

All work ceased upon the road after the last payment to the Company by the State of Maryland, and has not been resumed. The Company is now in the hands of receivers appointed by the Circuit Court for Prince George's county.

The undersigned would further state, that Smoot testified that he had paid to secure this subscription and the money realized from it, but declined to state the amounts so paid or to whom paid. He also stated that these payments had not been made to any State or county official. As the Committee did not insist upon his answering these questions, but adjourned, and failed to procure the presence of Messrs. Davis and Woolford, who made the payments, and Messrs. Sloan, Baldwin and the members of the firm of Alexander, Brown & Sons, who received the money, the undersigned can only say that in their opinion the Committee has failed to carry out the instructions of your honorable bodies as set forth in the third clause of said resolutions.

The undersigned would recommend the subject to the attention of the next General Assembly of the State.

The undersigned would respectfully add, that in relation to the first clause of the resolutions under which the Committee acted, they report, that the subscription of the Treasurer of this State to the capital stock of the Southern Maryland Railroad, was induced to be made by the false and fraudulent statements contained in an affidavit of Samuel S. Smoot, dated October 19th, 1872.

Second. That of the sum of \$163,000, one-half thereof was induced to be paid by the Treasurer of the State by the false and fraudulent statements of Samuel S. Smoot, Hamilton G. Fant and Chas. H. Winder, contained in a certain affidavit made by them February 6th, 1873. That the additional sum of \$815.00 was paid to the assignees of said Company by the Treasurer of the State on the warrant of the Comptroller, without any evidence whatever, and that the whole of said sum of \$163,000 was paid to the assignees of said Company on the warrants of the Comptroller without the proof required by the Acts of 1868, chaps. 454 and 150.

Third. That by the adjournment of the Committee as hereinbefore set forth, they have been unable to ascertain the disposition made by the Company or its officers of the said sum of \$163,000.

Fourth. By reason of the refusal of the Committee to summon and examine the necessary witnesses, the undersigned cannot say positively whether any other person than the State of Maryland is a *bona fide* stockholder in the Company, but the undersigned believe from the absence of such testimony,