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REPORT

BY THE

GOVERNOR OF IOWA

OF

PARDONS

Suspensions and Commutations of Sentence

AND

REMISSIONS OF FINES

FROM

JANUARY 1, 1906, TO DECEMBER 31, 1906

DES MOINES
EMORY H. ENGLISH, STATE PRINTER
1907

LETTER OF TRANSMITTAL.

EXECUTIVE OFFICE, January 4, 1907.

To the Senate and House of Representatives:

In compliance with section 16, article IV, of the Constitution, I herewith transmit to you a report of each case of pardon, reprieve, commutation and suspension granted, and the reasons for the same, also the names of all persons in whose favor remissions of fines and forfeiture have been granted, and the amounts, for the period ending December 31, 1906.

Albert B. Cummins

Governor of Iowa.

APPLICATIONS FOR PARDONS SUBMITTED TO THE GENERAL ASSEMBLY,

Under Section 5626, Chapter 49, of the Code.

The following named prisoners, convicted of murder in the first degree, have made application for pardon, and notice has in each case been published, as the statute provides, proof of publication of which, in each case, is now on file for the inspection of the members of the General Assembly:

Bock, Herman.	Robbard, Hugh
Burns, James.	Stegall, Charles.
Foster, M. B.	Steel, John C.
Clyndon, W. P.	Smith, Betsy.
Haley, L. W.	Storms, A. D.
Mason, Jasper.	Taylor, J. B.
McPherson, Orman.	Tool, William.
Otten, Otto.	Warren, Elmer.
Parnitzky, Albert.	Watson, Thomas W.
Penny, John.	Weems, George.
Rainsbarger, Frank.	Williams, G. A.
Rainsbarger, Nathan.	

PARDONS.

RALPH GIBSON, Polk County. Convicted at the March Term, 1905, of the offense of obtaining money by false pretenses, and sentenced to serve a term of six months in the penitentiary. Owing to the condition of the applicant's health, a large number of citizens joined in a recommendation for clemency in his behalf, it being alleged that his tubercular trouble had reached such a stage that there would be very little hope of his living through his term. On learning of his physical condition those who prosecuted him advised the department that they would offer no resistance. Pardoned December 2, 1906.

THOMAS SMITH, Monroe County. Convicted at the October Term, 1905, of the offense of manslaughter, and sentenced to serve a term of three years in the penitentiary. The applicant was serving in the capacity of night marshal in the city of Albia, and in attempting to

take two men much larger than himself to the county jail, resistance was offered, and believing his life to be in danger, he shot one of the men, with fatal effect. It was shown that he had always been an honorable, upright, industrious citizen, and that there was no taint of the criminal in his nature. Practically all of the business men of Albia, a large number of citizens, and many of the good women of Albia joined in urging clemency in his behalf. Pardoned December 24, 1906.

SUSPENSIONS.

JOHN SMITH, Woodbury County. Convicted of the offense of burglary at the November Term, 1904, and sentenced to serve a term of three years in the penitentiary, being committed on the 5th day of December, 1904. Clemency was recommended by the county attorney, and by fourteen citizens and business men who knew the defendant prior to the commission of the crime. Sentence was suspended January 2, 1906.

JAMES DONAHUE, Polk County. Convicted at the September Term, 1904, of the offense of breaking and entering and robbery, and sentenced to the penitentiary for a term of five years. Clemency was recommended by the trial judge, and by thirteen citizens, including Hon. Josiah Given, former Chief Justice of the Supreme Court of Iowa. The county attorney wrote in part as follows: "If the Governor sees fit to parole him I have no objection to giving him a chance." Sentence suspended January 5, 1906.

GEORGE McCARTER, Mills County. Convicted at the January Term, 1899, of the offense of robbery, and sentenced to serve a term of seventeen years in the penitentiary. Clemency was recommended by the trial judge and by several citizens who were familiar with all of the circumstances connected with the commission of the crime. It was also urged that the sentence was excessive. Sentence suspended January 5, 1906.

ALBERT McKINNEY, Polk County. Convicted at the September Term, 1902, of the offense of assault with intent to commit murder, and sentenced to serve a term of seven years in the penitentiary. Clemency was recommended by the county attorney who prosecuted, who wrote this department as follows: "I consider the sentence too severe by at least three years. I earnestly recommend the parole of this man and I can only consider it just and right to Mr. McKinney. I think he has paid the penalty for his crime fully." The judge who pronounced sentence died prior to the filing of the application. Clemency was also recommended by a number of business and professional men, one of whom promised the applicant a position. Clemency was also recommended by Hon. Jesse A. Miller, successor to the county attorney who prosecuted the case. Sentence suspended January 5, 1906.

S. L. DAVIDSON, Cherokee County. Convicted at the March Term, 1905, of the offense of forgery, and sentenced to serve a term of two years in the penitentiary. Clemency was recommended by the trial judge, who earnestly urged that clemency be extended to him. His former good conduct as a business man was also urged in support of the application. Sentence suspended January 22, 1906.

IRA S. MOYER, Lee County. Convicted at the May Term, 1905, of the offense of bigamy, and sentenced to serve a term of two years and five months in the penitentiary. Clemency was recommended by the trial judge, and the county attorney wrote in part as follows: "I have no objection to any steps that may be taken in the direction of clemency." Clemency was recommended by nine of the twelve jurors. Petitions in support of the application containing the names of more than one hundred citizens of Iowa, and Indiana, the applicant's former place of residence, are on file. Also a letter from Hon. James S. Dodge, Judge of the Thirty-fourth Judicial District of Indiana, who has known the applicant all his life, and who strongly urges clemency in his behalf. Sentence suspended January 30, 1906.

BEN CHRISTIANSON, Scott County. Convicted at the January Term, 1903, of the offense of breaking and entering, and sentenced to the penitentiary for a term of one year. Immediately after pronouncing sentence the trial judge wrote as follows: "I suggest, and ask that you parole him at once, upon condition that he goes to school, being only seventeen years old. The county attorney joins me in this request." Sentence suspended January 31, 1906.

IRVING B. TAYLOR, Keokuk County. Convicted at the April Term, 1904, of the offense of bigamy, and sentenced to the penitentiary for a term of four years. Two numerous signed petitions, one from Wilmington, Delaware, the applicant's former residence, and another from Keokuk County, Iowa, were placed on file. These petitions bear the names of a large number of influential citizens and public officials, all testifying to the former good character of the applicant. In addition, there were a large number of personal letters filed in support of the application, it being urged in the applicant's behalf that at the time of his marriage he was quite young, and that he had reasonable grounds for believing that his wife had obtained a divorce. Sentence suspended February 9, 1906.

CLAUS LIGHT, Pocahontas County. Convicted at the January Term, 1902, of the offense of manslaughter, and sentenced to serve a term of five years in the penitentiary. Clemency was recommended by the trial judge, the county attorney, and the attorney who assisted in the prosecution. Also by a number of citizens who signed the petition and wrote letters. Sentence suspended February 12, 1906.

GUY FOSTER, Palo Alto County. Convicted at the April Term, 1905, of the offense of breaking and entering, and sentenced to serve a term of three years in the penitentiary. Clemency was recommended by the trial judge, and the county attorney, who said that there was

an agreement with the attorney for the defense that after the applicant had served six months a parole would be recommended. Sentence suspended February 12, 1906.

BERT ORTON, Jasper County. Convicted at the December Term, 1904, of the offense of larceny, and sentenced to serve a term of two years in the penitentiary. Clemency was recommended by the trial judge and the county attorney. Sentence suspended February 12, 1906.

JOHN W. KING, Buena Vista County. Convicted at the November Term, 1902, of the offense of rape, and sentenced to serve a term of ten years in the penitentiary. Clemency was recommended by the trial judge, and county attorney, also by the county attorney at the time the application was made; by three of the county officials, and by nine business men. Sentence suspended February 19, 1906.

MORRELL SEVERNS, Cerro Gordo County. Convicted at the September Term, 1904, of the offense of larceny from the person, and sentenced to serve a term of five years in the penitentiary. The judge who pronounced sentence wrote as follows: "If the good people of Mason City wish to have this man paroled I am not disposed to oppose it." Clemency was also recommended by a number of business and professional men who signed a petition strongly urging clemency. Sentence suspended February 20, 1906.

WILL BEMIS, Cerro Gordo County. Convicted at the January Term, 1906, of the offense of forgery, and sentenced to serve a term of four months in the penitentiary. Clemency was recommended by the prosecuting witness, the trial judge, and the county attorney. A petition in support of the application was filed containing the names of one hundred ninety-nine citizens residing in the vicinity where the crime was committed. Sentence suspended February 27, 1906.

JOHN JOHNSTON, Polk County. Convicted at the May Term, 1905, of the offense of breaking and entering, and sentenced to serve a term of one year in the penitentiary. Clemency was recommended by the prosecuting witness, by twenty-four citizens who signed a petition, and by six citizens who wrote letters to the Governor personally urging clemency in his behalf. Sentence suspended February 27, 1906.

DAISY LISTON, Scott County. Convicted at the January Term, 1905, of the offense of robbery, and sentenced to serve a term of five years in the penitentiary. Clemency was recommended by the trial judge, Hon. John Cowrie of the Board of Control, and by Miss Anna Treman, Matron of the Women's Department at Anamosa. Sentence suspended February 27, 1906.

LEONARD REHARD, Madison County. Convicted at the May Term, 1905, of the offense of forgery, and sentenced to serve a term of one and one-fourth years in the penitentiary. Clemency was recommended by the county attorney, and by fifteen citizens who were familiar with all of the circumstances connected with the prosecution of the appli-

cant. The trial judge wrote: "I do not wish to be considered as in any way opposing his parole or pardon." Sentence suspended March 5, 1906.

MARTIN LEVERTON, Polk County. Convicted at the September Term, 1900, of the offense of robbery and assisting a prisoner to escape, and sentenced to serve a term of twelve years in the penitentiary. Clemency was recommended by the trial judge, and the county attorney. Sentence suspended March 8, 1906.

LEONA SHAW, Mahaska County. Convicted at the December Term, 1903, of the offense of prostitution, and sentenced to serve a term of two years in the penitentiary. Clemency was recommended by the trial judge, by the county attorney, and eight of the county officers. Sentence suspended March 8, 1906.

MORRIS LEVICH, Woodbury County. Convicted at the September Term, 1905, of receiving stolen property, and sentenced to serve a term of four years in the penitentiary. Clemency was recommended by the trial judge, and the county attorney. Sentence suspended March 17, 1906.

J. B. JENKINS, Clinton County. Convicted at the April Term, 1904, of the offense of assault with intent to commit rape, and sentenced to serve a term of five years in the penitentiary. Clemency was recommended by the trial judge, county attorney, and by fifty-one citizens, including five county officers, and the mayor of the town where the crime was committed. Sentence suspended March 26, 1906.

E. B. DONOVAN, Lyon County. Convicted at the April Term, 1904, of the offense of seduction, and sentenced to serve a term of two and one-half years in the penitentiary. Clemency was recommended by two hundred five citizens residing in the vicinity where the crime was committed, and by twenty-two other citizens, including a number of county officials, who wrote letters, each of whom gave it as his opinion that the applicant was not guilty and never should have been convicted. Sentence suspended March 27, 1906.

WILLIAM McDONOUGH, Johnson County. Convicted at the May Term, 1904, of the offense of burglary, and sentenced to serve a term of five years in the penitentiary. Clemency was recommended by the trial judge, the county attorney, and by Hon. Geo. W. Koontz. Sentence suspended April 7, 1906.

PETER ARMONDA, Scott County. Convicted at the September Term, 1905, of the offense of assault with intent to commit sodomy, and sentenced to serve a term of one year in the penitentiary. Clemency was recommended by the trial judge, the county attorney, and assistant county attorney, by nine of the jurors, and by five county officers and deputies. Sentence suspended April 7, 1906.

FRANK COTTRELL, Benton County. Convicted at the September Term, 1905, of the offense of larceny, and sentenced to serve a term of two years in the penitentiary. Clemency was recommended by the

trial judge, the county attorney, by seven county officials, one deputy county officer, and by four citizens, including Hon. W. P. Whipple, State Senator. Sentence suspended April 30, 1906.

CHARLES E. KENNEDY, Benton County. Convicted at the September Term, 1905, of the offense of larceny, and sentenced to serve a term of two years in the penitentiary. Clemency was recommended by the trial judge, county attorney, by seven county officials, one deputy county officer, and by four citizens, including Hon. W. P. Whipple, State Senator. Sentence suspended April 30 1906.

JOHN JACKSON, Union County. Convicted at the March Term, 1902, of the offense of murder in the second degree, and sentenced to serve a term of fifteen years in the penitentiary. Clemency was recommended by Hon. Scott Skinner, Representative in the Legislature; Jas. G. Bull, who was county attorney at the time of the prosecution; Geo. W. Hicks, city marshal; by Wm. Ohlchlager, father of the boy who was killed, and by Hon. Hugh M. Fry. Sentence suspended May 7, 1906.

JOHN C. BENTON, Pottawattamie County. Convicted at the October Term, 1905, of the offense of larceny, and sentenced to serve a term of one year in the penitentiary. Clemency was recommended by the county attorney, Hon. A. S. Hazleton, Postmaster and State Senator. The trial judge wrote in part as follows: "While I do not feel that I can recommend that he be paroled, I would not oppose it." Clemency was also recommended by twenty-four citizens, many of whom were business men, and by eight citizens of Sioux City, including the present county attorney. Sentence suspended May 9, 1906.

FRANK WICK, Marshall County. Convicted at the October Term, 1904, of the offense of burglary, and sentenced to serve a term of three years in the penitentiary. The suspension in this case was granted to enable the applicant to go to Fort Dodge to take charge of Hope Hall No. 3, under the direction of Hon. L. S. Coffin. Sentence suspended May 11, 1906.

ELI E. HARTER, Pottawattamie County. Convicted at the May Term, 1906, of the offense of cheating by false pretenses, and sentenced to serve a term of two years in the penitentiary. Owing to palliating circumstances connected with the trial of the case the trial judge and the county attorney joined in a recommendation for suspension of sentence before commitment. Sentence suspended May 21, 1906.

ALBERT A. LOGAN, Warren County. Convicted at the May Term, 1906, of the offense of cheating by false pretenses, and sentenced to serve a term of two years in the penitentiary. Prior to his conviction the applicant made restitution by turning over all of his property. Seven petitions in support of the application for clemency, containing the names of two hundred eighty-eight citizens residing in the vicinity where the crime was committed, joined in recommending clemency.

In addition to this, two large delegations of the applicant's neighbors called and made a personal appeal in his behalf. Sentence suspended June 4, 1906.

LIZZIE AUSTIN, Marshall County. Convicted at the January Term, 1904, of the offense of burglary, and sentenced to serve a term of ten years in the penitentiary. On the written recommendation of the Board of Control of State Institutions, the judgment in this case was temporarily suspended in order that the said Board might transfer the said Lizzie Austin to the Hospital for the Insane at Independence. Sentence suspended June 5, 1906.

WILLIAM C. KIDDER, Marshall County. Convicted at the August Term, 1905, of the offense of larceny from a building, and sentenced to serve a term of three years in the penitentiary. The trial judge wrote as follows: "I do not know what to recommend, but I have no objection to his parole. Think if I were the Governor I would parole him and try him." The county attorney wrote: "I have no personal objection to the granting of a parole in this case." Clemency was recommended by the mayor and the chief of police of Marshalltown; by two deputy sheriffs and by twenty-seven citizens who signed a petition, and by four professional men who wrote personal letters urging clemency in his behalf. Sentence suspended June 25, 1906.

JAMES MORGAN, Polk County. Convicted at the May Term, 1906, of the offense of breaking and entering, and sentenced to serve a term of two years in the penitentiary. The assistant county attorney who conducted the prosecution wrote in part as follows: "I think that this case is one that the Governor's office will be able to handle without any recommendation from the county attorney's office, and the ruling on the application will be satisfactory to us." A petition was filed containing the names of Mayor Mattern, John A. Ryan, Assistant Postmaster; W. H. Bremner, City Solicitor; John B. Lucas, City Treasurer; P. W. Madden, Jailer; John F. Griffin, Tax Collector; W. B. George, clerk in the office of the county treasurer; E. J. Frisk, Deputy Clerk of the District Court; by three of the jurors who tried the case, and by seven other citizens, most of whom were business men. A letter was also filed signed by J. H. Lingenfelter, manager of the Lewis Roofing Company, who offered to give him employment. Sentence suspended June 26, 1906.

WESLEY IRWIN, Page County. Convicted at the May Term, 1902, of the offense of murder in the second degree, and sentenced to serve a term of eighteen years in the penitentiary. The showing in support of the application in this case was an unusually strong one, being composed largely of letters written by business men and residents of the city of Shenandoah, in which the crime was committed. A petition containing several hundred names was filed. The conviction was had on circumstantial evidence wholly, and many people are now of the opinion that the applicant was not guilty. It was also shown in his behalf that he was an orphan boy dependent upon his own exertions for his maintenance, and that he had borne a good reputation prior

to this transaction, being at the time of his commitment only eighteen years of age. He was paroled and placed in charge of a sister residing in Lincoln, Nebraska. Sentence suspended July 9, 1906.

ELMER McNALLY, Polk County. Convicted at the March Term, 1904, of the offense of uttering a forged instrument and larceny, and sentenced to serve a term of three years in the penitentiary. Clemency was recommended by the trial judge, and the county attorney. Sentence suspended July 9, 1906.

D. J. BENNETT, Polk County. Convicted at the March Term, 1904, of the offense of uttering a forged instrument, and sentenced to serve a term of seven and one-half years in the penitentiary. A petition containing the names of most of the county officials was placed on file, also a petition signed by a number of business and professional men who knew the applicant in St. Louis prior to his conviction in this State, all testifying to his former good conduct, was placed on file. Clemency was also recommended by the German Savings Bank, the officers of which were the prosecuting witnesses at the time of conviction. Sentence suspended July 9, 1906.

LAWRENCE DRAKE, Winneshiek County. Convicted at the November Term, 1904, of the offense of seduction, and sentenced to serve a term of two and one-half years in the penitentiary. The trial judge wrote in part as follows: "While I can not see my way clear to recommend executive clemency, I surely can not find it in my heart to oppose it. I leave the matter without any expression of opinion." The former good character of the applicant was urged and strongly supported in a large number of letters filed, and it was made the subject of a resolution passed by the board of supervisors in regular session. The showing in the way of personal letters in support of the application is one of the strongest on file. A petition signed by the mayor of the city, and the city council of the town of Decorah in which clemency was strongly urged was filed. Sentence suspended July 9, 1906.

ORA S. HAKEMAN, Jones County. Convicted at the March Term, 1906, of the offense of rape, and sentenced to serve a term of one year in the penitentiary. Clemency was recommended by the trial judge, and the county attorney; by the sheriff, and a large number of letters signed by residents of Clinton, where the boy formerly resided, all attesting to his good character, are on file. Sentence suspended July 20, 1906.

JAMES DUNTON, Jasper County. Convicted at the February Term, 1906, of the offense of seduction, and sentenced to serve a term of three years in the penitentiary. Clemency was recommended by the county attorney, who said: "I cheerfully join in asking that he be granted an absolute pardon by you." Two petitions containing the names of five hundred ninety-four citizens residing in the community where the crime was committed were filed in support of the application, also a number of personal letters. Sentence suspended July 20, 1906.

HARRY WOOD, Scott County. Convicted at the November Term, 1904, of the offense of larceny, and sentenced to serve a term of two and one-half years in the penitentiary. Clemency was recommended by the county attorney, the assistant county attorney, the sheriff and two deputies, the clerk of the district court, Hon. W. C. Hayward, State Senator; M. H. Calderwood, and A. H. Stoltenberg, members of the House. Sentence suspended July 13, 1906.

GEORGE CURTLEY, Polk County. Convicted at the May Term, 1906, of the offense of breaking and entering, and sentenced to serve a term of eight months in the penitentiary. The trial judge and the county attorney recommended clemency for the reason that evidence subsequently procured indicated that the applicant was not guilty. A number of citizens also, by letter and petition, asked that clemency be extended. Sentence suspended July 19, 1906.

C. E. HIZER, Story County. Convicted at the March Term, 1906, of the offense of breaking and entering, and sentenced to serve a term of six months in the penitentiary. Clemency was extended on the recommendation of the county attorney, who stated that the applicant's mother had met with a very serious accident, and that she greatly needed her son's care and assistance, and for the further reason that he had only a few days more than one month to serve. Sentence suspended August 16, 1906.

STEWART C. BROWN, Iowa County. Convicted at the October Term, 1905, of the offense of perjury, and sentenced to serve a term of three years in the penitentiary. Clemency was recommended by the trial judge, by a number of business men who wrote letters in the applicant's behalf, and by one hundred forty-one citizens and county officials who signed the petition in support of the application. Sentence suspended August 28, 1906.

RAY CALKINS, Lucas County. Convicted at the August Term, 1906, of the offense of perjury, and sentenced to serve a term of one year in the penitentiary. The judge and county attorney joined in a recommendation for the suspension of sentence before commitment, in which recommendation they were supported by five of the county officers. Sentence suspended September 15, 1906.

CHARLES BAKER, Pocahontas County. Convicted at the March Term, 1906, of the offense of larceny, and sentenced to serve a term of one year in the penitentiary. Clemency was recommended by the trial judge, the county attorney, and by eight business men who wrote personal letters, and by twenty-one residents of the vicinity who signed a petition. In addition to this, eight affidavits were filed by persons who had known the applicant personally, all attesting to his good conduct prior to his conviction. Sentence suspended September 17, 1906.

DATUS BOUCHER, Polk County. Convicted at the May Term, 1906, of the offense of larceny in a building, and sentenced to serve a term of one and one-half years in the penitentiary. A large number of citizens and business men joined in a recommendation for the suspen-

sion of the sentence in this case, alleging that the applicant had borne a good reputation prior to his conviction, and that he was led into this trouble through the influence of an older brother. Sentence suspended September 17, 1906.

BEN JOHNSON, Woodbury County. Convicted at the January Term, 1905, of the offense of obtaining money by false pretenses, and sentenced to serve a term of three years in the penitentiary. Clemency was recommended by the trial judge, and the county attorney. Sentence suspended October 16, 1906.

J. H. YAUCH, Scott County. Convicted at the January Term, 1904, of the offense of forgery, and sentenced to serve a term of four years in the penitentiary. Clemency was recommended by the assistant county attorney, who prosecuted the case, Hon. W. C. Hayward, State Senator; by the sheriff, by the mayor and the chief of police of Davenport, and by forty-nine citizens and business men. The trial judge wrote in part as follows: "He defrauded some union or lodge. I understand the members now ask his parole. I have no objection to urge in that event." Sentence suspended October 16, 1906.

J. F. WARFOLD, Polk County. Convicted at the March Term, 1904, of the offense of breaking and entering, and being a common thief, and sentenced to serve a term of four years in the penitentiary. Clemency was recommended by the trial judge, the county attorney, by F. E. Duncan, Esq., and by four business men who wrote letters. Sentence suspended October 16, 1906.

CHARLES M. PROBST, Marshall County. Convicted at the August Term, 1904, of the offense of larceny from a building in the day time, and sentenced to serve a term of three years in the penitentiary. Clemency was recommended by the county attorney, and by a number of citizens. Sentence suspended October 16, 1906.

ALLEN B. CAMPBELL, Cerro Gordo County. Convicted at the September Term, 1906, of the offense of larceny, and sentenced to serve a term of six months in the penitentiary. The trial judge, the county attorney, the Iowa Central Railroad Company, against whom the larceny was committed, the sheriff, deputy clerk of the district court, and four policemen of Mason City, and Frank W. Chambers, Esq., joined in a recommendation that the sentence be suspended before commitment. Sentence suspended October 18, 1906.

JOSEPHINE WILSON, Mahaska County. Convicted at the February Term, 1903, and sentenced to serve a term of five years in the penitentiary for the offense of keeping a house of ill-fame. Clemency was recommended by practically all of the business men of Oskaloosa, and by more than one hundred citizens who were familiar with all the facts. The applicant became insane and it was necessary to transfer her from the penitentiary to the Hospital for the Insane at Independence. The superintendent of that hospital advised that she be released, stating that she would probably again lose her reason if she remained in the penitentiary. Sentence was suspended October 23, 1906.

W. F. MEYERS, Mills County. Convicted at the January Term, 1904, of the offense of assault with intent to commit murder, and sentenced to serve a term of five years in the penitentiary. Clemency was recommended by the trial judge, the county attorney, and by a number of reputable citizens and professional men. Sentence suspended October 27, 1906.

JOHN O'MEARA, Dubuque County. Convicted at the January Term, 1906, of the offense of assault with intent to commit rape, and sentenced to serve a term of two years in the penitentiary. Both the judge and county attorney wrote that the applicant was probably guilty of simple assault only. Clemency was recommended by the county attorney who conducted the prosecution, by John R. Fogarty, Rector, and by more than one hundred citizens, including the county officials, who signed the petition in support of the application. Sentence suspended November 12, 1906.

BERNARD MCGOVERN, Clinton County. Convicted at the April Term, 1906, of the offense of robbery, and sentenced to serve a term of one year in the penitentiary. Suspension before commitment was recommended by the trial judge, county attorney, and a number of citizens. Sentence was suspended December 14, 1906.

DAVID F. STUBBS, Pottawattamie County. Convicted at the November Term, 1905, of the offense of embezzlement, and sentenced to serve a term of one and one-half years in the penitentiary. Clemency was recommended by the prosecuting witness, the trial judge, the county attorney, and by a large number of citizens residing at Council Bluffs and at Dunlap, his former home. Sentence suspended December 22, 1906.

LESTER PEASE, Polk County. Convicted at the September Term, 1905, of the offense of breaking and entering, and sentenced to serve a term of five years in the penitentiary. Clemency was recommended by the prosecuting witness, trial judge, the county attorney, and by a large number of citizens familiar with all of the circumstances connected with the commission of the offense. Sentence suspended December 22, 1906.

WALTER ALBRASKY, Johnson County. Convicted at the November Term, 1905, of the offense of larceny from the person and sentenced to serve a term of one and one-half years in the penitentiary. Clemency was recommended by the trial judge, the county attorney, and a number of citizens who signed petitions and wrote letters. Sentence suspended December 22, 1906.

EARL HARTMAN, Cerro Gordo County. Convicted at the November Term, 1906, of the offense of forgery, and sentenced to serve a term of four months in the penitentiary. It was urged in support of this application that the applicant was only nineteen years of age and unversed in the ways of the world; that he had been compelled to work on the farm in order to support his mother, and had not had the advantage of even district and common school education, and that he

was led into the commission of the crime by an older man. Clemency was recommended by the judge, the county attorney, and a number of the county officials and business and professional men, all of whom were familiar with all of the circumstances connected with the case. Sentence suspended December 22, 1906.

H. G. MILLER, Cerro Gordo County. Convicted at the September Term, 1903, of the offense of assault with intent to commit rape, and sentenced to serve a term of five years in the penitentiary. Clemency was recommended by a large number of business and professional men who were familiar with all of the circumstances connected with this case. Sentence suspended December 22, 1906.

EDWARD GRENDahl, Wapello County. Convicted at the October Term, 1905, of the offense of larceny, and sentenced to serve a term of two years in the penitentiary. The record in this case shows that the applicant was committed to the penitentiary at Anamosa to remain until restored to reason; that on becoming sane he was tried for this offense, and that he had already served nearly two years in the hospital for the criminal insane, and in the county jail; that his health was greatly impaired, and that further confinement would probably result in his early death. Clemency before commitment was recommended by the trial judge, the county attorney, and by a large number of citizens. Sentence suspended December 22, 1906.

DANIEL MURPHY, Clinton County. Convicted at the September Term, 1903, of the offense of burglary and conspiracy, and sentenced to serve a term of thirteen years in the penitentiary. Clemency was recommended by an unusually large number of business, professional men and citizens who were conversant with all the facts connected with the trial of the applicant. Sentence suspended December 29, 1906.

SUSPENSIONS OF COUNTY JAIL SENTENCES.

JAMES WALTERS, Polk County. Convicted at the September Term, 1905, of the offense of assault with intent to inflict great bodily injury, and sentenced to serve a term of ten months in the county jail. Clemency was recommended by the trial judge and by the county attorney, on account of the unsanitary condition of the jail. Also by P. W. Madden, Jailer; Harry G. McLean, Assistant Jailer, and by Fritz B. Hinze, Esq. Sentence suspended February 21, 1906.

JOSEPH A. SEDDON, Harrison County. Convicted at the December Term, 1905, of the offense of maintaining a nuisance, and sentenced to pay a fine of \$300.00, and in default of the payment of same to be committed to the county jail. Clemency was recommended by the county attorney, and by seventy-eight citizens who signed a petition. That part of the sentence requiring his commitment to the county jail was suspended on the 21st day of March, 1906.

MILES MORROW, Henry County. Convicted at the September Term, 1905, of the offense of assault, and sentenced to serve a term of eight months in the county jail. On the recommendation of the county attorney, the sheriff, and forty-five citizens, sentence was suspended March 27, 1906.

ANTON BOLLER, Hancock County. Convicted at the September Term, 1905, of the offense of maintaining a nuisance, and sentenced to pay a fine of \$300.00, and in default of the payment of said fine to be committed to the county jail. On the recommendation of seventy-two citizens that part of the judgment requiring his commitment to the county jail in default of the payment of said fine was suspended on the 31st day of March, 1906.

WILLIAM CHANNON, Polk County. Convicted at the January Term, 1906, of the offense of assault with intent to inflict great bodily injury, and sentenced to serve a term of nine months in the county jail. Clemency was recommended by the trial judge, the county attorney, the police judge, assistant chief of police, Mayor Mattern and John C. Loper, Sheriff. Sentence was suspended April 11, 1906.

OTIS MILLEDGE, Guthrie County. Convicted at the February Term, 1906, of the offense of assault with intent to inflict great bodily injury, and sentenced to serve a term of ten months in the county jail. Clemency was recommended by the trial judge and the county attorney. Sentence suspended April 11, 1906.

JAMES CALDWELL, Mahaska County. Convicted at the February Term, 1906, of the offense of assault with intent to inflict great bodily injury, and sentenced to serve a term of six months in the county jail. Clemency was recommended by the county attorney, the sheriff, and members of the board of supervisors. Sentence suspended June 25, 1906.

WILLIAM SMITH, Keokuk County. Convicted at the October Term, 1905, of the offense of petty larceny, and sentenced to serve a term of one year in the county jail. Clemency was recommended by the county attorney, sheriff, deputy sheriff, clerk of the district court, county recorder, county coroner, and by three citizens. Sentence suspended June 26, 1906.

HENRY OTTO, Polk County. Convicted at the January Term, 1906, of the offense of assault with intent to inflict great bodily injury, and sentenced to serve a term of sixty days in the county jail. Clemency was recommended by the sheriff, one of his deputies, by the county physician, by the deputy clerk of the district court, and by twenty-five citizens. Sentence suspended July 19, 1906.

GEORGE W. YOUNG, Madison County. Convicted at the February Term, 1903, of the offense of maintaining a nuisance and sentenced to pay three several fines aggregating \$900.00 and in default of payment of same to be committed to the county jail. Clemency was recommended by the county attorney, the board of supervisors, the

county treasurer, county auditor, county recorder. That part of the judgment of the district court which required his incarceration in the county jail in default of the payment of said fine was suspended July 9, 1906.

HENRY JUERGENS, Scott County. Convicted at the January Term, 1906, of the offense of breaking and entering, and sentenced to serve a term of one year in the county jail. Clemency was recommended by the trial judge, the county attorney, and the assistant county attorney. Sentence suspended July 13, 1906.

ED. TURNER, Mahaska County. Convicted at the October Term, 1905, of the offense of larceny, and sentenced to serve a term of one year in the county jail. Clemency was recommended by the trial judge, the county attorney, and the sheriff. Sentence suspended September 17, 1906.

MAY PERKINS, Mahaska County. Convicted at the December Terms, 1905, of the offense of vagrancy, and sentenced to serve a term of three months in the county jail. Clemency was recommended by the trial judge, and the county attorney. Sentence suspended September 27, 1906.

HARRY SMITH, Scott County. Convicted at the April Term, 1906, of the offense of breaking and entering, and sentenced to serve a term of six months in the county jail. Clemency was recommended by the county attorney and the sheriff after he had served all of his sentence except one month. Sentence suspended September 27, 1906.

GEORGE MASON, Mahaska County. Convicted at the May Term, 1906, of the offense of maintaining a nuisance, and sentenced to pay a fine of \$1,000.00, and in default of the payment of same to be committed to the county jail. On the recommendation of the trial judge, county attorney, sheriff, the members of the board of supervisors, and eighteen citizens who signed a petition, that part of the judgment requiring his imprisonment in default of the payment of said fine was suspended September 29, 1906.

ROY PATTERSON, Union County. Convicted at the April Term, 1906, of the offense of resisting an officer, and sentenced to serve a term of six months in the county jail. Clemency was recommended by the trial judge, the county attorney, sheriff, clerk of the district court, and three citizens. Sentence suspended October 27, 1906.

B. C. TIERNEY, Chickasaw County. Convicted at the May Term, 1906, of the offense of maintaining a nuisance, and sentenced to pay a fine of \$300.00 and in default of the payment of same to be committed to the county jail. Clemency was recommended by the county attorney, clerk of the district court, county treasurer, the members of the board of supervisors, the mayor of New Hampton. That part of the sentence requiring his incarceration in the county jail in default of the payment of said fine was suspended November 10, 1906.

FRANK STEWART, Polk County. Convicted at the November Term, 1906, of the offense of larceny in a building, and sentenced to serve a term of sixty days in the county jail. The trial judge in recommending clemency said: "Mr. Stewart is a young man who comes of a good family, but who has of late been sowing some wild oats, which has ended in this trouble. Believing that the lesson he has had may be sufficient, and that it would be better to have a few days' sentence hanging over him for a while, I recommend that he be paroled before Christmas day." In this recommendation the county attorney acquiesced. Sentence suspended December 22, 1906.

W. F. GRANT, Harrison County. Convicted at the September Term, 1906, of the offense of conspiracy, and sentenced to pay a fine of \$500 and to be imprisoned in the county jail for a period of ninety days. In default of the payment of said fine to be incarcerated in the county jail. On the recommendation of the trial judge, and the county attorney, it being shown that an understanding had been entered into prior to the rendering of judgment that the applicant was not to be incarcerated in default of the payment of the fine, and on account of the further showing that the applicant's health was becoming greatly impaired by reason of his imprisonment, sentence was suspended December 29, 1906.

RESTORATIONS.

Pardons and restorations to citizenship were granted in the following cases to persons whose sentences had previously been suspended during good behavior. In each case before an order restoring the applicant to citizenship was issued a showing was filed signed by five or six citizens who knew the applicant personally, and who gave it as their opinion that he would not again violate the law.

Name.	County.	Term.	Suspended.	Restored.
C. D. Johnson	Jasper	4 years	May 2, 1905	Jan. 18, 1906
J. Sanderson	Jasper	4 years	May 2, 1905	Jan. 18, 1906
John Goff	Ringgold	5 years	Sept. 30, 1904	Jan. 18, 1906
M. B. Lyttle	Cass	1 1/2 years	Oct. 13, 1904	Jan. 18, 1906
L. P. Scroggs	Shelby	1 1/2 years	July 25, 1904	Feb. 12, 1906
J. L. Lowe	Jackson	2 years	May 29, 1905	Feb. 12, 1906
A. D. Morlan	Greene	7 years	Dec. 20, 1904	Feb. 12, 1906
John Huebner	Woodbury	1 1/2 years	Feb. 20, 1904	Feb. 12, 1906
Reason Hoyt	Cass	4 years	May 15, 1902	Mar. 5, 1906
John E. Anderson	Clinton	1 year	Oct. 29, 1904	Mar. 15, 1906
John W. Sanders	Cass	3 years	Sept. 11, 1903	Mar. 15, 1906
N. E. Carnal	Tama	2 years	Oct. 31, 1905	Mar. 15, 1906
Vernon Wilson	Polk	2 years	Sept. 18, 1905	May 9, 1906
Allen K. Riddle	Polk	2 1/2 years	Nov. 18, 1904	July 24, 1906
Arthur L. Moon	Marshall	10 years	July 1, 1901	July 24, 1906
M. A. Parmentier	Crawford	1 year	Feb. 17, 1904	July 24, 1906
Charles Deming	Woodbury	1 year	May 6, 1901	July 24, 1906
Lewis Deming	Woodbury	1 year	May 6, 1901	July 24, 1906
Frank S. Brown	Polk	1 1/2 years	Aug. 24, 1904	July 24, 1906
John Thordsen	Pottaw	2 years	Feb. 20, 1904	July 24, 1906
Walter Cook	Cedar	2 years	Mar. 21, 1904	Sept. 31, 1906
Arthur Stanley	Appanoose	2 years	Dec. 16, 1905	Sept. 31, 1906
Mrs. Millie Stewart	Mahaska	1 year	Jan. 4, 1905	Sept. 31, 1906
Frank S. Rivers	Dallas	1 year	Feb. 21, 1905	Oct. 12, 1906
Charles Jeneste	Scott	1 year	Dec. 23, 1904	Oct. 12, 1906
Alfred Blake	Polk	5 years	Jan. 26, 1901	Oct. 12, 1906
Andrew Croake	Clinton	12 1/2 years	May 6, 1901	Oct. 22, 1906
James Tighe	Lee	8 months	Jan. 3, 1905	Oct. 23, 1906
Ira S. Moyer	Lee	2 1/2 years	Jan. 30, 1906	Oct. 23, 1906
Ed. D. McClelland	Pottaw	2 years	Feb. 3, 1904	Nov. 2, 1906
Richard Rowland	Scott	4 years	Aug. 28, 1905	Nov. 2, 1906
Harry Goody	Johnson	10 years	April 20, 1905	Nov. 5, 1906
Richard W. Pray	Johnson	1 year	June 6, 1905	Nov. 5, 1906
Thomas F. Allen	Cass	1 1/2 years	Sept. 18, 1905	Nov. 6, 1906
Albert Marsh	Polk	1 year	June 22, 1905	Nov. 30, 1906
John W. King	Buena Vista	10 years	Feb. 19, 1906	Dec. 4, 1906
Hervey R. Smith	Wapello	1 year	Sept. 7, 1904	Dec. 7, 1906
J. A. Brewer	Madison	23 years	Aug. 21, 1905	Dec. 14, 1906

REVOCATIONS.

Name.	County.	Suspended.	Revoked.
William Nagel	Muscatine	Feb. 8, 1904	Feb. 9, 1906
Clyde Gore	Polk	July 14, 1905	Mar. 1, 1906
Thomas Tuttle	Lucas	Sept. 9, 1905	Mar. 27, 1906
George Riley	Polk	Oct. 31, 1903	Mar. 27, 1906
James Sullivan	Polk	Oct. 14, 1905	Mar. 27, 1906
C. H. Macy	Lee	Jan. 16, 1903	June 13, 1906
Wesley Young	Scott	Sept. 12, 1904	July 9, 1906
J. F. Warford	Polk	Oct. 16, 1906	Nov. 13, 1906

COMMUTATIONS.

AGNES LEWIS, Mahaska County. Sentenced on the 13th day of January, 1906, to serve a term of four months in the penitentiary at Anamosa, for the offense of manslaughter. Commuted to four months in the county jail on the recommendation of the trial judge, county attorney, and a large number of citizens. The applicant in this case thoughtlessly discharged a firearm resulting in the death of a neighbor two blocks away. Sentence commuted February 27, 1906.

RICHARD BRINDLEY, Dallas County. Committed to the county jail, for the offense of resisting an officer, to serve term of nine months. Commuted to imprisonment for three months on the recommendation of the trial judge, county attorney, five county officers, two deputy officers, and eight citizens. Sentence commuted March 16, 1906.

ALBERT FISHER, Wright County. Committed to the county jail October 10, 1905, for a term of six months for the offense of violating an injunction. Commuted to one hundred sixty-nine days in the county jail on the recommendation of the county attorney, sheriff, mayor of Eagle Grove, and by over one hundred citizens who signed a petition. Sentence commuted March 26, 1906.

WALTER GRAHAM, Adams County. Committed to the penitentiary on the 26th day of March, 1902, to serve a term of five years for the offense of burglary, and commuted to four years and twenty-two days on the recommendation of the warden, the object being to restore to the applicant one hundred fifteen days good time forfeited for violating the prison rules. Sentence commuted April 17, 1906.

BERTHA EIGENMAN, Muscatine County. Committed to the penitentiary on the 11th day of January, 1906, to serve a term of nine months for the offense of keeping a house of ill-fame. Commuted to five months. A petition signed by several hundred citizens, including nearly all the business men in the city of Muscatine, was filed asking an absolute pardon before commitment. Sentence commuted June 4, 1906.

J. H. THOMAS, Warren County. Sentenced at the January Term, 1905, to serve a term of one year in the penitentiary for the offense of forgery. On the recommendation of a large number of citizens commuted to six months in said penitentiary. Sentence commuted September 15, 1906.

CLARENCE KEIHLE, Polk County. Committed January 14, 1903, to the penitentiary at Fort Madison to serve a term of five years for the offense of larceny. On the recommendation of Judge Bishop, commuted to four years, eleven months and twenty-six days on the representation that the mother of the applicant was lying at the point of death. Sentence commuted October 10, 1906.

WILLIAM GIFFORD, Polk County. Committed to the penitentiary on the 14th day of January, 1903, to serve a term of five years for the offense of larceny. Commuted to imprisonment for four years, ten months and ten days on the recommendation of the warden of said penitentiary for the purpose of restoring to the said William Gifford fifty days good time which had been forfeited by him by reason of an infraction of the rules of the prison. Sentence commuted November 11, 1906.

GEORGE CONRAD, Adams County. Committed to the penitentiary at Fort Madison on the 16th day of January, 1903, to serve a term of five years for the offense of larceny. Commuted to four years, ten months and ten days on the recommendation of the warden, for the purpose of restoring to the said George Conrad fifty days good time which he had forfeited for violating the prison rules. Sentence commuted November 10, 1906.

FRANK COOK, Polk County. Committed to the penitentiary at Fort Madison on the 20th day of May, 1903, to serve a term of four years for the offense of larceny. Commuted to three years, seven months and twenty-six days on the recommendation of the warden, for the purpose of restoring to the said Frank Cook three days good time, and for the purpose of enabling him to be discharged on the 31st day of December, 1906.

REMISSIONS.

The remissions herein presented were, in almost every case, recommended by those officers in the counties where the fines were imposed who are concerned, directly or indirectly, in the collection of the same; namely, the county attorney, county auditor, clerk of the district court, county treasurer, and the members of the board of supervisors, or a majority of them, and were conditioned upon the payment of all costs when the same had not been paid.

Name.	County.	Term Imposed.	Amt.	Date Remitted.
John Schneider	Plymouth	Nov. 1896	\$ 300.00	Jan. 11, 1906
Jacob Beckey	Muscatine	June, 1898	500.00	Jan. 11, 1906
E. G. Wiggins	Story	Jan., 1903	300.00	Jan. 16, 1906
Peter Clausen	Grundy	Feb., 1902	200.00	Jan. 20, 1906
Dr. J. H. Runyon	Wayne	Mar., 1904	400.00	Feb. 12, 1906
John Sebetka	Linn	June, 1893	300.00	Feb. 12, 1906
Matt Savage	Polk	Sept., 1905	300.00	Feb. 21, 1906
Joseph Briski	Appanoose	Nov., 1903	300.00	Mar. 30, 1906
Charles Pond	Adams	Oct., 1898	500.00	April 11, 1906
George Keenhold	Polk	May, 1902	600.00	May 9, 1906
C. M. Beebe	Floyd	Nov., 1891	300.00	May 23, 1906
George Swab	Appanoose	Sept., 1897	200.00	June 28, 1906
George Starcevic	Appanoose	Sept., 1903	300.00	Oct. 2, 1906
Charles Hubbard	Monona	April, 1904	300.00	Oct. 23, 1906
C. W. Monroe	Franklin	Jan., 1900	100.00	Oct. 31, 1906
Fred Long	Washington	Mar., 1904	1,000.00	Nov. 10, 1906
Dennis Clancey	Washington	Sept., 1905	60.00	Nov. 12, 1906
Lee Lane	Mahaska	Oct., 1905	300.00	Nov. 27, 1906
James Crawford	Jasper	Oct., 1906	1,000.00	Nov. 27, 1906
John Young	Jasper	Oct., 1906	1,000.00	Nov. 27, 1906
Dr. J. W. Mulhern	Madison	May, 1905	150.00	Dec. 7, 1906
N. S. Winkleman	Mahaska	Oct., 1905	300.00	Dec. 7, 1906

RECAPITULATION.

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