

Labor Commissioner:

Three book cases, glass front, \$30.00; one book case, \$10.00; one pigeonhole case, \$10.00; one case with drawers, \$5.00; one double case, flat top, \$15.00; one walnut table, \$3.00; one typewriter, with desk, \$60.00; two revolving chairs, \$40.00; eight cane chairs, \$24.00; one stand and letter press, \$10.00; one wash stand, \$6.00; one dictionary and stand, \$12.00; one mirror, 16x22, \$2.50; one revolving book case, \$5.00; one typewriter desk, flat top, \$20.00; one filing case, \$25.00.

Total\$277.50

Custodian's Office:

One table, three feet (Dairy Commissioner's office), \$50.00; one typewriter and stand, \$92.50; one desk, \$105.00; one pigeonhole case, \$10.00; one key case, \$10.00; one book case (Adjutant General's office), \$20.00; one dictionary and stand, \$1.00; one revolving chair, \$21.35; two arm chairs, \$30.00; one small chair, \$10.00; two revolvers, \$12.00 each, \$24.00.

Total\$300.85

State Library at Historical Building:

Fifteen tables, \$868.76; two catalog cases, \$1,226.60; four desks, \$268.45; ninety-three chairs, \$493.56; two settees, \$75.50; one umbrella rack, \$14.16; one revolving book rack, \$17.70; one extra base for listing case, \$8.26; one book truck, \$25.37; twenty-five wall book shelving, \$94.90; six hassocks, \$8.75; one mirror, \$8.26; one water cooler, \$12.00; one clock, \$10.00.

Total\$3,022.27

Historical Building:

Six desks, \$180.00; twenty-seven cases, \$2,868.00; two circular settees, \$200.00; one davenport, \$100.00; two sofas, \$250.00; fifty-three chairs, \$1,020.00; four stools, \$2.00; twelve tables, \$392.00; two typewriters, \$200.00; one letter press, 50c; two mirrors, \$4.00; one clock, \$10.00; one portable lamp, \$5.00; one book rack, \$15.00; one dictionary and stand, \$15.00; one fancy screen, \$40.00; one ice box, \$22.75.

Total\$5,226.25

Hall of Public Archives:

Three office chairs, \$45.00; five cane bottom chairs, \$15.00; five small chairs, \$50.00; one oak table, \$20.00; one walnut table, 23x9 feet, \$5.00; one poplar table, 3x9 feet, \$5.00; six pine tables, 4x8 feet, loose top, \$30.00; one pine table, heavy, 3x8 feet, loose top, \$10.00; eight kitchen tables, \$10.00; two pigeonhole cases, \$5.00; three filing cases, oak, new, \$30.00; one typewriter stand, \$10.00.

Total\$235.00

State Veterinary's Office:

One office chair, \$21.45; one desk, \$55.00; one typewriter, \$115.00; filing cabinets and book cases, \$135.00; one flat top desk, \$36.50; one typewriter chair, \$4.50.

Total\$367.65

Milk Testing Room:

Two tables, \$2.00; one steam testing machine, \$15.00; one hand testing machine, \$2.00; one chair, \$1.00; one portable lamp, \$2.00.

Total\$22.00

REPORT

BY THE

GOVERNOR OF IOWA

OF

PARDONS

Suspensions and Commutations of Sentence

AND

REMISSIONS OF FINES

FROM

JANUARY 1, 1907, TO DECEMBER 31, 1908

DES MOINES
EMORY H. ENGLISH, STATE PRINTER
1909

LETTER OF TRANSMITTAL

EXECUTIVE OFFICE, January 11, 1909.

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, 1908.

WARREN GARST,
Governor.

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 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 for its advice. It likewise requires publication of the application for pardon, containing the grounds upon which it was asked, which notices have been published as required by statute. The original papers with accompanying applications are on file in the Governor's office for the inspection of the General Assembly:

In the case of Thomas C. Robinson the notice was sent to the "Cresco Republican" for publication and after a delay of two weeks the Governor was advised that the "Cresco Republican" had suspended publication several months before. Notice was at once published in another paper and has been published for four consecutive weeks as required but the fourth publication was a little less than twenty days prior to the convening of this legislature on account of the suspension of the paper. It is urged that this circumstance shall not be permitted to militate against his application.

Adams, Will.
Alexander, W. E.
Glyndon, W. P.
Haley, Leonard W.
Jones, W. M. H.
Robbard, Hugh L.
Robinson, Thomas C.
Parnitzka, Albert.
Penny, John.
Van Tassel, L. R.
Watson, Thomas W.
Woodward, C. H.

PARDONS ADVISED BY THE THIRTY-SECOND GENERAL ASSEMBLY

JASPER MASON, Dallas County. Committed to the penitentiary April 16, 1893, for the term of his natural life, for the crime of murder in the first degree. Notice was published and this case submitted to the Thirty-second General Assembly, as the law requires and by resolution of that body the defendant was conditionally pardoned on the 19th day of April, 1907.

PARDONS GRANTED UPON THE RECOMMENDATION OF THE BOARD OF PAROLE.

JOSEPH MARINSIN, Guthrie County. Committed to the penitentiary on the 24th day of December, 1905, to serve a term of two and one-half years for the offense of manslaughter. A conditional pardon was recommended by the Board of Parole and the same was granted on the 14th day of October, 1907.

LOUIS WESTERMAN, Polk County. Convicted at the June term, 1907, of the offense of perjury and sentenced to serve a term of four years in the penitentiary. This application was referred to the Board of Parole for investigation and recommendation and after ascertaining the facts in the case the board recommended that he be pardoned before commitment. Pardon granted the 4th day of May, 1908.

R. S. MEYERS, Scott County. Committed to the penitentiary on the 13th day of December, 1904, to serve a term of seven years for the offense of larceny from the person. This application was referred to the Board of Parole for investigation and recommendation, which recommendation was that a full pardon be granted said R. S. Meyers. Pardon granted November 23, 1908.

JOHN G. STEEL, Monroe County. Committed to the penitentiary on the 21st day of September, 1907 for life, for the crime of murder in the first degree. This application was referred to the Board of Parole for investigation and recommendation. The Board of Parole in recommending that a pardon be granted in this case stated that inasmuch as the record of the prisoner in the penitentiary had been exceptionally good; that he had served more than eleven years, and is now seventy years of age; that the petitions for his pardon were numerous, coming

from Mahaska, Wapello, and Monroe counties; that there were no remonstrances against his pardon; that they believe him to be a man who will be perfectly safe if allowed his liberty and that under all the circumstances his punishment had been sufficient from the standpoint of retribution or the protection of the public, they therefore, recommended a full pardon, which was granted on the 21st day of November, 1908.

PARDONS

OTTO OTTEN, Pocahontas County. Committed to the penitentiary on the 29th day of January, 1887, for life, for the crime of murder in the first degree and granted a conditional pardon on the 23d day of April, 1902, upon the recommendation of the Twenty-ninth General Assembly, and additional showing having been filed with the Governor recommending a full pardon the same was granted on the 20th day of July, 1907.

WILLIAM YOUNG, Woodbury County. Committed to the penitentiary on the 20th day of February, 1897, for life for the crime of murder in the first degree and granted a conditional pardon on the 22d day of April, 1902, upon the recommendation of the Twenty-ninth General Assembly. Additional showing having been filed with the Governor recommending a full pardon for the said William Young, the same was granted on the 16th day of December, 1908.

SUSPENSIONS.

H. L. BRIGGS, Scott County. Convicted at the April term, 1904, of the offense of larceny from the person, and sentenced to serve a term of six and two-thirds years in the penitentiary. Clemency was recommended by a number of business men of Des Moines, where the applicant formerly lived, on account of his previous good character and on account of the condition of his wife. Sentence suspended January 10, 1907.

JOHN WEEKS, Cerro Gordo County. Convicted at the January term, 1905, of the offense of uttering a forged instrument, and sentenced to serve a term of four years in the penitentiary. Clemency was recommended by a number of business men of Des Moines, where he and by a large number of influential citizens and business men of Mason City who were familiar with all of the circumstances of the commission of the crime. Sentence suspended January 12, 1907.

J. W. HILLYARD, Wright County. Convicted at the February term, 1906, of the offense of uttering a forged instrument, and sentenced to serve a term of five years in the penitentiary. Clemency was recommended by Hon. S. M. Weaver, Judge of the Supreme Court, Hon. B.

P. Birdsall, congressman from the third congressional district, and by the trial judge and the county attorney, also by Hon. C. F. Peterson. Sentence suspended, January 12, 1907.

SIMON HUDSON, Ringgold County. Convicted at the April term, 1902, and sentenced to serve a term of ten years for the offense of burglary. Clemency was recommended by the county attorney, county auditor, county treasurer, and clerk of the district court, also by members of the board of supervisors and by a large number of the citizens of Clinton township, Ringgold county, who were familiar with all the circumstances connected with the commission of the crime. Sentence suspended January 17, 1907.

PETER FINNEGAN, Cerro Gordo County. Convicted at the September term, 1906, of the offense of embezzlement, and sentenced to serve a term of six months in the penitentiary. Clemency was recommended by four of the jurors and by a large number of the citizens of Mason City who were familiar with the circumstances of the crime. Sentence suspended January 1, 1907.

J. M. ROBERTSON, Mahaska County. Convicted at the October term, 1905, of the offense of adultery and sentenced to serve a term of three years in the penitentiary. Sentence suspended January 30, 1907, after personal hearing had been granted by the Governor.

WILLIAM MANCHESTER, Woodbury County. Convicted at the September term, 1905, of the offense of larceny, and sentenced to serve a term of one year in the penitentiary. Clemency was recommended by the trial judge, by the sheriff, city attorney, city treasurer, practically all the county officers, by Hon. W. G. Sears, Mayor of Sioux City, and a number of the most influential citizens of Sioux City, who were familiar with all of the circumstances connected with the commission of the crime. Sentence suspended February 14, 1907.

HAL BUTLER, Crawford County. Convicted at the March term, 1904, of the offense of robbery, and sentenced to serve a term of ten years in the penitentiary. Clemency was recommended by the trial judge, by P. E. C. Lally, who was appointed by the county to prosecute, by Hon. J. B. Conner and by a large number of the citizens of Crawford county. Sentence suspended February 16, 1907.

BURT BUTLER, Crawford County. Convicted at the March term, 1904, of the offense of robbery, and sentenced to serve a term of ten years in the penitentiary. Clemency was recommended by the trial judge, by P. E. C. Lally, who was appointed by the county to prosecute, by Hon. J. B. Conner and by a large number of the citizens of Crawford county. Sentence suspended February 16, 1907.

LIZZIE AUSTIN, Marshall County. Convicted at the January term, 1904, for the offense of burglary, and sentenced to serve a term of ten years in the penitentiary. Clemency was recommended by six of the jurors, by Rt. Rev. M. C. Lenihan, Bishop of Great Falls, Montana, formerly of Marshalltown, by the mayor of Marshalltown, by the county

auditor, county recorder, county treasurer, clerk of the district court, and by a large number of the citizens of Marshall county. Sentence suspended February 22, 1907.

PURL O. WRIGHT, Green County. Convicted at the January term, 1906, of the offense of assault to commit rape, and sentenced to serve a term of three years in the penitentiary. Clemency was recommended by Hon. Mahlon Head and by a very large number of influential citizens of Greene County, who were familiar with all the circumstances of the commission of the crime. Sentence suspended March 12, 1907.

LOYD HAWK, Polk County. Convicted at the September term, 1906, of the offense of forgery, and sentenced to serve a term of one year in the penitentiary. Clemency was recommended by J. W. Jones, chief of police, Des Moines, and by a large number of the citizens of Rockford, Illinois, in order that Loyd Hawk might be released in time to reach home before the death of his brother who was dying of quick consumption. Sentence suspended March 4, 1907.

J. F. SPEAR, Lucas County. Convicted at the January term, 1906, of the offense of uttering a forged instrument and sentenced to serve a term of two and one-half years in the penitentiary. Clemency was recommended by Hon. Warren Garst, Hon. F. M. Hopkins, State Senator, and by Hon. W. T. McConnell of South Dakota, formerly of Iowa. Sentence suspended March 25, 1907.

W. T. McDONALD, Scott County. Convicted at the April term, 1905, of the offense of perjury, and sentenced to serve a term of two and one-half years in the penitentiary. Clemency was recommended by Hon. F. L. Coffin, also by E. P. and H. A. Schanz, of the Reliable Foundry & Machine Co., of Ft. Madison, who offered Mr. McDonald a position with their company at \$100.00 per month, immediately upon his release. Sentence suspended March 30, 1907.

CHARLES W. KING, Polk County. Convicted at the September term, 1905, for the offense of attempt to break and enter, and sentenced to serve a term of three years in the penitentiary. Clemency was recommended by Rev. A. C. Douglas, A. H. Miles Dr. Geo. Royal, Zell G. Roe, Charles W. Schram, Charles Murrow, B. F. Coffin, C. A. Dudley, A. J. Mathis, by A. H. McVey, trial judge, and by a number of other citizens of Polk County. Sentence suspended, April 19, 1907.

VOCLAV REJAC, Linn County. Convicted at the September term, 1903, of the offense of murder in the second degree, and sentenced to serve a term of twenty-five years in the penitentiary. Clemency was recommended by Hon. B. H. Miller, judge who presided at the trial, Hon. Jos. Mekota, county attorney, who prosecuted, by Hon. C. C. Watkins, ex-county attorney, Joseph Kozlovsky, city marshal at the time the crime was committed, by John W. Gelger, recorder "El-Kahir Temple," Joseph J. Hajek, editor "Vestnik Iowsky," L. J. Paldy, water commissioner, J. H. Smith, President Farmers' Insurance Co., W. F. Severa, manufacturing chemist, John Bosmek, Secretary Bohemian Building and Loan Association. Sentence suspended April 11, 1907.

GEORGE V. BURRIER, Clinton County. Convicted at the April term, 1903, of the offense of burglary, and sentenced to serve a term of fifteen years in the penitentiary. This suspension was granted for the purpose of carrying out an understanding which the officers of the court had with the defendant, to the effect that the sentence imposed should be reduced on account of defendant's giving testimony which aided in the conviction of several other criminals. Sentence suspended, April 30, 1907.

MATT MAHER, Johnson County. Convicted at the November term, 1905, of the offense of manslaughter, and sentenced to the penitentiary to serve a term of two years. Clemency was recommended by the trial judge, by the county attorney, the assistant county attorney, by the sheriff, Hon. G. W. Koontz, representative, and by all the other county officers of Johnson county. Sentence suspended April 30, 1907.

JOHN EZECHICK, Johnson County. Convicted at the November term, 1905, of the offense of manslaughter, and sentenced to the penitentiary to serve a term of two years. Clemency was recommended by the trial judge, by the county attorney, the assistant county attorney, by the sheriff, Hon. G. W. Koontz, representative, and by all the other county officers of Johnson county. Sentence suspended April 30, 1907.

SAMPLE DELLITT, Scott County. Convicted at the April term, 1907, of the offense of forgery, and sentenced to serve a term of one day in the penitentiary and to pay a fine of \$25.00. Suspension before commitment to the penitentiary was recommended by the court upon payment of the fine and costs. Same was also recommended by the county attorney. Sentence suspended May 2, 1907.

WILLIAM BELL, Polk County. Convicted at the March term, 1907, of the offense of breaking and entering, and sentenced to serve a term of eight months in the penitentiary. Clemency was recommended by the judge, and county attorney, the latter stating that when he accepted the plea of guilty at the time of the trial, he had in mind the imposing of the jail sentence only, and recommended the same to the court, but that it was in some way misunderstood or overlooked. The applicant was confined in the county jail ninety days awaiting trial and upon the above showing the sentence was suspended before commitment. Sentence was suspended May 2, 1907.

JOE WOOD, Ringgold County. Convicted at the November term, 1905, of the offense of larceny and sentenced to serve a term of three years in the penitentiary. Clemency was recommended by H. Middleworth, the owner of the pocket book, which was said to have been stolen, and by all of the county officers of Ringgold county. Sentence suspended May 4, 1907.

H. A. CUNNINGHAM, Scott County. Convicted at the April term, 1903, of the offense of robbery. Clemency recommended by Fred W. Neil, county attorney, at the time the crime was committed, Albert Hamann, and C. H. Murphy, assistant county attorney, E. G. McArthur,

sheriff, by Geo. C. Scott, of Davenport, the trial judge having filed a statement that he would neither oppose nor recommend clemency. Sentence suspended May 11, 1907.

GEORGE M. BOOTON, Fremont County. Convicted at the January term, 1905, of the offense of larceny, and sentenced to serve a term of five years in the penitentiary. Clemency was recommended by the trial judge and the county attorney, and by A. L. Chantry, ex-county attorney. Sentence suspended May 11, 1907.

ORRIS EVANS, Benton County. Convicted at the September term, 1905, of the offense of conspiracy, and sentenced to serve a term of three years in the penitentiary. Clemency was recommended by the trial judge and the county attorney, by Hon. W. P. Whipple, state senator, and by a large number of citizens of Benton county, who were familiar with this case. Sentence suspended May 28, 1907.

CLEVE EVANS, Benton County. Convicted at the September term, 1905, of the offense of conspiracy, and sentenced to serve a term of three years in the penitentiary. Clemency was recommended by the trial judge and the county attorney, by Hon. W. P. Whipple, state senator and by a large number of citizens of Benton county, who were familiar with this case. Sentence suspended May 28, 1907.

LEWIS ROTH, Mills County. Convicted at the September term, 1905, of the offense of robbery and sentenced to serve a term of four years in the penitentiary. Clemency was recommended by George R. Logan, city marshal, Red Oak, William Thomas, sheriff, W. S. Ellis, county treasurer, Peter Ostrom, county auditor, E. W. Fenton, J. S. Cook, residents of Red Oak, Captain John Hayes, Secretary of the Iowa Shilo Commission. Sentence suspended May 28, 1907.

J. W. SALE, Page County. Convicted at the February term, 1902, of the offense of murder in the second degree and sentenced to serve a term of ten years in the penitentiary. Clemency was recommended by Hon. W. R. Green, judge who pronounced sentence, by W. P. Ferguson, and Charles S. Keenan, attorneys of Shenandoah, Iowa, by John M. Dawson and W. C. Pierce, Merryville, Missouri, and by a large number of the citizens of Page county, who were familiar with all the circumstances connected with the commission of this crime. Sentence suspended May 28, 1907.

WESLEY SMITH, Keokuk County. Convicted at the September term, 1906, of the offense of larceny and sentenced to serve a term of two years in the penitentiary. Clemency was recommended by S. G. Wilson, W. S. Utterback, shippers from whom the hogs were stolen, by James Hamilton of Delta, H. Hawkins, justice of the peace, and by practically all the business men and residents of Delta and vicinity. Sentence suspended May 28, 1907.

CHARLES W. BRYAN, Jasper County. Convicted at the December term, 1905, of the offense of forgery and sentenced to serve a term of five years in the penitentiary. Clemency was recommended by Hon.

D. H. Gill, mayor of Prairie City, T. J. Cowman, justice of the peace, J. H. Furnay, constable, John T. Buckingham, city marshal, E. G. Robinson, editor "Prairie City News," J. Mummert, postmaster, and by over one hundred business men and citizens who were familiar with all the circumstances connected with the commission of this crime. Sentence suspended June 1, 1907.

JULIUS MENTZER, Humboldt County. Convicted at the October term, 1901, of the offense of murder in the second degree, and sentenced to serve a term of twenty-five years in the penitentiary. Clemency was recommended by W. B. Quarton, judge who prosecuted, by William J. Taft, county attorney, by Hon. D. W. Ray, mayor of Humboldt, J. W. Foster, postmaster, by all of the county officers of Humboldt county, and by Hon. M. D. Reed, ex-representative. Sentence suspended June 24, 1907.

F. CROUCH, Palo Alto County. Convicted at the March term, 1905, of the offense of rape and sentenced to serve a term of seven years in the penitentiary. Clemency was recommended by Hon. Frank D. Jackson, Hon. W. B. Quarton, trial judge, F. C. Davidson, county attorney who prosecuted, Hon. Geo. H. Carr, Des Moines, by practically all the county officers of Palo Alto county and by a large number of influential citizens and business men of Emmetsburg. Sentence suspended June 24, 1907.

WILLIAM PURCELL, Muscatine County. Convicted at the January term, 1905, of the offense of assault to commit murder and sentenced to serve a term of twelve years in the penitentiary. Clemency was recommended by the trial judge, by Hon. Arthur Huffman, and W. L. Roach, S. M. Hughes, J. L. Giesler, Frank W. Reed, J. G. Van Lent, and a number of other influential business men of Muscatine. Also by Hon. R. S. McNutt, mayor of Muscatine. Sentence suspended June 24, 1907.

ED D. BROWN, Montgomery County. Convicted at the May term, 1905, of the offense of larceny, and sentenced to serve a term of four years in the penitentiary. Clemency was recommended by F. P. Greenlee, county attorney, who prosecuted and N. W. Macey who imposed the sentence, stating that while he was not prepared to recommend the same he was confident that Mr. Greenlee would not make any recommendations that were not worthy of consideration and he would not oppose clemency. This was also recommended by a large number of Mr. Brown's neighbors and friends in Montgomery county. Sentence suspended June 24, 1907.

M. O'CONNELL, Polk County. Convicted at the May term, 1907, of the offense of uttering a forged instrument and sentenced to serve a term of fourteen months in the penitentiary. Suspension before commitment was recommended by the trial judge and the county attorney. Also by a number of business men of Des Moines, who were familiar with all the circumstances connected with the commission of this crime. Sentence suspended June 27, 1907.

WILLIAM WARREN, Cass County. Convicted at the April term, 1906, of the offense of larceny and sentenced to serve a term of four years in the penitentiary. Clemency was recommended by Hon. C. A. Meredith, representative from Cass county, by Hon. James E. Bruce, state senator and by a large number of the leading citizens of Atlantic. Sentence suspended June 24, 1907.

H. M. VORHIES, Polk County. Convicted at the May term, 1904, of the offense of uttering a forged instrument and sentenced to serve a term of five years in the penitentiary. Clemency was recommended by W. L. Barrett, superintendent of the public schools, Poplar Bluffs, Mo., by J. H. Mackey, judge of the common pleas court, Cambridge, Ohio, by a number of business men of Byesville, Ohio, and Kansas City, Missouri, where the applicant formerly lived, and by H. M. Whinnery, cashier Century Savings Bank, Des Moines, Iowa, being one of the banks that was defrauded by the forgery. Sentence suspended July 16, 1907.

JOHN C. HARTER, Henry County. Convicted at the April term, 1906, of the offense of perjury and sentenced to serve a term of two years in the penitentiary. Clemency was recommended by the trial judge, after he should serve one year of his sentence, by Mr. William Hoaglin, and by a large number of businessmen and citizens of Henry county. Sentence suspended August 7, 1907.

EDWARD C. SPARKS, Decatur County. Convicted at the January term, 1907, of the offense of forgery and sentenced to serve a term of one year in the penitentiary. Clemency was recommended by C. W. Baker, county attorney, the trial judge, H. W. Evans, stating that while he was not prepared to recommend he would certainly offer no objection to a suspension of sentence. Sentence suspended August 29, 1907.

FRED LASSELL, Polk County. Convicted at the October term, 1903, of the offense of breaking and entering and sentenced to serve a term of six years in the penitentiary. Clemency was recommended by Mr. Leonard Brown in a personal interview. As a further reason for this suspension the brother of Fred Lassell represented to the Governor that their property interests in this city required the presence of his brother at an early date and on account of the shortness of the time to be served suspension was granted September 13, 1907.

DONALD W. BAIN, Polk County. Convicted at the January term, 1906, of the offense of robbery and sentenced to serve a term of fifteen years in the penitentiary. Clemency was recommended by Mr. Fred P. Carr, Mr. Charles Roe, of Des Moines, by E. M. Gray, President of the State Board of Examiners for Mine Inspectors, by Hon. J. P. Dolliver, United States Senator, by Hon. Thos. D. Healy, and S. T. Meservey, Fort Dodge, by Hon. Jesse A. Miller, judge, and by a large number of business men and citizens of Des Moines and Boone, Iowa. Sentence suspended September 24, 1907.

HENRY HAMILTON, Scott County. Convicted on the 19th day of October, 1904, of the offense of uttering a forged instrument and sentenced to serve a term of six years in the penitentiary. This suspension

was issued upon the recommendation of the Board of Parole in order that Mr. Hamilton might be allowed to go to Kenosha, Wisconsin, to be under the direct supervision of Lynn A. Fox, General Secretary of the Y. M. C. A. Sentence suspended October 14, 1907.

MILLARD BUCK, Jasper County. Convicted at the January term, 1905, of the offense of murder in the second degree, and sentenced to the penitentiary for life. This suspension was granted upon a very strong showing made in his behalf and for the further reason that there is a strong belief that he was insane at the time the crime was committed, it having been necessary to confine him in the insane ward at Anamosa during the greater part of the time he was incarcerated there. After a very careful examination by our foremost alienist it was decided that he should be released under suspension of sentence and placed in the care of his brother, Frank E. Buck, of Guthrie, Oklahoma, for treatment. Sentence suspended December 30, 1907.

OTTO DANE, Union County. Convicted at the November term, 1906, of the offense of larceny, and sentenced to serve a term of two years in the penitentiary. Clemency was recommended by W. H. Franz, chief of police, Hon. Lucian E. Carter, Dr. E. H. Bullock, A. L. Thompson, J. D. Wilson and Harry Levinson, business men of St. Joseph, Missouri. This application was also supported by a petition very numerous signed by the former friends and neighbors of the applicant. This application was made to the Governor instead of the Board of Parole for the reason that the applicant had always lived in or near St. Joseph, Mo., and it was thought best that he should return to Missouri upon his release. Sentence suspended March 18, 1908.

VICTOR P. REMY, Dubuque County. Convicted at the January term, 1908, of the offense of embezzlement and sentenced to serve a term of six months in the penitentiary. Clemency was recommended by the trial judge, the county attorney, by the sheriff, clerk of the district court, and by many of the most influential business men of Dubuque. Sentence suspended April 13, 1908.

DANIEL QUINN, Polk County. Convicted at the September term, 1907, of the offense of manslaughter, and sentenced to serve an indeterminate term in the penitentiary. Clemency was recommended by Hugh Brennen, judge, Lawrence DeGraff, county attorney, by Father Nugent, by I. G. Newlen, and by E. C. Johnson, all of whom were strongly in favor of this sentence being suspended before commitment to the penitentiary. Sentence suspended June 16, 1908.

R. S. MEYERS, Scott County. Committed to the penitentiary on the 13th day of December, 1904, to serve a term of seven years for the offense of larceny. This suspension was granted upon the written recommendation of the Board of Control of State Institutions for the purpose of permitting the said Board of Control to transfer the said R. S. Meyers from the hospital attached to the penitentiary at Fort Madison to the University Hospital at Iowa City, in order that an operation might be performed upon said R. S. Meyers for chronic

mastoiditis and was to remain in force for a period of two months or such part thereof as might be required for the operation and the recovery of the said R. S. Meyers thereafter. Sentence suspended June 30, 1908, and on August 31, 1908, the said R. S. Meyers was returned to the penitentiary.

HOMER HILL, Scott County. Convicted at the September term, 1907, of the offense of robbery and sentenced to serve an indeterminate term in the penitentiary. This suspension was granted on the 22d day of July 1908, for the purpose of permitting the said Homer Hill to visit his mother who was dying and the suspension was to be enforced for a period of twenty days only. At the expiration of the twenty days the said Homer Hill voluntarily returned to the penitentiary to serve out the remainder of his sentence.

EDWARD HANLON, Decatur County. Convicted at the January term, 1907, of the offense of breaking and entering and sentenced to serve a term of three years in the penitentiary. This suspension was granted upon the recommendation of the Board of Parole. Sentence suspended August 6, 1908.

HARRY LASH, Keokuk County. Convicted at the April term, 1905, of the offense of burglary, and sentenced to serve a term of seven years in the penitentiary. Clemency was recommended by the trial judge, county attorney, by the sheriff, and town marshal. Sentence suspended September 12, 1908.

FRANK JACKMAN, Clark County. Convicted at the February term, 1898, of the offense of obstructing a railroad and sentenced to the penitentiary for life. This suspension was granted upon the recommendation of the Board of Parole to whom this case was referred by the Governor for investigation and recommendation. Sentence suspended September 3, 1908.

ANDREW J. CONOVER, Chickasaw County. Convicted at the October term, of the offense of cheating by false pretenses and sentenced to serve a term of five years in the penitentiary. Clemency was recommended by Hon. Burt D. Cady, State Senator, Michigan, Hon. H. W. McMorran, United States Representative from Michigan, John L. Black, J. R. Smith, Port Huron, Michigan. Sentence suspended November 20, 1908, and permission given to the applicant who is now seventy-eight years old to go to Port Huron, Michigan, to reside with his daughter, Mrs. J. R. Smith.

C. C. PORTER, Polk County. Convicted at the April term, 1908, of the offense of keeping a house of ill-fame, and sentenced to serve an indeterminate term in the penitentiary. Clemency was recommended by Hon. William H. McHenry, judge, Lawrence DeGraff, J. W. Carr of Montezuma, and by Hon. A. J. Mathis, Mayor, J. C. Loper, sheriff, and by practically all of the city and county officials as well as a number of prominent business men of Des Moines; it being represented that the applicant was an old man and partially paralyzed and that he was only

technically guilty of this offense, the same being the result of an oversight. Sentence suspended November 21, 1908.

HOMER HILL, Scott County. Convicted at the September term, 1907, of the offense of robbery, and sentenced to serve an indeterminate term in the penitentiary. This suspension was granted upon the recommendation of the Board of Parole in order that he might be permitted to reside with his parents in Rock Island, Illinois. Sentence suspended November 21, 1908.

ELMER SMITH, Muscatine County. Convicted at the September term, 1907, of the offense of grand larceny, and sentenced to imprisonment in the penitentiary for an indeterminate term. This suspension was granted upon the recommendation of the Board of Parole and is to take effect April 1, 1909, upon condition that the said Elmer Smith remain under the care and in the employ of his brother, C. L. Smith, Elliott, North Dakota. Sentence suspended November 23, 1908.

FRED FIVECOAT, Clarke County. Convicted at the March term, 1898, of the offense of obstructing a railroad, and sentenced to the penitentiary for life. Clemency was recommended by S. P. Shaw, Chancellor Central University of Iowa, also by Dr. S. L. Landis of Osceola, by G. F. Boyle, Seattle, Washington, by O. E. Garrett, A. H. Sells of Murray, Iowa, and by a large number of business men and citizens of Clarke county. Sentence suspended November 23, 1908.

A. C. SHEETS, Lyon County. Convicted at the July term, 1905, 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, the county attorney, by W. H. Weaver, Sheldon, Hon. W. C. Kimmel, State Senator, and by a large number of business men and citizens of Sheldon and vicinity. Sentence suspended November 23, 1908, to take effect December 23, 1908.

JAMES LANE, Hardin County. Convicted at the January term, 1902, of the offense of murder in the second degree, and sentenced to serve a term of twenty-five years in the penitentiary. Clemency was recommended by Hon. Mark Furry, M. A. Whitney, John Combelick, John A. Tallon, W. M. Cousins, postmaster, Benjamin J. Birdsall and Son, bankers, John Laird, O. M. Harp, John Tomlinson, justice of the peace, John Hoskin, president of the school board of Alden, Iowa. Sentence suspended November 23, 1908, upon condition that he reside with his son William Lane in the State of Minnesota.

JACKSON B. THOMAS, Scott County. Convicted at the April term, 1902, of the offense of uttering a forged instrument and sentenced to serve a term of seventeen and one-half years in the penitentiary. Clemency was recommended by E. C. McArthur, sheriff of Scott County, at the time of the conviction, George W. Scott, city attorney, T. Atkinson, Chief of Police, Hugo Moeller, city clerk, Louis E. Raddivig, police magistrate, Louis Ekhardt, sheriff, J. J. Marion, deputy sheriff, Fred C. Morse, deputy sheriff, Rudolph Rohlf, county treasurer, Frank

Holm, recorder, L. C. Oelhers, J. P. Cheek, clerk of the district court at the time of the sentence, L. E. Fay, Clinton, W. M. Chamberlain, attorney at Davenport, by Hon. J. W. Olford, Mayor of Linton, Indiana, A. Morton Cooper, William H. Sivel, Samuel Laughlin, F. M. Blackstone, prominent business men of Philadelphia and a number of other influential business men of Philadelphia. Sentence suspended November 23, 1908, upon condition that he reside with his nephew, George Crabtree, at Clay City, Indiana.

TOM STEVENS, Polk County. Convicted at the January term, 1906, of the offense of assault to commit rape and sentenced to serve a term of twelve years in the penitentiary. Clemency was recommended by the father and mother of the girl upon whom the offense was said to have been committed, F. S. Shanklin, Charles S. Bradshaw, also by Frank Starzinger, proprietor Northwestern Hotel. Sentence suspended November 24, 1908.

CHARLES B. GAGE, Poweshiek County. Convicted at the March term, 1907, of the offense of sodomy and sentenced to the penitentiary for an indeterminate term. This suspension was granted in order that opportunity might be given to make proper inquiry respecting the mental condition of the said Charles B. Gage. Sentence suspended before commitment, November 23, 1908.

JOSEPHINE WILSON, Mahaska County. Convicted at the November term, 1904, for the offense of keeping a house of ill-fame, and sentenced to serve a term of five years in the penitentiary. This suspension was granted upon the recommendation of the warden of the penitentiary and the prison physician, who made a very strong statement as to the mental and physical condition of the applicant, to the effect that her mind was being seriously affected by confinement and that there was no possible doubt but that she would lose her reason permanently and that she would become a charge upon the state for the rest of her life if kept in confinement for the remainder of her term. Sentence suspended December 23, 1908.

SUSPENSIONS OF COUNTY JAIL SENTENCES

ROBERT NELSON, Scott County. Convicted at the November 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 trial judge and county attorney, by the sheriff, deputy sheriff, clerk of the District Court, by police magistrate, chief of police, as well as by a number of the business men and citizens of Scott county. Sentence suspended January 9, 1907.

E. N. LONG, Polk County. Convicted at the January term, 1906, of the offense of maintaining a nuisance and sentenced to pay a fine of \$50.00 or imprisonment in the county jail. Suspension of this sen-

tence in so far as imprisonment in the county jail was concerned was recommended by Lawrence DeGraff, county attorney, B. F. Coffin, clerk of the District Court, Lou Burnett, county auditor, C. H. Murrow, county treasurer. Sentence suspended January 31, 1907.

BERTHA STEVENS, Warren County. Convicted at the November term, 1906, of the offense of larceny from a dwelling in the day time and sentenced to serve a sentence of six months in the county jail. Clemency was recommended by W. M. Wilson, county attorney, G. L. Kimer, sheriff, L. E. Hiatt, chairman board of supervisors, Ed. R. Guthrie, E. B. Dowell, E. W. Beard, President, Pastor Friends' church, and also by Mrs. Igo, from whom the wearing apparel was said to have been stolen. Sentence suspended February 28, 1907.

OSCAR MEYERS, Poweshiek County. Convicted at the January term, 1907, of the offense of resisting an officer and sentenced to serve a term of four months in the county jail. Clemency was recommended by G. E. Blinagar, sheriff, by Frank Bechley, clerk of the District Court, by the mayor, town councilmen and a large number of citizens of Montezuma and vicinity. Sentence suspended April 10, 1907.

RICHARD MYERS, Poweshiek County. Convicted at the January term, 1907, of the offense of resisting an officer and sentenced to serve a term of three months in the county jail. Clemency was recommended by G. E. Blinagar, sheriff, by Frank Bechley, clerk of the District Court, by the mayor, town councilmen and a large number of citizens of Montezuma and vicinity. Sentence suspended April 10, 1907.

A. E. KENDIG, Madison County. Convicted at the February term, 1906, of the offense of practicing without a license, and sentenced to serve a term of ninety days in the county jail. Clemency was recommended by W. S. Whedon, by Arthur Goshorn, editor Winterset News, by Dr. R. R. Davison, and a large number of citizens of Winterset for the reason that Mr. Kendig was a man of eighty years of age and longer confinement in the county jail would have caused his death. Sentence suspended May 3, 1907.

JOHN MORROW, Benton County. Convicted at the April term, 1907, of the offense of illegal sale of intoxicating liquors, and sentenced to pay a fine of \$300.00 and in default of the same to be committed to the county jail for forty days. Suspension of that part of the sentence which required his incarceration in the county jail was recommended by C. Nichols, county attorney, A. H. Turner, county auditor, F. G. Brynor, clerk of the District Court, J. N. Wilson, county treasurer, and by all of the members of the board of supervisors and by Tobin & Murphy, attorneys at Vinton, Iowa. Sentence suspended July 12, 1907.

L. B. CRABTREE, Polk County. Convicted at the March term, 1907, of the offense of assault with intent to commit murder and sentenced to serve a term of six months in the county jail. Clemency was urged on account of the serious condition of Mr. Crabtree as he had consumption and confinement in the county jail in his condition at that time was a very serious matter and was recommended by Hon. Hugh Brennan, judge, Lawrence DeGraff, county attorney, by Hon. H. E. Teachout, J. C. Meyers, A. A. Bennett, J. P. Mowers, Charles Peterson, H. H. Teachout, W. G. Tom. Sentence suspended July 20, 1907.

FRED JONES, Marion County. Convicted at the May term, 1907, of the offense of assault with intent to commit great bodily injury and sentenced to serve a term of nine months in the county jail. Clemency was recommended by Hon. Edmund Nicols, judge, W. H. Lyon, county attorney, and by all of the county officers of Marion county, including the members of the board of supervisors. Sentence suspended August 24, 1907.

ED. OWENS, Union County. Convicted at the April term, 1907, of the offense of assault to commit great bodily injury and sentenced to serve a term of ten month in the county jail. Clemency was recommended by W. H. Robb, editor of "The American," Creston, Iowa, by D. W. Higby, attorney, Hon. Willis M. Brooks, mayor, Creston, by Hugh M. Fry, county attorney, and by a number of business men of Creston. Sentence suspended September 10, 1907.

JOHN RYAN, Mahaska County. Convicted at the March term, 1907, of the offense of breaking and entering and sentenced to serve a term of one year in the county jail. Clemency was recommended by all of the county officers of Mahaska, including the board of supervisors, Judge Preston and county attorney Williams, stating in a letter that while they did not recommend they certainly would not oppose extension of clemence. Sentence suspended September 17, 1907.

JOSEPH BOWERS, Mitchell County. Convicted at the October term, 1907, of the offense of maintaining a nuisance, and sentenced to serve a term in the county jail in default of the payment of a fine of \$300.00. Clemency was recommended by Hon. W. L. Eaton, Osage, by Reverend Thomas A. Berry, Rev. J. L. Martin, W. J. Decker, sheriff, the county attorney, and a number of business men of Osage. Sentence suspended November 7, 1907, in so far as imprisonment in the county jail is concerned only.

H. KRONES, Mitchell County. Convicted at the October term, 1907, of the offense of maintaining a nuisance. Sentenced to serve a term in the county jail in default of the payment of a fine of \$300.00. Clemency was recommended by the county attorney, by Hon. W. L. Eaton, Rev. Thos. A. Berry, Rev. J. P. Martin, also by a large number of business men of Osage. Sentence suspended November 7, 1907, in so far as imprisonment in the county jail was concerned only.

ROSS SEWARD, Polk County. Convicted at the September term, 1907, of the offense of larceny, from a building and sentenced to serve a term of four months in the county jail. Clemency was recommended by P. W. Madden, jailor, also a statement signed by Hugh Brennan, judge, by Lawrence DeGraff, county attorney, to the effect that they had no objection whatever to the extension of clemency to Ross Seward. Suspension of sentence November 8, 1907.

BERTRAM RHINESMITH, Bremer County. Convicted at the September term, 1907, of the offense of burglary and sentenced to serve a term of six months in the county jail. Clemency was recommended by the judge, county attorney, sheriff, clerk of the District Court, county auditor, officials of Bremer county, and by the auditor, clerk of the District Court, and recorder of Floyd county, also by a number of the most influential business men of Charles City and Waverly. Sentence suspended November 16, 1907.

OSCAR GOODRICH, Cherokee County. Convicted at the September term, 1907, of the offense of maintaining a nuisance and sentenced to serve a term in the county jail in default of the payment of a fine of \$300.00. Clemency was recommended by the county attorney, auditor, treasurer, recorder, and John Lowrey, sheriff, Grant Bradley, deputy sheriff, M. B. Gillett, justice of the peace. Sentence suspended December 16, 1907, in so far as imprisonment in the county jail was concerned only.

HARRY KECK, Union County. Convicted at the August term, 1907, of the offense of assault with intent to commit great bodily injury and sentenced to serve a term of one year in the county jail. Clemency was recommended by Hon. H. M. Townner, judge, by Sam R. Allen, and D. W. Higbee, by J. B. Harsh, Scott Skinner, W. H. Robb, P. S. Junkin, P. V. Mason, sheriff, Clarence McConnell, clerk of the District Court. Sentence suspended January 16, 1908.

J. P. IRISH, Guthrie County. Convicted at the February term, 1908, of the offense of maintaining a nuisance, and sentenced to serve a term in the county jail in default of the payment of the fine of \$300.00. This suspension was asked for in order to give time to publish the notice of application for the remission of fine and was recommended by the county attorney, county treasurer, county auditor, county recorder, clerk of the District Court, by the board of supervisors, and a number of influential business men of Menlo and vicinity. Sentence suspended February 17, 1908.

OSCAR DAUB, Mitchell County. Convicted at the January term, 1908, of the offense of maintaining a nuisance and sentenced to serve a term in the county jail in default of the payment of a fine of \$300.00. Clemency was recommended by the county attorney, by the county auditor, county treasurer, county recorder, clerk of the District Court, members of the board of supervisors, by Hon. Jas. A. Smith, State Senator, Hon. W. L. Eaton, and by a large number of the citizens of Mitchell county. Sentence suspended February 27, 1908.

HENRY TOWNSEND, Wapello County. Convicted at the October term, 1907, of the offense of adultery and sentenced to serve a term of six months in the county jail. Clemency was recommended by Hon. Edwin G. Moon, State Senator, by Seneca Cornell, county attorney, by T. J. Phillips, mayor, Ottumwa, Hon. Clyde G. Sparks, representative, by the city officials and a large number of the business men of Ottumwa. This suspension was asked for the reason that the applicant was an old man and suffering from an abscess and it was shown that the condition of the county jail was such that confinement therein would have very serious results. Sentence suspended March 4, 1908.

WILLIAM BARKER, Polk County. Convicted at the May term, 1907, of the offense of assault with intent to inflict severe bodily injury and sentenced to serve a term of one year in the county jail. Clemency was recommended by the trial judge, the county attorney, stating that he would offer no objection to same, by detective E. E. Johnston, upon whom the assault was made, by T. W. Madden, Jailor, and by a number of citizens of Polk County. Sentence suspended March 13, 1908.

WILLIAM BERGMANN, Clinton County. Convicted at the January term, 1908, of the offense of assault with intent to inflict great bodily injury and sentenced to serve a term of four months in the county jail. Clemency was recommended by the trial judge, the county attorney, by T. J. Burke, sheriff, James McQuillan, and by Mike Gaffney, the latter being a prosperous farmer living at Hauntown, who agreed to give Mr. Bergemann steady employment and to see that he did not get anything to drink. Sentence suspended April 7, 1908.

JOSEPH SULLIVAN, Polk County. Convicted at the March term, 1908, of the offense of obtaining money by false pretenses and sentenced to serve a term of three months in the county jail. Clemency was recommended by the trial judge and by the county attorney. This young man was a stranger in Polk county. His father and mother came to Des Moines from Chicago and upon a personal presentation of the case sentence was suspended May 23, 1908, with permission to return with his parents to Chicago.

MANNY THOMAS, Appanoose County. Convicted at the February term, 1908, of the offense of resisting an officer and sentenced to serve a term of six months in the county jail. Clemency was recommended after five months in prison by the trial judge and county attorney, by the sheriff and by a large number of the citizens of Centerville and vicinity who were familiar with all of the circumstances connected with the commission of the crime. Sentence suspended June 30, 1908.

JESSE THOMAS, Appanoose County. Convicted at the February term, 1908, of the offense of resisting an officer and sentenced to serve a term of six months in the county jail. Clemency was recommended after five months in prison by the trial judge and county attorney

by the sheriff and by a large number of the citizens of Centerville and vicinity who were familiar with all of the circumstances connected with the commission of the crime. Sentence suspended June 30, 1908.

OSCAR HENDRICKS, Wapello County. Convicted at the April term, 1908, of the offense of violating an injunction and sentenced to imprisonment in the county jail in default of the payment of a fine of \$200.00. This suspension was asked in order to allow the applicant the privilege of paying this fine in monthly installments of \$25.00 each and was recommended by the county attorney, county treasurer, clerk of the District Court, county recorder, county auditor, sheriff, by the mayor of Ottumwa and by a large number of the officials and citizens of Ottumwa. Sentence suspended July 30, 1908.

JOHN MARTIN, Marion County. Convicted at the April term, 1908, of the offense of malicious mischief and sentenced to serve a term of nine months in the county jail. Clemency was recommended by L. D. Teeter, representative from Marion county, by the trial judge, and county attorney, by all of the county officials of Marion county, and by a large number of business men and citizens. Sentence suspended July 31, 1908.

JOHN WHITE, Mahaska County. Convicted at the February term, 1908, 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, county attorney, and the city attorney of Oskaloosa. Sentence suspended August 7, 1908.

CHARLES F. HODGES, Polk County. Convicted at the April term, 1908, of the offense of obtaining money by false pretenses and sentenced to serve a term of one year in the county jail. Clemency was recommended by Lawrence DeGraff, county attorney, John C. Loper, sheriff, B. J. Ness, and George P. Curan, deputy sheriff, Thomas J. Guthrie, F. A. Cope and by a number of other business men of Des Moines. Sentence suspended August 11, 1908.

JAMES BENNER, O'Brien County. Convicted at the April term, 1908, of the offense of assault with intent to commit great bodily injury and sentenced to serve a term of six months in the county jail. Clemency was recommended by the mayor and alderman of Sheldon, by the superintendent of the schools, members of the school board, by G. A. Gibson, W. H. Weaver, C. S. Heefner, and F. E. Fisher, business men of Sheldon, by Messrs. Heck & Artherholt, attorneys of Primghar, and a number of the neighbors of Mr. Benner. Sentence suspended August 21, 1908.

HARLE WILLIAMS, Marion County. Convicted at the April term, 1908, of the offense of malicious mischief and sentenced to serve a term of nine months in the county jail. Clemency was recommended by the trial judge, and the county attorney and all the county officials of Marion county, by Hon. L. D. Teeter, representative, six other members of Marion county bar, by both of the prosecuting witnesses

and a large number of the citizens of Marion county. Sentence suspended August 24, 1908.

J. A. KINSEY, Mahaska County. Convicted at the December term, 1907, of the offense of obtaining money under false pretenses and sentenced to serve a term of one year in the county jail. Clemency was recommended by Hon. B. W. Preston, judge, by J. C. Williams, county attorney, and by O. C. G. Phillips of Oskaloosa, for the reason that Mr. Kinsey was totally blind and had been confined in the jail for nine months under this sentence and also because it was the belief of those who were familiar with the circumstances of this offense that it was committed through ignorance rather than through intent to defraud. Sentence suspended December 12, 1908.

AL DOUGHERTY, Dallas County. Convicted at the October term, 1908, of the superior court of Perry, Iowa, of the offense of intoxication and sentenced to serve a term of fifteen days in the county jail. Upon request of W. H. Fahey, judge who pronounced this sentence, the same was suspended October 6, 1908, in order that he might secure work in the country and which the judge stated would in his opinion be better for him than serving a sentence in the county jail.

C. A. LADD, Pocahontas County. Convicted at the May term, 1908, of the offense of maintaining a nuisance and sentenced to serve a term of sixty days in the county jail. Clemency was recommended by Hon. A. D. Bailey, judge, J. W. Berry, county attorney, also by the county auditor, county treasurer, board of supervisors, by the mayor, by the city officials and a large number of citizens of Fonda, Iowa. Sentence suspended November 20, 1908.

HERMAN DAVIS, Wapello County. Convicted at the February term, 1908, of the offense of keeping a gambling house and sentenced to serve a term of four months in the county jail. Clemency was recommended by the county attorney, county auditor, deputy auditor, county treasurer, deputy treasurer, clerk of the District Court, deputy clerk, by the sheriff, deputy sheriff, members of the board of supervisors, and by a large number of influential business men of Ottumwa. Also by James F. Weber, attorney, Ottumwa, who represented the Ministerial Association in resisting this application at the time it was first made but he now requests that the same be granted for the reason that he believes that Mr. Davis has forever quit the business of keeping a gambling house. Sentence suspended November 23, 1908.

TOM SUMNER, Wapello County. Convicted at the February term, 1908, of the offense of keeping a gambling house and sentenced to serve a term of sixty days in the county jail. Clemency was recommended by the county attorney, assistant county attorney, county auditor, deputy auditor, county treasurer, deputy treasurer, clerk of the District Court, deputy clerk, by the sheriff, deputy sheriff, board of supervisors, by foreman of the grand jury and a number of prominent citizens of Ottumwa, Iowa. Sentence suspended November 23, 1908.

W. B. FLOYD, Wapello County. Convicted at the February term, 1908, of the offense of keeping a gambling house and sentenced to serve a term of sixty days in the county jail. Clemency was recommended by the county attorney, county auditor, deputy auditor, county treasurer, deputy treasurer, clerk of the District Court, deputy clerk, by the Mayor of Ottumwa, sheriff and by a number of the responsible business men of Ottumwa. Sentence suspended November 23, 1908.

F. C. NEVINS, Page County. Convicted at the October term, 1908, of the offense of cheating by false pretenses and sentenced to serve a term of one year in the county jail. Clemency was recommended by Hon. O. D. Wheeler, judge who pronounced sentence, G. I. Miller, county attorney, S. J. McCord, sheriff, C. W. Stuart, Wm. F. Stipe, A. B. Clarke, and a large number of residents of Clarinda, Iowa. Sentence suspended December 22, 1908.

SUSPENSIONS FROM INDUSTRIAL SCHOOL

CARL BOWDER, Cerro Gordo County. Convicted at the September term, 1906, of the offense of larceny from a dwelling house in the day time and sentenced to the Industrial School at Eldora. Clemency was recommended by Hon. H. C. Baldwin, mayor, Charles City, Wm. Braend, marshal, F. M. Graham, clerk of the District Court, C. A. Kent, superintendent of the public schools, Hon. Clifford P. Smith, judge, J. H. McConlogue, and by a number of business men who were familiar with all the circumstances of this case. Sentence suspended September 26, 1907.

RESTORATION

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
Rosser Davis	Mahaska	6 months	June 29, 1906	Jan. 17, 1907
Garfield Dorsey	Benton	5 years	Oct. 11, 1901	Jan. 17, 1907
John Corwin	Carroll	3 years	June 1, 1904	Jan. 17, 1907
Oscar Barnes	Marshall	5 years	Nov. 27, 1901	Jan. 31, 1907
Chas. J. Cackley	Van Buren	10 years	Oct. 20, 1904	Jan. 31, 1907
A. Christ	Marion	5 years	Jan. 20, 1906	Feb. 23, 1907
Walter Case	Audubon	12 years	May 22, 1900	Feb. 23, 1907
Leo Buckholz	Osceola	2 years	Sept. 6, 1901	Mar. 9, 1907
Eugene Baldeck	Scott	3 years	Nov. 12, 1901	Mar. 9, 1907
Leona Shaw	Mahaska	2 years	Mar. 2, 1906	Mar. 30, 1907
Peter Finnegan	Cerro Gordo	6 months	Jan. 21, 1907	May 1, 1907
Gail Spurgeon	Boone	2 years	Mar. 29, 1904	May 1, 1907
C. E. Hizer	Story	6 months	Aug. 16, 1906	May 1, 1907
Charles F. Greeson	Taylor	3 years	June 29, 1905	May 1, 1907
Ed. Oxberger	Madison	2 1/2 years	Nov. 29, 1904	May 1, 1907
Will Bemis	Cerro Gordo	4 months	Feb. 27, 1906	May 1, 1907
Dick Harding	Cass	6 months	Jan. 16, 1907	May 28, 1907
W. R. Bentcliff	Harrison	(90 days)	Dec. 29, 1906	May 28, 1907
Charles Warren	Polk	(County Jail)	June 22, 1905	June 4, 1907
Albert E. Isenhardt	Hamilton	4 years	Sept. 14, 1905	June 6, 1907
Claus Light	Pocahontas	5 years	Feb. 12, 1900	June 24, 1907
Joseph Balluff	Johnson	13 years	July 2, 1901	June 29, 1907
John McQuinn	Johnson	10 years	Sept. 27, 1906	June 29, 1907
S. L. Davidson	Cherokee	2 years	Jan. 22, 1906	June 29, 1907
William Saffel	Clarke	2 years	June 7, 1906	July 15, 1907
Barton Miller	Adair	2 years	Nov. 22, 1901	July 15, 1907
John Barnholtz	Woodbury	3 years	Sept. 6, 1901	Aug. 5, 1907
L. S. Aalvick	Emmet	2 years	Sept. 13, 1903	Aug. 5, 1907
John Cavanaugh	Polk	2 years	June 22, 1901	Aug. 5, 1907
Willie Inman	Dickinson	1 year	Feb. 14, 1902	Aug. 13, 1907
John Pierce	Mahaska	3 months	Oct. 5, 1903	Aug. 13, 1907
E. H. Evans	Mahaska	200 days	Aug. 20, 1903	Aug. 13, 1907
Charles Baker	Pocahontas	1 year	Sept. 17, 1906	Aug. 28, 1907
Ray Calkins	Lucas	1 year	Sept. 15, 1906	Aug. 30, 1907
James Dunton	Jasper	3 years	July 29, 1906	Sept. 10, 1907
Datus Bucher	Polk	1 1/4 years	Sept. 17, 1906	Sept. 10, 1907
Wm. Holsclaw	Mills	3 years	Sept. 6, 1904	Sept. 10, 1907
Stewart C. Brown	Iowa	3 years	Aug. 28, 1906	Sept. 14, 1907
Edward Miller	Polk	2 years	Nov. 15, 1906	Sept. 14, 1907
Jacob Geier	Keokuk	15 years	Dec. 24, 1904	Sept. 27, 1907
Chas. M. Propst	Marshall	3 years	Oct. 16, 1906	Oct. 8, 1907
Walter Albrasky	Johnson	1 1/2 years	Dec. 22, 1906	Oct. 8, 1907
John Booth	Mahaska	2 years	June 9, 1904	Oct. 16, 1907
Orvis Wolf	Poweshiek	5 years	Nov. 18, 1903	Oct. 16, 1907
Elvin Icenbice	Poweshiek	5 years	Nov. 18, 1903	Oct. 16, 1907
Arthur Laugh	Mills	15 years	Sept. 16, 1905	Nov. 7, 1907
James Johnson	Fayette	1 year	June 7, 1905	Nov. 7, 1907
Alfred Larson	Mitchell	3 months	May 17, 1902	Nov. 21, 1907
John Plumb	Pottawattamie	3 years	Aug. 18, 1903	Nov. 7, 1907
A. J. Kendig	Madison	90 days	May 2, 1907	Nov. 20, 1907
J. H. Yauch	Scott	4 years	Oct. 16, 1900	Nov. 20, 1907

RESTORATIONS—(Continued).

Name	County	Term	Suspended	Restored
Chas. E. Kennedy	Benton	2 years	May 5, 1906	Nov. 30, 1907
C. W. Crawford	Dallas	3 years	April 9, 1906	Nov. 30, 1907
C. B. Hockett	Henry	10 years	June 22, 1906	Dec. 16, 1907
Peter Armond	Scott	1 year	April 7, 1906	Dec. 16, 1907
Frank Cottrell	Benton	2 years	April 30, 1906	Dec. 19, 1907
Andrew B. Simpson	Page	2 years	Nov. 17, 1905	Jan. 7, 1908
Harry A. Perry	Polk	13 years	Oct. 30, 1904	Jan. 11, 1908
Herman Mohr	Plymouth	9 yrs. 11 mo.	Jan. 24, 1903	Jan. 11, 1908
W. T. McDonald	Scott	23 years	Mar. 30, 1907	Feb. 24, 1908
Ben Johnson	Winnebago	3 years	Feb. 16, 1906	Feb. 24, 1908
Robert Nelson	Scott	6 months	Jan. 9, 1907	Feb. 24, 1908
Link Roberts	Scott	15 years	Oct. 21, 1905	Feb. 27, 1908
Lawrence Drake	Winnebago	23 years	July 16, 1906	Mar. 31, 1908
Earl Hartman	Cerro Gordo	4 months	Dec. 22, 1906	Mar. 31, 1908
John Ryan	Mahaska	1 year	Sept. 17, 1907	Mar. 31, 1908
Charles Bell	Johnson	3 years	May 26, 1905	Mar. 31, 1908
H. L. Briggs	Scott	6-9 years	Jan. 16, 1907	Mar. 31, 1908
Albert McKinney	Polk	73 years	Jan. 6, 1906	Mar. 31, 1908
Wm. McLaughlin	Andover	22 years	Feb. 1, 1904	April 13, 1908
Marlin Leverton	Polk	12 years	Mar. 5, 1906	April 13, 1908
Charles Raphael	Black Hawk	4 years	April 17, 1906	April 18, 1908
Lewis Roth	Mills	4 years	May 28, 1907	May 4, 1908
John C. Benton	Pottawattamie	1 year	May 5, 1906	May 6, 1908
Paul G. Nevins	Benton	3 years	Feb. 11, 1905	May 18, 1908
David F. Stubbs	Pottawattamie	13 years	Dec. 22, 1906	June 1, 1908
Morrell Severns	Cerro Gordo	5 years	Feb. 20, 1906	June 1, 1908
J. M. Robertson	Mahaska	3 years	Jan. 20, 1907	June 15, 1908
Cassius Mason	Clayton	7 years	Feb. 8, 1904	July 11, 1908
Fred Beems	Cass	15 years	July 3, 1905	July 13, 1908
E. B. Donovan	Lyon	24 years	Mar. 27, 1906	July 13, 1908
Daley Linton	Scott	5 years	Feb. 22, 1906	July 21, 1908
Morris Levich	Woodbury	4 years	Mar. 17, 1906	Aug. 7, 1908
Lloyd Hawk	Polk	1 year	Mar. 4, 1907	Aug. 21, 1908
Daniel W. Malone	Johnson	31 years	June 7, 1904	Aug. 21, 1908
Benjamin Oliver	Clarke	13 years	June 10, 1903	Aug. 21, 1908
Wm. C. Kidder	Marshall	3 years	June 25, 1906	Sept. 12, 1908
H. M. Vorhies	Polk	5 years	July 16, 1907	Sept. 12, 1908
James Morgan	Polk	2 years	June 26, 1906	Sept. 23, 1908
Irwin B. Taylor	Keokuk	4 years	Feb. 9, 1907	Sept. 23, 1908
W. F. Meyers	Mills	5 years	Oct. 27, 1906	Oct. 5, 1908
Wesley Irwin	Page	12 years	July 9, 1906	Oct. 5, 1908
Geo. M. Boonen	Fremont	5 years	May 11, 1907	Oct. 19, 1908
Harry Flynnmore	Muscatine	7 years	Nov. 16, 1903	Oct. 19, 1908
Matt Maher	Johnson	2 years	April 30, 1907	Oct. 21, 1908
John Ezechack	Johnson	2 years	April 30, 1907	Oct. 21, 1908
G. G. DuBose	Wapello	2 years	April 23, 1903	Oct. 21, 1908
Robert S. Elder	Polk	1 year	Sept. 23, 1903	Oct. 24, 1908
Orrie Evans	Benton	3 years	May 28, 1907	Oct. 24, 1908
Paul Wright	Greene	3 years	Mar. 12, 1907	Oct. 28, 1908
James Donahue	Polk	5 years	Jan. 5, 1906	Oct. 28, 1908
Wm. Purcell	Muscatine	12 years	June 24, 1907	Nov. 7, 1908
Joseph F. Cuddy	Clinton	71 years	Feb. 22, 1907	Nov. 12, 1908
J. T. Bennett	Boone	15 years	Sept. 4, 1900	Nov. 14, 1908
Rose Dawson	Marshall	3 years	Mar. 21, 1904	Nov. 17, 1908
Daniel Murphy	Clinton	12 years	Dec. 28, 1906	Nov. 17, 1908
Chas. W. Bryan	Clinton	5 years	June 1, 1907	Nov. 19, 1908
Julius Metzner	Humboldt	25 years	June 24, 1907	Nov. 20, 1908
F. A. Greenlund	Deaatur	3 years	June 14, 1905	Nov. 21, 1908
Jesse Harlan	Keokuk	25 years	July 17, 1899	Nov. 21, 1908
Millard Buck	Jasper	30 years	Dec. 30, 1907	Nov. 23, 1908
Conrad Reiter	Jefferson	5 years	April 29, 1904	Nov. 23, 1908
Earl Carman	Mills	5 years	Dec. 18, 1903	Nov. 23, 1908
Albert A. Logan	Warren	3 years	June 4, 1906	Nov. 23, 1908
Wm. Messenger	Scott	15 years	Nov. 24, 1905	Nov. 23, 1908
Chas. W. King	Polk	3 years	April 10, 1907	Dec. 10, 1908
L. H. Hill	Lee	11 years	Aug. 18, 1900	Dec. 10, 1908
(E. R. Morton)	Scott	5 years	Mar. 22, 1905	Dec. 10, 1908
H. Schultz	Ringgold	3 years	May 4, 1907	Dec. 23, 1908
Joe Wood	Ringgold	3 years	May 4, 1907	Dec. 23, 1908

REVOCATIONS

Name	County	Suspended	Revoked
Frank Stewart	Polk	Dec. 22, 1906	Jan. 4, 1907
Wm. McDonough	Johnson	April 7, 1906	Feb. 21, 1907
James M. Ather	Poweshiek	Feb. 7, 1907	Mar. 9, 1907
Laura D. Berkholz	Lyon	July 27, 1903	April 19, 1907
Ed. Turner	Mahaska	Sept. 17, 1906	Aug. 5, 1907
M. O. Connell	Polk	June 27, 1907	Aug. 15, 1907
H. A. Andrews	Clinton	May 23, 1905	Sept. 13, 1907
Wm. Bell	Polk	May 2, 1907	Sept. 20, 1907
Geo. B. Burrier	Clinton	April 30, 1907	Sept. 21, 1907
Leonard Rehard	Madison	Mar. 5, 1906	Oct. 12, 1907
Josephine Wilson	Mahaska	Oct. 23, 1905	Feb. 7, 1908
Bert Orton	Jasper	Feb. 13, 1906	Dec. 7, 1908
Ed. D. Brown	Montgomery	June 24, 1907	Dec. 9, 1908

COMMUTATIONS

WILL H. COLTON, Louisa County. Committed on the second day of December, 1904, for the offense of larceny by embezzlement, to serve a term of two and one-half years. A statement was filed in this case to the effect that at the time of the trial of Mr. Colton, on this charge, the county attorney agreed with Mr. Colton that if he would plead guilty on this charge there would be no prosecution on other charges. He was afterwards indicted for perjury and was to be brought to trial at the January term, 1907. This commutation was asked in order that he might have a fair chance to prepare for his trial and also in view of the agreement with the county attorney above referred to. Sentence commuted to two years, one month, and four days, January 9, 1907.

LOUIS BUSSE, Bremer County. Convicted at the March term, 1902, of the crime of murder in the first degree and sentenced to be hanged on the 20th day of April, 1906. On account of an appeal of this case pending in the Supreme Court of the State of Iowa the Governor on the 19th day of April, 1906, designated Friday, August 10, 1906, as the day upon which Busse should be executed and on July 14, 1906, the appeal being still pending, the date for execution was again changed to Friday, December 14, 1906. Upon a request for a hearing in the application for a commutation of sentence the date for execution was again changed to Friday, January 11, 1907. Upon the showing made in the hearing of this application the Governor commuted the sentence to life imprisonment, making the following statement in regard to the same:

"The only fact which seems to me worthy of serious consideration relating to this application is the division of the Supreme Court upon the original appeal. Three members of the court held that the jury had not been properly instructed and that there should be a new trial. Three were of the opinion that the trial was a fair one and that the judgment ought to stand. By operation of law, therefore, the judgment was affirmed.

It is urged that one whose prayer for a new trial was sustained by three of the six judges who compose the appellate tribunal ought not to suffer the extreme penalty of the law.

Five of the six judges have recommended the commutation of the sentence to imprisonment for life, upon the ground that it would be contrary to public policy to execute a man who, according to the opinion of one-half the court, had not been lawfully convicted, and should have been granted another trial. The remaining judge says that the fact that the court was evenly divided should be carefully and gravely considered in determining the application for commutation.

It becomes my duty to decide whether the circumstances I have just stated fairly require me to change the sentence of death into a sentence of imprisonment for life. I want it to be distinctly understood that I find no merit in the application unless it be in the circumstances above recited. I have made myself familiar with the testimony, and it seems to me that a more cruel, brutal and atrocious crime was never committed than the one of which Louis Busse is guilty. My decision must be approved or condemned upon the one proposition. A fair trial is one of the rights guaranteed to every person accused of a crime, whether he be high or low, rich or poor, and without regard to the character of the crime charged against him. In the case before me, I cannot doubt that the second trial would have resulted in a conviction of murder in the first degree; but I cannot assert that the penalty affixed would have been death.

In view, therefore, of the fact that one-half of the members of the Supreme Court held that Louis Busse did not receive a fair trial, coupled with the recommendations that are now before me, I have reached the conclusion that it is my duty to commute the sentence of death into a sentence of imprisonment for life." Sentence commuted January 4, 1907.

HARRY WILLIAMS, Wapello County. Committed on the 19th day of April, 1905, to serve a term of two years in the penitentiary for the offense of burglary, commuted to one year and nine months upon the recommendation of the warden for the purpose of restoring to the said Harry Williams, thirty days good time which he had forfeited by reason of an infraction of the prison rules. Sentence commuted January 15, 1907.

WILLIAM LA SALLE, Polk County. Committed on the 30th day of April, 1903, to serve a term of five years for the offense of larceny. Sentence commuted to three years, nine months, and twenty days, upon the recommendation of the warden for the purpose of restoring to the said William La Salle, twenty-five days good time forfeited by reason of an infraction of the prison rules. Sentence commuted February 23, 1907.

JOHN HARRIS, Wapello County. Committed to the penitentiary on the 29th day of September, 1904, to serve a term of three years for the offense of murder. Commuted to two years, ten months, and

twenty days upon the recommendation of Hon. N. N. Jones, warden of the penitentiary. Sentence commuted March 15, 1907, cutting off nine days of his sentence in order that he might obtain employment on a farm of J. N. Jones, son of warden Jones.

JOHN CREES, Dallas County. Committed to the penitentiary on the 15th day of December, 1906, to serve a term of eight months for the offense of larceny. Commuted to seven months and six days upon the recommendation of the warden of the penitentiary who filed a statement of the prison physician to the effect that said John Crees was afflicted with tuberculosis and was in a very serious condition from hemorrhage of the lung. Sentence commuted March 30, 1907.

WILLIAM JONES, Dubuque County. Committed to the penitentiary on the 16th day of December, 1904, to serve a term of eighteen years for the offense of murder in the second degree. Commuted to two years eight months and twenty-five days for the purpose of enabling the said William Jones to undergo an operation for the removal of an abscess and which it was believed could be more successfully performed if said William Jones were permitted to return to his home at Hodges, South Carolina. This commutation was also recommended by Hon. M. C. Matthews, judge who pronounced sentence and who stated in his letter that from facts learned since the trial he was satisfied that the sentence was too severe and that if the said facts had been shown upon the trial he would probably not have received a term longer than three to five years. Sentence commuted April 30, 1907.

JOEL RICE, Pottawattamie County. Committed to the penitentiary on the 18th day of September, 1903, to serve a term of five years for the offense of violating section 5475 and 5478 of the revised statutes of the United States. Commuted to three years and nine months upon the recommendation of warden in order to restore to the said Joel Rice thirty days good time which had been lost by reason of infraction of the prison rules. Sentence commuted May 7, 1907.

W. H. CHAPMAN, Marshall County. Committed to the penitentiary on the 28th day of September, 1904, to serve a term of twelve years for the offense of larceny from the person. Application for commutation was made upon the ground that the sentence was excessive. Strong recommendations were filed from many business men in Chicago, where the said W. H. Chapman formerly lived, one of whom offered him a position as soon as he was released. Sentence commuted May 22, 1907.

DARIUS CLARKE, Jasper County. Committed to the penitentiary on the 31st day of October, 1903, to serve a term of five years for the offense of larceny. Sentence commuted to four years, nine months and fifteen days, upon the recommendation of the warden for the purpose of restoring to the said Darius Clarke six days good time which he had forfeited by reason of an infraction of the prison rules. Sentence commuted July 26, 1907.

MICHAEL CONROY, Scott County. Committed to the penitentiary on the 18th day of April, 1905, to serve a term of three years for the offense of burglary. Clemency was recommended by C. H. George, W. J. McCoy, E. Burke, W. J. Keef, county attorney and L. E. Fay, all of Clinton, by Hon. Joe R. Lane, Chas. M. Waterman, M. T. Donegan, H. J. McFarland, T. J. Hudson, and W. G. Noth. Sentence commuted August 23, 1907.

ED. BELL, Johnson County. Committed to the penitentiary on the 5th day of June, 1901, to serve a term of five years for the offense of assault to rob. Sentence commuted to four years eight months for the purpose of giving said Ed Bell, the benefit of the four months spent in the county jail of Johnson county between his revocation of suspension of sentence and date of his recommitment to the penitentiary. Sentence commuted August 24, 1907.

WILSON FOSTER, Wapello County. Committed to the penitentiary on the second day of February, 1904, to serve a term of five years for the offense of breaking and entering. Sentence commuted to four years and ten months in order that the said Wilson Foster might be released on the 25th day of December, 1907, on account of the very serious illness of his parents. Sentence commuted September 24, 1907.

JAMES HANLON, Scott County. Committed to the penitentiary on the tenth day of October 1904, to serve a term of five years for the offense of forgery. Sentence commuted to three years, eleven months, and fifteen days, upon showing filed by Hon. Wm. E. Mason, United States Senator from Illinois and in order that he might be released on the first day of January, 1908, to take a position which was offered him at that time. Sentence commuted December 16, 1907.

ROBERT HAINES, Polk County. Committed to the penitentiary on the 21st day of March, 1905, to serve a term of three years for the offense of robbery. Sentence commuted to two years eight months and twenty-seven days upon the recommendation of the warden, thus restoring to him five days good time which he had lost by an infraction of the prison rules. Sentence commuted December 17, 1907.

EDWARD NORTON, Jasper County. Committed to the penitentiary on the 26th day of December 1905, to serve a term of two and one-half years for the offense of larceny. Sentence was commuted upon the recommendation of the Board of Parole on account of the health of the said Edward Norton and in order to permit him to go to South Dakota to live. Sentence commuted December 30, 1907.

ARTHUR SOUTHWELL, Pottawattamie County. Committed to the county jail on the 15th day of June, 1907, to serve a term of eleven months for the offense of assault to commit great bodily injury. Clemency was recommended by Hon. O. D. Wheeler, Judge, John J. Ness, county attorney, by the board of supervisors, by Mr. Freemont Benjamin, and Mr. Robert Wallace, all of Council Bluffs. Sentence commuted on the 29th day of February 1908.

CHARLES TAYLOR, Wapello County. Committed to the penitentiary on the 2d day of October, 1905, to serve a term of three years for the offense of assault to commit rape. Sentence commuted to two years, eleven months, and twenty days, upon the recommendation of the warden of the penitentiary in order to restore sixty-two days good time which he had forfeited by reason of an infraction of the prison rules. Sentence commuted March 13, 1908.

GEORGE ANDERSON, Beuna Vista County. Committed to the penitentiary on the 20th day of September 1907, to serve a term of fifteen months for the offense of breaking and entering. Sentence commuted to nine months upon the recommendation of A. L. Whitney, county attorney and practically all the business men of Marathon and is for the purpose of making his sentence the same length as that of Emil Florine the co-defendant in this case. Sentence commuted May 4, 1908.

WILLIAM CATON, Woodbury County. Committed to the penitentiary on the 9th day of October, 1903, to serve a term of ten years for the offense of larceny from the person. Sentence commuted to six years, eight months and eighteen days, upon the recommendation of the Board of Parole. Sentence commuted May 4, 1908.

E. H. TRAVIS, Fayette County. Committed to the penitentiary on the 2d day of December 1904, to serve a term of five years for the offense of larceny. Sentence commuted to four years, eight months, and eighteen days, for the purpose of giving the said E. H. Travis the benefit of the three months spent in the county jail prior to his commitment to the penitentiary and because of the showing filed in this office that his wife was dying. Sentence commuted June 27, 1908.

ROBERT SATTERTHWAITE, Muscatine County. Committed to the penitentiary to serve an indeterminate term for the offense of breaking and entering. This commutation was granted upon the showing filed in this office to the effect that the physical condition of the said Robert Satterthwaite was such that further confinement would endanger his life and same was recommended by Hon. A. J. House, judge who pronounced sentence, A. H. Pepper, county attorney who prosecuted, R. F. Benham, sheriff, Dr. W. H. Norton, D. R. Foster, Muscatine and by F. C. Block from whom the goods were stolen. Sentence commuted August 28th so that the said Robert Satterthwaite would be released September 1, 1908.

HARRY WAITE, Monroe County. Committed to the penitentiary on the 11th day of May, 1906, to serve a term of three years for the offense of larceny. This commutation was granted for the purpose of giving the said Harry Waite the benefit of the ten months spent in the county jail of Monroe County, prior to his commitment and was recommended by the judge who pronounced sentence and who stated that this time was not taken into consideration in imposing the sentence. Sentence commuted to two years, ten months, September 5, 1908.

CHARLES KOONTZ, Pocahontas County. Committed to the penitentiary on the 2d day of March, 1907, to serve a term of two years for the offense of larceny. This commutation was granted for the purpose of giving the said Charles Koontz the benefit of one and one-half months spent in the county jail prior to the commitment to the penitentiary and recommended by the judge who pronounced sentence, by the county attorney who prosecuted, and by the warden of the penitentiary. Sentence commuted to one year, ten months and fifteen days, September 12, 1908.

GRANT RUSH, Fayette County. Committed to the penitentiary on the 4th day of December, 1905, to serve a term of four years for the offense of larceny. Clemency was recommended by Hon. A. M. Hobson, judge, R. G. Anderson, county attorney, J. L. Scallan, county auditor, O. C. Nuss, county treasurer, W. M. Peck, county recorder, J. W. Winston, clerk of the District Court, C. L. Low, sheriff, by all the members of the board of supervisors and by H. P. Hancock at West Union. Sentence commuted to three years and six months, September 12, 1908.

JOHN WALKER, Polk County. Committed to the penitentiary March 14, 1905, to serve a term of six years, seven and one-half months for the offense of manslaughter. Sentence commuted to five years, one month upon the recommendation of the warden of the penitentiary. The intention of same being that the said John Walker should be released from the said penitentiary on the first day of January, 1909, so that he might have the benefit of good time earned upon the time served in the said penitentiary prior to his new trial in the Supreme Court of the State of Iowa. Sentence commuted November 11, 1908.

ROSCOE MOORE, Mahaska County. Committed to the penitentiary on the 26th day of March, 1907, to serve a term of two years for the offense of uttering a forged instrument. Sentence commuted to one year, eleven months upon the recommendation of Hon. Byron W. Preston, judge who pronounced sentence, for the purpose of giving the said Roscoe Moore the benefit of the time spent in the county jail prior to his commitment to the penitentiary. Sentence commuted November 11, 1908.

FRANK BALLARD, Wapello County. Committed to the penitentiary on the 24th day January 1904, to serve a term of fifteen years for the offense of burglary. Clemency was recommended by A. W. Enoch, formerly county attorney, by T. C. Walker, R. F. Cartridge, F. H. Telfair, C. R. Beachamp, and a large number of the citizens of Shaw, Bolliver county, Mississippi, where the said Frank Ballard formerly lived. Sentence commuted November 12, 1908.

WILLIAM McCausland, Wright County. Committed to the penitentiary on the 9th day of March, 1907, to serve a term of ten years for the offense of rape. Clemency was recommended by L. G. Boyer, father of the prosecuting witness, by J. W. Henneberry, Eagle Grove, by Dr. F. J. Will of Des Moines, by D. H. Levurd, deputy sheriff, W.

H. Trowlge, county treasurer, E. M. Callender, county auditor and one hundred and twenty-five residents of Eagle Grove and vicinity, including many influential business men who were familiar with the circumstances connected with the commission of the crime. Sentence commuted to one year, eleven months and twenty days, November 14, 1908.

JOHN MILLER, Benton County. Committed to the penitentiary on the 17th day of May, 1907, to serve a term of two years for the offense of grand larceny. Sentence commuted to one year, seven months, and twenty-eight days. This man was paroled by the Board of Parole and had obtained employment in Des Moines, but a short time after release on parole developed tuberculosis and showing was filed with the Governor to the effect that he would not live more than a few months if compelled to remain in this climate during the winter and commutation was asked in order that he might leave the state. The same was granted on the 20th day of November 1908.

FRANK O'MEARA, Dubuque County. Committed to the county jail, on the 16th day of June, 1908, to serve a term of six months for the offense of malicious injury to a building. Sentence commuted to five months, four days in order that he might have an operation preformed for hernia, which was caused by injury received while confined in the county jail. Sentence commuted November 20, 1908.

JOE MARTINEZ, Mills County. Committed to the penitentiary on the 10th day of March, 1899, to serve a term of seventeen years for the offense of robbery. Sentence commuted to sixteen years, ten months, twenty-five days, upon the recommendation of Hon. W. R. Green, judge who pronounced sentence, and by the warden of the penitentiary, for the purpose of allowing the said Joe Martinez for the time spent in the county jail prior to commitment. Sentence commuted November 20, 1908.

GEORGE WEEMS, Polk County. Convicted on the 30th day of July, 1894, of the crime of murder in the first degree and sentenced to be hanged, which sentence was on the 11th day of July, 1896, commuted to life imprisonment by Francis F. Drake, Governor, and on the 21st day of November, 1908, commuted to thirty years imprisonment. The following statement being embodied in the order of the commutation of this sentence by the Governor.

"The Board of Parole, at my suggestion, has investigated this case and reports recommending a commutation of this sentence from life to thirty-two years. I have given the case careful consideration and in view of the age and health of Weems' father and in the hope that this old man may be permitted to be, at least for a time, with his son, I have concluded to commute the sentence from the life to thirty years instead of thirty-two years." Sentence commuted November 21, 1908.

ROBERT MAIZE, alias **ROBERT SNOW**, Polk County. Committed to the penitentiary on the 2d day of June, 1902, to serve a term of twenty years for the offense of robbery. Commuted to seven years solid time upon the recommendation of the Board of Parole. Sentence commuted November 23, 1908.

HARRY MIDDLETON, Linn County. Committed to the penitentiary on the 20th day of February, 1908, to serve an indeterminate sentence for the offense of larceny from a building. Sentence commuted to one year solid time upon the recommendation of the Board of Parole. Sentence commuted November 23, 1908.

CHARLES GARRISON, Grundy County. Committed to the penitentiary on the 6th day of September, 1907, to serve an indeterminate term for the offense of forgery. Commuted to two years solid time upon the recommendation of the Board of Parole. Sentence commuted November 23, 1908.

FREDERICK HANSEN, Scott County. Committed to the penitentiary on the 10th day of December, 1900 for life, for the offense of rape, commuted to twenty-five years upon the recommendation of the Board of Parole to whom this application for clemency was referred by the Governor for an investigation and recommendation. Clemency was also recommended by Hon. James W. Bollinger, judge who pronounced sentence, by Hon. Geo. W. Scott, Mayor Davenport, by Hon. Harry W. Phillips, and Hon. Waldo Becker, both ex-mayors of the city of Davenport, by Louis Echardt, sheriff, H. J. McFarland, clerk of the District Court, F. Holn, recorder, E. Collins, and by Mrs. Theo Thiel, who was prosecuting witness at the time of trial. Sentence commuted November 23, 1908.

JOSEPHINE WILSON, Mahaska County. Committed on the 15th day of November, 1904, to serve a term of five years for the offense of keeping a house of ill-fame. Sentence commuted to four years upon the recommendation of John O. Malcolm of Oskaloosa and the warden of the penitentiary on account of the physical and mental condition of the said Josephine Wilson. Sentence commuted November 23, 1908.

HOYT S. WILKINS, Polk County. Committed to the penitentiary on the 3d day of May, 1904, to serve a term of seven years for the offense of breaking and entering and robbery. Commuted to five years three months and nine days, for the purpose of restoring to the said Hoyt S. Wilkins, one-half of the good time which he had lost by infraction of the prison rules and which was recommended by the warden of the penitentiary. Sentence commuted November 24, 1908.

CHARLES M. JOHNSON, Black Hawk County. Committed to the penitentiary on the 24th day of October, 1905, to serve a term of six years for the offense of assisting a prisoner to escape. Commuted to five years upon the recommendation of Clifford L. Niles, treasurer of the American Cooperage Co., Anamosa, Iowa, who wrote a very

strong letter in his behalf, by Sherman T. Mears, county attorney of Black Hawk County, and by W. M. Law, of Waterloo. Also a letter from Hon. A. S. Blair, Judge who pronounced sentence stating that he had no objection to the extending of clemency in this case. Sentence commuted November 24, 1908.

OTTAVIA LAPROVATIRA, Polk County. Committed to the penitentiary on the 19th day of December, 1907, to serve an indeterminate sentence for the offense of manslaughter. Sentence commuted to one year, eleven months and twelve days solid time. Sentence commuted November 24, 1908.

FRANK NOVAK, Benton County. Committed to the penitentiary on the 30th day of December, 1897, for life for the offense of murder in the second degree. Commuted to imprisonment for twenty-five years. A strong statement in his behalf was filed by Mr. John J. Ney of Iowa City, in addition to the showing which had previously been filed in his behalf, for reference to the General Assembly in the matter of his application for pardon. Sentence commuted November 23, 1908.

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 Remitted	Am't	Date Remitted
Wm. H. Lansing	Linn	Oct. 1893	\$ 121.05	Jan. 2, 1907
Wm. H. Lansing	Linn	Mar. 1894	156.04	Jan. 3, 1907
Wm. H. Lansing	Linn	June 1893	166.03	Jan. 2, 1907
W. H. Kane	Scott	Sept. 1906	50.00	Jan. 2, 1907
Geo. H. Martin	Scott	Sept. 1906	50.00	Jan. 2, 1907
Emil Schmidt	Scott	Sept. 1906	50.00	Jan. 2, 1907
W. A. Kieley	Scott	Sept. 1906	50.00	Jan. 2, 1907
Lillian C. Norton	Jackson	Jan. 1902	100.00	Jan. 3, 1907
(Four fines of \$25.00 each)				
Jas. L. Wyckoff	Wapello	Jan. 1905	100.00	Jan. 15, 1907
Geo. Highams	Monroe	Mar. 1905	300.00	Jan. 16, 1907
James Fox	Monroe	Feb. 1904	300.00	Jan. 16, 1907
Seeth Butler	Polk	Jan. 1901	500.00	Jan. 21, 1907
Wm. J. Coleman	Boone	Nov. 1905	350.00	Jan. 23, 1907
Minot Morgan	Iowa	Jan. 1905	300.00	Jan. 21, 1907
Mary Murfin	Polk	Nov. 1887	500.00	Feb. 4, 1907
B. C. Foster	Polk	Sept. 1903	25.00	Feb. 5, 1907
Jesse Acklin	Marion	Jan. 1903	300.00	Feb. 7, 1907
John Hahn	Wapello	Mar. 1903	300.00	Feb. 11, 1907
Charles Davis	Cherokee	Dec. 1893	175.00	Feb. 21, 1907
Charles Davis	Cherokee	Oct. 1894	212.00	Feb. 21, 1907
Charles Davis	Cherokee	Mar. 1896	150.00	Feb. 21, 1907
Charles Davis	Cherokee	Sept. 1897	300.00	Feb. 21, 1907
Charles Davis	Cherokee	Sept. 1897	150.00	Feb. 21, 1907
Charles Davis	Cherokee	Sept. 1897	300.00	Feb. 21, 1907
Charles Davis	Cherokee	Nov. 1898	150.00	Feb. 21, 1907
Charles Davis	Floyd	Sept. 1901	150.00	Feb. 21, 1907
Charles Davis	Cherokee	Sept. 1902	150.00	Feb. 21, 1907
Fred Motts	Cherokee	Sept. 1905	75.00	Mar. 30, 1907
Geo. Barnhart	Washington	Feb. 1887	400.00	April 11, 1907
James Mooney	Pottawattamie	Mar. 1898	100.00	May 15, 1907
D. Tollenaar	Polk	Jan. 1902	50.00	May 15, 1907
Emma McPadden	Madison	Apr. 1905	300.00	May 22, 1907
Augustus Swanson	Winnebago	May 1891	400.00	May 22, 1907
Wm. Simmons	Cherokee	Oct. 1891	300.00	June 4, 1907
Wm. H. Simmons	Cherokee	Mar. 1895	500.00	June 4, 1907
Wm. H. Simmons	Cherokee	Aug. 1895	300.00	June 4, 1907
Wm. H. Simmons	Cherokee	Oct. 1897	300.00	June 4, 1907
Wm. H. Simmons	Cherokee	Jan. 1897	300.00	June 4, 1907
W. Simmons	Cherokee	Oct. 1897	300.00	June 4, 1907
Wm. Whyte	Jackson	Jan. 1899	50.00	June 7, 1907
A. C. Taylor	Warb	Mar. 1907	300.00	June 7, 1907
Walter Conn	Warren	Sept. 1903	300.00	June 10, 1907
James McManaw	Cherokee	Jan. 1901	300.00	June 14, 1907
Thos. Cleary	Cherokee	Aug. 1897	300.00	June 14, 1907
Thos. Cleary	Cherokee	Aug. 1897	300.00	June 14, 1907
Frank Lehner	Mitchell	May 1907	300.00	June 27, 1907
Enoch Burrell	Decatur	Nov. 1903	200.00	July 6, 1907
David Hearn	Wapello	Jan. 1906	300.00	July 6, 1907
Thomas Finley	Benton	Jan. 1897	200.00	Aug. 5, 1907
Phil J. Miller	Lee	Oct. 1905	200.00	Aug. 5, 1907

REMISSIONS—(Continued).

Name	County	Term Imposed	Am't	Date Remitted
Edward M. Young	Linn	Nov. 1905	300.00	Aug. 28, 1907
Charles Crill	Madison	Mar. 1905	100.00	Sept. 16, 1907
Robt. Ratcliff	Madison	Aug. 1892	45.00	Sept. 16, 1907
N. Reiter, Sr.	Sioux	Nov. 1904	300.00	Sept. 20, 1907
Dr. Jno. Baldridge	Jefferson	May 1907	300.00	Sept. 23, 1907
Jno. P. Lamberty	Shelby	Mar. 1907	300.00	Sept. 23, 1907
T. W. Johnson	Linn	Sept. 1905	300.00	Oct. 8, 1907
Frank Yale	Guthrie	Oct. 1905	300.00	Nov. 16, 1907
Emma Sackfield	Appanoose	April 1900	300.00	Dec. 16, 1907
Poley Ivins	Marshall	Oct. 1904	300.00	Jan. 4, 1908
Frank Zastara	Linn	Oct. 1905	300.00	Jan. 7, 1908
Matthias Sadlick	Linn	April 1891	300.00	Jan. 27, 1908
Jos. Kadler	Johnson	Mar. 1903	300.00	Jan. 27, 1908
M. E. Jones	Cherokee	Mar. 1907	50.00	Feb. 3, 1908
M. E. Jones	Cherokee	Mar. 1907	170.00	Feb. 3, 1908
Mike Novenski	Cherokee	Mar. 1903	150.00	Feb. 3, 1908
Mike Novenski	Cherokee	Aug. 1903	150.00	Feb. 3, 1908
Mike Novenski	Cherokee	Oct. 1903	300.00	Feb. 3, 1908
Mike Novenski	Cherokee	Sept. 1907	300.00	Feb. 3, 1908
Guy M. Slescer	Cherokee	Sept. 1902	50.00	Feb. 3, 1908
Guy M. Slescer	Cherokee	Aug. 1903	150.00	Feb. 3, 1908
Guy M. Slescer	Cherokee	Oct. 1903	300.00	Feb. 3, 1908
Guy M. Slescer	Cherokee	Sept. 1907	300.00	Feb. 3, 1908
Bert Cobb	Cherokee	Aug. 1897	150.00	Feb. 3, 1908
Bert Cobb	Cherokee	Oct. 1901	175.00	Feb. 3, 1908
Bert Cobb	Cherokee	Jan. 1902	150.00	Feb. 3, 1908
Bert Cobb	Cherokee	Sept. 1902	300.00	Feb. 3, 1908
Jno. Leath	Shelby	Sept. 1902	300.00	Feb. 29, 1908
J. P. Irish	Guthrie	Feb. 1908	30.00	Mar. 12, 1908
Jack Whellock	Cherokee	Sept. 1907	300.00	April 1, 1908
August J. Pomplun	Cerro Gordo	Jan. 1908	300.00	April 27, 1908
Theodore Feltus	Plymouth	Oct. 1886	500.00	June 17, 1908
Albert Berger	Lee	Mar. 1908	300.00	June 21, 1908
Eli C. Schaeffer	Woodbury	Mar. 1908	300.00	July 15, 1908
F. W. Klingbell	Lee	April 1908	300.00	July 15, 1908
Chas. E. Reynolds	Polk	Sept. 1903	300.00	July 24, 1908
Nicholas B. Toussaint	Dubuque	Oct. 1907	70.00	Nov. 21, 1908
L. W. Brown	Harrison	Nov. 1905	400.00	Dec. 2, 1908
Jno. Mulligan	Clinton	Sept. 1908	200.00	Dec. 2, 1908
Oscar Hendricks	Wapello	April 1908	300.00	Dec. 2, 1908
Dallus Elmore	Sac	Oct. 1908	300.00	Dec. 17, 1908
A. L. Miner	Marion	May 1905	225.00	Dec. 28, 1908
N. P. Delaney	Iowa	Jan. 1905	125.00	Dec. 28, 1908

FORFEITURES.

L. D. SLATER and D. B. NELSON, Lucas County. Cancelled and set aside a forfeiture of a certain appearance bond of \$2,000.00, given by L. D. Slater and D. O. Nelson as surety for E. C. Ranstead to abide the judgment of the District Court of Lucas County. Forfeiture declared March 27, 1906, granted May 1, 1907.

O. COHEN, Lucas County. Cancelled and set aside a forfeiture of a certain appearance bond of \$1,500.00, given by O. Cohen as surety for L. W. Akin, to abide the judgment of the District Court of Lucas County. Forfeiture declared at the October term, 1907, granted November 23, 1908.

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REPORT
OF THE
Secretary of State

TO THE
GOVERNOR OF IOWA

OF THE
NUMBER OF
DOCUMENTS AND PUBLICATIONS

ON HAND JANUARY 1, 1909

W. C. HAYWARD, SECRETARY OF STATE

DES MOINES
EMORY H. ENGLISH, STATE PRINTER
1909