

Two days after, to wit, May 16, (as also appears by Smith's pamphlet, pages 28 and 29) F. O. J. Smith replied to Mr. Raymond's letter, and the following are the material portions of it, to which I beg your particular attention :—

"I will contract the service of the Telegraph in respect to foreign news on this line, to the proprietors of the papers you name, for one year from this date, on the following terms.

"To give their despatch, on each arrival of a foreign steamer, priority on any one wire which may be in order for work through to New York, and on all other wires that shall be worked through to New York, from the time the Despatch shall be delivered at the Boston office, until its transmission shall have been completed. * * *

"You shall have the exclusive right to admit and to dismiss other parties to, and from the benefits of the arrangement, on giving the President of the Association, for the time being, written notice of the admission and discontinuance of each, as it shall occur.

"If you give other parties, private individuals, reporters, or presses, the use of news before put into public circulation in good faith, payment shall be made, as for a copy of the excess over 3000 words, be the same more or less, by each party so furnished, at the usual newspaper rates of transmission.

"I will accord to you the desired authority to prevent any part of the news from leaving the office at New York until you choose to send it out."

Such, then, Gentlemen, was the arrangement between F. O. J. Smith and the Associated Press, deliberately entered into by said Smith at a time when he had *sole controul* of all telegraphic facilities north of New York. That the arrangement was regarded at the time as an *odious monopoly* by papers which were *excluded* from obtaining the news in New York, I well remember—but no one, to my knowledge, ever found fault with the Association—they dictated no terms of monopoly—but Smith, *unmasked*, conceded the monopoly, and they would have been recreant to their own interest if they had not accepted it. By the terms of the contract, some half dozen New York papers were utterly excluded from the right to enter the Association or to receive the news upon any terms. At that time my interests were in conflict with those of the Associated Press, and the *outside* papers in New York, knowing my ability to get on the news in advance of the arrival of the steamers at Boston, applied to me repeatedly to aid them in their extremities. I did attempt to serve them, but, though I placed the foreign news in Smith's office *hours* in advance of all others, and hours in advance, even, of the arrival of the English steamers, yet, by the *cunning knavery* of Smith and a subservient slave or *understrapper* of his of the name of *Sadler*, he was always equal to the emergency, and I could never