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PROCEEDINGS

OF

THE ALASKA BAR ASSOCIATION

AT ITS

ANNUAL MEETING

HELD IN THE CITY OF JUNEAU, NOVEMBER 25, 1898

CONSTITUTION, OFFICERS AND ROLL OF MEMBERS IN-
CLUDED FOR THE YEAR 1899

DOUGLAS CITY:
DOUGLAS ISLAND NEWS PUBLISHING HOUSE
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Published under the direction of the Secretary of the Alaska Bar Association.
F. D. KELSEY, Secretary.

CONSTITUTION
OF THE
ALASKA BAR ASSOCIATION

AS REVISED AND AMENDED

ARTICLE I.

NAME.

This Association shall be called the Bar Association of Alaska.

ARTICLE II.

OBJECT.

Its object is to maintain the dignity of the legal profession, to secure proper legislation for Alaska, to promote the administration of justice and to cultivate social intercourse among its members.

ARTICLE III.

MEMBERSHIP.

Any attorney of good standing, admitted to practice in the Highest Court of the Territory of Alaska, shall be eligible to membership.

The Judge or Judges of the Highest Court of the Territory for the time being are, by virtue of office, hereby declared Honorary Members.

Active Members shall be practicing attorneys and those not engaged in practice may be elected Honorary Members, who shall be exempt from the payment of assessments and shall not be entitled to vote.

The names of all candidates for admission shall be first passed upon by the Board of Directors and by them proposed for admission. Three negative ballots shall reject a candidate.

ary of the Alaska Bar Association.
F. D. KELSEY, Secretary.

CONSTITUTION OF THE

ARTICLE IV.

OFFICERS.

The Officers of the Association shall be a President and three Vice-Presidents, one of the latter to be a resident of Juneau, a Secretary and a Treasurer, to be elected by ballot immediately upon the adoption of the Constitution, and at the annual meetings thereafter, and to hold office for the term of one year and until their successors are chosen.

ARTICLE V.

DUTIES OF OFFICERS.

It shall be the Duty of the President to preside at all meetings and to exercise such powers and Duties not inconsistent with this Constitution and the By-Laws as are usually attached to such office, and shall submit an annual report at the close of his term.

The Senior Vice-President, residing at Juneau, shall exercise the Duties of President in the absence of that officer.

The Recording Secretary shall record the proceedings of all meetings, have charge of all records and papers, conduct all official correspondence, issue all required notices, notify candidates of their admission, keep a list of all members, showing their names, places of business, post-offices and date of admission to and termination of membership, and perform all such Duties as are usually incumbent on such officers.

The Treasurer shall collect, hold and, with the authorization of the President in writing, disburse the funds of the Association, keeping full and true account of the same. He shall make a written report of the financial condition of the Association at each annual meeting and whenever thereunto requested by the President.

The said officers shall, ex-officio, constitute a Board of Directors whose Duty it shall be to institute and maintain on behalf of the Association all measures, actions, proceedings and prosecutions directed by the Association, or which, in their judgment, when such direction cannot be had in time, may be necessary or proper to carry out the object of the Association; to keep records of their proceedings; to make report thereof when requested by a vote of a meeting; to fill vacancies in office until an election shall be held to fill the same; to levy assessments when needed; to execute the will of the Association in all particulars, and generally to manage and administer its affairs.

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 a vote of a meeting; to fill
 held to fill the same; to levy
 ill of the Association in all
 nminister its affairs.

ARTICLE VI.

MEETINGS.

The Annual Meeting of the Association shall be held at Juneau on
 the first Monday in November in each year, and may be adjourned from
 time to time.

Special Meetings may be called at any time by the Board of Direct-
 ors and shall be held in Juneau or at the place where the Highest Court
 may, at the time, be holding a trial term.

ARTICLE VII.

QUORUM.

Six members shall constitute a Quorum for the transaction of busi-
 ness, but any smaller number may adjourn a meeting to any subsequent
 time.

ARTICLE VIII.

SUSPENSION AND EXPULSION.

Any member may be Suspended or Expelled for misconduct by a
 three-fourths vote of the members present at a meeting, but no member
 shall be suspended or expelled except upon charges in writing preferred
 at a meeting prior to action being taken, nor without having been per-
 mitted an opportunity to show cause otherwise.

ARTICLE IX.

AMENDMENTS.

This Constitution may be Amended by a three-fourths vote of the
 members present at any meeting, provided that notice of the intended
 Amendment shall have been given at a meeting at least one week
 previous to the taking of a vote.

BY-LAWS.

ARTICLE I.

The fee for Admission to Membership shall be \$1, and Annual Dues shall be the same amount. Special Assessments may be levied by the Board of Directors, from time to time, as necessary.

ARTICLE II.

At least one week's notice of the time and place of holding each Annual Meeting shall be given through the public press. Previous notices of Special Meetings shall be given in writing to each member residing, or known to be sojourning in the town where the meeting is to be held.

ARTICLE III.

Balloting upon Candidates for Admission and upon Suspension or Expulsion of members shall be secret.

ARTICLE IV.

Vacancies in office shall be filled at the next meeting succeeding the occurrence of the vacancy.

ARTICLE V.

Meetings shall be called to order at 9 o'clock in the evening and the Order of Business shall be as follows:

1. Reading of Minutes.
2. Reports.
3. Election of Members.
4. Other Business.

ARTICLE VI.

The Board of Directors shall prepare, and may from time to time, modify, enlarge or amend a schedule of the minimum fees to be charged by members for such professional services as it is proper to establish a uniform rate of charge for.

Such schedule and every amendment thereto before it can become established shall be approved by a three-fourths vote of a meeting, and every member shall be furnished by the Secretary with a copy of such schedule and every amendment thereto when so approved.

A departure from the schedule by any member shall be cause for suspension or expulsion from membership.

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LE II.

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ALASKA BAR ASSOCIATION.

OFFICERS FOR THE YEAR 1899.

PRESIDENT.

JOHN G. HEID.....Juneau

VICE PRESIDENTS.

ROBERT A. FRIEDRICH.....Sitka
ARTHUR K. DELANEY.....Juneau
J. G. PRICE.....Skaguay

SECRETARY.

F. D. KELSEY.....Juneau

TREASURER.

ALFRED J. DALY.....Juneau

STANDING COMMITTEES.

BOARD OF DIRECTORS.

EX-OFFICIO.

JOHN G. HEID, (President.)
ROBERT A. FRIEDRICH, (1st Vice President.)
ARTHUR K. DELANEY, (2nd Vice President.)
J. G. PRICE, (3rd Vice President.)
F. D. KELSEY, (Secretary.)
ALFRED J. DALY, (Treasurer.)

COMMITTEE ON THE AMENDMENT OF THE LAW.

JOHN F. MALONY.

THOMAS R. LYONS. C. A. SEHLBREDE.
A. G. MCBRIDE. OSCAR FOOTE.

JUDICIARY COMMITTEE.

JOHN R. WINN.

JOHN H. COBB. F. P. TUSTIN.
MORTON E. STEVENS. R. W. JENNINGS.

ROLL OF MEMBERS OF THE

COMMITTEE ON GRIEVANCES.

A. H. DAY.
H. H. FOLSOM.

NORMAN E. MALCOLM.

S. D. DAVIS.
T. J. DONOHOE.

ROLL OF MEMBERS.

Bennett, Burton E.	.....	Sitka
Blackett, Charles S.	.....	Juneau
Cobb, John H.	.....	Juneau
Daly, Alfred J.	.....	Juneau
Davis, S. D.	.....	Juneau
Day, A. H.	.....	Juneau
Delauey, Arthur K.	.....	Skaguay
Denny, John B.	.....	Juneau
Donohoe, T. J.	.....	Juneau
Folsom, H. H.	.....	Juneau
Foote, Oscar	.....	Juneau
Friedrich, Robert A.	.....	Juneau
Fuller, Fredric E.	.....	Sitka
Hamilton, J. F.	.....	Skaguay
Heid, John G.	.....	Juneau
Hoggatt, Herbert E.	.....	Juneau
Jackson, K. M.	.....	Juneau
Jennings, R. W.	.....	Wrangel
Johnson, C. S.	.....	Skaguay
Kelsey, F. D.	.....	Sitka
Leddy, James	.....	Juneau
Lewis, R. F.	.....	Juneau
Lyons, John.	.....	Juneau
Lyons, Thomas	.....	Juneau
Malcolm, Norman E.	.....	Juneau
Maltby, A. E.	.....	Juneau
Malony, J. F.	.....	Juneau
Mellen, H. W.	.....	Juneau
Miller, George M.	.....	Juneau
Miller, H. J.	.....	Juneau
McBride, A. G.	.....	Dyea
	.....	Douglas City

MEMBERS OF THE

ON GRIEVANCES.

E. MALCOLM.

S. D. DAVIS.

T. J. DONOHUE.

MEMBERS.

- Sitka
- Juneau
- Juneau
- Juneau
- Juneau
- Skaguay
- Juneau
- Juneau
- Juneau
- Juneau
- Juneau
- Sitka
- Skaguay
- Juneau
- Juneau
- Juneau
- Wrangel
- Skaguay
- Sitka
- Juneau
- Juneau
- Juneau
- Juneau
- Juneau
- Juneau
- Juneau
- Juneau
- Juneau
- Dyea
- Douglas City

ALASKA BAR ASSOCIATION.

- McNair, Waltin D. Sitka
- Pratt, Louis K. Skaguay
- Price, J. G. Skaguay
- Rogers, Robert C. Sitka
- Sehlbrede, C. A. Skaguay
- Stevens, Morton E. Skaguay
- Tustin, F. P. Wrangel
- Weldon, R. D. Juneau
- Winn, John R. Juneau
- Zimdars, J. B. Dyea

HONORARY MEMBERS.

- Brady, John G. Sitka
- Elliott, Albert D. Sitka
- Isham, Charles H. Unge
- Rogers, Jos. J. Sitka
- Williams, Lewis L. Sitka

DECEASED.

- John S. Bugbee. Juneau

RESOLUTIONS

UPON THE DEATH OF HON. JOHN S. BUGBEE.

The committee appointed by the Bar Association of Alaska, to draft suitable resolutions upon the death of Hon. John S. Bugbee, would respectfully ask leave and permission of this Honorable Court to file the following memorial with the Clerk of the Court and to have the same spread on the minutes of this court.

Death with its inevitable sway has overtaken our President, Honorable John S. Bugbee, and the Alaska Bar Association deems it not unfitting and improper to add its testimony of the high esteem in which its honored President was held among his brother associates, and his sterling worth of character, in addition to the memorial presented by the committee of this court.

No one had a higher esteem and a truer conception of the duties of his profession than the Hon. John S. Bugbee. The profession of law was to him more than a means of livelihood, it was a sacred, honorable

calling, which appealed to his heart as well as his mind. To it he brought all his force of intellect, his high conception of duties, studious habits and honorable, manly ideas.

He was not content to take the course pursued by the many and to travel the beaten paths of Jurisprudence, for he loved to delve into the intricacies and perplexities of the undecided in law, for above all things he was a student; indeed he was bringing the resources of his well trained mind to work upon the most vexed question of Alaska, the interpretation of the liquor law, when death laid him low in the midst of his work.

His life of study was not confined to law alone, but wandered into every path of literature, storing up knowledge. No one in Alaska was better versed in English literature, and Shakespeare, Chaucer and Bacon were more than names to him, rather loved companions to delight and beguile solitude away. When occasionally he drew upon his store of knowledge and charmed our sentiments with a bit of a poem or a word sketch, we could not help but think that Justice's gain was Literature's loss.

His term as Judge of the U. S. District Court for Alaska left the impress of his legal knowledge upon the pioneer jurisprudence of Alaska, and was no small factor in working out the legal salvation of our District and shed the light of intelligence upon the complicated system of laws under which we live.

The relation of client and attorney was to him most sacred and inviolate. Nothing could have induced him to deceive a client or betray him. When once employed, all his energies and acumen were devoted and bent to his client's interests and nothing could have swerved him. One of the basest and most despicable of offences to his mind was treachery to client by attorney.

To his efforts almost exclusively were due the establishment of our Bar Association, to keep alive the feeling of friendliness among members in good standing and repute of the Bar, and to unite them in an earnest effort to keep the name of the Alaska Bar pure and unsullied, and to establish an adequate system of laws for our District. He honored our organization by becoming its first President and will always be revered by its members as its founder.

But what we best love to remember of him was his uniform friendliness and courtesy. His polished manners and polite bearing always por-

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trayed him the gentleman. He delighted to talk with his younger
associates in his profession and give them some share of his ripe experi-
ence and knowledge.

Professional courtesy was as a Mosaic law unto him which he never
transgressed.

His loving kindness and friendship were never withheld from a
stranger who honorably knocked at the gate of our Bar and asked a
seat within its portals, but one who came not with clean hands to our
shores, leaving a cloud of professional guilt behind him could never
expect a welcome at the hands of his sterling honesty.

Cut off at the culmination of his career, standing on the pinnacle
after making the difficult ascent, it was not his lot to descend the easy,
sloping descent to old age and uselessness in the sunset of declining
life, but in the full possession of all the faculties of his mind and life
when the dire blow struck him down, he must always be remembered so
by his loving associates and friends of the Alaska Bar Association.

PROCEEDINGS

OF THE SESSION HELD IN JUNEAU NOVEMBER 25, 1898.

The Alaska Bar Association met in regular annual session in the city of Juneau, on November 25th 1898, and was called to order by John F. Malony, President, in the chair, and F. D. Kelsey, Secretary.

The minutes of the previous meeting were read and approved.

The roll of membership being called, there were present the following named members:

Blackett, Charles S.	Juneau
Cobb, John H.	Juneau
Daly, Alfred J.	Juneau
Davis, S. D.	Juneau
Day, A. H.	Skaguay
Delaney, Arthur K.	Juneau
Denny, John B.	Juneau
Donohoe, T. J.	Juneau
Folsom, H. H.	Juneau
Foote, Oscar	Juneau
Friedrich, Robert A.	Sitka
Fuller, Fredric E.	Skaguay
Heid, John G.	Juneau
Hoggatt, Herbert E.	Juneau
Jackson, K. M.	Wrangel
Jennings, R. W.	Skaguay
Johnson, C. S.	Sitka
Kelsey, F. D.	Juneau
Leddy, James	Juneau
Lewis, R. F.	Juneau
Lyons, John.	Juneau
Lyons, Thomas	Juneau
Malcolm, Norman E.	Juneau
Maltby, A. E.	Juneau
Malony, J. F.	Juneau
Mellen, H. W.	Juneau

Miller, George M.	Juneau
Miller, H. J.	Dyea
McBride, A. G.	Douglas City
McNair, Waltin D.	Sitka
Pratt, Louis K.	Skaguay
Price, J. G.	Skaguay
Sehlbrede, C. A.	Skaguay
Stevens, Morton E.	Skaguay
Weldon, R. D.	Juneau
Winn, John R.	Juneau
Zimdars, J. B.	Dyea

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The President then delivered an address of welcome to the members present and suggested some action upon various matters of interest and importance to the profession, after which the annual report of the Secretary, Mr. F. D. Kelsey, was read and ordered to be placed on file as follows:

SECRETARY'S REPORT

To the Officers and Members of the Alaska Bar Association,

GENTLEMEN:

The undersigned Secretary of the Alaska Bar Association respectfully reports:

FIRST.

That there has been no meeting of this Association since the meeting of November 9th, 1897.

SECOND.

That, pursuant to the instructions of the meeting of November 9th, 1897, your Secretary has had printed, and has distributed so far as possible, letterheads containing the name of this Association, and the names of its Officers.

THIRD.

That your Secretary has been unable to secure printed copies of the By-Laws of this Association for the reason of a deficiency in the Treasury of said Association as reported to him by the Treasurer. There being no funds on hand sufficient to pay the same.

FOURTH.

Your Secretary respectfully requests that he may again be author-

ized to procure printed copies of the By-Laws of this Association, and also letter-heads and envelopes for the ensuing year, and that the Treasurer may be instructed to pay for the same out of the funds on hand.

FIFTH.

Your Secretary further reports that during the past year the Territory of Alaska has greatly increased in population, and, so far as your Secretary is enabled to learn, the law practice has equally increased in proportion. That a great many members of the legal profession have located within this District, for the purpose of practicing the profession of law, the greater majority of whom, so far as your Secretary has been able to learn, are honorable and respectable attorneys, and whom, in your Secretary's opinion, are not only eligible, but would make good members of this Association.

SIXTH.

That during the past year your Secretary has received copies of the annual reports of a great many Bar Associations. That in each instance your Secretary has been requested to send copies of the proceedings of the annual meetings of this Association, which your Secretary has been unable to do. Therefore, your Secretary would further recommend that the annual meeting may be adjourned to such a time as may seem best to this Association and that the record of the proceedings of such adjourned annual meeting may be printed and that your Secretary be authorized to distribute the same to the various Bar Associations throughout the United States.

Respectfully Submitted,

F. D. KELSEY,

SECRETARY.

On motion, the Association proceeded with the annual election for the year 1899, which resulted in the selection of the following officers:

John G. Heid, President; Robert D. Friedrich, First Vice-President; Arthur K. Delaney, Second Vice-President; J. G. Price, Third Vice-President; F. D. Kelsey, Secretary; Alfred J. Daly, Treasurer.

The newly elected officers were installed and a brief address by the President followed.

On motion, a committee was appointed to prepare resolutions of endorsement of amendments to the Carter bill, pending before Congress, as proposed by the Juneau Chamber of Commerce.

The following named persons were appointed such committee:

N. E. Malcolm, M. E. Stevens and J. Lyons.

By-Laws of this Association, and the ensuing year, and that the same out of the funds on

t during the past year the Terri- n population, and, so far as your practice has equally increased in rs of the legal profession have lo- ose of practicing the profession of ar as your Secretary has been able attorneys, and whom, in your Sec- but would make good members of

retary has received copies of the sociations. That in each instance end copies of the proceedings of n, which your Secretary has been ry would further recommend that to such a time as may seem best of the proceedings of such ad- d and that your Secretary be au- rarious Bar Associations through- Respectfully Submitted,

F. D. KELSEY,

SECRETARY.

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appointed such committee: J. Lyons.

The said committee reported the following resolutions which were approved, and the Secretary was ordered to forward a copy of the same to the committees of the Senate and House of Representatives by whom the bill would be considered.

To the Honorable Members of the Committee on Territories of the United States House of Representatives:

Whereas, an act making provision for a civil government for Alaska, being Senate Bill No. 3729, and known as the "Carter Bill" as amended, is now pending before Congress; and whereas, it is of grave importance that certain amendments be made to said act, in order that it may fulfill its objects and meet the necessities and conditions in Alaska that have made the proposed legislation necessary; and, Whereas, the people of Alaska, feeling that it is for the best interests of the entire District of Alaska that said act should be amended, have, through the Juneau Chamber of Commerce, appointed a committee, composed of able attorneys and business men of the District of Alaska, who have after long and careful deliberation added certain amendments to said Act; and Whereas in open meeting the citizens of Alaska have endorsed said amendments.

We, the Alaska Bar Association of the District of Alaska, desire to endorse the amendment as proposed by the Juneau Chamber of Commerce, and respectfully ask your favorable consideration of the Act as amended by the Committee of the Juneau Chamber of Commerce, and as ratified and endorsed in public meetings by the citizens of Alaska, who feel that they are entitled to ask this favorable consideration of you, as the said legislation is proposed and made for their benefit.

Thanking you for your kind attention and interest in the welfare of Alaska,

Your petitioners will ever pray,

NORMAN E. MALCOLM,

M. E. STEVENS,

JOHN R. LYONS,

Committee.

On motion, the Secretary was ordered to have the minutes and proceedings of this Association printed in pamphlet form for distribution among members of this Association and officers of the various Bar Associations of the States and Territories of the Union.

Thereupon the Alaska Bar Association adjourned to meet at Juneau, Alaska, on November 25th, 1899.

SCHEDULE OF MINIMUM FEES

SCHEDULE OF MINIMUM FEES

FIXED BY THE BAR ASSOCIATION OF ALASKA.

1—Deeds	clients, \$2.50; others, \$	3.50
2—Mortgages	“ 2.50; “	3.50
3—Bills of Sale		2.50
4—Leases	single copy, \$2.50; duplicate,	3.50
5—Agreements		5.00
6—Wills		25.00
7—Written Opinion		25.00
8—Oral Advice; others than clients		2.50
9—Suits, Commissioner's Court (criminal), trial		10.00
“ “ “ “ “ by jury		25.00
“ “ “ “ examination		25.00
10—Suits in “ “ (civil)		10.00
11— “ “ “ (attachment)		10.00
12— “ District Court (civil)		50.00
13— “ “ “ (criminal) felony		100.00
14— “ “ “ “ misdemeanor		50.00
15—Patents to Mining Claims, 1st three, each		100.00
16— “ “ Lands, Non-Mineral, each		150.00
17—Collections, 10 Per Cent on less than \$2,000.00		
18—Articles of Incorporation		100.00
19—Mechanic's Lien		2.50
20—Assignment for Benefit of Creditors		5.00

