

The Advocate

AND TOPEKA TRIBUNE.

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TOPEKA, KANSAS, WEDNESDAY, SEPTEMBER 28, 1892.

OFFICIAL PAPER OF THE
PEOPLE'S PARTY OF KANSAS.

GEO. T. ANTHONY'S EMBEZZLEMENT OF THE SCHOOL FUND.

We have had several requests to furnish the proof of George T. Anthony's embezzlement of the school fund in New York state, and we therefore publish the following records of the supreme court of the state of New York:

State of New York, Supreme Court, Albany County.

The people of the state of New York against George T. Anthony, Robert L. Hill, Isaac W. Swan and Augustus M. Ives. Summons for money demanded on contract. (Com. not served.) To the defendants:

You are hereby required to answer the complaint in this action, which will be filed in the office of the clerk of the city and county of Albany, at the city hall in Albany, and to serve a copy of your answer to the said complaint on the subscriber, at his office in the state hall, in the city of Albany, within twenty days after the service of this summons on you, exclusive of the day of such service; and if you fail to answer the said complaint within the time aforesaid, the plaintiffs in this action will take judgment against you for the sum of three hundred and fifty and 25-100 dollars, with interest from the 9th day of November, one thousand eight hundred and fifty-nine, besides the costs of this action. Dated February 13, 1892.

J. H. MARTINDALE,
Attorney General, for plaintiffs.

Supreme Court.

The people of the state of New York against George T. Anthony, Robert L. Hill, Isaac W. Swan and Augustus M. Ives.

I hereby admit due service of a copy of the annexed summons made on me at the city of New York this second day of March, 1892.

I. W. SWAN.

Supreme Court, Albany County.

The people of the state of New York against George T. Anthony, Robert L. Hill, Isaac W. Swan and Augustus M. Ives. Complaint:

The people of the state of New York, plaintiffs in the above entitled action, by J. H. Martindale, their attorney general, complain of the above named defendants, and respectfully show to this court:

That on or about the twentieth day of April, in the year one thousand eight hundred and fifty-nine, George T. Anthony, one of the above-named defendants, was duly appointed one of the commissioners for loaning certain moneys of the United States, for the county of Orleans, in the state of New York, and entered upon, and continued to hold said office until on or about the 5th day of April, 1861; that the defendants, George T. Anthony, Robert L. Hill, Isaac W. Swan and Augustus M. Ives, did, in pursuance of the statutes in such case made and provided, on the twenty-sixth day of April in the year aforesaid, under their hands and seals, execute and deliver to the said plaintiffs a certain bond or writing, obligatory, wherein and whereby they acknowledged themselves, jointly and severally, to be held and firmly bound unto the people of the state of New York in the sum of nine thousand three hundred and thirty-four and 33-100 dollars, to be paid to the said people, conditioned, that "if the said George T. Anthony, duly appointed one of the commissioners for loaning certain moneys of the United States for the county of Orleans, shall well, truly and faithfully perform the duties of said commissioner, pursuant to an act entitled, 'An act authorizing a loan of certain moneys belonging to the United States', deposited with the state of New York for safe keeping, and shall discharge his said duties without favor, malice or partiality, then this obligation to be void; otherwise to remain in full force and virtue."

And the plaintiff affirms and avers that the said defendant, George T. Anthony, has not kept and performed the conditions of the said bond or writing obligatory according to the tenor and effect of the same, but on the contrary thereof has failed in the performance of his duties of said commissioner, in not having accounted to the said plaintiff for the moneys placed in his hands as such commissioner, and in having retained in his hands a portion of said moneys contrary to law.

And the said plaintiffs aver that there was due to them from the said defendant, George T. Anthony, on the 9th day of November in the year 1860, and is still due, the sum of three hundred and fifty and 25-100 dollars, which the said defendant has neglected and refused, and still does neglect and refuse to account for or pay over to the said plaintiffs.

By reason whereof an action has accrued to said plaintiffs, to have and demand of and from said defendants herein the full sum of three hundred and fifty and 25-100 dollars.

Whereof the plaintiffs demand judgment

against the said defendants for the sum of three hundred and fifty and 25-100 dollars, with interest from the 9th day of November, one thousand eight hundred and fifty-nine.

J. H. MARTINDALE,
Attorney General, for plaintiffs.

City and County of Albany—ss.

Thomas Hillhouse being duly sworn, says: That he is comptroller of the state of New York;

cents costs and disbursements, amounting in the whole to five hundred and thirty-two dollars and ninety seven cents.

Amount claimed..... \$350 25
Interest..... 161 52
Costs..... 21 30

Amount..... \$532 97
G. K. WINNE, Clerk.



HON. S. H. SNIDER, OF KINGMAN, KAS.

that he has read the foregoing complaint and knows the contents thereof, and believes the same to be true; that his belief is based upon knowledge of the facts derived from the records in the office of the said comptroller.

THOMAS HILLHOUSE,
Sworn before me this 21st day of March, 1892.
HENRY GALLIEN,
Commissioner of Deeds, city of Albany.

Supreme Court.

The people of the state of New York against Robert L. Hill, Isaac W. Swan and Augustus M. Ives, Impleaded with George T. Anthony. Judgment June 13, 1892.

The summons, with a copy of the complaint in this action having been personally served on Robert L. Hill, Isaac W. Swan and Augustus M. Ives, three of the defendants, more than twenty days previous to this date, and no copy of answer having been served on the plaintiffs attorney general, as required by the summons. Now, on motion of S. H. Hammond, the plaintiff's deputy attorney general, it is hereby adjudged that the plaintiffs recover of Robert L. Hill, Isaac W. Swan and Augustus M. Ives, the defendants, the sum of five hundred and eleven dollars and sixty-seven cents, with twenty-one dollars and thirty

Supreme Court.

The people of the state of New York against Robert Hill, Isaac W. Swan and Augustus M. Ives, Impleaded, etc.

Costs by statute..... \$10.00
Clerk entering judgment..... .50
Affidavits..... .18
Transcript and docketing..... .10
Serving complaint and summons and returning execution, two additional defendants..... 4.50
Sheriff receiving execution..... .50
Postage..... .50

Amount..... \$21.30

City and County of Albany.

Stephen H. Hammond, plaintiff's deputy attorney general in the above action, being duly sworn, says that the disbursements above mentioned have been made or incurred in this action to deponent's knowledge and belief; and that no answer or demurrer has been received herein.

S. H. HAMMOND.

Sworn to before me this 15th day of June, 1892.

HENRY GALLIEN,
Commissioner of Deeds, city of Albany.

State of New York, City and County of Albany, —ss. Clerk's Office.

I, William E. Haswell, clerk of the said city and county, and also clerk of the supreme and county courts, being courts of record held therein, do hereby certify that I have compared the annexed copy judgment roll with the originals thereof filed in this office on the 13th day of June, 1892, at 2 p. m., and that the same is a correct transcript therefrom, and of the whole of said original.

In testimony whereof I have hereunto set my hand and affixed my official seal this 20th day of September, 1892.

WM. E. HASWELL, Clerk.

STATE OF NEW YORK,
ATTORNEY GENERAL'S OFFICE,
ALBANY, September 20, 1892.

D. R. ANTHONY, Esq.—Dear Sir: Your letters bearing date respectively the 16th and 17th, were referred by the secretary of state to this office.

I send to-day to you by express C. O. D., certified copy of judgment roll in People against George T. Anthony, Impleaded with others. The records of this office show that this is the only suit brought by the attorney general against any person by the name of Anthony, between the years 1860 and 1870. They also show that George T. Anthony was not served in this suit, as he was out of the state, and that the judgment is still unpaid.

I remain, yours respectfully,
S. W. SWANEY, Clerk.

STATE OF NEW YORK,
COMPTROLLER'S OFFICE.

I hereby certify that the following entry appears in the book of accounts of Commissioners U. S. Dep. Fund No. 2, on page 330 "Orleans County Commissioners" in the year 1867, to-wit: "Amount due from George T. Anthony, late commissioner: Judgment obtained and execution returned unsatisfied—Interest, \$73 55; principal, \$350 25."

In witness whereof, I have hereunto subscribed my name and caused the seal of my office to be affixed this 4th day of October, 1876, at the city of Albany.

HENRY GALLIEN,
Deputy Comptroller.

NO PROPERTY FOUND TO PAY THE SCHOOL FUND DEFAUCATION—FROM THE RECORD OF CASES IN THE BOOK OF THE ATTORNEY GENERAL OF THE STATE OF NEW YORK.

Supreme Court, County of Albany.

The people of the state of New York against George T. Anthony, Robert L. Hill, Isaac W. Swan and Augustus M. Ives.

1866, February 19.—Summons served on all the defendants except Anthony (out of the state).

1866, March 1.—Received notice of appearance from Sickles, Graves and Childs, attorneys for defendant, by mail.

1866, March 21.—Served copy of complaint.

1866, May 20.—Served notice of assessment of damages for June 6.

1866, June 13.—Judgment entered for default.

Damages..... \$611 67

Costs..... 21 30

\$632 97

Sent execution and transcript to sheriff of Orleans county.

1866, July 28.—Execution returned unsatisfied.

1867, October 18.—Notice sent on behalf of Isaac W. Swan, to appear before J. D. Husbands, register in bankruptcy, on the 25th inst.

Ended, defendants no property.

A Little More Tariff Needed.

KALAMAZOO, MICH., Sept. 23.—The Kalamazoo Spring and Axle company, of which United States Senator F. B. Stockbridge is president and a large stockholder, has posted notices of a 10 per cent. reduction of wages on certain classes of work. The concern has hitherto paid large dividends, but now has to compete with the steel spring trust made possible by the protective tariff.

Minter Bros., one of the oldest commission firms at Kansas City, was established in 1879, do a strictly commission business in grain, seeds, hay and mill produce. Consignments given personal attention and sold by sample on their merits; also make liberal advances. Have one of the best wheat salesmen on the board.