

IN THE SEVENTH JUDICIAL DISTRICT COURT OF THE STATE OF UTAH WITHIN
AND FOR THE COUNTY OF SAN JUAN.

THE STATE OF UTAH, Plaintiff, }

vs. }

JAMES CASHIN, Defendant. }

STATEMENT TO THE BOARD OF PARDONS.

Hon. State Board of Pardons,
Salt Lake City, Utah.

Gentlemen:

I am herewith submitting report of facts and proceedings
had in the above-entitled case.

The defendant in this case was arraigned upon the charge of
burglary in the second degree on the 11th day of November, 1924,
to which he pleaded guilty. Upon the recommendation of the County
Attorney of San Juan County, acting for and on behalf of the
District Attorney, and the Judge of the Juvenile Court of said
County, the defendant was permitted to withdraw his said plea and
on the 12th day of November, 1924, he entered a plea of guilty
to an amended information charging him with burglary in the third
degree. The defendant waived the statutory time for the pronounc-
ing of judgment and was on the said 12th day of November, 1924, by
this Court, sentenced to serve an indeterminate period of imprison-
ment in the State Prison of the State of Utah of not less than six
months nor more than three years.

A strong plea was made by attorney O. W. McConkie, who
had been by the Court appointed to represent the said defendant,
asking that the recommendation of the Court be for the minimum
sentence. In this plea he was joined by Fred W. Keller, Esq., acting
attorney for the State of Utah, and by F. B. Hammond, Esq., the
Judge of the Juvenile Court of San Juan County.

It appeared to the Court that the defendant, who, it was
shown, was 18 years of age, had been possessed of "Wanderlust" and had
been gone from his home in New York for a considerable period of time.
Together with a companion, Harold Wilson Boyd, a year younger, he
walked from Grand Junction, Colorado, to Monticello, Utah, where
they found themselves without funds and in destitute and necessitous
circumstances, and on the first night of their arrival broke into
a garage in Monticello, abstracted a small sum of money from the
till and took a car from the said garage and attempted to drive said
car out of the country. They, however, became stalled in the sand
some distance North of said Monticello where they were by the
officers overtaken, arrested and returned to Monticello.

In view of the strong pleas made in behalf of the defendant
and his extreme youth and apparent previous good record, this Court
now recommends that the said defendant be imprisoned for a period of
six months, if it shall be shown that the defendant, while incar-
cerated, has conducted himself in a proper and commendable manner.

Respectfully submitted,

George Christensen
District Judge.

Dated at Price, Utah, Dec. 10th, 1924.