

NURSES' CHARTS FOR HYDE TRIAL

Records Kept During Sick Periods of Two Swope Men Ordered Before Court.

DOCUMENTS OF IMPORTANCE

These and Letters to Swope Show Nature of Dispute

MISS PEARL KELLER STAND

Attendant to Colonel Swope Tells of Affairs in House

PHYSICIAN'S SIDE OF CASE

Defense Throws Blame for Prosecution of Mrs. Logan O. Swope and Says Testimony Against Client is Purchased.

KANSAS CITY, Mo., April 19.—Dr. B. C. Hyde, this afternoon made through his attorneys, a formal application to the court for copies of all letters passing between John G. Paxton, Mrs. L. O. Swope and the scientists who made the examination of the vicereas of Colonel Thomas H. and Christman Swope.

The nurses' charts kept during the illness of the two men were also sought. From the conflicting reports, after the application had been made to furnish the documents requested, the attorneys for Dr. Hyde promised not to press the application if Mr. Conkling would turn over the papers to-morrow morning.

Oscar Cogswell, clerk of the probate court of Independence, was the first witness to take the stand. He was called to testify regarding the appraisers' report of the personal property and the will of Colonel Swope, which were filed with him.

F. P. Childs and Jesse J. Vineyard, witnesses to the signing of the will, were called and questioned a few questions.

Next to take the stand was the first important witness for the state, Miss Pearl Keller, the nurse, who attended Colonel Swope in his last illness, took the witness stand at 10 o'clock. On September 11, last, at the request of Dr. Hyde, she said, she went to the Swope home to attend Colonel Swope.

The physician called her, she testified, that while Colonel Swope was not in a serious condition, he was suffering from a bruised shoulder, and needed some one to be constantly in attendance upon him.

In order to refresh her memory, Miss Keller referred to her chart, furnished in the course of the trial, which she said she had not seen during the last week of Colonel Swope's illness.

"Colonel Swope objected so strenuously to our keeping a record that we had to give it up," Dr. Hyde said the colonel was doing so yet it would be unnecessary to keep a record.

Colonel Swope, she said, was irritable frequently in the chart.

The first record of Swope taking any of the medicine which he appeared in a drug store near his home, appeared in the date of September 21. Once or twice a day, at this time, the patient would take a teaspoonful of this mixture, testified Miss Keller. "He talked of returning to the city. I was well pleased with his condition. We were taking daily drives together."

"But when I spoke to Dr. Hyde about my patient's condition he said, 'Colonel Swope will never return to Kansas City.'"

Scarcely had Miss Keller begun to tell of the apoplectic stroke which on October 1 killed James Mosa Hutton, when the defense objected to testimony regarding Hutton, or any death or illness other than that of Colonel Swope being admitted.

The jury was excused and preparation made to sign the verdict, which is perhaps the most important legal question in the case. Upon the court's finding depends whether the death of Christman Swope and the typhoid epidemic in the Swope house will succeed "off the case" JOHN SHERIDAN has included in the evidence against Dr. Hyde.

A vigorous attack on expert medical testimony, severe criticism of the methods pursued by the prosecution in gathering evidence and a general denial of every charge made by the state against Dr. B. C. Hyde marked the opening statement of Frank F. Walsh, chief counsel for the defense today.

Referring to the state's chemists as "hired men," the attorney repeatedly warned the jury that it was likely to be misled by the testimony of the medical experts.

The chemists who will testify are Dr. Ludwig Hecht and Walter S. Haines, both of Chicago. The university chemist, Victor C. Vaughan of Ann Arbor, Mich.

Mr. Walsh overtly charged that the reports of the chemists were altered at times to suit the convenience of their employers.

The state had unfairly denied Dr. Hyde the right of having the vicereas of Thomas H. and Christman Swope so that the physician might have examined them for poison, averred Mr. Walsh.

Germs Were Stolen From Hyde.

Even theft had been resorted to in order to obtain evidence against Dr. Hyde, the attorney said.

He pointed to the taking of germs from Dr. Hyde's office as proof of this statement.

Mrs. Logan O. Swope was assaulted as the cause of Dr. Hyde's trouble. Belief that Dr. Hyde had influenced his wife in a matter which she had decided adversely to the desires of Mrs. Swope, caused the first trouble over Colonel Swope's will and precipitated the whole Swope affair, said Mr. Walsh.

The attorney also charged that it was six hours after Mrs. Swope heard of the fatal attack of Colonel Swope before she went to his room. Mr. Walsh closed his address at noon.

The first witness for the state, it was announced, would be called this afternoon.

So large was the crowd today that the court said it would clear the aisles after the morning session. More than 100 women were present.

Address of Mr. Walsh.

Mr. Walsh began his address with a short review of the life of Dr. Hyde from his birth to the present.

"The testimony will show you, gentlemen,"

Miss Gould and Young Drexel Are Married

Alliance of Philadelphia and New York Families Premier Event of Gotham Society Season.

NEW YORK, April 19.—In the marriage at St. Bartholomew's church today of Miss Marjorie Gwynne Gould, daughter of George J. Gould, and Anthony J. Drexel, Jr., of Philadelphia, society recognized the premier event of its season and prepared to do its justice in every body.

The wedding was an affair of which many leaders of society in other cities of the country figured on the list of guests.

The ceremony united the Gould family with one of Philadelphia's wealthiest and most aristocratic families. The bridegroom is a business second wife of Mr. and Mrs. Anthony J. Drexel, and only two years the senior of his 19-year-old bride.

Pink was the keynote color of the wedding decorations. It prevailed in the decorations of the Gould mansion for the luncheon preceding the ceremony, planned for the entertainment by the bride and her attendants, including her sisters, Miss Vivian and Miss Edith Gould, and for the reception to follow. The church was likewise decorated in keeping with the prevailing color scheme.

The bride's gown was of white satin chateau, cut in long flowing princess fashion. The skirt, and only the lower half, was embroidered with orange blossoms, and a long train, also embroidered with the flower. The tulle veil, which fell below the bottom of the skirt, was fastened with a spray of orange blossoms. The bride's bouquet was orange blossoms and white roses.

The costumes of the bridesmaids and of the maid of honor were in delicate pastel shades.

The best man was the bridegroom's brother, Armstrong Drexel. Miss Vivian Gould was in attendance upon her sister as maid of honor.

Miss Gould herself selected Bishop Scherborn of New Jersey to perform the ceremony, the bishop's assistant being Dr. Leighton Parks, rector of St. Bartholomew's.

Socialists Take Control of City of Milwaukee

Mayor Seidel Formally Inducted Into Office and New Party Organizes the Council.

MILWAUKEE, Wis., April 19.—The government of the city of Milwaukee, which has been in the hands of the Socialists for two years and with the exception of two years under republican rule, has been controlled by the democratic party, today passed into the hands of the socialists.

Mayor Seidel will have back of him twenty-one members of his party, to enact into law all the measures not in conflict with the city charter which he may advocate during the next two years. The minority consists of ten democrats and four republicans.

The council chamber was packed when the new city officials took their places.

Alderman Edmund T. Melms was elected to the presidency of the council and Carl D. Thompson was chosen as city clerk.

Following these elections Mayor Seidel was sworn in to the chamber and delivered his inaugural address.

"Before all things, home rule, the right of self-government, should be secured for the city of Milwaukee," said the mayor, in the course of his address. Other measures advocated by the mayor included the promotion of the well-being of the working class; the enforcement of sanitary measures; the establishment of a bureau of municipal research with a view to placing the finances of the city on a sound basis and the combining of various offices to save expense. He asked the council and city attorney to report as to the feasibility of establishing a municipal lighting plant.

Following the mayor's address, a reception to the newly installed city officials was held in Westside Turner hall.

RIOT IN COLLEGE CHAPEL

Disturbance at Marietta, O., Results in Suspension of Junior Class

MARIETTA, O., April 19.—The chapel services of Marietta college broke up in disorder today, following the appearance of the junior class in antimilitarist costumes, a satire on the caps and swords of the seniors. As a result President Perry has suspended the entire junior class.

The disorder reached a climax when two members of the junior class grasped President Perry and thrust him bodily from his office. The university executive told the juniors that they were suspended and ordered them to leave. Not until he had threatened to call the police was his order obeyed.

There are twenty-two men and women in the rebellion class.

MEAT PRICE DUE TO FAKE BUYING

High Cost of Beef Laid to Fictitious Competition of Packers, Says Witness.

SWIFT, ARMOUR, MORRIS NAMED

A. S. Benn Says These Firms Are Rivals Only Ostensibly.

CITES RECENT BOOST IN HOGS

Witness Declares Price Was Raised by Clever Tactics.

ALL UNDER THE SAME CONTROL

National Packing Company Really Owned by the Big Three, He Declares—Public Sees Illusion.

ST. LOUIS, April 19.—The high price of meat is due partly to fictitious competition, bidding for cattle on the market, between buyers regularly employed by the Swift, Armour and Morris interests, and buyers employed by the National Packing company, which is controlled by these interests, according to testimony given this afternoon by A. S. Benn, vice president of the St. Louis Dressed Beef and Provision company in the investigation of the packing companies being conducted by Attorney General Meier.

The St. Louis company is owned and controlled by the National Packing company, according to testimony adduced yesterday.

To this competition between competitors, ostensibly rivals but really under the same control, the witness specifically attributed the recent price of \$15 for hogs. Benn stated that buyers ostensibly representing the National company, but in fact representing the Armour, Swift and Morris interests, frequently bid against the buyers directly employed by these interests, and thus forced up the price of meat.

Public is fooled, he declared, because the benefit of this policy, which raises the cost price of raw material for the meat companies, is explained by the investigators as producing an illusion of competition in the eyes of the public.

"The competition between the different buyers in spot buying," said Benn, "if it had not been for that, we should not have had hog \$15."

"It looks as if the Swift, Armour and Morris interests were really trying to lift themselves over the fence by the hood tactics," commented Attorney General Meier.

"That's just what it is," agreed Benn. "The Armour, Swift and Morris interests, R. F. Le-P and C. H. Swift and Edward Morris were named by Benn in his testimony in the meat hearing today as directors in the \$5,000,000 National Packing company, which owns and controls the Dressed Beef company and other so-called independent plants.

Benn, who is assistant to the president of the National Packing company at its office in Chicago, admitted that the National Packing company is a holding corporation, holding the interests of various packing plants and refrigerating car companies.

Benn named as directors of the National Packing company the Armours, Swifts and Edward Morris and the following in addition: K. K. McFarlan, Edward Tilden (president of the National Packing company), J. E. Swift, estate owns 7907 shares, J. Edgar Hoover, 225 shares and Edward Morris, 1328 shares.

Benn gave the list of stockholders in the National company, which shows that the J. E. Swift estate owns 7907 shares, J. Edgar Hoover, 225 shares and Edward Morris, 1328 shares.

SIoux CITY MAN'S ESCAPE

T. Fred Anderson Jumps from Burning Hotel at Pukwana, S. D., in Nick of Time.

MITCHELL, S. D., April 19.—(Special Telegram.)—The hotel building in Pukwana caught fire this morning at 3 o'clock and was completely destroyed, together with the drug store of L. B. Ash, whose entire stock was consumed at a loss of \$150.

T. Fred Anderson of Sioux City had a narrow and sensational escape from the burning building and had been left an orphan moment he would have been burned to death. He was sleeping on the second floor of the structure and was not awakened as soon as the other guests. He heard a shout that awakened him, but the room was filled with smoke and he could hear the roar of the flames beneath. He barely jumped from the window when the floor on which he had been standing a moment before crashed in. Mr. Anderson injured his back and sprained his ankle in falling. While none of the other guests were injured they suffered losses in not being able to get their valuables out of the hotel. The building was owned by John Stransky and was an old structure.



A Spring Trap Hidden Among the Flowers.

EIGHT INDICTED FOR FRAUD

Federal Grand Jury Finds True Bills in Indian Land Probe.

THURSTON COUNTY MEN IN NET

Former Superintendent of Agency and His Clerk Also Informed Against by Investigational Body Whose Labors Are at an End.

Eight men have been indicted by the federal grand jury in Thurston county, Okla., in connection with the Indian land frauds. The men indicted are Harry L. Keefe, merchant; Walter T. Diddock, lawyer; Ernest W. Boushler, Will Edell, James J. Orr, Ernest P. Kelley, all of Walthill; John M. Comstock, former superintendent of the Omaha Indian agency, but now a clerk in the Indian agency office at Dulce, N. M.; and Frank Coddington of Decatur, a clerk in Commerce' office while she latter was superintendent. Commerce was relieved from his office as superintendent of the Omaha Indian agency in October, 1909.

The indictments charge the defendants with conspiracy in inducing the Omaha Indians to enter into fraudulent contracts for deeds whereby it was sought to obtain possession of the lands after the Indians had secured their patents upon the explanation of the government trusteeship of twenty-five years. This trusteeship terminated last July.

The Indians were induced to enter into these contracts and sign the deeds for a price of \$100 per acre, while the lands were still held in trust for them by the government.

Indians Deceived Deeds Only Leases.

Specific instances were shown in the hearing before the federal grand jury where the Indians were induced to contract for the sale of their lands at an extremely low figure and the speculator immediately transferred the contract to a third party for over double the price paid or agreed to be paid to the Indians. In other instances, the Indians were made to believe that they were simply signing a lease, only to find later that it was a deed and that they had given away their land for a mere pittance.

Only recently have the patents been received by the Indians for the lands and they discovered upon filing their patents that deeds were already filed purporting to have been signed by them a year or more ago and that the holders of the deeds had a seemingly undisturbed title to the lands. In some instances this was to the home property of the Indians, as well as to much of their personal property.

The Department of Justice has purposely limited the investigation into these cases at this time owing to the press of other matters.

Other Reservations Next.

The investigations are to be continued, however, relentlessly, and the present is but the beginning of the inquiry into these practices, not alone on the Omaha Indian reservation.

(Continued on Second Page.)

Methods of Elgin Butter Board Are Coming to Light

Chicago Dealers Say Price Fixing Committee is Packed with Clerks and Employes.

CHICAGO, April 19.—Chicago butter dealers declared today an investigation of the conditions under which the Elgin butter board fixes prices has been started with a view to presenting the evidence to the United States district attorney.

A few weeks ago hogs sold at the highest fixed the weekly price at 22 cents, outwitting the Chicagoans by "padding" the meeting with clerks and other employes.

T. E. Purcell, a Chicago dealer who was in Elgin, said:

"The Elgin committee, as a rule, makes the price without a single sale, and we have to suffer from it for the rest of the week."

Another Drop in Hog Market

Chicago Prices Dollar Lower Than Two Days Ago Because of Heavy Receipts.

CHICAGO, April 19.—Recent heavy arrivals of hogs are reflected in a decline in prices of \$1 in the last two days.

Market steadied today on buying by packers since the civil war, thus attracting heavy shipments, in view of which the present reaction is not considered remarkable.

Salt pork on the Board of Trade recently underwent a decline of about \$1, but the market steadied today on buying by packers who were able to purchase the cured product on a basis of 8 1/2 cents a pound, compared with 9 cents for the live article.

HEART BLOW KILLS PUGILIST

Philadelphia Colored Pugilist Succumbs to Punch in Jack O'Brien's Place.

PHILADELPHIA, April 19.—Frank Cole, a lightweight negro pugilist of this city, died in a hospital today from injuries received last night in a boxing bout with Stanley Rodgers at the boxing club managed by "Jack" O'Brien, Rodgers was held without bail to await the action of the coroner. The referee and several witnesses were also held. Cole, in the third round, received a solar plexus blow which sent him to the mat, his head striking with terrific force.

SIoux CITY OFFICIAL IS DEAD

Adolph Hermann, Member of Police and Fire Board, is Victim of Heart Trouble.

SIoux CITY, Iowa, April 19.—(Special Telegram.)—Going to bed last night apparently in perfect health, Adolph Hermann, for many years alderman and later a member of the police and fire board, died suddenly of heart disease early this morning.

(Continued on Second Page.)

BRYAN VISITS WHITE HOUSE

Commoner Calls on Taft and Appears Before Committee.

WASHINGTON, April 19.—William Jennings Bryan and President Taft spent more than an hour clasped together at the White House late today. The two great travelers exchanged reminiscences, it is said, and each commented upon how well the other was looking. The president rather intimated that being beaten at the polls did not seem to be such a bad thing for one's health and happiness after all.

"The call was purely a social one," said Mr. Bryan, as he left the executive offices.

"Did you discuss the tariff bill?" was asked.

"No," smiled the Nebraskan. "We forgot all about it."

"No," that did not occur to us either."

Both the president and Mr. Bryan seemed to have enjoyed the quiet chat in the executive chamber. Mr. Bryan walked in democratic fashion to the White House. He was received with the usual courtesy by the attaches and was shown without a moment's delay into the president's office.

Bryan left at 7:35 tonight for Lincoln, Neb.

Favors Postal Savings.

During his visit to the capital Mr. Bryan met a number of the democrats in the minority room and to them he expressed his views on the pending legislation, especially the postal savings bank and railroad bills. Mr. Bryan advanced his opinion that the democrats of the house should vote for the postal savings bank, because in his view it invited the surest method of bringing about the guarantee feature for deposits.

While believing there were some good features in the pending railroad bill, especially those providing for government supervision of the issuance of stocks and bonds, Mr. Bryan advised his democratic associates to defeat the measure because he thought its bad features outweighed its desirable provisions.

Among those who attended the conference were Minority Leader Clark of Missouri, James James of Kentucky, Bartlett of Georgia, Rucker of Colorado, Underwood of Alabama, Cox of Ohio and Hughes of New Jersey.

Goals Before Committee.

At a hearing before the house committee on insular affairs, Mr. Bryan pictured Porto Rico as a place of beauty and picturesque magnificence, but an island with burdens which the United States should help to relieve.

He declared Porto Rico was the "key by which we are to unlock South America," and that South America offered a golden opportunity for the immigrant. He predicted that in half a century the population in South America would be increased 25,000,000 to 30,000,000.

He pointed out that the United States was reaching the point where there was left little idle land or free land to offer.

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WEST TO THE FORE, EAST GIVES PALM

Retirement of Senators Aldrich and Hale Will Make Great Change in Congress.

NEW ENGLAND LOSES ITS POWER

Larger Group of Men Will Wield Influence in Party.

WARREN HEADS APPROPRIATIONS

Burkett May Succeed to the Finance Committee.

DOLLIVER TALKS OF THE CHANGE

Says Leadership Will Be That of Past and New Day is at Hand—Western Women in Capital.

(From a Staff Correspondent.)

WASHINGTON, D. C., April 19.—(Special Telegram.)—The political session of the day is the official announcement of the determination of Senators Aldrich and Hale to retire to private life at the expiration of their terms, March 3, 1911.

Nothing was said about it in congress today. The presence of William Jennings Bryan on the floor of the house excited but the smallest amount of applause as against the retirement of Senators Aldrich and Hale's determination to quit the political life.

With the retirement of Aldrich and Hale the future of the republican party, so far as the senate is concerned, will devolve upon a committee like that which existed during the life of Allison of Iowa, that of Connecticut, Hanna of Ohio, with Spooner, Aldrich and Hale to complete the sextet.

When Allison, Platt and Hanna died, and Spooner retired from public life, to make a modest fortune for himself practicing law in New York, the mantle of leadership fell upon Aldrich, who had a very able second in Eugene Hale of Maine. And now years of ill-health have served notice upon these two New Englanders that they must give way to younger men, and their places among past leaders of the party. What is going will go the tremendous power which New England wielded in national legislation, for Aldrich is chairman of finance, while Hale is chairman of the appropriations committee and chairman of the senate caucus, to say nothing of his position as chairman of the committee of public expenditures, made up of chairmen of important committees of the senate.

Penal and Savings.

The pendulum which has swung far toward the east since the civil war, will, with the retirement of Aldrich and Hale, swing to the west, and thereby will vanish another cause of complaint so frequently heard these days, trippingly spoken by proponents of the republican party in "Aldrichism."

It is thought that in the rearrangement of the senate committees, which will follow closely on the heels of the Sixty-first congress, that Senator Warren will go to the head of the appropriations committee, while Senator Burkett, although he is having the postal savings bank and railroad bills, will succeed to the finance committee. This will bring about a shift in other desirable committee assignments which unquestionably will bring western men to the front. It will push Burkett a notch or two ahead on the appropriations committee, while Senator Brown will be considerably favored should Warren take the appropriations chairmanship, by an advance of at least three places.

It is not thought that Crane and Lodge of Massachusetts, nor Penrose of Pennsylvania, can be dislodged, but they will have to share power with ambitious westerners who are seemingly about to come into their own. It is impossible in the very nature of things to keep close cooperation in the senate's leadership beyond next March, and the influence of the approaching change will be felt before then in the general advance of men from the west into council and action.

Unquestionably the retirement of Aldrich will be regarded in the light of a body blow to high protectionism, and will be the bulwark of strength to them in the personality, his dogged determination, based on his convictions, and the tremendous personal influence he exerted over men made him one of the commanding figures of his time and he has left an impress in thirty years of a public career upon the legislation of his country, such as comes to but few men in their lifetime.

Burkett Profits in a War.

Senator Burkett, who was fortunate enough in having filed upon Senator Aldrich's seat more than a year ago when Senator Aldrich casually one day let fall his determination not to seek re-election, will succeed to Aldrich's seat after the fourth of next month.

"The passing of Aldrich and Hale," said Senator Burkett, "marks the absolute disappearance of old regimens. They were real powers of that directory. The leadership in the upper branch of congress, must by very nature of things, fall into younger and necessarily more liberal hands."

Senator Dolliver, when asked the question who will succeed to the mantle laid aside by Senator Aldrich said: "No one will. His mantle will be removed to the Smithsonian institution to be placed on exhibition among the relics of an antiquated and discarded political machine. The day of Aldrich's authority is over and a new day is at hand."

Western Women of D. A. S. Congress.

Several well-known western women are among the hundreds in attendance upon the annual congress of the Daughters of the American Revolution, Mrs. Bertha Lincoln Huston, who is Iowa's candidate for vice president general of the national society, is a woman of personal magnetism as well as unusual executive ability. She spent her early girlhood in Canton, Ohio, where her father was at that time consul, but lived for several years before her marriage here in Washington, where she has a large following among the Daughters. She first came into prominence at the national congress of the Daughters by songs contributed by her to the program, her fine voice attracting much attention.

Mrs. Huston is a member of a large number of women's organizations, among which are the Colonial Dames, the League of American Pen Women, Society of Iowa Americans and the Dubuque Women's club, and will attend the biennial convention of

Patent Brooder Doesn't Work, Chicks Fall Onto Furnace

"Raising chickens is an art, not a science," declared the fat man as he settled into a seat beside his slim neighbor on a Farmax car, bound eastward. "It will only become an exact science when the chicken grows more intelligent—when the personal equation, that is, the personality of the chicken is removed."

"What kind of chickens were they?" inquired the attentive slim man. There was a tone of real interest in his voice.

About the home some things are no longer needed. A sewing machine, go-cart, washing machine, lawn mower, bedstead, etc.

Why don't you sell them! A Bee want ad will do the work. Call Doug. 238, if you can't come down and an ad taker will write your ad and place it. If the articles are not sold in seven days your money will be refunded at the counter upon presentation of your receipt. Your ad won't cost you anything.

How Big is Omaha? What Some People Think About It

- 188,462.....J. Terivold, Council Bluffs
109,000.....G. A. Farman, Alton
100,000.....W. B. Walker, Atlantic
100,000.....R. D. Duan, Callaway
100,000.....Virginia Taggart, Leval
100,000.....Frances Rowley, 225 S. 13th
100,000.....Ruth Miller, South Omaha
100,000.....L. P. Campbell, 7th & 52nd
100,000.....H. S. Atherton, Geneva
100,000.....H. C. Larson, 25th Seward
100,000.....Jared Hunter, Plattsmouth
100,000.....James Nicholson, 25th Farnam
100,000.....Mrs. William Sydney, Aradale
100,000.....Mabel Sprague, 4th N. 17th
100,000.....J. B. Gelsom, Council Bluffs
100,000.....A. W. Choldt, Plattsmouth
100,000.....Millard W. Bryant, Council Bluffs
100,000.....N. Frazier, New Ridge
100,000.....W. L. Youngman, South Omaha
100,000.....L. B. Barker, Hastings
100,000.....C. E. Herrick, N. W. 15th
100,000.....G. F. Thomas, 7th N. 18th
100,000.....D. M. Haverly, 14th N. 24th
100,000.....J. B. Bentley, South Omaha
100,000.....A. H. Anderson, 23rd S. 24th
100,000.....C. L. Jones, Columbus
100,000.....B