

WAS THERE FRAUD?

The question has been asked if it is really a fact that there are names on the Yavapai Census Returns that are not entitled by law to be there. Such a question, of course, cannot be answered with positive certainty, as it would be strange indeed if mistakes did not occur in making an enumeration of over thirteen thousand people, old and young, scattered over an area larger than many of the States in the Union, especially as it all had to be done inside of forty days. We say it is altogether likely that there may have been mistakes, and, for aught we know, in some instances, the same names may have been taken by each of two deputies and the mistake not discovered either by the Marshal who copied them, or the Board that passed upon them. The fact that there were two John Smiths, Bill Jones, or Bob Robinsons on the list, is no proof that the name of the same person has been duplicated, as it will hardly be contended that there might not be two persons bearing each of these names; and, for the sake of argument, suppose the same persons which we do not admit, because we don't know, and in that case, is there no way to account for it except upon the supposition that fraud has been practiced? And isn't it a little suspicious to find those who have always had the reins of the Territorial government in their own hands, and who have had everything their own way in the face of and in opposition to the manifest will of a large majority of the people of Arizona, so ready to adopt the theory of fraud, and the "rule or ruin" policy of breaking up all the work of the Census Marshals, instead of allowing the Secretary to correct what was found wrong, if anything, and go on with the apportionment.

It seems to have been an opportune time for the "pipe layers" of Tucson to start in when a new Secretary had so recently taken his office and come to the Territory. They seem rightly to have judged that he was not up to their tricks, otherwise the restraining order issued from the Chambers of the Judge of the 1st Judicial District would have had about as much weight with him as if it had emanated from a Justice of the Peace in some remote Precinct.

Then, the Judge seems to have lent a willing ear to a most extraordinary statement on the part of a Pima Toole, made under oath it is true, but none the less false on that account, as to the actual number of inhabitants of Yavapai County. It seems to us that before granting an order which if obeyed would deprive all the Northern and Central portion of the Territory, embracing the bulk of the population, of rights which the law gives them, or requiring the Board of Supervisors of the most populous County to leave their business and repair at great trouble and expense to the confines of Mexico to answer to a charge of fraud, at the ipse dixit of one whose authority to make such an order is at least questionable, some inquiry should have been made as to the means of information possessed by Mr. James H. Toole to enable him to swear to the number of inhabitants of a County which we are informed he never saw. He swears that what he swears to is all true as far as he knows, and the part that he doesn't know he believes to be true, and that he states under oath, on information and belief.

Now, the question which it seems the Judge did not take into consideration was, "What information had he to enable him to take such an oath? Surely men are not expected to go into Court and swear that they are possessed of certain information, when the Court itself has judicial knowledge of the fact that they cannot know the truth of what they swear to, and give it the same weight that it would if it were possible for the deponent to know the facts.

James H. Toole, who seems to be a very convenient sort of Toole, has sworn to figures that are untrue, and while he says under oath, that he has information that leads him to believe them to be true, the Judge who granted the injunction restraining the Secretary from performing a sworn duty, knew, when he made the order, that Mr. Toole could have no such information. And knew furthermore that the Census Marshal who swore to a different state of facts and figures was in a position to know whereof he swore.

These are strange proceedings, and if the people of Central and Northern Arizona are forever to be the political serfs and peons of Tucson, if an increase of population North of the Gila is to be considered a crime, if thirteen thousand people in this County besides five or six thousand in other Counties north of the Gila have no rights in conflict with the people of Tucson that Courts and federal officers are bound to respect, then welcome Mr. Fort's bill that proposed to attach us to New Mexico or Utah, or even to Alaska, where at least we can have an equal voice in proportion to population with the Esquimaux, which is denied us with the Papagos and Pimas.

We started out with the inquiry as to whether there was fraud or not, and have arrived at the conclusion that there was and is fraud being practiced upon the people of Yavapai County by officials, at the instigation and through false representations made by the people of Tucson and their tool(s).

Painting the old Champion Saloon building, corner of Montezuma and Goodwin streets, white, reminds us of fellows we have seen wearing clean collars and dirty socks.

A PRETTY HARD NUT FOR PIMA TO CRACK.

We do not wish to be considered inquisitive but at the same time would really like to know how it happens, if Pima County alone has a population so far exceeding that of Yavapai as the Citizen asserts, a public meeting resolves and their Tool-e swears to, that Yavapai's assessment roll shows a valuation of taxable property exceeding that of any two of the three counties whose Supervisors have taken it upon themselves to question our census report in court. We find upon examination of the tax roll of this County valuation of property, real and personal, amounting to one million four hundred and sixty eight thousand dollars and eighty two cents. The tax roll of Pima is reported at one million four hundred and six dollars and eight cents. Yuma County's tax roll shows three hundred and thirty one thousand nine hundred and seventeen dollars. Pinal County is assessed for three hundred and eighteen thousand four hundred and forty one dollars. Surely the assessor has not been committing fraud and reporting more property than there is in the county, and it is of course impossible to suppose the Assessors, or any body else, in those three righteous counties have under-estimated the value of their property to save paying their equal proportion to the Territory or for any other purpose. Such a thing is entirely out of the question, they wouldn't do it for the world. Then why is it, we ask, that Yavapai, with no steamboats to tax, no trade with Mexico, involving the carrying of stocks of goods amounting to hundreds of thousands of dollars each, in fact nothing but her own internal resources to rely on or be taxed, and a large proportion of her population newly arrived with nothing to assess, should report an amount of taxable property exceeding any two of the counties named, one of which claims a population of several thousand more than Yavapai. This showing alone should teach the court and the Territorial Secretary that they have been and are being trifled with by people whose only object is to use them for selfish ends, and that if it be true, as charged, that the Yavapai census report is false and excessive, it is equally true that the Pima census report is much more so. The better and safer plan for an officer seeking to perform his duty conscientiously would be to presume that the sworn officers of the law have performed their duties honestly, in the absence of any showing to the contrary, and act upon it, leaving the consequences with those who have committed the wrong, if indeed wrong has been committed. The law presumes every officer has done his duty until it is shown to the contrary; and because one officer is accused of fraud it is no excuse for another to either neglect or refuse to do what the law requires of him. Had not Yuma County the advantage of taxing steamboat property, which represents comparatively no population, Yavapai would show an amount of taxable property exceeding that of all three of the Counties that have gone into revolution, and impliedly, at least, threaten to attach themselves to Sonora in order to find more congenial company than the barbarians of Yavapai, Mohave and Maricopa. And with all the advantages we have enumerated in favor of Pinal, Yuma and Pima they, all three together only exceed Yavapai in the amount of her taxable property in the sum of \$189,295.26. Yavapai exceeds Pima and Yumatogther, \$129,145.74; exceeds Pima and Pinal together, \$142,621.74, and exceeds Pinal and Yuma together, \$811,027.82. These are no estimated figures invented for the occasion. We have gone to the trouble and expense of telegraphing to the officers of the various counties in order to have them correct and there isn't a figure in the statement that can be successfully disputed. We expect to see the idea ridiculed that the assessment roll has anything to do with, or bears any relation to the census of a country, but the good practical common sense of the people will teach them that, next to the report of the Census taker, it is the surest criterion that can be adopted, and that if there is any advantage either way it is in favor of those who have a large foreign trade and a line of steamers to tax neither of which represents an Arizona population.

State Convention met here to-day and adjourned until evening in order to give the Tilden men time for consultation, and in hopes to prevail on Seymour to accept the nomination for Governor. Expressions of dissatisfaction with Tilden's course in the Presidential campaign are frequent outspoken and undisguised. Many leading Democrats declare that Tilden has about destroyed the party by his self seeking ambition.

Saratoga, Aug. 31.—H. Seymour is nominated for Governor by acclamation, and has telegraphed his acceptance from Utica. The announcement was greeted with great applause. Dorsheimer is nominated for Lieutenant-Governor.

St. Louis, Aug. 31.—J. W. Throckmorton and R. O. Miles are nominated for reelection to Congress from Texas.

Palisade, Nevada, Aug. 31.—Two hoodlums from San Francisco aged 15 and 17 displaced a switch and intended to throw the eastern bound passenger train over a bank 60 feet high here to-day. They have been arrested and one of them named Dean turned states evidence. The escape of the train was marvellous.

San Diego, Sept. 1.—Colonel T. A. Scott has invited Colonel Crawford to make a survey of the San Geronimo route, not being entirely satisfied with the Sedwick & Reno survey. His plans will be developed when he makes his application to Congress this winter for a subsidy.

Gold in New York yesterday, 109 3/4. San Francisco, Aug. 30.—Stocks soft. Alpha, 52 1/2; Belcher, 23 1/2; Cal., 59; Don. Va., 56 1/2; Justice, 29 1/2; Mexican, 33 1/2; Ophir, 55 1/4.

The steamer Orizaba sails to-morrow for San Diego. A. Hammersley of Arizona is a passenger.

Monroe, La., Aug. 29.—Negroes have fired into the houses of several planters living on the river below here. Some seventy shots were fired into the residence of Isaac Garret without any known cause. Last Saturday at a Republican "barbecue" 8 or 10 whites were present by invitation and were rudely treated and forced to leave the ground.

Washington, Aug. 29.—It is given out that Babcock will press for an immediate trial in the safe burglary case. He is entirely confident of acquittal of the charge of complicity.

San Francisco, Aug. 30.—It has been ascertained that the great fire of yesterday was the work of an organized gang of incendiaries. The fire was started in several places for the purpose of destroying certain manufacturing establishments that employed Chinese. The losses amount to 3/4 of a million, only insured for about \$150,000. [Loss falls principally on the poor].

DIED. Near the base of San Francisco mountain, July 25th, 1876, Samuel Franklin Christy, a native of Wayne County, Indiana, but brought up in California, from which State he came to Arizona about a year ago. He was a member of the I. O. O. F., and much respected by all who knew him. His age is supposed to have been from 25 to 30 years.

MARRIED. In Prescott, August 13th, by J. C. Otis, J. P. Charles F. Cate to Miss Basilia Cordova.

NEW ADVERTISEMENTS. Ho! For California! I will leave Prescott for Los Angeles, with a 4-horse wagon, on Sunday, September 10th, and will convey passengers for thirty dollars. Apply at the Miner office or at Hathaway's stable. W. H. PRESLEY.

AUCTION! I will sell, at the residence of Capt. Simpson, Headquarters Hill, on Saturday, September 23d, HOUSEHOLD FURNITURE Consisting of Elegant BEDROOM SETS, China, Glass and Silverware, BRUSSELS and THREE-PLY CARPETS, Easy and Dining Room Chairs, Mirrors and Curtains, Chickens, Sewing Machine, &c. Carriages will convey parties from Prescott on morning of sale. J. L. FISHER, Auctioneer.

BLAKE & CO., ASSAYERS, Gold Dust, Gold and Silver Bullion and Ores of every description melted and assayed. All assays guaranteed. OFFICE—in building formerly occupied by A. & N. M. Express Co., Prescott.

Rooms For Rent. Furnished and unfurnished rooms for rent apply second door south of Brick Blacksmith shop, Cortez street.

AUCTION! AUCTION!! By order of H. Ellis, I will sell, at the residence of Margarita Morales, Goose Flat, on Saturday, Sept. 9th, 1876, HOUSEHOLD FURNITURE Nearly new, consisting in part of 2 Cottage and 1 Walnut Marble Top Bedroom Sets, CARPETS, MIRRORS, LOUNGES, SPRINGS AND HAIR MATTRESSES, Feather Pillows, Curtains, Pictures, Lamps Time Pieces, Etc. J. L. FISHER, Auctioneer.

GRAND SHEET AND PILLOW SLIP Invitation Ball. — AT — LUKE'S HALL, — ON — Thursday Evening, Sept. 14th. Tickets, including lunch, - - \$3.50. F. G. WESTWORTH.

ROAD STATION RECEIPTS, PRINTED IN DUE FORM FOR SALE AT MINER OFFICE.

PRESCOTT. PRESCOTT. PRESCOTT. NEW GOODS!! NEW GOODS!! AT THE PIONEER STORE, ESTABLISHED 1864. BEDROCK PRICES! BEDROCK PRICES! JOHN G. CAMPBELL

Has now received the Largest and most Complete Stock of GENERAL MERCHANDISE Ever Brought to this Market, comprising

- Men's, Youth's and Boys' Clothing, Boots, Shoes and Slippers, Shirts, Neckties, and Gloves, Bar, Damask, Russia & Crash Toweling, Fish Hooks and Lines, Hoes, Rakes, Wheelbarrows, Iron and Lead Pipe, Suction, Force and Lifting Pumps, Fenders, Etc., Etc., Ladies' and Gents' Underwear, Men's Hats and Boys' Hats, Hosiery and Handkerchiefs, Calicoes, Ginghams, Alpaca, Cassimere and Denims, Ladies' and Misses' Shawls, Embroidery Edging, Nottingham Lace, Etc., Etc., Etc. BLANKETS and MATTRESSES, Cotton and Rustic Blinds, Tapestry, Ingrain and 3-ply Carpets, Box, Cylinder and Thermometer Churns, Children's Chairs, Bedroom Sets, Fish Hooks and Lines, Hoes, Rakes, Wheelbarrows, Iron and Lead Pipe, Suction, Force and Lifting Pumps, Fenders, Etc., Etc., Sporting, Giant and Blasting Powder, Fuse, Caps, Drill Steel, Paint Brushes, Paints, Oils, Glass, Smalts, Bronze, Wool Sacks and Twine, Turpentine, White Lead, Gold Leaf, Etc., Etc., Etc. Crockery, Glassware and Lamps, Chandeliers, Bar Glasses, Bottles, Mirrors, Etc. Trunks, Valises, Etc., Etc. A Full Line of Tin, Copper & Sheet Ironware, Constantly on Hand and Made to Order. STAPLE AND FANCY GROCERIES, Of the Newest and Choicest Descriptions, Comprising Green, Black and English Breakfast Teas, Mackerel, Salmon Bellies, Dried Beef, Buckwheat Flour, Canned Fruit, Mushrooms, Cheese, Hams and Bacon, Mocha, Java and Rio Coffees, Smoked Salmon, Boneless Codfish, Cucked Wheat, Hominy, Oatmeal, Alden Dried Fruits and Vegetables, Etc., Etc., Etc.

TOBACCO AND CIGARS, Wines, Liquors, Ale, Porter and Cider, Saddles, Ox Whips, Blacksnakes, Hobbles, Saddle Mats and Cloths, Harness Soap and Eureka Dressing, Bows, Poles, Buggy Shafts, Whip Lashes, Collars, Halters, Buckles, Snaps, Rings, &c, Wagon Spokes, Hubs, Felloes, Etc., Etc., Etc.

All of which will be sold at Bedrock Prices, or exchanged for the Products of the Country.

TH. LOISILLON, GOODWIN STREET, - - PRESCOTT, A. T. DEALER IN DRY GOODS and Clothing, GROCERIES, BOOTS AND SHOES, WINES, LIQUORS and CIGARS, Cheap for Cash. Produce of the country bought at best market rates. DAWES & GOLDMAN, DEALERS IN GENERAL MERCHANDISE, WILLIAMSON VALLEY, A. T. Highest Price paid for the Produce of the Country.

TO FARMERS, MILL MEN, STOCK RAISERS, And others wanting Laborers, and to all persons wishing employment. BELIEVING IT TO BE ONE OF THE WANTS of the Territory to have some place where parties wanting work can be brought in contact with parties wishing to employ, we have opened an Employment Office For that purpose, and will keep a list of all parties making application to us FREE OF CHARGE to either party. Prescott, July 28, 1876. KELLY & STEPHENS.

HORSE MARKET. The undersigned has opened a STABLE, CORRAL AND Hay-Yard, On South Montezuma Street, Prescott. Next to Judge Howard's, With every convenience for teamsters, pack trains, etc., to either camp with their own feed or have their animals boarded. Creek Water in the Corral. Auction Sale every Saturday, at 11 o'clock A. M. G. W. BARNARD.

Estray Notice. Came to my ranch about the 15th of May, 1876, one bright bay horse, branded on left hip AP connected, saddle marked, right fore and left hind foot white, and star in the forehead. Is about 14 hands high. The owner is requested to prove property, pay charges and take him away. HENRY WATSON, Upper Lyax Creek, Aug. 25, 1876.

New Gunsmith Shop. Granite Creek Bottom, Prescott, Arizona, Back of Hathaway's old Meat Market, ALL KINDS OF REPAIRING NEATLY EXECUTED. SEWING MACHINES REPAIRED. Stoves of all kinds repaired. At reasonable rates. All work done on the principle of Main Springs of all kinds on Hand. Prescott, Aug. 11, 1876. W. W. BENNETT.

THE DIANA BAR AND BILLIARD SALOON, Montezuma Street, Corner Gurley, Is the Largest and Best Saloon IN NORTHEASTERN ARIZONA. J. C. CRANE, Proprietor. LARGE, NEW, COMPLETE WAGON AND BLACKSMITH SHOPS Gurley Street, Fronting on Granite, Prescott, Arizona. All kinds of Blacksmithing, Wagon-making and repairing done in good style by FRED G. BRECHT

BUY YOUR FRESH MEAT AND VEGETABLES ... AT THE ... PIONEER MEAT MARKET, Montezuma Street, Prescott. Eat plenty of both, and you will soon be as strong as an ox, as fat as butter, and as stout as round the waist, as Presidential Quaker. G. HATHAWAY, Proprietor. Ranch for Sale. Four miles from Prescott, on Willow Creek. Houses, corn, etc., living water, and forty acres under fence. Will sell either with or without crops. Call at the ranch, 14 miles south of the Burnt Ranch. B. F. COPPLE, Aug. 18, 1876. Estray Notice. Came to my ranch Skull Valley, a light brown horse, no brands, white left hind foot. The owner is requested to prove property, pay charges and take him away. L. D. MILLER, Prescott, A. T., Aug. 18th, 1876. For Rent. FIVE HUNDRED acres of good farming land, situated in Salt River Valley. Will furnish seed and water. Apply at once to C. H. VEIL, East Phoenix, A. T., Aug. 11, 1876. aul14.

PRINTED BLANKS ... FOR ... Location of Mining Claims, FOR SALE AT THE MINER OFFICE. No Proprietor of Miner should go into the country without a supply of these very handy and correct, ready-made notices.

PRESCOTT. PIONEER FURNITURE STORE. MONTEZUMA STREET. Just north of Kelly & Stephens' Store. E. STAHL IMPORTS & MANUFACTURES FURNITURE, LOUNGES, BEDROOM SETS, ETC., ETC., ETC. Window Shades, Mirrors, Pictures, Frames, Etc., on hand and Made to Order. REPAIRING PROMPTLY ATTENDED TO.

The C. O. D. Store IS NOW Ready for Business And We respectfully inform the Public this vicinity that we have opened with NEW AND COMPLETE STOCK

GROCERIES, PROVISIONS, LIQUORS, Tobaccos, Clothing, FURNISHING AND OUTFITTING GOODS OF ALL KINDS. Which will be sold at LOWER RATES Than ever before attempted by the South Side Plaza, Prescott, Arizona.

BONES & FOSTER, OFFER, at bed-rock prices, their Centennial selection of new brand of CIGARS. Speedy Wholesale & Retail. Nobby pipes—meerschaum and wood, tobacco pipes—exquisitely flavored fine-cut tobacco, in bulk, and extra fine brands of plug, and best long-cut tobacco smoking tobacco, of all kinds—best in the market. Superior cigars, made of the finest Havana tobacco, and a large stock of CANDIES AND FRUITS, of which frequent shipments are received by fast conveyances fresh from Southern California orchards comprising oranges, lemons, limes, apples, pears, grapes, etc., also olives, sardines, anchovies, Holland herring, chile, etc. Splendid clear honey, fine nuts, figs, raisins, citron, etc. Swiss and Limburger cheese, dried currants and prunes. Those desiring to make a comfortable trip make the 4-Horse Passenger Coaches of Bones & Foster. Extra inducements. They make regular trips, stopping every night at good stations, giving opportunities for refreshing sleep, and ample time for meals. Orders will receive prompt attention, if left at the above address.

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ARIZONA BREWERY Supplies the Public with EXCELLENT LAGER BEER, WHOLESALE AND RETAIL. WINES, LIQUORS, & CIGARS. The Old Stand is well known. JUL. N. RODENBURG. CABINET CHOP HOUSE.

D. C. THORNE, Proprietor. MEALS AT ALL HOURS. Day and Night, HOT AND COLD LUNCH. Everything possible to be had, in its season, as gotten up in the best style of the culinary art.

"THE NUGGET." Montezuma Street, - - Prescott. Has been re-opened and re-fitted in SAN FRANCISCO STYLE. None but the Finest Liquors and Cigars dispensed at the Bar. May 5, 1876. P. KEARNEY.

POINT OF ROCKS LIME KILNS, A. S. Clough, Proprietor. LIME always on hand in any quantities to suit the want of purchasers. B. H. WEAVER, Agent, Montezuma Street, Prescott. "CABINET," Montezuma St. - - Prescott. D. C. THORNE. Cash Paid for Valuable Specimens.

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