

DISAPPROVAL VOICED BY DOCTORS

MONTANA PUBLIC HEALTH ASSOCIATION WANTS QUARANTINE LAWS REVISED.

SMALLPOX IS TOO EASY

Resolution Is Passed After Extended Discussion at First Session of Organization—Dread Disease Not So Hard to Handle—Meeting Is Well Attended and Interesting.

There will be no quarantine for smallpox in Montana after January 1, 1910, if a resolution passed unanimously yesterday afternoon by the Montana Public Health association is approved by the state board of health. This resolution puts the organization on record as favoring the revision of the state quarantine laws in so far as smallpox is concerned. This action was taken after an extended discussion of the subject by the 25 or more prominent physicians from various parts of the state attending upon the first session of the annual meeting of the Public Health association, which was formally called to order at 2 o'clock yesterday afternoon in Odd Fellows' hall. Dr. T. D. Tuttle of the state board of health was present and acted as secretary of the meeting.

Quarantine Unnecessary. In view of the fact that there is now a remedy for smallpox and that the percentage of deaths due to this malady is very small, it was contended that to establish a quarantine where the disease exists would work an unnecessary hardship upon those persons who, by force of circumstances, are compelled to come in daily contact with the patient.

An interesting paper treating of "The Ventilation of School Houses" was read by Dr. K. H. Kelllogg of Stevensville. Dr. W. H. Campbell of Butte, a former member of the state legislature, spoke of "An Interesting Instance of Typhoid Fever Infection by Lake Water." Dr. Campbell's paper was in the nature of a narrative, and his listeners accorded him undivided attention.

The Differential Diagnosis of Smallpox, by Dr. S. E. Leard of Livingston, provoked a long discussion of that subject. Dr. Leard's principles, as between chicken pox and smallpox. In numerous instances it was shown that cases first diagnosed as chicken pox afterward developed into the most malignant type of smallpox. Dr. Leard cited specific cases of this nature, and with the aid of photographs illustrated the difference between the two diseases in various stages.

A discussion which was indulged in by nearly every doctor present resulted from a highly interesting but purely scientific treatise on "The Practical and Theoretical Consideration of the Bacillus Carrier from the Sanitarian's Viewpoint" by Dr. S. T. Orton of Anaconda.

The meeting adjourned at 5 o'clock to assemble again this morning at 4 o'clock, when several papers will be read, including one by Dr. H. T. Ricketts on "Spotted Fever." After luncheon another session will be held beginning at 2 o'clock, at the conclusion of which it is proposed to organize the State Anti-Tuberculosis society.

The Montana Public Health association has extended a cordial invitation to the Women's club to attend the meeting this afternoon at Odd Fellows' hall. Seats for the club members will be reserved.

State Association. Commencing at 10 o'clock Wednesday morning the State Medical society will meet in annual convention in this city. It is expected that between 75 and 100 delegates will be in attendance, and the sessions will consume the greater portion of Wednesday and Thursday.

After the preliminary meeting of the society Wednesday, which will adjourn at 12 o'clock, the delegates will have luncheon at the Missoula club and then embark in a special train for Hamilton. A business session will be held in that city Wednesday afternoon the party returning here late in the evening.

After the meeting in Missoula Thursday the program will be concluded with a banquet at Ye Otis Inn Thursday night.

LAYTON FOUND GUILTY.

Dillon, Mont., May 10.—Advice from Lemhi county, Idaho, state that Charles Layton was found guilty in the second degree of the murder of William Verges and was sentenced by District Judge Stevens to 25 years in the penitentiary.

HOMES ARE DESTROYED.

Winnipeg, Man., May 10.—Fifteen families have been burned out in the Rush Lake, Saskatchewan district, by prairie fires, two children losing their lives, and others being badly burned.



JAMES H. BOYLE

BOYLE TELLS A STRANGE STORY

CONVICTED KIDNAPER SPRINGS PROMISED SENSATION IN CELEBRATED CASE.

A MURDER IS INVOLVED

Declares Stealing of Whittia Boy Was Suggested by Man He Saw Standing Above Dead Body of Murdered Man in Youngstown, and Who Chose This Means of Raising "Hush Money"

Pittsburg, Pa., May 10.—Convicted of kidnaping Willie Whittia from Sharon, Pa., on March 18, James H. Boyle and his wife, Helen Boyle, were lodged in the western penitentiary here tonight, the former under a sentence of life imprisonment, the latter sentenced to serve 25 years.

Before leaving Mercer, Boyle gave out a statement, telling a remarkable story of his version of the celebrated kidnaping. In it he named Harry Forker, a citizen of Sharon, who denied Boyle's story.

Arriving at the penitentiary, the prisoners were taken first to a side room and told that they would have to say good bye, as the rules of the prison will not permit them to see each other again. Mrs. Boyle threw her arms around "Jimmy's" neck and kissed him. She said: "We must take it the best we can." The prisoners then shook hands and the matron escorted Mrs. Boyle from the room. When she reached the corridor, she sobbingly asked to be permitted once again to see her husband. The request was granted and she again kissed and embraced Boyle.

When Mrs. Boyle gave her belongings to the matron, she asked permission to keep a small mirror she carried, saying: "I don't want to leave it behind as that would make me have seven years of bad luck."

The mirror was returned to her and she will be allowed to keep it in her cell.

During the trip from Mercer the kidnapers discussed the sentence, which they declared was unjust and asked what steps they would have to take to get a review of the case.

Makes Statement. Mercer, Pa., May 10.—Before he was taken from here to the penitentiary at Pittsburg today to begin a life sentence, James Boyle, the "king" of kidnapers, made the statement which both he and his wife have been promising, and which they said would "shake the country."

The statement of the kidnaping of Willie Whittia, the origin of same and what led up to it: "On the morning of — between the hours of — Dan Reebie, Jr. was found dead on the sidewalk in Youngstown, and over the prostrate form was Harry Forker, of Sharon, Pa., holding in his right hand a package of letters gathered from the sidewalk near the body.

"He was about to depart he was intercepted by the writer and a man who has since passed to his reward, Dan Shay, a saloonkeeper.

"In Mr. Forker's hurry to leave the scene he failed to find two envelopes that contained four letters. The same were picked up by Shay and later taken to his place of business.

"The writer and Mr. Shay examined and read the contents of same which proved beyond a doubt the cause for the presence of Mr. Forker there.

Written by Lady. The letters were written by a lady, two from a party in New York and the others from Cleveland, Ohio. At a later date Mr. Forker was apprised of the fact that the writer held these letters in his possession and asked if he could see the same. A letter was immediately written by the writer, stating that he (Mr. Forker) would like to have a personal talk with the writer, and a meeting took place a day or so after Mr. Forker acknowledged he would pay for the letters. The amount not being considered sufficient, was refused and from that day on and up until March, 1908, the writer on the pretext of exposing the letters and the coincidence of Mr. Forker being discovered heading over the prostrate form of Mr. Reebie, had at different times received amounts of money from Mr. Forker to remain silent.

"About six months ago, when I met Mr. Forker and informed him that unless I received \$5,000 between then and the time I intended to leave Sharon, I would hold the secret no longer.

"He then informed me that it was impossible for him to get that amount in time, but in April, 1908, he was to get a certain amount of money and would then settle with me.

Writes Letter. "On my leaving Sharon on March 12, 1909, I went to Cleveland and wrote Forker, as follows: "Dear Sir: I have decided not to wait any longer in regard to the money proposition and if I don't hear from you soon there will be some exposing."

"March 15, 1909, I received an answer to the same, which read as follows: "You knew the circumstances and

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MRS. JAMES H. BOYLE

LOST CHARLIE BROWN IS FOUND

BOY WHO BECAME SEPARATED FROM PARENTS IN HILLS NEAR TURAH RETURNS.

Charlie, the 10-year-old son of Mr. and Mrs. J. A. Brown, who was reported early yesterday morning to be lost near Bonner, returned to his home at 1128 Vine street at about 8:30 yesterday morning, tired and weary, after spending the early part of the night roaming the hills and the last part with some friendly laborers at a brick kiln near Turah.

As told by Mrs. Brown, the Brown family, together with others, had driven to Turah Sunday morning and had started to climb the hills north of that place. They followed the log chute up the hill for a mile or two and then separated, Mr. and Mrs. Brown and a man of the party going one way while the rest went another, taking the children with them. On the way down the hill Charlie Brown started to race with another youngster and part of the way stopped to rest, the other boy continuing to the bottom of the chute. Charlie lost his bearings and roamed the hills, through timber and brush, keeping on in this way for a number of hours.

It was not till about 7:30 that he was missed by his parents, who at once began a search for the lad, calling to attract his attention. The party searched until 3 or 4 o'clock in the morning, then the mother and the rest of the party, excepting the father, returned to this city. In the meantime the boy had discovered a brick kiln west of Turah and found shelter with the men employed there. Word was sent to the railroad officials, by whom Mr. Brown is employed, and they made arrangements to organize a searching party.

The searching party was just about to leave the city yesterday morning when the boy appeared, having walked from Turah. He was eagerly greeted by his friends and taken into the house, where nothing is too good for him. The father did not return home until yesterday afternoon.

KING IS DEAD.

Carmi, Ill., May 10.—News has been received here of the death of Edgar Thompson, king of one of the Fiji Islands. In search of adventure he left home at Albion, near here, 25 years ago, married a young princess of one of the Fiji Islands and was crowned king.

Members of his family since have learned that in the event of his death he expected his son to succeed him as king.

DEMOCRAT IS NAMED FOR THE JUDGESHIP

Washington, May 10.—President Taft today sent to the senate the nomination of Henry Groves Connors, a democrat, to be United States judge for the eastern district of North Carolina.

The vacancy on the North Carolina bench has been a source of much concern to President Taft. The republicans of the district concerned recently urged the president not to appoint a democrat even if he had to go out of the district to find a suitable republican for the place.

Judge Connors is described as being a man of liberal views personally and politically, and is so regarded at the White House in spite of his long affiliation with the democracy.

RELEASES CATTLESON.

New York, May 10.—The Brooklyn baseball team today released outfielder Tom Cattleson to Buffalo.

A COWARDLY MURDER SAYS LAWYER

FATE OF CAPTAIN HAINS WILL GO INTO JURY'S HANDS TODAY.

Flushing, N. Y., May 10.—One hour more of summing up by the prosecution, and after the court's charge, then the case of Captain Peter C. Hains, Jr., charged with the murder of William E. Annis, will pass into the hands of the jury tomorrow.

Today's session of the trial was marked by the final appeal of John F. McIntyre for the defense and part of the final plea of George A. Gregg for the prosecution.

Peter C. Hains, Jr., displayed neither emotion or interest. Mr. McIntyre argued to show the insanity of his client. One of his declarations was that Annis met death "by an act of God." All references to the "unwritten law" were objected to and the objections were sustained by the court.

During the summing up by the prosecution the prisoner's mother and father withdrew and Mrs. Helen Annis, in deep mourning, appeared with her mother and sister. The remainder in court while Mr. Gregg was speaking.

The prosecutor denounced the insanity plea, declaring it was maintained by the defendant's lawyers as a last resort.

Instead of being an "act of God," he branded the shooting as a "cowardly murder, committed with deliberation and premeditation."

RIGHT-OF-WAY WAR CONTINUES

PUGET SOUND INSTITUTES TWO ADDITIONAL SUITS AT KALISPELL.

Butte, Mont., May 10.—A special to the Miner from Kalispell says: "The Chicago, Milwaukee & Puget Sound Railway company has instituted two additional suits in condemnation against property holders along the proposed route of their railroad on the North Fork river, the latest suit having been duplicated by the Great Northern people about half an hour after the Milwaukee papers were filed. The right of way war continues unabated, both in the field and the legal departments of the two roads. The Milwaukee people have filed two additional maps of definite location now covering more than 25 miles and reaching within 12 miles of the international boundary. The line follows the west shore of the river until within 15 miles of the boundary, when it takes the east bank. It will be but a short time before the Milwaukee has completed its survey to the boundary. It cannot be definitely learned just to what point the Great Northern has completed its survey, as only one map has been filed as yet.

FACING STARVATION.

Zitacuaro, Mexico, May 10.—Hundreds of people are on the verge of starvation in the mountains of this district, following a forest fire, which has already done half a million dollars' damage to livestock and farmland. The fires are still raging.

CROSSED WIRES CAUSE BLAZE.

Chicago, May 10.—Fire which was quickly brought under control broke out on the trading floor of the board of trade this afternoon. Business for the day was over, however, and there was no excitement. The blaze, which had already done half a million dollars' damage to livestock and farmland, was caused by crossed wires.

BALLOON EXPLOSION INJURES TWO

GAS BAG OF WAR APPARATUS BLOWS UP AS LANDING IS ABOUT TO BE MADE.

Omaha, Neb., May 10.—Army balloon No. 12, which ascended from Fort Omaha shortly after 11 o'clock today, landed at Jackson, Neb., at 5:45 o'clock this evening. In making a landing the gas bag exploded a few feet above the ground and was destroyed, but neither Captain Chandler nor Lieutenant Ware, who made the flight, were seriously injured.

Lieutenant Ware declared that inside from the destruction of the gas bag the flight was an entire success. Captain Chandler believes that while at a high altitude the gas bag became charged with static electricity and that the connection with the earth produced an electric current, which set fire to the big bag.

The highest altitude reached was 1,500 feet. Running out of ballast near Jackson, Captain Chandler decided to make a landing. The balloon came down in an easy manner, and then same the explosion. Both Captain Chandler and Lieutenant Ware were knocked down, but not seriously injured.

The distance traveled was about 120 miles, and deducting an hour and a half the balloon was becalmed, the flight was made in six hours. The maximum speed was about 50 miles.

TROUT CREEK SCENE OF FIRE

DIVISION TERMINAL LOSES A LARGE PORTION OF BUSINESS DISTRICT.

Special to The Daily Missoulian. Thompson, May 10.—Trout Creek, soon to be discontinued as a division terminal by the Northern Pacific railway, was the scene of a fire this morning that wiped out a large portion of its business district, entailing a loss conservatively estimated at \$25,000.

An entire block of buildings was wiped out. The buildings destroyed include the Cows' Inn, Mrs. Daniels' two-story lodging house, a Chinese restaurant, a building formerly used as a butcher shop, Holcombe & Smith's saloon, Jennett & Hauge's general merchandise store and warehouse, and D. O'Donnell's two-story lodging house and dwelling.

Little Insurance. As far as can be learned, only two owners of property carried insurance. Mrs. Daniels had \$1,200 insurance on the lodging house building and contents and Jennett & Hauge were insured for about \$1,000. The latter firm was expecting to close its business in Trout Creek as soon as the division terminal was abandoned.

The fire was discovered about 4 o'clock this morning by one of the roomers in the Mountain lodging house, owned and conducted by Mrs. Ida Daniels. Quickly communicating to other buildings, it ran the whole length of the row of flimsy structures before burning itself out. No one was injured. But few of the occupants of the buildings saved their personal belongings.

DIES OF HER WOUNDS.

Denver, May 10.—Miss Sarah Nichols, who three weeks ago was shot by John Collins, father of Mrs. McDonald, wife of former Governor Jesse McDonald, died today of her wounds. She was the aunt of Mrs. McDonald. Collins was believed to be insane when he committed the crime. He ended his own life immediately afterwards.

HASKELL EXPLAINS THE CASE

ISSUES STATEMENT REGARDING THE SO-CALLED MOTT CIVIL LAND SUITS.

Guthrie, Okla., May 10.—Governor Charles N. Haskell issued a statement today respecting his connection with the so-called Mott civil land suits and the action of Federal Judge Campbell, who at Muskogee, on Saturday last, overruled a motion of the defendant.

The decision, the governor says, was in the case brought by the government to recover additional moneys for town lots in Muskogee and several other Creek nation towns.

"Judge Campbell's decision," says Governor Haskell, "merely overrules the defendant's demurrer to the government's petition, which was principally a question of the jurisdiction of the court to hear these suits at the instance of the interior department, and after overruling the demurrer the court allowed the defendant to answer, putting the facts alleged in the government's petition on issue for future trial.

"The government alleges there was a conspiracy between the owners and schedulers of the lots, and that the Creek nation and the government officials had no knowledge of the plans of scheduling. An investigation discloses the fact that the United States officials had knowledge, but approved the plan, that the decision had no bearing on the criminal prosecution.

"The government's complaint does not extend over more than half of the unimproved platted land, and is to the effect that the whole valuation instead of one-half thereof should have been realized by the government, so that in no event does the government complain of the loss of more than \$25,000.

"These complaints in the civil cases involve more than 100 people in Muskogee alone, but the government has seen fit to seek judgments only against Governor Haskell and six others.

"The government claims that Haskell is an official of a corporation that secured a small portion of the above unimproved lots, the government valuation of which was less than \$3,500, so that the real government complaint against the corporation that Haskell was connected with, in dollars and cents, is less than \$1,750, and Haskell's interest as a stockholder in said corporation was claimed to be about 2 per cent.

"This is the strongest statement that can be made against these defendants, drawn from the government's claim, based on its official records, and the defendant's alleged case will be to show that the government had no cause for complaint."

IMPRISONED DEBTOR RELEASED BY JUDGE

Butte, May 10.—Broker C. W. Cockrell, who has been confined here in jail during two weeks, owing to his inability to satisfy a judgment held by A. W. Deavitt, was today discharged from custody by Judge McClellan of the state district court. The case was peculiar. Deavitt, who is now a stenographer in Spokane, but formerly resided in Butte, gave Cockrell money to invest for him. Cockrell bought a rising stock, but instead of turning over the paper, employed it as collateral in a speculation of his own and lost it. Deavitt sued. As fraud was involved the case assumed a criminal character. But the law has it that under such circumstances the state relator, if he wishes the defendant imprisoned upon conviction must pay his bond. This Deavitt has been doing, at the rate of 50 cents per day. Judge McClellan today dismissed Cockrell on the latter's statement that he could not ever satisfy the judgment.

INSTALLATION OF SULTAN OCCURS

ALL MEMBERS OF THE AMERICAN EMBASSY ATTEND THE IMPORTANT CEREMONY.

PRAYS AT SACRED TOMB

New Ruler of Constitutional Turkey is Formally Inducted into His High Office With Much Pomp and Ceremony and Amid Great Evidences of Rejoicing on Part of Subjects.

Constantinople, May 10.—All the members of the American embassy, including Ambassador Leishman, were present at the diplomatic tent during the installation of the sultan today. Among the other Americans to witness the procession were Rear Admiral Colby M. Chester, U. S. N., retired, and Mrs. Chester and Mr. and Mrs. Arthur Chester of New York; Mrs. James M. Roper of Washington; Captain Ledbetter of the Turkish navy, Jansul General Edward W. Osmun, Alexander W. Powell of New York and Mrs. Hugh E. Poynter, daughter of Charles M. Dickinson, former American consul general here, and now consul general at large.

After having passed the ambassadorial stand, the sultan stopped at the mosque of Mohammed the Conqueror, near the entrance to the Adrianople gate. He prayed alone by the tomb of Mohammed for a quarter of an hour and then resumed his six-mile journey through Stamboul to the sublime porte, whence he drove to the Top Capou palace and gave a reception to a number of distinguished persons.

Along his route of march boys and girls from all the schools in the city sang hymns. The girls wore liberty sashes of white and red, while the boys carried branches of laurel.

The sultan concluded the ceremony, which had lasted in all about five hours, by leaving from the Vinegar Sellers' wharf for his palace on the other side of the Golden Horn in a state barge propelled by 18 oarsmen, dressed in white tunics and red breeches.

Holds the Plow. Mehemed V ended his "coronation" day by plowing a furrow in the lawn at Dolmabahce palace, symbolically at least, by taking the plow handles for a fraction of a minute while two horses dragged it a few yards. In carrying out the ancient test Mehemed V showed himself to be sound of body and fit to bear the physical burden of the empire.

It had been a day both of fulfilling and breaking ancient customs. Christians for the first time were admitted to the small mosque and allowed to see the ceremony of girding the sword of Osman on the sultan.

Among the 30 persons present were Bucknam Pasha, an American, and Woods Pasha, an Englishman, both of whom are in the Turkish service. They were impressed with the beauty and the solemnity of the ceremony, which, with the chants of the priests, lasted only 20 minutes.

BIG STOCK OF COPPER.

New York, May 10.—The monthly statement of the Copper Producers' association for April made public today shows the stock of marketable copper of all kinds on hand in the United States April 1, was 132,279,902 pounds. The stock of surplus copper was increased during the past month by 918,171 pounds as compared with an increase of surplus copper of 8,385,654 pounds at the end of the previous month.

STOLYPIN MAY RETIRE.

St. Petersburg, May 10.—A near relative of Premier Stolypin declared today that the retirement of the premier was imminent as he had resolved to decline the emperor's request that he remain in office. It was rumored in the duma today that a telegram already had been sent to former Premier Goremykin, who is at Weisbaden, asking him to return to St. Petersburg to assume the premiership and the portfolio of foreign affairs.

MINING MEN ON TRIAL.

Kansas City, Mo., May 10.—Charged with using the mails to defraud in exploiting a mine located near Winkelman, Ariz., E. S. Horn, John R. Horn, Frank H. Horn, S. H. Snyder and Raymond P. Meyer, who were indicted by the federal grand jury several months ago, were placed on trial here today. The government inspector estimates that \$132,000 was received by the promoters from the sale of treasury stock.

WITHDRAWS SUITS.

Los Angeles, May 10.—Former Mayor Harper, through his attorneys, today withdrew three libel suits against the Evening Express for \$200,000 and \$100,000 and one against former City Prosecutor Thomas L. Woolwine for \$50,000. The suits followed the publication in the Express of charges by Woolwine that vice was being protected by city officials.