result of these efforts, 10,778 Cypress Hills residents were declared eligible to vote, as established on the revised voters' list. In addition, pursuant to section 68 of the Act, eligible electors not included on the revised voters' list were entitled to vote by declaration.

#### Polling

On the 22nd, 23rd, 24th, 25th and 26th days of June, five (5) advance polls were conducted in the Cypress Hills constituency. To facilitate electorate participation, special polling stations were established in two (2) hospitals. Regular polling stations were open from 9:00 a.m. to 8:00 p.m. CST on June 28, 1999, enabling the constituency's 10,778 eligible voters the opportunity to exercise their democratic franchise. Eligible voters unable to attend either a regular, special or advance poll were entitled to vote by absentee ballot.

#### **Electoral Results**

Unofficial electoral results were announced on the evening of June 28, 1999, resulting in Mr. Wayne Elhard, Saskatchewan Party, being declared member elect. The New Democratic Party candidate forfeited his deposit, pursuant to section 47 of the Act, for not obtaining at least one half of the total number of valid votes cast for the candidate elected.

On July 10, 1999, the constituency returning officer tabulated the results of votes cast in the advance polls, special provision polls and by absentee ballot. These figures were then reflected in the constituency results concluding the final count. Upon completion of the final count, on July 21, 1999, the constituency returning officer made a Return to the Writ of Election. On August 6, 1999, the Office published in *The Saskatchewan Gazette* (Vol. 95, No. 31) notice of receipt of the Return to the Writ and the name of the candidate elected.

#### Registered Political Party and Candidate Financial Reporting

Pursuant to section 251 of the Act, audited Registered Political Party's Return of Election Expenses, Form E-524, were required to be filed with the Chief Electoral Officer within six (6) months of polling day (December 29, 1999).

SASKATCHEWAN
Official Report (Continued)

Under section 261 of the Act, candidates were required to file an audited Candidate's Return of Election Expenses, Form E-412, with the constituency returning officer, for subsequent forwarding to the Chief Electoral Officer, within three (3) months of the candidate returned being declared elected (October 11, 1999). Pursuant to the Act, the constituency returning officer published, in prescribed form, a summary of all returns respecting candidate election expenses prior to November 10, 1999.

#### i) Registered Political Parties

As a southern constituency, the maximum amount of money that could be spent by a registered political party in the Cypress Hills by-election, as set out in section 243 of the Act, was, (a) the sum of \$33,435.00 or (b) the sum obtained by multiplying the number of voters in the constituency (10,778) by \$2.67, whichever sum was larger. A registered political party that endorsed a candidate who obtained fifteen (15) per cent or more of all valid votes cast in the by-election and whose chief official agent filed a Registered Political Party's Return of Election Expenses,<sup>2</sup> pursuant to section 264 of the Act, was entitled to receive a reimbursement of a portion of its election expenses from the Province's General Revenue Fund. The amount reimbursed to a qualifying political party was the lesser of either (a) \$11,145.00 or (b) one third of its election expenses.

All participating parties in the Cypress Hills by-election filed their duly audited Registered Political Party's Return of Election Expenses on or before December 29, 1999. Contributions made to political parties are not listed in the Registered Political Party's Return of Election Expenses but are set out in each party's fiscal period return, filed in accordance with section 250 of the Act. Appendix II sets out a summary of eligible expenses incurred by the registered political parties in Cypress Hills and the amounts paid in respect of each party who qualified for reimbursement.

#### ii) Candidates

Candidates seeking election in Cypress Hills were limited in the amount of money that they could expend. Again, as a southern constituency, a candidate seeking election was entitled to spend, pursuant to section 252 of the Act, either (a) the sum of \$40,122.00 or (b) the sum obtained by multiplying the number of eligible voters in the constituency by \$2.67, whichever sum was larger. A candidate who obtained fifteen (15) per cent or more of all valid votes cast in Cypress Hills and whose business manager filed with the constituency returning officer a Candidate's Return of Election Expenses,<sup>3</sup> pursuant to section 265 of the Act, was entitled to reimbursement of a portion of their eligible election expenses. The amount reimbursed to a qualifying candidate was an amount equal to one half of the candidate's election expenses to a maximum of \$20,061.00.

All candidates filed their returns respecting contributions received and election expenses incurred in the course of the by-election, duly audited, on or before October 11, 1999. On the 11th of February, 2000, the Office published in *The Saskatchewan Gazette* (Vol. 96, No. 6) a summary of candidate contributions received and expenditures incurred in Cypress Hills, as well as the amounts paid in respect of each candidate who qualified for reimbursement. Such contributions, expenditures and reimbursements are reported in Appendix III.

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<sup>&</sup>lt;sup>2</sup> Pursuant to subsection 267(3) of the Act, auditing services rendered in respect of preparation of a report pertaining to a Registered Political Party's Return of Election Expenses is eligible for a maximum reimbursable allowance of \$2,054.00.

<sup>&</sup>lt;sup>3</sup> Pursuant to subsection 267(6) of the Act, auditing services rendered in respect of preparation of a report pertaining to a Candidate's Return of Election Expenses is eligible for a maximum reimbursable allowance of \$667.00.



#### Elections Saskatchewan Expenditures

The total cost of conducting the June 28, 1999 by-election in Cypress Hills was \$122,047.46. This figure is inclusive of, and reported by, administrative and constituency expenditure. See Appendix IV for an itemization of particular expenditures incurred in each of these two categories. Should further constituency expenditure specifics be required, refer to the Detail of Expenditures *The Election Act, 1996* Provincial Constituencies Fiscal Year 1999-2000, tabled in the Legislative Assembly on October 26, 2000.

#### Documentation

Pursuant to section 232 of the Act, the Chief Electoral Officer is obliged to hold, in addition to the information contained in the Register of Political Parties, all original financial particulars concerning registered political parties' fiscal period and election expenses documentation for the purposes of public inspection. Also held are the returns and the original financial documentation regarding individual candidate election expenses, pursuant to section 262 of the Act. Such information is available for public inspection during regular office hours at Elections Saskatchewan.

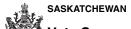
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#### Election Calendar

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
Writ of Election:		-34 May 25	-33 May 26	-32 May 27	-31 May 28	-30 May 29
Minimum Writ Period: (28	inimum Writ Period: (28 days)  The minimum number of days between issue of the Writ of Election and Nomination Day is 11 clear days.  (The date fixed for issuing the Writ of Election and the date fixed for Nomination Day are to be excluded (clause 31(3)(b) and subsection (4)).					
Maximum Writ Period: (34		ber of days between issue of the ssuing the Writ of Election and d subsection (4)).				
-29 May 30	-28 May 31	-27 June 1	-26 June 2	-25 June 3	-24 June 4	<b>-23</b> June 5
		eration	Print election Proclamation	Enumeration —	Begin monitoring each enumerator's progress	Last day to post election Proclamation • Returning Officer's Office • Post Offices in constituency
	s. 31(2), (3)(b); s. 44					s. 34(3)
-22 June 6	<b>-21</b> June 7	-20 June 8	-19 June 9	-18 June 10	-17 June 11	-16 June 12
Check completed E-200A and begin data entry of preliminary voters' lists		Photocopy secondary voters' lists (E-200) to be distributed to each candidate as available	Enumeration completed, telephone C.E.O. with number of names enumerated	Commence selection of voters to act as deputy returning officers, poll clerks and alternates	Reproduction of secondary Voters' Lists completed (-15) Forward 3 copies (5 copies - Northern constituencies) of each polling division list to enumerator; 10 copies including disk copy to known candidates; 5 copies to C.E.O. s. 25(1)(a), (b); s. 139(5)	NOMINATION DAY Facsimile/Telephone C.E.O. re: candidates - Furnish to Candidates list of candidates and enumerators  s. 31(3)(b); s. 35(3); s. 44(1); s. 51(1)
-15 June 13	-14 June 14	-13 June 15	-12 June 16	-11 June 17	-10 June 18	-9 June 19
Arrange for publication of candidates nominated  Arrange for printing of ballots	displayed in the head office of (ru	ipality in which the constituency is Returning Officer's Office before election day)	Last day to receive Absentee Voter Applications	Furnish to deputy returning officers (advance and regular polls) and candidates list of absentee voters to whom ballot paper was forwarded	D.F	i.O. ools
s. 35; s. 51(2)		s. 25(1)(b)	s. 87(3)	s. 88(3), (5)		
-8 June 20	-7 June 21	-6 June 22	-5 June 23	-4 June 24	-3 June 25	-2 June 26
Election officials and campaign workers should be encouraged to vote at advance poll		ADVANCE POLL 3 p.m 10 p.m. C.S.T.	ADVANCE POLL 3 p.m 10 p.m. C.S.T.	ADVANCE POLL 3 p.m 10 p.m. C.S.T.	ADVANCE POLL 3 p.m 10 p.m. C.S.T.	ADVANCE POLL 12 noon - 7 p.m. C.S.T.
Last day for applicant voter to receive absentee ballot paper and related materials, if mailed	Last day for applicant voter to receive absentee ballot paper and related materials, if delivered		<b></b>	REVISION DAY 2 p.m 10 p.m. C.S.T.	Prepare to receive enumerators' expense claims	Deadline for enumerator to deliver official Voters' List to deputy returning officer
s. 88(2)(b)	s. 88(2)(a)	s. 132(a)	s. 132(a)	s. 26; s. 132(a)	s. 132(a)	s. 28(3); s. 132(a)
-1 June 27	0 June 28	+1 June 29	+2 June 30	+3 July 1	+4 July 2	+5 July 3
Receive advance poll voter information and forward to applicable deputy returning officers	9 a.m 8 p.m. C.S.T. Ensure arrangements for the display and tabulation of unofficial results Facsimile/Telephone results of election to C.E.O. s. 62	Ensure all ballot boxes and election materials are received from deputy returning officers	Prepare to receive deputy returning officers', poll clerks', etc. expense claims	CANADA DAY		Last day for forwarding Imprest Account and related financial materials to C.E.O.
+6 July 4	+7 July 5	+8 July 6	+9 July 7	+10 July 8	+11 July 9	+12 July 10
				12 noon deadline for receipt of absentee voter certificate envelopes (postmarked not later than 8 p.m. on election day)		FINAL COUNT by Returning Officer
				s. 89(5)(b), (c)		s. 31(3)(e); s. 145
+13 July 11	+14 July 12	+15 July 13	+16 July 14	+17 July 15	+18 July 16	+19 July 17
	Collection of ballot boxes and election materials by C.E.O. • Vacate office space		Last day to request a recount or an addition			
			155(2)(c)			
+20 July 18	<b>+21</b> July 19	+22 July 20	+23 July 21	July 22	July 23	July 24
			RETURN TO THE WRIT			
			Forward election Return and other documents to C.E.O.			
			s. 31(3)(f); s. 171			

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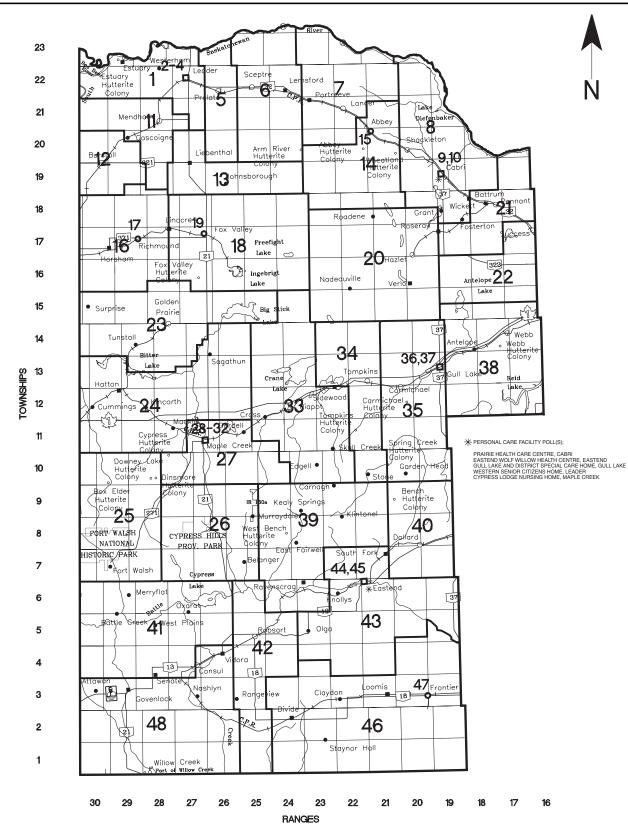
### Vote Summary by Constituency Polling Division: Cypress Hills

Appendix I

	Polling Location			Votes Cast Fo	or	Ballots	
Poll No.	Name	Eligible Voters	Barry Thienes L.	Keith Murch N.D.P.	Wayne Elhard Sask.	Total Counted	Rejecte
1	Leader Rural	111	4	10	22	36	
2	Leader West	254	23	42	61	126	;
3	Leader Centre	219	15	33	47	95	
4	Leader East	208	19	32	37	88	
5	Prelate	199	38	31	51	120	
6	Sceptre	219	11	45	72	128	
7	Lancer	212	32	67	56	155	
8	Cabri Rural	216	28	54	37	119	;
9	Cabri North	173	21	35	29	85	
10	Cabri South	181	23	28	41	92	
11	Mendham	106	9	5	46	60	
12	Burstall	288	10	31	128	169	
13	Liebenthal	109	7	3	32	42	
14	Abbey Rural	226	21	38	57	116	1
15	Abbey	127	14	51	28	93	
16	Richmound Rural	147	8	10	34	52	
17	Richmound	121	17	12	26	55	1
18	Fox Valley Rural	215	15	15	47	77	
19	Fox Valley	230	25	31	59	115	
20	Hazlet	280	39	32	73	144	
21	Pennant	263	27	27	48	102	2
22	Success	162	4	28	31	63	
23	Golden Prairie	165	4	13	54	71	
24	Hatton	232	25	6	72	103	
25	Maple Creek Rural West	191	7	3	58	68	
26	Maple Creek Rural East	206	13	11	46	70	1
27	Maple Creek Rural North	271	33	6	73	112	
28	Maple Creek East	244	45	40	70	155	
29	Maple Creek South	331	69	60	57	186	
30	Maple Creek South West	331	56	27	70	153	2
31	Maple Creek North West	239	77	23	58	158	
32	Maple Creek North	323	53	50	56	159	1
33	Piapot	229	31	15	70	116	
34	Tompkins	312	49	22	79	150	1
35	Carmichael	299	53	10	58	121	
36	Gull Lake West	375	85	39	78	202	
37	Gull Lake East	324	89	21	66	176	
38	Antelope/Webb	312	52	21	59	132	
39	Ravenscrag	180	18	6	54	78	1
40	Dollard	197	33	14	56	103	3
41	Battle Creek	163	18	10	81	109	
42	Robsart	85	19	6	34	59	
43	Eastend Rural	261	27	17	125	169	
44	Eastend North	259	34	41	102	177	
45	Eastend South	179	21	32	77	130	2
46	Frontier Rural	227	45	12	89	146	_
47	Frontier	243	37	14	87	138	1
48	Consul	173	22	7	61	90	
	Prairie Health Care Centre, Cabri	18	3	1	1	5	
	Eastend Wolf Willow Health Centre, Eastend	23	1	2	5	8	
	Gull Lake and District Special Care Home, Gull Lake	34	5	2	-	7	
	Western Senior Citizens Home, Leader	35	6	6	1	13	
	Cypress Lodge Nursing Home, Maple Creek	51	2	-	5	7	
	Cabri Advance	31	7	19	3	29	
	Eastend Advance		6	9	20	35	-
	Gull Lake Advance		22	11	24	57	
	Leader Advance		7	13	18	38	
	Maple Creek Advance		, 21	15	25	61	
	Absentee Ballots		1	5	∠5 1	7	
	Hospital/Remand Ballots		3	5 1	3	7	
	·	10.770					
	Totals	10,778	1,509	1,270	2,958	5,737	25
	Candidate Elected - Wayne Elhard	1.440					
	Plurality	1,449					

Plurality % Who Voted % By Party 1,449 53.46% 26.30% 51.56% 22.14%

SASKATCHEWAN Constituency of Cypress Hills



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# Summary of Expenses Incurred and Reimbursements Paid: Registered Political Parties

Registered Political Party	Maximum Expenses Allowable	Petty Expenses	Hire of Premises	Advertising
Liberal	33,435.00	_	_	_
New Democratic Party (N.D.P.)	33,435.00	_	_	_
The Saskatchewan Party	33,435.00	-	-	_
Totals	100,305.00	_	_	_

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#### Appendix II

Amount of Reimbursement	Total of Expenses	Unpaid or Disputed Claims(a)	Travel and Hire of Vehicle	Goods Supplied	Services
166.67	500.00	_	_	_	500.00
_	_	_	_	_	_
_	_	-	_	_	_
166.67	500.00	_	_	_	500.00

<sup>(</sup>a) Unpaid claims, if paid, are included in the total of expenses used for the calculation of reimbursement; disputed claims are not.



# Summary of Contributions Received, Expenses Incurred and Reimbursements Paid: Candidates and Business Managers

Candidate	Contributions Received	Maximum Expenses Allowable	Candidate's Personal Expenses(a)	Candidate's Campaign Expenses	Petty Expenses	Hire of Premises
Cypress Hills						
(Eligible Voters - 10,778)						
Barry Thienes (L.)	31,858.50	40,122.00	_	1,890.00	1,034.72	600.00
Keith Murch (N.D.P.)	37,051.10	40,122.00	_	2,003.81	_	420.00
Wayne Elhard (Sask.)	20,478.27	40,122.00	-	1,763.76	1,274.90	390.00
Totals	89,387.87	120,366.00	_	5,657.57	2,309.62	1,410.00

<sup>(</sup>a) Candidate's personal expenses are not included in the total of expenses.

#### Appendix III

Services	Goods Supplied	Travel and Hire of Vehicle	Unpaid or Disputed Claims(b)	Total of Expenses	Amount of Reimbursement
15,108.84	_	535.00	_	26,415.38	13,207.69
21,187.02	3,817.21	_	_	33,747.87	16,873.94
5,646.57	2,620.96	568.80	_	18,298.72	9,149.36
41,942.43	6,438.17	1,103.80		78,461.97	39,230.99
	15,108.84 21,187.02 5,646.57	Services Supplied  15,108.84 - 21,187.02 3,817.21 5,646.57 2,620.96	Services         Goods Supplied         Hire of Vehicle           15,108.84         -         535.00           21,187.02         3,817.21         -           5,646.57         2,620.96         568.80	Services         Goods Supplied         Hire of Vehicle         Disputed Claims(b)           15,108.84         -         535.00         -           21,187.02         3,817.21         -         -           5,646.57         2,620.96         568.80         -	Services         Goods Supplied         Hire of Vehicle         Disputed Claims(b)         Total of Expenses           15,108.84         -         535.00         -         26,415.38           21,187.02         3,817.21         -         -         33,747.87           5,646.57         2,620.96         568.80         -         18,298.72

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<sup>(</sup>b) Unpaid claims, if paid, are included in the total of expenses used for the calculation of reimbursement; disputed claims are not.

### Elections Saskatchewan Expenditures

Appendix IV

\$122,047.46

By-Election:	Constituency	of Cypress Hills

I.	Ele	ections Saskatchewan	
	A)	Administration  (i) Advertising  (ii) Information Technology  (iii) General Contractual Services  (iv) Postal/Courier/Freight  (v) Travel/Business	\$13,719.13 1,216.80 205.34 21.10 88.00
	B)	Registered Political Parties  (i) Reimbursement of Registered Political Parties' Election Expenses  (ii) Reimbursement of Auditors' Fees	166.67 856.00
	Ele	ections Saskatchewan Expenditure	\$16,273.04
II.	Cor	nstituency	
	A)	Election Officials  (i) Returning Officer  (ii) Election Clerk  (iii) Enumerators  (iv) Polls (Officials/Rental of Space)	\$ 4,340.00 3,000.00 15,848.79 27,280.60
	B)	Administration  (i) General Contractual Services  (ii) Rent of Ground/Buildings/Office Space  (iii) Telephones  (iv) Miscellaneous Materials/Supplies  (v) Postal/Courier/Freight  (vi) Advertising  (vii) Printing/Duplicating (Ballots/Proclamation/Voters' List)  (viii) Travel/Business	3,466.47 833.50 2,266.07 28.96 103.56 1,043.87 4,054.37 2,271.46
	C)	Candidates  (i) Reimbursement of Candidates' Election Expenses  (ii) Reimbursement of Auditors' Fees  (iii) Interest	39,230.99 2,001.00 4.78
	Co	enstituency Expenditure	\$105,774.42

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**Eligible Voters** 10,778 **Cost Per Voter** \$11.32 (11.323757)

**Total By-Election Expenditures** 



Appendix V

Community		Community	
		<b>,</b>	
Abbey	Village	Sceptre	Village
•	S	Senate	Hamlet
Battrum	Hamlet	Shackleton	Village
Burstall	Town	Sidewood	Hamlet
		South Fork	Hamlet
Cabri	Town	Success	Village
Carmichael	Village		
Consul	Village	Tompkins	Village
Divide	Hamlet	Verlo	Hamlet
Dollard	Village	Vidora	Hamlet
Eastend	Town	Webb	Village
Estuary	Hamlet		
Fox Valley	Village		
Frontier	Village		
Golden Prairie	Village		
Govenlock	Hamlet		
Gull Lake	Town		
Hatton	Hamlet		
Hazlet	Village		
Horsham	Hamlet		
Lancer	Village		
Leader	Town		
Lemsford	Hamlet		
Liebenthal	Hamlet		
Linacre	Hamlet		
Loomis	Hamlet		
Maple Creek	Town		
Mendham	Village		
Pennant	Village		
Piapot	Village		
Portreeve	Hamlet		
Prelate	Village		
Ravenscrag	Hamlet		
Richmound	Village		
Robsart	Village		
Roseray	Hamlet		