

FALSE RECORD FREES SISSON FROM PRISON

Yuma, Attorney Flintiams Clerk of Graham County, According to Report, Freed Man May Be Returned.

That William H. Sisson was released from the penitentiary as the result of a "turnover" game played on the district clerk of Graham county, Judge Kent and the attorney general, of the territory there seems now to be little doubt and that Sisson will either be returned to prison to complete his sentence or placed on trial again on the original charges of murder is very likely.

Attorney General Wright, who was in Bisbee yesterday, gave out the explanation given by Clerk Chambers, of Graham county, as to how he was induced to certify to an incomplete record of his court. It seems that Attorney Hess, of Yuma, who was representing Sisson, procured a certified copy of the court record made during the trial of Sisson for murder. With the certified copy of the record the clerk also gave to the attorney a carbon copy of the original. Some time afterwards Hess called on the clerk for another certified copy of the record, saying that the one received before had been lost. The clerk informed him that it would be impossible for him to prepare another copy in time for the attorney to leave on the train next morning, as he desired. Then the attorney stated that he had the carbon copy previously given him, and suggested that the clerk attach his certificate to that, which the clerk proceeded to do, without again comparing it with the record. This is his explanation of how the words, "I plead not guilty," disappeared from the copy of the record, though they appear in the court record.

The following dispatch from Phoenix is to the point:

The attorney general has come into possession of information that a plea of not guilty was entered by Sisson at his trial and that it was properly recorded by Frank Dwyer, who was then clerk for the district court for Graham county. The attorney general has accordingly written to the office of the clerk of the supreme court for the copy of the record which accompanied the application for the writ. He says that he is going to sift the matter to the bottom and ascertain who is to blame for what he believes was a serious miscarriage of justice. But if there has been a miscarriage there seems no way by which Sisson can be restored to the penitentiary.

The record accompanying the application relating to the plea or the absence of the plea is as follows: "Sisson, stand up. What is your plea to the indictment, guilty or not guilty?" On motion of counsel for the territory and on consent of the defendant, it is ordered that the cause be and is hereby set for trial on Wednesday, May 10, 1905, at 9 o'clock."

The copy of the record was made and certified by W. R. Chambers, the present clerk of the court. Though, according to the copy, Sisson was asked to plead, it does not appear that he did plead and the hiatus between the question addressed to Sisson and the motion for the setting of the trial by Attorney John Hess of Yuma, who presented the application for the writ. Mr. Hess said that immediately the question was put to Sisson his attorneys, Edwards and McFarland, entered a protest against the taking of the defendant's plea at that time and in the ensuing heated argument, the fact

that the question was not answered was lost sight of.

But in a previous application to Governor Kibbey, for a pardon of Sisson there was another copy of the record made up by Dwyer. It too, contains the question, "What is your plea to the indictment, guilty or not guilty?" followed by Sisson's reply, "I am not guilty." But the first copy of the record, or that part of it relating to the plea, was not certified. The judgment according to the copy of the record that accompanied the application for the writ contained the words: "You are indicted on a charge of murder in the first degree, to which indictment you pleaded not guilty, etc."

The present clerk of Graham county, Mr. Chambers is also perturbed over the matter. For he has written making inquiry about the physical characteristics of the copy. He wanted to know if it bore the appearance of having been changed; if it looked as if anything had been taken out of it; if that part relating to the plea seemed to have been written with a different kind of a typewriter or if a different kind of carbon might have been used.

But there is nothing about the document to suggest that the copy had been altered. Nothing that could have been omitted for the part relating to the plea occupies a position near the middle of a typewritten page and the color of the ink and the form of the type of the page are just the same as those characteristics of the following page, the last one of the copy which is signed and certified to by the clerk.

It was thought that the transcript would show just what took place at the arraignment, but it appears that the case was not appealed, so there is no transcript on file. There was no transcript submitted to the governor when the pardon of Sisson was sought the first time, nothing but the judgment roll.

JEFF CHAMPION TROUT ANGLER

CAN HAVE THAT TITLE IF HE DOES NOT WHIP COLORED OP- PONENT.

BEN LOMOND, Cal. June 3.—After a nine mile morning run and a half hour turn with the pulley weights, Jim Jeffries decided that was enough for one day and spent this afternoon fishing for trout.

When Jeffries left in the morning for a spin in the fish hatchery in his new machine, he intended to return to the gymnasium and do some light work with the apparatus as well as spar with Choyneki and Armstrong, but at the hatchery the ball of the trout asserted itself so strongly that he borrowed a rod and reel and started up stream, sending his family back to camp.

Jim Corbett spent nearly the entire day in the gymnasium, working for his starting match with Jeffries. This set to be scheduled for next Tuesday. Corbett intended to box with Jeffries Monday, but Jeffries has another engagement for that day. He will motor to Monterey and indulge in deep sea fishing. "I do not think," said Corbett today, "that Jeffries ever was more rugged or stronger than he is now, nor do I think his wind ever has been better."

Jeffries was in high spirits all day, due largely to the fact that he read Governor Gillett's denial of the story sent out from Chicago by a news agency yesterday to the effect that the fight was a "frame-up" and that it was fixed for Jeffries to win.

BELMONT RECOVERING

NEW YORK, June 3.—August Belmont, the banker, sent word to his friends that he expected to be out in a few days and entirely recovered from the injuries received yesterday while playing polo.

Queen Who is A Favorite With Soldiers



PORTUGAL'S QUEEN VISITS A FRENCH CAMP.

ARIZONA WILL BECOME RICH AS FARM STATE

Attorney General Wright Sees Great Possibilities in Future Reclamation of Valleys Now in Desert State

Attorney General John B. Wright who was in Bisbee yesterday, coming from his Tucson home to deliver an address to the graduating class of the high school in this city yesterday.

Mr. Wright has great faith in the future of Arizona, especially in the growth and importance of its agricultural industry. "I expect to see Arizona become one of the greatest agricultural states of the Union, and I expect to see this result brought about by the storing and pumping of water for the irrigation of the fertile soils of many of the valleys of the territory, now in a desert waste," declared the attorney general yesterday, to a Review representative. Continuing, he said:

"In the Oxnard valley in California, where I visited recently, I found hundreds of farmers pumping water for their orchards and farm lands, and securing steady profits. There alfalfa hay sells for \$4.50 to \$5 per ton. Why cannot water be pumped successfully for irrigation in Arizona, where hay is worth three and four times \$5 per ton? The cost of pumping is more because of the price of fuel, but the price of the products, be it hay, grain or fruit is much greater to make up for the fuel expense.

"Arizona is destined to become some day one of the wealthiest states in the union, and this enormous wealth will be taken from the earth to enrich the entire country."

Speaking of Tucson, Mr. Wright said there never was a more optimistic spirit prevalent in the Old Pueblo than at the present time. This feeling has been recently stimulated by the proposed coming of the Port Lobos Railroad and the El Paso and Southwestern to the city, of which there now seems to be little doubt.

Mr. Wright, like all other loyal Arizonians, has been anxious to have the statehood bill passed by the present congress, but he recognizes that the time for action in this matter is growing short and that a few determined enemies in either house of congress could now greatly endanger success.

PRESIDENT TALKS ON CONSERVATION

ADMITS THAT CONDITIONS IN ALASKAN COAL FIELDS ARE BAD—IS IN DETROIT.

DETROIT, June 3.—At the board of commerce President Taft tonight spoke extemporaneously, taking up conservation. After expressing pleasure at the passage of the railroad bill, he said he hoped for a law definitely ratifying the right of the executive to withdraw the power sites and various classes of public lands from entry under the homestead law, pending legislation for their disposition under various restrictions. "We will soon be in a mess if we do not do this," he said. He declared that in conservation, as in other matters of the government, it is necessary to be practical. "No Altruist in this or any other country is going to have money merely to gratify theories," he said. "We will have to offer to private capital the prospect of a fair profit. If development is to come, conditions in Alaska for timber, do not speak well for us. There are only \$10 to \$12 a ton for coal up there when there is an abundance to be mined right at their doors. We ought to stir ourselves and do something to hold onto this wealth that nature has bestowed upon us, so we ourselves may enjoy it, and that we may secure it to posterity."

"But certainly we should not shut the present generation entirely out of dealing with our natural wealth."

SUTTON KNOCKED OUT OF WITNESS CHAIR

BROTHER OF TENNIS CHAMPION AND LAWYER PAY \$75 FOR FIST ARGUMENT.

LOS ANGELES, June 3.—Charles Sutton, brother of the woman tennis champion and Attorney Thomas Thornton both brassy athletes, gave a Jeffries-Johnson exhibition in Department Four of the superior court today with Judge Willis as spectator. Sutton was a witness in a civil action and Thornton the examining lawyer. A question of veracity arose, and Thornton knocked Sutton out of the witness chair. The two fought fiercely for several moments before Judge Willis, rushing down from the bench, broke them from a clinch. Then the judge fined Sutton \$50, with the alternative of five days in jail, and Thornton \$25. Both men paid the fines and apologized to the court.

CHINAMAN WITHOUT COUNTRY ACQUITTED

OFFICERS COULD NOT PROVE THAT WILLIE WAH HAS ANY NATIVE HOME

SAN FRANCISCO, June 3.—That Willie Wah, recently acquitted of a charge of being ringleader of a widespread conspiracy to smuggle Chinese across the border from Mexico is a man without a country was the official decision today when United States Commissioner Hancock refused to order his deportation to China.

Immediately after his acquittal Wah was arrested by the immigration authorities on the grounds that he was a Chinese illegally resident here. Wah declared he was not a native of China, claiming that his mother was a Malay, but he did not know where he was born, neither did he know the nativity of his father. As the burden of proof in deportation cases is put upon the accused, Wah was in desperate straits, but when he proved through interpreters that his knowledge of the Chinese was as incomplete as his ability to speak English, Commissioner Hancock refused to order his deportation.

DIVORCE IS GRANTED

RENO, Nev., June 3.—Cassille D. Van Voorhis, wife of Cornelius W. Van Voorhis, who in 1905 embezzled \$79,000 from the Knickerbocker Trust company and the Havana Electric Light company of New York City, was this afternoon granted a decree of divorce. The grounds were non-support and desertion. Mrs. Van Voorhis testified that her husband lost \$12,000 playing a roulette wheel in New York in 1908. Van Voorhis did not appear to contest the case.

Ball Players to be Rewarded

The M & O Tailor and Cleaning establishment has offered a suit of clothes to any member of the local ball team who will hit a ball hard enough to strike its sign, which is at the farther end of the Bisbee ball grounds, during any of the series of games.

BIG JADE DISCOVERY

SEATTLE, June 3.—Eskimos of Northern Alaska for ages have made axes and ornaments of a green jade, which upon examination by experts has been pronounced equal to any found in China and Japan. The Eskimos say that a whole mountain in the Arctic circle is composed of this jade. As jade occurs only in thin veins, it is believed that a jade reef broken up by sliding of hills has been scattered over a large area. Dr. Phillip Smith and Dr. H. E. Esklin of the United States Geological Survey, called for Alaska has night to solve the jade problem.

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FRESH VEGETABLES

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Strawberries, Blackberries, Raspberries are also plentiful at our store. Give us a call and see the good things to eat, that we always have.

Warron Ranch Strawberries 15c.

Tularosa fresh eggs, doz. 50c.

Mesa butter (always good) lb. 40c.

Tularosa Spring chickens, each 35c.

J. B. ANGIUS GROCER
PHONE 29

**PROHIBITIONISTS
PLAN A CAMPAIGN**

NOMINATE TOMSTONE MAN AS
BANNER CARRIER—BISBEE MIN-
ISTER MADE SECRETARY.

Rev. W. E. Spicer, who was Bisbee's representative at the convention of the prohibition party held in Tombstone for the past three days, returned yesterday morning. Rev. Spicer was made secretary of the convention, S. S. Scull, of Phoenix, being the chairman.

The convention was held in the W. C. T. U. building and was attended by 35 delegates. It took steps to revive interest in this party all over the territory and adopted a platform which emphasizes an independent of the national platform adopted in 1905 at Columbus, Ohio. The convention developed the fact that the prohibition party has considerable activity in Arizona, and to increase this activity a national organization will be secured.

As a candidate for delegate to congress, O. Gibson, of Tombstone, was again nominated. Mr. Gibson made the race in the last election when Mr. Cameron was elected. Eugene W. Chaffin, nominee for president in 1908 and now a resident of Tucson, will help Mr. Gibson in his campaign.

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10, 15 & 25 CTS

Special Excursion

Account Union Sunday School
Picnic at
Lewis Springs

Tuesday, June 7th, the El Paso and Southwestern, will make a rate of \$1.00 for adults and 50c for children for round trip.

Tickets on sale June, 7th, good returning same day only.

SPECIAL TRAINS

Leaving Bisbee 8 a. m. returning leaves Lewis Springs 6 p. m.

J. E. GRAVES, Agent, Bisbee, Arizona
EUGENE FOX, Gen. Passenger Agt., El Paso, Texas