COOK'S CHARGE AND FARR'S DENIAL

Betts Says Pace of Grand County Talked of a Bribe.

SUGGESTION TO CALLISTER.

Redd Says Aquila Nebeker Delivered Him a Message of Bribery Hymer Tells of Lapish's Air-Brake.

Yesterday afternoon's session of the investigation committee was continued by an argument by the attorneys as to the admissibility of evidence which it was said would be given by Mr. John Q. Cannon, which the prosecution proposed to introduce.

Mr. Evans said Mr. Cannon will state that two years ago during the senatorial contest when the voting for Mr. Thatcher and Mr. Hardine was going on, Mr. Cannon met Mr. McCune, who said he thought it was time that the members of the Legislature should band up in their voting and that if the members should leave the one candidate he would get most of the Rawlins vote, and some of the Thatcher vote; and that he would buy the vote.

Mr. Howell—This is a specific charge that McCune attempted to bribe Law; what Mr. Cannon says Mr. McCune said to him two years ago does not affect this charge and cannot be introduced at this stage. He read here from Greenleaf on Evidence, and made an argument.

Mr. Evans said he did not know of the evidence till last evening when he was informed of it by Mr. Cannon.

Brown asked Mr. Evans why he asked Mr. McCune, some days ago whether he had made this same statement two years ago, if he only heard of it last evening.

Mr. Evans said he asked Mr. McCune that question yesterday. Mr. Van Cott called attention to the report of last Saturday's proceedings, in which the question of Mr. Evans and the answer of Mr. McCune are given.

Mr. Evans said he had not seen John Q. Cannon till last evening.

Mr. Dickson called attention to the question asked by Mr. Evans of Mr. McCune last Saturday, "Did you not say to John Q. Cannon, two years ago, etc." Mr. Evans must have known of this testimony as early as Friday.

Mr. Evans—I went to Mr. John Q. Cannon, as soon as I heard of it. We have not made any attempt to conceal the information.

Mr. Stewart—I understand from Mr. Evans that he had no definite knowledge of this testimony at the time the prosecution was closed and inasmuch as Mr McCune expected two years ago to be a candidate, I move that the objection to this evidence be overruled. Seconded by Mr. Howell. The vote was put.

Ayes—Stewart, Howell and Sheriff.

Noes—Sorenson, Whitney and Cannon.

Mr. Mansfield was absent on leave attending the session of the House. He was sent for. On his return, the statement of Mr. Evans was read to him, and he voted no.

FRED KELLER ON THE STAND.

Fred Keller, bookkeeper on the Herald, was sworn.

Mr. Dey—Will you state, Mr. Keller, what have been the issues of the Herald during the last six months?

Mr. Brown—We object to this testimony as irrelevant.

Mr. Dey—Did you bring with you a statement of the Herald issues?

Objected to by Mr. Brown, and the objection sustained by the committee.

Mr. Keller was excused.

BEWATER AND THE AIR-BRAKE.

Jos. H. Lynch was a member of the Legislature, was sworn and questioned as to his first conversation with Mr. Lapish.

He said Mr. Lapish had told him of his invention and asked his aid in furthering it by bringing the matter to the chief of the Rio Grande depot examiner at Denver.

After telephoning from the county building here, and failing to get in communication with Mr. Hickey, the master mechanic of the Rio Grande Western, under whose jurisdiction I have been employed, I went up to the McCune mechanics and went to the telephone there, probably an hour afterwards, and telephoned again. They were busy again and I failed to get connection. I walked through the room there and met Mr. Dunbar, who remarked that I had just been telephoning to Mr. Hickey. That I had said a conversation with Mr. Lapish that morning, and I says, "He has some invention, an air brake device. I don't know much about it. He desires me to endeavor to get the railway men here somewhat interested." I said Mr. McCune is a railroad man. Perhaps he might take the matter up with Mr. Wilby or Mr. Bancroft," as I thought Mr. Hickey would have to go through them to get to the master mechanic. Mr. Dunbar says, "Will that might be a delicate question to bring about?" "There might be some misunderstanding placed upon it," I say, "I think that if I had not thought it only as a factor to further Representative Lapish's interest in getting his matter before the railway people, and the matter dropped there."

When on the way to the Rio Grande office witness had spoken to Mr. Lapish about the Law charges saying that his name was mentioned twice in the paper in connection with the charges. He said this: "I do not know what they want me for at all, unless it could be in connection with this." He said he had no charges to make. He said: "I have no bills, no edge and no charges whatever. The only thing it could possibly be would be in connection with that conversation I had with Dunbar." Some time after I had talked with Mr. Dunbar about this matter, some party told me, I don't remember whom, "Judge Powers is extremely sorry of you." I said, "Why so?" He said you have some connection with getting Representative Lapish's invention mixed up with Dunbar at McCune's headquarters. I immediately went to Mr. Lapish, and he said he had not made any statement to Dunbar. That Dunbar had spoken to him about it, and that Dunbar had got his information through me. That he knew Dunbar because acquainted with the fact that he had an invention. He said Dunbar spoke jocularly in a way that had two meanings or had an ambiguous manner. I didn't like it, but could not take any exception to it.

He said it was something like this: "Mr. Lapish, I understand you have an invention or some idea to patent. Well, now, Mr. McCune is a railroad man, and if he is elected United States senator he will further your interests very materially in securing your patent; he is a man of pluck and would interest himself in the interests of anybody in securing and forwarding the application," as I understand, or the procedure.

COOK'S CHARGES AGAINST FARR.

Representative Cook was called by the committee and examined by Mr. Stewart.

Is a member of the House of Representatives from Rich county.

You made a statement before the joint assembly the other day about some influence being used in favor of a certain candidate. Will you state to the committee what that is? The substance of it, I mean?

Yes? We were coming on the train from Logan, in conversation with Mr. Farr, talking over the prospects of the election, etc., as we generally did when we were together. In the course of the conversation this matter came up about being pretty sure of a vote for Mr. Powers, and he said, "You have had better come and vote for McCune and settle this thing." I says, "I cannot pay any one to vote for Mr. McCune." "Why not?" he says. "Well," I says, "I consider the matter as Democratic and that it would be the destruction of the Democratic party to elect Mr. McCune on the issue that he being waged in his behalf." "Oh," he says, "that is all right; he will be a Democrat." "Democratic party all right," I says. "That is not my style." He says, "I realize that fact. If you come and do this thing that you are a gain to that if you and the two Nebekers and one other member of the House and for Mr. McCune, that it would mean $20,000 or $25,000 for me." I said, "Do you offer that?" and he said, "I will bet on it." I said, "You are voting for him." "But," he says, "I get what I wanted." What he was referring to was the Thatcher endorsement. He did not offer that to me, but I understood, but I took it that he thought we would get money if we would vote for Mr. McCune.

Did he state to you that he was interested by Mr. McCune to make any such statement? No, sir, he did not.

Did you consider that an improper influence? I did not consider that he was authorized to make it, but I thought he had, as this three was money being used from the way he spoke.

Was the statement made in a jocular manner? No, sir, I will bet on it.

Was there any other conversation? Yes, he said he was elected the term before and he knew the way people, and the matter dropped there.

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