Cumberland Coal & Iron Company
vs
Allen M. Sherman, Wm B. Dean, and The Hoffman Steam Coal Company of Allegany County

Interrogatories to Witness produced before A. Snider

Interrogatories to Andrew McKaffey

Int 1st Are you or not acquainted, with the Corporation called, Cumberland Coal & Iron Company? If you, have you at any time been an officer of said Company: and what officer and for what time.

Int 2nd State whether or not from time to time you made reports as President of said Company to the Stockholders of said Company? If you, Examine the book now shown you, at the time of your Examination, and state whether said reports or any, and if any which of them are recorded in said book, and designate the places in said book, by page or otherwise where they are recorded, so as to designate the same and file said book with the Commissioner.

Int 3rd Are there or not, within your knowledge any action of the Stockholders of said Company taken or had upon said reports? If you, is there any record, of such action of the Stockholders thereon: and if you answer there is such record, produce the same, to the Commissioner, and designate the same by page or otherwise so as to distinctly show such action as Each of said Reports separately, by the said Stockholders, specifying in your answer, the date of such action respectively;

Int 4th Were you or not present, at a meeting of the Stockholders of said Company held on the 4th June 1855? If you, state whether or not the said Stockholders passed any resolution relative to the sale of any part of the Co's land: and if there is any record of such resolution; point out the same and designate it by page or otherwise, so as to distinguish the same: and by whom was said resolution offered and at what instance, and under what circumstances was said resolution offered?

Int 5th Do you or not know the "Aster Mine" on the lands of the Cumberland Coal & Iron Company? If you, state if you can, when the same was opened and if the same was at any time worked by said Company: and if you when and by what means were the product of the same transported from said mine:

Int 6th Had there been at any time and if you when and by whose direction any survey was made for a locomotive railroad to connect said Aster Mine with any railroad and if you what railroad, and when was such survey made:

Int 7th You have stated, in answer to the 4th int that a resolution was passed by the Stockholders of Complainant on 4th June 1855 relative to a sale of part of Company's property, and you have shown such resolution, state whether or not any action under said resolution was at any subsequent time, and if you whether under said resolution by board of directors of said Company: and if there is any record of such action of the board, point out the same, and designate the same: and state the date of such proceeding?

Int 8th Under the resolution of the board of directors referred to and pointed out by you in answer to the last interrogatory, state whether any action was taken by you as President of said Company under the same resolution and if there is any record of such action show the same, and designate it by page, and specify the date.

Int 9th Have you or not any knowledge of the action of said Committee

referred to in your answer to 8th interrogatory, and especially whether said Committee made any report of their proceedings, and if they made such report whether or not any record of the same and if you, point out the same, and designate it and state the date of same and to whom said report was presented, and state also if there was such report of such Committee, and if any action was had thereon by the board of directors of Complainant, state such action, and if the same is recorded point out and state it date.

10th Int. State if you know, whether any map or maps were presented by said Committee with and as part of the report mentioned in your answer to 9th interrogatory and if you what was done with said Map or Maps?

Int 11th Have you or not any knowledge whether or not any effort was made to make sale of the lands mentioned in the resolution of the Board, designated by you in answer to 9th int: and under such sale to effected at the price of $200.000, therein named;

Int 12th Have you any knowledge of any subsequent action of the board of directors of said Complainant relative to the contemplated sale of its lands or any part thereof: and if you, and there is any record of such proceedings, point out the same by page or otherwise, designate the date thereof;

Int 13th Do you know, or can you state, whether or not any effort were made by you or other members of of said board of Directors, or any Committee of said board, to make sale of said portion of the property, mentioned in the resolution last pointed out by you, state what you know of such efforts and the result thereof, prior to the time of contracting with defendants Sherman and Dean

Int. 14th Do you know or can you state whether or not before contracting with Sherman and Dean and whilst the matter of a sale was a director, and to whom was such offer made, and what was the result thereof;

Int 15th State whether or not, you have a knowledge as to the means used to induce the defendant Sherman (if such means were used) to become a purchaser in said property, and state whether the said Sherman was or not active in making the purchase at all; and did he or not become a purchaser, until all efforts to sell to others had failed.?

Int 16th. State whether or not the transportation contract made between the Complainant and Sherman & Dean before spoken of by you, was made by said Company with Sherman and Dean, as an independent contract, separate and apart from the conveyance of the land conveyed to said Sherman and Dean, and in what light as to Each other were said transportation contract and the sale of said lands treated in the negotiation.

Int 17th After the Execution of said deed and transportation contract were or not the same reported to the President and Directors of Complainant. If you: When was the same so reported, and if there is a record or minute of the same, please show and designate the same, and state it date and if there was any action thereon by said board of directors and there a record or minute of such action, point it out and designate the same and it date.?

Int 18th Have you any knowledge, and can you state, whether said deed and contract, to and with Sherman & Dean, were at any time and if you; When submitted to a meeting of the Stockholders of Complainant: If you state by whom the same was so reported, and