

Alaska State Library – Historical Collections
MS 107 Diary 12

Diary 12, 1907 front cover	Feb. 8, 1907. - Aug. 1, 1907. [embossed in gold, inverted:] James Wickersham
Diary 12, 1907 inside front cover	Aug 25, 06 – Cr. Dep. {415.} 10,000.00 Feb 16, 07 Draft. to 3050 - 1,000.00 “ “ “ “ 3057. 500.00 Salary Vouchers Sept – no 488088 416.67 Oct. “ 488299 416.67 Nov. “ 488368 416.67 Dec “ 488586 416.67 Feb “ 491089 <u>416.67</u> 13,583.35 In FB. Bk <u>5</u> 18,583.35 In Tac Bk <u>1,2</u> 19,783.35
Diary 12, 1907 february08	<u>Feb 8th 1907.</u> Contract for 1/8 Golden Gate Assoc group on Chatanika Riv. opposite mouth Cleary Creek, - deed to Mr. N. V. Harlan & deed from him to me not recorded. Also option for a 1/8 (or 1/4) in claim on Alder Creek – A. L. Hamilton holds contract. 1/6 interest in grub stake contract with A. F. Hood & Warren Knapp, with Geo. Dribelbis, A. L. Hamilton & Geo. G. Perry – These grub stake men go to quartz veins on upper Little Delta. Have done my assessment work on four claims surrounding Discovery on Cleary Creek for last year, & also for this year (1907) on first bench off Dis. Left limit. All my taxes on Fairbanks town property paid. Clear & cold <u>40° below</u> . Nothing but a “roast” editorial in the Times.
Diary 12, 1907 february09and10a	-9 th . Colder - 45° to 50° below zero – our house perfectly warm & comfortable. Telegraphed – Page, District Clerk Juneau, that Valdez Term would begin Mch 4, and last probably three weeks – then I would come to Juneau. -10- Sunday. We were surprised last night by a sudden descent upon us of a crowd of friends and neighbors – Miss Gleason asked Mrs. W if she and I would be at home – she and some gentlemen desired to call – we were – and not only she and one gentleman but eight couples of our friends came, carrying cakes, coffee

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	&c. &c. and came upon us with laughter and good cheer – they took charge of the house, played 500, ate, drank (coffee) and smoked – had {made} music, fun & frolic till the “wee sma” hours – Mr & Mrs. Volney, Richmond, Mr & Mrs. Judge Erwin -
Diary 12, 1907 february10and11and12	Miss Gleason & Mr. Harlan, Mr & Mrs Heilig, Dick Wood & Miss White, Mrs. Orr, &c. &c. &c. We had a pleasant time – but it so surprised Debbie that it almost made her ill – 40° below zero, but getting warmer fast. -11- Moderating – beautiful morning & warmer. -12- Lincolns Birthday! A beautiful sunny day – warmer, - fine for the trail. Nothing more new about my reappointment which now seems to be conceded. Well, Hoyt was treated just as he ought to have been after his secret and extraordinary attempt to aid his friends Richards, Griggsby, McCumber, et. al. His report is held “unfair” by Justice Moody – Debbie has card party tonight: “500” – and will thereby return some of the social attentions shown her <u>Mail in from Valdez!!</u>
Diary 12, 1907 february13	-13 th . The “Times” has a scare head this morning “ <u>Another Wickersham In =vestigation.</u> ” Under a Wash. D. C. head line it says the President was greatly disappointed in Hoyts report, and that he now intends to send another investigator – a member from the Dept. of Justice – and will provide carefully against his being influenced, wined, dined or influenced in any other way!! The Times also has a bitter editorial against the President. In yesterdays mail I also received a letter from Henry Bratnobar – the financial and mining representative of {the} Morgan - Guggenheimer interests in the Copper River copper & Railroad enterprises. He repeats to me their desire that I quit & take charge of their legal interests in that region – and I intend to consider it seriously in case of another investigation.
Diary 12, 1907 february14and15a	-14 th . Gibbs – Wright wedding last night – society event. -15-

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	<p>Harry Cohn informed me today that he was having much concern about Mr. Harlan, Dist. Atty. and a woman by the name of Mrs. Snow. She poses as a teacher of elocution – an actress of the respectable type – she lives with her husband at the place where Harlan boards and his devotion to her causes much talk – to such an extent that Cohn (who is Harlans asst.) wished me to talk to Mr. Harlan and try to prevail on him to abandon his attentions. As Harlan is to go out to Valdez within 10. days I refused to do so and suggested to Cohn that it would probably be better to let the matter alone for the present and that Harlans absence in Valdez might obviate the necessity therefor – I do not feel inclined to talk to him about</p>
Diary 12, 1907 february15b	<p>it anyway – its just small talk & has probably no foundation in fact. We attended a fine Valentine Party given by the ladies 500 Club at Richmonds {last} tonight – a pleasant evening Cohn also came in to see me today and much to my surprise said that he wished both me and Mr. Harlan to go to Valdez, - that he intended to present the matter of Andersons (prop. “Times”) libel of Barnette and other matters to the grand jury – he thought the evidence in his possession was sufficient to justify an indictment. It will be a relief to me to be away if a row of that kind is to be begun, - not but that I think it ought to be done but owing to their fight on me they would cry out that I would be prejudiced against them – which is entirely unfounded. Still, it is better if it is to be done to have it done before Judge Gunnison.</p>
Diary 12, 1907 february16and17and18a	<p>-16- 40° below zero. Nothing except Dodge has a 5 column editorial of abuse, bitterness gall, pessimism and villification in his recently purchased “<u>Northern Light</u>” against me. It is a “Dodgesque” curiosity. Have finished all court work & ready to go tomorrow -17th- 45° below zero – but clear – We left Fairbanks at 2:30 p.m. on the stage for Valdez & reached Bylers RoadHouse</p>

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	<p>tonight – 20 miles. Debbie had nervous headache- -18th- From Bylers to Munsons at Sal chakat for lunch, a mile out from Munsons we broke into a bad overflow – the lead horses</p>
Diary 12, 1907 february18band19a	<p>went down into the cold water - the driver was up to his knees for an hour - 20° below zero but we finally got out & reached Little Delta at 6 p.m. We had supper & then went on 21 miles to Sullivans, badly drifted trail and we got there at 1. oclock in the morning – tired - and worn out & oh. so cold. -19- A fine clear cold morning Leaving Sullivans our trail led to the summits of the foothills fronting Mt Hayes, & Mts “Deborah” & Roosevelt,” & it was the most beautiful panoramic view of the Tanana valley & the range between the Tanana & Yukon that can be found – to the south the Alaskan range stood out clear, cold, and clean from fog or cloud. Mt. Hayes</p>
Diary 12, 1907 february19b	<p>from that (north) view seems an old Spanish church but with a rounded spire at its south summit. Mt Roosevelt lies to the N.W. & is sharp of peak and gashed with glaciers while Mt Deborah still farther west is higher & sharper and worn with glaciers. Glacial streams came down from the mountain mass which these peaks dominate – they fill the Big Delta, the Little Delta & in ages past the sand, gravel & glacial mud have filled these streams to overflowing & the Tanana with the same material from the mouth of the Big Delta to Chena – thus forming Bates Rapids - a Sixty miles of sand bars over which the Tanana pours its waters</p>
Diary 12, 1907 february19c	<p>through many shifting channels. The evil effects of this glacial debris is lost</p>

	<p>at Chena – from the mouth of the Big Delta the Tanana is clean & navigable for 200 miles up stream – from Chena down it is also navigable - but between Chena & the Big Delta it is a network of tortuous and rapid channels and wide cut sloughs – from which comes Ta-na-na – or “<u>Ta</u>” – <u>rivers</u> – <u>rivers</u>.</p> <p>We reached Tingleys – at noon – but the stage which ought to have met us last night has not come – several feet of snow has fallen on the divide – we will wait here tonight & go on in the morning – good as it gives us a needed rest after last night.</p>
Diary 12, 1907 february20and21a	<p>-20th- Reached Donnellys – on the Big Delta – a dirty lousy hole – Debbie is standing the trip well – but this place is too much for her. The lady of the house is Mrs. Hogan – a voluble, erratic creature. A man from next cabin has just come in & reports two men a mile below badly frozen – two men went out to assist them.</p> <p>21- A beautiful sunny morning & about 30° below zero. We left the stage sled at Donnellys and were loaded into what they call “double enders” – a smaller single sled with the runner curved up the same at either end – and pulled by one horse. Mrs. W was put into one wrapped in good robes – but I walked. Each of our party had a sled & a horse – we</p>
Diary 12, 1907 february21b	<p>had five sleds and horses, & our luggage was so loaded as to form a back to lean against. In this way we formed a procession out along the deep cut trail – in the snow – and reached Parkers RoadHouse at the Rapids at noon. Lunch & were joined by Hickey, his wife & brother Mrs. W & I were put into a sled she facing forward – I backward. I called attention before we started to the snow curling over the opposite mountains – but it was clear, calm</p>

	<p>& sunny – so away we started for the next road house 15 miles up the Big Delta river bed. The trail led along the wide sandy flat over which this glacial river scatters its waters during the summer – now wide, dry & covered with a deep covering {mantle} of snow. No one had been along since the last storm & there was no trail</p>
Diary 12, 1907 february21c	<p>- Our first horse had only a sled - no passenger – one sled brought up the rear owing to the double load. An hour after we started the wind dropped from the mountain summits to the valley and a gale of wind – 30 miles an hour, loaded with fine snow sprang up from the north. The Big Delta runs north and since we were going up stream the storm was at our backs – but such a storm! It was 30° below zero – the wind cut like a knife and clouds of snow filled our clothes blinded the horses and men & mad it almost impossible to go. The men in charge of our train were first class – horses floundered in snow drifts – they hunted for trails – dragged horses & sleds out of snow banks & water holes - & backward & forward from sled to sled to keep the passengers from</p>
Diary 12, 1907 february21d	<p>freezing. Hour after hour we struggled on – cold & colder – the snow sifting into our robes & as we got it out freezing hands & cheeks. I kept Debbie from freezing – but she got very cold – at 12:30 o'clock we found “McDavitts Roadhouse” - two miles below Caseys Cache - 13 miles from the Rapids – I was never so relieved as when I heard our leader cry “<u>Roadhouse</u>” – How he found it was known only to him – he is an old guide and packer - from Atlin & Dyea packing days of 1897 – Miss Frazier froze her fingers – not seriously but painfully – four men were badly frozen – our guide had a badly frozen chin – one mans face puffed out both dangerously & ridiculously – one man was nearly frozen to death – nothing but constant effort got him in – delerious & badly frozen – It was a dangerous incident</p>

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<p>Diary 12, 1907 february21cand22a</p>	<p>and but for the courage, strength & skill of our drivers we may might have perished. They tied us in the sleds – tight & fast, covered us with furs - yet the fine snow sifted in to our very skins – melted & the water froze! McDavitt & wife got up & as the drivers cut us out of the sleds & got all into the road house they built fires got us a warm meal, & in a short time every body was engaged with coal oil, band ages &c. It was a close call – and 10 hours of suffering & danger. -22- Washingtons Birthday. The hurricane of arctic blasts at 24° below zero is carrying clouds of snow up the river today & we do not move till tomorrow. Three of our party badly frozen - on the face – Debbie went out the closet & very nearly froze getting</p>
<p>Diary 12, 1907 february22band23a</p>	<p>there – and got into deep snow & but for the fact that Miss Frazier was with her & came running for me she would have frozen her hands – within a few feet of the side door – We are comfortable in the roadhouse, but the storm howls over our heads. Capt Hartman U.S.A. Signal Corps, here on his way down the Big Delta locating the new Delta telegraph line. -23- Left McDavitts early – fine morning – clear – calm but cold. The winds had stripped the river of snow and we went at good speed to Yosts – Mrs. McCallums roadhouse, where we had lunch. We then turned to the left off Big Delta river and into Isabelle Pass. This was so named by Major Richardson, at my request, in honor of Mrs. Isabelle Barnette</p>
<p>Diary 12, 1907 february23b</p>	<p>the first white woman to go through it – in 1902. It is 3500. feet above sea level – it was formerly occupied and was undoubtedly carved out by the Gulkana glacier which has in recent (geologic) time receded leaving it open. It extends from the Big Delta to the Gulkana rivers. It is about a mile wide, and the glacial gravels have filled it level</p>

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	<p>from end to end – and a mile wide - a perfectly level gravel floor. at the Gulkan end is Summit Lake - the head of the Gulkana river – which flows into the Copper. The glacial water from Gulkana glacier divides on the east side of the pass - part flows north into the Delta & part south into Summit Lake. We had a bad trail into the pass but from there across the Lake & down the Gulkana to Paxtons Road House it was good.</p>
<p>Diary 12, 1907 february23cand24and25a</p>	<p>Reached Paxtons about 7 pm. Found the mail stage from the south with a great crowd waiting to cross the pass. Several Fair banks people. -24- From Paxtons – down the Gulkana - cross Gulkana lake – an enlargement of the river, to Pollards. Trail is getting better as we get down from the mountains. -25- From Pollards to Gulkana roadhouse, at the mouth of the Gulkana river – into the Copper at noon. Another Fairbanks stage here – and telegraphic instructions to the driver to take us on to Tonsina tonight – 48 miles farther – Trails down here good & getting better Fine sunrise & beautiful view of Mts. Sanford, Wrangell & Drum Reached Copper Center – but the</p>
<p>Diary 12, 1907 february25band26</p>	<p>driver had instructions to go on to Tonsina. Had a talk with Blix - Holman is at Valdez – just got back from the states on boat yesterday – Left Copper Center at 7. p.m. and reached Tonsina at 12:30 – tired & cold – 75 miles today. -26- From Tonsina to Teikhill today - getting very much warmer & trail better. We are now meeting freighters & “mushers” who have been prevented from traveling for nearly two weeks by the storms at Thompson Pass – Teikhill Road House is full of people for the interior – a stage load came in after we arrived – Billy McKinnon & his wife, from Fairbanks are in the party, & OShea who is interested with Al Murphy</p>

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	in his Chatanika ditch enterprise. Mrs. W is tired – but standing the trip pretty well.
Diary 12, 1907 february27	-27- We left Teikhill Rd. House at 6. a.m. the ride down to the junction & up the glacial fork of the Teikhill river – through the canyons very interesting. Lunch at Ptarmigan Drop Rd. House Crossed the summit – Thompson Pass at noon – quiet, calm, & sunny – a rare condition. Supper at Camp Comfort and <u>Reached Valdez</u> at 8 p.m – 376 miles from Fairbanks. Debbie stood the journey well – she is a good traveler & never once grumbled – she is more pleasant about it than I am. We were also agreeably aided by those who accompanied us – Miss Jessica Frazier, of Cleary, and Messrs. Templeton & Dunbar, traveling men for Seattle mercantile houses. Took rooms at Phoenix Hotel Baths – change of clothes & went to bed – tired – successful - Happy
Diary 12, 1907 february28a	-28- We did not get in too soon – there is a gale of snow & wind from the mountains today – it is a real Valdez glacier wind & cold. Am carefully going over the business to see what there is for court next week. This was a happy day again - I felt as a mother does who is presented with a beautiful son after she has received a beautiful daughter – I received my first copy of the <u>Second Alaska Reports</u> . It is immaterial how hard my enemies may damn me, they cant take away the success of my work in Alaska as it is embalmed in the 1 st or 2 nd Alaska Reports! Telegraphic reports tonight say that Senator Nelson called yesterday on the President to present his last appeal to him not to reappoint me, - and that he refused to be interviewed afterward.
Diary 12, 1907 february28bandmar ch01and02	- that the Dept. of Justice says I will be reappointed Saturday - Congress adjourns Monday! If that is correct it means that the President will give me another recess appointment on Tuesday! which will be good for a year.

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	March 1 st Debbie stands the trip fine – it did her good. Parsons and Chisholm are here waiting for the boat, and are to take lunch with us at noon – -2 nd - Getting ready for court on Monday Preparing <u>Instructions to the Grand Jury</u> , - intend to submit to them the protests & charges against Saloons in Valdez – Mr. Harlan got in tonight We attended ladies party at “Tillakum Club” – Mrs. W won the prize for “500.”
Diary 12, 1907 march03and04a	-3- Snowing. Santa Clara in - The lawyers from Seward also got in yesterday on the “ <u>Northwestern</u> ”. Mr. L. C. Hess of Fairbanks is here on his way in. -4- <u>March 1907, Term of Court, Convened.</u> Have heard nothing yet about the action of the President – my term expires tonight: Whether I am judge tomorrow or not depends on whether he gives me a new recess appointment. I am going ahead upon his assurance that he would do so! One of the men who came into Donnellys Rd. House, on the Delta on Feb. 20, frozen, died while Harlan was there – the other recovered. Received a telegram at 3. p.m. as follows: -----
Diary 12, 1907 march04b	“ Washington D. C. March 4, 1907. <u>Hon. James Wickersham</u> <u>Valdez, Alaska.</u> <u>Qualify as district judge</u> <u>third division Alaska under</u> <u>recess appointment signed today.</u> <u>Bonaparte, Attorney General.</u> “ President Roosevelt did what he promised he would do, and that in spite of Hoyts miserable fiasco. This appointment is the fifth or sixth recess appointment which the President has given me in the face of the most extraordinary fight ever made against a presidential appointment – so far as I know. It gives me great satisfaction

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	<p>since it confounds McCumber and his false charges. <u>My enemies will thrust greatness upon me if they do not quit!</u> This verdict</p>
Diary 12, 1907 march04cand05and06a	<p>certainly puts an end to the charges now on file with the Senate, and which were rehashed by Senator McCumber in his letter of July 3, 1906, to the President. I sent a reply to the Attorney Generals telegram saying: “<u>Telegram received qualified accordingly. Court in Session.</u>” He will thus know that I am here and at work. -5- Court work is slow and cases of minor importance. I gave Holman of Copper Center, a copy of Hutsons report against him & of the Attorney Generals letter – He is much concerned about it, and is gathering testimony to disprove the charges. Debbies cold is better but she is not as well here as in Fairbanks – She is anxious to get away and thinks she will go on the Saratoga. -6- No jury work yet – cases are</p>
Diary 12, 1907 march06band07and08	<p>not ready – The Grand Jury is at work – and but little to do. They are examining into the Holman charges and Holman is here and busy with them. “<u>Saratoga</u>” came in tonight – Jim, Hill, Tiffany, Ketterer, Larson & wife & others going to Fairbanks are here. A hundred people in this boat – and the stage carries but Nine!! Mr. Harlan got in from Fairbanks 4 days ago – Alice Gertrude (Snow) came in from same today. They are domiciled at the Phoenix!!! -7th- Court work – nothing new – -8th- Court work – <u>John L. McGinn</u> got in from Fairbanks today. Dinner tonight with the Wikidels. Grand jury working slowly – on Holman case &c. and on Valdez license matters &c.</p>
Diary 12, 1907 march09a	<p>-9- Telegraphic dispatches tonight say that the President has appointed one <u>Alfred Connelly</u>, an assistant Attorney General, to come to Alaska this summer &</p>

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	<p>make the <u>Third Investigation</u>: I am thus again to be subjected to a secret and Star Chamber trial, upon charges which they dare – or do, not – show me, made by persons unknown and upon the evidence of witnesses who do not face me. It is an attack of cowards from ambush, and is fostered and encouraged by the hopeless incompetency of the Department of Justice. I have courage to fight open enemies and even secret enemies – but to longer continue to contend against incompetence and ignorance and even worse in the Depart=</p>
Diary 12, 1907 march09b	<p>=ment of justice is heartbreaking I shall <u>not submit to another investigation, but will resign to take effect June 6, 1907</u>, - the end of my seventh year as judge in Alaska. It will require more courage to resign than to fight but I am determined to resent any further insult and degradation by the Department of Justice and know of no other way of doing it. Still the 1st and 2nd Alaska Reports, are some satisfaction even for it all – but I am not obliged to stand more. Have tried two jury cases today – and a divorce case {today}. The business of the court is moving more rapidly. Grand jury will report on Monday & be discharged. Will probably indict Graff & report strongly for Holman.</p>
Diary 12, 1907 march10and11	<p>-10- Sunday – beautiful sunny day – nothing new. While the telegraphic dispatches say that “<u>Alfred Connelly</u>” an assistant Attorney General, is to conduct the investigation against me – no such name appears in the list in the Dept. of Justice – but “<u>Alfred W. Cooley</u>.” appears and that is probably the person intended. He is from New York, and that fact renders it more probably that he is the one intended. -11- Grand jury makes <u>Final</u> and a <u>Special Reports</u>, and was dis= charged. They exonerated Holman</p>

	and strongly advocated his being retained as Com. at Copper Center. Trial of U.S. v Baily, for murder begun, - it will take 2 or 3 days. Str. "Saratoga" back from Seward & goes out tomorrow night.
Diary 12, 1907 march12a	-12- Continuation U.S. v Bailey – got jury this evening at adjournment. Mrs. Wickersham went out on "Saratoga". Mrs. Heilig, Mrs. Reynoldson, Lyman R, and 5 other stage people got in at 9. o'clock and also went out on Saratoga. They report that both weather & trail were fine all the way. John McGinn also went out – he was sober enough this afternoon to come up to see me - but was normally drunk when the boat started. Mr. Harlan & "Alice Gertrude", Mrs. Snow, had adjoining rooms also. Poor Harlan he seems to have utterly collapsed - he has made such a public spectacle with this woman that nothing more can be done to help him. He is reported to carry on his demonstrations of affection even in the open public vehicles, & Mrs. Heilig, &
Diary 12, 1907 march12b	Mrs. Reynoldson brought out stories from Fairbanks & on the trail that shows what I now begin to consider – that his grief over Ed's death has unsettled his mind. He and Mrs. S. have been rooming at the "Phoenix" and "Dad" Osgood, told Mrs. Allen, his sister, that "Mr & Mrs. Harlan came into the bath house and took their bath last night." Mrs. Allen came to inquire of Mrs. W of Mrs. Harlan was in town & Mrs. W innocently enough said "No" – that she was in York, Neb. – and the cat was again out of the bag and on the back fence. Harlan seemed very much no, not "very much," – but rather stolidly interested in the fact that Mrs. W & Mrs Heilig & Mrs. Reynoldson were going on the same boat with him & Alice. Abe Stein brought him down a big black bottle – he is drinking heavily - & I fear that his usefulness is about ended – he must be 62, or thereabouts.
Diary 12, 1907 march12cand13a	He talked to John McGinn in a very foolish fashion about this infatuation, for the woman & John repeated it to me in the same maudlin way, & as

	wisely as a drunken owl could, announced that Mr. Harlan "was going to hell as fast as he could." "We condone the sins that we've a mind to" "By damning those we're not inclined to." Gave Mrs. W \$200. in money & check for \$1000. -13 th - Trial of U.S. v Bailey, for murder 1 st degree, jury secured & case well advanced. Mail from Fairbanks on last night stage. Copy of last "Northern Light" Dodges editorial is an attack is as usual. Also a letter from Dick Wood, telling me of a row at the Club – Carr called Dodge & Maddocks "Sons of B" - &c and when Charles, of the Northern Light assumed responsibility
Diary 12, 1907 march13band14a	Carr told him that he was worse than a Son of a B. Woods says that 10 of the advertisers in the "Light" (?) withdrew their ads: Dodge's editorial says he was " <u>threatened and labored with during the past week by all sorts and conditions of men and women</u> ," to quit his blackguarding the court, but he announces his intention not to do it. Still this effort this week shows that he is laboring hard to maintain himself. He is so virulent and unfair that he will readily disgust people with himself and paper – so " <u>give the calf rope enough and it will hang itself</u> ." -14- Trial of U.S. v Baily finished & instructions to jury at 8. p. m- jury out & case finished for this term. It is a doubtful case.
Diary 12, 1907 march14band15an d16a	Defendants attorneys announced at the conclusion of the instructions to the jury that they took no exceptions! -15- The jury in U.S. v Bailey returned a verdict at 9 o'clock this morning of <u>Murder in the Second Degree</u> . The " <u>Northwestern</u> " came into the harbor at noon. Judge Gunnison is aboard, also Kellum & wife, Clarence Berry & wife, Zeig & wife, Ivor Johnson, Pete Annance & a lot of other Fairbanks people. Gave a dinner at Wikidels to

	<p>Kellum & wife, Berry & wife & Ed. S. Orr. Judge Gunnison went over to the Fort Liscum & could not come. Jury trial of A.C. Co. v Butler – the verdict for plaintiff.</p> <p>-16-</p> <p>Jury case of Hugh Murray v Threiman Mining Co. all day – A high glacier wind blowing</p>
Diary 12, 1907 march16b	<p>clouds of snow flying, and a regular Valdez storm prevailing. Judge Gunnison cannot get back from the post today. Heard the Bankruptcy of the Chilita Devel. Co on objections of Nazina Trading Co and Herman Meyer. Overruled objections & closed the case finally. The “Northwestern” was blown away from the dock by the high winds this morning early, and went out of the harbor to Seward – she carried away a lot of Fairbanks folks who had gone aboard to sleep & left a lot of Seward people who slept ashore - & there is some disappointment & cussing in consequence. Have determined to adjourn court on Saturday night week – 24th – and go to Juneau. E. C Hughes, and the Hubbard-Elliott people, & Carson from Salem, Or. the the Mrs. Elliott side are here -</p>
Diary 12, 1907 march17and18and19a	<p>-17-</p> <p>Sunday. Working on instructions to jury in 3 Man Mining case. Wind has quieted down some & probably Gunnison can come over from Ft. Liscum today. Am invited to dinner this evening at 4 oclock at Geo. M. Esterlys – Capt & Mrs. Hemlick & Judge Gunnison will also be present.</p> <p>-18-</p> <p>Judge Gunnison left here this morning for Fairbanks. Case of Hugh Murray v 3 Man Min. Co. still on trial – one of the witnesses for plaintiff has clearly committed bold perjury, & plaintiff and his attorney know it – and still offer him as a witness!!</p> <p>-19-</p> <p>Instructed jury in Murray v 3 Man Mining Co – and they</p>
Diary 12, 1907	<p>have been out all day & tonight</p>

march19b	<p>- and it looks very much like a hung jury. Have been trying case of Elliott v Elliott & Hubbard & Elliott Min. Co. &c. An equity case by the first wife of H.C. Elliott to recover an interest in his mines on account of a grub stake agreement made in 1897 – She is Elliotts first wife - his second & present wife is young & dashing – the first is plump and buxom – and they glare at each other, while he looks at the ceiling or out of the window. It must be damned embarrassing to have two beautiful wives at the same time. The case will take some days. Wrote to Debbie tonight & “Northwestern” will take it out. Windstorm is over & the weather is pleasant again. Pressing court work hard.</p>
Diary 12, 1907 march20and21	<p>-20-</p> <p>Trial of Elliott v Elliott, Hubbard &c. still on – an interesting case. Jury in Murray v 3 Man Min. Co. was unable to agree & discharged. This makes it a burden for the judge to decide the case in One Man Min. Co v Murray, when exactly the same facts are involved.</p> <p>-21-</p> <p>Trial of Elliott v Hubbard – Elliott Co. et. al. still on – it is interesting as containing the history of the Stampede up the Copper River in 1897 – ’98, and as the line upon which a Chicago divorce! some romance and a little sentiment are strung. We hear tonight that the Steamer “Northwestern” which is over due from Seward is on the rocks at La Touche – no lives lost.</p>
Diary 12, 1907 march22	<p>-22-</p> <p>I concluded the hearing of the testimony in the case of Elliott v Hubbard – Elliott Co. et. al. this afternoon. E. C. Hughes of Seattle attorney for the defendant insisted upon oral arguments – but I refused to permit it since that would necessitate reading a great mass of testimony letters, &c. and since I must leave on Sunday on the Str. “Portland” &</p>

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	wish to finish the other business of the court. He urged – truthfully that \$25,000,000 seemed to be involved in the case – and that the court ought to hear the fullest argument – I agreed to that but replied that briefs in writing should be filed by all parties – the plaintiffs to have 20 days to file & serve – the defendants 20 days thereafter to file & serve & plaintiffs 10 days thereafter for reply - & the case took that course.
Diary 12, 1907 march23	-23 rd - It has been the most stormy period at Valdez since Mrs W left that I have ever seen – high winds & clouds of flying snow – a regular blizzard – for many days at a time. The worst I ever saw. Sentenced Jacob R. Bailey for Murder in the 2 nd degree 25 years: Decided case of One Man Mining Co v Hugh Murray - for plaintiff – Also decided every other matter before the court - including applications for liquor licenses in Valdez. Denied the Suessdorf license because it was within 400 ft. of the church – and granted all the others – denied that Worttmans Road House – because on Mil. Res. Court is done - & I am ready to go to Juneau on the Portland tomorrow.
Diary 12, 1907 march24and25	-24- Worked all forenoon in the office – signing orders for pay of jurymen, witnesses &c. &c and left Valdez at 1. p.m sharp on the Str. “Portland” Prince William Sound is calm as a millpond – and at nine tonight we are at Sea, - it is a moon lit night – calm & fine Looks like a fine trip. The Hughes’, Carson & Mrs. Elliott No 1. and Tom Lyons & his wife Murray & others on board – I leave Valdez without an unfinished bit of work behind me – everything is done and I am greatly pleased thereat. -25- Fine day – calm as a mill pond and I did not miss

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	a meal – though I do not enjoy the smell of the ship
Diary 12, 1907 march26	-26- It was rough this morning and as I had nothing else to do I remained in my berth - we passed Yakutat by and came straight across to Icy Straight – entered it this evening, and we are now sailing along with that long line of ice bergs coming out from Muir Glacier. On board are my old friend and guide, Col. Revell, who went with Mr. Stewart & I to Kenai lake & river moosehunting in Oct 1905, - Mrs. Sam Wall - talking about the rate of interest on loans, & a number of Fair banks & Seward people – Weather inside & we will get into Juneau on record time.
Diary 12, 1907 march27	-27- Arrived in Juneau this morning at 6 o'clock – Occidental Hotel. Bath, shave – clean clothes – Went to Court House at 10 - Judges rooms are much finer than anything in my district or home. Began the reading of every paper in <u>Decker Bros v. Berners Bay Min. Co.</u> - the particular case which the Attorney General requested me to try at this place. Have concluded to go on down to Seattle & Tacoma tomorrow night to visit Debbie & Darrell – I can easily return before the 8 th of April when court meets & there is nothing much to do till then. Took dinner tonight with General Distin – Acting Governor in Gov. Hogatts absence – at the “Mess.”
Diary 12, 1907 march28and29a	-28- Continued examination of the record in Decker Bros. v Berners Bay. Min Co. Called attorneys in & asked them to arrange docket of cases ready for trial. Examined papers in disbarment of Cobb – Dinner tonight with Shoup

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	<p>& family & Genl. Diston. Will leave for Tacoma in morning on "<u>Humboldt</u>." -29- Left Juneau just before noon on the Humboldt – Capt. Baughman. Making slow time on account of the Narrows. Met George Marx – one of C. D. Lane's experts who has just returned from the new quartz strike on Chichagoff. Is. Marx went over the Chilcoot Pass in 1883 & was working a bar at the</p>
Diary 12, 1907 march29band30and31	<p>mouth of Stewart Riv. when Schwatka came down the Yukon – Carr & his party were at Ft. Reliance in 1882 – Marx was induced to go in by Schelfin – who went up from the mouth. -30- Ketchikan at 1. p.m. The whole country covered with snow & cold. Snowing after leaving Ketchikan. Tonight calm but cloudy -31- Snow storm – squall - as we entered Millbank Sd – but this evening when we crossed Queen Charlottes Sd. it was clear & fine. Coasting down the east shore of Vancouvers Is. with the "Dolphin" in the distance behind us – burning coal like Ves =uvius" to catch & pass us – Home tomorrow -</p>
Diary 12, 1907 april01a	<p>-April 1st This morning we are in the Gulf of Georgia – We now begin to see the "Musquito fleet" – small tugs and vessels of all kind & it looks good! Trip has been very pleasant – no worry – no troublesome passengers – a good ship & captain. On board: <u>Elliott, Sr. Hughes</u> & wife <u>Francis</u> & wife – of the Elliott case. <u>Nowell</u>, of the <u>Berners Bay case</u> has had the room next to mine but has attended strictly to his own business as have the others. Only a few passengers aboard. Cloudy, but temperate – We'll be in Seattle at 7. this evening. 3. p.m. Port Townsend – the great Str. S.S. "Minnesota" passed us going out. Puget Sound looks as good</p>

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	<p>as biscuits to a hungry man – Reached Seattle at 6:30 and</p>
Diary 12, 1907 april01band02and03a	<p>found Debbie at the Rainier – Grand Hotel – but Darrell over at the Navy Yard at Bremerton. Am delighted that I came – found that most of the Fairbanks people - including Barnette, McGinn & others had gone on the "Saratoga" -2- <u>Darrells 25th Birthday.</u> He came over this morning from the Navy Yard – we ordered him a fine new suit of civilian clothes. Had an automobile ride, and a good dinner & then he and Debbie went to the theatre to see Blanche Walsh. Major Richardson is here & Jarvis and they tell me that Birch will be here tonight -3- Telegraphed for mother to come to Tacoma – Debbie & I went over and met her. Took all my books up to the library</p>
Diary 12, 1907 april03band04a	<p>including those at Geo. Reids office. Deposited money in the Nat. Bank of Commerce - my bal. there is \$3,500. – Visited Tom & Kate – back to Seattle on the Inter Urban Ry- -4- Called on Col. Blethen, of Times Wilson of P-I. & other of my Seattle friends. Birch took dinner with us - & had a talk with him – he seemed to want me to become their Alaska counsel – attorney - but I finally said "No" – I explained to him that the Railroad – Mines -Transportation consolidation would necessarily have to have general counsel at Seattle & that the Alaska attorney would be merely a lesser part of the plan – and that I could not afford to become the</p>
Diary 12, 1907 april04b	<p>lesser part. He agreed to present the proposition to the Morgan-Gugenheim people of making me the general counsel - but nothing definite was done or accomplished – <u>Major Richardson was at breakfast with me this morning</u></p>

	<p>- he said that it was reported to the President & his friends that I was engaged in an attempt to elect a Fairbanks delegation from Alaska for 1908 – and that it was considered objectionable. I assured him that while I was friendly to Mr. Fairbanks that I did not intend to take an active part in the matter & that he might say so – that if I did so – I should first resign. Called on Mr. C. D. Lane – who is now totally blind. Left Seattle on the “Dolphin”</p>
Diary 12, 1907 april04cand05and06and07a	<p>at 10:30 tonight for Juneau. Darrell & Debbie at the Rainier Grand.</p> <p>-5- Active Pass at 8. a.m – passed Seymour Narrows at 4 p.m. Heavy wind astern all day – the “Dolphin” is greatly overloaded - I notice that her boats are cleared ready to lower & they gave every one instruction in the method of putting on life belts! Boyce, District Atty. is aboard.</p> <p>6- Millbank Sd. Stern wind good weather.</p> <p>-7- Ketchikan early this morning & Wrangell at noon. We wait =ed till 4:30 at Wrangell wharf on account of low tide in Narrows. Visited Indian town with R. J. Davis of Tacoma – inspected totem poles</p>
Diary 12, 1907 april07band08a	<p>old grave sites, &c. Met Morris Hailey – once enlisted soldier – discharged at Ft. Wrangell – now runs small store & buys furs from Indians. Also met Bronston Dep. Col. of Customs, Snyder, Com & Recorder. Wrangell is steadily declining in appearances &c – Beautiful Wrangell Narrows! Kake Indians live just north of the Narrows – In 1853 a band of these rovers killed Col. Ebey, Col. of Customs of Puget Sound on Whidby Is. & carried his head off to their far northern home.</p> <p>-8th- We remained the latter part</p>

	<p>of the night at the Keegan Cannery in the little bay just south of the Taku Inlet {the old Taku village} - left there at 8:30 & arrived at Douglas at 10:30 – took the ferry &</p>
Diary 12, 1907 april08b	<p>was in court at Juneau promptly at 11 o'clock – Called court – Page, Clerk, Shoup, Marshal – Heard the Motion calendar all afternoon. A strike is on at the Treadwell Mines - 75 U.S. soldiers there under command of Col. Greene – 10th Inf. U.S.A. He and I took dinner this evening with Marshal Shoup & discussed the plan of the Marshal & the U.S. forces acting in concert in case of riot there. It does not now seem that trouble will ensue – the prompt appearance of the troops has had a quieting effect - & I think it probable that the strike will dissolve & fall of its own weakness – but the forces are prepared for trouble</p>
Diary 12, 1907 april09	<p>-9- Busy setting pleadings in Decker v Berners Bay Min. Co. Case, & today consolidated that and the case for the foreclosure of the Mortgage – set the case for trial on the 11th. Finished the call of the Motion Docket – an overgrown, fat and wobbly docket! Wrote the Attorney General in answer to information that he had instructed clerk to deposit funds in First Nat. Bank, protesting against such action because, 1st - it gives the public moneys into the banks hands to loan at from 3 to 5% per month : 2nd it prevents the clerk from paying the Marshals checks – and they are then discounted at from 5% to 10% - It is a smooth scheme of the First National to break up our efforts to keep the Marshals checks at par!</p>
Diary 12, 1907 april10and11	<p>-10- Miss Yule, principal of the High School, accompanied by Mrs. Shoup, came to invite me to deliver an oration</p>

	<p>on Seward, on “Seward Day” – May 16. I promised to consider the matter and give my answer late – Appointed L. L. Williams, Jury Comr. to draw Petit Jury for this term. Finished the call of the Motion Docket & all dilatory please to date settled. -11- Trial of Decker Bros. v Berner’s Bay Min. & Mill. Co. begun – this is the most important case in the district – <u>begun 10 years ago by the appointment of a Receiver & involves more than a million dollars.</u> The real contest is that of priority between a mortgage for \$500,000. & a larger amount of subsequent Receivers certificates. Testimony now under way.</p>
Diary 12, 1907 april12and13	<p>-12- Trial in Decker v Berner’s Bay M & M Co continued. At nights I am now preparing my report & decision in the matter of the charges against Hohman, Com. at Copper Center. Have consented to deliver an oration on Seward Day – May 16th. -13- Trial of Decker Bros. v Berners B. M & M. Co. continued – Drew trial jury in court at 1:50 L. L. Williams jury commissioner & C. C. Page, Clerk. 36 jurors drawn for April 29th. Louis Levy came with his parents to Sitka in 1869 - talks the Thlingit language – buys furs, &c. sells Indian curios. He is a fine fellow & I am trying to get him to assist me in collecting small but typical Thlinget outfit, weapons, carvings &c.</p>
Diary 12, 1907 april14	<p>-14- The “<u>Transcript</u>” is published by J. W. Frame here in Juneau, and has for a long time been criticising & roasting me. In its issue yesterday I made full apology – <u>took it all back</u>” and commended me for the manner in which I have carried on the work of the court here. The other two Juneau papers, - the “Record-Miner” & “Dispatch” have editorially done likewise. Gov. Hoggatt arrived this morning</p>

	<p>from Wash. D. C. Met him & the Marshal Shoup, at Gov. house to -night to confer on Treadwell labor strike which is growing more dangerous. Gov. tells me that Bonaparte, Atty Genl. thinks I am at fault for not personally seeing that gambling laws were enforced – - as if I were a policeman or marshal</p>
Diary 12, 1907 april15and16a	<p>-15- Trial of Decker v Berners Bay case still on. Recd. telegram from Henderson repeating telegram from Atty. Genl. asking if he was depositing court funds in First Nat. Bank. I explained the matter to the Gov. who agrees with me that the bank ought not to be permitted to so use the public funds that they will destroy the public credit – but he does’nt understand either. Frame, ed. “Transcript” & Levinsky the Pres. of the strikers union at Tread =well had street fight today – Five strikers arrested for beating up a non-union man at Douglas. Wrote Debbie short letter. -16- Sent Atty. Genl. telegram about court funds in 1st Nat. at Fairbanks asking him to wait till he received my letter of explanation of the 9th.</p>
Diary 12, 1907 april16band17	<p>before making further demand on clerk at Fairbanks to deposit funds. Berners Bay case hearing. -17- Berners Bay evidence closed & arguments now on hearing. Made up my Quarterly Acts. for year last past and send them to Atty. Genl : ams as follows: 1906, April – June Quarter - \$501.40 “ July – Sept. “ 85.75 1907, Jany – Mch “ <u>421.30</u> Total - \$1008.45 The June Quar. is for my Washington Expenses – at Raleigh Hotel from April 1 – to June 26. my bill for the previous Jany – Mch Quarter is unpaid also, and I will probably have to fight to get here – the rest will be all right – no trouble. Wrote Debbie good long letter today. Sent Bob. Coles \$100. on grub stake for 1907 -</p>
Diary 12, 1907	<p>-18-</p>

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<p>april18and19and20</p>	<p>Arguments in Decker Bros v Berners Bay Co. case still on - all day and forenoon tomorrow. -19- Telegram from Atty. Genl over= =ruling my objections to depositing Clerks money in the First National Bank – I have telegraphed some to Clerk with instructions to comply. -20- Finished taking testimony in the matter of the disbarment proceedings against J. H. Cobb – brought by Shackelford. The fight grows out of the old case of Decker v Berners Bay Co. et. al. & the evidence does not disclose any act of particular moral turpitude on Cobbs part – though he did not quite obey the instructions of his client. Have instructed the attorneys to propose briefs & statements of fact – will decide it after I do the Berners bay civil case.</p>
<p>Diary 12, 1907 april21and22and23 a</p>	<p>-21- Sunday – working on my opinion in Berners Bay cases – George & I took dinner with Gov. Hoggatt at the mansion on the hill. The Gov. is a widower & lives alone – Jap. cook. George Irvine – attorney from Ketchikan is staying with him & we four had a jolly dinner & a good cigar. -22- Heard Motion docket- -23- “Jeffreson” in from Sound. Letter from Debbie. Tried case of Juneau v Ashby – decided it. Began Decker v Decker. Mrs. Tom. McGowan “blew in” – with telegram from Tom to Judge Williams asking intercession with Governor to let games run at Fairbanks till close of navigation. I positively declines to do anything to aid the matter – it will be a good</p>
<p>Diary 12, 1907 april23band24</p>	<p>1907 - <u>April 23</u> – continued thing to close them up & forever stop the threat which always lurks behind the bad practice. Fairbanks is now a closed town & I intend to see that it remains so - & Valdez too. -24- Mrs. McGowan – Tom McGowans</p>

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	<p>wife came in last night and met me at the Hotel she had a telegram from Tom to see about the efforts to close gambling at Fairbanks – I declined to do anything in the matter and I think she has failed to get any information more than it was closed by order of the Atty. Genl. She left this afternoon on the “Jefferson” for Seattle. Took dinner with Gov. Hoggatt & talked politics for an hour.</p>
<p>Diary 12, 1907 april25and26</p>	<p>-25- Still hearing the consolidated cases of Decker v Decker, involving an old estate matter here in Juneau into which Barnes has inserted his nose up to his shoulders. -26- Finished trial of the three consolidated cases of Decker v Decker = this noon and decided them at once against Mrs. Decker, who was crying fraud – at Barnes suggestion. Barnes is a typical shyster lawyer – thoroughly unscrupulous and dishonest & she is a fool widow with some money & a healthy desire for a man. Also heard the case of Rea v Electric Light Co. but it went over till morning for argument. There have been five continuous days of the most beautiful sunny spring time I have seen for a long time.</p>
<p>Diary 12, 1907 april27a</p>	<p>-27- Decided the great bugbear case of this Division today – <u>The Berners Bay Case</u> – in favor of the prior lien of the bondholders. This case has been in this court for <u>ten years</u>, being begun in 1897!! Read an opinion – & since I decided against the local certificate holders I expect that a new crop of kickers will now start up like weeds from the muck patch. I must now prepare my opinion in the companion case – In re Disbarment of Cobb - who is being prosecuted by the bondholders for whom I decided the above case. Had a house full of ladies today when I read my opinion – on</p>

	notice had been given until 3 hrs before the opinion was read but they came in on short notice!
Diary 12, 1907 april27b	[newspaper clipping:] “THE DISPATCH, Juneau, Alaska. OFFICIAL PAPER OF THE CITY Judge Wickersham appears to have grasped the situation and is winning favorable comment of attorneys and litigants by his prompt action in disposing of important litigation which is retarding the growth of this section. In the past twenty days he has accomplished wonders by his tireless efforts to clear business. It is hard to conceive why a few people in Fairbanks could stir up such a mountain out of small ammunition in the fight against his confirmation. It looks as if Teddy knew right from wrong when he carried the Wickersham banner into the face of the enemy and planted it on the hill of re-appointment. We are glad that southeastern Alaska, with few exceptions, stood solidly behind Wickersham. He is certainly making good in this section.” -28- The Record-Miner said this morning: [newspaper clipping:] “THE BERNERS BAY CASES The decision yesterday of the Berners bay cases is one of the most important judicial events that has ever taken place in southeastern Alaska. These matters have been in court for
Diary 12, 1907 april27c	[newspaper clipping continues:] ten years and the litigation has been ably conducted by the attorneys on both sides; the rights of the respective parties have been carefully looked after and the last act in the great legal drama was played yesterday afternoon when Judge Wickersham handed down his decision. There were large interests at stake in these noted cases and three were quite a number of local parties who held claims in the shape of receiver’s certificates, but the great bulk of these were in the hands of two or three individu-

	als. Those interested as well as the people at large will not be sorry that the law’s delay is over. It was time a decision was reached, no matter which side was sustained. All parties interested will now, each in their turn, have opportunity to protect their rights by application to a higher court. The people of Juneau, as a whole rejoice that the Berners bay cases are out of the local courts.” Dinner this evening (Sunday) with Gov. Hoggatt - present Col. Greene, Capt Marshal Shoup, Geo. Irving of Ketchikan and I.
Diary 12, 1907 april29and30andmay01	-29- Trial jury comes into Court this morning. Case of U.S. v Reed - spent all day & an evening session trying to get a jury – went over till tomorrow. A large number of lawyers & litigants interested in the “ <u>Perseverance Mining Case</u> ” have arrived & evidently that litigation is going to expand greatly. -30- Beautiful sunny morning. Got jury in U.S. v Reed & case on trial. Boyce, Barnhill & Irving U.S. Dist Atty & deputies for U.S. Shackelford & Lyons for defendant. <u>May Day.</u> A beautiful sunny day. Hard at it in U.S. v Reed. Mail today letter from Debbie & several from Fairbanks -
Diary 12, 1907 may02	-2- Recd. papers from Fairbanks. Dodge & his friends won out in the city election and have charge of the city government. The Business Mens Ticket – headed by Dr. Cassels was defeated – and I am not sorry. The gambling has been shut down – never to go again – and the Unions have also practically shut down the mines. Hard times will catch the whole outfit within 6 mo. and they will be damning Dodge & my opponents for conditions which were inevitable anyway – but my opponents got hold of the handle just when it gets hot – and I shall be interested

	in seeing just how long they will enjoy it. I shall see that the heat is maintained at the boiling point till they are warm through!
Diary 12, 1907 may03and04	<p>May 3</p> <p>The Record-Miner has this editorial this morning: [newspaper clipping:] “ Judge Wickersham is making a record for prompt work on the bench here. His example is fairly contagious, with all who have business with the court this term.”</p> <p>Trial of U.S. v Reed, murder has occupied all week – submitted to the jury today. Have taken up the case of McFarland v Perseverance Min. Co. – an equity case, on account of so many foreign counsel & witnesses here.</p> <p>May 4th</p> <p>U.S. v Reed – Verdict “not guilty”. Perseverance Case on trial now. Fairbanks papers & mail – Dodge & his fellows are already fighting over the spoils. Gunnison seems to be at work in good shape. Dome Creek case set & probably on trial.</p>
Diary 12, 1907 may05and06	<p>-5-</p> <p>Beautiful sunny Sunday. Dinner with Gov. Hoggatt – the Shoups – Marshall & Mrs. & the two daughters & Miss Trimmer also Genl. Distin present.</p> <p>-6- (Wrangell)</p> <p>Heard motion docket all day. The Ketchikan {Wrangell} Sentinel” had an editorial last week severely arraig- =ing Gov. Hoggatt for calling out the military at Treadwell – it was so rankly traitorous – another Editor is U.S. Commissioner, Justice of the Peace &c. The Governor wrote me a letter enclosing the paper and requesting his removal – I telegraph =ed the whole to Judge Gunnison & requested his action – Today he telegraphed to me requesting me to give the Com. notice & to act – I wont hesitate to give him notice & then remove him! -</p>
Diary 12, 1907 may07and08a	<p>-7th-</p> <p>Trial of the McFarland v Perseverance Co. – mining & water right case.</p>

	<p>With Gov. Hoggatt & Marshal Shoup went over to Douglas & Treadwell tonight to call on military officers - Col. Greene & Capt. Dean. They & a portion of their forces will leave for Ft. Seward tomorrow as the Treadwell strike seems to be in a state of collapse.</p> <p>-8-</p> <p>Newspaper dispatch this morning says Atty. Genl. Bonaparte leaves the Cabinet – I am glad of it, as he seems to be against me. He listened to Hubbard - & took prejudice without knowledge</p> <p>I gave Snyder, Com. at Wrangell notice by telegraph to show cause why he should not be removed for denouncing Gov. Hoggatt for calling out troops at Treadwell -</p>
Diary 12, 1907 may08band09a	<p>Snyder answered my telegram - halfhearted & sly disapproval. I gave him 3 days to answer & will do nothing more till Monday –</p> <p>-9-</p> <p>Just received letter from Debbie & enclosed was the following clipping: [newspaper clipping:] “ANDERSON INDICTED ON CHARGE OF FORGERY Special to the Post-Intelligencer. FAIRBANKS, May 2. – L. B. Anderson, former owner of the Times, of Fairbanks; E. B. Condon, leyman for Anderson on Dome Creek, and James Osborne have been indicted by the grand jury on a charge of forging the name of V. A. Green to a quitclaim deed to a quarter interest of the Anderson group on Dome Creek, in favor of Anderson. This caused a sensation. Anderson today transferred his interest in newspapers to Frank Manley, Roy Maddocks and John Ronan.”</p> <p>Evidently Barnette & McGinn are getting busy with Anderson & his malicious gang of blackmailers. I am glad that they are fighting during my absence. Manley, Ronan and Maddocks show up – they are the “gut” that connects the Siamese twins - the Times & Northern Light</p>
Diary 12, 1907 may09b	<p>I am tired ! Tired all the time & sometimes in court I feel as if I must adjourn & go out to the mountains & rest. My friends tell me that I work</p>

	<p>to hard – too many hours on too many days & months. But I cant stop for a while – not till the <u>Annual Investigator</u> has come & finished Ordered Grand Jury drawn today to meet on the 20th & also announced that I would not go to Skagway to hold term beginning June 3rd. Business here is much more important than that at Skagway. Another case involving a half interest in the Perseverance mines in the Silver Bow basin was submitted to me for trial yesterday on stipulation - parties refused to come into court except upon my promise to try the case. They evidently wish the case tried and decided at once – before Gunnison gets home, - and I will do it.</p>
Diary 12, 1907 may10	<p>-10- McFarland v Alaska Perseverance Case still dragging along. Recd. telegram from Atty. Genl. today as follows: Washington, D.C. May 10, 07. Wickersham, U.S. Dist. Judge. Juneau, Alaska: It is desired that you remain at Juneau until all business before present term of court is completed. Bonaparte. This means the Gov. Hoggatts attempt to keep Judge Gunnison at Fairbanks till my investigation is finished & make him work some, has succeeded- Attended the reception given to Gov. Hoggatt by the ladies – held at the hall and was a most enjoyable affair. I went with Genl. Distin - poor old man – he is brokenhearted over the recent death of his wife & son -</p>
Diary 12, 1907 may11and12and13	<p>-11- “Cottage City” came in last night from Seattle – mail. Trial of the case of McFarland v Alaska – Per =severance Co. still on – all week. Evidences finished today & arguments on – but postpone further argument till Monday evening, as I intend to take up jury cases on Monday. -12- A rainy blue Sunday – I am engaged now in preparing a 30 minute talk to the school children – the Seward Club – for the 16th – the 106th anniversary</p>

	<p>of the birth of Wm H. Seward. Dinner with Gov. Hoggatt. -13- Trial of Leon v Alaska Treadwell Co – personal injury case – jury – Also heard argument in evening McFarland v Alaska Perseverance Co -</p>
Diary 12, 1907 may14a	<p>-14- Genl. Greeley is reported in the newspapers as having delivered an address to Geographical Soc. in Chicago, wherein he said that Alaska judges ought to be hanged & only represented private interests. I called the matter to Gov. Hoggatts attention & he has promised to call it to the attention of the Dept. Dinner with Gov. Hoggatt, Geo. Irving & Marshal Shoup tonight Gov. H. has written a formal letter to his department and to President Roosevelt calling attention to Genl. Greeleys “knock”. I doubt if it will accomplish any other good purpose than to challenge the alleged facts in Greeleys talk. Jury trial in Treadwell case on. Also argument in Perseverance case. The Greeleys attack is as</p>
Diary 12, 1907 may14band15	<p>follows: [in margin:] Juneau Record-Miner In this he said that he was surprised that all public officers a few years ago were not hanged -the newspapers bring it to date. [in margin:] Juneau “Transcript.” [newspaper clipping:] “ Chicago, May 13. – General Greeley in his address before the Geographical Society here Saturday night declared that Alaska is badly governed. He says the nation treats Alaska as if her citizens were Indians instead of progressive Americans. He further declared the courts were only the instruments of private interests. He declared in closing that Alaska has never been treated fairly.” -15th- Accepted resignation of John Burton, Com. at Cordova, and</p>

	<p>appointed Lee Van Slyke in his place. Treadwell damage case still on trial. Heard argument in the Water Case till 10. tonight & am tired as a dog. I have talked well but too long – 12 hrs. on bench today.</p>
Diary 12, 1907 may16	<p>-16- Telegrams from Fairbanks [newspaper clipping:] “Fairbanks, May 16. – Upon motion of the defendants a non-suit was granted against Burnett in the famous Dome creek mining case which Judge Wickersham refused to try. Later upon application Judge Gunnison granted an injunction restraining the striking miners from interfering with the washing up of the dumps. This is believed to be the opening wedge for the settlement of the strike. Fairbanks, May 16. – <u>A twelve hundred dollar nugget was found on Dome creek yesterday.</u> Today Deputy U.S. marshals are protecting the non-union men washing up the dumps. The strikers will hold a meeting this evening to pass resolutions against government by injunction in the Tanana district.” And from Washington: [newspaper clipping:] “ Washington, D. C., May 16. – Assistant District Attorney Cooley will be unable to go to Alaska this summer to investigate certain charges against Judge Wickersham by reason of pressing business here. It is not known whether any one else will be assigned for the trip.” I wonder whats up now?</p>
Diary 12, 1907 may17	<p>-17- Delivered <u>short oration (?) in Seward today at the Methodist Church upon request of Juneau Seward Club, - a high school club.</u> Also decided case of Leon v Alask Treadwell Gold Min. Co. – jury case – but I instructed a verdict for the defendant – see opinion. Letter from Debbie – she and Darrell are having their visit together at Bremerton – I hope it may not be their last one. Argument in the Perseverance Water</p>

	<p>Case, ended last night – after having been up in earnest fight each day for 10 days! Will prepare my opinion & decide it as soon as possible – for it is an important case. Received telegram from Judge Gunnison today to remove Snyder as Comr. at Wrangell for traitorous attack on Gov. Hoggatt.</p>
Diary 12, 1907 may18and19	<p>-18- Made order today for Judge Gunnison removing A. V. R. Snyder as Comr. &c. Wrangell – Heard motion to strike parts of complaint in Pearce v Alaska - Perseverance Min. Co. – granted the motion and simplified the issues very much – I hope. -19- Capt. Hugh Murray invited several to go on his newly rebuilt boat “Elsie” – to Takon bay & glacier today - Gov. Hoggatt, Genl Distin, Geo. Irving, Geo. Jeffrey – Geo Simpson Miss Chapin, Mrs. Ramsey – sister & Mrs. Kennedy & the reporter for the Record-Miner & his wife - & three or four more – It was a beautiful sunny day – Takon inlet was clear calm & unruffled – it was warm bright and a happy trip. Dinner with Gov. Hoggatt tonight</p>
Diary 12, 1907 may20and21a	<p>-20- Grand Jury empanelled & instructed: B. M. Behrends, foreman. Jury trial Alaska Mildred Min. Co. v Ebner begun. Indictment against crazy murderer – & he was ordered sent to Insane Asylum – Marshal Shoup went out with him. -21- Trial Alaska Mildred Min. Co vs. Ebner – verdict instructed for the plft. for \$10,299.00 At work on my opinion in Perseverance Mining Case {-22-} Newspaper dispatches today say the President will not have any further investigation made against me – that he intends to stand by Judge Day’s reports as follows: - on next page. Had confidential talk with Gov. Hoggatt about it & he assured me that he intended to go back to Washington this winter & make a fight in my & as he puts it – in behalf of territories interest</p>

Alaska State Library – Historical Collections
MS 107 Diary 12

<p>Diary 12, 1907 may22band23and24a</p>	<p>Substance of todays dispatch is as follows: [newspaper clipping:] “Washington, D. C., May 22. – The department of justice today announced that further investigation of the charges against Alaskan Federal Judge James Wickersham is to be stopped by order of President Roosevelt. The president has notified the department that he will stand by the judge on his record up to date, including as it does, the former strong report in his favor filed by examiner Day.”</p> <p style="text-align: center;">-23rd-</p> <p>Finished case of Young v Ebner yesterday – granted a non-suit Grand Jury is actively at work & will probably end its labors this week. Beautiful weather. Dinner with Mr & Mrs Page, clerk of court, yesterday evening & met Mr. & Mrs. Summers.</p> <p style="text-align: center;">-24-</p> <p>Louis Lane, my Nome companion to Cape Prince of Wales in 1902 – Jany. came in on the “Jefferson” this morning on his way to Chichagoff island.</p>
<p>Diary 12, 1907 may24band25a</p>	<p>Jury trial today verdict for plft. We are getting along fine with the work of court – Grand jury returned half a dozen indictments – nothing of importance & I can probably close up all jury work in two weeks more – without they get more work ready than is now at issue. Dinner with Mr & Mrs Dautrick last evening. Miss Yule, principal of the Juneau schools, Gov. Hoggatt & I constituted the visitors. Am at work every spare moment on my opinion in the Perseverance Water Case.</p> <p style="text-align: center;">25-</p> <p>Beautiful spring day – warm & once in a while a sprinkle of rain. Finished all jury cases & let the jury go till Monday when I begin trial of criminal cases just indicted- Grand jury is done – but stands over till Monday to make reports & finish up a belated matter- There is about a weeks work in criminal matters &</p>
<p>Diary 12, 1907 may25band26a</p>	<p>then I'll take up civil jury business that is new & finish it – then discharge the jury & go to equity work –</p>

Diary of James Wickersham
February 8, 1907 through August 1, 1907

	<p>Gov. Hoggatt went down to Seattle this afternoon on “Jefferson” to attend formalities of breaking ground for the <u>Seattle-Alaska -Yukon Fair</u>. Am at work on my opinion in the water case McFarland v Perseverance Min. Co – a very interesting case.</p> <p style="text-align: center;">-26-</p> <p>[newspaper clipping:] “THE DAILY RECORD-MINER SUNDAY, Mary 26, 1907 MAKING A RECORD James Wickersham has been doing a great work since the first day he opened court in Juneau. The cases on the docket have been taken up and tried without delay and disposed of promptly. The work that the Judge has done at this term has been of great benefit to the district. Before he came litigants in this division suffered by the law's delay. Mindful of this the Judge undertook to administer</p>
<p>Diary 12, 1907 may26band27</p>	<p>[newspaper clipping continued:] justice promptly. In cases left to the judgment of the court the decisions was prompt and the aggrieved litigant had the opportunity of taking his case to the upper court and in this way even the man who lost was nearer the end he sought.</p> <p>Judge Wickersham is a man of ability, learned in the law and as a judge he has proven himself worthy of the confidence of the people. This mining district will take on prosperity after the docket is cleared up.</p> <p>All honor to Judge Wickersham!”</p> <p style="text-align: center;">-27-</p> <p>Trial U.S. v Dankovich, for shooting Jap. at Treadwell - Rainy & warm – The Grand Jury reported & was discharged this afternoon – the criticised Genl. Greeley severely for his attack upon the Alaskan courts & called upon the Department for an investigation & Greely for an apology</p>
<p>Diary 12, 1907 may 28and29</p>	<p style="text-align: center;">-28-</p> <p>Trial Dankovich still on.</p>

	<p>Circuit Court of Appeals has affirmed my opinion in Marks v Gates 2nd Alaska 519. -29- Dankovich verdict ‘<u>“Not guilty”</u>. [newspaper clipping:] “PRESIDENT DECIDES TO STAND FIRMLY BY JUDGE WICKERSHAM Post-Intelligencer News Bureau. WASHINGTON, May 21, - The president has stopped the investigation begun in the Judge Wickersham case in Alaska when it was made known in February last that because of the complications introduced by the Hoyt report the nomination of Judge Wickersham would not be sent to the senate during the session. The president said that he should give the judge another recess appointment and then order a third investigation during the coming summer. The report on last summer’s investigation by District Attorney Hoyt made it impossible to secure confirmation of Judge Wickersham by the senate, for while Hoyt found nothing against the judge’s honor or integrity, he reached the somewhat surprising conclusion that he should be superceded in office because the community was divided on the subject of his fitness. Even this kind of a report strengthened Judge Wickersham’s enemies in the senate, and the president concluded to have another investigation. Alfred W. Cooley, an assistant attorney general, was chosen to make it. After further thought on the matter, however, the president made up his mind to stand by Judge Wickersham on the record to date, including as it does the former strong report in favor of the judge made by W. A. Day. WALTER E. CLARK”</p>
<p>Diary 12, 1907 may30and31andjunc01and02</p>	<p>-30- <u>Decoration Day</u>- No jury – but I am preparing opinion in the Perseverance Water Case. Got a letter from Debbie this morning on the “Dolphin”. -31- Trial U.S. v Mila – a police court case. -June 1st-</p>

	<p>Bishop Rowe at hotel – Hung jury in Mila case. Telegram from Judge Gunnison saying that he is trying the Dome Creek cases & will not finish before August! - June 2nd Dinner this evening with Genl. Distin & Bishop Rowe. Am finishing up my opinion in the water case – Perseverance – & will deliver it tomorrow. Shoup is back home.</p>
<p>Diary 12, 1907 june03and04a</p>	<p>-June 3- Delivered opinion in the case of McFarland v Perseverance Co. -4- Trial U.S. v Burke, verdict of <u>guilty</u> of Larceny from Dwelling The jury cases for this term are ended and jury discharged – kept one juror as there are one or two jury cases that may be ready for trial in a few days – Argument on motion to strike in Pearce v Sutherland – the same real parties as in the Water Case – & plaintiffs move to dismiss their case without prejudice to new suit. If this granted it will greatly lessen the business of the term. They evidently concluded from my opinion in the Water Case that I would be against them on the other case. There seems to be general satisfaction in the camp with my opinion</p>
<p>Diary 12, 1907 june04band05and06</p>	<p>in the water case, as it settles the rights of miners, fisheries & manufacturers to the use of water from public streams & protects them from riparian rights -5- Little to do in court today. Sentenced Burke to penitentiary for 18 months. I had some doubt in his case & gave him a short sentence for that reason – but he is a bad man & to get him out of the Territory I sent him to McNeils Island, Wash. penitentiary. Have begun an opinion in the matter of the Disbarment of Cobb. -6th- Engaged in long winded argument in case of Int. Trust Co. v Griffin, one of the interminable Nowell Gold Min. Cases – which when concluded wont decide anything – intend to</p>

	refuse to decide question – temporary injunction, & set case for trial on the merits & then decide it finally.
Diary 12, 1907 june07	-7- The “Record-Miner” this morning says editorially: [newspaper clipping:] “ The court now in session will go down in history as the turning point between dull times and prosperity. It is now clearly seen that it is important to have a real live court if you want good times. Long live Judge Wick-ersham.” The passenger list of the Dolphin – telegraphed from Ketchikan – shows Mrs. Wickersham on board. I wonder why she did not telegraph or write me that she was coming! <u>Received telegram this eve coming from John L. McGinn Fairbanks, saying that the case of Nelson & Hensley vs - Meehan & Larson, had been affirmed in the Circuit Court of Appeals. San Francisco Good!!</u>
Diary 12, 1907 june08	-8- Debbie came this morning on the “Dolphin” – I am glad to have her with me. Darrell will be in Bremerton for months yet, & she will stay with me awhile and then go back and stay with him till time to go into Fairbanks. She is having a pleasant time there – everybody for Alaska has been through Seattle Y she has met most of them & seems to have greatly enjoyed the meeting. Many of them met Darrell also. Spent all day hearing the application of the Alaska Pacific Ry. Co. for injunction to prevent the Copper Riv. Ry Co. from crossing their terminal grounds at Katalla. Shackleford & Lyons represent plaintiff & Bogle[P] from Seattle & Winn of Juneau represent the Copper Riv Co.
Diary 12, 1907 june09and10	-9- Sunday – rainy – nothing much Worked on Cobb disbarment case. I am greatly pleased that the case of Nelson & Hensley v Meehan & Larson was affirmed. It is the case that

	Senator Nelson fought me so vic-iously about in the Senate – His 10 page brief on the law now goes to the waste paper basket - & I stand affirmed by the Circuit Ct. of Appeals. Every case they have fought me on - the Copper Case from Valdez & this case especially – also the Wild Goose case from Nome, has been affirmed on appeal!! [written over diagonally:] It was really reversed and I am now – not pleased -10- Heard arguments all day in the Katalla Railroad Cases – a mean close case – Beautiful weather. Debbie thinks she has a mission to keep me from working – but it only adds a little more work to what I do -
Diary 12, 1907 june11and12and13	-11- Decided the Railroad Case from Katalla today – Refused to issue Injunction – which was the only question involved in the hearing. Reception at Shoups today in honor of Mrs. C. S. Johnson – the wife of Judge Johnson decd – Mrs. W assisted & is consequently worn out & in bed – -12- Heard demurrer & motion in Pearce v Sutherland & Perseverance C. Case Hearing will go on tomorrow. -13- Sustained Demurrer to Complaint in Pearce v Sutherland & Perseverance Co. Heard rumor that Nelson v Meehan had been reversed instead of affirmed – - telegraphed for information & Monckton Clerk. Ct. App. answered. “Appeal Nelson v Meehan dismissed.” That really leaves a doubt.
Diary 12, 1907 june14and15a	-14- “Jefferson” came in during the night Mr. & Mrs. Harlan on board en route to Fairbanks. Telegraphed Monckton Clk. Ct. Ct. App. for copy opinion in Nelson v. Meehan. Trying the case U.S. v Anderson, ejection from Blk 32, Juneau, U.S. reservation for schools. Dautricks gave a card party for Mrs. W tonight – very pleasant. -15-

	Am preparing opinion in Elliott vs Elliott – Hubbard Copper Case. Mail brings me some Fairbanks papers – they disclose that Dodge & Marquam, who now seems to be acting as associate editor of the Times, are none too friendly to Gunnison, but dare not quite break over on account of the precarious conditions in which the arrest of Anderson & Condon for forgery has left them - but they will be abusing him later. Their attacks on me are intermittent but virulent.
Diary 12, 1907 june15band16a	The Dome Creek cases are dragging along - & it is my judgment -16- The “Humboldt” came in today. Gov. Swineford & Gov. Brady, on board. Also Zip, the N.C. agent at St Michaels & Mrs. E. T. Barnette & her beautiful little daughter Virginia. Mrs. W & I went down & called on Mrs B & she came up to lunch with us. She is very bitter against those who are fighting her husband - but I warned her against the cancer of hatred & revenge, - that it did those more harm who harbor it than those against whom it is directed. Still advice is cheap & cannot change human nature. Mrs B. looks well though she has been sick & is greatly humiliated & worried over his troubles. Beautiful day – working on my opinion in Hubbard-Elliott mining case & watching a flock of eagles out of the
Diary 12, 1907 june16band17and18a	courthouse window as they fish at the mouth of Gold Creek. -17- Dismissed Cobb v Otterson on motion of Cobb – he was’nt ready – Trial of Thorndike v Perseverance Co. over tells to the Martin Lode Claim begun. Working nights & odd moments on opinions in Hubbard Elliott case. -18- Thorndike v Perseverance Co. continued The excursion steamer “Spokane” came in today with a large party of tourists on board, - among them <u>Prof. George Davidson</u> , long in the U.S. Coast & Geodetic Survey – I called on him. He told me that it was 57 years ago today that he came into San Francisco. - he was then 25 years old. He has had more to do with coast surveys than

	any other man on the Pacific coast & is the recognized & accepted authority
Diary 12, 1907 june18band19	in all such matters. He told me that he had been engaged in the careful noting of Japanese wrecks for many years – that he has recorded 75 authentic cases – that he has a mass of manuscript on that subject now ready to work into shape & upon my urging that he & he along could do it satisfactorily he agreed to go to work on it at once. He has now retired from active work but is nearly blind. -19- Trial Thorndike v Perseverance Co. Working hard on Hubbard – Elliott opinion. Mrs. W will go home on next Monday & I will follow as soon thereafter as possible Skagway term will be abandoned & I will go to the westward – Valdez & Seward – & hold a term to finish up business there so that I wont have to come out in midwinter.
Diary 12, 1907 june20and21and22	-20- Thorndyke v Perseverance Case still on trial. News from Darrell that his orders have come assigning him to “ <u>Nebraska</u> ” – battleship. -21 st - Decided Thorndyke v Perseverance Case in favor of defendant. It is a technical case – not important except that it is a close question of law on the question of the sufficiency of a notice of mining location We are to take dinner – formally – with Gov. Hoggatt tonight. The Shoups Mr & Mrs Kinzie, &c are to be there. Dinner: Gov. Hoggatt – Mr & Mrs. Kinzie Mr & Mrs Shoup & Mrs W & I – <u>fine</u> – -22- Tried jury case today. Called term of court at Valdez for July 29 th Rainy.
Diary 12, 1907 june23and24	-23- Gov. Hoggatt invited Mrs. W - & me to go to Silver Bow Basin to see the mines & we went. Had a fine day – a pleasant trip – a good lunch with Mitchell, Supt. Perseverance Mine, a pleasant visit with Otterson & wife & greatly enjoyed the grand scenery of the basin. Dinner this evening with the Shoups. Debbie intended to go

	<p>home this evening on Jefferson but she is reported now to sail on Tuesday morning.</p> <p>-24-</p> <p>Trying log case – am about through with trials. Will leave here about July 4th & come back about Aug. 20, to settle matters of appeals &c. Papers today from Fairbanks – but nothing new.</p>
Diary 12, 1907 june25and26and27	<p>-25-</p> <p><u>Debbie went home this morning on the Jefferson.</u> Finished trial of Rapp v Jorgenson today. Dinner with Gov. Hoggatt tonight.</p> <p>-26-</p> <p>Motion Calendar – began trial of Walker v Shackelford – Finished opinion in Elliott v Hubbard – Elliott Copper Case.</p> <p>-27-</p> <p>Finished case of Walker v Shackelford today, - instructed jury to sign verdict for defendant. It is a “spite” case brought by Cobb against Shackelford on the barest and most unfair technicality & grows out of their bitter personal warfare which I hope to mollify in this case and in the disbarment proceeding against Cobb, brought by Shackelford. Dinner tonight at Treadwell with Kinzie’s – Gov. Hoggatt Shoups Stoess[?], & I were present.</p>
Diary 12, 1907 june28	<p>-June 28-</p> <p>Finished up the last case on the trial docket today & called for others but no more responded – Dismissed the jury.</p> <p>Received in the mail today the opinion in Nelson v Hensley v Meehan & Larson – instead of being affirmed the case was <u>reversed</u>, much to my regret. That is the case that Senator Nelson fought me on, - and while ordinarily I care only to be right in such matters, in this I cared to be affirmed – but was’nt. Well its forgotten, by me. Busy finishing up my correspondence & signing licenses. Will go on the morning of the 3rd & take record in the Elliott case & finish that up – make up the completed record</p>

	<p>on appeal &c. in Seattle.</p>
Diary 12, 1907 june29	<p>-29-</p> <p>The very unpleasant duty of deciding the disbarment proceedings against Cobb, lawyer, performed. The Marshal informs me that the Governor is greatly disappointed because I did not disbar Cobb - & expresses his disappointment - that he has said that he now wont go down to Seattle with me, &c.</p> <p>Well, I am sorry that he feels that way, but I have the strongest sense of having done right & will stand the consequences. The Marshal says that I did right in his judgment – that he would have done just that & nothing else.</p> <p>I <u>did not disbar Cobb</u>, but did criticise his actions and lectured both he and his senior partner, Maloney, unmercifully – I also criticised Shackelford, for bringing the disbarment proceeding.</p>
Diary 12, 1907 june30a	<p>-30-</p> <p>My action yesterday in refusing to disbar Cobb seems to have been a great disappointment to the Governor & other enemies of Cobbs, and they have been denouncing me severely. It seems that last fall when Shackelford was preparing these charges he grew afraid of Gunnison & filed charges & statements showing the facts against Cobb in the Dept. of Justice, and made special application that I come here – or be sent here – to try the charges on account of Judge Gunnison’s prejudices in Cobbs favor. Now that I have decided against disbarment they are ugly – - well they can go to hell – I did right & that ends it.</p> <p>Major Richardson came in on the “Portland,” last night from Valdez. He tells me that the RR situation there is bad – that no real railroad building is yet under way, & that it looks more as if the Copper Riv. Co was trying to drive</p>
Diary 12, 1907 june30bandjuly01	<p>the Bremer road {out} of the field than to build a railroad itself. Richardson thinks Katalla a bad port & terminus for the road</p> <p>-July 1st-</p> <p>Well, Gov. Hoggatt, Shackelford & others of their – and my – friends are tearing their hair & rending their garments because I did</p>

	<p>not disbar Cobb – They have involved Marshal Shoup in the matter and have distressed him greatly with their mutterings. I am as greatly disappointed as they are, for I expected decent treatment from them & did not get it. Well, they can go to the devil – I never have tempered my legal duties to send either friends or enemies & dont intend to do so. Finis, Governor!</p>
Diary 12, 1907 july02a	<p>-2nd- Finished up the business of the term - signed orders, &c. and all liquor licenses that were not opposed. Continued hearings of those in Juneau & one in Douglas and one in Skagway till Judge Gunnison returns. George Jeffry will remain here to get out transcripts, &c. I have just bought some interesting Chilkat Indian curios from Jim Williams, nephew of the Chilkat chief “Hlat –redge” – the chief is in the last stages of disease, the tribe has either died off – joined the whitemans ways and habits &c. & the old chief finds Indian ways & customs deseated & is selling out the rich & rare objects of value which slavery, the customs service of Chilkat over the trade from the interior to the coast, &c. gave to his ancestors, & I am getting some</p>
Diary 12, 1907 july02band03	<p>of them. I bought two copper masks – 2 Chilkat blankets – a finely carved ceremonial spoon & two rare copper knives with carved handle ends. It is the finest Indian work I ever saw. Gov. Hoggatt & Shackelford still off the reservation & hostile. I am no also, and it's a feud!! -3rd- Left Juneau this morning at 10 oclock on City of Seattle. Marshal Shoup came down to see me off – <u>I judge from what he says that he intends to resign soon.</u> Lawlor, the Gov. private secretary came to bid me goodbye - I could not learn whether it was a formal and official courtesy from the Governor, or just Lawlors</p>

	private act.
Diary 12, 1907 july04	<p>-July 4th- Ketchikan – Dixons Entrance. Seven years ago I was on the City of Seattle, in this identical neighborhood on my way into the Interior of Alaska the first time. How different things are today with me & my family Howard then sat on my lap as we crossed the swells – seasick but clinging to me trying to ward it off – bless his frail but courageous body – his death left me an old man with no child to remain with & support me. Darrell will always be in the navy – What a mistake it is not to have a family of children A dark & cloudy forenoon raining & a blue fourth! Music and dancing this evening – the boat has two lady musicians – a violinist & pianist. Those who danced had a pleasant evening.</p>
Diary 12, 1907 july05and06	<p>-5- Beautiful day – we seem to be getting into another world – out of Alaska into sunshine – crossed Queen Charlottes sound at noon. -6- Beautiful morning – a cloudless sky - & warm. San Juan Is – Mt Baker & the Olympics, De Fuca Straits. Abe Stein, & Mrs. Jaffe, & 2 or 3 others from Fairbanks on board – also Jack Dolson & wife & “Bob” & Mrs Jewett from Circle City, Seattle <u>3 p.m.</u> Reached Seattle at 7:30 & went to the Ranier-Grand Hotel – Debbie met me & we went over to Bremerton Navy Yard to see Darrell.</p>
Diary 12, 1907 july07and08a	<p>-7- Remained at Bremerton last night & had an hours visit with Darrell. Debbie has good rooms at the “Roosevelt” rooming house. We came back to Seattle at noon – Mr & Mrs Perry –(U.S. Marshal) came in & spent the evening.</p>

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	<p>Warm & bright Sunday. -8- Recd. letter from E. C. Hughes, Pres. State Bar Assoc. inviting me to participate in the proceedings of that body & on Saturday night at the banquet to make a 5 min. talk. “Jerry” Cousby, lawyer from Fairbanks got into town today – he tells me that Judge Gunnison granted a non-suit against the defendants – thus giving Barnette a practical victory, and thus leaving the case just where it</p>
Diary 12, 1907 july08band09a	<p>started – Aside from this nothing is done & Jerry says that a whole years accumulation awaits my return. He says that Anderson & Condon want me to try their case! The old reprobate was willing to fight me until he gets caught & then he wants me to try his case & help him out. I shall greatly regret it if I am forced to try him. Called on Senator Piles today – also E. C. Hughes, John P. Hartman, John L. Wilson Chilberg, Pres. Yukon-Alaska Fair, & others. We are at Rainier-Grand & will stay here till we {I} go north – Perrys are at the Butler. -9- Went over to Tacoma – paid my life Ins. &c. back in the evening. Attended reception at Rainier Club, to Garfield</p>
Diary 12, 1907 july09band10and11 and12a	<p>Sec. of Int. & Judge Ballinger Coml Genl. Land Office. -10- Getting my teeth dentistried! Dinner today with Dave King, who is preparing a “chaser” to “The Looting of Alaska,” for Appletons Magazine & who intends to use the fight against me as the “chaser”. Darrell intended to come over & go to the theater with us tonight – but telephoned at last moment that he could not come. -11th- Dentistry. Debbie went to Bremerton to see about Darrell & I went to Tacoma. -12- Returned from Tacoma this morning Made arrangements with Gilstrap to</p>

Diary of James Wickersham
February 8, 1907 through August 1, 1907

	<p>put my copper masks & Chilkat blankets in cases. Debbie got back from Bremerton last night</p>
Diary 12, 1907 july12b	<p>She says Gov. Hoggatt was looking for me – he afterwards told me that Secretary Garfield wished to see me & that he tried to fine me. The Secretary is gone to Portland this morning but I am not sorry about it. Hughes Pres. of the Bar Assoc. talked with him about me, & that probably started his inquiry. My meeting the other night at the Rainier Club was a pleasant one & probably it was just as well not to talk more. Attended State Bar Association today. We called in a body on Vice President Fairbanks – who was very pleasant to me. Hoggatt goes back to Alaska on tonights boat. Our relations are strained & never will be as pleasant again. Shackleford is here arranging the record in the Katalla Railway Case on appeal</p>
Diary 12, 1907 july13a	<p>-13th- Attended State Bar Assoc. today. The Banquet tonight was a brilliant affair – and my part in it was spectacular. E. C. Hughes Pres. made a speech of welcome & Judge Burke was toastmaster. Upon a raised floor three small tables were occupied – the smallest by the Vice President C. W. Fairbanks. Hughes & Judge Burke, another with Senator Piles at the head was {by} Gov. Mead, U.S. Dist. Judge Whitson Chief Justice Hadley of Wash. Judges Root and Crow, Wash. Chief Justice Aleshine, of Idaho & myself me. The great body of the lawyers – 200 and more, occupied the great dining room – Banquet at the Stander Hotel. The Com. of the Genl. Land Office, Judge Ballinger, was on the list as the first speaker but was out of the city & I was asked</p>
Diary 12, 1907 july13b	<p>to take his place & did so, but with the privilege of talking on Alaska. The audience had had a good dinner & plenty of champagne – and other strong drinks & were in a happy & hilarious condition. They sung Huges down when he introduced</p>

	<p>the toastmaster & cut the latters talk very short with singing “He’s a jolly good fellow” – and I opened on house that wanted to sing and be joyful – but not to listen to talk – My “Irish” was roused & before I got through I had them fully under control – though it required both courage & strength. The Governor – Mead – followed & then the Vice President – after wards Congressman Humphrey & Senator Piles. The following is a portion of the “Times” account of the speech making -</p>
Diary 12, 1907 july13c	<p>[newspaper clipping:] “WICKERSHAM ASKS AID FOR THE NORTH Federal Judge in Alaska De- clares He is Weary of Acting as Governor and Wants Con- gress to Give People Power. DUTY IS OWED BY CITY OF SEATTLE Impassioned Appeal of Jurist Overshadows the Vice-Presi- dent’s Speech in Importance at Bar Association Banquet.</p>
Diary 12, 1907 july13d	<p>[newspaper clipping continued:] Tired, disgusted and disheartened in an effort to bring organization to Alaska, to separate the judiciary from the executive department and to grant to Alaskans a modicum of self-government, Federal Judge James Wickersham last night appealed to the bar of the State of Washington for assistance. Set down on the program to succeed Judge R. A. Ballinger in response to the toast, “The Law, the Land and the Home,” Judge Wickersham plunged boldly into a recital of Alaskan wrongs, and for the first time since he has been on the bench in Alaska struck back at the Congress which has ignored his reappointment and demanded that Alaska be considered. Judge Wickersham is a picturesque figure of Pacific Coast legal evolution. A pioneer lawyer, territorial judge, reform municipal official, legislator and Alaskan pathfinder he talked to the State Bar Association without embellishment and without equivocation. For three or four years he has been fighting from</p>

	<p>session to session of Congress for a confirmation of his reappointment and he is now preparing to go into the interior of Alaska to remain there during the winter. What Congress does or does not do will not affect him and the speech he delivered last night was a defiant challenge to politicians. It was distinctly the sensation of another wise prosaic banquet, relieved only by the enthusiasm with which favored speakers were received. In comparison with the sledge hammer ultimatum of Judge Wickersham, the speech of Vice-President Fairbanks partook of secondary importance.</p>
Diary 12, 1907 july13e	<p>[newspaper clipping continued:] “If my career at the bar were to end with the achievements and results of this week’s work,” said retiring President E. C. Hughes, of the State Bar Association, “I would be quite content.” Then in turn he lauded Judge Wickersham. Chief Justices James F. Ailshie of Idaho and Hiram E. Hadley of Washington, Justices Root and Crow of the state supreme bench, who attended the association’s meeting; Federal Judge Edward Whitson, Secretary James R. Garfield of the interior department and Vice-President C. W. Fairbanks. He introduced Judge Thomas Burke, who acted as toastmaster and who was received by the State Bar with every mark of enthusiasm. Judge Wickersham was the first speaker before the banqueters. “I want to request the assistance of the lawyers of the State of Washington to remedy a system of government insufficient and unsatisfactory to the people of Alaska,” boldly asked Judge Wickersham. “I know that it is a bad government and that it is resented by American citizens. What we want to do is to reach the senators and the representatives of the State of Washington. Will you help us? Will you help us get a government for, by and of the people of Alaska. “When I went to the North there was no court house; there were no records, no jails, nothing. There was merely a broad expanse of territory and the only thing between Alaska and Siberia that looked like a semblance of government was the commission I bore signed by</p>

	<p>President McKinley. I began up there with only the assurance of the government at Washington that they would support every good thing I did.”</p> <p>Judge Wickersham recounted the difficulty of locating centers of population to appoint commissioners of the court. Incidentally, he spoke of Fairbanks and a voice suggested the Vice-President. “Fairbanks, Alaska, like Fairbanks of Indiana, is pure gold,” retorted Judge Wickersham. Then he reverted to Alaska affairs:</p> <p>“The governor of Alaska has no power. He is a mere figurehead. He has authority to appoint his own secretary, to name notaries public and to make reports to the President and there his authority ends. He is sworn to see that the laws are enforced, but if they are not he has no authority to enforce them. All he can do is to report to Washington.</p>
<p>Diary 12, 1907 july13f</p>	<p>[newspaper clipping continued:] AID FOR THE NORTH Judges Have All Power “The judges in Alaska have all the power. They grant liquor licenses and inquire into the character of the men who receive them. They lay out all commissioner districts, appoint all justices of the peace and other officers in that country. It is a wrong system and never should have been allowed.” “Tell Roosevelt about it,” cried a voice from the audience. “Roosevelt knows all about it and what I want is to inform the representatives of this state about it. The people of Washington and especially the people of Seattle do not realize conditions in Alaska. You talk about your trade with the Orient when there is, comparatively, not a dollar’s worth of original trade from Seattle to the Orient. With us you have a trade amounting to \$20,000,000 a year. We have more coal than Pennsylvania; more gold than California, more tin than Wales, more fish than all the rest of the world combined. All this trade is tributary to the city of Seattle and I want to say to the people of Eastern Washington that we are buying you wheat and eating you</p>

	<p>flour, too. Won’t you help us? As a judge in that country I want to be rid of the duties of governor. I want to be free from politics.”</p> <p>A moment later Governor Mead remarked in response to his toast that the woes of Judge Wickersham differed from his own. Unlike Judge Wickersham, he said he like the work of governor and in fact was delighted with it. He lauded President Hughes of the bar association and the fraternity in general.</p> <p>Vice-President Fairbanks, introduced by Toastmaster Burke as a man “whose career bids fair to be crowned by the very highest office in the land,” paid</p>
<p>Diary 12, 1907 july13g</p>	<p>[newspaper clipping continued:] an eloquent tribute to the American government and the American bar. A felicitous remark from the banquet tables on the Christian Endeavor Convention gave the Vice-President opportunity for retort that in the simultaneous meeting of the national convention of Christian Endeavorers and the State Bar Association he saw a special providence and expressed the hope that the Endeavorers who had conquered in foreign lands might be able to exert an influence upon the membership of the State Bar Association.</p> <p>Vice-President Speaks. “Our Country and Its Lawmakers” was the toast assigned to the Vice-President and he took a leaf from his own experience to discuss the tribulations of the lawmakers. He declared the lawmakers were unable to satisfy their constituents no matter what they did and added “even the supervising architect of the universe cannot satisfy all.” Then of the lawmakers he added: “He must satisfy one man out of the 85,000,000 in this country. If he will follow the dictates of an upright purpose and the righteousness of his own conscience he will satisfy himself. I have found in my own experience that if he does satisfy himself he will ultimately satisfy everybody.”</p> <p>The Vice-President paid a glowing tribute to the legal profession, holding that tributes paid to the American constitution and form of government were in effect tributes to the legal profession. He congratulated this state upon</p>

	<p>the selection of its congressional delegation. United States Senator S. H. Piles was a late speaker at the banquet, informally discussing the work of the delegation and congratulating the bar upon its success. Judge Burke then introduced James F. Ailshie, chief justice of the supreme court of Idaho. In his introductory remarks Judge Burke praised in the highest terms the people and the bench of Boise, Idaho, for their actions in the famous case of the State against Haywood, charged with the murder of Gov. Steunenberg. He dwelt on the trial to considerable extent and eulogized Judge E. C. Wood, who is trying the case.”</p>
Diary 12, 1907 july14and15and16a	<p>-14 - We - Debbie & I – went to Buckley on the early morning train to see Mother – She is well – strong & just as healthy as I ever saw her. The home place looks fine – Harry is well as ever, and everything is good. Aunt Hixey died July 1, and Uncle Jimmy is grieving – he seems lost & wants to leave Buckley though he has a good home & friends here. -15- The large Queen Anne cherry tree is loaded with fine fruit – the strawberries are not all gone & chicken – fried chicken is ripe! Charlie Hanson & Jen. came down & we went up to visit them. -16th- Went from Buckley on the early morning train to Seattle & took my Indian curios to Tacoma – to the Ferry Museum – also took my</p>
Diary 12, 1907 july16band17and18a	<p>years accumulation of rare books from Reids office to the home library The Davis are keeping the place in good condition, but it makes me unhappy to go into my library & see the book cases filled to burst =ing with my treasures & locked & bolted! We go over to Bremerton tomorrow – Dinner with Uncle Tom & Aunt Kate. Staid at Donnelly Hotel – -17- Bremerton to see Darrell He is on “<u>Nebraska</u>” – first class battle ship, & is in bed with the</p>

	<p>result of youthful indiscretion! Too much of a good time! -18- Seattle – ready to go to Alaska. Closing up Katalla Ry case, with attorneys &c. Left for Valdez at 9:30</p>
Diary 12, 1907 july18band24	<p>-18th- At sea sea sick damn the sea! sea sick Oh Lord – Dying Dead Damn it Foggy Kayak Is. Can sit up! & eat. Think I may live. -24th- We reached Katalla harbor on yesterday morning – but the storm & rain kept the barges away & we did not get ashore until this forenoon. Several of us – Capt. Schage – with us went on shore – about a mile of Copper Riv. Road built & breakwater begun. Katalla is just emerging from the woods & mud. Bad harbor – but? Fine day & got away toward Valdes in late afternoon -</p>
Diary 12, 1907 july25and26and27	<p>-25- Reached Valdes this morning. Everything here is quiet & orderly - nothing new around courthouse. Not much business in sight – but may be enough. Appointed J. L. Cavigan {Robert Ferguson} jury commissioner & ordered trial jury for July 31, & grand jury for August. 5. -26- Answering correspondence – Miss Josephine Derringer is doing work for me in absence of George. Was invited to dance at the McKinley Hall last night – attended for a short time & renewed my social acquaintance with a lot of people. Tonight had invitation to party at Mrs. Shouses – Crandalls, Cantwells Scotts, &c present. -27- Letter to Debbie – “Portland” due Andrew Holman just showed me telegram saying that the first steamer on the Copper river had just arrived at Copper Center. Name of Steamer</p>
Diary 12, 1907	<p>-28th-</p>

<p>july28and29and30a</p>	<p>Sunday – rainy – hazy – quit. -29- <u>Court met in Special Session</u> Nothing much to do before Wednesday when the jury will report. “Saratoga” came in on return trip to Seattle. -30- The lady reporter whom I now have employed for this short term is stout – plump, 25 – fine looking, & affectionate. I removed her desk & typewriter down to the second room of the Dist. Atty. office today, since I am greatly irritated by a complaisance which I am too damn badly scared to return. One’s hair & other things cant both stand at the same moment with any satisfaction: I never have had a woman around before & I never will gain. Mrs. President Madison once asked an Indian chief what he wanted with 3 wives – his reply cant be improved upon – but the judges rooms are not for that sort of amusement.</p>
<p>Diary 12, 1907 july30band31andaugust01</p>	<p><u>Cap. Anderson acquitted by the jury at Fairbanks yesterday.</u> I hope he will now understand that false charges, even, are uncomfortable & damaging – but he wont – he has no sense or judgment. -31- Raining – raining – the sun has not appeared since I’ve been in Valdes – nothing but rain. The trial jury called this morning and “Yucatan” came in : Mr. Perry on board – letter from Debbie who seems to be well & happy – newspapers, &c. August 1st Beautiful sunny day, first since I came to Valdes. Harry Elliott, & party came on Yucatan to visit the Hubbard-Elliott mines. E. C. Hughes lawyer from Seattle & others. Signed findings & decree in Hubbard Elliott case. Embezzlement case against Graff tried today - Verdict – not guilty.</p>