

# STATE NEWS

## MAY SECURE PARDON

**ROBILLARD, WHO WAS RECENTLY CONVICTED, WILL ASK ONE.**

### GRAPHIC HISTORY OF THE CASE

Many of Missoula's Citizens Not Pleased With Verdict and Much Interest Manifested in Robillard's Behalf.

(Special to Inter Mountain.) Missoula, Dec. 14.—Baptiste Robillard was today sentenced to eight years in the penitentiary, the jury in his case having found him guilty of manslaughter. The verdict was a compromise, eight standing for acquittal and four for murder in the first degree.

The jury was out 25 hours, and not until those favoring acquittal consented to a manslaughter verdict could agreement be reached. The verdict does not give satisfaction.

During the three days the trial lasted the court room was crowded and by far the greatest number of those who heard the evidence are convinced that Robillard killed Antoine Michel in self-defense.

Some of the best men in the county testified to Robillard's good character and to the bad character of the deceased, who was known as a vicious man who had committed numerous assaults upon persons during his life.

The tragedy took place near the village of Plains on the evening of October 28. There was but one eye-witness to the death struggle between the men, Manuel Curley, and he was not placed upon the stand, though he is in jail.

The reason given for the refusal to place him upon the stand by either the prosecution or defense was that Curley might not tell the truth.

When Robillard was arrested Curley told a story which if true would have hanged Robillard, but when Curley was arrested as an accomplice he told Joyce and Mulrooney, Robillard's attorneys, another story, which would have cleared his client. He told two other improbable tales, and both sides were afraid of him.

**Robillard's Convincing Story.** The straightforward and convincing story told by Robillard is still the subject of the day. The oldest attorneys and men who have been around court rooms all their lives agree in saying that no such tale was ever heard on the witness stand. In all accounts of celebrated murder trials no such evidence was ever introduced as that given by Robillard in his own behalf.

A simple, uneducated man, he recited the facts of the terrible struggle in the dark—a man bent upon taking life, armed with a knife, another unarmed man trying to save his own life, clenching with his assailant, falling down, escaping from his grasp, retreating only to be seized again, and at last saving his own life by hurling a stone with deadly aim at his assailant, crazed with drink and with murder in his heart.

Dr. Fitzgerald, who conducted the post mortem upon the remains of Michel, testified that both jaws of the dead man were broken and that the blow which crushed the bones was dealt after death had ensued, as the flesh showed no signs of bruise or discoloration. This testimony aided materially in Robillard's conviction.

A theory which finds many adherents, sprung since the trial, is that Curley is responsible for the mutilation of the remains. Robillard testified that during the death struggle Curley disappeared and that he did not see him again until he had mounted his horse and ridden away for 50 yards or more, when Curley suddenly appeared from out of the darkness and asked what had become of Michel.

**Another Theory.** Robillard told Curley that he had left him lying upon the bedside, but did not know whether he was dead or not. The belief now exists that Curley left Robillard, returned to where Michel lay dead, and procuring a stone smashed in his skull and broke his jaws.

Curley had it in for Michel, so to speak. He had been stabbed twice by the vicious half-breed early in the fight. In fact it was Robillard's intervention to save Curley's life that diverted Michel's attention to himself.

Loyal to Curley, Robillard, knowing of his companion's mutilation of Michel's remains, refused to betray him.

**To Secure a Pardon.** An effort will be made to secure Robillard's pardon, and that before long. No difficulty would be encountered in securing the names of three-fourths of the citizens of Missoula county to that petition. In fact the majority of those who would

refuse to sign such a petition believe that there are no good Indians except dead ones.

### County Dads Meet.

(Special to Inter Mountain.) Forsyth, Dec. 14.—The county commissioners closed a week's session Monday. Among the important business transacted was the settlement of Rosebud county's debt with Custer county, appointing a county physician and the acceptance of the county clerk's yearly report.

### SCAB AMONG SHEEP.

Chouteau County Sheepmen Struggling Against That Disease.

(Special to Inter Mountain.) Helena, Dec. 14.—Sheepmen of Chouteau county are disturbed over the reappearance of scab among the sheep of that section. The Silver Bow and Springle Brothers' outfits have become the heaviest sufferers.

More than 14,000 sheep owned by the two companies have scab. The several bands where the disease has broken out have been quarantined at an isolated section of the range.

Dr. S. L. McClure, deputy veterinarian, has just returned from Chouteau and reports that the disease seems to have gotten a good hold.

Prompt measures having been taken, however, and he anticipates that there will be no further spread of the disease among the bands not now affected.

Fifteen scabby lambs have been shipped to Helena from Chouteau for experimental purposes. Dr. M. E. Knowles, state veterinarian, will test a new German sheep dip that has been sent him from the old country.

It is said to cure scab with one application. With the dips now used it is always necessary to dip the sheep two times, and very frequently it requires three applications before the disease disappears.

### WOMAN'S KIND HEART.

Snow Brings Cayuses Into Town, One of Them With Broken Leg.

(Special to Inter Mountain.) Missoula, Dec. 14.—Heavy snow has brought in bands of ownerless cayuses from the hills and their foraging propensities among property holders who are not gentle in the means they use to drive them from their premises.

Yesterday afternoon an officer was dispatched to a residence in the suburbs to kill a horse lying in the road near there. Some one had shot the animal, breaking its leg, and it had hobbled to where it was found and lay down to die. Some kind hearted woman had placed a pillow of hay under the horse's head, and it must have indeed been in a wretched condition when it didn't have strength enough to eat its pillow.

### Butte Bankrupt's Troubles.

(Special to Inter Mountain.) Helena, Dec. 14.—Charles Suter of Butte, who filed a petition in bankruptcy in the United States court, would be able to liquidate all of his indebtedness and have a substantial balance left if he could realize on a judgment. Suter gives his business as a building estimator and places his assets at \$14,750, and his liabilities at \$10,500. His assets consist chiefly of a judgment secured by Suter & Riddle against the Peck-Williams Heating company for \$14,211.52. Mr. Riddle assigned his interest to Mr. Suter. The judgment cannot be realized upon, however, as it is still in litigation and is now before the state's highest court.

### Viewing Kessler's Remains.

(Special to Inter Mountain.) Helena, Dec. 14.—A large part of the population of Helena will visit the home of the late Nicholas Kessler tomorrow afternoon and view the features of one of Helena's most prominent citizens, for the last time. At the home the services will be conducted by the Helena lodge of Elks, of which Mr. Kessler was a member. Rev. Dr. W. N. Sloan will preach the sermon. At the grave the Masons will conduct the services, Past Grand Master Moses Morris officiating.

### Relic for Historical Society.

(Special to Inter Mountain.) Helena, Dec. 14.—Mrs. Laura E. Howey, secretary of the Montana State Historical society, has received from Lieut. E. V. D. Murphy, a former member of the First Montana regiment, a piece of covering of the catafalque upon which the body of the late president rested while it lay in state in Washington city. Lieutenant Murphy also sent one of the tassels that hung from the covering. The donor was one of the guards at the president's bier at the national capital.

### Taken to Asylum.

(Special to Inter Mountain.) Forsyth, Dec. 14.—Mrs. Edna Philbrick was adjudged insane Monday and taken to Warm Springs by her husband who was deputized by Sheriff Davis.

### Meehan-Rupert Wedding.

(Special to Inter Mountain.) Forsyth, Dec. 14.—Thos. Meehan and Miss Tena Rupert were married by Judge Dowlin Monday evening. Both are residents of Forsyth.

# The Advance Clothing Clearance



## Affords Opportunity of Buying in Season at After-Season Prices

\$8.00 Men's Suits are offered at \$3.65. \$25 Men's Suits are to be sold at \$14.85. \$10 Overcoats come to Butte Men for \$4.90. \$25 Overcoats for \$13.90, and \$30 and \$35 Overcoats for \$19.65. Clothing must go and with such values offered selling is certain to receive an impetus that will quickly change the ownership of hundreds of garments and leave this stock at a normal size before Christmas. Will you share in the saving?



**\$7.95** Price in This Clearance Sale for Men's Overcoats of \$15 and \$16.50 Value.... **\$7.95**

The splendid pure wool covert garments lead in value; they're the best of their class, fashionably shaped, finely lined, thoroughly well tailored and worth at least \$16.50. Then there are the staple \$15 kersey coats, in blue and black, lined with Italian cloth and satin linings; and a very, very good lot of the storm-proof frieze affairs in black and Oxford shades. As long as we've been selling clothing, we've never offered such a line of garments at.... **\$7.95**

**\$13.90** The Present Cost of Men's Overcoats That have sold at \$22.50 and \$25.00 **\$13.90**

These coats are swagger, fashionable, dashing affairs—the latest product of fashion's fancy. They're in the full loose-yoke style, the long and the medium long-box shapes. The materials are imported kerseys and rough-surface chevrons. The colors are tan, blue gray and black. The linings are silk plushes, corduroys and warranted satins. Every point of excellence possible in an overcoat is contained in each garment and the price for the advance clearance sale is.... **\$13.90**

**\$7.95** Now Being the Cost of Men's Suits That Are Worth \$12.00 to \$13.50.... **\$7.95**

A great medium cost collection, wherein the most worthy garments are sold. The assortment is extremely large. Fine all wool chevrons, staple blue serges and pretty fancy worsteds form the greater portion of materials used, though a splendid lot of imported black clay worsteds suits are included. The patterns of the fancy stuffs are all very choice, the shapes of garments are fashionable, and the linings and general make-up all that can be desired. Values up to \$13.50. Price..... **\$7.95**

**\$9.60** The Ruling Price on Men's Suits That Have Sold at \$15 to \$16.00.... **\$9.60**

First—The English melton suits, strong, handsome and warm, altogether the most practical of garments. Second—the fancy cheviot suits; pure wool, every thread, and exceedingly choice. Third—The blue serge suits; always wanted by men who wear dark clothes. Fourth—The black, Tiber suits; as rich as man's costume can be. Fifth—The fancy worsteds suits, tailored from the best American materials and of guaranteed goodness. Sixth—The best corduroy suits. And from this immense line of garments any man may choose the one that suits his fancy for.... **\$9.60**

**\$2.50 and \$3.00 Boys' Suits \$1.48**

Vestee suits in sizes 3 to 10 years; double breasted suits in sizes 8 to 15 years. Materials used are all wool chevrons in black, blue, Oxford gray and mixtures. Suits are built to stand service and insure comfort. Values up to \$3.00. Priced in the Advance Clearance Sale..... **\$1.48**

**\$4.50 Boys' Reefers and Top Coats \$2.48**

Reefers are of all wool boucle cloth in blacks and browns, also olive and Oxford meltons; sizes 3 to 8 years. Top coats are of tan covert cloth, sizes 7 to 15 years. Throughout the line garments are strictly all wool and worth up to \$4.50. Price..... **\$2.48**

**\$12.50 Youths' Suits \$7.95**

These garments are made from blue serges, fancy worsted and fancy chevrons and are up to the men's apparel in every point; sizes from 13 to 19 years, a great many being made large enough for small-sized men; values range from \$10.00 to \$12.00. Priced in the Advance Clearance..... **\$7.95**

**\$1.75 Boys' Reefers 98c**

Heavy weight; blue raritan (or what is more commonly known as chinchilla) reefers with woven plain lining; large and small collars; sizes 3 to 8 years; value \$1.75 each. Price in the Clearance Sale..... **98c**

## CELEBRATED CASE

NOW ON TRIAL IN UNITED STATES COURT AT HELENA.

### SEVERAL ATTORNEYS ENGAGED

Two Prominent Yellowstone County Citizens Are Accused of Stealing Cattle From Crow Indians and From Government.

(Special to Inter Mountain.)

Helena, Dec. 14.—A trial is in progress in the United States court that promises to rival in interest any proceeding of its kind ever held in Helena. Two prominent residents of Yellowstone county are charged with grand larceny. It is alleged that they ran off 1000 head of Indian cattle from the Crow reservation and changed the brands.

The government, as well as the defendants, is represented by an array of legal talent, and the case promises to develop a great deal of interest. O. F. Goddard, E. Warren Toole and W. M. Johnston, are conducting the defense. For Billings, are conducting the prosecution. He is assisted by Deputy District Attorney Raseh and County Attorney Hathorn of Yellowstone county, E. E. Longbaugh of Sheridan, Wyo., a prominent stock man and inspector, sits at their elbows to offer suggestions as to that part of the testimony which relates to the cattle business.

The jury trying the case includes one cattle man, but he disavowed any prejudice against a man charged with larceny of cattle as distinguished from larceny in any other form.

The 12 men are as follows: H. L. Cram, R. Williams, J. E. Wynne, W. G. Bailey, L. Weigel, C. Rinda, H. Fisher, William Zastrow, C. C. Wylie, J. D. Wilson, C. W. Dresser and George P. Carpenter.

**In "Garvin's Basin."**

In the opening statement made to the jury by the assistant district attorney, a history of the case is given. Going back before the alleged theft of the cattle, the prosecuting attorney stated that 10 years ago the government made an appropriation of about \$50,000 for the purchase of cattle for the Crow Indians. Cattle were purchased from time to time and the holdings of the Crow Indians as a tribe number something more than 5000 head.

For several years Samuel Garvin, one of the defendants, has resided in what is known as "Garvin's Basin," a basin 10 miles wide and 25 miles long, located partially in Wyoming and partially in Montana.

A portion of the basin is on the Crow Indian reservation. The basin is surrounded by precipitous mountains. Entrance to the land could only be secured at one place—a passage about 10 feet wide on the Montana side of the basin. Garvin occupied this basin and ranged his cattle and those belonging to Lee,

the supposition being that Garvin was in the employ of Lee, and that in their cattle operations they were interested together.

Both of them have been residents of Yellowstone county for a number of years, and are reputed to be well to do.

Last winter one of the herders in the employ of the government, while traveling through one end of Garvin's Basin, discovered three head of cattle that on examination proved to be Indian cattle. He found that the "I. D." and the "C. O." brands with which each animal owned by the government or Indians was marked, had been tampered with and both had been made into what is known as the "mashed pumpkin" brand. The alteration was comparatively easy as it was only necessary to extend the lines to alter the brands.

**Number of Cattle Found.**

The herder made a further search and found another bunch of seven cattle with the brands altered in the same manner. He reported the matter to Indian Agent Edwards, and a band of Indians, was organized to investigate. They entered the basin and found 200 head of cattle with altered brands.

This was in February when the snow was deep. As soon as the snow went off to such an extent as to allow the cattle to be moved they drove in and rounded up 750 cattle, all either the property of individual Indians or the property of the government as guardian of the Crow Indians.

The cattle were driven back on to the reservation and another trip was made to the basin, and between 150 and 200 head secured this time.

Soon after Lee and Garvin were both arrested and given a preliminary hearing before the court commissioner at Billings. Later indictments were found against them by the federal grand jury.

The government claims that the cattle could never have wandered into the Garvin Basin without being driven there. The brands on all the cattle recovered were altered. The burden of proof will be upon the government to prove that Garvin and Lee drove the cattle in and that they changed the brands. The evidence, it is believed, will be largely circumstantial. Thirty witnesses have been subpoenaed by the government. At least half of these are Crow Indians. The case is being hard fought and will, if the government wins, in all probability be appealed to the supreme court.

**For Parts Unknown.**

(Special to Inter Mountain.) Forsyth, Dec. 14.—Dr. J. F. Griestead, formerly county physician, has left for parts unknown. He will be remembered by the physicians of the state as the man who was refused a certificate by the state medical board for cribbing.

**Rosebud County Taxes.**

Forsyth, Dec. 14.—The county clerk has submitted his first annual report to the county commissioners. Rosebud county's taxes amount to \$64,958.79 for the year and the amount collected is \$64,896.17.

**Big Timber District Court.**

Big Timber, Dec. 14.—District court will convene Monday, December 16. There are 14 civil cases and a few criminal cases on the docket. Several of the civil actions were brought over from last term.

### Her Insinuation.

"You all's mah talk a heap about how much she has to pay a pound for chicken in market," said Miss Miami Brown. "What about it?" asked Erastus Pinkley.

"Nuffin' much, Mistuh Pinkley. But when I huys yoh fam'ly talkin' like dat 'bout buyin' chicken, it sounds to me like yoh all's mah is gittin' hypocritical or else dat yoh's gettin' lazy an' was'ful of yoh money."—Washington Star.

### One or the Other.

"What would you do if you had a billion dollars?" "Oh," answered the languid man, "I don't see why I should expect to prove any exception to the rule. I would probably go to one of the usual extremes, and either buy yachts or else walk to save car fare."—Washington Star.

### Must Follow the Rule.

The soft-voiced Salvation army girl with the bundle of War Cries under her arm stopped at the entrance of the apartment house.

"I have come," she said, "to bring the good tidings of—" "Take it around to the rear door," arrogantly interrupted the janitor.—Chicago Tribune.

### Addressing a Letter.

Bishop Wilberforce used to write letters in railway carriages, and having dated a letter so written, "Rail, near Reading," the receiver, ignorant alike of his identity and of his habit, directed the reply as follows:

S. Oxon, Esq., Rail.

### Near Reading.

Nevertheless, the letter was delivered within a post or two to the Bishop's London address, 61 Eaton Place. The envelope was preserved for many years as an example of the perception of the officials of the postoffice.

### Quite a Difference.

"She made the usual bluff that if you kissed her she'd call her mother, eh?" commented Herbert, wisely. "You were a chump to take any stock in it, old boy."

"You misunderstood me, old fellow," responded Charlie, gloomily. "Brothah, not 'nothah!'"—Brooklyn Eagle.

### A Venerable Liar.

Tourist—Uncle Corkright is a very enterprising old gentleman, isn't he? Tavern Landlord (at Paradise, Ky.)—Yes, suh; and he's always been that way. He de clahs that he made his first money when a boy by furnishing licks to the workmen that wuh engaged in excavatin' the Mammoth cave.—Puck.

### Looked Bad for Si.

Farmer Greene—Si Slocum's tellin' folks that you've owed him \$20 for 30 years. Farmer Brown—You tell Si Slocum that liars should have better memories. I borrowed that \$20 in 1876. How kin you make 30 years out of that?—Judge.

### MONTANA TOILET COMPANY.

Notice is hereby given that the undersigned, George H. Casey, is the sole and exclusive owner and proprietor of the business heretofore and now carried on in the city of Butte, Silver Bow county, Montana, under the name and style of the Montana Toilet company. All accounts are payable directly to the undersigned.

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