

DR. HYDE'S TRIAL BEGAN MONDAY

CHARGED WITH THE MURDER OF
COL. THOMAS SWOPE

MURDERER CONFIDENT OF ACQUITTAL

Alleged He Sought to Kill Off the
Heirs to the Millionaire's
Fortune

CHARGES AGAINST DR. BENNETT CLARK HYDE

- Murder of Col. Thomas H. Swope, millionaire uncle by marriage. Died October 3, 1909.
- Murder of Chrisman Swope, nephew of Colonel Swope and legatee under his will. Became ill December 3, 1909; died December 6.
- Manslaughter, in connection with the death of James Moss Hunton, cousin of Colonel Swope. Died October 1, 1909.
- Poisoning with disease germs: Margaret Swope, niece of Colonel Swope; became ill with typhoid fever December 1, 1909. Legatee under Swope will.
- Sarah Swope, niece of Colonel Swope, and legatee under his will; became ill with typhoid fever December 21, 1909.
- Stella Swope, niece of Colonel Swope and legatee under will.
- Georgia Compton, dressmaker for the Swope family.
- Mildred Fox, friend of the Swope family.
- Nora Belle Dixon, governess in the Swope household.
- Leonora Copridge, negro servant in the Swope household.

United Press Service.

KANSAS CITY, Mo., April 11.—Bennett Clark Hyde was placed on trial here today for the murder of Col. Thomas H. Swope, millionaire, and benefactor of Kansas City, who presented to the city before his death one of the most beautiful parks in the Middle West. The charge of murdering Colonel Swope is but one of the many indictments found against Doctor Hyde following the deaths of Colonel Swope, his nephew, Chrisman Swope, and cousin, James Moss Hunton, as well as the malady of typhoid fever that swept the Swope household and for a time threatened to exterminate the family. It is alleged that Colonel Swope came to his death directly as the result of a strychnine presented by Doctor Hyde. At the same time it is alleged by the State that he placed typhoid fever germs in the food prepared for the family with the intention of killing them. As a motive for these deeds the State claims that Doctor Hyde desired to kill off the heirs to the Swope estate, as each death increased the share which his wife, Mrs. Francis Swope Hyde, daughter of Colonel Swope, would inherit. Mrs. Hyde, who is in no way connected with the charges against her husband, stands by him and refutes all charges as base slanders.

The State places its strongest case on trial today and on the outcome will undoubtedly hinge the result of the trials that may follow. With this in mind both sides were represented by an imposing array of legal talent. State's Attorney Conklin will conduct the prosecution in person, assisted by John G. Paxton, executor of the Swope estate. On the defense's side are Frank P. Walsh, former Judge William T. Johnson and several other able attorneys. It was assured by Doctor Hyde, himself, that there would be no delay in the trial. The physician insists that he is innocent. It is also whispered that a visit of the stork is soon expected at the Hyde home and for this reason the doctor is anxious to be cleared of the charges against him, if possible, so that he can be with his wife.

The case is certain to be one of the most bitterly fought in the history of Missouri. Colonel Swope was one of the wealthiest and most respected citizens of Kansas City. He died at his home October 3, 1909, but two days after Moss Hunton, a lifelong companion, had died in the same house. Hyde attended Hunton in his last hours and the death of Colonel Swope followed the administration of a capsule by a nurse, who later went to look for the box from which Doctor Hyde had taken the capsule and could not find it. Following this eight members of the Swope household were stricken with typhoid fever. Colonel Swope's body was placed in the family vault, but at the request of the executor of the estate, the vital organs were removed and sent to Chicago, where they were examined by noted scientists. They reported that strychnine was in evi-

dence in great quantities in the stomach and liver. The coroner's jury then held Doctor Hyde responsible for Colonel Swope's death and later the grand jury returned indictments against him, not only for the death of Swope, his nephew and James Moss Hunton, as well as the poisoning by disease germs of the members of the household stricken with typhoid.

In the course of the grand jury hearing every member of the Swope family, with the exception of Doctor Hyde and his wife, appeared and testified. Mrs. Logan Swope, sister-in-law of Colonel Swope, appeared eight times and related in every detail the death of her brother-in-law. She told of Doctor Hyde's visit to the house, of Colonel Hunton's death, of Colonel Swope's death a few days later and of her son's, Chrisman's, death. Then she related the story of the typhoid which attacked every member of the household. The defense sought to bring in Charles Hatred Jordan, a Chilean "yarb doctor," into the case, but this move was considered so far from bearing on the actual charge that he was not called before the grand jury. It is admitted that he waited on the Swope family, but his prescriptions were said to have been harmless.

A curious feature of the case is that the Swope millions are being used both to prosecute and defend the charges against Doctor Hyde. The executors and heirs of the Swope estate are supplying money to aid the prosecution, while Mrs. Hyde has mortgaged her inheritance to fight for the liberty of her husband. Most of the members of the family who will testify against Doctor Hyde were alleged to be victims of his typhoid fever germs. Evidence was adduced before the coroner's inquest that Hyde had visited the office of the city bacteriologist and, as a reputable physician, had no trouble in getting a typhoid fever culture, sufficient for the inoculation of hundreds.

The case has become more and more involved since Colonel Swope's death, a suit for slander against Attorney Paxton, executor of the estate, being but one of the phases. On this account it has gained wide publicity and it is certain that it will be days before a jury of unprejudiced men can be secured. With this in mind, Judge Lathaw has summoned two full panels and the examination of the veniremen was started as soon as the case was called.

Long before the hour for convening court, the spacious court room began to fill, and when the judge mounded the bench every available space was occupied. A heavy guard of police officers and plain clothes men was present. All of the principals were present.

The first surprise of the trial came when Prosecuting Attorney Conklin announced that he would not challenge two of the veniremen who had stated that they were not opposed to capital punishment. Doctor Hyde glanced at his wife and they both smiled at this declaration on the part of the State. They both assert that the verdict will be an acquittal. The jury box was filled at noon.

NEWELL MAY FEEL AX

Irrigation Committee Likely to Criticize Him—Director to Complain of Mr. Ballinger's Attitude

WASHINGTON, D. C., April 7.—Dissatisfaction with the Administration of the Reclamation Service under Director Newell is expected to culminate in a short time in a request by the Senate committee on irrigation to Secretary of the Interior for Director Newell's separation from the service. The committee is preparing a report based on its inspection last summer of all irrigation projects of the West.

It is believed this report will show that the Reclamation Service has mismanaged Government work and that the cost of many projects has been excessive. In some instances the cost has been so greatly out of proportion to the results obtained as to justify the belief that the public funds were carelessly expended.

It has been reported that Director Newell was about to tender his resignation but Mr. Newell said the report was not correct. He declared, however, that there was great dissatisfaction in the Reclamation Service and he was preparing a letter to Secretary Ballinger protesting against his attitude toward the service.

It is believed that the action which the irrigation committee is likely to take regarding Newell, coupled with a letter he says he intends sending to Secretary Ballinger, will bring the service troubles to a focus which probably will mean reorganization of the management.

Six new members were taken into the Rebekahs Thursday night, including Mr. and Mrs. C. A. Gourley, Robert H. Emmitt, postmaster; Mrs. J. W. McCoy and Miss Helen Gordon. Good music and the serving of a banquet made the initiation very enjoyable.

AN UNJUST ATTACK IS RESENTED

OFFER OF THE KLAMATH DEVELOPMENT COMPANY IS CLEAN

Attempt to Cast Reflection on Methods Used Is Generally Resented

There has been a lull in activities in the camp of the gentlemen who are fighting the removal of the court house to the site offered by the Klamath Development Company, due to the rising public indignation over the unwarranted attack that has been made on that corporation. Those who inspired the attack now see that they made a tactical blunder and one that is going to cost them dearly. No factor since the first settler came to Klamath County down to the present day has played so important a part in its development as this same corporation. Its work has been clean, honorable, open and above board, and never at any time in its career has it done anything that could be subjected to the slightest criticism. The very men who have inspired the attack are the ones who profited the most.

To undertake to prove that the acceptance of the site offered the county will benefit the Klamath Development Company is ridiculous. As Mr. Johnson stated at the special meeting Wednesday afternoon, when the question of fixing a date for holding the election was under consideration:

"The charge has been made, I am told, that we have offered the site for the purpose of aiding us in selling our property. If such were our purpose we would ask you to turn down our offer and place the new structure on the hill back of the High School, for it would then best serve the property in which I have lately become interested—the Buena Vista addition. If the site is refused our company will have no complaint to make, for it will be about \$50,000 ahead. We have no property within three blocks of the site offered and no property in any portion of the Hot Springs addition that I can see would be benefited by the change.

"In offering this site to the county we do so because we want every man, woman and child who will in the future pass through this city to know that there is here a progressive people; to have the court house located where it will stand as a testimonial of the enterprise, energy and thrift that is to make Klamath County the one great section of the Pacific Coast. That is the sole reason we have in making this offer to the people of Klamath County."

If selfish motives controlled Mr. Johnson, he would try to place the court house elsewhere, so as to benefit the properties of the Buena Vista addition. But he is not of that calibre. Rather, he is of the 20th century standard of manhood, whose view is not confined to the immediate present, but reaches out to the great future that holds such golden promises for mankind. Possessed of sufficient worldly wealth to satisfy the most exacting, he has no desire to add to it by the adoption of the petty tricks of the smaller class of individuals. His ideas are large and it is in line with these that he wishes to see this community grow. And it is to be hoped that the example he has set will be followed by some of the men who really owe something to Klamath Falls—the men whom the city has made, and from whom it expects so much.

CONTINUED EXPLOSIONS ARE AROUSING MUCH COMMENT

VALLEJO, Cal., April 8.—The continued series of explosions aboard the naval vessels is causing considerable comment here. Beginning with the Hopkins at San Diego and continuing to the Colorado and finally to the Maryland Wednesday, Mare Island authorities are preparing to overhaul the engine rooms of the Maryland, California and West Virginia. It is believed that the orders to do so came from Washington. A thousand mechanics were put to work at the yards to do more than a half million dollars' worth of repair work.

The tubes of the Maryland blew out Wednesday, fatally scalding one and injuring two other coal passers. The cruiser has not yet been docked. The officers failed to make public the names of the injured men. Recently the engineers and men of the cruiser entered a protest against their condition and demanded that they be overhauled, which request was refused by Admiral Harber.

The Monarch Mercantile Company's delivery horse made a run for two blocks up Main street Friday afternoon with a small black dog riding the wagon seat regardless of speed. The horse shied as he was passing the postoffice, upsetting the wagon, the dog jumping to the ground unhurt, and as the horse was unable to break loose he stopped shortly after the wagon was upset. The vehicle was badly wrecked, but the horse was uninjured.

STRENUOUSLY OBJECT TO IRRIGATION

FOR PURPOSE OF VOICING PROTEST AGAINST HAWLEY BILL

Other Minor Provisions Looked Upon With Disfavor by the Indians

For the past several weeks there has been considerable discontent among the Indians of the Klamath Reservation, due to some of the provisions of the bill introduced by Congressman Hawley, providing for the opening of the land in the reserve. One of the chief sources of condemnation on the part of the Indians is that part of the bill which calls for the irrigation of certain lands. In addition to this there is objection to the provisions calling for the selection of townsites, the establishing of a reservation forest reserve and the holding up of power and reservoir sites.

The chief objection is aimed against the matter of establishing the irrigation system, which the Indians claim should not be done at the expense of the Indians. They declare that they need no irrigation; they are thoroughly well acquainted with the needs of the lands they are selecting, and to be compelled to engage in irrigation farming is objectionable and expensive to them.

At the council meeting that was held last Saturday the situation was canvassed very carefully and presented to the Indians. A protest was then formulated and forwarded to Washington, to the Secretary of the Interior, Senators Bourne and Chamberlain and Congressman Hawley.

Relative to the forest reserve, the Indians contend that this timber land should be distributed throughout the reservation; that the Indians should be permitted to exchange their farm or grazing lands for pieces of timber land, so as to avoid the necessity of going long distances for their supply of wood.

The provision for the selection of townsites is objected to for it may interfere with the tribal custom in the selecting of lands owned by former chiefs of the family. That the chief had the choice of the most desirable locations and the best land, and that many of the townsites to be selected would be located on such property and rob the present occupant of that which he cherishes on account of the memory of his forefathers.

The power and reservoir site should not be held up, but should be disposed of, the money going into the tribal funds to be used for the benefit of the Indians, they contend.

Considerable feeling has been stirred up, but whether it will be effectual in changing the present course of events cannot be predicted at this time.

THREE ROBBERS WOUNDED IN BATTLE WITH POLICE

United Press Service.

CHICAGO, April 7.—Five men entered the bank in Coal City this morning, bound and gagged W. Sayre, the electrician, and John Clippo, the bank's night watchman. They then blew open the safe and secured \$1,200. They boarded an outgoing train, but the police of Mazon were notified and they stopped the train. As it came to a standstill the men alighted and a battle started between them and the officers, resulting in the wounding of three of the fugitives. As the train started to move out the men jumped on board again. The sheriff was notified at Morris and he found the wounded men hiding in a box car. The other two had made good their escape. One of the wounded men will die. All of them deny the charges placed against them.

Divorce proceedings were commenced in the circuit court Friday by Fred Eylefeldt vs. Matilda Eylefeldt, of Merrill. H. M. Manning is attorney.

NOTICE FOR PUBLICATION

Lakeview 02885.
Not coal land.
Department of the Interior, United States Land Office at Lakeview, Oregon.

March 7th, 1910.
Notice is hereby given that William Sargeant, whose postoffice address is Klamath Falls, Oregon, did, on the 27th day of December, 1909, file in this office Sworn Statement and Application, No. 02885, to purchase the SE 1/4 Section 35, Township 37 S., Range 9 E., Willamette Meridian, and the timber thereon, under the provisions of the act of June 3, 1878, and acts amendatory, known as the "Timber and Stone Law," at such value as might be fixed by appraisal, and that, pursuant to such application, the land and timber thereon have been appraised, June 14th, 1909, the timber estimated 787,000 board feet at \$.75 per M., and the

land \$92.00; that said applicant will offer final proof in support of his application and sworn statement on the 20th day of May, 1910, before C. R. DeLap, County Clerk, at Klamath Falls, Oregon.

Any person is at liberty to protest this purchase before entry, or initiate a contest at any time before patent issues, by filing a corroborated affidavit in this office, alleging facts which would defeat the entry.

ARTHUR W. ORTON,
3-17-5-19.
Register.

NOTICE FOR PUBLICATION

Lakeview 02971.
Department of the Interior, United States Land Office, Lakeview, Oregon.

March 5th, 1910.
Notice is hereby given that the State of Oregon has filed in this office its application, Serial 02971, to select under the provisions of Act of Congress, of August 14th, 1848, and the acts supplemental and amendatory thereto, the SW 1/4 SE 1/4, Section 12, Tp. 28 S. R. 9 E., W. M., NW 1/4 SW 1/4 Section 4; SW 1/4 NW 1/4 Section 9; SE 1/4 SE 1/4, SW 1/4 SE 1/4 Section 12, and SW 1/4 SW 1/4 Section 27, Tp. 37 S.; R. 9 E., W. M.

Any and all persons claiming adversely the lands described or desiring to object because of the mineral character of the land, or for any other reason, to the disposal of applicant, should file their affidavits of protest in this office on or before the 5th day of May, 1910.

ARTHUR W. ORTON,
3-17-4-21
Register.

NOTICE FOR PUBLICATION

Lakeview 01187.
Not coal land.
Department of the Interior, U. S. Land Office at Lakeview, Oregon.

March 11, 1910.
Notice is hereby given that James E. Newbanks, of Keno, Oregon, who, on May 12th, 1904, made Homestead Entry No. 3236, Serial No. 01187, for SW 1/4 NW 1/4, N 1/2 SW 1/4, SE 1/4 SW 1/4, Section 17, Township 40 S., Range 8 E., Willamette Meridian, has filed notice of intention to make Final Five-Year Proof, to establish claim to the land above described, before C. R. DeLap, County Clerk, at Klamath Falls, Oregon, on the 23rd day of April, 1910.

Claimant names as witnesses: Samuel Padgett, of Keno, Oregon; Albert Shear, of Keno, Oregon; Ray Lamb, of Keno, Oregon; Chester Wilston, of Keno, Oregon.

ARTHUR W. ORTON,
3-17-4-24
Register.

SUMMONS

In Justice Court for the Precinct of Tule Lake, County of Klamath, State of Oregon.
J. G. Patterson, Plaintiff, vs. Frank Worley, Defendant—Summons.
To Frank Worley, the above named defendant:

In the Name of the State of Oregon, you are hereby required to appear and answer the complaint filed against you in the above entitled action within seven days from the date of the service of this summons upon you, or suffer judgment to be taken against you for the sum of Thirty Dollars and interest with the disbursements of this action.

Given under my hand this 12th day of March, 1910.
G. W. OFFIELD,
3-17-4-28.
Justice of the Peace.

ADMINISTRATION NOTICE

In the matter of the Estate of Albert Finley Bunnell, deceased.
State of Oregon, County of Klamath, ss.

Notice is hereby given requiring all persons having claims against the estate of Albert Finley Bunnell, deceased, to present them, with proper vouchers, within six months, from date of this notice, to the undersigned executor of said estate at the office of F. H. Mills, Klamath Falls, Oregon.

Dated this 12th day of March, 1910.

ROBERT BUNNELL,
Executor of the Estate of Albert Finley Bunnell, deceased.
3-17-4-9

STRAYED

One bay mare and one black mare each about fifteen and three-fourth hands high and each branded with an ace of clubs on the shoulder. One dun horse three years old branded with a horse shoe bar on the jaw, weight about 1,100. One bay mare branded with a pitchfork on stifle, weight about 1,100.

A liberal reward will be given for information leading to the recovery of any or all of these horses.

W. H. MASON
W3t 3-31

GOOD SEED RYE

400 bushels of good seed rye for sale, \$1.75 per hundred at ranch.
2-3-tf JOHN DE PUY,
Hopkins Ranch, near Midland.

Not Any Glasses

Don't forget that there are glasses that will do your eyes more harm than good.

The lenses for you must be ground to your measure, just the same as a druggist puts up a prescription.

Glasses chosen in any other way are a positive danger.

This point cannot be given too much emphasis.

It is as easy for you to get the right kind as the wrong.

We will choose them for you, and do it in such a way that mistakes are impossible.

H. J. WINTERS
Graduate and State Registered Optician

NOTICE

Shareholders in the Langell Valley Telephone Co. who desire to exchange their certificates of stock for shares in the new company may do so by presenting same properly endorsed to Burt E. Hawkins Sec'y of Poe Valley and Klamath Falls Telephone Co. 3-17-3-31

APPLICATIONS FOR GRAZING PERMITS

Notice is hereby given that all applications for permits to graze cattle, horses, sheep and hogs within the CRATER NATIONAL FOREST during the season of 1910, must be filed in my office at Medford, Oregon, on or before April 1, 1910. Full information in regard to the grazing fees to be charged and blank forms to be used in making applications will be furnished upon request.

M. L. ERICKSON,
2-27 3-18
Supervisor.

RELINQUISHMENT FOR SALE

160 acres of land near railroad, cabin and barn, for \$300. Running stream. I have about eight home-steads, level and good running water. For particulars write to

JOHN KNOTT
CRESCENT, OREGON

A FEW BARGAINS.

Five lots, signly location, \$1500. Can loan \$750 on the deal.
A nice cottage with bath, large lot, \$1700. A good buy.
A large residence, fine lot, \$3500.
Three cottages on three lots. Room enough for another cottage; \$2250.
MASON & SLOUGH.

NOTICE OF ADMINISTRATOR'S FINAL ACCOUNT

In the County Court of the State of Oregon, for Klamath County

In the Matter of the Estate of Thomas Hodge, Deceased—Notice.

Notice is hereby given that John Frederick Wilson, Administrator of the estate of Thomas Hodge, deceased, has filed his final account of the administration of said estate with the Clerk of the County Court of Klamath County, Oregon, and that said Court has appointed the hour of 10 o'clock in the forenoon of Saturday, the 2nd day of April, 1910, as the time for hearing objections, if any there be, to such final account, and the settlement thereof.

This notice is published by order of said County Court, made and entered in the records thereof the 28th day of February, 1910.

JOHN FREDERICK WILSON,
Administrator of the Estate of Thomas Hodge, Deceased. 3-3-3-31

NOTICE FOR PUBLICATION

UNITED STATE LAND OFFICE.
Serial No. 03048.
Lakeview List No. 73.

Lakeview, Ore., Feb. 23, 1910.

Notice is hereby given that the Northern Pacific Railway Company, whose postoffice address is St. Paul, Minnesota, has on February 23, 1910, filed in this office its application to select under the provisions of the Act of Congress, approved July 1, 1898 (30 Stat. 597, 620), as extended by the Act of Congress approved May 17, 1906, (34 Stat., 197), lots 1, 2, 3 and 4 of Section 17, in Township 33, South of Range 7 1/2 East of the Willamette Principal Meridian, containing 81.04 acres.

Any and all persons claiming adversely the lands described, or desiring to object because of the mineral character of the land, or for any other reason, to the disposal of applicant, should file their affidavits of protest in this office, on or before the 23rd day of April, 1910.

ARTHUR W. ORTON,
3-3-4-21
Register.