

forming part of a report from the Secretary of war to the U. S. Senate.

I commenced work on the Eastern Shore Rail Road on 9th October, 1838, and continued so to work until 9th April, 1839. I stopped from a want of funds to carry on the work, and from a non-compliance of contract by the company. The company by contract, were to make and pay up monthly, estimates of work performed. They made up but three estimates, these were for excavation only. These were paid by the company. The estimates for grubbing, cutting timber, rock blowing, quarrying, halling stone, and other work ordered by the engineer, were never made, and for these items I never received one cent. I applied by myself and through my clerks for these estimates, but could never obtain them nor any money for any part of my work, after the three estimates referred to.

The consequences of this failure on the part of the company to perform their portion of the contract, has been to me of a most serious character. To pay the men in my employment, I was forced to advance my own funds, and these I could only make available by the sale of stock and bonds at a severe loss. At one time, when some of my sub-contractors were in jail at Elkton for debts which they were unable to pay, from a want of means which ought to have been rightfully supplied through me by the company, in order to procure their release, I was obliged to force a sale of stocks in Wall street, New York, which had been yielding me seven and eight per cent., and in Baltimore I was likewise compelled to make a forced sale of notes, at twenty per cent. discount. The men were in a state of threatened insurrection, from the failure of the company to make payment to me, and for this want of supply of means justly due me. I had but one resource to quiet the workmen and that was by forced sales of stock as before stated, &c., to my serious loss, and the deprivation of the frugal savings of a life of hard labor.

<i>Eastern Shore Rail Road Company</i>		
	<i>To M. Duval,</i>	
	<i>as per account kept by Jacob Stansbury, my</i>	
	<i>clerk and agent,</i>	<i>Dr.</i>
1839.	To Waggon and harness, per No. 1,	\$100 00
Oct 29	“ Loss sustained by stopping work, No. 2,	6,571 93
	“ Making road from bridge, 3,	737 75
	“ Expenditures of Quarry, 4,	2,375 80
	“ Sections 14, 16, 18, 19, 16, see acct. and evidence of Milton M. Welsh, clerk and agent, No. 5,	2,854 76
	“ Stonework, 6,	373 37
	“ Building privy for General Sewall, 7,	36 75
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		\$13,050 36