

The Topeka State Journal.

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JUDGES AND PASSES.

More About Their Use by Supreme Court Justices.

Justice Allen Does Not Use Railroad Passes.

Says He Lays Them Away in His Letter Cabinet.

AND PAYS HIS FARE.

Justices Horton and Johnston Travel on Passes.

Justice Horton Rides Very Little on His L's Said.

CANDIDATE CLARK

Who's Running for the Bench on the Populist Ticket.

Has an Annual on Nearly Every Road in Kansas.

The agitation of the question as to whether supreme court judges (or, for that matter, any judges) should ride on railroad passes is one in which the public is deeply interested. Investigation shows, however, that not all the supreme judges ride on passes.

Judges Horton and Johnston are in the possession of passes which they use more or less during the year, although Chief Justice Horton's traveling is limited. Probably Justice Horton has not traveled more than to the amount of \$20 this year. Whether members of the family of the supreme court judges travel on passes is not known, but it is believed there would be no difficulty in obtaining them if they desired.

Associate Justice Allen says he does not use a railroad pass.

Today he told a STATE JOURNAL reporter that he has not ridden a mile on a railroad pass since he has been connected with the supreme court.

When the reporter found Associate Justice Allen in his office adjoining the court room this morning he was on his knees in a corner by a window sorting some old letters.

The reporter introduced the subject of railroad passes by saying: "Judge Allen, as you understand, the general public is now very much interested in knowing all about railroad passes and about supreme court judges who use or do not use them."

"Yes, I notice a good deal is being said on that subject just now," he replied.

"Well my object in coming to see you is to inquire if you ride on railroad passes?"

Judge Allen leaned back in his chair with an "I am all right" sort of an air as he replied: "Yes, I don't ride on passes and I have not ridden on a pass since I have been connected with this court."

"Have you got any passes?" asked the reporter.

Judge Allen seemed a little annoyed when this question was asked but he replied: "Yes, the railroads all sent me passes, when they sent them to the other judges, but I have never used them."

"What railroads sent you passes?"

"I can't remember all of them now, but almost all the roads in the state sent me passes the first of the year, when they sent them to the other judges."

"Did you send them back?" asked the reporter.

"Oh, no; I did not send them back; but I have not used them."

"Can't you give me a list of them, Judge?"

"No, I would have to go through all the lists just as I received them. It is in the letter files just as I received them."

Judge Allen pointed to a walnut letter cabinet, which looked as though it might be full of letters, with or without passes.

Continuing, he said: "The roads which sent me passes, as I now remember, were the Santa Fe, Missouri Pacific, Union Pacific, Frisco, Memphis, Fort Scott & Gulf and the Missouri, Kansas & Texas. I don't believe the Burlington sent me one. I used to ride on passes whenever I could get them, when I was practicing law, but I have not ridden a mile on a pass since I have been a member of the supreme court."

"You have done some traveling since you have been a member of the court haven't you Judge Allen?"

"O yes."

"And have you paid your railroad fare in the regular way like other people?"

"Yes, I have paid regular fare whenever I have ridden on the railroad since I have been a member of the court."

"Have you a Pullman pass Judge Allen?"

"No, I have not and I never did have a Pullman pass."

The Assistant Attorney General George W. Clark who is the present Populist candidate for justice of the supreme court holds railroad passes and rides on them and he very frankly told a STATE JOURNAL reporter all about it.

It was in the attorney general's private office that the JOURNAL reporter found Mr. Clark and asked about his use of passes.

"Mr. Clark do you ride on railroad passes?" asked the reporter.

Mr. Clark looked rather surprised at the pointedness of the question, but he smiled good naturedly and said calmly: "Yes."

"Have you a Santa Fe annual?"

"I have."

"Have you a Rock Island annual?"

"I have."

"Have you a Union Pacific annual?"

"I have."

"Have you a Missouri Pacific annual?"

"I have, but I have ridden just ten miles on my Missouri Pacific pass, and I haven't any passes over either the Frisco

or the M., K. & T. Please remember also that my passes are simply good over the lines of the several companies in Kansas.

Mr. Clark explained that since his Santa Fe pass was issued to him, a new rule had been adopted by that road by which no persons connected with the state administration are to have annual passes except the heads of the several departments, and he considered himself very fortunate in securing his the day before that order went into effect.

Mr. Clark is not a member of the supreme court but he is a candidate for a place on the supreme bench on the "reform" ticket and is now the assistant prosecutor of the state under a "reform" administration.

Will he give up his railroad passes should he be elected to a place on the supreme bench?

The evil of taking passes by judges on the bench, particularly on the supreme bench, which sets the example for the state judiciary, scarcely needs to be pointed out. While the court may not be "influenced" by the fact that its members hold passes, the dangerous suspicion always exists that they may lean toward the corporation that has given them favors, as against the poor litigant who has nothing to offer.

Suppose a case that a Topeka citizen has a suit in the Shawnee county district court against a grocery firm in this town and that he should discover after bringing the suit that Judge Z. T. Hazen had been getting all his groceries of this grocery firm, would not such a state of affairs be a public scandal, and would not the litigant be justified in taking a change of venue? Why is it any worse to have a free pass to obtain groceries than to have a free pass to obtain railroad transportation which otherwise would have to be paid for in money? It is a distinction without a difference.

The judges of the supreme court ought to give up their passes; and every other judge in Kansas who has a railroad pass ought to return it.

WILL GET TWO HOLIDAYS

Conflicting Dates for Labor Day a Good Thing For Postmasters.

WASHINGTON, Aug. 31.—The conflict in the dates of observance of Labor Day in several instances will result in a double holiday for postmasters in certain states where the state proclamation prescribes September 1. A large number of telegrams have been received at the postoffice department from postoffices inquiring which date to observe, that date or September 3, as provided in the act of congress setting apart the first Monday in the month.

Acting First Assistant Postmaster General Lamm has given notice that holiday hours are to be observed on the date assigned by the act, and under the postal laws and regulations, all days set apart by state authorities as legal holidays may be observed.

BREAKS ANOTHER RECORD.

The Campana Reduces the Eastward Trans-Atlantic Record Over an Hour.

LONDON, Aug. 31.—The Cunard line steamer *Umanina*, which sailed from New York August 25, arrived at Queenstown today, bringing with her another new trans-Atlantic record of speed. She passed Round's Rock at 5:34 a. m., having made the passage to that point in 3 days, 10 hours and 47 minutes. On the previous record, made in 5 days, 12 hours and 7 minutes, made in November, 1893, by the *Campana*.

The passage just ended today reduces the record time by 1 hour and 20 minutes.

STRUCK AN IRON POST.

W. P. Hall Badly Injured While Getting Off a Car.

W. P. Hall, the well known safe man, was severely though not dangerously injured on Kansas avenue near the Dutton house this morning while alighting from an electric car. He jumped off while the car was in motion, and as he was on the wrong side was thrown violently against one of the iron posts.

He sank to the ground almost insensible and was carried into the Dutton house where he was helped to a chair and soon rallied. His head was badly bruised and one of his wrists severely hurt. He was able to get home alone and it was unnecessary to call a doctor.

MORTON WILL ACCEPT.

Levi P. Morton, It is Said, Will Be the Republican Candidate for Governor.

NEW YORK, Aug. 31.—A special to the World from Reinbeck says Levi P. Morton has concluded to accept Thos. C. Platt's offer of the Republican nomination for governor. He will issue tomorrow, unless he changes his mind during the night, the formal announcement of his candidacy. It will be sent out through the press, under the authority of Mr. Morton himself.

MORE POSTMASTERS.

A Number of Kansas Towns Remembered in Today's Appointments.

WASHINGTON, Aug. 31.—Fourth class postmasters appointed today: Kansas—S. B. Carter, Cicero; W. B. Wood, Conway Springs; D. W. Reams, Dalton; F. A. Douglas, Decatur; Mrs. Maggie A. Parsons, Gypsum, Sumner county; T. E. Whitman, Morton; Paul Klein, Ufa; Edward Butler, Plina; J. L. Swisher, Wilsonton.

Kansas Patents.

Patents granted to citizens of Kansas for the week ending August 28, 1894, reported through the office of J. F. Beale, solicitor of patents, 606 F street, N. W., Washington, D. C.: John M. Burton, Wichita, stock car; Geo. E. Gillman and J. A. Richter, Kansas City, gas purifying apparatus.

Hat When Gets a Stray.

ALBANY, N. Y., Aug. 31.—"Hat" Shea, who was convicted of murdering Robert Ross at Troy during last spring's elections, and who was to have been electrocuted this week, will probably enjoy life another year. A stay has been granted.

International Epworth League.

CHATTANOOGA, Tenn., Aug. 31.—This city was tonight officially selected as the place of meeting for the next biennial international conference of the Epworth League.

FULL TEN THOUSAND

People Are at the Great Wakarusa Rally

To Hear Ingalls and Other Noted Republicans.

TALKING BEGAN AT 10.

Mrs. Sarah A. Thurston Leads the Speaking.

Followed by F. B. Dawes—Great Enthusiasm.

The biggest Republican rally of the campaign is that in progress today at Wakarusa fifteen miles south of Topeka.

This morning there were from 7,000 to 8,000 people on the grounds, and more people came in on the noon trains and in wagons, until at 1:30 there were not less than 10,000 people on the grounds.

There were twelve coaches all packed, on the excursion train which left Topeka at 9 o'clock this morning.

The five coaches on the 10:40 train out of Topeka were also packed to the guards. Several scores of Topeka people drove to Wakarusa in carriages.

But the attendance from Topeka represented only a fraction of those present. Farmers for miles around came and brought their families. The Santa Fe trains from the north brought in all they could carry from Oaage City, Burlingame, Scranton and other near cities.

The Republicans have bunched all their best speakers and those who spoke today include Mrs. S. A. Thurston, F. B. Dawes, James A. Trouman, Major E. N. Morrill, E. W. Koch and Senator John J. Ingalls. Mr. Dawes and Mrs. Thurston were the only ones who spoke at the morning rally.

Mrs. Thurston spoke first. She devoted herself to an argument in favor of the suffrage amendment.

Mr. Dawes began his speech, which lasted two hours and a long denunciation of the Populist administration for blunders and corruption in managing every branch of the state government and its institutions. He concluded with a discussion of the tariff question. He was frequently interrupted with enthusiastic applause.

The speakers for this afternoon come in the order named above. Mr. Trouman began speaking at 1:45. Senator Ingalls, who is probably the best drawing card of the day, is saved till the very last to hold the crowd.

A JOURNAL reporter went to Wakarusa on the 10:40 train. Senator Ingalls, who was accompanied by his son Ralph, Mr. Ingalls professed to be undecided on what particular lines he should speak, and said he would be governed entirely by the subjects under discussion.

The trains are all met at the depot by a drum corps headed by Company C, led by Charles McCabe. Music is also furnished by the Dispatch band, a band from Burlingame, and the Coyotes.

The rally is attended by a large number of people not there in the interests of politics, and there were fully half a dozen picnic parties here from Topeka. J. W. Stout of Topeka acted as master of ceremonies, and filled the place to perfection.

There were very many prominent Populists there. L. T. Young was there, and rode on the merry-go-round. A. C. Baker bought some red lemonade, and J. G. Waters, although a doubtful member of this class, was there too, but came home early.

Chairman Cy Leland of the state central committee was on the ground and smiled as he viewed the landscape over.

Senator Sterne and A. B. Quinton drove down in carriages with their families.

Mayor Harrison, Street Commissioner Neylor, Chairman Stephenson and City Physician Hibben ate watermelon together.

Most of the county candidates were on the ground and hunched about among the voters. E. M. Cockerill, J. G. Wood, Frank Brooks, A. A. Rodgers, Sam Gardenhire, Sheriff Burdge and Judge Elliott were there. Among the other prominent people who were present were: George Findlay, John Guthrie, George Evans, Elliott J. W. McFarland, Charles Elliott, J. D. McFarland, James Gillett, Frank Ellison, C. E. Gault, E. B. Merriam, T. F. Duran, Rev. F. S. McCabe, A. D. Hubbard, C. P. Bolmar, J. L. Williams, M. P. Hillyer, Josiah Jordan, C. H. Titus, C. D. Watson, John W. Gardiner, Justice Grover, John L. Guy, and Sam Rankin of Lawrence.

INGALLS AND THE VENDERS

He Didn't Want the Lemonade and the Peanuts Too Near.

Ex-United States Senator John J. Ingalls arrived in Topeka yesterday afternoon and spent last night in the city. He stopped at the Throop.

Senator Ingalls is going to take an active part in the campaign, although he insists that he is not a candidate.

On Wednesday he spoke at an old soldier's reunion at Delphos, Ottawa county, and stopped in Topeka on his way to Wakarusa, where he is the big attraction for today.

Senator Ingalls was anxious about the details of the arrangements for today's meeting at Wakarusa. A few days ago he wrote to the committee having the meeting in charge and asked them to please have the red lemonade, the peanut vender and the merry-go-round map kept far enough from the speaker's stand so that they won't disturb the meeting.

He asked the reporter if his request had been complied with, and added that last year when he was at Superior, Neb., a merry-go-round with a steam whistle and an organ attachment was so close to the speakers' stand that the people could not hear what was said, and last night a concert was broken up by the noise; since

that time he has been particular to warn committees to keep the business people of the vicinity at a proper distance. Senator Ingalls went to Wakarusa at 10:40 a. m. today.

HE HAS RUN AWAY.

The Asylum Attendant Who So Brutally Assaulted an Old

John Laughlin, the brutal asylum attendant, who knocked down and otherwise mistreated the aged inmate of the asylum Wednesday, left the asylum last night for fear of arrest, and his whereabouts are unknown.

After the publication in yesterday's JOURNAL of the particulars of the affair, Dr. J. H. McCassey, the superintendent, disclaimed any responsibility for the ill treatment of the unfortunate aged patient had received.

To a party of official friends Dr. McCassey declared, "I am not responsible for this. They can't hold me responsible for this."

One of the other officials suggested that if he was not responsible, he at least ought to have the attendant, John Laughlin, arrested for criminal assault.

This suggestion excited Dr. McCassey and he shouted excitedly: "I am not responsible for this; any of you can have him arrested just as well as I can."

Attendant Laughlin became alarmed at the situation and late yesterday afternoon he applied at the office for his pass which was given him, and stayed around the asylum until after dark, when he disappeared and has not been seen since.

Last night after supper Dr. McCassey, after a delay of thirty-six hours, gave his personal attention to the injuries of the unfortunate aged inmate of his institution.

The old man's hip, which was dislocated when he was knocked down by Attendant Laughlin, was set back in place, and he is now receiving the best care possible, although his suffering is intense, on account of the delay of the officials in caring for his injuries.

Dr. McCassey charges that a certain individual is furnishing the news from the asylum which is published from day to day. Dr. McCassey is mistaken, no person or reporter furnishes the news; it comes from all sources.

Dr. McCassey can rest assured that his charges will be exposed from day to day as long as he continues to misgovern the institution.

Dr. McCassey should resign if he earnestly desires to save the reputation of the institution which is now in his charge.

NATIONAL G. A. R.

Twenty-Five Prominent Campfire Speakers Have Been Secured.

PITTSBURG, Aug. 31.—The general committee on entertainment of the G. A. R. has thus far secured 25 prominent campfire speakers. In addition there are about a dozen on the uncertain list including Gen. Sickles, Henry Watterston and Secretary Stewart. The assignments that have been made are as follows:

Old city hall—Past Commander-in-Chief George Fairchild of Milwaukee, to preside; United States Senator Manderson of Nebraska; Henry Watterston of Louisville; Gen. Butterfield of Buffalo; Gov. Wm. McKinley of Ohio.

Carriage hall—Past Commander-in-Chief William Warner, of Kansas City, to preside; Wm. McKinley, Past Commander-in-Chief Russell A. Alger, of Detroit.

East Liberty Presbyterian Church—Gen. Dan E. Sickles, Ex-Gov. James A. Beaver.

Forty-fourth Street United Presbyterian Church—Corporal James Tanner, of Washington, to preside; Gen. Beaver, John Palmer.

Turpor Hall—Past Commander-in-Chief A. G. Weissert of Wisconsin to preside; Church Howo of Nebraska.

A letter from Ex-President Harrison just received states that he cannot come to the campfire, but that because of the cause of much regret among the veterans.

A LOAN OF \$120,000,000.

New York Southern Railroad Co., Considering one to the Two Years.

NEW YORK, Aug. 31.—The stockholders of the New York Southern railroad company have been called to meet at Richmond Va., October 4, to consider for approval and ratification, a proposition to execute a mortgage, or deed of trust to the Central trust company of New York, covering the property of the company, including franchises and lines of railroad, to secure an issue of \$120,000,000 5 per cent gold bonds, payable July 1, 1894.

The directors will also ask for authority to mortgage the railroad and other property of the company to the Chesapeake, Virginia & Georgia road for \$4,000,000 at 5 per cent interest, the mortgage to become due Sept. 1, 1894, and to be payable in gold, these latter bonds to be in lieu of the equipment and income bonds on which the mortgage has been foreclosed.

DECIDED NOT TO DO IT.

Quarantine of Kansas Cattle Will Not Be Declared.

KANSAS CITY, Aug. 31.—At a meeting of the full board of Kansas Live Stock Commissioners held at the stock yards today it was decided to permit the present status regarding feeders to remain unchanged. There was talk of declaring a quarantine throughout Kansas on all graded cattle, stockers and feeders billed through Kansas City, but after an extended conference, it was decided to make no change.

The Gold Brick Case.

George Gordon, as he calls himself, the man who so nearly succeeded in securing \$1,000 from Henry C. Travers, of Holton, yesterday, has waived his preliminary hearing in Justice Furry's court and was bound over to the district court in the sum of \$1,000, which he was unable to furnish and was taken to jail.

While the family was out in the backyard last night the home of Policeman C. G. Gordon, at 319 Taylor street, was entered from the front way by some daring person and \$24 in cash, two pocket books and a ladies' gold watch were taken. There is no clue to the thief.

POOR JERRY.

The Pride of the Populists of Kansas

Is a Very Sick Man and No Mistake.

A REPORTER SEES HIM

As He Passes Through the City Today.

Illness Has Played Havoc With the Noted Congressman,

But He Speaks Hopefully of the Future.

When the 11:30 train on the Santa Fe came in today it carried Congressman Jerry Simpson on his way to his home at Medicine Lodge.

When the train stopped, a little woman was seen assisting a sick man from the Pullman sleeper to the depot platform. He used a crutch and every step of his slipper shod feet was taken with difficulty. His black Prince Albert coat hung loosely on a form wasted by disease and his broad shoulders were stooped as if the man might be aged. His cheeks were sunken and his eyes, once so brilliant, were dull and heavy as they glanced in a tired way from one object to another over his gold rimmed spectacles.

The man was Jerry Simpson and the little woman was Mrs. Simpson. It was not the Jerry every one in Kansas used to know whose merry laugh and ringing voice started the echoes in a hundred halls, and whose sallies of wit convulsed his audience when he essayed to talk politics. All this is gone now and he has come back weak and broken with all his old time animation gone. Mrs. Simpson says he is better, but he is still very far from being a well man.

No one except the JOURNAL reporter was at the depot to meet him. He seemed half disappointed and appeared to be looking for some one.

Mrs. Simpson brought him a glass of buttermilk which he drank with a relish. "That is my dinner you see," he said. The reporter asked him about his health.

"I cannot say that I feel just as well as I might," said Mr. Simpson, "but still I think I am considerably better. I have stood the trip very well but I will be glad when I get home again. Kansas is not smiling much this year but I am glad to come back. I have 175 acres of corn and 150 head of cattle and all I expect is to have enough out of the crop to feed them through the winter."

"Will you go to your home at once?"

"No, I will go to Wichita, I promised the Wichita folks that I would be there on Monday to take part in the Labor Day exercises and I am going to keep my promise. I should not have tried to come now if it had not been for my promise. I will not be able to make a speech, but I will show my good will by being present."

"Do you expect to enter the campaign soon?"

"No, not soon," said Mr. Simpson, languidly. "I do not know when I will be able to open up, but I will not do so until I am able to stand up under the work. From what I have heard for a moment on his lips as he answered.

"Well, congress was in session for thirteen months and then adjourned, and I think clearly demonstrated that it was a failure. There is nothing in the record of congress for anyone to be proud of. For the past six months I was not able to attend to the registration, and so I can not speak with so much exactness as I might. The Democrats had hoped for radical tariff legislation and the bill passed is almost exactly like the McKinley bill, so that the Democrats are afraid to boast about it, while the Republicans are glad because it is so nearly like the McKinley bill that they dare not criticize it."

"Are you satisfied with the work of the Populist members of congress?"

"Yes. Although they haven't many private bills which they are responsible for, and they could not do so many things upon any specific act of general interest secured, still they exercised a great deal of influence on legislation. The Populists in congress are responsible for the income tax. It never would have been enacted if it had not been for them. They told the Democrats that if they wanted our votes they had to listen to us and give us something, and so we got the income tax, which is in line with Populist teachings."

"The Populists are attracting some attention—more than they ever have. I noticed that the congressmen were very anxious to ascertain our attitude on various questions. The southern members were particularly anxious to know how we voted, for they are just now having a little more Populism in the south than they can easily attend to."

"The Democrats and Republicans are going to pieces, and things have been coming our way for a long time. In nearly every eastern district Populists have been nominated. The Coxe movement and the strike have had a great effect in our favor. The labor unions have taken up politics, and invariably the result is Populist gains."

"I think, and I am sincere about it, that we will hold a balance of power in the next congress. I hope we shall not have a controlling influence, for it would not be for the best. It would not be a good thing to have so many new men who are unused to legislation. Grave mistakes might be made. That is one thing in which the west is behind the east. They have experienced men in congress, and no matter what the admini-

stration is they are able to get on good committees, and thereby secure legislation. The thing of continually changing the representatives is the reason more good is not done, and we must find that out sooner or later."

"What do you think of the position of the parties on suffrage in Kansas?"

"I think the attitude of the Populists is one of the best things they ever did. It will help our party. I am in favor of suffrage for Kansas women. I do not know whether I would be in favor of suffrage for the women of other states or not."

"What do you think will be the effect of the presence of a Democratic state ticket in the field?"

"It will not have much effect either way. The men who will vote the ticket would have voted with the Republicans anyhow. The Democrats have been fortunate, and there was a shade of contempt in his tone.

"They have got as much out of this thing as they can get. They got a United States senator, some of the state offices and many appointments."

"And all the postoffices, too," said Mrs. Simpson.

"Yes," continued Mr. Simpson, "and now they are keeping a stiff upper lip and say 'get along' without us if you can, and I think we will get along all right, too."

"What do you think of the address of the Democratic editors who say there is no possible chance for the Populists to win and a vote given to them will be thrown away?"

"Oh, the Democrats are now attempting to fool the people. The Republicans did the same thing for years."

"All aboard!" shouted the conductor. Mr. Simpson took the arm of his wife and hobbled to the car, and in a moment was on his way to Wichita.

"I AM A DEMOCRAT."

Text of a Letter From Senator John A. Martin.

The following letter has been received by the secretary of the Populist county central committee from Senator Martin: J. E. Anderson, Secretary Populist County Central Committee.

I have your letter of August 17, in which you ask me whether I