I think that at a subsequent meeting Mr Schley came in, I did not hear Mr Schley at that time.

Eight, Crop Interrogatory. Did Mr Schley advise as to the formation of the Company, and was the article of association directed or prepared by him.

To the Said Eight Crop interrogatory he answers, I hear he did, that is to say, he wrote the certificate of organization of the Company, which was ultimately filed in Allegany County. I am very positive he did not there and there advise the Company, and I will state the reasons of my confidence on the subject if you desire it.

Ninth Crop Interrogatory. State the reasons why you think he did not advise the Company.

Answer. Why Sir, Mr Sherman and Mr Dean, principally Sherman, seemed to have everything prepared, and they did not seem to want any advice.

Tenth Crop Interrogatory Did not Mr Schley upon examining what had been done, object to it as not being in sufficient conformity with the laws of Maryland, and make a new draft in conformity with his views and which was ultimately adopted

Answer. I have no recollection of that Sir.

Eleventh Crop Interrogatory. Did not Mr Schley converse upon the subject of the meeting, and state what the requirements of the laws of Maryland were.

Answer. I have no recollection of that Sir. not that I remember.

Twelfth Crop Interrogatory. What did Mr Schley do at that meeting.

To the Said Twelfth Crop interrogatory he answers. He seemed to be conferring with, at all events he was conversing with Judge Sherman, I mean to say they were conversing in an undertone.

Thirteenth Crop Interrogatory When and where was the meeting held if any such was held, at which the stock was subscribed and the deed accepted in payment of the sales of Sherman and Dean.

Answer. I think Sir, that the Company was organized on the 19th of August 1858. I am speaking from memory, and the conveyance from Sherman and Dean to the Company was made on the 20th of August 1858. Both meetings were held at Barnum's Hotel.

Fourteenth Crop Interrogatory. Who was present at the meeting at which the deed was delivered, and was any formal vote of acceptance taken or other act of distinct acceptance of it.

Answer. The incorporators alone. I am certain that that is so. I am speaking from memory alone, Judge Sherman, and I now recollect Mr Dean, who was not one of the Corporators, was also there, Mr Dean left pretty soon, I think there was a vote of acceptance taken, My recollection is that I read the deed very carefully, I first read it to myself and then read it aloud, and asked if there were any objections to it, that I saw none, it was then formally received and accepted.

The Commission was then adjourned to the fourteenth of July in the same year, at ten in the forenoon, and the same last mentioned place, at which last mentioned time and place the Commission met, pursuant to notice, and proceeded in presence of the Solicitors of the respective parties to take the following depositions that is to say.

The said S. B. Postley being still Crop examined on behalf of Complainants deposeth and saith as follows, that is to say,



Fifteenth Crop Interrogatory. How many meetings of the Board of Directors had been held, if any and When and Where.

Answer. All have been held in the City of Baltimore, but how many, I am unable to say without investigating.

Sixteenth Cross Interrogatory, Was Judge Sherman attendant at all the meetings of the board so far as you know.

Answer. After the organization of the Company, I think that he did not attend any of them, up to the time of his resignation.

Seventeenth Crop Interrogatory. When you say after the organization of the Company, you mean after the meeting at which the deed was accepted do you not.

Answer. Well Sir, I mean after the meeting of the 19th and 20th of August 1858. I may be mistaken in this, I am speaking from recollection. I think he attended the meetings of the 19th and 20th of August, and I have an indistinct recollection of his attending one subsequent meeting.

Eighteenth Crop Interrogatory He answers, Did you or not understand that Boyce, Shoemaker and Johnson, were nominal stockholders, made such for the purpose of giving legal effect to the Corporation under the laws of Maryland.

To the Said Eighteenth Crop interrogatory he answers, Never Sir, on the contrary my impression was that all or some of them intended to become large stockholders.

Nineteenth Crop Interrogatory How much stock did you subscribe for at the meeting of the 20th of August 1858, How much did you pay first and how.

Answer. One Share Sir, I gave a check for $100 first on the Mechanics Bank of New York, which was paid, and the cancelled check returned to me, and the money charged to my account.

Twentieth Crop interrogatory, Was the hundred dollars paid by you, did it return to you or account for to you in any dealing with the Company.

Answer, Never in any shape or form, or the slightest intimation that it was wanted so.

Twenty first Crop Interrogatory, How much stock did Boyce subscribe for, and did he pay for his stock.

Answer. One Share, he paid his subscription.

Twenty second Crop Interrogatory. Was his money ever returned to him.

Answer. No Sir, certainly not by the Company, I say positively so far as my knowledge is concerned.

Twenty third Crop Interrogatory. How much did Shoemaker subscribe for, and how much did he pay.

Answer. Mr Shoemaker subscribed for one share at 100 dollars.

Twenty fourth Crop Interrogatory, Was his money ever returned to him.

Answer. I make the same answer to that as the question applying to Mr Boyce.

Twenty fifth Crop Interrogatory. Do you make the same answer as to the subscription and payment of Johnson.

Answer. Yes Sir. I will add if you wish, that I do not believe the money was returned to any of them.

Twenty sixth Crop Interrogatory. Who subscribed the residue of the stock.

Answer. Six shares were subscribed, and paid for by Judge Sherman,