

JAS. C. WALKER,
LAWYER,
80 CAMP ST., NEW ORLEANS.

New orls. Jan 9th 1892.
Hon. Albion W. Bourgeois,
Wayville, W. V.

Dear Sir: Pending the receipt of my
com^{rs} of the 4th inst I mailed to you a
draft on that day, I venture to suggest
for your consideration a plan of pro-
ceeding to test the legality of the "Separate
Car Law" which may perhaps commend
itself to your approval.

To be brief, I propose that maintaining
friendly relations with the officers of the
Louisville & Nashville R. R. Co. operating
passenger trains from New Orleans through
Mississippi & as far as Mobile, Ala, the com-
mitted to it steps to procure for an in-
telligent and refined colored person one
or more first class tickets for passage to
Mobile or beyond, in order to make a show
case of interstate travel. That ~~parties~~
of police or detectives be engaged to assist
in carrying out the plan, so as to arrest
the party in question, and make affidavit
before the Magistrate's Court. That the party

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furnish bail, to avoid being kept in prison; that the accused be committed for trial to the Circuit Court, and that the charge be there met and argued on demurrer, on the grounds that with reference to our own local constitution, the law embraces more than are object in the title; and with reference to the Federal Law, that it interferes with the right of Congress to regulate commerce between among the States.

Then as the case is not appealable to our Supreme Court directly, that writs of Prohibition & Certiorari be there applied for; and in case of refusal, that application be made by writ of error returnable to the Supreme Court at Washington. or in the alternative, that a writ of Habeas corpus be applied for. I beg to hear from you as early as convenient.

Respectfully
Yours,
Jas. C. Walker