

# PATENT MEDICINE FIGURES IN CASE

### Swope Poisoning May Be Explained by Remedy Millionaire Took Himself.

### STRYCHNINE IN MIXTURE

#### Dr. Hyde Takes Advantage of Family Gathering at Inquest to Serve Papers in Third Suit for Libel.

KANSAS CITY, Mo., Feb. 7.—That Colonel Thomas H. Swope, the millionaire whose death, on October 3, has been the subject of a diligent inquiry for the last month to determine if he died from poisoning, took a patent medicine containing toxic oil of iron, quinine and strychnine up to within a few days of his death, develops, at the inquest over his body in Independence, Mo., today.

This testimony was given by Miss Pearl Keller, Colonel Swope's nurse. It was the most significant piece of evidence brought out in the inquest. Miss Keller cared for Colonel Swope from September 2 until the day of his death. She testified that the millionaire took the mixture daily in addition to the treatment given him by Dr. B. C. Hyde. Previously, in a deposition taken in a damage suit brought by Dr. B. C. Hyde, against an attorney and two physicians who are interested in the Swope investigation, S. W. Spangler, office partner of Colonel Swope, testified that the Colonel took a patent medicine containing strychnine while at his office. It is supposed that this is the same mixture to which Miss Keller referred in her testimony. Mr. Spangler said Colonel Swope took large quantities of the medicine daily.

#### Poison Feature Explained.

Physicians say that the fact of Colonel Swope having taken much of this concoction would explain the presence of poison in his vital organs. It is also pointed out that Colonel Swope was in a weakened condition when he last took the medicine.

Eight witnesses besides Miss Keller testified during the day. They were: Dr. Edward L. Stewart, Dr. G. T. Twyman, who testified regarding the autopsy, and James Craig, W. B. Mitchell, W. F. Siline, H. S. Cowan and Thomas L. Nichols, all of whom testified to the burial of Colonel Swope's body.

Dr. Stewart said that while he had no part in the autopsy other than writing down the record, he knew of no hemorrhage of the brain, visible to the naked eye, was found. Colonel Swope was supposed to have died from apoplexy.

#### Family Ignores Doctor.

The calling of the inquest today brought together for the first time in many weeks the members of the Swope household and Dr. B. C. Hyde. Mrs. Logan H. Swope and her daughters, Miss Lucy Lee Swope, Miss Sarah Swope and Miss Margaret Swope, sat on one side of the room while Dr. Hyde, on the other. There was no sign of recognition between the two parties. Mrs. Hyde was not present. Her husband explained that she was too ill to attend.

During the day Mrs. Swope and Miss Keller were served with subpoenas to appear at the office of Frank P. Walsh, Dr. Hyde's counsel, to appear and give their depositions in the libel suits brought by Dr. Hyde against Attorney John G. Paxton and Drs. Frank Hall and Edward L. Stewart. Attorneys have been attempting to serve the subpoenas for a week. The woman readily accepted service.

#### Dr. Hyde Files New Suit.

Dr. Hyde filed suit for \$100,000 for alleged slander against Attorney John G. Paxton today and service was obtained upon the attorney at the inquest. A similar suit against Mr. Paxton was dismissed by Dr. Hyde in order to keep from giving his deposition before the inquest began over the body of Colonel Swope.

Dr. Hyde has filed three suits for damages as a result of the Swope mystery. The first suit, which demanded \$100,000 from Mr. Paxton for alleged slander, was dismissed by the court when Dr. Hyde's attorney applied for an order of dismissal to prevent Mr. Paxton's attorneys from taking the depositions of important witnesses in the case.

Miss Keller testified regarding the actions of Colonel Swope, when his old friend, Thomas Moss Hinton, died of apoplexy two days before the millionaire's death. The blow of his friend's death grieved Colonel Swope greatly and he went into seclusion for hours, refusing to see any one but Mr. Spangler, his financial agent, she said.

### PHONE MANAGER ARRESTED

#### A. E. Wilson Accused of Embezzling \$1100 Chechals Funds.

ABERDEEN, Wash., Feb. 7.—(Special.)—Accused of larceny by embezzlement, Arthur E. Wilson, until last week Chechals County manager for the Pacific Telephone & Telegraph Company, was arrested yesterday by Chief of Police Dean on a warrant sworn to by C. H. Moore, of Tacoma, district manager for the company. Wilson gave bond at the City Jail for \$1200 for his appearance at preliminary hearing tomorrow morning before Judge Bush. The specific charge against Wilson is the embezzlement of \$1100 of the funds of the company. It is asserted that the alleged shortage covers a period of two or three years and that the former manager appropriated the funds for his own use. Wilson denies guilt, saying he has vouchers which account for every dollar which he expended. These vouchers, he says, Moore refuses to allow, hence the apparent shortage.

### GLENDALE KILLS LIQUOR

#### Ordinance Passed Prohibiting Near-Bever and Substitutes.

GLENDALE, Or., Feb. 7.—(Special.)—At a meeting of the City Council here tonight an ordinance was passed prohibiting the sale of near-beer and all other so-called nonintoxicating substitutes of beer. A committee was also appointed to investigate the cost of a sewerage system and if their report is favorable, bonds will be voted and a first-class sewer system installed at once. With electric lights, waterworks, telephones and sewerage systems, Glendale will be strictly up to date and will take a leading place among the progressive cities of the state.

### MAN WHO CALLS UP GHOSTS OF CIVIL WAR IN BITTER OUTBURST AGAINST CONFEDERACY, ON FLOOR OF SENATE.



SENATOR HEYBURN, OF IDAHO.

## GHOSTS ARE RAISED

### Heyburn Attacks Confederacy on Senate Floor.

### QUIET REBUKE IS GIVEN

#### Vote on Resolution to Lend Tents to "Rebels" Shows Every Man, Republican and Democrat, Against Angry Idahoan.

#### (Continued From First Page.)

"Their cause was a glorious and honorable one," he said, going back to the contrast of the G. A. R. with the Confederate Veterans, "that those who gave their support to the Union cause would sit idly by and say nothing when these issues are raised? They are none the less patriotic now than they were in 1864. Could they be less patriotic and can they complacently permit the subject of the war to become a jest in this age? If so, the sooner we know it the better."

#### Jeff Davis Interrupts.

At this point Mr. Heyburn received his only interruption. It came from Senator Jeff Davis, of Arkansas, who, even without awaiting the permission of the Idaho Senator, abruptly interposed the question: "Were you in the war?"

"Oh," responded Mr. Heyburn, "that is the stock question of the cheap reporter."

"I understand," replied Mr. Davis, "that the Senator represents 264 negroes in his state."

Responding to the last interruption, Mr. Heyburn said if there were 264 negroes in his state he intended to represent them. He added that he was not a Senator from his state alone, but a Senator of the United States as well. As for his participation in the war he said he had been too young when that but he had been very anxious to enlist while the war was in progress.

#### "Rebel" Flag Should Not Fly.

Mr. Heyburn said that if there were Senators who thought it was proper that the "Rebel" flag should wave over the property of the United States, they could vote for the measure, but he would remain in the United States and the South to take the statue back.

From the pending measure, Mr. Heyburn turned temporarily to the question of the wisdom of placing the statue of General Lee in the Hall of the Capitol. He did not mention General Lee by name, but he left no doubt that he had him in mind.

He spoke of the fact that the object of the "Rebel" flag was an officer in the Army of the United States when the war broke out, and said he had done much to render more serious that conflict, which had cost the country millions upon millions of money and thousands upon thousands of lives. He appealed to the people of Virginia and the South to take the statue back.

"Take Away Lee's Statue."

"In sending us figures for the National Hall of Fame, I would advise you," he said, "not to overlook your Marshalls, your early Lees, your Monroes and your Henrys. Don't violate a sentiment which you know to exist and which exists today as it did in the 60s."

#### "Bloody Shirt" Not Waved.

Mr. Heyburn here declared that he had no personal feeling in the matter and that it was not his intention to "wave the bloody shirt."

"I am," he said, "as far from doing that as any man you ever dreamed of, but I love my country too well to see it drifting on the shores of discontent and personal strife."

Declaring that he would stand against such legislation as was proposed if his

## GAYNOR SAVING MILLIONS

#### (Continued From First Page.)

In their work of reform, but they know what they are doing. Up to date they have lopped off \$300,000 from their payrolls, and see the way clear to make it \$1,300,000. It may be more, but it certainly will not be less.

For example, the budget appropriation for the Borough President of Manhattan for the present year for salaries is \$1,800,000. President McCahey has made few removals of late, but figures that he will be able to save \$300,000 a year. He has spent nearly all his time since he took office in studying the organization of his department and the bureau under it. As soon as he becomes fully familiar with every detail, he will make a cut, which, to quote a friend, "will make Tammany's hair curl."

Water Commissioner Thompson, who succeeded McClellan's pet, John O'Brien, has already lopped off \$100,000 of easy dollars. And he admitted that he had "only skimmed the surface."

For example, Mr. Thompson found that on his payroll were 10 employees, described as "bathhouse for bathhouse." Usually he made some inquiries and was told that these men were engaged in the task of caulking the public baths whenever they got out of order. As a wild snow storm was raging at the time, the Commissioner thought that probably the bathhouse men were being towed to their stations along the North and East Rivers until June.

#### Caulking Is Question.

"And what do these men caulk, when there are no baths to caulk?" was the next question.

There was no answer to this, and the caulkers were directed to caulk outside the city payrolls until further instructions.

Mr. Thompson found a gang of five laborers who were directed by five assistant foremen and two foremen. All of these directors are now out in the street, and the gang has been consolidated with another which made up eight laborers, four assistant foremen and two foremen. Now all the bossing of the two gallant parties is done by one foreman and an assistant foreman.

Fire Commissioner Waldo unearthed a typical case of small Tammany graft. The headquarters building in East Sixty-seventh street is owned by him and only four stories high. Seventeen cleaners were employed there, but the bulk of them simply drew pay. Now five do the work and much more satisfactorily.

The payroll scandal, despite the fact that the city has paid the highest possible price for telephones, and all sorts of small fry officials have had free wires in their homes. Contrary to expectation, now an up-to-date system has been installed and the city is getting the best for its money.

Heretofore the city has paid the highest possible price for telephones, and all sorts of small fry officials have had free wires in their homes. Contrary to expectation, now an up-to-date system has been installed and the city is getting the best for its money.

#### There Is Limit to "Good Thing."

Certain officials are entitled to telephones, and the taxpayers have no objection to their being supplied at the expense of the city. But there is a limit, and that limit had been far exceeded under Tammany rule. The list as prepared by the Controller meets with general satisfaction and means the saving of a large sum of money every year.

The Controller has also read the riot act to the gas trust and forced a change in its contract which is most beneficial to the taxpayers of Greater New York. Heretofore it has been the recognized custom for commissioners to juggle their appropriations, so that they spent more than had been set aside for them by the gas trust. This custom will not prevail hereafter, for the Mayor has made the ruling that any head of department who exceeds his allotment will be discharged on the spot.

The Mayor has also taken a step that means another saving to the city. He has held up a number of lease renewals on the ground that they are excessive, and announces that unless they are altered to suit him that certain city officers will move. In one case he declared that the entire building could be leased for half the sum that was asked for one floor, and proved it to the satisfaction, or rather the dissatisfaction, of the landlord.

Recently published statistics show that during the last year the number of births in France has diminished by 12,000. The number of deaths has increased by 10,019, and the population of France has decreased by 25,208.

## WALL STREET HAS NO USE FOR BILL

### Federal Incorporation Act Gives No Relief From Anti-Trust Laws.

### Taft APPROVES MEASURE

#### After Introduction in Both Divisions of Congress, Senator Newlands Blocks Second Reading in Senate.

WASHINGTON, Feb. 7.—The Federal incorporation bill, introduced in Congress today, is not to be pressed for passage at this session. If the bill should pass, President Taft has stated his willingness to stand as its sponsor, and to take the responsibility for having recommended it.

Further than this, the President told several callers today that he would not make the incorporation bill an administration measure. He declared he felt he had no right to do so, and that it did not rank with the proposed amendments to the interstate commerce law, the postal savings banks and the measure designated for the conservation of natural resources. These latter were promised in the platform upon which the President was elected, and he feels that will commend themselves to the legislators. He will not attempt to influence Senators or Representatives in the incorporation bill.

President Taft believes that there are many things in the incorporation bill that will commend themselves to the legislators. He will not attempt to influence Senators or Representatives in the incorporation bill.

#### Wall Street Gets Shock.

Wall Street interests, inclined at first to look upon the idea of a Federal charter with the utmost favor, were rather rudely awakened when it was learned that the President would insist that in any bill passed on this subject there should be included the provision that nothing in the act should be construed as exempting corporations from the operation of the anti-trust act.

As a great many corporations, it is said, were looking forward to a Federal charter as an indication that past sins would be forgiven, and that there were no more transgressions in the future.

Frank D. Vanderlip and George W. Perkins, of New York, who saw the President last week, told him that his corporate interests were anything but pleased with the character of the proposed measure, and that few, if any, corporations would take advantage of the act.

#### No Coercion Planned.

The President, it is understood, retorted that the act was a voluntary one and that the corporation that did not come under Federal control need not do so. He thought, in time, however, once the provisions of the act were complied with, they would appeal to corporations and that they would come to see the many advantages that the act contains.

As to exempting companies with Federal charters from the operation of the anti-trust law, the President said that was impossible. The constitutionality of the proposed act is the serious question, however, as it would deprive the states of jurisdiction over corporations holding Federal charters.

Already Attorney-General Wickesham is being pelted with inquiries regarding various features of the bill. He has explained that the organizations whose operations are covered by it are amenable to National authority, for the reason that they thus have but one master, as against their charters or punishment for offenses rest with the states.

There are a number of reasons advanced why more satisfaction may be secured by giving the Federal Courts jurisdiction. Litigation in the Federal Courts is most economical and more rapid, and a Federal jury is less liable to prejudice.

One of the main objections to the bill is the denial of the right of state jurisdiction over the corporations, but the officials believe that, after the law has had a working chance, it may be possible to modify its provisions to make them less objectionable from the states' rights point of view.

The proposed law does not contemplate supervision of railroads, as they exercise the right of eminent domain. This is a matter that Mr. Wickesham says may be taken up later.

The bill was introduced by Senator Clark, of Wyoming, and Representative Parker, of New Jersey, chairmen.

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respectively, of the Senate and House committees on judiciary.

In the House, reference of the bill to the Judiciary committee was made without objection, but in the Senate Newlands of Nevada opposed the second reading of the bill and gave notice that he would ask tomorrow to have it referred to the committee on Interstate commerce.

### GILBERT NOW VICE-GOVERNOR.

#### President Taft Names Indiana Man for Vacant Philippines Post.

WASHINGTON, Feb. 7.—Newton W. Gilbert, of Indiana, was nominated today by President Taft as Vice-Governor of the Philippines, and Charles E. Elliott, of Minnesota, as a member of the Philippine Commission and Secretary of Commerce and Police.

Charles E. Magoon, ex-Provincial Governor of Cuba, was offered the position of Vice-Governor and Secretary of Commerce and Police, but declined because of his doctor's advice that he remain in this country. Mr. Gilbert will continue as Secretary of Public Instruction in the islands.

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\$35.00 Values \$26.50	\$9.00 Values \$7.00
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