

maintain at an enormous expense, a locomotive express from Portland to Boston—also subjecting the whole commercial community of the United States and Canada, who rely upon the different Presses concerned in the enterprise for the foreign news, to great inconvenience, loss of time, hazard and vexation.

There is no pretence on the part of Smith or others, that the New York Association have ever violated their obligations in the slightest degree in that city or elsewhere, except in Boston. The question at issue, therefore, is brought down to a narrow compass, and may be stated thus:—what were the obligations assumed by the New York Association in regard to the publication of the news in Boston? This important question can be answered in no better way than in the language of Smith himself, and here it is: “This I am ready to do,—to consider your existing contract” [*i. e.* that of 15th May, 1848, before quoted, in which no allusion whatever was made to the Boston Press] “for the Press between Boston and New York, elongated to Portland, in terms and duration, *varied only so as to allow Boston papers to come in by paying their share of expenses.*”—I beg, Gentlemen, that you will note Mr. Smith’s conditions.

Another question here arises, and that is, what was understood by the term “Boston Papers?” There can, I apprehend, be no difference of opinion, that it was the understanding between Mr. Smith and the Committee, that there should be *one* Association (not *several*) of Boston Papers, to which *all* should be admitted to share in the publication of the news upon paying “their share of expenses.” A Boston Association was, accordingly, formed, and *nine* of the then *twelve* daily papers in that city immediately joined it, and through their Committee, (as you are informed by Mr. Smith, at page 12 of his pamphlet) effected a satisfactory arrangement with the New York Association, and ever after, to the present time, have been content to receive the news through the agency of the latter Association.

The nine original members of the Boston Association are still members, except the Evening Journal and Evening Traveller—the Evening Transcript not having been in the Association for some months after it was first formed. The New York Association have never had any dealings with individual presses in Boston, and it must, I think be apparent to your minds that it never was contemplated that they should have anything to do with the private or local differences that might arise between different members of the Boston Association—which Association, as I have before remarked, is now composed of the same members (with the exception of two *never-to-be-satisfied spirits*) as it was