

REPORT

BY THE

GOVERNOR OF IOWA

OF

PARDONS, SUSPENSIONS OF SENTENCE

Commutations and Remissions of Fines

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FROM JANUARY 10, 1900, TO JANUARY 16, 1902

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PRINTED BY ORDER OF THE GENERAL ASSEMBLY.

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DES MOINES  
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STATE OF IOWA,  
EXECUTIVE OFFICE, January 14, 1902.

*To the General Assembly:*

In accordance with the requirements of section 16, article 4, of the constitution, I herewith transmit to you a report of each case of pardon, reprieve, commutation, and suspension granted, and the reasons therefor, and also all persons in whose favor remissions of fines and forfeitures have been made during my official term, ending January 16, 1902.

LESLIE M. SHAW.



## PARDONS.

THOMAS KELLY. Lucas county. Committed November 26, 1886, for life, for crime of murder. Pardoned February 15, 1900. Notice of application having been duly published and papers submitted to the Twenty-eighth General Assembly, and by that body recommended.

T. H. SINCLAIR. Wayne county. Committed to penitentiary October 19, 1894, for ten years, for crime of incest. Pardoned June 11, 1900. It is shown that defendant received a maximum sentence on testimony which has since been discredited by affidavits of prosecuting witness that same was wholly false, and that defendant was not guilty as charged. A strong petition is also filed and it is shown that defendant's health is failing. Judge and county attorney think sentence may have been severe in light of present facts. Prisoner has already served over five years.

JONATHAN JONES. Pottawattamie county. Convicted October 21, 1887, of the crime of manslaughter. Pardoned July 3, 1900. It is shown that defendant had three trials, and on the last was declared insane and judgment was suspended. The indictment was obtained over twenty years ago. Clemency is recommended by the different trial judges, prosecuting attorneys, the Hon. Walter I. Smith, Hon. Smith McPherson, and by the petition of neighbors who are familiar with the conduct of defendant since the first trial and prior to conviction.

A. J. GARY. Crawford county. April term, 1886. Sentenced to pay a fine of \$100 for crime of obtaining property under false pretenses. Pardoned July 27, 1900. It is shown that the above fine had been previously remitted by Governor Boies, February 28, 1893, and pardon is granted that the defendant may be restored to civil rights.

J. C. MOATS. Wright county. Committed to penitentiary January 6, 1898, for one year for offense of cheating by false pretenses. Pardoned October 13, 1900. The trial judge and county attorney recommend clemency and say that defendant has now served over seven months of his sentence, and has wife and family depending on him for support. His prison record has been good.

S. D. CLOUGH. Warren county. March term, 1899. Two years and six months for forgery. Pardoned April 16, 1901. It is shown that defendant was sentenced to two years and six months. but that the time that he has been incarcerated in the jail of Warren county was to have been allowed him on same. Error was made in preparing judgment entry in the case and no credit for this time was allowed, and commitment was issued for the full time. Defendant has been held in jail two months and twenty-three days, and at the time pardon was granted him had served one year, eleven months, and twenty-seven days, which, with the two months and twenty-three days spent in the jail added, would give him a credit on his resentence of two years, two months, and twenty days. Allowing for good time earned, his sentence,



as pronounced, would amount to two years, two months, and fifteen days. It is thus shown that he has served at this time more than the actual length of sentence as intended. Therefore, pardon is granted and prisoner discharged. These facts were certified by the judge who pronounced sentence and by the clerk of courts of Warren county:

WILLIAM FREED. Van Buren county. Committed to jail for nine months, on February 21, 1901, for assault with intent to commit great bodily injury. Pardon granted May 10, 1901, upon the recommendation of the trial judge and prosecuting attorney who state that it was further arranged that prisoner should commence a penitentiary sentence at once upon the execution of this instrument.

GEORGE PEETZ. Linn county. Committed to penitentiary April 25, 1901, for three years for manslaughter. Pardoned August 16, 1901. The trial judge writes: "Mr. Peetz, for many years has been a good and industrious citizen of this county. His family consists of a wife and four children, and the mother of his wife, who is about ninety years of age. His family are in absolute need of his help. I heartily approve of a pardon for George Peetz. I believe you will be doing a humane act in granting him a pardon and that it would be generally approved." He also states in his letter that there were "some weighty circumstances brought out during the trial that pointed to another man as the guilty one." It is shown that the offense was committed during a drunken carousal and without premeditation or motive. Pardon is granted upon condition that defendant refrain from use of intoxicants in the future. County attorney does not oppose and many citizens of the community urge clemency.

Pardons were granted in the following cases for the reason that in each case the party to whom same was granted had been previously paroled from the penitentiary, and in most cases the full time for which said party was sentenced, has now expired, and from the most reliable information obtainable he has, during his term of suspension, complied with all the conditions imposed, and has been a good and law-abiding citizen.

NAME.	COUNTY.	TERM.	SUSPENDED.	PARDONED.
L. M. Van Auken.....	Cerro Gordo.	6 mo.....	Nov. 16, 1896.	Jan. 21, 1901.
Ed. Parker.....	Shelby.....	18 mo.....	Dec. 22, 1897.	Jan. 21, 1901.
James Wrood.....	Wapello.....	1 yr.....	Dec. 24, 1897.	Jan. 21, 1901.
Harry Heiser.....	Pottawattamie	1 yr.....	Jan. 8, 1898.	Jan. 21, 1901.
Charles W. King.....	Warren.....	3 yr.....	Jan. 8, 1898.	Jan. 21, 1901.
Oscar Cloud.....	Fremont.....	8 yr.....	Dec. 20, 1897.	Jan. 24, 1901.
Ray McKinney.....	Clarke.....	18 mo.....	Nov. 23, 1897.	Jan. 24, 1901.
Jesse Jeannin.....	Black Hawk	10 yr.....	April 5, 1897.	Jan. 24, 1901.
Alfred Johnson.....	Winnechick	5 yr.....	Mch. 8, 1897.	Jan. 25, 1901.
Edwin Overstreet.....	Dallas.....	9 yr.....	May 24, 1898.	Jan. 25, 1901.
James P. Hutehinson	Tama.....	5 yr.....	Feb. 25, 1898.	Jan. 25, 1901.
William S. Woods.....	Fremont.....	15 mo.....	Dec. 13, 1895.	Jan. 25, 1901.
Macy B. Harbour.....	Fremont.....	18 mo.....	April 2, 1895.	Jan. 25, 1901.
Richard Tyner.....	Fremont.....	9 mo.....	Jan. 20, 1897.	Jan. 25, 1901.
M. E. Moore.....	Madison.....	2 yr.....	Feb. 2, 1897.	Jan. 25, 1901.
John Bevis.....	Johnson.....	2 yr.....	Mch. 11, 1896.	Jan. 25, 1901.
Albert Walker.....	Warren.....	9 mo.....	Sept. 25, 1895.	Jan. 25, 1901.
S. F. Weatherby.....	Harrison.....	2 yr.....	Feb. 27, 1896.	Jan. 25, 1901.
William Phipps.....	Boone.....	15 mo.....	Sept. 14, 1898.	Jan. 25, 1901.
Alonso Delong.....	Madison.....	2 yr.....	Nov. 17, 1896.	Feb. 4, 1901.
H. L. Mecum.....	Greene.....	2 yr.....	Dec. 10, 1895.	Feb. 4, 1901.
H. E. Fry.....	Wayne.....	2 yr.....	June 9, 1898.	Feb. 4, 1901.

NAME.	COUNTY.	TERM.	SUSPENDED.	PARDONED.
E. J. Chingren.....	Webster.....	3 yr.....	Feb. 7, 1900.	May 23, 1901.
Harry Moorhart.....	Washington	2 1/2 yr.....	Apr. 4, 1901.	Apr. 16, 1901.
G. B. Foyle.....	Polk.....	18 mo.....	Jan. 3, 1899.	Jan. 14, 1901.
Sarah I. Ansberry.....	Andubon.....	1 yr.....	Feb. 8, 1900.	June 25, 1901.
C. E. Walker.....	Clay.....	5 yr. 4 mo. 3 da.	Oct. 27, 1898.	June 27, 1901.
Martin Wanson.....	Winebago.....	2 yr.....	Feb. 2, 1900.	Aug. 2, 1901.
David Gusler.....	Guthrie.....	18 mo.....	Aug. 24, 1900.	Aug. 31, 1901.
John Carman.....	Floyd.....	1 yr.....	July 17, 1900.	Sept. 11, 1901.
A. C. Ogborn.....	Maehaska.....	6 mo.....	Aug. 13, 1900.	Sept. 7, 1901.
John Bossen.....	Sioux.....	20 yr.....	Aug. 24, 1900.	Sept. 7, 1901.
E. N. Rocetta.....	Chickasaw.....	3 yr.....	Aug. 18, 1901.	Oct. 5, 1901.
Elmer Dustin.....	Monona.....	5 yr.....	Dec. 23, 1899.	Oct. 12, 1901.
Lincoln Eston.....	Cass.....	3 yr.....	May 23, 1901.	Oct. 19, 1901.
J. K. Olds.....	Dallas.....	3 yr.....	Apr. 24, 1899.	Oct. 28, 1901.
Alfred Keasling.....	Keokuk (jail)	6 mo.....	July 8, 1900.	Oct. 28, 1901.
Frank Boots.....	Lyons.....	4 yr.....	July 4, 1900.	Oct. 28, 1901.
Charles Case.....	Lyon.....	15 yr.....	Nov. 20, 1897.	Nov. 2, 1901.
Fred Reil.....	Polk.....	5 yr.....	Sept. 28, 1899.	Nov. 2, 1901.
William Lumney.....	Montgomery.....	16 mo.....	Apr. 1, 1901.	Nov. 11, 1901.
Daniel Moriarty.....	Scott.....	3 yr.....	Jan. 22, 1900.	Nov. 13, 1901.
W. N. Gallagher.....	Dickinson.....	1 yr.....	June 8, 1901.	Nov. 20, 1901.
Charles Mills.....	Polk.....	1 yr 0.....	May 4, 1901.	Nov. 30, 1901.
Christian Jager.....	Webster.....	1 yr.....	May 29, 1900.	Nov. 30, 1901.
Joseph Wilson.....	Davis.....	6 mo.....	Jan. 23, 1901.	Dec. 9, 1901.
W. W. Wymore.....	Maehaska.....	1 yr.....	Apr. 11, 1900.	Dec. 9, 1901.
Marvin Walters.....	Clayton.....	18 mo.....	Dec. 21, 1900.	Dec. 13, 1901.
Joe Jackson.....	Plymouth.....	1 yr.....	Apr. 14, 1900.	Dec. 13, 1901.
William Boone.....	Johnson.....	1 yr.....	Nov. 8, 1900.	Dec. 6, 1901.
Renben Dobson.....	Chickasaw.....	6 mo.....	Nov. 23, 1900.	Dec. 21, 1901.
Bert Simmons.....	Jones.....	18 mo.....	Dec. 18, 1900.	Dec. 31, 1901.
Irwin McIntire.....	Monroe.....	18 mo.....	Nov. 14, 1894.	Jan. 1, 1901.
Daniel Toombs.....	Benton.....	6 mo.....	May 16, 1899.	Jan. 4, 1901.
Robert Kenny.....	Allamakee.....	3 yr.....	Apr. 21, 1893.	Jan. 4, 1901.
Ed. Robb.....	Maehaska.....	1 yr.....	May 12, 1896.	Jan. 4, 1901.
D. M. Brubaker.....	Lucas.....	1 yr.....	Jan. 24, 1896.	Jan. 4, 1901.
Robert Limerick.....	Pottawattamie.	2 yr.....	Nov. 8, 1895.	Jan. 4, 1901.
William Bauerkemper.....	Pottawattamie.	14 mo.....	May 12, 1895.	Jan. 4, 1901.
William Sickles.....	Adair.....	1 yr.....	Mch. 27, 1897.	Jan. 4, 1901.
Fred Lovell.....	Jackson.....	1 yr.....	Feb. 11, 1896.	Feb. 9, 1901.
Arnold Burmeister.....	Pottawattamie.	5 yr.....	Mch. 17, 1896.	Feb. 9, 1901.
Archie Nicklin.....	Wapello.....	5 yr.....	July 7, 1895.	Feb. 9, 1901.
Dennis J. K. Quirk.....	Black Hawk	3 yr.....	June 20, 1902.	Feb. 9, 1901.
W. B. Lysle.....	Woodbury.....	18 mo.....	Sept. 10, 1897.	Feb. 9, 1901.
Joseph N. Weber.....	Dubuque.....	5 mo.....	July 7, 1895.	Feb. 9, 1901.
Daniel Hendrie.....	Fremont.....	1 yr.....	Dec. 13, 1896.	Feb. 9, 1901.
George Redmond.....	Lucas.....	5 yr.....	Sept. 10, 1894.	Feb. 9, 1901.
Ed. Markley.....	Jefferson.....	3 yr.....	Mch. 7, 1895.	Feb. 9, 1901.
William Chise.....	Linn.....	2 yr.....	Mch. 20, 1897.	Feb. 9, 1901.
William C. Miller.....	Henry.....	2 yr.....	Mch. 3, 1899.	Feb. 9, 1901.
John Nelson.....	Taylor.....	2 yr.....	Nov. 13, 1895.	Feb. 9, 1901.
William Tippett.....	Madison.....	6 mo.....	Sept. 17, 1895.	Jan. 16, 1901.
Albert L. Cushman.....	Shelby.....	18 mo.....	May 28, 1895.	Jan. 16, 1901.
Russell Edwards.....	Appanoose.....	5 yr.....	Nov. 20, 1897.	Jan. 16, 1901.
Charles Adams.....	Black Hawk	4 yr.....	Sept. 15, 1897.	Jan. 16, 1901.
Michael Kirwin.....	Dolanue.....	10 1/2 yr.....	Mch. 20, 1897.	Jan. 16, 1901.
Garrett Kline.....	Jones.....	10 yr.....	May 1, 1897.	Feb. 23, 1901.
Allen Baker.....	Hardin.....	1 yr.....	Mch. 22, 1895.	Feb. 23, 1901.
Reuben Anderson.....	Henry.....	10 yr.....	Sept. 10, 1895.	Feb. 23, 1901.
G. M. Wilson.....	Wayne.....	3 yr.....	Oct. 9, 1895.	Feb. 23, 1901.

## COMMUTATIONS.

FRANK JOHNSON. Appanoose county. August term, 1897. Sentenced to three years for burglary. Commuted January 13, 1900. It is shown that after defendant was sentenced he was held in jail for thirty days, with intent that he be used as a witness, but that he was not so used. This fact is certified to by affidavit of the sheriff who had prisoner in charge and by letter from the county attorney, who recommends that commutation be



granted and defendant be credited with the time he was thus held. Sentence reduced from three years to two years and eleven months on this showing.

**CHARLES CLARKE.** Madison county. February term, 1897. Sentenced to four years for burglary. Commuted April 14, 1900, to three years and eleven months. This order is granted in order to restore to the prisoner some of his good time lost by reason of certain transgressions of the prison rules. It is shown in a letter from the warden that prisoner was not wholly responsible for his actions; that he has attempted suicide since his commitment; and that in all probability he is mentally unbalanced at times. Under the circumstances it is believed that prisoner should not be harshly punished, and the good time lost is therefore restored.

**CHARLES SMITH.** Story county. November term, 1899. Sentenced to ten years for assault with intent to commit manslaughter. Commuted to five years September 7, 1900, on the showing herein set out. Smith while employed at the prison fell in front of a saw and his arm was nearly severed at the elbow. The injury was a serious one and while the prison physician reports that the injured arm may be saved, prisoner is not, and perhaps never will be, able to perform manual labor. In view of the injury received, it is believed that punishment will be sufficient for the crime committed, and that the ends of justice will be fully met by commutation to five years.

**ALBERT RAY.** Jones county. May term, 1898, sentenced to two years for breaking and escaping from the penitentiary. Commuted May 15, 1901, to one year, upon the recommendation of the warden of the penitentiary, (who states that this prisoner, with another escaped from the penitentiary) but were captured within an hour and returned at slight expense. At the instance of the warden they were indicted and convicted, and received the sentence as above. This being the first case of this kind in the state, and other prisoners who have since been found guilty of the same offense receiving much lighter sentences, the warden recommends that sentence be commuted as above.

**B. F. BOOMER.** Allamakee county. October term, 1897, sentenced to five years for receiving money on deposit in an insolvent bank. Commuted June 28, 1901, to four years, eleven months, and ten days. This order was granted upon the application of prisoner that he be permitted to be discharged in time to reach his home by July 4th, and by its terms allows him credit of twelve days on his sentence. His prison record is good, and commutation is recommended by both the warden and clerk of the penitentiary.

**FRANK BURRINGTON.** Fayette county. June term, 1899, sentenced to three years for larceny. Commuted August 14, 1901, to two years and nine months in order that the time defendant lay in jail awaiting trial may be applied on his sentence. This is shown to have been ninety days, and the county attorney recommends that he be allowed this time. He says the defendant is not a vicious man "and that such act of executive clemency would be fully warranted by the circumstances."

**FRED SMITH.** Clinton county. September term, 1899, sentenced to five years for assault with intent to commit murder. Commuted August 22, 1901, to four years, upon the recommendation of the county attorney, who

writes: "I thought the sentence was a little severe under all the circumstances. There is nothing to show his character, either while here or in the past, but I think he was an ordinary, every-day, ignorant, colored man. I think about two years or two and a half in the penitentiary would have been about right."

**C. A. MCKERN.** Wapello county. May term, 1900. Sentenced to eighteen months for embezzlement. Commuted September 6, 1901, to one year and five months and ten days, upon recommendation of Judge Roberts, to the warden, who writes: "I directed that the defendant remain in the custody of the sheriff for three weeks. That he was sentenced on the 24th day of May, 1900, and the sheriff's record shows that he was turned over to you (the warden of the penitentiary) on the 13th of June. I think, therefore, the defendant is entitled to have his sentence begin on the 24th day of May, and would cheerfully recommend such an order on the part of the governor if necessary." Order is granted to give defendant credit on his sentence for the time spent in jail by order of Judge Roberts.

**IRISH COUNT.** Ringgold county. November term, 1896. Sentenced to seven years for burglary. Commuted September 6, 1901, to six years and eight months, in order that sixty-two days' lost time may be restored to defendant. It is shown by the warden's report that prisoner is confined in the hospital suffering with consumption and unable to work, and that the good time lost was at the commencement of his confinement; moreover, it is believed that no good will come by compelling him to serve the same, but that if released he may recuperate. The prison physician says he will eventually die of consumption.

**MERRILL NORTH.** Polk county. April term, 1896. Sentenced to twelve and one-half years for rape. Commuted November 13, 1901, to seven years and eight months. It is shown that defendant was very dull and stupid at the time of his conviction, and that his transgressions of prison rules were frequent at the commencement of his confinement, and that he lost much of his good time. The county attorney writes, in his recommendation for clemency: "This defendant at the time he was sentenced was, I think, under twenty years of age; at least he was not fully developed physically or mentally. Mentally he was almost an imbecile and I always believed his crime was due to this fact." The judge who pronounced sentence writes: "I believed at the time I sentenced him that he would either grow worse or better, and the idea that he should be placed where he would be safe until his character was more fully developed had a great influence in my mind in fixing the term of his imprisonment. I then thought if he should improve, it would be proper to ask the interference of the executive in his behalf, and that if he went the other way it was better to have him where he was safe." The warden reports that he has greatly improved mentally in the past two years. Granted for the reason that it is simply carrying out the intent of the trial judge as shown by his recommendation on file.

**CHARLES METTIE.** Linn county. June term, 1900. Sentenced to three years for placing dynamite on the doorstep of an inhabited dwelling. Commuted December 28, 1901, to one year and nine months. Clemency is recommended by the trial judge and county attorney and by numerous reliable citizens of Monroe, Michigan, the home of prisoner. It being contrary to



the conditions imposed in an order of parole to permit the prisoner to leave the state of Iowa, and it being shown that all of defendant's family reside in Michigan, and are in need of his support, this order is granted that defendant may be released and allowed to return to and support his dependent family. Clemency was also recommended by the trial jury at the time the verdict of guilty was returned by them.

D. S. DEWITT. Hardin county. August term, 1900, sentenced to two years for uttering forged instrument. Commuted to one year and eight months, December 30, 1901. It is shown that defendant made restitution of all the money obtained by his act, that he had paid the fine of \$250.00 imposed, and all costs of prosecution, and there is a strong petition on file recommending clemency, signed by the trial judge and prosecuting attorney, all the county officers, and numerous representative citizens of the community.

J. J. BLISS. Jones county. May term, 1898, sentenced to two years for escaping from the penitentiary. Commuted December 12, 1901, to one year. This defendant was guilty of the same crime as Albert Ray above, and commutation in granted for same reasons as in his case.

#### REMISSIONS.

Unless otherwise set out, the remissions here presented were granted upon the condition that all costs of prosecution are paid.

W. J. McDONALD. Sioux county. Remitted \$245.75 of a fine of \$300.00 imposed at the January term, 1892, for nuisance, upon payment of the balance of said fine, and all costs. Remitted January 23, 1900.

ASKEL SAMPSON. Story county. Remitted \$200.00 of fine of \$300.00 imposed at August term, 1899, for nuisance. Conditioned upon the payment of the balance of said fine and all costs. Granted February 1, 1900.

AUGUST BODEKER. Bremer county. Remitted fine of \$600.00 imposed at the April term, 1900, for nuisance. Remitted February 3, 1900.

JOHN MORFORD. Johnson county. Remitted \$200.00 of fine of \$300.00 imposed at November term, 1899, for assault with intent to inflict great bodily injury. Remitted February 10, 1900, upon condition that remainder of fine and all costs are paid.

JOHN A. A. HERREN. Page county. Remitted fine of \$300.00 imposed at the December term, 1899, for nuisance. February 20, 1900.

GEORGE R. GRAVRS. Van Buren county. Remitted \$200.00 of fine of \$300.00 imposed at February term, 1893, for nuisance. March 30, 1900.

C. P. CUMMINGS. Madison county. Remitted fine of \$300.00 imposed at February term, 1878, for selling intoxicating liquors. April 6, 1900.

JOHN LEAFGREEN. Henry county. Remitted fine of \$300.00 imposed at August term, 1894, for causing and continuing a nuisance. April 7, 1900.

FRANK LEVERMAN. Sioux county. Remitted \$150.00 of fine of \$300.00 imposed at the April term, 1890, for nuisance. April 21, 1900.

OSCAR F. STEDDAM. Mahaska county. Remitted fine of \$100.00 imposed at the April term, 1899, for keeping a gambling house. May 29, 1900.

W. R. CAMPFIELD. Mahaska county. Remitted \$138.10 of a fine of \$150.00 imposed at the April term, 1899, for keeping a gambling house. Conditioned upon payment of balance of said fine and all costs. May 29, 1900.

W. P. CRAVEN. Shelby county. Remitted fine of \$225.00 imposed at the November term, 1892, for assault with intent to do great bodily injury. June 4, 1900.

N. JACOBS. Sioux county. Remitted \$200.00 of fine of \$300.00 imposed at the April term, 1895, for nuisance. Conditioned upon the payment of the remaining \$100.00 of said fine and all costs of prosecution. June 5, 1900.

MARTIN KOPETSKY. Johnson county. Remitted fine of \$50.00 imposed at the September term, 1900, for selling intoxicating liquors contrary to law. July 20, 1900.

ED. N. PITNER. Montgomery county. Remitted fine of \$300.00 imposed at the November term, 1896, for nuisance. August 16, 1900.

JOHN McMANAMAN. Sioux county. Remitted \$300.00 of fine of \$500.00 imposed at the September term, 1897, for nuisance. Conditioned upon the payment of the remainder of said fine and costs. September 17, 1900.

D. D. DONAHUE. Jones county. Remitted fine of 300.00 imposed at the September term, 1900, for nuisance. October 27, 1900.

THOMAS WILLERTON. Fayette county. Remitted fine of \$300.00 imposed at the October term, 1900, for nuisance. November 23, 1900.

THEODORE BUGGEMEYER. Henry county. Remitted fine of \$400.00 imposed at March term, 1896, for nuisance. November 24, 1900.

H. S. ENGLAND. Mahaska county. Remitted fine of \$600.00 imposed at the April term, 1891, for contempt. November 24, 1900.

CHARLES BERNSTEIN. Marshall county. Remitted sum of \$26.40, being the amount of interest on a certain fine of \$350.00, imposed at the October term, 1894, for nuisance, conditioned upon the payment of the principal of the fine of \$350.00, and all costs. November 28, 1900.

NICK MOUSEL. Sioux county. Remitted \$250.00 of fine of \$400.00 imposed at the November term, 1891, for liquor nuisance. Conditioned upon the payment of the remainder of said fine and all costs. December 17, 1900.

M. B. WIGGANS. Floyd county. Remitted fine of \$500.00 imposed at the July term, 1894, for violation of an injunction. December 17, 1900.

JOHN F. SUMMITT. Iowa county. Remitted fine of \$100.00 imposed at the March term, 1895, for selling intoxicating liquors. December 17, 1900.

FRANK GILCHRIST. Henry county. Remitted \$25.00 of fine of \$50.00 imposed at the March term, 1894, for keeping a gambling house. Conditioned upon the payment of the balance of fine and all costs. December 18, 1900.



JOHN H. BIESER. Sac county. Remitted \$150.00 of fine of \$300.00 imposed at August term, 1900, for liquor nuisance. Upon condition of payment of remainder of said fine and all costs of prosecution within thirty days from date of order. December 19, 1900.

BERT HAXTON. Hardin county. Remitted fine of \$300.00 imposed at October term, 1900, for nuisance. January 5, 1901.

CHARLES CRILL. Mahaska county. Remitted fine of \$100 00 imposed at April term, 1899, for keeping a gambling house. January 3, 1901.

WILLIAM J. DONNELLY. Bremer county. Remitted fine of \$300.00 imposed at November term, 1896, for nuisance. January 23, 1901.

FRANK E. BRUBAKER. Marion county. Remitted fine of \$300.00 imposed at the December term, 1900, for nuisance. January 29, 1901.

JACOB AMBROSE. Black Hawk county. Remitted fine of \$300.00 imposed at the September term, 1890, for nuisance. January 21, 1901.

KARL KRAUSE. Floyd county. Remitted fine of \$100 00 imposed at the September term, 1896, for assault and battery. March 27, 1901.

H. W. SMITH. Hancock county. Remitted fine of \$350.00 imposed at the February term, 1894, for liquor nuisance. April 3, 1901.

MIKE RICK. Jones county. Remitted fine of \$300.00 imposed at September term, 1900, for liquor nuisance. April 15, 1901.

MARTIN QUALLY. Fayette county. Remitted fine of \$300 00 imposed at December term, 1900, for nuisance. April 23, 1901.

FRANK CHESLEY. Jones county. Remitted fine of \$100 00 imposed at the March term, 1901, for selling drugs without a license. April 7, 1901.

SYLVESTER GUTHRIE. Jasper county. Remitted fine of \$300.00 imposed at the March term, 1891, for nuisance. April 30, 1901.

JAMES FOX. Appanoose county. Remitted \$400.00 of fine of \$500.00 imposed at October term, 1897, for nuisance, conditioned upon payment of remaining \$100.00 of said fine. June 8, 1901.

HARRY HARRITT. Polk county. Remitted fine of \$300.00, imposed at the November term, 1895, for nuisance. June 25, 1901.

THOMAS FROUD, JR. Appanoose county. Remitted amount of two fines aggregating \$75.00, imposed at the October term, 1882, for selling intoxicating liquors. July 1, 1901.

JAMES MURDOCK. Jefferson county. Remitted fine of \$50.00 imposed at the November term, 1900, for assault with intent to inflict great bodily injury. July 11, 1901.

D. L. JONES. Monroe county. Remitted fine of \$300.00, imposed at October term, 1899, for nuisance. September 7, 1901.

JOHN LANGENFELDT. Shelby county. Remitted fine of \$400.00 imposed at the March term, 1901, for contempt and violation of an injunction. October 28, 1901.

ED. SLOAN. Mahaska county. Remitted amount of four fines aggregat-

ing \$2,200.00 imposed January 24, 1887, May 22, 1891, July 3, 1891, and August 26, 1891, for nuisance and contempt. November 20, 1901.

HOMER RAIRDON. Jasper county. Remitted \$150.00 of fine of \$300.00 imposed at the November term, 1891, for nuisance, conditioned upon the payment of the remainder of said fine and all costs of prosecution. December 19, 1901.

CHICAGO, ROCK ISLAND & PACIFIC RAILWAY COMPANY. Davis county. Remitted fine of \$25.00 imposed at the August term, 1900, for offense of not keeping fences in repair. December 16, 1901.

ED. NOBLE. Marion county. Remitted fine of \$300.00 imposed at October term, 1901, for nuisance. December 16, 1901.

HIRAM BRADY. Sac county. Remitted fine of \$300.00 imposed at March term, 1898, for nuisance. December 18, 1901.

LEWIS BEARTHAL. Linn county. Remitted amount of three separate fines, aggregating \$1,000.00 imposed at the October term, 1890, March term, 1891, and June term, 1891. December 20, 1901.

W. E. LAVERTEW. Warren county. Remitted fine of \$375.00 imposed at the March term, 1896, for forgery. December 26, 1901.

WILLIAM COPPOCK. Cerro Gordo county. Remitted fine of \$350.00 imposed at the May term, 1901, for nuisance. December 31, 1901.

JAMES L. WILSON. Van Buren county. Remitted fine of \$50.00 imposed at October term, 1886. January 9, 1902, to take effect January 14, 1902.

W. I. BOGLE. Van Buren county. Remitted \$257.10 of fine of \$300.00 imposed at April term, 1900, for nuisance. Conditioned upon the payment of the remainder of said fine and all costs of prosecution. January 13, 1901.

#### REMISSION OF FORFEITURES AND JUDGMENTS.

W. W. HAWKINS and O. GORMAN. Linn county. Remitted \$560.19 of judgment of \$1,210.19 as sureties on bail-bond. Forfeiture declared January term, 1899. Remitted February 2, 1900.

MRS. PATRICK KAVANAUGH. Polk county. Canceled and set aside the forfeiture of a certain appearance bond made by Mrs. Patrick Kavanaugh as surety for one James Kavanaugh to abide the judgment of the district court of Polk county. Forfeiture declared at September term, 1899. Mrs. Patrick Kavanaugh only is released from liability by reason of said forfeiture. Granted January 29, 1901. No conditions imposed.

HENRY and CANDIS ACKERMAN. Cass county. Remitted forfeiture of \$1,131.09, declared June 28, 1899. Order granted April 27, 1901. No conditions imposed.

THOMAS MULLIGAN. Scott county. Remitted, canceled and set aside a forfeiture of \$300.00, imposed September 10, 1901, against said Thomas Mulligan, as surety on bail-bond of one Patrick Mulligan. October 12, 1901.



CONRAD HOFFMAN. Polk county. Remitted certain judgment and forfeiture in sum of \$300.00 as surety on bail-bond of Martin Mier. Judgment and forfeiture declared at November term, 1892. Remitted January 1, 1902.

#### SUSPENSIONS.

WILLIAM URIE. Adams county. At the March term, 1896, was sentenced to the penitentiary for a term of five years for the offense of assault with intent to commit rape, this being his second offense. Suspended January 23, 1900, upon the recommendation of the county attorney, who says that the sentence is severe; that the jury, after being out twenty hours, returned a verdict of guilty, and recommended a sentence of not longer than two years; that the evidence upon which he was convicted was weak. A recommendation by Hon. W. O. Mitchell; letters expressing the belief that the sentence was too severe, received from the clerk, sheriff, recorder, and superintendent, and an ex-clerk of Adams county; recommendations by the Mayor of Corning and numerous citizens of the same county; a petition signed by the twelve jurors favored the suspension; and the report of the warden of the penitentiary showing that his conduct has been of the very best, and that he always discharged all duties intrusted to him faithfully; all furnish the reasons upon which this suspension was granted.

JOSEPH BROWN. Muscatine county. Age sixteen years. Convicted of the offense of breaking and entering, and sentenced to the county jail for period of thirty days. Suspension was granted January 12, 1900, in answer to petition signed by numerous persons; and in view of the fact that defendant was only sixteen years of age and had previously borne a good reputation; and the judge's expressed belief that Brown did not realize the enormity of the offense.

CARL BRIDGES. Muscatine county. Age fifteen years. Same as Brown.

CLARENCE KEILE. Polk county. Was sentenced at the March term, 1898, for five years, for larceny. Sentence was suspended January 19, 1900, upon recommendation of the judge and county attorney who say that the sentence was excessive, his attorney having recommended that the maximum sentence of the law be pronounced in his case, and that he be paroled, and thus given a chance to reform. Parole was revoked June 27, 1900.

ED. CONQUEST. Taylor county. At December term, 1898, sentenced to the penitentiary for the term of two years, for burglary, having stolen chickens. Sentence was suspended January 19, 1900, upon the recommendation of several of the county officers, including the county attorney, and because of his youth, he being only eighteen years of age, his previous good record and industry, and it being his first offense.

DAN MORIARITY. Scott county. Sentenced at the September term, 1898, for three years, for the crime of larceny by embezzlement. He was released under suspension of sentence, January 22, 1900, and pardoned in full November 13, 1901. Petition signed by eleven of the trial jurors, and numerous

citizens of Scott county, together with the fact of his having a wife and two children and having previously borne a good reputation furnish the grounds upon which executive clemency was extended.

JOHN SALT. Johnson county. Was at the September term, 1896, sentenced to the penitentiary for a term of ten years, for the offense of rape. Sentence was suspended January 23, 1900, upon the recommendation of the judge and county attorney, and for the reason that executive clemency was extended in three similar cases.

S. W. HAMPTON. Appanoose county. At the August term, 1899, of the district court, was fined in the sum of \$500.00 for maintaining a nuisance. Fine was suspended January 23, 1900, upon the recommendation of the county attorney and the anti-saloon league, upon the condition that he would abstain from further violation of the law.

EE. BURTON. Jasper county. Sentenced to the penitentiary for a term of three years. (On appeal, sentence was affirmed by the supreme court.) Suspended January 23, 1900. Executive clemency was recommended by both judge and county attorney, in view of the fact that defendant has served nearly the whole of his sentence. The judge writes thus: "In any event my judgment would be in favor of the state making an effort to win him back, even though the effort my fail." This suspension was revoked March 20, 1900, and Burton was returned to prison to serve the remainder of his sentence.

DAVID NISWANDER. Iowa county. Sentenced in January, 1898, for a term of two and one-half years for the offense of adultery. Suspended January 25, 1900, upon the recommendation of the judge and county attorney stating that defendant was at the point of death, having not over a month to live. The petition was joined in by many citizens and officers of the county.

C. E. McCLOSKEY. Polk county. Sentenced to the penitentiary at the September term, 1898, for a term of four years for the offense of uttering forged instrument, he had passed a check raised from forty-two cents to ten dollars and forty-two cents. Suspended January 30, 1900, upon the recommendation of the judge and county attorney who stated that his wife and child were in destitute circumstances.

SARAH I. ANSBERRY. Audubon county. Convicted of the crime of adultery by the district court at the October term, 1899, and sentenced to the penitentiary for one year. Suspended February 3, 1900, in accordance with the desire of the injured wife, the petition of prominent citizens and the recommendation of the judge and county attorney.

WALTER NELSON. Polk county. January term, 1900, of the district court. Sentenced to the county jail for thirty days, for the offense of larceny. Upon the recommendation of the judge, because of reliable information furnished the authorities, and because his brother was lying at the point of death in Burlington, he was released under suspension of sentence February 5, 1900.

CLARENCE HOYT. Kossuth county. At the May term of the district court, 1897, sentenced to the penitentiary for five years for the offense of



assault with intent to commit rape. Sentence was suspended February 6, 1900, upon the recommendation of the county attorney, and showing made that Clarence Hoyt was only about fifteen years of age, weak physically, and probably influenced by others to commit the crime. Executive clemency was also urged by petition of the representative citizens of the county.

JOHN McCLUSKY. Union county. Sentenced to serve two years in the penitentiary, for larceny, at the August term of the district court, 1898. Sentence was suspended February 6, 1900, upon the recommendation of the county attorney, acquiesced in by the judge, both being of the opinion that the evidence upon which conviction was made was such as to leave a question as to the guilt of defendant. Executive clemency was also recommended by the clerk, treasurer, superintendent, and the sheriff of Union county, and by many citizens through the medium of petition.

THOMAS FOLAN. Plymouth county. At the May term, 1898, of the district court, was sentenced, for the crime of larceny from the person, to serve a term of two years in the penitentiary. Suspension of sentence was granted February 1, 1900. The judge who pronounced sentence signed the petition recommending clemency, together with many prominent citizens. Defendant is forty years of age, has a wife and four children, and the crime committed while in a state of intoxication and probably at the instigation of others. This consideration, together with the fact that defendant turned states evidence with promise that he would escape conviction by so doing, furnish reasons for granting executive clemency.

ALONZO COX. Van Buren county. At the February term of the district court, 1899, sentenced to the penitentiary for the term of two years and fined in the sum of \$100 for the offence of forgery. Suspension of the sentence of imprisonment was granted February 7, 1900, in answer to the petition of all the trial jurors, auditor, deputy auditor, and treasurer, and clerk of the county, and a large number of business men of Keosauqua. The county attorney strongly urged the granting of clemency, and the judge acquiesced in the same.

E. J. CHINGREN. Webster county. At the January term, 1897, of the district court, sentenced for three years, for obtaining property by false pretenses. Parole was granted February 7, 1900. The evidence in the case shows that defendant entered into a plan whereby one T. J. Converse was induced to purchase eighty acres of land in Pocahontas county, upon the recommendation made to him by defendant that other land shown him was the eighty acres intended to be conveyed, when in fact the lands purchased were proven to be a swamp, marsh, and overflowed lands. In a civil action plaintiff secured a judgment against defendant and the finding of the lower courts was affirmed on appeal to the supreme court. While there are petitions and letters on file in the executive office both for and against the exercise of executive clemency, the same is granted upon the recommendation of the presiding judge, most of the county officers of Pocahontas and Webster counties, and many of the business men of the vicinity; also of the county attorney who secured the indictment.

MARTIN MONSON. Winnebago county. Sentenced at the May term, 1899, to the penitentiary, for a term of two years, for assault with intent to

commit rape. Sentence was suspended February 12, 1900. The crime was committed during a drunken debauch at the home of prosecutrix. The county attorney in his recommendation for clemency, says he has serious doubt as to the guilt of defendant of the crime charged, and thinks that adultery was probably the proper charge. The previous character of the prosecuting witness, and of all parties concerned, tends to lessen the weight of their testimony. Suspension is granted upon the recommendation of the county attorney, many other county officers, and numerous citizens.

JOSEPH GREELEY. Buchanan county. At the December term of the district court, 1898, sentenced to serve two years in the penitentiary for burglary. Suspension granted February 15, 1900. County attorney recommends parole, for the reason that he believes "the ends of justice would be fully subserved." The trial judge also recommends parole, and in such recommendation is joined by numerous citizens.

MELVIN POLEN. Union county. Sentenced at the November term of the district court, 1898, to serve four years in the penitentiary for assault with intent to rob. Sentence was suspended February 20, 1900. Granted upon the recommendation of six of the trial jurors, all of the county officers, Hon. John Gibson, and many of the leading citizens of Union county. The trial judge writes: "If a suspension or pardon be granted, I would suggest that it be conditional."

SAMUEL BAGGS. Page county. At the February, 1899, term of the district court. Sentenced to the penitentiary for the term of sixteen months for the offense of cheating by false pretenses. Sentence was suspended February 20, 1900, upon the recommendation of numerous citizens of Clarinda, and of the county attorney. The latter says that defendant voluntarily furnished evidence tending to convict other guilty parties; that he believes sentence severe, and that executive clemency should be extended.

WILLIAM O. CALHOUN. Lucas county. At the October, 1899, term of the district court, fined in the sum of \$300.00, or sentenced to imprisonment in the county jail for ninety days, for nuisance. The sentence relating to imprisonment is suspended February 26, 1900, upon the recommendation of the clerk of the district court, county treasurer, two members of the board of supervisors, the county attorney who assisted in the prosecution, sheriff, auditor, and numerous others, who believe the best interests of the community would be subserved thereby.

FRED THOMPSON. Polk county. Convicted at the January term of the district court, 1900, and sentenced to serve one year in the penitentiary for attempting to break and enter. Sentence was suspended February 21, 1900. Judge Prouty recommends the granting of parole, and writes thus: "Such an exercise of executive clemency I would not feel to be wholly misplaced, from the somewhat meager information I have of him." The county attorney also recommends parole, and says there are some good points in his favor. Suspension granted on these and other recommendations; and because it is not believed he is a hardened criminal. Suspension was revoked April 3, 1900.

FRANK JONES (*alias* Lester McCormick). Taylor county. At the September, 1899, term of the district court, convicted of burglary and sen-



tenced to the penitentiary for the term of three years. Sentence was suspended February 21, 1900, upon the recommendation of the county attorney showing that it was his first offense, and that he had been influenced to commit the same by other and more hardened criminals. The recommendation was also endorsed by Hon. F. L. Arthaud in a petition signed by numerous citizens of St. Joseph, Missouri, his former home, who testify as to his good character since boyhood up to the time of his conviction, is on file. Most of the county officers join in the recommendation for suspension.

C. C. HAYES. Linn county. At the May term, 1899, fined in the sum of \$100 for assault with intent to commit great bodily injury. Suspension was granted February 28, 1900, upon the recommendation of many good and representative citizens of Cedar Rapids. The trial judge wires as follows: "No personal objection. Suspension is better than full pardon."

OLLIE BLAIR. Polk county. At the April term, 1896, of the district court, sentenced to the penitentiary for the term of eight years, for breaking and entering a railway car. Suspension of sentence was granted March 15, 1900, upon the recommendation of the judge and county attorney; and for the further reason that facts developed since trial give rise to doubt as to defendant's guilt. Parole revoked May 1, 1900.

AUGUST STROHBEEN. Scott county. At the April term, 1894, sentenced to serve ten years in the penitentiary, for the offense of rape. Sentence was suspended March 14, 1900, upon the petition of a large number of citizens; and a showing that the daughter of defendant was seriously ill, and the family in sore need of his assistance. It also appears from the evidence that at the time the offense is claimed to have been committed, the prosecuting witness was occupying a bed jointly with a girl of some twelve years of age, who was not awakened; neither were any of the persons sleeping on the same floor, thus tending to show that no great force was used in accomplishing the act. Whatever may be said as to the reprehensible conduct and immorality charged, there is some doubt as to the guilt of defendant. Such considerations, taken in connection with his previous good reputation, the fact of his having saved over half of his good time at the penitentiary, and the recommendation of numerous citizens and neighbors, including nine of the trial jurors, furnish reasons for the extension of executive clemency.

CHARLES STEVENSON. Pottawattamie county. At the January term, 1899, of the district court, sentenced to the penitentiary for two years for cheating by false pretenses. Sentence was suspended March 21, 1900, in answer to a petition signed by citizens of Pottawattamie county. The county attorney writes thus: "His parents are very good old people living in Council Bluffs, and will aid him in every way to lead a better life," and further states that he does not wish to stand in the man's way if he will "straighten up and be a good citizen." The judge says that he thinks that at the time the defendant pleaded guilty, there was some agreement as to sentence which he cannot recall. Suspension was revoked March 21, 1901.

E. D. RYCHEV, JR. Marshall county. At the April term of the district court, 1899, sentenced to the penitentiary for a term of three years, for the offense of obtaining money by false pretenses. Sentence was suspended

April 2, 1900, upon the recommendation of the judge and county attorney, who strongly urge the extension of executive clemency; and the recommendation is joined in by the party defrauded. It is shown that he is a young man of more than ordinary ability; that his parents are highly respectable; and that it was his first offense. Parole was granted upon the above showing and for the reason that it is believed that the defendant is thoroughly penitent and sincere.

BOSS HILL. Polk county. At the January term, 1900, of the district court, sentenced to imprisonment in the county jail for six months, for the offense of assault with intent to commit great bodily injury. Suspension of sentence was granted April 2, 1900, because of the recommendation of the trial judge, who believes that the physical condition of the defendant as shown by the certificate of the attending physician and jailer, is such as to necessitate his removal in order to secure proper treatment.

HENRY DONALDSON. Winneshiek county. At the February term, 1897, sentenced to the penitentiary for seven years, for the offense of robbery. Sentence suspended April 4, 1900, upon recommendation of the judge and county attorney; together with a petition signed by a hundred and eight leading citizens of Winneshiek county, including county treasurer, clerk of the courts, superintendent, supervisor, four ex-members of the general assembly, city marshal, postmaster, alderman, and mayor. It is not believed that defendant intended to take the life of any one in committing the robbery, or that he realized the enormity of the offense. He had previously borne a good reputation, and was an industrious man; furthermore, friends interested in his welfare will assist him to regain his lost standing in society.

HARRY MOOTHART. Washington county. At the January term, 1899, sentenced to two and one-half years in the penitentiary, for administering a drug with intent to produce an abortion. Sentence suspended April 4, 1900. The evidence shows that the drug in question was sent by mail, twice administered without effect, no physical injury sustained; and it is further shown that the party taking the drug was arrested for the murder of her infant child, pleaded guilty to manslaughter and upon granting of the continuance in the case she was released upon her own recognizance and left the city. County attorney and judge recommend clemency.

FRANK AUSBORN. Woodbury county. Sentenced at the January term, 1897, to five years' imprisonment for robbery. Suspended April 5, 1900. Application for parole, accompanied by a petition signed by numerous citizens of the town of Smithland, who give evidence of the previous good character of the defendant, while a resident of the community, among whom are five of the trial jurors, who express a doubt as to his guilt of the crime charged. Letters are on file from the county attorney saying that he would not interpose to prevent parole being granted. Letters from the prison physician show that the prisoner is suffering from lung trouble, and fear is expressed that he will not live to serve out his full sentence. He was tried jointly with another for the same crime but he alone was convicted. A confession made by one, D. B. Stratton, is also on file, showing that Stratton made the assault; that defendant was not present, and had no knowledge of it. Same was revoked February 4, 1901.



DAVID EVANS. Appanoose county. Sentenced at the August, 1899, term of the district court, for two years for robbery. Suspended April 6, 1900, upon the recommendation of numerous representative citizens of the town of Mystic, where the crime was committed. Application for parole is endorsed by letters from the judge who tried, and the county attorney who prosecuted the case.

W. W. WYMORE. Mahaska county. Sentenced at the December, 1899, term to imprisonment for one year for forgery. Suspended April 11, 1900, upon petition for clemency, signed by many citizens of Mahaska county, accompanied by letter from defendant's physician, showing that he was suffering from mental disorder and was at times, irresponsible. The judge writes, recommending clemency, and says: "Inasmuch as there is doubt as to his mental condition at that time, I would recommend executive clemency and believe he ought to be pardoned." County attorney recommends parole on the probability that defendant is mentally irresponsible.

CORNELIUS MOELCHEN. Dubuque county. Sentenced at the October 1878, term for life, for the crime of murder in the first degree. All letters and papers on file in this case, together with proof of publication of notice of application for pardon, submitted to the Twenty-eighth General Assembly. Upon the recommendation of that body, suspension was granted, April 11, 1900.

DAVID FERRIS. Union county. Convicted at the September, 1893, term of the district court. Sentenced to twelve years in the penitentiary, for the crime of murder in the second degree. Crime was committed while under the influence of liquor. Application for parole is endorsed by numerous citizens, and by Hon. W. P. Hepburn, who thinks the punishment already received will prove as effective as a longer term. He has served five years of the sentence imposed. Application is also recommended by judge and county attorney. The latter writes: "The report that I have received respecting him, satisfies my mind that he is truly reformed."

JOE JACKSON. Plymouth county. Sentenced at November term, 1899, for two years, for larceny. Suspended April 14, 1900. It is shown that defendant was only fifteen years of age, that he had run away from his home in South Dakota, fallen into bad company; and that while he was under the influence of liquor the crime was committed. After his apprehension, and acting upon the advice of his partner in crime, he pleaded guilty, gave his age to the court as eighteen years, and left the impression that this was not his first offense. It is shown that his past life was spent at the home of his parents; that he had previously borne a good reputation; and that his name is not Jackson, but "Pauley." The judge recommends clemency, and says had he known at the time of the trial, that the boy was not sixteen and that it was his first offense he would not have sentenced him for over one year. There was also an affidavit of party convicted with Jackson, showing that he (Jackson) was not responsible for his acts at the time, and that he was influenced and coerced. Full pardon granted December 13, 1901.

ERASMUS BRUE. Marshall county. Sentenced at the April term, 1900, to one year in the county jail, for "desertion and seduction and marriage," sentence suspended April 21, 1900. Judge Burnham writes strongly urging

suspension of sentence at once; and the county attorney states that he is quite sure the young man now realizes fully the situation "and that he will carry out the terms of anything" that may be imposed upon him. Suspension granted on condition that he return and support his family. Suspension revoked March 26, 1901.

CHARLES WILSON. Floyd county. Sentenced at the November term, 1899, to imprisonment for larceny for nine months. Petition asking for clemency was signed by many of the best citizens of the community, and recommended by both the judge and county attorney. He was paroled upon the above recommendations, and for the further reason that it is shown that defendant has always borne a good reputation; had stood well in the community, and that the lesson that he has been taught will prove sufficient to guide him in the future.

WALTER CASE. Audubon county. Sentenced at the December term, 1894, to twelve years' imprisonment for murder in the second degree. Suspension of sentence was granted May 12, 1900. The crime for which defendant was convicted was committed by three parties. One, who struck a blow with a knife, was sentenced to twenty-two years in the penitentiary, the defendant to twelve years, and the other, who was convicted of manslaughter, to five years. The latter was released on parole nine months prior to the expiration of sentence. The county attorney who prosecuted the case is dead and Judge Thornell, who pronounced sentence, writes as follows: "I would pay a good deal of attention to his conduct since his confinement, and to what the people of Audubon county say about the matter." The warden reports his grade record good, and the people of Audubon have submitted a petition in behalf of defendant, signed by many good and representative citizens, as well as by eleven of the trial jurors.

WILLIAM BOONE. Johnson county. Sentenced at the May term, 1899, to imprisonment for one year for the crime of assault with intent to commit manslaughter. Temporary suspension granted for sixty days, May 21, 1900, that time may be had for the defendant to make a showing for executive clemency. It is further understood that nothing in the order of suspension shall be so construed as to release the sureties on appearance bond. See same case later.

EDWARD BEDFORD. Butler county. Convicted at the May term, 1900, and sentenced to imprisonment for six months in the penitentiary for larceny. Suspended May 28, 1900, upon the recommendation of the judge and county attorney that he be paroled before commitment; and upon the further showing that he is a young man who had always borne a good reputation, and in order that he may be saved the disgrace of being placed behind prison walls and be helped to regain his lost position in society. Suspension revoked November 20, 1900.

FRED HANSEN. Pottawattamie county. Sentenced at the May term, 1900, to the penitentiary for five years, for the offense of burglary. Judge Walter I. Smith and county attorney Killpack, write thus: "He is only twenty-two years of age, and it seems that in this case the ends of justice will probably be better served by having the defendant paroled under the conditions mentioned by you in your official communication some time ago,



than by compelling him to serve his time in the penitentiary." Suspension was granted before commitment. Parole revoked August 18, 1900.

CHRISTIAN JAGER. Webster county. Sentenced at August term, 1898, to imprisonment for three years, for robbery. Suspended May 29, 1900. The crime was committed while under the influence of liquor and in the company of bad associates. There are facts showing that he did not need the money. Clemency is strongly recommended by his former employer, who offers to reinstate him in his former position of music salesman. Recommendation is also endorsed by the judge who pronounced sentence, and by the county attorney who prosecuted. The latter writes thus: "I am inclined to think that a pardon could safely be extended in this case, and that Jager would become a good citizen in the community." Prisoner was afterwards, Nov. 30, 1901, pardoned in full.

W. H. WILBUR. Clinton county. Sentenced at the April, 1899, term, for four years, for obtaining money by false pretenses. Suspended June 6, 1900. Facts have been brought out since sentence was pronounced that tend to show that certain rumors, at the time of trial, caused the judge to pronounce a severer sentence than he otherwise would have done in a like case. The judge now recommends parole at the end of eighteen months, as does county attorney and cashier of the bank that was defrauded. There are also many apparently mitigating circumstances.

A. L. HERRINGTON. Webster county. Sentenced at the August, 1897, term, to imprisonment for five years for the offense of incest. Suspended June 7, 1900, on following showing: Petition signed by numerous citizens of the community where the crime was committed; recommendations by county attorney; and by the judge, who says, had he known all the facts that have since developed, sentence would have been less severe; and the further fact that defendant is nearly blind.

FRANK RIFE. Clarke county. Sentenced at September, 1898, term to three years imprisonment for the offense of breaking and entering. Paroled June 7, 1900, because of physical conditions. Defendant was a young man who had never before been convicted of crime. The county attorney who prosecuted the case acquiesced in the extension of clemency, which is granted in order that the young man may have an opportunity to regain his former standing in life. Suspension revoked October 6, 1900.

CLAUDE J. DEVoy. Woodbury county. Sentenced at the January term, 1898, for five years for the offense of larceny from the person. Suspended June 8, 1900. Two others were implicated in the same crime who were not convicted. Clemency is recommended by strong petition, also by judge who pronounced sentence, and by prosecuting attorney. The latter thinks the sentence somewhat severe and states that the defendant is above the average in intelligence. The crime was probably committed while under the influence of liquor; and it is believed that prisoner now intends to lead a better life, if given a chance. Parole granted upon the above showing.

O. R. BRUCE. Linn county. Convicted at January, 1900, term. Sentenced to serve one year for forgery. Suspended June 9, 1900, upon the grounds that defendant is young, and not a hardened criminal, this being his first offense. Parole is also recommended by the judge who sentenced

him, and by the present county attorney, and by the county attorney who prosecuted the case. Revoked November 20, 1901.

FRANK KLONY. Polk county. Sentenced November term, 1897, for ten years for murder in second degree. Suspended June 9, 1900. Petition signed by R. P. Clarkson, Rev. Joseph F. Nugent, setting forth details of the crime, and showing mitigating circumstances connected therewith. The county attorney says: "Owing to the fact that defendant is a Russian and imported into the country for the purpose of working in the mines where the miners were on a strike, it is possible that there may have been some prejudice against him." Judge Conrad, who pronounced sentence says: "I would recommend the extension of executive clemency, that is, I would recommend that he be released at once on condition that he abstain entirely from the use of liquor. I am satisfied that if kept from the use of liquor he will be a quiet, peaceable, inoffensive citizen." The conduct of defendant, while in prison, was excellent, and he was apparently suffering both mentally and physically, on account of his crime and imprisonment. Upon this and other showing equally strong, parole was granted.

F. P. COOPER. Madison county. Sentenced at the February term, 1893, for eighteen months, for the offense of obtaining property by false pretenses. Suspended July 1, 1900. While being conveyed to the penitentiary defendant escaped and was not apprehended for nearly eight years. The county attorney of Wayne county, where defendant lived, strongly urges clemency. Numerous letters are on file from influential and respected citizens, from various places where defendant had previously resided, showing his previous good character, and urging clemency. Moreover, prisoner has already suffered greatly, and the offense of which he was convicted occasioned only slight loss to anyone. Revoked September 25, 1901.

OTIS SHANK. Linn county. Sentenced at January term, 1900, for nine months, for the offense of assisting prisoners to escape. Suspended June 11, 1900, upon recommendation of judge and county attorney, who feel that by imposing the usual conditions of parole upon him, greater strength may be had and more good accomplished than by further confinement. Revoked August 1, 1901.

LOUIS WINEKE. Tama county. Convicted May term, 1900. Fined \$300 with an alternative of thirty-five days in jail, for nuisance. Suspension of sentence as to imprisonment, granted upon the recommendation of county officers, including members of board of supervisors of Tama county. The county attorney writes that defendant furnished evidence leading to the conviction of other parties, and he strongly urges clemency. The defendant promises to strictly observe the law in the future and live an honest, upright, and industrious life.

THOMAS L. JONES. Lucas county. Sentenced at August term, 1898, to four years imprisonment for the offense of robbery. Suspended June 11, 1900, upon the recommendation of many representative and respectable citizens of Lucas county, including the city officials of the town of Lucas, the home of defendant, the sheriff, ex-senator H. L. Byers, the county attorney, and school superintendent of town of Lucas. It is shown that this was his first offense, that he was a hard worker, and not naturally of a violent dispo-



sition, but addicted to drink, and easily influenced by evil associates. Sheriff Manning writes that he has visited Jones in the prison, and believes him to be a reformed man, and that he will be able, if released, to break away from his old associates and habits, and lead a better life. Revoked June 29, 1901.

FRED HASS, JR. Hardin county. Sentenced at the August term, 1899, to three years imprisonment for uttering forged instrument. Suspended July 3, 1901. A petition signed by many citizens and most of the county officers of Hardin county, including county attorney, asks for clemency in this case. Judge S. M. Weaver writes that Hass is not naturally bad, and says further: "I have hopes that his experience already had and the restraining influence of the conditions attached to his release, will serve to keep him from further violation of the law."

ALFRED KEASLING. Keokuk county. Sentenced at the February term, 1900, to six months in the county jail for misdemeanor. Suspended July 3, 1900, upon recommendation of both judge and county attorney, and in answer to petition of the citizens of the county in which the offense was committed.

Pardoned in full October 28, 1901.

FRANK BOOTS. Jones county: Sentenced at September term, 1897, to four years imprisonment for the offense of larceny. Suspended July 6, 1900. The petition for parole is signed by numerous citizens of the county, and indorsed by the sheriff, the county auditor, and the county attorney who prosecuted. Judge Remley writes that sentence was made somewhat severe in order that a warning might be given to others in the community, who were suspected of the same crime, and clemency is recommended to him on the usual conditions.

BERT BOOTS. Jones county. Sentenced at September term, 1897, to four years imprisonment for the offense of larceny. Suspended July 6, 1900. Same recommendations apply in this case as in that of Frank Boots above; both being convicted of the same offense and at the same time.

CHARLES CONNORS. Linn county. Sentenced at June term 1900 for one year for the offense of larceny from a building in the nighttime. Suspended July 10, 1900, before commitment, upon the recommendation of the judge and county attorney, W. O. Clemans, who wrote in this connection: "Young Connors is a boy only seventeen years old, and while he is a stranger to me, and to this community, I am satisfied that he is not given to crime." It was further understood by the judge imposing sentence that application for parole would be made and strongly urged.

Revoked August 28, 1900.

ED. GILBERT. Polk county. Sentenced at the March term, 1900, to serve five months in jail, for the offense of larceny from a building. Suspended July 11, 1900, upon the joint recommendation of the prosecuting attorney and the judge who passed sentence. The crime was a trivial one; and defendant has a wife who is dependent upon him for support.

FREDERICK STAHLEY. Louisa county. Sentenced at the March term, 1899, to three years imprisonment for the crime of incest. Suspended July

17, 1900. Petition of unusual strength is on file signed by one hundred and sixty-seven of the residents of the county where the crime was committed, showing that defendant is now about fifty-five years old; that he has suffered greatly; and that he had always borne a good reputation prior to the time of committing the crime. Many of the county officers have indorsed the petition and recommended clemency. Parole granted in compliance with the request of the petition.

JOHN CARMAN. Floyd county. Sentenced at the November term, 1899, to imprisonment for the term of one year, for the offense of larceny. Suspended July 17, 1900, upon the recommendation of many citizens of the town of Rockford, that he be paroled under usual conditions, which is concurred in by the judge who pronounced sentence, and by the county attorney who secured the conviction. This was defendant's first offense, and he has a family dependent upon him for support. Pardoned in full September 11, 1901.

GEORGE MERRIFIELD. Washington county. Sentenced at the January term, 1893, for ten years imprisonment for the offense of burglary. Suspended June 9, 1900. Judge who pronounced sentence writes under date of May 2, 1900, that he now thinks the sentence he pronounced was severe, in view of information at hand since that time, and recommends clemency. County attorney makes the same recommendation, and says he would favor a lighter sentence. His prison record has been good.

A. E. PLATT. Fayette county. Fined at the June term, 1900, in the sum of \$300 and costs, for maintaining a nuisance. Suspension so far as confinement is concerned, granted July 21, 1900, upon the promise of defendant to cease from further violation of the law; and upon the recommendations of the county attorney, clerk of court, treasurer, auditor, sheriff, recorder, and board of supervisors of Fayette county; and other representative citizens of the county in which the offense was committed.

JAMES BEEMAN. Polk county. Sentenced to fifteen days imprisonment in the county jail, by the judge of the police court in the city of Des Moines, for disturbing a religious gathering. Suspended July 21, 1900. The petition is signed by the pastor of the church where the offense was committed, and several members of the congregation and Sunday-school, and indorsed by judge that pronounced sentence.

FRANK KING. Delaware county. Sentenced at October term, 1896, to seven years imprisonment for the offense of burglary. Suspended July 27, 1900. County attorney writes: "I believe a parole in this case would be just and right." Judge who sentenced King asks that clemency be extended and says: "It is thought a parole will result in sending him out into the world, prove a benefit to him, and no injury to the public." Defendant's conduct while in prison has been good and he seems to be penitent. Moreover, he has been offered assistance by interested friends, if released. Parole revoked August 10, 1901.

CHARLES H. DAVIS. Jasper county. Sentenced at the December term, 1838 for two years for the offense of burglary. Suspended July 27, 1900. Clemency is recommended by the judge who sentenced and by the county attorney who prosecuted. Affidavits are on file showing that he was acting



by direction of one member of the family of the prosecuting witness. Clemency is also recommended by petition, and numerous letters from people who knew prisoner prior to his conviction.

A. W. RUSSELL. Fayette county. Convicted at June term, 1900, and fined \$300.00 for maintaining a nuisance. Suspension so far as imprisonment is concerned, granted July 27, 1900, upon the recommendations of the judge and county attorney, sheriff, clerk, treasurer, recorder, auditor, and board of supervisors of Fayette county, together with many citizens of the community in which the offense was committed.

IRA H. STUBBS. Warren county. Sentenced at August term, 1898, to two and one-half years, for obtaining by false representations and pretenses, with intent to defraud, a signature to a written instrument, the false making of which would be punished as forgery. Suspended July 28, 1900. Stubbs was one of two parties convicted; the other receiving a jail sentence of nine months. It is represented, however, that both were equally guilty. The judge who pronounced sentence does not oppose clemency and the county attorney who prosecuted is of the opinion that the sentence was sufficiently severe. Parole is granted in answer to a petition signed by numerous residents of Warren and Polk counties, in the belief that defendant intends to lead a better life.

HARTFORD D. REED. Adams county. Sentenced at January term, 1898, for five years for the offense of assault with intent to commit rape. Suspended June 9, 1900. The petition on file in this case for clemency is an exceedingly strong one, and is endorsed by a majority of the trial jurors, and by the county attorney who assisted in the prosecution. It is shown, by facts which have developed since the conviction was had, that the character of the prosecuting witness was loose, if not really bad. The county attorney and judge also recommend clemency, in the belief that the sentence may have been severe. Recommendation is endorsed by Hon. C. D. Crouse, a member of the general assembly.

CLAUDE FRITZ. Tama county. Sentenced at May term, 1900. Fined \$300.00 or to be imprisoned ninety-five days in jail. Suspended, as to the confinement, August 3, 1900, upon the recommendation of judge and county attorney; and for the further reason that defendant was an employe and gave information before the grand jury that led to, or assisted in, the conviction of the other guilty parties.

WILLIAM P. ROVCE. Woodbury county. Sentenced at the March term, 1896, to seventeen years imprisonment, for murder in the second degree. Petition for clemency is signed by many of the best citizens of Sioux City, including nearly all the county and city officials. The facts shown in the petition are: that prisoner was an excessive user of cigars and cocaine; that at the time the crime was committed he was probably not responsible for his acts; that the person killed was a woman much older than himself and of bad reputation; that he was infatuated with her, and that she jilted him after securing his money, which fact led to the shooting. It is shown that since his confinement he has changed for the better, has learned to run an engine, and is a model prisoner. His family is respected, and his mother, who is sixty-five years of age and growing feeble, desires to see her son once

more free. It is on her account that Judge Ladd recommends clemency. County Attorney Hallam joins in the request for parole.

A. C. OGBORN. Mahaska county. Sentenced at the April term, 1900, to ten months' imprisonment for the offense of adultery. Suspended August 13, 1900. Parole is strongly recommended by the trial judge and county attorney, and by letters from citizens of Mahaska county. Pardoned in full September 11, 1901.

JOHN CONLON. Palo Alto county. Sentenced at March term, 1897, to ten years' imprisonment for larceny from the person. Suspended August 13, 1900. Hon. William B. Quarton, the judge who pronounced sentence, says the sentence was made severe because it was his second offense. He further states that Conlon has a family of a wife and five children; that he is a good stone-cutter and could easily support and educate them, which he has promised to do; and that he has the reputation of being proud of his word. For these reasons he recommends parole upon conditions requiring fulfillment of promises. Revoked February 20, 1901.

OTTO BREEDEN. Jackson county. Sentenced at January term, 1898, for four years for larceny. Suspended August 13, 1900. Petitions and letters from prominent citizens of Jackson county urge clemency. The county attorney who prosecuted the case is dead. The present county attorney and the judge who passed sentence, recommend parole.

E. M. ROSETTA. Chickasaw county. Convicted at May term, 1898, and sentenced for three years for burglary. The report of attending physician shows that defendant is incapacitated for work and pronounces his disability incurable. The warden recommends parole for the reasons set out in the doctor's certificate. Pardoned in full October 5, 1901.

L. H. HILL, *alias* E. R. MORTON. Lee county. Sentenced at the May term, 1896, on two counts: cheating by false pretenses, and robbery. It is shown that defendant has a wife whose mind has become unbalanced by reason of her husband's conviction, and the troubles incident to supporting the family, and that defendant suffered a physical injury while at work in the penitentiary. Moreover, the judge, county attorney, and Hon. S. T. Menhall recommend clemency.

JOHN HOGAN. Polk county. Sentenced at October term, 1896, to seven years for the offense of forgery. Suspended August 22, 1900, upon the showing of his mental and physical condition. The record shows that he was transferred from Fort Madison to Anamosa, thence to the insane hospital at Independence; and the report of the physician that he is insane, and though harmless is probably incurable. Physician further states that he could safely be released and allowed to go at large, if some one were to watch him. None of the usual conditions are imposed in the way of monthly reports, etc., to this suspension.

MYRON B. SPENCER. Woodbury county. Sentenced at the October term, 1899, for four years for embezzlement. Suspended August 24, 1900. Letters asking clemency are signed by the most influential and respected citizens of Sioux City, and endorsed by county attorney and attorney who assisted in the prosecution, as well as by many of the county and city officials.



Employment was promised him as soon as he secured his release, and great interest is manifested in his future welfare by some of the leading business men of Sioux City. County attorney Hallam writes: "I am inclined to think under all the circumstances he has been punished enough." The previous good character of defendant is shown. The trial judge concurs in the recommendation for parole.

**WILLIAM LEVINSON.** Sioux county. Sentenced at the February term, 1900, for nine months, for larceny. Suspended August 24, 1900. The county attorney recommends suspension, as Levinson served sixty days in jail before commitment to the penitentiary. Trial judge acquiesced in the extension of clemency. Numerous letters are on file from citizens of Sioux county urging that parole be granted.

**FRANK DAVIS.** Clinton county. Sentenced at January term, 1891, to seventeen years for murder in the second degree. Suspended August 24, 1900. The crime was the result of a row in a saloon, in which the proprietor was killed. Judge writes: "I am afraid I have been obdurate in heretofore refusing to recommend Mr. Davis' parole, and will be pleased if you will give the matter immediate and favorable consideration." The county attorney who prosecuted the case is dead. Numerous citizens of the community in which the crime was committed sign the petition asking for clemency.

**JAMES HAZLETT.** Monroe county. Sentenced at January term, 1897, for five years for the crime of manslaughter. Suspended August 24, 1900. The petition in this case is a very strong one, being numerously signed, and indorsed by ten of the trial jurors. County attorney recommends parole and his recommendation is concurred in by the judge who passed sentence. Defendant was convicted jointly with another and it is shown that they were both young men, and it is quite probable they did not intend serious injury to the party killed, but only intended to administer a threshing.

**WILLIAM FRANKLIN.** Monroe county. Sentenced at January term, 1897, to five years for manslaughter. Suspended August 14, 1900. Same recommendations as in the case of James Hazlett above, and for same reasons, he being the partner of Hazlett in crime.

**DAVID GUSLER.** Guthrie county. Sentenced at February term, 1900, to eighteen months, for larceny. Suspended August 24, 1900. The circumstances of the crime are as follows: Gusler found a pocket book on the streets of Stuart, containing about \$180.00. He spent \$41.03 of the money, claiming that he did not know the owner, or that he was committing a crime as defined by section 4839 of the code. Petition further states that he is a young man of about twenty-eight years of age; has a wife and child who are entirely dependent upon him for support, and who will be in destitute circumstances during the winter, unless they have his aid. Petition is signed by many respected citizens of Guthrie county, among them being Hon. Nate Wright, representative from that county. Friends of the defendant have offered to furnish employment if he is released. Clemency is also recommended by the judge and county attorney. Pardoned in full July 31, 1901.

**JOHN BORSEN.** Sioux county. Sentenced at April term, 1900, for twenty years, for murder in the second degree, the victim being his father.

It is shown that he was merely the instigator, not the perpetrator of the crime. His younger brother was advised to take the gun, go out into the field where he would meet his father, tell him he was going to hunt gophers, and after he had passed him to turn and shoot him. This was done. The wife of the deceased was also convicted. A doubt was raised at the time of trial as to whether defendant, or the wife of deceased, was the guilty party. The judge and county attorney differ in their opinion regarding the matter. Clemency is recommended by petition numerously signed, and by letters from many citizens of Orange City, and the same is concurred in by the judge before whom the case was tried, and the county attorney who secured conviction. Defendant's prison record has been of the best. Parole is granted on this showing, the other defendants in this case having been previously pardoned or their sentence expired. Pardoned in full September 24, 1901.

**WILLIAM DUNTON.** Scott county. Sentenced at November term, 1893, for robbery, to imprisonment for eleven and one-half years. Suspended August 24, 1900, upon the following showing: Judge and county attorney recommend parole; warden reports his prison conduct good; if he were compelled to serve his full sentence he would be released in the winter, when it might be hard for him to secure a position. It is therefore deemed best to give him an opportunity to go to work and make an honest living, and to regain his lost position in society. Suspended without the usual restrictions.

**S. P. HARDY.** Warren county. Sentenced at January term, 1900, for nine months, for forgery. Suspended August 27, 1900. Clemency in this case is strongly urged by petition, signed by numerous citizens of the county, and neighbors of defendant, who testify to his former good character. The judge and county attorney recommend clemency, as does Eli Manning, sheriff of Lucas county, from whom defendant had rented a farm, and who testifies to his honesty and industry at that time.

**FRANK HOGAN.** Des Moines county. Sentenced at January term, 1896, for four years, for the offense of breaking and entering a building with intent to commit larceny; and to three years on second count, for same offense. Suspended August 31, 1900, because of a misfortune he met with while carrying a heavy load of iron, while performing his duty at the prison, by which he sustained serious and incurable injuries, and is now a cripple. Suspension when offered was refused and papers returned and canceled September 3, 1900.

**ROBERT DURKIN.** Wapello county. Sentenced at April term, 1898, for three years and six months, for burglary. Suspended September 1, 1900. The trial judge makes recommendations, in which it is shown that the prosecuting witness favors parole, and that inducement was held out to defendant at the trial to plead guilty, under promise that influence would be used in his behalf by the prosecution to secure a lighter sentence than he received; and for the further reason that he was not actually present at the time the offense was committed, and received no part of the spoils. William Pinkerton, who collected the evidence against the gang that perpetrated the robbery, writes that the case against Durkin was very weak, and if he had not pleaded guilty he might not have been convicted; and he further states



that he urged him to plead guilty, and he now asks that he be released. The county attorney recommends parole.

**THOMAS TUTTLE.** Lucas county. Sentenced at the April term, 1900, for six years, for assault with intent to commit murder. Suspended September 2, 1900, in answer to petition of county attorney who prosecuted, the party assaulted, most of the county officers, and many citizens of the county. He was a young man about twenty years old, and, at the time of conviction, turned state's evidence and assisted in the conviction of the other guilty parties. On these grounds the judge who pronounced sentence also recommends parole.

**LEVI SIMMERMAN.** Appanoose county. Sentenced at the April term, 1899, for two years for larceny. Suspended September 4, 1900, in answer to strong petition of the representative citizens, in hope of reformation of defendant, and on the recommendation of the judge and county attorney.

**H. J. PRESTON.** Louisa county. Sentenced at the September term, 1898, for four years for manslaughter. Suspended September 4, 1900, upon the recommendation of the judge, county attorney, and numerous citizens familiar with the facts. It is further shown that the crime was committed under great provocation; that his children are dependent upon the county for support; that he had heretofore been an industrious man, and that he would support his family if released.

**J. D. BENNETT.** Boone county. Sentenced at the October term, 1893, for fifteen years for rape. Suspended September 7, 1900. There are letters on file showing that there is room for doubt as to his guilt: that it might have been a case of mistaken identity, and that he had previously borne a good reputation and was respected in the county. There is also a petition on file asking clemency. The judge and county attorney recommend parole.

**ABE SANDERS.** Clinton county. Sentenced at the April term, 1899, for five years for burglary. Suspended September 4, 1900. He was only seventeen years old at the time of conviction. It was his first offense, and his life since childhood has been attended with hardships, there being no one who manifested enough interest in him to assist him. County attorney writes thus: "There is no doubt but what he was sentenced mainly upon the reputation of his family, instead of upon the enormity of the offense." And he adds further: "I have looked over the situation very carefully, thoughtfully, and I believe conscientiously, and I most heartily recommend that he be paroled and given a chance to redeem himself." Judge who pronounced sentence writes that he cannot remember the case, and therefore makes no recommendation. Letters from sheriff and others strongly urge clemency.

**ROBERT SOUARD.** Buchanan county. Sentenced at the February term, 1898, for fifteen years for burglary. Suspended September 4, 1900. The judge who passed sentence is now of unsound mind, and unable to make recommendation. The county attorney who prosecuted the case says that another who was convicted at the same time received only seven and one half years, and that he believes he was equally guilty; and that on account of Souard being colored and the other party white there was strong feeling against the former, and that he recommends clemency for the further fact that the sentence was too severe. The present county attorney recommends

clemency. There is also a petition in the case to the same effect, as well as numerous letters.

Revoked November 7, 1901.

**GILBERT KANNOYER.** Jefferson county. Sentenced at the August term, 1900, for one year for larceny. Suspended September 17, 1900, before commitment, upon the following showing and statement of facts made by the county attorney, who recommends clemency: Defendant is a boy fifteen years old, and this is probably his first offense. He has never denied his guilt, and when he was released on bail returned to his home in another county, and when called upon to return for trial did so promptly. His parents report that while at home awaiting trial he seemed to desire to rectify his error; was industrious and obedient. The judge who passed sentence joins in the recommendation for clemency.

**JOHN ROACH.** Sac county. Sentenced at January term, 1900, for eighteen months for burglary. Suspended September 17, 1900. It is shown that defendant was in the employ of the Illinois Central Railway Company; and was traveling on a pass; that he had been drinking, boarded the wrong train, and was put off by the conductor at a small station in Sac county. It was a very cold night and the agent had closed the station; defendant, in opening the window to get in to keep warm, broke a pane of glass. He was found in the waiting room by the stove, but he had taken nothing. County attorney and judge join in a letter recommending clemency, and say: "We have learned something of the man since his sentence, and find that he has been a straightforward, hard-working, and trusty fellow, and believe he can be safely paroled without objection on the part of the people who urged his prosecution."

**A. J. BENHAM.** Franklin county. Sentenced at March term, 1895, for fifteen years for offense of robbery, and assault with intent to rob, being twelve years on one count and three years on the other. Suspended September 29, 1900. It is shown that there were four parties to the offense, two being brothers of Benham, who received like sentences; and one a brother-in-law, who received twelve years, and was paroled. Clemency is recommended by strong petition of representative citizens, by the judge who pronounced sentence, and by the county attorney who prosecuted the case. Notice that application for parole would be considered, was published, in order that objection, if any, might be submitted.

**F. W. BENHAM.** Franklin county. Sentenced at the March term, 1895, for fifteen years for robbery, and attempt to rob. Suspended September 29, 1900, upon the same grounds as in the case of A. J. Benham above.

**E. A. BENHAM.** Franklin county. Sentenced at March term, 1895, for fifteen years for robbery, and attempt to rob. Suspended September 29, 1900, upon same recommendation and petition, and for same reasons as in the cases of A. J. and F. W. Benham, above.

**EARL LAKE.** Carroll county. Sentenced at the September term, 1900, for eighteen months for the offense of grand larceny. Suspended October 1, 1900, before commitment, upon the recommendation of the judge and county attorney, accompanied by a petition signed by numerous citizens of Carroll



county, and upon the request of all the grand jurors who returned the indictment.

WILLIAM E. HOCH. Pottawattamie county. Sentenced at the September term, 1900, for six months for cheating by false pretenses. Suspended October 12, 1900. Parole was granted before commitment, it being shown that the prosecuting witness did not desire to press the case against defendant; that he had previously been a good, reputable citizen, and that liquor was probably the cause of his present difficulty. There is also a petition on file signed by numerous citizens, the county attorney, sheriff, and judge recommending parole.

WILLIAM BOONE. Johnson county. Sentenced at May term, 1900, for one year for the offense of assault with intent to commit manslaughter. Suspended November 8, 1900. Letters are on file in this case from a large number of the representative citizens of Iowa City, the home of Boone, showing that the offense was committed while terribly enraged, and perhaps slightly under the influence of liquor; that he is not naturally of a criminal or vicious nature; that he is a hard worker, and has always stood well in the community. The judge and county attorney do not oppose his being paroled. It is shown that the case was appealed to the supreme court, but was not reviewed because of an error in the transcript of evidence. There is also a petition in this case, signed by nearly all the county officials, city officials, members of the bar of Iowa City, and numerous respected citizens of Johnson county.

Pardoned in full December 28, 1901.

RICHARD ISHMAEL. Fayette county. Sentenced at October term, 1900, to pay a fine of \$300.00, for nuisance. Suspension so far as imprisonment is concerned, granted November 16, 1900, upon the recommendation of numerous citizens of the town of Wadena, where the offense was committed, the clerk of supervisors, the county attorney, auditor, treasurer, recorder, clerk and sheriff of Fayette county.

WILLIAM SELLECK. Polk county. Sentenced at November term, 1897, for six years, for breaking and entering a building. Suspended November 23, 1900, upon the recommendation of the judge who pronounced sentence, the sheriff of the county at the time of trial, and numerous citizens familiar with the facts. Same is acquiesced in by county attorney.

REUBEN DOBSON. Chickasaw county. Sentenced at November term, 1900, for six months for forgery. Suspended November 23, 1900, upon the recommendation of the judge and county attorney, who indorse petition signed by most, if not all, of the county officers and many good and reliable citizens of the community. It is also shown that in 1894 defendant was adjudged insane, and committed to hospital for treatment.

J. W. YOUNG. Page county. Sentenced October term, 1900, for three years for breaking and entering. Suspended November 23, 1900, upon the recommendation of judge and county attorney, before commitment. The latter recommended parole before sentence was passed, and this fact was taken into consideration by the judge in passing sentence; making the sen-

tence a great deal severer than it would have been had defendant been expected to serve out the same.

THOMAS WEAVER. Page county. Sentenced at October term, 1900, for three years for offense of breaking and entering. Suspended November 23, 1900, before commitment, for the same reason as set out in the case of J. W. Young, above. Weaver and Young were connected with the same crime, pleaded guilty at the same time, and received the same sentence.

JACOB DILL. Des Moines county. Sentenced at the January term, 1899, for five years on two separate counts, viz.: manslaughter and attempt to commit manslaughter. Suspended November 24, 1900. It is shown that he had always been a sober and industrious man prior to the time of his trouble; that he was being abused when he struck the fatal blow, and that the injured party did not die until nearly eight months thereafter. There is also a remonstrance filed, denying these statements; but the petition for clemency is signed and recommended by many respected and representative citizens of the community, including Hon. Thomas Hodge; and it is also endorsed by letters from the trial judge, who says that defendant appeared to be dull and poorly educated.

FRANK SHERCLIFFE. Harrison county. Sentenced at the September term, 1893, for seventeen years for the offense of robbery, with intent to murder it resisted. Suspended November 28, 1900, upon the recommendation of the county attorney, who prosecuted, who expresses a doubt as to his guilt. The sheriff who held office at the time of trial is convinced of his innocence, as are many others who claim to have known him prior to his conviction.

Parole revoked December 28, 1901.

W. C. NELSON. Tama county. Sentenced at the December term, 1900, for one year for grand larceny. Suspended December 17, 1900, before commitment upon recommendations signed by judge and county attorney jointly, who feel that it would be better if defendant were allowed to make another trial before suffering the disgrace of imprisonment in the penitentiary. He is a young man, and several letters are filed from responsible parties who have known him for many years, testifying to his good character.

WILLIAM E. SCHULTZ. Ida county. Sentenced at November term, 1900, to three months in jail for the offense of larceny from a store in the day time. Suspended December 17, 1900, upon the recommendations of the judge and county attorney, who state that defendant is a drunkard, and was intoxicated at the time he stole the property, the same being of the value of about \$15.00, and they further state, "that to punish him will not have as much effect as to parole him."

WILLIAM BREWSTER. Sac county. Sentenced at the August term, 1900, to a fine of \$150.00 or to one hundred and fifty days in jail for nuisance. Suspended so far as imprisonment is concerned, December 17, 1900, upon the recommendation of judge and county attorney, who write thus: "If paroled during good behavior the fact of an unsatisfied sentence hanging over him will prove all that is necessary to deter him from further violation of said law and will enable him to care for his wife and child."



**NOBLE CASTLE.** Scott county. Sentenced at September term, 1900, to five years for larceny from the person. Suspended December 18, 1900. The judge writes: "I sentenced him to five years' imprisonment for a small theft of some sort. It was too severe a sentence. I had a parole in mind at the time." Later the same judge writes regarding parole: "I think this is the best thing that could be done."

**CHARLES HEENEY.** Scott county. Sentenced at the September term, 1900, for five years for larceny from the person. Suspended December 18, 1900. Judge writes: "I sentenced him to five years' imprisonment for a small theft of some sort. I had a parole in mind at the time." Later he writes regarding a parole: "Think this is the best thing that could be done."

**JOHN MARUNA.** Dubuque county. Sentenced at the March term, 1899, for two years and nine months for robbery. Suspended December 18, 1900. It is shown that the offense for which he was sentenced was the stealing of ten dollars, and that his previous conduct had been good. Parole is recommended by judge and county attorney.

Revoked December 18, 1901.

**JAMES CHAPMAN.** Jones county. Sentenced at March term, 1899, for two years for breaking and entering. Suspended December 18, 1900, upon recommendation of both judge and county attorney. The former says: "If he does not drink he will keep out of trouble." His family being in great need of his support furnishes additional reason for his parole.

**B. F. (or BERT) SIMMONS.** Jones county. Sentenced at the December term, 1898, for three years, for stealing from the person of another. Suspended December 18, 1900, upon the recommendation of the judge and county attorney, with the usual restrictions and conditions, and that he support his family. Clemency is also asked through petition signed by numerous citizens of the community.

**W. A. CUMMINGS.** Polk county. Sentenced at the September term, 1896, for fifteen years for rape. Suspended December 24, 1900, upon the following showing: Strong recommendation from the most respected and worthy citizens of the community where he lived, who state that he has always borne a good reputation. Letters are on file from Hon. J. A. T. Hull, Hon. J. J. Crossley, and Hon. A. W. Wilkenson. The last named writes that he had known defendant for many years, and says "It is difficult for one who has known him well to believe him capable of the crime for which he was convicted." There is likewise a strong petition on file in behalf of Cummings indorsed by the judge and county attorney of Polk county where trial was had.

**C. F. CALDWELL.** Clinton county. Convicted at the April term, 1899, and sentenced for four years, for obtaining a signature by false pretenses. Suspended December 24, 1900. Clemency is recommended by the county attorney who says: "Defendant is not bright mentally; that the sum obtained was but \$15.00; and that defendant is over sixty years of age." The sheriff also favors parole. Judge makes no recommendation as he states he does not remember the case.

**LAWRENCE CARR.** Winnebago county. Sentenced at May term, 1899, to three years for assault with intent to rob. Suspended December 24, 1900,

upon recommendation of judge and county attorney, and the petition of numerous citizens of the community where the offense was committed, who had known Carr for several years prior to his conviction, setting forth that he is a young man, and it is believed his punishment has been sufficient to work the desired reformation.

**FRANK ABNETTS.** Dubuque county. Sentenced at September term, 1895, for assault with intent to commit rape. Suspended December 24, 1900. Clemency is recommended by county attorney, who says that the sentence was severe. The judge who pronounced sentence joins in the request for parole, under the usual conditions. His prison record is good. Defendant is only fifteen years of age.

**IRE CHILDREN.** Pottawattamie county. Sentenced at September term, 1900. Suspended December 24, 1900. It is shown that defendant is quite young, that his father lives alone on a farm, and needs his assistance; and that if parole is granted he will avoid trouble in the future. There is no opposition to parole being granted. Sentenced to one year for forgery.

Revoked September 1, 1901.

**R. E. NOLAN.** Union county. Sentenced at November term, 1898, for four years for the offense of manslaughter. Suspended December 24, 1900. Age of defendant is twenty-five years. Petition from citizens of Griswold and Talmage, testify to his previous good character; and it is believed that there was no criminal intent on his part, but that the crime was rather from the reckless use of a deadly weapon. There are also a number of letters from reliable and respected citizens familiar with the facts, recommending clemency. County attorney favors and the judge acquiesces in the extension of parole.

**WILLIAM JACKSON.** Polk county. Sentenced at September term, 1899, for five years for larceny from the person. Suspended December 24, 1900. It is shown that defendant is a colored man; that crime was committed while in bad company with whom he had been mingling; that he had never before been convicted of crime; and in view of promises made, and from the fact that his prison record was good and sentence somewhat severe, clemency was granted.

Suspension revoked November 20, 1901.

**JAMES SMITH.** Polk county. Sentenced at May term, 1900, for two years for robbery. Suspended December 20, 1901. County attorney writes: "Smith being a young man, and I believe there is every chance to reform this fellow, and because of this, I would recommend a suspension of the sentence upon this young man during good behavior." Judge Prouty, who pronounced sentence, says in a letter relative to parole: "I sentenced him, however, to two years in the penitentiary on the verdict of the jury, with a reservation in my mind that at the end of six months from time of sentence I would recommend to the governor a suspension of the remaining portion of his sentence during good behavior."

**MARVIN WALTERS.** Clayton county. Sentenced at April term, 1899, for eighteen months for seduction. Suspended December 24, 1900. There is a large petition asking for clemency, signed by many representative citi-



zens of the community where the offense was committed. The judge who presided at the trial and pronounced sentence joins in letter recommending parole.

**CLAY OWENS.** Davis county. Sentenced at September term, 1899, for eighteen months for larceny. Suspended December 24, 1900. It is shown by letters on file that defendant was previously tried and convicted on the same charge, and that after he had served about ten months of his sentence, the case was remanded back by the supreme court for a new trial and he was again convicted. Owens is a young man whose previous reputation is good. Clemency is also recommended by strong petition, and by the judge and county attorney.

**ARCH SHEARER.** Johnson county. Sentenced at May term, 1900, for three years for burglary. Suspended December 12, 1900. It is shown at the time sentence was pronounced the judge advised defendant that if his prison record was good at the end of six months he would recommend parole. The county attorney recommends parole on condition that such conduct has been good. Evidence appearing that conduct was good, parole was granted.

Revoked December 19, 1901.

**LEWIS HESS.** Johnson county. Sentenced at May term, 1900, for three years for burglary. Suspended December 24, 1900. Same recommendations and same conditions exist in this case as in that of Arch Shearer above.

**T. P. EDGERTON.** Warren county. Sentenced at March term, 1895, for twelve years for murder in the second degree. Suspended December 29, 1900, for reason that defendant is now old and infirm; that in all probability he did not intend to commit the crime, and that it is believed that he has been sufficiently punished and will not in the future transgress against the law. Clemency acquiesced in by the judge who pronounced sentence.

**WILLIS GREELEY.** Mitchell county. Sentenced at October term, 1899, for two years for breaking and entering. Suspended December 29, 1900. The party injured by the defendant's act was the Illinois Central Railway Company; and parole is recommended by the superintendent of said company at Dubuque; also by the judge and county attorney. The latter writes: "While the boy Greeley has been a very bad boy, yet we feel that there may be some good in him, and that it would be well to give him a chance."

Same was revoked August 5, 1901.

**GUY BRIGGS.** Mitchell county. Sentenced at the October term, 1899, for two years for breaking and entering. Suspended December 29, 1900. Petition for clemency is filed by defendant's mother. The same is signed by the judge who pronounced sentence, and by the county attorney who secured conviction; also by the sheriff of Mitchell county. It is shown that the defendant is only nineteen years of age; that he has served a year of his sentence; and that it is believed parole would be for the best interests of the young man, and would not be an injury to society.

**JOHN ARTHOFER.** Dubuque county. Sentenced at the October term, 1900, for four years, for manslaughter. Suspended December 31, 1900,

before commitment. Petition recommending clemency is on file from neighbors, city council, regular panel jury at the October term of the district court, trial jurors who returned the verdict, fire department of the city of Dubuque, county attorney, and judge, all strongly urging clemency. There are also numerous letters from reliable and respected citizens of Dubuque, asking parole. It is shown that the crime was committed while in a great passion, and without probable intent to cause severe injury; that defendant was aroused by slanderous statements made to him by the party killed.

**JOSEPH WILSON.** Davis county. Sentenced at the January term, 1901, for six months for breaking and entering a building. Suspended January 23, 1901, upon recommendation of the judge and county attorney. It is shown that the defendant has a family in destitute circumstances, and that without his support they will become county charges. There is also a petition on file, signed by many representative citizens of the community. Pardoned in full December 9, 1901.

**ALFRED BLAKE.** Polk county. Sentenced at the January term, 1901, for five years for the offense of assault with intent to commit rape. Suspended January 26, 1901, upon recommendation of the county attorney, whose statements and recommendations are indorsed by the judge who pronounced sentence. The county attorney writes thus: "I have had some doubts about the absolute guilt of the boy." It is further shown that he had previously borne a good reputation.

**TOM DENNELLY.** Scott county. Sentenced at January term, 1901, for two years for larceny from the person. Suspended January 28, 1901, before commitment, upon recommendation of Judge and county attorney. The sentence was made severe with the intention of recommending a parole.

**W. A. MOORE.** Winnebago county. Sentenced at December term, 1900, to fine of \$350 for nuisance. Suspended, so far as order of commitment is concerned, January 29, 1901, upon recommendation of county attorney, treasurer, clerk of the courts, recorder, and supervisors of Winnebago county.

**JOSEPH F. CUDDY.** Clinton county. Sentenced at September term, 1897, for seven and one-half years for uttering forged instrument. Suspended February 23, 1901, upon recommendation of judge and county attorney and numerous reliable citizens of Clinton. The prison physician reports Cuddy's health failing, because of confinement. The petition and letters in his behalf are very convincing.

**RALPH BLOOMFIELD.** Winneshiek county. Sentenced at February term, 1901, for one year for perjury. Suspended before commitment, February 25, 1901, upon recommendation of the trial judge, who writes: "I find that very strong, and I think improper, influences were brought to bear on this boy to commit the offense, and that he yielded." It is further shown that defendant will have a good home and be placed under such influence as ought to cause him to lead an honorable and upright life.

**GEORGE BARRACLOUGH.** Scott county. Sentenced at January term, 1901, to one year in the county jail, for breaking and entering. Suspended before commitment February 14, 1901, upon recommendation of the judge and county attorney. The former writes: "This sentence was imposed



with the idea that you would parole the defendant upon the recommendation of the county attorney and myself."

Revoked November 30, 1901.

TITUS SCHMID. Dubuque county. Sentenced at January term, 1901, for one year for breaking and entering. Suspended before committment upon recommendation of judge and county attorney. The former in his letter says: "If his sentence is carried out it is quite probable that he will become a criminal."

Revoked July 29, 1901.

CHARLES MYERS. Crawford county. Sentenced at February term, 1901, for five years for attempt to break and enter a building. Suspended March 13, 1901, before committment. Parole recommended by the judge and county attorney, who write: "The sentence imposed is the maximum and is done so because the intention was that he be paroled."

ARTHUR BARBER. Cass county. Sentenced at January term, 1901, for five years for robbery from the person. Suspended March 19, 1901, in compliance with a very strong petition and many letters recommending clemency, from respected and worthy citizens of Atlantic. Hon. J. M. Emmert joins in the petition, as do many of the county officials. The judge who pronounced sentence withdraws his objection to clemency.

CHARLES RANDOLPH. Polk county. Sentenced at January term, 1898, for seven years for robbery. Suspended March 22, 1901, on recommendation of judge and county attorney. The facts show that he was convicted jointly with one Davis, and that Davis has been paroled. Position has been secured for defendant where he can go to work and be given a chance to become a respectable citizen.

FRANK HEALY. Crawford county. Sentenced at December term, 1899, for two years for robbery. Suspended March 29, 1901. Facts shown by the county attorney are that defendant was under the influence of liquor at the time of the offence, that the theft consisted of taking an ordinary cheap watch; and that defendant had money at the time, so there was no motive for committing the crime. The prison physician reports his health poor, and says he is unfit for hard work. Clemency is recommended by both county attorney and judge, as well as by others who believe that defendant will profit by his experience.

JOSEPH JACOBY. Jones county. Sentenced at March term, 1901, for eighteen months for larceny (under habitual criminal act). Suspended before commitment, March 26, 1901. The county attorney and judge join in recommendation for clemency. County attorney writes: "The boy is of weak mind," and he has hopes that fear of incarceration, if he breaks his parole, will cause him to lead a better life.

WILLIAM LUNNEY. Montgomery county. Sentenced at December term, 1900, for fifteen months for larceny. Suspended April 1, 1901. The petition on file is signed by numerous representative citizens of the community, and by the party injured by defendant's act, who writes that if prisoner is paroled he will again employ him. Suspension is also recommended by judge and county attorney.

WILLIAM SMITH. Polk county. Sentenced at January term, 1900, for three years for breaking and entering. Suspended April 25, 1901. Judge Prouty, in recommending parole, says that it was his intention to recommend the same at the end of one year; that he believes the defendant had always been a good worker, and had previously borne a good reputation, but had been led to do wrong by excessive use of liquor. Suspension is also recommended by county attorney, and by many others familiar with the facts.

Revoked December 28, 1901.

MRS. H. M. JAMISON. Cass county. Sentenced at January term, 1900, for eight months for larceny from building in the day time, and receiving stolen goods. Released on account of the state of her health, she being quite old, and it being shown from the certificates of two reliable physicians that she is suffering by reason of her imprisonment. County attorney acquiesced by withdrawing his objections upon learning these facts. Shortly after parole was granted defendant was taken into custody by United States authorities, and suspension was revoked; but it being shown that she was only held for an old offense, and for nothing done since parole was granted, she was again released under suspension of sentence, September 6, 1901. There is also a petition recommending clemency, signed by numerous citizens.

ALFRED CHAMBERLAIN. Mills county. Sentenced December 9, 1900, for two years for burglary. Suspended April 29, 1901, upon the representation of the prison physician, which is as follows: "Chamberlain entered the prison with one blind eye, the result of a cataract, and his other eye badly inflamed from sympathetic ophthalmia. His eye has grown rapidly worse, and I fear he will lose the other eye. I would recommend that he be pardoned, so he can immediately consult an oculist and be given all the care possible to save the eye." He is not required to make monthly reports.

JOHN CHRISTMAN. Harrison county. Sentenced at April term, 1901, for three years for manslaughter. Suspended May 2, 1901, upon recommendation of Judge and county attorney. Clemency also asked by petition, signed by many representative citizens of Modale and Missouri Valley, and in letter from the widow of the party killed.

CHARLES MILLS. Polk county. Sentenced at September term, 1900, for one year for breaking and entering. Suspended May 4, 1901. The judge and county attorney recommend clemency, as do a large number of representative citizens of Polk county. Prosecuting witness signed petition for clemency.

ANDREW CROAKE. Clinton county. Sentenced at the April term, 1898, for twelve years and six months for robbery. Suspended May 6, 1901. County attorney recommends parole. It is shown that Croake has learned a trade, and it is believed he has reformed from the liquor habit and will go to work. Judge does not oppose clemency. There are also letters from reliable parties recommending parole.

CHARLES DEMING. Woodbury county. Sentenced at March term, 1901, for one year for larceny. Suspended May 6, 1901, upon recommendation of trial judge and county attorney, and numerous and reliable citizens



of the county. This defendant and one Lewis Deming, were convicted of stealing hogs to the value of \$100.00, and were indicted separately.

LEWIS DEMING. Woodbury county. Sentenced at March term, 1901, for one year for larceny. Suspended May 6, 1901, for the same reasons as in the case of Charles Deming.

WILL HURD. Winneshiek county. Sentenced at May term, 1901, for one year for perjury. Suspended before commitment, May 6, 1901, upon the joint recommendation of judge and county attorney, who write: "We believe he will be careful and diligent, and work for himself and the support of his family, and that the best thing that can be done for him, without any prejudice to the public interests, will be to grant him a parole, with prospect of ultimate pardon if he properly conducts himself.

LINCOLN EATON. Cass county. Sentenced at January term, 1899, for four years, on two counts—embezzlement and forgery. Suspended May 11, 1901. Letters are on file from the people who suffered by his crime recommending clemency, and such action is indorsed by numerous citizens familiar with the facts and acquainted with him and his family. He is a painter by trade and could support his family if released. Judge withdraws his objection to parole. Pardoned October 19, 1901.

E. J. JACOBS. Chickasaw county. Sentenced at September term, 1899, for three years for bigamy. Suspended May 11, 1901. The county attorney writes: "In my opinion the commission of the crime for which he is now in the penitentiary was due to ignorance rather than to intent to do wrong." The trial judge says he will be satisfied to see him paroled in view of facts that have since come to light. There is also a very strong petition and many letters on file urging clemency.

MIKE SMITH. Pottawattamie county. Sentenced at November term, 1900, for fifteen months for larceny. Suspended May 13, 1901. The county attorney, while making no recommendation, says: "An unexpired term hanging over him may help to keep him straight." Judge recommends clemency. Petitions are on file signed by most of the county officers and by many of the representative citizens of Pottawattamie county.

Revoked October 2, 1901.

JOHN N. HOONEN. Pottawattamie county. Sentenced at May term, 1901, for one year for breaking and entering. Suspended May 13, 1901, before commitment, upon the joint recommendation of judge and county attorney. Parole is also recommended by the parties injured by defendant's act.

Revoked June 3, 1901.

JAMES TIBBITTS. Polk County. Sentenced at March term, 1900, for two years for breaking and entering. Suspended May 15, 1901. Judge and county attorney now recommend clemency, as he has served half of his sentence, and seems to show a disposition to do right if released. There are also petitions and letters on file recommending parole.

WILLIAM HARRIS. Polk county. Sentenced at September term, 1896, for twenty-five years for murder in the second degree. Suspended May 15, 1901. The trial judge writes: "Deceased was an entire stranger here, and gave no provocation except that he refused to flee when attacked by an

intoxicated man, and as I remember knocked him down. The proof of guilt was clear, and I thought at the time the punishment should be such as to discourage the idea that intoxication was an excuse. It is possible that I failed to give sufficient weight to defendant's claim, that he had no knowledge of the transaction." It is shown that defendant had consumed a large amount of liquor previous to the trouble. The judge further states: "Under all the circumstances I am inclined to feel that the interests of justice may be subserved by the suspension of sentence." Concurred in by county attorney.

THOMAS CARTER. Pottawattamie county. Sentenced at May term, 1901, for one year for breaking and entering. Suspended May 18, 1901, before commitment, upon recommendation of judge and county attorney, and of the party injured by the defendant's act.

Revoked June 3, 1901.

FRED MCKEE. Polk county. Sentenced at September term, 1900, for two years for breaking and entering. Suspended May 25, 1901. Petition for clemency shows that defendant is quite young, and that it is his first offense. Parole is recommended by both the judge and county attorney.

CHARLES WILSON. Pottawattamie county. Sentenced at March term, 1900, for two years for forgery. Suspended June 3, 1901. Petition for clemency is signed by trial judge, clerk of court, sheriff, auditor, treasurer, recorder, and superintendent of schools. County attorney does not oppose. Sheriff writes that if defendant is released he will procure employment for him.

JOHN HUXFORD. Monroe county. Sentenced at January term, 1899, for five years for rape. Suspended June 6, 1901. There are on file a strong petition, numerous letters, abstract of testimony, and many affidavits. It is shown that there was considerable doubt as to the identity of the person who committed the crime for which defendant was convicted. The trial judge says, regarding sentence passed, "If I had been certain, beyond any question of their guilt, I would have sentenced him for life, as the crime committed called for such punishment; but the strong alibi defense left me in some uncertainty." County attorney also recommends clemency.

HARL HOSKINSON. Monroe county. Sentenced at January term, 1899, for five years for rape. Suspended June 6, 1901. Hoskinson and Huxford were convicted of the same crime, at the same time, and parole was granted for the same reason as set out above.

W. N. GALLAGHER. Dickinson county. Sentenced at October term, 1900, for one year for grand larceny. Suspended June 13, 1901. Judge and county attorney write: "It is our judgment that his release upon parole will be far more beneficial to him than his retention in prison." Hon. A. B. Funk, also strongly urges clemency. Pardoned in full November 29, 1901.

MARTIN MURRAY. Lucas county. Sentenced at February term, 1901, for six months for larceny. Suspended June 14, 1901, upon recommendation of judge, county attorney, sheriff, and prosecuting witness. It is shown that defendant was too much intoxicated to commit the crime charged but that he pleaded guilty, at the suggestion of his attorney.



JOHN WEBSTER. Pottawattamie county. Sentenced at January term, 1896, for twelve years for murder in the second degree. Suspended June 15, 1901. It is shown that the crime was committed while under the influence of liquor, and while associating with vicious characters, one of whom was convicted of manslaughter and the case against the other was dismissed. The previous good character of defendant was shown, and clemency is recommended by both judge and county attorney. The petition is signed by many county officers and numerous citizens of Council Bluffs.

BOB ALLISON. Taylor county. Sentenced at September term, 1899, for three years for burglary. Suspended June 15, 1901. It is shown that the crime for which defendant was convicted was committed by himself and three others; and that defendant has a wife who is ill and unable to support her child. Numerous affidavits are filed establishing this fact; also tending to show the good conduct of defendant prior to his conviction. Clemency is recommended by judge and county attorney.

GUS HAMANN. Lyon county. Sentenced at April term, 1901, for one year for seduction. Suspended June 19, 1901, upon the recommendation of numerous citizens, whose statements are known to be reliable, testifying as to his good character prior to the present offense; that he is a young man twenty-one years of age, industrious and sober. Hon. C. W. Carter, representative from Sioux county in the general assembly, also indorses the petition and recommends parole.

W. J. DRESSER. Chickasaw county. Sentenced at September term, 1899, for five years for assault with intent to commit rape. Suspended June 19, 1901. It is shown that the prosecuting witness was only fifteen years of age; that it was a case of technical rape; that her previous character was loose; and that defendant was intoxicated at the time. Work will be furnished him if he is released. Clemency is recommended by strong petition, and indorsed by judge and county attorney.

P. E. PRICE. Plymouth county. Sentenced at February term, 1901, for eighteen months for grand larceny. Suspended June 24, 1901. It is shown that defendant was convicted of the same crime for which two others were convicted, and who have been paroled. Clemency is recommended by trial judge and county attorney.

ALLEN YOUNG JR. Fayette county. Sentenced at June term, 1901, for six months for grand larceny. Suspended June 21, 1901. Judge and county attorney join in recommending parole before commitment. Defendant is only seventeen years old, and previously bore a good reputation, and the crime for which he was convicted, was taking a horse that belonged to his uncle.

Revoked September 24, 1901.

BRUCE SHEFLER. Linn county. Sentenced at May term, 1899, for six months in the county jail, for assault with intent to commit great bodily injury. Suspended June 26, 1901, upon recommendation of judge and county attorney, and petition signed by numerous reliable citizens of the community. Defendant has served over half of his sentence.

FRANK F. WALTON. Fayette county. Sentenced at December term,

1900, to sixty days in jail, and to a fine of \$600.00, for keeping a gambling house and nuisance. Suspended June 26, 1901. Petition on file, signed by clerk of courts, auditor, treasurer, county attorney, and supervisors; also by numerous citizens of the community recommending clemency. Not required to make monthly reports.

WILLIAM TOOKE. Marion county. Sentenced at November term, 1899, for three years for larceny. Suspended June 27, 1901, upon recommendation of judge and county attorney. It is shown that defendant was a young man; that he had previously borne a good reputation and had a worthy mother living in Michigan who needed his services very badly. Clemency granted upon condition that he return to his home and assist his mother to support the family.

JOHN HINEGARDNER. Poweshiek county. Sentenced at March term, 1900, for two years for assault with intent to commit murder. Suspended June 29, 1901. Petition filed in his behalf is a strong one. Clemency is recommended by judge and county attorney and by most, if not all, of the officials of Poweshiek county.

Revoked November 30, 1901.

ED. WHITTY. Scott county. Sentenced at April term, 1899, for five years for burglary. Suspended July 1, 1901. Petition on file asking clemency is signed by numerous citizens and many of the officials of Dubuque and Scott county. Parole was also recommended by county attorney.

SAMUEL R. DAWSON. Polk county. Sentenced at the April term, 1896, for ten years for murder in the second degree. Suspended July 3, 1901. The crime for which he was convicted was the killing of his son-in-law. It is shown that he opposed his daughter's marriage to him; that when deceased called at defendant's home to get his wife's trunk defendant was so intensely angered that he shot and killed him. Clemency is asked by strong petition, signed by many leading and respected citizens of Polk county, and by letters from prominent persons located at various places. Prisoner has served over half his sentence and his prison record has been of the best. It is, moreover, believed that justice will be best subserved by granting this aged man another chance in life.

ARTHUR MOON. Marshall county. Sentenced at January term, 1898, for ten years for burglary. Suspended July 3, 1901, upon recommendation of judge and county attorney and upon that of prosecuting witness. There is also a strong petition on file, numerous signed.

CASPER AMBREST. Madison county. Sentenced at December term, 1900, to a fine of \$300 for nuisance. Suspended, so far as order of imprisonment is concerned, July 8, 1901, upon recommendation of the trial judge, who expresses the belief that defendant will not again violate the law. Petition asking for parole is numerous signed by citizens of the county where the crime was committed.

HARVEY OWENS. Davis county. Sentenced at September term, 1898, for four years for larceny. Suspended July 3, 1901. It is shown that defendant's brother was also connected with him in this trouble, and was likewise sentenced for four years, but had been paroled. Clemency is rec-



commended by county attorney, and the judge writes that he will not oppose the same. Petition favoring parole is a very strong one.

WILLIAM VOSHALL. Iowa county. Sentenced at October term, 1900, for three years for larceny from a building in the night time. Suspended July 8, 1901, in compliance with request expressed by very strong petition, and upon the recommendation of the trial judge. The county attorney who prosecuted the case joins in the same.

JAMES O'BRIEN. Bremer county. Sentenced at November term, 1899, for two years for assault with intent to commit rape. Suspended July 3, 1901, upon recommendation of judge and county attorney, and in answer to petition of numerous citizens of the community, familiar with the facts. It is also shown that reliable parties will look after this young man if he is released.

WILLIAM LASELLE. Polk county. Sentenced at May term, 1900, for two years for compelling a woman to be defiled against her will. Suspended July 9, 1901. The judge who pronounced sentence recommends clemency, and expresses doubt as to the defendant's guilt; it being shown in another trial that Laselle was very likely being blackmailed. It is shown that defendant was indicted jointly with another, but on the trial of the other party the prosecuting witness refused to testify, and he was discharged.

FRANK GOFF. Polk county. Sentenced at January term, 1899, for three years for breaking and entering. Suspended July 8, 1901. It is shown that Goff is only nineteen years of age, and that his time would expire September 21, 1901. It is, moreover, believed that parole at this time would serve as a future restraint.

H. J. HALVORSEN. Winnebago county. Sentenced at October term, 1899, for two and a half years for breaking and entering a store building. Suspended July 17, 1901, upon recommendation of Judge and county attorney, and in answer to petition of many reliable and respected citizens of Winnebago county.

GEORGE W. BAILEY. Hardin county. Sentenced at March term, 1901, for eighteen months for forcible defilement. Suspended July 17, 1901. Affidavit on file by prosecuting witness states that there was no truth in the charge for which defendant was convicted and that she testified against him through fear. The judge who pronounced sentence says the evidence was "fluctuating and not of the best." County attorney also recommends parole.

JOHN COSTELLO. Greene county. Sentenced at March term, 1901, to six months in jail for attempt to commit great bodily injury. Suspended August 12, 1901, upon the joint recommendation of judge and county attorney; also upon the recommendation of Hon. Mahlon Head, and the sheriff and clerk of Greene county.

GEORGE JACKSON, JR. Jones county. Sentenced at October term, 1900, for two years for cheating by false pretenses. Suspended August 20, 1901, upon the recommendation of judge and county attorney, and with the understanding that his father would find employment for him at once and

that he would go to work. There is also a petition on file signed by several county officials and by citizens.

Revoked December 20, 1901.

FRANK STEWART. Lee county. Sentenced at October term, 1900, for three years for breaking and entering. Suspended August 26, 1901, upon the recommendation of judge and county attorney, and upon the report of prison physician, who states that prisoner's condition is serious, and unless removed from the penitentiary he will die.

E. W. GODFREY. Taylor county. Sentenced at April term, 1900, for two years for forgery. Suspended September 7, 1901. A petition urging clemency is on file signed by Senator Arthaud, by the county treasurer, superintendent, recorder, coroner, supervisors, and many others; also by the county attorney.

LEO BUCKHOLTZ. Osceola county. Sentenced at August term, 1901, for two years for burglary. Suspended September 7, 1901, before commitment, upon recommendation of the trial judge, county attorney, clerk of the courts, and sheriff. It is shown that defendant is only seventeen years of age; that he is not considered of average intelligence, and that he has promised to the court, if released on parole, to observe the conditions imposed therein.

ELIZABETH GRAY. Sac county. Sentenced at August term, 1901, to a fine of \$300 or ninety days in jail, for nuisance. Suspended September 11, 1901, upon petition signed by trial judge, county attorney, and several representative citizens of the community, where the offense was committed.

BERT PENWELL. Montgomery county. Sentenced at February term, 1901, to a fine of \$300 for nuisance. Suspended September 12, 1901. It is shown by petition, numerous signed by citizens of the community, that defendant is a cripple; that it is his first offense; and that he has abandoned the business in which he was engaged. The county attorney, auditor, treasurer, clerk of the court, and two members of the board of supervisors recommend clemency upon the payment of costs. Granted upon this condition and for those reasons.

GARFIELD DORSEY. Benton county. Sentenced at September term, 1901, for five years for robbery. Suspended October 11, 1901, before commitment. The judge, in pronouncing sentence, did so with the understanding that parole would be granted, otherwise it would not have been so severe. County attorney concurs in the recommendation of the trial judge for immediate parole. It is also thought desirable that the young man have another opportunity to proceed in life without the stain of being a prison convict to contend against.

CHARLES E. HOLDREN. Lucas county. Sentenced at September term, 1901, for six months for larceny from the person. Suspended October 12, 1901, before commitment, upon the showing made by the judge and county attorney, who state that there were extenuating circumstances; that defendant's daughter is ill, and it is feared the shock of removing her father would cause her death; and that it was his first offense. Clemency is also urged by many of the county officials, and by numerous others.



LAWRENCE BRIGGS. Crawford county. Sentenced at October term, 1901, for eighteen months for breaking and entering a building. Suspended October 29, 1901, upon recommendation of judge and county attorney before commitment to the penitentiary. Clemency is also recommended by the party injured, and by a petition signed by most of the county officials.

HANS MEYER (Mier). Scott county. Sentenced at September term, 1901, for one year for assault with intent to commit rape. Suspended November 8, 1901, before commitment. Two petitions on file are signed by a very large number of citizens of Davenport and vicinity; there is also a petition signed by all of the trial jurors, recommending clemency. Judge and county attorney jointly recommend parole. Extenuating circumstances also shown.

OTTO PLAMBECK. Scott county. Sentenced at September term, 1901, for one year for assault with intent to commit rape. Suspended November 6, 1901, before commitment, for the same reasons as in the case of Hans Meyer above.

JAMES SANDY. Warren county. Sentenced at August term, 1898, for thirteen years for rape. Suspended November 9, 1901. Clemency was at first denied January 9, 1900; but at this time judge recommends clemency, as does Hon. J. H. Miller, and a large number of the representative citizens of the community. There are numerous letters on file recommending parole. It is believed that defendant has now been confined long enough to impress upon his mind the necessity of honest living, and that he will return to his wife and children and support them.

JOE CORDORY. Polk county. Sentenced at May term, 1900, for three years for robbery. Suspended November 9, 1901. It is stated in a letter from the trial judge, recommending parole, that prisoner's character prior to this trouble had been very good. County attorney says he does not believe defendant is a bad man, and he recommends parole. Work is promised him as soon as he is released.

J. P. SHAW. Dubuque county. Sentenced at March term, 1901, for two years for embezzlement. Suspended November 9, 1901. Judge and county attorney recommend parole, as does the party who suffered by defendant's act, and he is offered reinstatement in his old position if released.

J. W. EGAN. Linn county. Sentenced at August term, 1901, for one year for obtaining money or property by false pretenses. Suspended November 9, 1901, before commitment. County attorney and judge recommend parole at once. It is shown that defendant is seriously ill and confined in the hospital at Cedar Rapids.

FRANK WHITE. Dubuque county. Sentenced at November term, 1901, for one year for larceny. Suspended November 9, 1901, before commitment, upon the recommendation of the trial jurors and the county attorney. It is shown that defendant is only seventeen years of age, and that it is his first offense. Granted for these reasons, and for the further reason that one so young may not be disgraced by confinement in the penitentiary without a chance to regain his lost position.

JOHN TURNER. Dubuque county. Sentenced at January term, 1895, for twenty-five years on two counts for rape. Suspended November 9, 1901, after having been four times denied. Judge and county attorney now approve and recommend parole. It is shown that while he may not have been insane, there was strong evidence that he was at times mentally unbalanced or weak minded. Prison physician reports his health as being poor. There is a strong petition urging parole.

BERT CARTER. Chickasaw county. Sentenced at May term, 1901, for eleven years for burglary. Suspended November 11, 1901. County attorney recommends parole. The judge writes that he does not know enough about the evidence to make any recommendation. Petition is signed by numerous citizens, and by most of the county officials. Hon. F. E. Ayers joins in the recommendation for parole.

JOHN MOORE, JR. Iowa county. Sentenced at October term, 1900, for three years for larceny from store in the night time. Suspended November 13, 1901. The trial judge writes that he gave defendant a severe sentence, and told him if at the end of six months, or a year, he could secure endorsement of representative citizens of Marengo, he would recommend clemency. Petition with such endorsement is on file.

JESSE BELL. Warren county. Sentenced at September term, 1901, to three months in jail for breaking and entering. Suspended November 14, 1901. Clemency is recommended by judge and county attorney, and by the majority of the citizens of the community where the offense was committed.

BERT McELROY. Warren county. Sentenced at September term, 1901, to three months in jail for the same crime as in the case of Jesse Bell. Suspended November 14, 1901, for the same reasons as in that case.

HENRY CARR. Marion county. Sentenced at October term, 1901, to pay fine of \$300 for liquor nuisance. Suspended November 15, 1901, upon condition that all costs be paid. Suspension is recommended by county attorney, sheriff, clerk of the courts, auditor, treasurer, and members of the board of supervisors.

GEORGE SIEVERS. Marshall county. Sentenced at November term, 1901, for five years for robbery. Suspended November 22, 1901, before commitment. Judge writes that sentence imposed was given with the understanding that parole would be granted, otherwise it would have been but two years. County attorney joins in recommending clemency. Petition on file to same effect is a good one.

HARRY LANGDON. Pottawattamie county. Sentenced at November term, 1901, for fifteen months for larceny. Suspended November 25, 1901, before commitment. The judge writes: "This seems to be his first act of this character and I think it would be well to give him another chance." The county attorney joins in recommending parole. There is also a petition in his behalf, signed by many reliable citizens of Council Bluffs.

HARRY SPENCER. Dubuque county. Sentenced at October term, 1901, for one year for larceny. Suspended November 26, 1901, before commitment, upon petition of Educational Society of the city of Dubuque, indorsed by the trial judge and county attorney.



D. L. DANFORTH. Marshall county. Sentenced at November term, 1901, for five years for robbery. Suspended November 27, 1901, before commitment, upon recommendation of both judge and county attorney. (See also case of George Sievers.)

OSCAR BARNES. Marshall county. Same as in the case of D. L. Danforth.

OWEN WORTHEN. Benton county. Sentenced at September term, 1898, to six years for burglary. Suspended November 29, 1901, upon the recommendation of trial judge and county attorney; and petition of a large number of representative citizens who urge clemency.

WILLIS GRAY. Sac county. Sentenced at March term, 1901, to a fine of \$300 for liquor nuisance. Suspended November 30, 1901, upon recommendation of petition signed by the judge, county attorney, clerk of the court, treasurer, auditor, board of supervisors, and executive committee of the anti-saloon league.

M. HACKETT. Scott county. Sentenced at September term, 1900, for seven and one-half years for larceny from the person. Suspended December 9, 1901. It is shown at the time sentence was passed, it was believed he had served a prior sentence for crime, which has since been shown to have been untrue. The offense was committed while intoxicated and probably without any intent. Clemency is recommended by petition of numerous parties who know prisoner to be a hard working young man. It is also recommended by the judge and county attorney.

R. HAUSCHILD. Scott county. Sentenced at September term, 1900, for five years for larceny from the person. Suspended December 9, 1901, upon recommendation of trial judge and the county attorney who secured conviction; also upon petition of numerous citizens urging parole.

ONIE FRAZEE. Floyd county. Sentenced at September term, 1896, for ten years for rape. Suspended December 11, 1901. There is a strong petition on file signed by numerous citizens of the county whose good standing is unquestionable. Hon. W. B. Perrin and Hon. J. W. Kreeger join in the recommendation. Nine of the trial jurors signed the petition. Trial judge does not oppose and the county attorney asks that parole be granted.

D. S. RODOCKER. Allamakee county. Sentenced at November term, 1901, to nine months imprisonment for larceny. Suspended December 10, 1901. A petition is on file signed by numerous persons who suffered by defendant's acts. There are also recommendations from the trial judge and many citizens of the community where the offense was committed.

SAMUEL McCULLOH. Cedar county. Sentenced at November term, 1901, for two years for perjury. Suspended December 10, 1901, before commitment, upon the recommendation of trial judge and county attorney, who write: "He has been confined in the county jail for nearly five months, and we believe that the punishment which he has already received, along with parole, will be sufficient to reform him."

SHERMAN WILCOX. Tama county. Sentenced at December term, 1898, for twelve years for murder in second degree. Suspended December 10,

1901. Judge in his recommendation for parole writes: "He is not a criminal, comes from a good family, and I believe will make a good citizen if paroled." County attorney makes no objection. There are also numerous letters on file recommending parole.

PATRICK DUNN. Howard county. Sentenced at December term, 1897, for ten years for arson. Suspended December 12, 1901, upon recommendation of the trial judge and county attorney, and in answer to the petition of many upright and honorable citizens of the community where the offense was committed, and who are familiar with the facts connected therewith.

THOMAS MURPHY. Polk county. Sentenced at January term, 1899, for six years for assault with intent to commit murder. Suspended December 20, 1901. Judge who pronounced sentence recommends clemency, as the prisoner has served over half his sentence, and it is shown that his prison conduct is good, and that he has a position offered him, where he can be steadily employed. Such recommendation is backed by strong petition, and numerous letters.

FRANK MARNETTE. Carroll county. Sentenced at September term, 1901, for one year in jail, for breaking and entering. Suspended December 21, 1901. Defendant is only sixteen years of age. The building entered was a store which he went into to secure ammunition to go hunting. Clemency is recommended by judge who pronounced sentence, and by the county attorney who secured conviction.

JOHN LAMAR. Marshall county. Sentenced at November term, 1901, for three years for adultery. Suspended December 21, 1901. The judge and county attorney recommend parole. Petition on file is signed by numerous citizens of the community where the offense was committed, and it is further shown that defendant will be given steady employment as soon as released.

JAMES P. JOHNSON. Woodbury county. Sentenced at October term, 1885, for life, for murder in the second degree. Suspended December 19, 1901. The petition on file in this case is an exceptionally strong one, the facts surrounding the case being set out clearly. The judge who pronounced sentence now strongly urges parole. The warden writes that Johnson is rather a simple-minded fellow. In view of this recommendation, and the fact that defendant has now served over sixteen years, and that a home has been provided for him as soon as he secures his release, clemency is granted.

ROBERT DAVENPORT. Mahaska county. Sentenced at February term, 1900, for five years for assault with intent to commit manslaughter. Clemency is asked by party upon whom assault was made, and by numerous citizens of the county. County attorney, ex-county attorney, clerk of courts, and part of the trial jurors recommend parole. There is also believed to be some doubt as to defendant's guilt, the crime being committed at night, and the guilt rested on one of three parties. Suspended December 14, 1901.

FRED BRADLEY. Linn county. Sentenced at November term, 1900, for two years for uttering a forged instrument. Suspended December 26, 1901. Trial judge and party who suffered by defendant's act ask clemency. It is shown that the life of defendant's father is in danger and clemency is



especially urged by many reliable and trustworthy citizens on account of the high esteem in which his parents have always been held in the community in which they live.

**JOHN BENESH.** Benton county. Sentenced at September term, 1901, for two years for assault with intent to commit murder. Suspended December 27, 1901. Clemency is recommended by trial judge and county attorney upon condition that defendant refrain from visiting or communicating with the prosecuting witness, upon whom the assault was made. It is shown that defendant's physical condition is seriously impaired. Upon the above recommendations and those of numerous citizens of the community, parole is granted.

**A. J. SKIDMORE.** Clarke county. Sentenced at February term, 1900, for five years for rape. Suspended December 28, 1901. The petition asking clemency in behalf of defendant is signed by a large number of representative and reputable citizens of the vicinity where the offense was committed. Prison conduct of defendant is shown to be good. The prosecuting witness is prisoner's sister-in-law, and he has always, and still does, insist that he is innocent. Granted upon the exceptionally strong petition presented, and in order that Skidmore may return to and support the family which has always believed in his innocence.

**GEORGE SUTTON.** Shelby county. Sentenced at March term, 1899, for five years for perjury. Suspended December 28, 1901. Judge writes that he pronounced a rather severe sentence as a warning and now recommends parole. County attorney endorsed petition, as do many citizens of the community who are acquainted with defendant and with the circumstances under which he was convicted.

**WILLIAM NASH.** Warren county. Sentenced at September term, 1898, for five years for rape. The defendant was convicted with one James Sandy of the same crime and under the same conditions, except that affidavit is on file by the prosecuting witness stating that at the time of trial she swore falsely as to her age, and that she was in fact above the age of consent. Parole granted for same reasons as those set forth in the case of James Sandy.

**ALBERT ZWEIGERT.** Clinton county. Sentenced at January term, 1901, for eighteen months for larceny. Suspended January 1, 1902. Petitions are on file signed by numerous respected citizens of Clinton; and many of the county officers, including county attorney, recommend clemency. Trial judge does not recommend or oppose the same.

**GEORGE HATTER.** Van Buren county. Sentenced at November term, 1898, for ten years for murder in the second degree. Suspended December 28, 1901, to take effect January 6, 1902. It is shown that the crime was committed in a saloon brawl and that a bystander was killed. Jury in returning verdict recommended "that the court make the sentence as light as possible under this charge." The petition on file is a very strong one, and clemency is not opposed by either judge or county attorney. Defendant has a family that needs his support, and it is believed that he has been sufficiently punished to cause him to lead a better life, and to refrain from again transgressing the law.

**ARCHIBALD WOOD.** Harrison county. Sentenced at November term, 1899, for six years for manslaughter. Suspended January 1, 1902, upon the recommendation of numerous citizens of Dunlap, who have known defendant since boyhood and testify as to his previous good character. Many letters are on file strongly urging clemency. It is shown that in the commission of the crime, defendant was aided or accompanied by two others, one of whom was acquitted, and the other sentenced to one year in the county jail. It would seem from the numerous letters and petitions filed that the sentiment of the community strongly favored the granting of parole to prisoner. The trial judge writes: "While I do not recommend a parole, I know of no reason why it should not be granted, if in view of defendant's youth, upon the record of facts presented to the Governor, it shall seem to him best."

**A. L. WOOD.** Madison county. Sentenced at October term, 1899, and April term, 1901, for two and one-half and one and one-half years respectively, for perjury and subordination of perjury. Suspension to take effect January 14, 1902. There are separate petitions on file in this case from citizens of Winterset, St. Charles, Truro, and there are numerous letters from various parts of the state from persons acquainted with defendant prior to his conviction, urging parole. There is also a petition signed by ten of the trial jurors, and also one signed by a clerk of the courts, sheriff and deputy, auditor and deputy, treasurer and deputy, superintendent, and one member of the board of supervisors of Madison county. Parole is recommended by three judges of the fifth judicial district, all of whom are familiar with the facts set out. It is shown that defendant had, prior to this conviction, held the confidence and esteem of his fellow citizens, occupied positions of public trust, and had always been regarded as a worthy husband and father; that his family are now suffering by reason of his incarceration, and that it is believed the punishment he has received is sufficient to satisfy the ends of justice. Clemency is recommended by Hon. F. M. Drake, Hon. Frank Jackson, Hon. John Shambaugh, Hon. William C. McArthur, Hon. W. F. Harriman, Hon. H. W. Byers, and numerous others whose high standing and reliability are unquestioned. It is shown that defendant committed the crime charged in endeavoring to shield the woman with whom he had been compromised, and in attempting to shield her rather than himself. Parole is granted upon the condition that prisoner return to, live with, and support his family, and refrain from visiting the woman who has caused his present trouble, or permit her to visit or correspond with him in any way. It is clearly shown that defendant is a man of more than ordinary ability; and it is believed that if released he will return to his faithful and devoted family to care for them.

**R. TRIPP.** Dallas county. Sentenced at September term, 1899, for one year for obtaining a signature to a written instrument by false pretenses. The petition on file in defendant's behalf is an exceptionally strong one, being signed by a number of representative and reliable citizens of Dallas, Jasper and Polk counties. Clemency is not opposed by the trial judge. January 1, 1902.

In this case temporary suspension was granted June 8, 1901, for thirty days that further showing might be made for executive clemency.



LUCY FOSTER. Kossuth county. February term, 1901, sentenced to three years for assault with intent to commit murder. Suspended January 9, 1902. Parole is recommended by the county attorney and the husband of prisoner, against whom the offense was committed. It is shown that she is the mother of three children, and that prior to this difficulty she had always taken good care of them. It is further shown that the husband of prisoner is unable to properly care for the children. He asks that his wife be released in order that the family may be united, and states that he will endeavor to provide for her properly, and assist her in keeping the conditions of her parole. The trial judge does not oppose clemency. Suspension is also recommended by the matron and warden of the Anamosa penitentiary, the sheriff of Kossuth county, and others.

JAMES CUNNINGHAM. Audubon county. Sentenced at December term, 1898, to twenty-five years for murder in second degree. Suspended January 9, 1902, to take effect January 14, 1902. Petition on file signed by numerous reliable and respected citizens of Audubon county, including county attorney, superintendent of schools, sheriff, deputy sheriff, and treasurer; also a petition signed by seven of the trial jurors who returned the verdict, stating that "the verdict was a compromise, because we did not feel satisfied whether he himself had killed the child, or whether he had guilty knowledge of its being killed, or whether he, being weak minded, had been overpowered or controlled by the parties really guilty." It is shown that defendant is not of strong mind, and it is believed by the many citizens who recommend parole, that, if released, he will conduct himself as a good citizen and that "true public policy will be better served by giving him this opportunity than by continuing his imprisonment."

J. W. DEWITT. Pottawattamie county. Sentenced at September term, 1901, to three years for larceny. Suspended January 9, 1902, to take effect January 15, 1902. There are three separate petitions and numerous letters on file recommending parole. Clemency is recommended by nearly all of the officials of Pottawattamie county, and it is shown that defendant has made full restitution to injured parties. The county attorney writes: "This is such a strange case, and sometimes it seems to me that a man in full possession of all his faculties would not have done such an act in the way he did it;" and does not oppose parole.

#### SUSPENSIONS FROM INDUSTRIAL SCHOOLS.

WILLIAM SYLVESTER HALLOWAY. Webster county. January 26, 1900.

FRANK SPLICHAL. Linn county. March 20, 1900.

GUSSIE W. GLENDENNING. Davis county. March 23, 1900.

FREDDIE RAY NICHOLS. Washington county. May 2, 1900.

MARLEY AIKEN. Hamilton county. May 2, 1900.

WILLIE ZACH. Linn county. July 28, 1900.

GLEN FRANKLIN. Dallas county. February 4, 1901.

CLARENCE WASSON. Dallas county. March 13, 1901.

HARRY BLADES. Polk county. July 8, 1901.

HERMAN OGREN. Polk county. June 20, 1900.

HARRY WEAVER. Polk county. December 21, 1901.

#### REVOCATIONS.

WILLIAM McDONOUGH. Johnson county. Suspension of January 1, 1900, revoked February 2, 1900, and McDonough returned to the penitentiary at Anamosa.

GEORGE HEAVLIN. Jasper county. Suspension of July 7, 1892, revoked February 24, 1900, and Heavlin returned to jail of Jasper county.

ADAM RITENOUR. Linn county. Suspension of April 26, 1899, revoked March 16, 1900, and Ritenour returned to the penitentiary at Anamosa.

ED. BURTON. Jasper county. Suspension of January 25, 1900, revoked March 20, 1900, and Burton returned to penitentiary at Fort Madison.

FRED THOMPSON. Polk county. Suspension of February 24, 1900, revoked April 3, 1900, and Thompson returned to penitentiary at Fort Madison.

WILLIAM BRUCE. Polk county. Suspension of June 3, 1899, revoked April 11, 1900, and Bruce returned to the industrial school at Eldora.

OLLIE BLAIR. Polk county. Suspension of March 15, 1900, revoked May 1, 1900, and Blair returned to the penitentiary at Fort Madison.

CLARENCE KIEHLE. Polk county. Suspension of January 20, 1900, revoked June 27, 1900, and Kiehle returned to the penitentiary at Fort Madison.

CHARLES LOWE. Polk county. Suspension of December 15, 1899, revoked August 13, 1900, and Lowe returned to the penitentiary at Fort Madison.

CHARLES CONNORS. Linn county. Suspension of July 10, 1900, revoked August 28, 1900, and defendant returned to penitentiary at Anamosa.

FRED HANSEN. Pottawattamie county. Suspension of May 29, 1900, revoked August 18, 1900, and Hansen returned to the penitentiary at Fort Madison.

FRANK AUSBURN. Woodbury county. Suspension of April 6, 1900, revoked February 4, 1901, and Ausburn returned to the penitentiary at Anamosa.

FRANK RIFE. Clarke county. Suspension of June 8, 1900, revoked October 6, 1900, and Rife returned to penitentiary at Fort Madison.

OLIVER YOUNG. Madison county. Suspension of March 31, 1899, revoked December 17, 1900, and Young returned to the penitentiary at Fort Madison.

HARRY GOODY. Johnson county. Suspension of January 1, 1900, revoked February 21, 1901, and Goody returned to the penitentiary at Anamosa.

JOHN CONLON. Palo Alto county. Suspension of August 16, 1900,



revoked February 20, 1901, and Conlon returned to the penitentiary at Anamosa.

CHARLES STEVENSON. Pottawattamie county. Suspension of March 22, 1900, revoked March 21, 1901, and Stevenson returned to the penitentiary at Fort Madison.

ERASMUS BRUE. Marshall county. Suspension of April 21, 1900, revoked March 26, 1901, and Brue returned to jail of Marshall county.

ROBERT MUSHRUSH. Audubon county. Suspension of December 22, 1897, revoked March 29, 1901, and Mushrush returned to the penitentiary at Fort Madison.

JOHN NOONEN. Pottawattamie county. Suspension of May 15, 1901, revoked June 3, 1901, and Noonen returned to penitentiary at Fort Madison.

THOMAS CARTER. Pottawattamie county. Suspension of May 18, 1901, revoked June 3, 1901, and Carter returned to penitentiary at Fort Madison.

EDWIN LOEFFLER. Keokuk county. Suspension of August 26, 1893, revoked, and Loeffler returned to industrial school at Eldora.

THOMAS JONES. Lucas county. Suspension of June 13, 1900, revoked June 18, 1901, and Jones returned to the Penitentiary at Fort Madison.

MRS. H. M. JAMISON. Cass county. Suspension of April 28, 1901, revoked June 7, 1901. Set aside by second suspension of September 6, 1901.

TITUS SCHMID. Dubuque county. Suspension of February 26, 1901, revoked July 27, 1901, and Schmid returned to the penitentiary at Anamosa.

OTIS SHANK. Linn county. Suspension of June 6, 1900, revoked August 1, 1901, and Shank returned to the penitentiary at Anamosa.

WILLIS GREELEY. Mitchell county. Suspension of December 31, 1900, revoked August 5, 1901, and Greeley returned to penitentiary at Anamosa.

FRANK KING. Delaware county. Suspension of July 23, 1900, revoked August 5, 1901, and King returned to penitentiary at Anamosa.

FRANK GOFF. Polk county. Suspension of July 8, 1901, revoked September 11, 1901, and Goff returned to the penitentiary at Fort Madison.

IRA CHILDREN. Pottawattamie county. Suspension of December 24, 1900, revoked September 24, 1901, and Children returned to penitentiary at Fort Madison.

F. P. COOPER. Madison county. Suspension of August 1, 1900, revoked September 25, 1901, and Cooper returned to penitentiary at Fort Madison.

ALLEN YOUNG, JR. Fayette county. Suspension of June 21, 1901, revoked September 24, 1901, and Young returned to penitentiary at Anamosa.

MIKE SMITH. Pottawattamie county. Suspension of May 15, 1901, revoked October 2, 1901, and Smith returned to penitentiary at Fort Madison.

ROBERT SOUARD. Buchanan county. Suspension of September 7, 1900, revoked November 7, 1901, and Souard returned to penitentiary at Anamosa.

WILLIAM JACKSON. Polk county. Suspension of December 24, 1900, revoked November 24, 1901, and Jackson returned to penitentiary at Fort Madison.

JOHN HINEGARDNER. Poweshiek county. Suspension of June 29, 1901, revoked November 30, 1901, and Hinegardner returned to penitentiary at Fort Madison.

GEORGE BARRACLOUGH. Scott county. Suspension of February 25, 1901, revoked November 30, 1901, and Barracrough returned to jail of Scott county.

EDWARD BEDFORD. Butler county. Suspension of May 28, 1900, revoked November 30, 1901, and Bedford returned to penitentiary at Anamosa.

O. R. BRUCE. Linn county. Suspension of June 12, 1900, revoked November 30, 1901, and Bruce returned to penitentiary at Anamosa.

MILLO DOUD. Marshall county. Suspension of March 1, 1897, revoked December 17, 1901, and Doud returned to penitentiary at Fort Madison.

JOHN MARUNE. Dubuque county. Suspension of December 24, 1900, revoked December 19, 1901, and Marune returned to the penitentiary at Anamosa.

ARCH SHEARER. Johnson county. Suspension of December 24, 1900, revoked December 19, 1901, and Shearer returned to penitentiary at Anamosa.

JOE JACKSON, JR. Jones county. Suspension of August 20, 1901, revoked December 26, 1901, and Jackson returned to penitentiary at Anamosa.

WILLIAM SMITH. Polk county. Suspension of April 26, 1901, revoked December 26, 1901, and Smith returned to penitentiary at Fort Madison.

LEE WHITLATCH. Warren county. Suspension of January 12, 1898, revoked January 11, 1902, and Whitlatch returned to penitentiary at Fort Madison.

APPLICATIONS FOR PARDON SUBMITTED TO GENERAL ASSEMBLY.

*To the Senate and House of Representatives:*

GEORGE STANLEY, JOSEPH McCRARY, BYRON GUINN, THEODORE BUSHIC, JOHN W. ELKINS, JASPER MASON, WILLIAM YOUNG, CRISTINA BEHRENS, THOMAS WESLEY WATSON, BETSEY SMITH, JOHN BALLEW, WILLIAM TOOL, and OTTO OTTEN, convicted of the crime of murder in the first degree, and sentenced to imprisonment in the penitentiary for the term of their natural lives, have made application for pardon. The statute provides that for this crime no pardon shall be granted by the Governor until he shall have presented the matter to the General Assembly. It likewise



requires a publication of the notice of application for pardon, containing the grounds upon which it is asked, which notices have been published as required by statute. The original applications, with accompanying papers, are on file in the executive office, for the inspection of any member of the General Assembly.

*Leslie M. Shaw*

# REPORT

OF THE

## SECRETARY OF STATE

RELATING TO

# CRIMINAL CONVICTIONS

FOR THE YEARS 1900 AND 1901.

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WILLIAM B. MARTIN, Secretary of State

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GENERAL ASSEMBLY.