

# THE FLORENCE TRIBUNE

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"It is apparent that something must be done to provide water for the Indians. In order to demonstrate our ability to govern these people we must show a better record than these now in our care."-(Prof. F. H. Sewell, in a lecture in Washington, Dec., 1899.)

THE Halderman brothers, after one of the gamest legal fights in history, were successfully hanged in Tombstone on Friday of last week. The consensus of opinion among those who know all the circumstances is that the demands for justice were fully complied with, and that only the power of money delayed the execution so long.

COL. S. M. McCOWAN, superintendent of the Phoenix Indian school, and Dr. Jekkers, territorial auditor, have purchased from C. C. Randolph a controlling interest in the Phoenix Republic. The paper remains in good hands, and will in the future as in the past prove a powerful factor in upbuilding the territory. The TRIBUNE extends its right hand of fellowship to the new proprietors.

THE TRIBUNE is in full accord with the movement inaugurated by the territorial newspapers to secure a good federal appointment for Judge N. A. Orford, and will aid in every way in its power. He is a clean, honorable and upright man, a credit to the newspaper profession, and deserves something of the McKinley administration, which he has sustained in all its garies.

NOTWITHSTANDING the glorious rains that have visited Arizona during the last week, interest in the construction of the San Carlos reservoir should not be allowed to abate. Rather should we emphasize the necessity of storing water that has run to waste, sufficient to have carried us safely through next summer. Let us all put our shoulders to the wheel and bring every measure possible to bear upon Congress, that an appropriation may be made at the coming session for commencing the work. There is nothing effective as individual effort in correspondence. Write to senators and members of Congress explaining the situation. Printed matter on the subject will be furnished gratuitously at this office.

THE TRIBUNE looks for grand results from the Irrigation Congress in session at Chicago this week. Able and earnest men are at the head of the movement for a national system of irrigation; merchants and manufacturers of the east have taken the matter up, and it is bound to come. The dam on the Gila river will be the first one built and will prove an object lesson. The introduction of the following resolutions, by the editor of the TRIBUNE, which were unanimously adopted by the National Irrigation Congress, in session on the 15th of December, 1896, is the first step in the movement, which has widened out until it has attained national importance:

Whereas, The Pima and Maricopa Indians, by numbering in the aggregate ten thousand souls, have been deprived of the terra used by them in irrigation, before the advent of the white race in America, through appropriation of such waters by settlers to the headwaters of the Gila river; and Whereas, Through the loss of such waters the lands once cultivated by these tribes have become barren and worthless, and the members of such tribes have become a charge on Government, and forced by the loss of their fields into lives of degradation and misery; and

Whereas, Such tribes have from the earliest days been the friends and allies of the white race; and

Whereas, The people of the United States have pledged themselves by solemn treaty to protect such tribes in their property and petty rights; and

Whereas, The Government of the United States has now engaged in the expenditure of hundreds of thousands of dollars for construction of works of irrigation for reclamation of lands belonging to other Indian tribes; therefore, be it resolved, That this Congress do approve proposed construction, under the plans of the U. S. Geological Survey, of the Butte reservoir, in Pinal county, Arizona, recently started, to again reclaim the lands of these tribes, believing that by so doing the permanent peace and honorably redeem the pledges made by it to these people, and thus preserve from further want and radiation two of the surviving Indian tribes of the American continent that have always been the constant friends of the white race.

Resolved, That we approve the proposed construction of such reservoir not only as a philanthropic, but as an economical and good policy, as in a comparatively short time the expense of maintaining such Indians as Government charges will far exceed the cost of irrigation works required to make them a self-supporting and self-respecting community.

# Official Returns of Pinal County, Arizona.

General Election, November 6, 1900.

CANDIDATES.	Florence	Mammoth	Shultz	Oracle	Casa Grande	Ray	Kelvin	Troy	Silver King	Dudleyville	Maricopa	Red Rock	Cottonwood	Totals	Majorities	Pluralities
Delegate to Congress:																
N. O. Murphy, R.	76	21	—	17	30	5	15	5	11	6	6	3	1	196	—	—
M. A. Smith, D.	112	75	—	20	32	26	67	8	2	25	1	5	11	384	188	—
Councilman:																
P. M. Smith, R.	91	13	—	16	32	22	27	3	10	3	7	4	3	231	—	—
Geo. P. Blair, D.	90	85	—	22	26	12	51	8	2	28	0	4	8	336	105	—
Assemblymen:																
F. M. Pool, R.	68	61	—	26	31	13	25	4	3	8	6	5	3	253	—	—
J. J. Pheby, R.	81	15	—	15	27	11	13	4	11	5	7	4	3	196	—	—
Wm. H. Beard, D.	105	56	—	17	25	18	50	6	2	24	0	3	8	314	105	—
Alex. Barker, D.	86	42	—	18	33	19	55	8	4	24	0	4	8	301	61	—
Sheriff:																
L. K. Drais, R.	101	25	—	13	42	17	41	8	5	7	5	3	1	268	—	—
W. C. Truman, D.	97	74	—	24	19	19	46	5	8	24	2	5	10	333	65	—
Treasurer:																
A. F. Barker, R.	119	24	—	14	35	27	46	4	12	6	7	3	1	298	6	—
W. W. Swingle, D.	79	71	—	20	26	9	38	7	2	25	0	5	10	262	—	—
Recorder:																
C. W. Lemon, R.	55	35	—	22	32	6	31	1	3	3	6	1	1	196	—	—
T. G. Peyton, D.	139	64	—	16	29	29	52	10	10	28	1	7	10	305	109	—
District Attorney:																
J. S. Soffen, Ind.	25	2	—	2	20	8	8	0	8	1	1	1	0	76	—	—
J. E. O'Connor, D.	136	76	—	25	29	23	60	9	3	29	1	5	10	406	330	—
Probate Judge:																
P. C. Warner, R.	90	25	—	13	26	4	14	4	8	5	6	5	3	203	—	—
L. C. Herr, D.	93	71	—	22	33	26	57	5	5	26	1	3	8	249	146	—
Supervisors:																
C. C. Hockett, R.	33	15	—	12	18	21	56	7	8	3	6	3	1	183	—	—
C. W. Fuller, R.	109	7	—	9	29	3	12	5	7	3	6	3	3	197	—	—
Thos. N. Willis, D.	86	93	—	30	28	21	38	6	6	28	1	5	10	351	165	—
J. G. Keating, D.	131	71	—	23	39	16	33	4	5	26	1	5	8	362	168	—
Surveyor:																
A. T. Colton, R.	102	33	—	15	29	9	24	5	11	5	7	5	3	248	—	—
M. L. Moran, D.	67	57	—	2	29	23	41	6	1	24	0	3	8	279	69	—

## NEW SUPREME COURT.

In all Cases of Appeal Judges Review Their Own Decisions.

The following letter addressed to Delegate J. F. Wilson, has been received by the Republican, with the request that it be printed. The writer being interested in litigation, prefers that his name be not mentioned:

Dear Sir: You are not only Arizona's delegate—you are also one of her leading lawyers. Therefore, for the purposes of this letter you are the right man in the right place.

If there is any one thing above another that is unsatisfactory in the territorial form of government, it is the territorial supreme court, to lawyers as well as litigants. This is so. It is made so almost of necessity by the formation of the court itself.

For example, take four cases tried, one in each of the district courts, and appealed to the supreme court, and the four judges meet to sit as a supreme court, each on the other's case. It is human nature that each one should desire to have his decision affirmed, and, to say the least of it, each one will give the benefit of any doubt to sustaining his colleague's decision, and as there is really no legal question that has not been decided in different ways, time and again, it results in an almost unbroken record of "affirming the lower court." The exceptions are confined to cases where the lower judge has either directly asked for it or has intimated his change of views.

As a lawyer you know the above to be the facts.

Now, the relief to this is a very simple one, that you, as delegate to congress can accomplish easily during the remaining session of your term, and without interference with your efforts for statehood, for the facts from the records of our supreme court have only to be presented to carry conviction to one and all.

Your energy and ability are so well known that with you once started, will insure the correction, and by so doing you will earn the lasting gratitude, not only of litigants, but of the entire bar at least of Arizona.

The following rough draft is suggested to you as probably the least expensive and most expeditious way to accomplish the end in view:

Be it enacted by the congress of the United States that, whereas, the decisions of our territorial supreme courts show an almost unbroken record of affirmations of their own decisions as district judges, and whereas, these affirmations follow by reason of the defective system by which the supreme courts of the territory are organized.

Therefore be it enacted that the territories of Arizona, New Mexico and Oklahoma shall constitute one judicial district for all purposes of appeals from the district courts thereof, and said appellate court shall be known as the "supreme court" of said respective territories, with all the powers now vested in the supreme courts of said territories.

The said court shall consist of three judges, one of whom shall reside at the capital of each of said territories.

That each of said judges shall have the same power in chambers as is now held by the respective associate justices in each of said territories, and it shall be competent for any and in any portion of said judicial district, to apply "in chambers" to either of

said judges for such orders as are authorized to be issued "in chambers" of the territory from which the application is made; said judges shall hold their office for a term of four years, and shall receive a salary of \$— per year and their necessary expenses in going to and from their terms of court.

Said court shall sit in each of said territories at least twice in each year, and shall not leave their respective territories without the written consent of the President of the United States, except to attend to their official business.

That two of said judges shall constitute a quorum for the purposes of opening court and all other informal business; no cause shall be heard or decided except that all the judges are present, and in case of sickness or other unavoidable absence, a United States district judge, who is not by law barred, shall be called to sit in that case, and said district judge shall receive his necessary expenses while so acting.

Said supreme court shall have a clerk in each of said territories, who shall receive the pay or emoluments now paid the clerk of the supreme court of said territory.

The seal of the present supreme court of each territory shall be the seal of that territory, of the supreme court in and for that territory. All acts or parts of acts in conflict herewith are hereby repealed.

By the above rough draft you will see that a supreme court independent of the district courts can be established with but little additional expense, for there are now twelve judges in the three territories, each one drawing his additional expenses for attendance on the supreme court term, whereas, by this bill, only three judges will have expenses, and where we now have only incidental, or rather accidental time given to our supreme courts, we would have the entire time of three presumably good, unbiased and unprejudiced men.

It is now said the rain held off till Mack and Mark got in.

At Pearce the Commonwealth mining company has its new stamp mill about ready to start, and has the new steam hoist in operation. A new double compartment shaft is being sunk, which will be continued down below water level. Water was encountered in this mine in the old shaft, at 427 feet, and although the rich ore was known to continue below that point, sinking was discontinued, because of the small size of the shaft. It is now proposed to push the new shaft down below water as rapidly as possible, and pumping machinery will be installed to handle the water.

In an interview with Mr. H. Menager, who sold 2,000 head of cattle to a California party and obtained \$30 for the 3 years-old, the gentlemen said that the prospect of the cattle business never looked better. The sudden rise east of beef of one cent per pound, taken in connection with the scarcity of cattle in California and the increasing demand for beef for the east and Alaska, have all combined to raise prices of meat there lately. If the cattlemen here would quit feeling panicky they would certainly get very much better prices, especially since the late rains which will make grass grow all over the ranges.—Tucson Citizen.

Prof. George E. Treadwell, the copper expert, has been interviewed by the Chihuahua, Mex., Enterprise. The Professor owns considerable stock in the United Verde of Arizona, which at present pays between four and five hundred thousand dollars in dividends per month. Senator Clark holds the majority of the stock, which Professor Treadwell asserts he secured by trickery. In 1888 when copper had dropped Clark bribed the secretary of the company to obtain all the shares at \$1, excepting Treadwell's tenth. Clark paid the price of his purchase out of the mine to six months. Prof. Treadwell has since sold shares at \$300, giving the 300,000 shares a valuation of \$90,000,000, the highest price ever set on a mine. Referring to the Cananea, in the State of Sonora, the Professor said he estimated the value of that mine at \$10,000,000, and this was conservative.

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