



# 2 INDIANS MUST BE HANGED

## BOARD OF PARDONS REFUSES TO COMMUTE SENTENCE OF ATROCIOUS MURDERERS

The board of pardons in extraordinary session today refused to commute the sentence of the two Indians, Johnny and Ibabah, convicted of murder in the first degree and they will be hanged at the state prison Friday.

These two Indians were convicted of one of the most atrocious murders ever committed in the state. They were sent from Elko county to the state prison under sentence of death and the death watch was put on them. For months this watch was kept up while attorneys for the condemned men exhausted the process of law to save them from death.

At last an appeal was made to the supreme court of the state, and this court confirmed the sentence of the district court of Elko county. The two Indians were sent back to Elko county, re-sentenced, brought back to the state prison and replaced in the condemned cell.

The attorneys and humanitarians of the state secured a special session of the board of pardons for the purpose of rehearing the entire case and granting if found advisable, a commutation of sentence.

The board met this morning, Atty. Farrington and Gedney of Elko appearing for the Indians.

All day these two attorneys have presented argument after argument, authority after authority and pleading after pleading, to no avail. They were all met by the stern argument of the attorney general who proved by the evidence and the records that the two Indians killed without mercy and wantonly. The fact that they had been drinking is no excuse in the eyes of the law and stern justice was invoked to sustain the decision of the highest tribunal in the state.

The board decided the Indians must hang in due course of procedure under the law and the days of Johnny and Ibabah are numbered; the shadow of merciless justice is already over them.

Out at the prison men march with measured tread before their prison doors. Inside the cells two stolid Indians, dark and uncommunicative await the decision of the white man. That decision has been rendered and the two Indians, degenerate survivors of a noble race that possessed the land, are doomed to die the most disgraceful death ever devised by ancient or modern civilization; to be bound and dropped from a height with a rope around the neck that shall snuff out the life of the human being fastened thereto.

The condemned men on the 27th day of December 1905, killed a human being known as Fred Foreman, at Montello, Elko county.

The Indians endeavored to induce this man whom they found sleeping in a pile of ties to get them some whiskey. He refused to do so.

Johnny proposed to Ibabah that they kill him. He told Ibabah he would hold the man's hands if Ibabah

would cut his throat. The confession of Ibabah follows:

"Ibabah said 'All right.' Johnny then gave Ibabah his knife and held the man's hands crossways by the wrists. Ibabah then went and got the man by his coat. The man tried to rise up, and Ibabah put his knee on his breast, holding his knife in his right hand. Johnny then said 'Go ahead and cut him.' He held his coat with his left hand and with the right hand he put the knife against his throat and Johnny says, 'Cut him hard.' Then he killed him. After they had killed him Johnny looked into the man's pockets. Johnny then cut off the man's shoe, saying, 'There is money in shoe sometimes.' Then they both said, 'Let's put him on top of fire.' Johnny said, 'Let's put on lots of ties and burn him up.' They put the body on the fire and put the ties on it also. They then left, Ibabah taking with him the dead man's overcoat, and went to the camp of Johnny's father. Upon arriving there Johnny asked for something to eat, and Ibabah told that they had killed a man.

The testimony of Johnny, who is a Shoshone Indian, varies from that of Ibabah in that he testified that he did not know much about what happened, that he was too drunk to remember.

It is recalled that he remembered holding the murdered man's hands and trying to place him in the fire, but further than that he had no recollection of the occurrence whatever.

## FIRST PAYMENT MADE ON BODIE & BENTON R R

As stated in our issue of Nov. 24th, that the steps taken by the prospective buyers of the Bodie & Benton, would justify the opinion that the road was sold, has been confirmed this week. The first payment amounting to \$50,000 has been made, and the new owners have taken active possession. Wood choppers are in demand so it is stated; the surveying of the extension to Sodaville has commenced, and by the first of next spring, grading will be under full swing.—Bodie Miner.

It just costs you ten percent more when you settle for your taxes since yesterday.

The Park Theater has changed dates and hereafter will be open Wednesday, Thursday and Friday nights.

The G. A. R. will hold annual election tonight at the post. A full attendance of veterans is desired.

The U. S. supreme court has decided that Meyer, Pettibone and Heywood must stand trial in Idaho for murder.

Rhyolite is sending out invitations to the whole coast and to Salt Lake to attend her railroad day celebration December 15th.

P. L. Flanigan is out with a statement in which he denies there was any open rupture between himself, Daniel Meyer and Moritz Scheeline. He says their business relations are pleasant and that he brought them out for Senator Nixon.

Coal is being rushed to Goldfield by special train, thanks to the efforts of Governor Sparks with Manager Bancroft of the Oregon Short Line.

Attorneys for J. Grant Lyman have brought suit for \$50,000 damages against law officers in Goldfield for alleged illegal seizure of the office of the Union Securities company.

Capt. A. H. Mayne, president and manager of the Ramsey-Comstock Mining Company gave a bond for \$50,000 yesterday in the suit against him by F. W. Wilson of Templeton, Iowa. Mayne was about fifteen minutes raising the bond.

Fred Purdy and Sam Stears fought a duel with pistols in Rhyolite yesterday. Purdy was killed.

Dan Kelly was severely injured in his corral shed by being crushed between the shed and a wagon. The horse stopped, saving his life.

# GREAT PLANS OF SUNSET

District Manager W. E. Hills of the Sunset Telephone and Telegraph Company spent the day here Monday and last evening called at the Appeal office.

Asked about the reported improvements to be made in the local exchange and business of the Sunset company he said:

"Plans and specifications in detail for a plant second to none on the coast, have been drawn and are now in the hands of the engineers and home office for final approval and issuance of building directions.

"As soon as these are issued and material, conditions and weather will warrant, the work will be pushed to completion.

On the outside plant, all open wires in the main section of the city will be replaced with cables, to be erected on poles properly painted and as slightly as it is possible to make them. All the cross arms and open wires now on the main street will be taken down.

"In the way of new inside plant, if present plans are finally approved, and I have every reason to believe they will be a switchboard of the latest type will be installed and residences and business houses rewired in the safest possible way and in such a way that interruption to service from defective wiring will be practically eliminated. All batteries from subscribers premises will be removed to central office; lines will not have more than four parties on them and you will never hear more than two bells.

"We will do away with the present method of turning the crank to call central, and it will only be necessary to remove the receiver from the hook to receive response from central.

"Of course the outside plant will be rebuilt before new inside appliances can be installed. When these changes have been made, the service will be all that can be desired."

## UNCLE JOSH PERKINS TO SHOW FRIDAY NIGHT

"Uncle Josh Perkins," a rural play that appears at the Opera House on Friday December 7th, 1906, possesses much that cannot often be said in referring to productions bearing similar titles, its motive and plot being entirely different. In "Uncle Josh Perkins" the author has reversed the usual order of things and has furnished a story that does not hinge on a mortgage or a stolen deed. The play opens in New York City and closes on "Uncle Josh's" farm up in Vermont in which the character, it is said, get as close to nature as possible, making it unusually lifelike and realistic to the auditor. The company is declared, is away above the average and the specialties as strong as are presented in the best vaudeville houses in the country.

ECKLEY—In Goldfield, December 1 Charles Joseph Eckley, a native of this city, aged 34 years, 4 months and 22 days.

Funeral from residence of parents on North B street at 10 o'clock tomorrow (Tuesday) morning; thence to St. Mary's church where a solemn requiem mass will be celebrated for the repose of his soul. Friends and acquaintances are invited to attend.—Chronicle.

### CHRISTMAS WORK

Fredricka Hentschel has a supply of crocheted work on hand that will make excellent Christmas gifts. She also requests her customers who wish special work done to bring in the orders at once.

## HARRIS MINE GETS SOME FINE, BIG DEVELOPMENT

J. T. Stevens has just returned from the East where he has been for the past ninety days in the interests of the Harris Mining Company. Work on the property, which is situated a short distance from Washoe City, is progressing favorably. The tunnel which is to tap 250 feet below the old workings, has been advanced about 500 feet, leaving 400 feet yet to drive.

The company has about 50,000 tons of \$10 ore now in sight on the dump and blocked out in the mine. With the completion of the new tunnel it is expected that the supply will be doubled.

The management is rushing the work on the property, Stevens having let the contract for the additional 400 feet of tunnel upon his return to Fred Franks of Washoe.—Chronicle.

## CONGRESS WONT CONFIRM TEDDY'S APPOINTMENTS

WASHINGTON, Dec. 4.—Congress is in session. Seven cabinet changes and one appointment to the supreme court bench were sent to the senate by President Roosevelt, but they were not confirmed in accordance with the general custom concerning such important nominations.

The nominations follow:  
Secretary of the treasury, George B. Cortelyou.

Attorney general, Charles J. Bonaparte.

Postmaster general, George L. Von Meyer.

Secretary of the navy, Victor H. Metcalf.

Secretary of the interior, James R. Garfield.

Secretary of commerce and labor, Oscar S. Straus.

Associate justice of the Supreme Court, Wm. H. Moody.

A long list of recess appointments to diplomatic posts was also sent in.

The first cabinet shift will take place about the first of the year when Moody will take his place on the supreme court bench. Bonaparte will then go to the department of Justice. Straus will enter the cabinet as secretary of the navy, Shaw will retire on March 4th, and Cortelyou will take the treasury portfolio and will be succeeded as postmaster general by George von L. Meyer, the present ambassador to St. Petersburg. Garfield will succeed secretary Hitchcock as head of the interior department at the same time.

The Ward Shaft Ass'n has bought the old Sierra Nevada shaft house and will pull it down and use it for fuel.

Dick Bright has two of the best mixelologists in the business attending to the desires of his friends at the old corner.

We object Bro News, to being sent out of town on business when we are unable to get away.

Gov. Sparks appeared yesterday evening, with Mrs. Sparks, the first time since election. The governor has been ill. He will remain in this city for some time.

Bartine has purchased the Millard property on Minnesota street, the site of the old laundry, and will erect two handsome residences thereon, one for himself and the other for his daughter Mrs. Thomas McCabe.

Mrs. Ballard, a new comer in this city, has bought the H. C. Dunn home and will make her home there. The consideration is not stated. Mrs. Ballard is a daughter of Ambrose Biebee and intends to remain here the winter at least.

The county commissioners inspected and accepted the McTarnahan bridge yesterday. The contract price was \$2,475, but as the board ordered an extension on the work the excess was accepted with the contract. The new bridge cuts off eight miles on the road to Pinet.

# W. U. TEL. CO. TO BLOCK RELIEF

Threatening to parallel all of the Pacific States Telephone Company's lines in California if the phone corporation allied itself with the Postal in entering Nevada, the Western Union attempts to prevent relief to this state from poor service.

The movement to block the Postal was known a few days ago, when the head of the Bell Company, which now controls the Pacific States corporation, wired the manager in San Francisco to cancel all agreements with agents of Clarence Mackey which had been made to allow the Postal to use the telephone lines in entering Nevada and the southern country.

Secretly and with determination, the Postal Telegraph Company planned to enter Reno and operate in the rich commercial field of Tonopah and Goldfield. Field Engineer Busch was sent out from San Francisco by the Bell Telephone Company to investigate the proposition of the Postal to use the telephone wires out of there to Reno. The wires were to be "400 pound copper" and they were to be constructed to here, coupling with the line at Reno. Attachments were to be fixed so that both telegraph and telephone instruments could be used at the same time on the lines.

The arrangements were all made with the Bell Company to carry out the scheme. But in some way Robert C. Clowry, president and general manager of the Western Union, heard of the alliance. A telegram was sent to President Fish of the Bell company to drop the arrangements. This order was followed with the threat if the Bell Company aided Mackey in entering Nevada, the Western Union would retaliate by injuring the service of the telephone people in the thickly settled portions of California.

It is said that the preparations for the amalgamation of telegraph and telephone interests at Goldfield was well under way when the order was issued to stop it. The practice of sending telegrams and telephone messages over the same wire is common, and in the instance of the Bell and Mackey consolidation it is said the plan would have worked to perfection. In the local office of the Bell Company the service of a telegrapher is used every day. Telegrams are sent through the office over the same wire as the phone messages go.

British newspapers are declaring the United States will have a war with Japan sooner or later.

Capt. Cox, Capt. Menardi and Claude Smith will enter a brokerage business in Reno. Capt. Cox has resigned from the management of the Riverside Mills.

A human head was found in a carload of prunes that was wrecked at Montello last month.

It is stated that Tonopah men have bought the Bodie and Benton railroad, lock stock and barrel.

Joe Gans passed south to Tonopah this morning, where he will fight Kid Herman New Years day for the light weight championship.

The Nye & Ormsby County Bank has increased its capital from \$200,000 to \$500,000 on account of extension of business.

Jim Morley, ex-baseball manager of Los Angeles, has been sued for \$35,000 for forfeiting the franchise for that city.

Senator Foraker announces he will compel an inquiry into the discharge of a battalion of troops for being colored. He declares the president and Taft have aggravated the race question.

### MONEY TO LOAN

For building purposes, payable in small monthly installments.

# NEVADA TO RIVAL ALL IN GOLD PRODUCTION

The bureau of the mint and the geological survey, which are co-operating in determining the annual production of gold and silver in the United States, report most important changes in gold production are shown by Alaska which advances from \$9,160,500 in 1904 to \$14,925,600 in 1905. Colorado shows an increase from \$24,385,800 in 1904 to \$25,701,100 in 1905, due to freedom from labor troubles. Nevada shows a gain from \$4,207,800 in 1904 to \$5,359,100 in 1905 and a gain in silver from 2,359,100 to 5,843,500 fine ounces. The director of the mint says that Nevada will show for 1906 a much larger gain in both gold and silver and that the state will likely make a contest for first place as a producer of the precious metals. The total output of silver is about 1,500,000 ounces under that of the previous year, the three heaviest producers Montana, Colorado and Utah showing a decline.

## BRYAN-U S SUPREME COURT, A CONTRAST

On the same day the U. S. supreme court decided it is lawful to kidnap the citizens of one state to another, there to try them on charges of murder, W. J. Bryan made an address on the dignity of labor before thousands of union labor men. He said in part: "There is a great gulf existing between the toiling classes and those who live without toiling, but at the present time brain and muscle are working in closer harmony than they have for many years. Today the world does not care for the non-producer, and the laborer ranks much higher than the idle man who lives on the income left him.

"The dignity of labor has been so proclaimed over the land and impressed upon the mind of the people that it will not be long until the world will point the finger of disgrace at the man who lives in idleness. The moral question is also involved in this. A man who refuses to work cannot attain a high moral standard. The idle pauper is not the man living in poverty, but the one that does not produce anything. The pauper may be found among the rich classes, where idleness takes the place of work.

"If all the laboring men should quit work now the world would starve in six months, because the country is only that far ahead in supplies. No man can be better trusted than the laboring man and no one is more interested in good government than he who toils."

### TWO FINE PAPERS.

The "Tonopah Daily Bonanza" with eight pages of live stuff, the best print of any newspaper in the state and columns of business arrived last night. It is a sight for sore editorial eyes. Billy Booth started the daily with four measly little pages less than a month ago and to now it has grown.

A good plant, good editorial men and a good printing crew combine to make the Bonanza one of the best in the state.

Almost as good as the Bonanza is the "Bullfrog Miner" Frank Mannix's paper. It appears his week with ten pages full of live matter and advertising, well printed well edited and a credit to the Bullfrog district it so ably represents. When Mannix gets the sinks out of his new plant there will be something doing in Bullfrog.

A Jewish rabbi was killed in Vancouver for kicking a dog.

We have a new carrier, and subscribers not receiving their paper will please notify this office