

THE GREAT RAILROAD LAWYER CONVENTION.

Another Report of the So-Called Democratic Convention Which Shows That the Gold and Monopoly Faction of the Party Controlled Its Action.

Another week we published a full, complete and truthful account of the so-called Democratic State Convention, and we are sure that our report should be read and fair. The CAUCASIAN stated the services of two persons, and we reported in favor of cooperation, to strengthen the convention, and we reported in favor of cooperation, to strengthen the convention, and we reported in favor of cooperation, to strengthen the convention...

Another meeting held in Raleigh last week by the Democratic Convention, was a Democratic Convention, it was a meeting of Clevelandites, Palmers and railroad attorneys who were themselves the Democratic Convention.

The whole proceedings were planned, conducted and manipulated by a chosen number of prominent railroad lawyers. The meeting was called together by a railroad attorney, and the temporary chairman was a gold man.

Immediately after the committee on Platform organization had entered the hall there were calls for H. B. Short, Southern Railroad Attorney, professional mud-slinger, owner of a large number of shares of stock in the company, and one of his chief of no-holders. He said he did not know what to say, but was there to get his orders.

The convention then things loose at the latter part of this remark. The whoopers and railroad hirelings who were exerting all their energies to keep the party in the position of a party to secure honest legislation, did not allow an opportunity to slip to show their "boss" that they were earning their pay.

A Republican Railroad Attorney who knows something about the matter declared to this writer that there were some three or four hundred attorneys on the various committees appointed by this so-called Democratic convention.

Walter F. Boyd, who was a candidate for Governor and who was a delegate to the convention, was also a delegate to the convention. He was a delegate to the convention, and he was a delegate to the convention, and he was a delegate to the convention...

H. B. Short, of Cabarrus county, who voted for McKinley, was a delegate in full fellowship and good standing. E. H. Busbee, Southern Railroad attorney, was proxy for Henderson county, and cast his vote.

There was not a roll call of the counties during the session of this extraordinary convention, and there was no roll call for it. It was selected and brought together by the owners and managers for the purpose of being used as a tool to carry out the orders of the Boss.

THE SANTIAGO BOMBARDMENT.

FURTHER DETAILS OF THE FIGHT—COMMODORE SCHLEY PURPOSE TO LOCATE FORTS AND BATTERIES.

looked as though he thought he had his reward, or that it was in sight. Lee S. Overman, Southern Railroad attorney stepped to the space vacated by Kitchin. This prominent assistant secretary, who had been in the lead seat managed to say something about the incompetency and "corruption" of the fusion forces. Whoop-ey! Next.

Capt. R. B. Peebles, of Northampton, was sent to the Convention instructed to advocate co-operation with the Republicans, but overrode his orders from his people and followed the McKinley Democrats, railroad Democrats and Palmersites.

He seemed to represent the sentiments of the railroad rulers who were running the convention. The Democratic machine papers have been extremely careful not to report Capt. Peebles speech. Ex-Judge A. C. Avery was loudly called. He said he "renewed his allegiance to the Democratic party."

E. C. Beddingfield, ex-railroad commissioner, made a few remarks, after which the convention adjourned. This ended the GREAT RAILROAD LAWYER CONVENTION.

Political Parties—Past, Present and Future. All destroyed nations, however learned in science or political economy, have gone down because of corruption in political parties, or because of a despotism of power.

When, however, she passed the harbor entrance by 500 yards, a great cloud of white and yellow smoke burst from the two thirteen-inch guns in her after turret, and two shells rose over the hill, one of them striking the Spanish flag, the other striking the American flag.

The Spanish ships, with the exception of the Cristobal Colon were behind the hills and could not see the enemy, who threw shells around them with such rapidity that they knew he was somewhere on the other side of the bay.

Commodore Schley has located all the batteries now, and an officer on the Merrimac said, after the action: "We can dismount every gun left in less than an hour." But if the Vesuvius does not come, and an attack is made without regard to the mines, the men on the first ship will be cast in heroic mold, if they do not feel, as they go into action, that any moment may bring the same fate to that which came so suddenly to the men of the Maine on that dark February night.

London Times Correspondent Tells What He Calls a "Disagreeable Truth." LONDON, June 4.—The Times publishes this morning a two column letter from an American correspondent dated at Washington, May 23, in which the writer says: "Let us publish a bit of disagreeable truth, as it will do no harm in the long run, much as it may excite anger for the moment."

THE SINKING OF THE MERRIMAC.

A NAVAL MANEUVER TO COMPLETELY BLOCKADE THE SPANISH FLEET—IT WAS A DARING DEED.

He determined to Close Channel Against Cervera's Squadron, and Hobson Volunteered to Undertake the Dangerous Errand—Merrimac was Mined With Torpedoes to be Exploded From the Deck, and Escape Was Intended by Means of a Life-Boat—Prisoners Taken at Morro Castle, Where They are Being Well Treated.

By the Associated Press of Santiago de Cuba, June 4. "Succeeded in sinking the Merrimac in the channel of Santiago at 4 a. m. June 3. This was carried out most gallantly under the command of Navy Constructor Hobson and seven men. By a flag of truce from the Spanish Admiral, Cervera, in recognition of their bravery, 11 men were taken as prisoners of war, two slightly wounded. Request was made shortly to approve exchange, if possible, between these and the prisoners at the harbor of Santiago, the latter to be captured or destroyed.

The Merrimac sank. By the Associated Press of Santiago de Cuba, June 4. Navy Constructor Hobson, during Friday morning decided to close the narrow harbor entrance of Santiago de Cuba by the use of torpedoes.

Lieut. Hobson and the heroic crew of the Merrimac were saved in the following manner. Unable, after the sinking of the vessel to make their way through the storm of shot and shell, the Merrimac was towed to the Spanish flagship, and were taken aboard unharmed. The Spaniards, under a flag of truce, on Friday sent word to the American admiral that he offered to exchange the prisoners, adding that in the meanwhile Hobson and his party would be treated with the greatest kindness.

Lieut. Hobson appears to have carried out his plan to the smallest detail, except as regards the method of sinking the Merrimac. The crew were to escape by means of a life-boat or shot to pieces, for Lieut. Hobson and his men drifted ashore on an old catamaran which was slung over the side of the Merrimac.

It is probable that the Spaniards will try to blow up the Merrimac, but it is doubtful that they will succeed. Speculation is going on that the details of how Lieut. Hobson managed to blow himself and ship up and live to tell the tale. His heroism has cleared the way for the Merrimac's return to the harbor.

The story of the sinking of the Merrimac is one of the most thrilling of the war. As it is very known, the harbor at Santiago is very narrow. One or two Spanish ships were in the harbor, and the Merrimac was to block them.

Sketch of Lieutenant Hobson. The nation was thrilled Saturday with the news that the young Navy Constructor, Richard Pearson Hobson, who guided the Merrimac into the harbor of Santiago under the fire of the Spanish fleet, had been killed in the narrow channel. The young man's grandfather was Chief Justice Richmond Pearson, of North Carolina, and his father was the late Governor of that State.

Richmond Pearson Hobson is a young man who will not be 25 years old until the 17th of next August. He is a native of Alabama, and was appointed by Secretary Herbert to the Navy Academy in 1886, graduating at the head of his class in 1889. It is said in the Navy Department that his dis-

USURPATIONS OF THE FEDERAL JUDICIARY IN THE INTEREST OF THE MONEY POWER.

BY HON. DANIEL L. RUSSELL, GOVERNOR OF NORTH CAROLINA IN THE ARMY.

The Constitution is illusively supposed to be the creation of the Convention of 1787. After a hundred years of existence and expansion, the major part of it is the creation of progressive judicial construction. To prove this requires more space than the scope of this article permits, but it will hardly be denied by capable constitutional lawyers.

First, there were forty years of liberal and progressive interpretation, then thirty years of strict construction, either expansive or restricted according to the demands of concentrated wealth. The judicial policy of this day is to strike down the States and yet to narrow the delimiting powers of the national legislature wherever necessary to barricade against the advancing hosts of populism.

It is perhaps well that there should be a tribunal like the Supreme Court, with power to interpret the Constitution. In this there is nothing new. In the long run, these judicial arbitrators under our federal system, although nominally and apparently independent of the people, are really subject to their control.

Right here the supreme struggle must come. To give back the country to the control of the people, to reverse false doctrines and pernicious constitutional constructions, to prevent the failure of this last and best attempt at free government, it is important to get a House, Senate, and President that will reorganize the existing judicial system, abolish the judges who stand for plutocratic privilege, and establish courts commanded by judges who stand for the rights of man.

By this means the popular will may be exacted and enforced. The framers of the Constitution hardly thought that they were conferring upon the Supreme Court the power to veto the acts of the House, Senate and President—a veto which is exercised whenever the court chooses to annul the act unconstitutional. And that is what is generally because they want it to be.

Nor is there in this anything novel or startling. It is just what was done by Jefferson and the Congress who came in after the defeat of the Federalists in 1800. When William of Orange was crowned King of the Netherlands, he was crowned King of the Netherlands, he was crowned King of the Netherlands, he was crowned King of the Netherlands.

The national external and internal taxes are insufficient to meet the expenses of the government. To meet this deficiency the country wants a new income tax. The income tax is enacted into law. From the Supreme Court comes a veto—a veto prompt that in the days of the fathers, when sentiment was not so debauched by the struggle for wealth, it would have been regarded as preposterous. So far about four hundred million dollars are being hoarded in the hands of a few millionaires.

There ought not to be two parties in this State, viz: On one side the Republicans, Gold Democrats and Othe Will's Populists under one banner, and on the other side the Democrats, many Democrats in old Rockingham county that will vote with you this fall. I am a Democrat and read honestly Democratic papers. I think the election this fall will give the silver Democrats enough courage to not submit to the Ransom-Jarvis ring in 1900.

For fifty cents from now until after the election we will send THE CAUCASIAN regularly each week.

THE CONSTITUTION IS ILLUSIVELY SUPPOSED TO BE THE CREATION OF THE CONVENTION OF 1787.

and by fraud, that the price paid was flagrantly inadequate when taken in connection with the fact that the Southern Railway Company with its thousands of miles of railroad and its hundreds of millions of investments and securities, was absolutely dependent for its own existence upon the North Carolina railroad. This sale was secured, as we have seen, by a railroad system offered to raise the price fifty per cent.

Courts of equity will never entertain a complaint unless it appears that no adequate remedy can be given by the law courts. This principle of equity jurisprudence was affirmed in a recent case, Shilcock v. England, by Hale and Harlan, and by all the great lawyers and chancellors who preceded and succeeded John Marshall and his associates, and by all their successors up to the organization of the impending judicial and political conspiracy for the subversion of popular government and for the conversion of this republic into a consolidated plutocratic system.

Equity courts owe their very existence to the fact that some areas where the common law courts, by reason of the limitations upon their processes, could not give relief. Thousands of suitors through the centuries in equity courts have been driven from their doors and told to go and get their remedy at the statutory or common law courts. This principle in equity has been consistently and uniformly applied to ordinary controversies between man and man.

In this North Carolina case, the master of the ship had his remedy in the law courts, a remedy sufficient, adequate, and complete. Every allegation made against the State or its agents, could have been set up by way of defense in the threatened action which the complainant sought to enjoy. But this remedy was not available, and Mammon was the plaintiff, taxpayers of North Carolina, robbed of their property, were the defendants. To plunder the one and legalize the spoliation by the other, the robbed principles of equity jurisprudence must be denied.

The State of Tennessee established by a board of assessors for the purpose of valuing the railroads, and fixing the valuations of railroads, estates, of mines and mills, and of the property of ordinary persons. But in this federal forum the laws which govern the common people have no application to the corporation as a body, and no procedure for a federal judge for an injunction against the State of Tennessee to restrain it from exercising its sovereign power of taxation. And it went into the hands of the State and virtually substituted itself in place of the views of the corporate judges sitting on the federal bench.

He obtains his jurisdiction by reason of the diversity of the citizenship of the parties. But suppose an individual non-resident owner of a house or lot had gone to this court for an injunction to stop the local officers from enforcing an assessment alleged to be excessive. He would have been told that he must look for his remedy to the revenue laws of Tennessee, that the statutes had provided the form and manner and procedure for assessing property and for the correction of abuse resulting from unlawful assessments, and that in the absence of illegal action by the assessors, they could not be interfered with by the courts. They are the jury established by law with power to fix valuations. If they abuse this power by making an excessive assessment, there is no remedy. Why? Because it is better that this power should reside in a jury than in one man sitting as a judge. But when the money king comes into court, there sits on the bench a prince of the blood, exercising prerogatives that are cognate to, if they are not substantially the same as the dispensing power which was claimed by the house of Stuart, and which brought one of them to the block.

This Tennessee case is entitled to continue removal because of its annihilation of the doctrine that railroads shall not be taxed upon their true value, because in some sections of the country other assessors appraised lands and miles at less than their worth. In the State of Texas it seems that a Federal judge has discharged upon a habeas corpus a defendant duly indicted and under process from the sale was procured by false pretenses.

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