

rate as the Baltimore and Ohio road did from Baltimore to the same points.

Mr. Garrett.—What were the orders of the New York Central Company to its agents in the West in reference to rates from New York in comparison with Baltimore?

Witness.—I do not recollect that positively.

Mr. Garrett—What was the character of the instructions to the Baltimore agents, as to rates from the West to the East?

Witness—They got specific directions to discriminate in favor of Baltimore.

Mr. Garrett—During this period that the difficulty occurred with the New York road, were any discretionary orders given to agents at the West? Did you forward any specific rates for their guidance, or were they instructed to act according to their best judgment?

Witness—In one or two instances, the agents at Cincinnati, Louisville, and St. Louis, were instructed to use their best judgment.

Mr. Garrett—Was there ever any dispatch sent in consequence of agents taking freight at unremunerative rates?

Witness—There was, sir.

Mr. Garrett—Have you a copy of that dispatch?

Witness—I have, sir. It is as follows:—"Baltimore, 6 May, 1859.—Morehead & Co., Louisville, and T. McBurne, Cincinnati.—Let other roads have all freights that pay us less than 20 cents per 100 lbs. The business you are now sending us is making a serious loss to the Company. Discretion does not mean suicidal absurdities. (Signed)

"JOHN W. GARRETT, President."

Mr. Garrett—Were there any cases, after that dispatch was sent to Cincinnati, of shipments which paid the Company less than 20 cents a 100 lbs.

Witness—Yes, sir.

Mr. Garrett—What course was taken with the agent at Cincinnati?

Witness—We made out a bill against him, amounting to some \$1400, for such differences, which amount has been paid into the treasury.

Mr. Garrett—In the case of the Louisville agent (regarding which some testimony has been taken), what course was pursued in regard to the agent there?

Witness—We did not pay him anything for any freight he shipped that did not nett us 20 cents per 100 lbs.

Mr. Garrett—Was he censured?

Witness—Very severely, sir. He came to Baltimore for the purpose of endeavoring to retain his situation, and acknowledged to me that he had done wrong in disobeying orders.

Mr. Garrett—Will you state the proportions—first, the rates on 1st, 2nd, 3rd, and 4th class goods from New York to St.