1.	2.	3.
IKE B. OGG. Continued.	Ogg's statement that he was present when Bill Hale met Al Spencer, to discuss the proposition of blowing up Bill Smith's house, is corroborated by Dick Gregg in his statement to Agent Burger on 6-8-25.	Page 727, full page.

1.	2.	3.	4.
MAX BILLINGSLEY, Okesa, Okla. Conspirator.	Dick Gregg, in his statement to Agent Burger on 6-8-25, stated that this witness (Billingsley) was in the party who met Bill Hale to talk over the proposition of Hale about blowing up Bill Smith's home, that Hale sent Billingsley to Al Spencer and Gregg to proposition them to blow up Smith's home, and Billingsley took them to meet Hale. (Ike B. Ogg, in his statement to Agents Street and Berger, corroborates Dick Gregg's above statement with reference to this witness).	Page 727. full page.	Not to be used before Grand Jury. This witness now runs a store in Okesa, Okla., but is preparing to move same to Tulsa, where his partner will conduct it. Billingsley will remain at Okesa and farm some land belonging to some Indian children, for whom he is guardian. Billingsley is very friendly to Bill Hale, and is known as a dangerous man, and crook.

1.	2.	3.	4.
FRED ROWE, Fairfax, Okla. Conspirator.	In his statement made to Agent Berger 6-8-25, Dick Gregg said that Fred Rowe was present when he met Bill Hale and others in Hale's pasture, near Fairfax, to discuss the proposition of Hale's to blow up Bill Smith's home; that after he (Dick Gregg) and Lee Clingan decided not to blow up Smith's home, as there were too many people there, Dick sent his father, John Gregg, to Pawhuska to see Bill Hale; that his father was met by Fred Rowe, who asked him why Dick did not do the job (meaning blowing up Smith's home). Dick Gregg also stated that Bill Hale told him (Dick Gregg) that he (Hale) had put up the money ($5000) in Fred Rowe's hands and as soon as the job was done, Gregg's father was to get the money from Rowe and deliver it to Lee Clingan and Dick Gregg. (Lee Clingan has been previously shown as Lee Clining).	Page 727 and 726.	Not [illegible] be used before Grand Jury.

1.	2.	3.	4.
Walter Ball, Address Unknown.	This witness was present when Dick Gregg went to the home of Walter Philpot to meet Al Spencer to discuss the proposition of blowing up Bill Smith's home. This witness will be located and questioned as it is believed that he has additional information regarding this Smith murder.	Pages 727 and 726.	Subpoena and question fully before using before Grand Jury.

1.	2.	3.	4.
Floyd Jarrett. Address Unknown.	As stated by Dick Gregg, this witness, who is Gregg's brother-in-law, drove Dick Gregg from Nowata to the home of Walter Philpot, near Okesa, Okla., where Gregg met Al Spencer to discuss the plans of blowing up Bill Smith's home.	Page 728, Last par.	Subpoena and question fully before using before Grand Jury. This witness is a fugitive from justice, and his present address is unknown.

1.	2.	3.	4.
Walter Philpot, ~~Okesa, Okla.~~ Federal Penitentiary, Leavenworth, Kas.	As stated by Dick Gregg in his statement made 6-8-25, to Agent Burger, he, Gregg, met Al Spencer at the home of Philpot, near Okesa, Okla., where he and Spencer talked over the plans of blowing up Bill Smith's home. Gregg stayed several days at Philpot's home, and it is believed that Philpot knows of the plans to blow up Bill Smith's home.	Page 728, Last par.	Suppoena and question fully before using before Grand Jury. On Oct. 4, 1925, this witness was sentenced at Tulsa, Okla., to serve a term of two years in the Federal Penitentiary, Leavenworth, Kansas, for viol. of the Prohibition Act.

1.	2.	3.	4.
Campbell Keys, Address unknown.	Dick Gregg, in his statement made 6-8-25 to Agent Burger, stated that Campbell Keys is the man who came to Nowata, Okla., and told him that Al Spencer (now deceased) wanted to see him at Walter Philpit's home at Okesa, Okla. Spencer wanted to see Gregg about blowing up Bill Smith's home.	Page 728, Par. last.	Subpoena and question fully before using before Grand Jury.

1.	2.	3.	4.
FRANK TERRELL, Address Unknown. Last at Chickasha, Okla.	Was interviewed by Agents Burger and Weiss April 26, 1924, at Chickasha, Okla., Antlers Hotel, which is ran by his Uncle, Mr. Ezzell. Stated that he knew Dick Gregg well; that he asked Dick Gregg what he got for the Fairfax job (Bill Smith blow-up), and that Gregg told him that they were to get $1500.00; that Dick Gregg told him, Terrell, that Bill Hale had picked Gregg and another man or two up near Wynona in his car and drove them over to his ranch near Fairfax and kept them there till the job was done.	Page 672, Par. 2.	Subpoena and question fully before being in Grand Jury. This witness is the brother-in-law of Kelsie Morrison, a notorious outlaw, and Terrell has the general reputation of being a reckless liar.

1.	2.	3.	4.
BLACKIE THOMPSON, State Penitentiary, McAlester, Okla. Conspirator.	On May 24, 1924 was interviewed by Agents Weiss and Burger at which time he declared he knew nothing about the murder of Henry Roan, which is a direct contradiction of the statement he made to these Agents several days prior to May 24, at which time he said "I know personally who killed the Smiths and Henry Roan. There is no hearsay to it." Bit by bit, and very slowly and cautiously, Thompson gave the following information regarding the murders of W. E. Smith and wife: that along in the summer of 1920 Ernest Burkhart proposed to him and Curley Johnson (now deceased) several times that he and Johnson go to Bill Smith's house, stick up Smith and his wife, and rob them of some diamonds they had. Ernest Burkhart and Bill Smith were then living near Grayhorse. About this time in 1920, Ernest Burkhart also told us that he wanted us to kill Bill Smith and his wife, also the boy who was then living with the Smiths. Ernest proposed that we kill them after we got their diamonds and said he would pay us $1000. and give us a Buick car he then owned for doing the job. Ernest told us he would get the [illegible] from his uncle Bill Hale, and told us [illegible] Bill Hale about it. He also [illegible] Bill Hale [illegible] us [illegible] about it.	Page 469 Par. all.	Serving life sentence for killing a policeman at Sapulpa, Okla. Is known to be a bank robber and "soup" man, and is believed to have participated in the murder of Osage Indians under the direction of the Burkhart-Hale gang.

BLACKIE THOMPSON
(continued)

to kill the Smiths. I did not tell Ernest Burkhart whether I would or would not kill the Smiths, but just kept putting him off from time to time.

Thompson further stated that at that time in 1920 Ernest Burkhart explained that the reason he wanted Bill Smith and wife killed was that Smith's wife and Ernest Burkhart's wife were sisters; that their mother was very old and sick and liable to die at any time; that if the old mother died first, Smith's wife would inherit part of her estate, but if Mrs. Smith died first, the old mothers estate, or the most of it, would be inherited by Mrs. Ernest Burkhart, so that he wanted Mrs. W. E. Smith killed before the old mother died. At one time, in 1920, Ernest Burkhart was in a big rush for them to kill the Smiths right away, as he said the old lady was sick and old and might die at any time. Thompson also stated that he stayed several nights, ten or more, with Horace "Duke" Burkhart, Ernest's brother; and he, "Duke", urged Thompson a number of times to kill the Smiths, as Ernest had proposed. Thompson said it seemed to be family knowledge that Ernest had asked him to kill the Smiths. He also stated that the Buick car which Ernest proposed to give him was insured for more than it was worth; that as the insurance had only a few [illegible] run he told Ernest he would [illegible] and Ernest [illegible] report it [illegible]

BLACKIE THOMPSON

(continued)

the insurance. Thompson took the car and Ernest reported it stolen. A few days later Thompson was caught with it at Oilton and arrested, charged with the theft of the car. Ernest sent him word to "stand pat", and he did, and was sentenced to five years in McAlester penitentiary, of which he served fifteen months, and was paroled in March 1922, with no help from Ernest Burkhart. After being paroled he went back to Osage County and saw and talked with Ernest Burkhart and Bill Hale. Ernest again rehewed his proposals that Thompson kill Bill Smith and wife; on one occasion Ernest said that the Smiths had moved to Fairfax, and went on to state that we (Thompson and Curley Johnson) should trail Smith around, so as to be sure when Smith and his wife were in the house, then put a shot of nitroglycerine in the basement and blow them both up. Thompson stated he kept putting Ernest off, but pulled several "deals" with him. One deal was the robbing of Fred Denoya and his wife of their diamonds, which Ernest Burkhart proposed, saying that Hale would buy the diamonds. They offered the diamonds to Hale, but did not trade because Hale was "too much of a Jew".

Thompson also stated that finally Ernest Burkhart came to him and stated that he fixed up the [illegible] deal, and [illegible]

1.	2.	3.	4.
R. S. JORDAN, Tulsa, Okla. Jail Conspirator	Made statement to Wm. H. Brackett and Agent J. A. Street on July 13, 1925, in which he stated that on the night Bill Smith's house was blown up Blackie Thompson, Jim Boswell and Charlie Boswell came to Henry Grammer's Ranch, and about an hour later some one brought Charlie Quick or Mon Quick. Then Quick and Charlie Boswell went into Grammer's house and brought out a bottle of nitroglycerine, or "soup", looked like about a pint, and somebody remarked that it was enough to blow up the whole town; then Blackie Thompson, Jim Boswell and Quick left in one car and told the others to follow. Also stated that Wid Ewers told him he, Ewers, would make the soup for them, but that he did not make it, that it was brought there by one of the Boswells or Quick. Thompson and the others left Grammer's house about 11 P. M. the night Smith's house was blown up.	Page 725 Par. last	Subpoena and use before Grand Jury, if desired.

1.	2.	3.	4.
CHARLES QUICK, Probably at Oilton, Okla. Last address, Bessie, Okla. Conspirator.	R. S. Jordan stated to Wm. H. Brackett and Agent J. A. Street, on July 13, 1925, that while he was at Henry Grammer's house, on the night Bill Smith's house was blown up, Blackie Thompson, Jim Boswell, Charlie Boswell and Charlie Quick came there; that Charlie Quick and Charlie Boswell went into Grammer's house and brought out a bottle of nitroglycerine, that Thompson, Jim Boswell and Charlie Quick left in one car and told the others to follow. This was about 11 P. M. Blackie Thompson stated to Agents Weiss and Burger, on May 24, 1924, that after Ernest Burkhart had propositioned him several times to blow up the Smiths, Ernest came to him about four days before the explosion, and told him that he (Ernest) had fixed up the Smith deal, and that Curley Johnson, Jim Boswell and Charlie Quick were going to do the job.	Page 724 Par. 1 Page 456 Par. 1	Subpoena and question fully to determine whether desirable to use him before Grand Jury.

1.	2.	3.	4.
JIM BOSWELL (or BOTHWELL) Cromwell, Okla. Conspirator.	R. S. Jordan stated to Wm. H. Brackett and Agent J. A. Street, on July 13, 1925, that while he was at Henry Grammer's house, on the night Bill Smith's house was blown up, Blackie Thompson, Jim Boswell, Charlie Boswell and Charlie Quick came there; that Charlie Quick and Charlie Boswell went into Grammer's house and brought out a bottle of nitroglycerine; that Thompson, Jim Boswell and Charlie Quick left in one car and told the others to follow. This was about 11 P. M. Blackie Thompson stated to Agents Weiss and Burger, on May 24, 1924, that after Ernest Burkhart had propositioned him several times to blow up the Smiths, Ernest came to him about four days before the explosion, and told him that he (Ernest) had fixed up the Smith deal, and that Curley Johnson, Jim Boswell and Charlie Quick were going to do the job.	Page 724 Par. 1 Page 456 Par. 1	Subpoena and question fully to determine whether desirable to use him before Grand Jury.

1.	2.	3.	[illegible]
CHARLES BOSWELL (or BOTHWELL) Address unknown Conspirator:	R. S. Jordan stated to Wm. H. Brackett and Agent J. A. Street, on July 13, 1926, that while he was at Henry Grammer's house, on the hight Bill Smith's house was blown up, Blackie Thompson, Jim Boswell, Charlie Boswell and Charlie Quick came there; that Charlie Quick and Charlie Boswell went into Henry Grammer's house and brought out a bottle of nitroglycerine; that Thompson, Jim Boswell and Charlie Quick left in one car and told the others to follow. This was about 11 P. M.	Page 724 Par. 1	[illegible] and question fully to determine whether desirable to use him before Grand Jury.

1.	2.	3.
WID EWERS, Address unknown.	Stated by R. S. Jordan that Ewers told him, Jordan, that Ewers would make the "soup" for them (the persons who blew up Smith's home) but that he did not make it, that it was brought there (to Grammer's ranch) by one of the Boswells, or Quicks.	Page 724 Par. 1.

1.	2.	3.	4.
H. C. Hargis, Pawhuska, Okla.	This witness stated to Agent Smith and [redacted] that in a confidential manner, thru clientage, that Claude Parker, prior to the murder of W.E. "Bill" Smith, was in Moberly, Mo., and received a long distance telephone call from W. K. "Bill" Hale to come to Pawhuska; that on arrival at Pawhuska, Hale took Parker in his, Hale's, car and drove to Ponce City, at which place Hale propositioned Parker and others present to blow up and kill W. E. "Bill" Smith; that while Parker did not actually participate in the murder of Smith, he was close at hand when the murder took place and knows all the details concerning it, and that he, Hargis, can and will cause Parker to divulge the truth, and that he, Hargis, knows two other persons who were present and heard Hale proposition Parker; that these men are available and will divulge the truth at the proper time.	Page 788, 2nd par. BTD	Subpoena for questioning. Witness Hargis is reluctant and has no faith in reports that the Government will prosecute the murder cases, but states that when he is convinced that the Government will prosecute, which convintion can only be brought about by Hale and his allies being taken into custody, he, Hargis, will then divulge names of witnesses and cause them to tell the truth. There are numerous persons known to him in Osage County that have material information concerning the various Indian [illegible] who are [illegible] Hale's [illegible] [illegible]

1.	2.	3.	4.
CLAUDE PARKER, Fugitive; Address unknown.	H. C. Harris stated to Agent Smith and [redacted] that Claude Parker, prior to the murder of W. H. "Bill" Smith, at the request of Bill Hale, came to Pawhuska, accompanied Hale to Ponca City, and in the presence of two other parties, was propositioned by Hale to murder W. H. "Bill" Smith by blowing up his home; that Parker did not actually participate in the murder of Smith, but was close at hand and knows all the details concerning it. From other sources, Investigators have received the same line of information.	Page 788, 2nd par.	Locate and apprehend. Question thoroughly.

1.	2.	3.	4.
W. G. BETTS, Fairfax, Okla.	Betts and wife are now and have been for some period of time, residing at the home of Ernest Burkhart; that Betts is alleged to have stated that he had talked to Bill Hale on several occasions and told him if he did not quit his crookedness he was sure to get in trouble.	Page 785, last par.	Subpoena and question fully before using before Grand Jury. In an under-cover manner, Agents of this Bureau are now trying to obtain information in possession of this witness.

1.	2.	3.	
HENRY MAYSE. Colorado Springs, Col.	This witness was a Deputy Sheriff of Osage County during the years of 1923-24. In a statement made by him to Special Agent J. A. Street at Phoenix, Arizona, Sept. 21st, 1925, he stated that he arrested one R. W. Dunham, who now resides at Shidler, Oklahoma, for being implicated in the Shidler bank robbery. Mayse further states that at that time Dunham told him he was going to tell all he knew on Blackie Thompson; that Dunham told Mayse that while, he, Dunham was talking to Blackie Thompson in a pool hall in Drumright, Blackie told him, Dunham, that Bill Hale still owed him $1000.00 for blowing up Bill Smith's home in Fairfax, and if Hale did not pay it he was going to blow Hale up and get the money and send a certain woman to California. Mayse states he did not know this woman's name but that she is a blond, who formerly lived at Drumright and ran around with Blackie Thompson and is now believed to be residing some where in the vicinity of Los Angeles. Mayse also stated that Dunham also implicated three other parties in the blowing up of Bill Smith's home, but he did not remember their names; that Dock Hawkins, former City Marshal at Shidler, if discreetly questioned can give the names of these parties, also the name and present location of the blond headed woman who was associated with Blackie Thompson. Mayse further stated that Dunham also learned that his brother [illegible]	Page Par.	Subpoena and question fully before using before Grand Jury.

HENRY MAYSE

(continued)

was later released. Mayse also stated that Kelsie Morrison told him, Mayse, that he, Morrison, was the man who furnished the nitro-glycerine that blew up Bill Smith's home. (Very little dependence can be placed in what Kelsie Morrison says, as he talks a great deal, especially when drunk.)

He, Mayse, is now living at 126 Grand Avenue, Phoenix, Ariz., but stated he expected to move to Colorado Springs, Colorado, soon.

1.	2.	3.	4.
R. W. DUNHAM, Shidler, Okla.	It is alleged that Henry Mayse, former Deputy Sheriff of Osage County, arrested one R. W. Dunham during 1923 for being implicated in the Shidler bank robbery; that Dunham made a statement to him, Mayse, in which he, Dunham, related a conversation of Blackie Thompson, who in that conversation said that Bill Hale still owed him, Thompson, $1000 for blowing up Bill Smith's home, also Dunham named several others who were implicated with Thompson in the blowup.	No refr.	Subpoena and question fully before using before Grand Jury. This witness will not talk at this time, but it is believed he will divulge all he knows if [illegible] process.

	2.	3.	
J. GEORGE WRIGHT, Pawhuska, Okla.	This witness is now, and was during the time of the murder of W. E. "Bill" Smith, the Osage Indian Agent, and has charge of all records pertaining to Osage Indians. He can testify as to general conditions existing in Osage County during the period that Bill Smith was murdered, and may have other material information concerning the murder of Osage Indians.	None.	Subpoena and question fully before using before Grand Jury.
Material.			

1.	2.	3.	4.
A. T. WOODWARD, Pawhuska, Okla. Material.	This witness was Osage Tribal Attorney at the time W. E. "Bill" Smith was murdered, and can testify to general conditions existing in Osage County at that time. It is believed that he can give detailed information material to this investigation.	None.	Subpoena and question fully before sitting before Grand Jury.

	2.	3.	
M. M. RICHESSIN Fairfax, Okla. Material.	This witness was U. S. Indian Agent during the time when W. E. "Bill" Smith and other Osage Indians were murdered. He probably has general information of material value to this investigation. This witness knows of the conditions which existed at the time of Bill Smith's murder, in Osage County.	None.	Subpoena and question fully before issing before Grand Jury. This witness is reported to be a crook, and in the power of Bill Hale, and will do what Hale says.

1.	2.	3.	4.
W. W. THOMASON, Fairfax, Okla.	This witness was interviewed by Special Agent Burger and former Agent Weiss, at which time Thomason stated that Bill Hale was making himself very friendly to him, Thomason, and gave Thomason a turkey. This witness may have other information of material value to this investigation; witness can testify to general conditions existing in vicinity of Fairfax during the time Bill Smith's house was blown up.	Page 407, next to last par.	Subpoena and question fully before being before Grand Jury.

	2.	3.
HORACE "DUKE" BURKHART Taylor, Texas, or Fairfax, Okla. Conspirator.	On May 24, 1924, Blackie Thompson stated to Special Agent Burger and former Agent Weiss that he stayed several night, about 10 or more, with "Duke" Burkhart, and "Duke" had urged him a number of times to kill the Smiths, as Ernest Burkhart had proposed. Thompson also stated that it seemed to be family knowledge with the Burkharts that Ernest had asked Blackie and his colleagues to kill the Smiths.	Page 458, "To [illegible]" 3rd par.

W. K. "Bill" HALE,

Fairfax, Okla.

CONSPIRATOR.

See statements of following in this brief:

Dick Gregg. Page-67
Ike Ogg Page-71
Dock (S.J.) Hawkins. Page-60
Roy D. Sherrill Page-65
John Gregg. Page-69
Blackie Thompson. Page-79
Roy Smith Page-27
Miss Burkhart Page-31
Mrs. Margaret Mitchell . . .Page-19
A. W. Comstock. Page-22
Harve Frease Page-28
Henry Cornett Page-55
Edith Fox Page-56

(a)

To the prosecution.

From information developed, W. K. "Bill" Hale directly caused the murder of W. E. "Bill" Smith, who first defrauded him of several thousand dollars which he owed Smith, and further to quiet Smith, who was very active in the investigation of other Osage Indian murders, of which Smith publicly accused Hale of participating in. By the murder of W. E. "Bill" Smith and wife, Hale and the Burkhart boys, his nephews, would benefit by inheriting the fortune of Smith and wife, because of the relation of the Burkhart boys, the Smith [illegible]