

THIS CASE ORIGINATED AT

ST. LOUIS

Oklahoma City

JUN 15 1925

REPORT MADE AT: ST. LOUIS, MO.	DATE WHEN MADE: 6/10/25	PERIOD FOR WHICH MADE: 6/9/25	REPORT MADE BY: E. A. SOLANKA
TITLE: OSAGE INDIAN MURDERS			CHARACTER OF CASE: 62-5033

62-12-2 NS

SYNOPSIS OF FACTS:

Leroy J. Leachman, St. Louis, who wrote to Senator Curtis that he had information regarding the murders of Indians in Osage County, Oklahoma, was interviewed, however, it develops his information is probably worthless. Submitting to Oklahoma City office.

Details:

Reference is made to Bureau letter of June 2nd, 1925, WWG-GA 62-5033 enclosing photostat copy of letter addressed to Senator Curtis and reading as follows:

"Saint Louis Mo
May 10-25

Hon. Chas. Curtis
Washington, D. C.

Dear Sir

I have written to you on several occasions from various points such as K. C. Mo. Rosedale ~~Wichita~~ Kans. Wichita Kans. My place of birth, topeka Kans. My letter from K C Mo was in regards to pension due widow amount \$1100 which she received thanks to you then I moved to Wichita Ks at which place I worked in a way under Geo C McCarron I think you are acquainted with this party as he and others helped to lobby the last convention. But in my work I uncovered several links in connection with piece in todays paper which I am sending in case you send anyone after the ~~fish~~ facts I have let him be protestant so that

DO NOT WRITE IN THESE SPACES

APPROVED AND FORWARDED: <i>[Signature]</i>	SPECIAL AGENT IN CHARGE	62-5033-166X	RECORDED AND INDEXED: JUN 15 1925
WASHINGTON REFERENCE: Div #2	COPIES OF THIS REPORT FURNISHED TO: Washington-3 Okla City-2 Office-1	BUREAU OF INVESTIGATION JUN 12 1925 A.M. DEPARTMENT OF JUSTICE	CHECKED OFF: JUL 15 1925 JACKETED:
	EAS/MOR	ROUTED TO: Dir. Div	

RECEIVED BY

I can fully explain hoping to be of use

I am

Very Truly
yours

LeRoy J Leachman
1635a texas ave
Saint Louis Mo"

Mr. Leachman, who is employed by the People's

Motor Bus Company, stated that in July of 1920 he was in Pawhuska, Okla.

planning to open a garage and car repair shop; that he lacked money

while and ~~then~~ discussing the matter with another garage man, who *operated* ~~opened~~ a

garage in an old frame church in the town, was informed that a Jewish

banker, a man about 55 years old, whose bank is located in a two

story yellow brick building a block and a half from the Court House and

County Jail, would finance the erection of a garage, provided that he

"played the game" the way the banker wanted it. Leachman states he does

not remember the name of either the garage man or the banker, however,

that he called on the banker and that the latter offered to build a

garage for which Leachman would pay a reasonable rental and that the

banker, who claimed to be guardian and administrator of the estates of

some two hundred Indians, would give Leachman all of the car repair

business of the Indians under his care, provided that Leachman would

give him blank receipts for the bills; that the banker told him that

he could charge any sum he desired and that it would be paid, however,

that Leachman was to give blank receipts in return.

Leachman stated that domestic trouble of his own prevented him from entering into this arrangement.

He further stated that about nine months ago he was in Wichita, Kansas, gathering evidence of ~~liquor~~ liquor violations for Sheriff Chester Connor; that while engaged in this work he became acquainted with one John Kennedy, an Indian, whose wife, a white woman, has posted a \$10,000 reward for the apprehension of those responsible for the killing of Indians in Osage County, Oklahoma; that Kennedy was continually drunk, was picked up by the police and lodged in jail, then taken to the sanitarium; that he (Leachman) was informed by a garage man, whose name he does not recall, in whose garage Kennedy kept his Buick car and which is the first garage on the East side of Emporia Avenue, North of Douglas Avenue; that a certain wrestler, whose name he does not know but who was employed as a detective by the Jack Hay Detective Agency of Wichita and his wrestler's companion, known as *Dopey Slim*, *told him* that Mrs. Kennedy gave them \$400.00 to keep Kennedy drunk and to have him locked up in the jail and taken to the Sanitarium. Leachman further stated that *his* wrestler and *Dopey Slim* apparently carried out their part of the agreement until Leachman and one Ray Tender, an attorney located at 917 Beacon Building, Wichita, heard of this and frightened the wrestler and *dopey slim* away by making inquiries *concerning them* in the garage on Emporia Avenue.

Leachman stated that it was rumored around Wichita that Mrs. Kennedy's purpose in wishing to keep Kennedy drunk and away from home was to prevent his appearance in a suit filed against him for \$10,000 by some of her relatives.

When asked as to his and Ray Tender's interest in the matter Leachman wrote down on a piece of paper the letters K K K and stated that it was by reason of this he and Tender interested themselves in the Kennedy case.

Leachman further stated that he believes that the unknown wrestler and dopey slim may know something about the murders of the Indians in Osage County as they are a tough lot and may have been hired by others in the same manner and for the same purpose as by Mrs. Kennedy.

This was all the information that Leachman had to give.

Agent may add that ~~he~~ there is a suggestion of peculiarness about the man, even though what he has said may be true. He is very likely a ~~Klansman~~. *Kluxes*

In accordance with the Director's instructions this matter is referred to the Oklahoma City office for their information.

Investigation closed here.

WHS:GA

C O D E

June 18 1925

62-5033
Selling
Federal Bldg
Oklahoma City Okla

PROCURE AND WIRE NAME AND ADDRESS INSURANCE COMPANY
OF INSURANCE SURETY BY NAME IN CONNECTION WITH ROMAN

TWO HOOVER

RECORDED & INDEXED

62-5033-167	
BUREAU OF INVESTIGATION	
JUN 18 1925 P.M.	
FBI	

Department of Justice

TELEGRAM RECEIVED

OKLAHOMA CITY OKLA

JUNE 19, 1925

62-5033

DIRECTOR

BUREAU OF INV DEPARTMENT OF JUSTICE WASHINGTON DC

REPLYING TO YOUR TELEGRAM CAPITAL LIFE INSURANCE DENVER COLORADO

SUED BY HALE IN CONNECTION WITH ROAN

TWO BOLLING

Recd. 12:40

Decoded EC

To Dir: 12:55

RECORDED & INDEXED JUN 25 1925

62-5033-168

WFO DA
SA 033 168
JUN 25 1925

June 19, 1925.

MEMORANDUM FOR MR. WELLS

Attention: Mr. Brown

I am enclosing herewith copy of telegram
just received from Oklahoma City, relative to
the CAPITAL LIFE INSURANCE COMPANY, Denver, Colo.

Very truly yours,

Director.

Encl. 9026.

RECORDED & INDEXED

ATTENTION OR ACTION
AS INDICATED

DATE _____

.....Director.....
.....Mr. Baughman.....Rm. 418
.....Mr. Boddis.....Rm. 307
.....Mr. Cunningham.....Rm. 210
.....Mr. Grimes.....Rm. 420
.....Mr. Keep.....Rm. 316
.....Bureau Files Div.....Rm. 326
.....Personnel Files Div.....Rm. 329
.....Miss Gandy.....Rm. 321
.....Mrs. Lodge.....Rm. 318
.....Miss Aten.....Rm. 318
.....Miss Johnston.....Rm. 318
.....Local Bureau Office.....

Harold Nathan Rm. 320

ADDRESS REPLY TO
"THE ATTORNEY GENERAL"
AND REFER TO
INITIALS AND NUMBER

DEPARTMENT OF JUSTICE
WASHINGTON, D. C.

June 19, 1925

Director,

Bureau of Investigation.

Sir:

In connection with the preparation of the so-called Indian murder cases and with particular regard to the question of jurisdiction for prosecution, I am of the opinion that the evidence should be prepared by the Bureau with a view possibly of instituting prosecution in the Federal Courts under either or all of the following sections: 273, 275 and 19 of the Criminal Code. It is requested therefore that the agents be instructed to keep these statutes in mind in their inquiries.

Respectfully,

H. S. Ridgely
Chief Attorney.

RECORDED & INDEXED

JUN 23 1925

62-5033-169
BUREAU OF INVESTIGATION
JUN 20 1925 A.M.
DEPARTMENT OF JUSTICE
Inv. Two FILE

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RECORDED & INDEXED

JUN 23 1925

June 22, 1925.

Mr. W. D. Belling.

P. O. Box 125,

St. Louis City, Mo.

Dear Sir:-

Further with regard to the OSAGE INDIAN MURDERS.

I am quoting below a memorandum just received from the Chief

Attorney in charge of Criminal Prosecutions:-

"In connection with the preparation of the so-called Indian murder cases and with particular regard to the question of jurisdiction for prosecution, I am of the opinion that the evidence should be prepared by the Bureau with a view possibly of instituting prosecution in the Federal Courts under either or all of the following sections: 273, 275 and 19 of the Criminal Code. It is requested therefore that the agents be instructed to keep these statutes in mind in their inquiries."

Please proceed along the lines requested and be ready

to assist Mr. Brown in his presentation of the matter to the Federal Court.

Very truly yours,

Director.

FOR ATTENTION OF AGENCY
AS INDICATED

DATE

Director.....Rm. 418
Mr. Baughman.....Rm. 307
Mr. Boddie.....Rm. 210
Mr. Cunningham.....Rm. 420
Mr. Grimes.....Rm. 316
Mr. Keep.....Rm. 326
Bureau Files Div.....Rm. 329
Personnel Files Div.....Rm. 321
Miss Gandy.....Rm. 318
Mrs. Lodge.....Rm. 318
Miss Aten.....Rm. 318
Miss Johnston.....Rm. 318
Local Bureau Office.....

Harold Nathan Rm. 320

61797

June 18, 1925,

RECORDED & INDEXED

Mr. W. D. Bellinger,

P. O. Box 125,

Oklahoma City, Okla.

Dear Sir:-

62-5033-170	
BUREAU OF INVESTIGATION	
JUN 18 1925 P.M.	
DEPARTMENT OF JUSTICE	
	FILE

In connection with the CRANE INDIAN case, I have on two occasions examined at length Mrs. John Kenny, and on one occasion her husband, John Kenny. I also have examined the reports made covering the interviews with these two parties at Kansas City and the conclusions reached therein, especially as to their responsibility mentally, and otherwise. Both of them are here and probably will remain here for sometime so that in the event it is desired to reach them, I desire that you take up the matter through me.

After carefully going over all of the angles of their testimony and considering it with the results obtained and the facts already known, I am convinced that Mrs. Kenny is pretty well on the right track so far as certain facts given by her are concerned. I arranged to have present during her last examination one of the Government experts on mental diseases and he has diagnosed her case as paranoiac, with the reservation however that it is his opinion that her observation has been developed to the point where she perceives items which would escape the observation of the average individual, even though they were being looked for, in other words, it is felt that Mrs. Kenny's observations may be relied upon entirely, while her deductions from those observations may safely be discarded. For this reason she is of greater value to us in furnishing leads than she would be possibly as a witness ultimately, although even this under proper handling may be advisable.

The point of great interest in connection with her statements, and those of her husband, is that she brings into the case entirely new parties. Most important of all both she and John Kenny indicate that the individual who above all others is responsible for the engineering of the plots and execution in connection with the wholesale murders is Attorney Fred Tillman. I appreciate the connections and influences which have been at work both on Mrs.

- and others, but I am daily more convinced that Tillman has

played a more important role than he has been credited with, as in which we have developed information. I am given to understand that when it was apparent that Bill Hale would be involved in the present situation that he immediately retained Tillman to represent him. This in a sense is confirmed. I have verified the fact that when Tillman made a statement to your office last year endeavoring to discredit Mrs. Kenny and indicating that she was involved in the murder of Anna Brown, that he either purposely lied or was incurably reckless. He stated that Mrs. Kenny never married her husband and that therefore she was an undesirable character. The Kennys were married at Winfield, Kansas, in 1908, and so far as Anna Brown is concerned in their affairs, I am sure that Mrs. Kenny did not know Anna Brown until 1917 and that there is no indication whatever that either Anna Brown or John Kenny were interested in each other, or have been for over fifteen years. Even though Mrs. Kenny could be charged with having murdered Anna Brown with a motive of jealousy, there would be no connection of Mrs. Kenny with the subsequent murders, while on the other hand the motive which you have nearly established, implicating the Burdette, Hale and Bridges, is very logical and would check perfectly into almost all of the murders.

Therefore I want you to give very particular attention to Tillman. You will find among other things that sometime ago Tillman represented a little affair for Bill Hale under which a home was wrecked and the wife was ruined. You will find also that Tillman has appeared on record, and in many instances not appearing on the record, has represented the interests which ultimately would have profited, and did profit by the majority of the irregular transactions involving the Indians and the lawbreakers in the Oage country; you will find that Hale has carried heavy insurance on the lives of certain Indians, including as I understand it, Henry Brown, who was poisoned, and who had tried to kill himself twice, and who for three years was under the absolute control of Hale; that Hale made a statement to a doctor that he was going to make a lot of money on Brown's insurance policy; it is understood that Hale had \$50,000 worth of Brown's checks in his possession; you will note that there was a \$5,000 check drawn by Bill Smith which was cashed at 11:00 P.M. at the Fairfax National Bank one day prior to a fight which occurred between Smith and Hale at Hunschlers' Hardware Store; and that Smith had been warned to withdraw his effort of record for the Brown murders and had said that he was afraid of Hale.

Reviewing the death of Joe Yellowhorse for possible further developments and look up particularly the death of Missie June Bates, his wife, who stated that Hale had come to the house with a large amount of money and demanded certain lands which had been refused and that three days after the death of Yellowhorse the newspapers carried notices that Hale had acquired the land. It is understood that the dates of the alleged deeds to this property, formerly belonging to Joe Yellowhorse and now filed in favor of Hale, were at least a year prior to the date of actual filing.

61700

It is understood that one Harry Osterman (Amsterdams) had some difficulty with Hale in connection with the influence and activities of Tillman and Hale. I wish that you would inquire into the present condition physically, financially, and otherwise, of John Abbott and his daughter Mattie Abbott, at Houding, also look into the matter of Jeff Smith and his wife, Esther Berry Smith.

An interesting observation made here is with regard to the similarity in the method of disposing of the different victims, that is by shooting in the back of the neck invariably when the victim was under the influence of liquor or suffering from apparent mental disorder. It has been stated that Tillman's method of operating is by means of worthless characters who work on the Indians, keeping the victims in an incessant intoxicated state, during which time they are made to contract heavy debts, which debts are used as a basis for petitions for guardianship on account of extravagance or incompetence.

Be particularly careful with regard to Comstock as lately I have gotten indication that he checks directly into the combination responsible largely for the disorders, and that he also was interested in endeavoring to blackmail or otherwise force the disposition of certain of the Kenny properties, going to the point at one time of having Anna Brown claim that she still was the wife of John Kenny.

Kenny also is very suspicious now of John L. Bird, vice-president of the Citizens National Bank at Pankake, and F. W. Rivard, both of whom have been very ardent in their expressions of desire to see the murders solved.

I wish that you also would keep an eye on the guardian of John Kenny, who evidently is named McBride. There is some indication that no objection will be interposed to the cancellation of the guardianship provided the matter is held off until after the next payment of \$12,000. I want to know who is interested in this \$12,000 and I wish you would carefully check up the matter, including the income tax returns of the guardian, if you can do so without arousing suspicion.

I am very much interested in the developments as reported personally by Mr. Brown upon his return here, and want you now to give this matter your personal attention to the exclusion of everything else, as the case has taken on an importance where it will involve the attention of several Departments and a number of officials, both State and Federal, and if successfully concluded, will constitute one of the most signal accomplishments of the Federal service and go a long way toward stimulating a wholesome respect for law and order.

61800

It is entirely possible that recent developments
open up favorably the question of Federal jurisdiction.

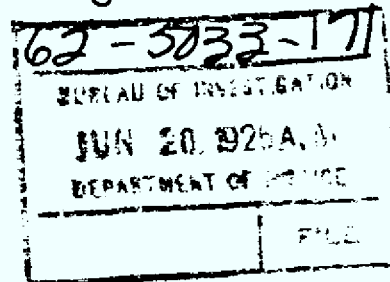
Very truly yours,

Director.

61735

June 18, 1925.

Mr. L. C. Wheeler,
P. O. Box 615,
Los Angeles, Calif.



Dear Sir:-

RECORDED & INDEXED

Please locate and interview George W. Hewitt, 3725 W. 58th Place, Los Angeles, Calif., and procure all facts in his possession with regard to conditions in Osage County, Oklahoma, and with special reference to any facts bearing upon the wholesale Indian murders. Mr. Hewitt formerly resided in the Osage country and is understood to have suffered some difficulties there at the hands of the same parties who are believed to be involved in the murders.

For your information generally, the Osage Indians are represented as the wealthiest persons per capita in the world, due to oil and other rights protected by the Government. For a long time past certain unscrupulous individuals in the County have been engaged in well-organized plots to acquire interests through the mismanagement of guardianships of these Indians, and even have gone to the point of murdering almost entire families. The particular murders in which the Department is interested at the present time involve one ANNA BROWN, her mother, LILLIE Q., also known as LILLIAN KYLE, and her daughter, MRS. W. E. SMITH, as well as W. E. SMITH, himself, and a servant.

The parties indicated as responsible directly for the murder of these individuals include principally one Bill Hale, who formerly was a wealthy ranchman. Get particularly from Hewitt any information in his possession with regard to Hale, the latter's attorney, Fred Tillman, or Tillman's brother John, also any information with regard to an attorney named A. J. Campbell.

Mr. Hewitt has reported to the Department, through a Mrs. George Pitt of an Osage Indian, the following account:

to the Director

Tom Matthews, Pawnee.

Rose Bomor, Halston.

E. H. Moser, Halston.

Evert Goodson

"Arkansas" Smith

Matt Williams

Oscar Swanson

I wish you would procure from Mr. Hewitt a detailed statement as to the connections of, and information which could be procured from, each of these individuals.

The office of origin is Oklahoma City, the title of the case ORAGE INDIAN MURDERS, and the file classification #42. Be sure that a copy of your report goes directly and quickly to the Oklahoma City office.

There is one name given in Mr. Hewitt's letter to Mrs. Komy which cannot be deciphered; it looks like Galyhand.

Very truly yours,

Director.

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Department of Justice.

Bureau of Investigation.

P. O. Box 125,
Oklahoma City, Okla.
June 22, 1925.

Mr. J. E. Hoover, Director,
Bureau of Investigation,
Department of Justice,
Washington, D. C.

Attention No. 2

Dear Sir:

Re: OSAGE INDIAN MURDERS

This will acknowledge receipt of your letter of
June 17, 1925, initialed WWG:GA.

You are advised that I have had in mind at all
times the facts set out in your letter, but have not had the
time to give full attention to the details on account of having
no assistant in the office. I might add that Mrs. John
Kenny is obsessed with the idea that the Tillman's are res-
ponsible for all the wrongs of this state and I understand
that she has attempted to murder Tillman on several occasions.

2
She is not so far wrong in her opinion of the
character and activities of Tillman, especially his mixing
up in the outlawry of Osage County in the way of representing
the criminals operating in that district, however I might add
that Fred Tillman is not averse to double crossing his clients
and has given confidential information on several occasions
that led to the apprehension of some of Oklahoma's bank robbers.

As soon as Agent DiLillo returns from Tulsa which will
be within the next day or so will take up this case and follow
out your suggestions, however, I might add that the work in this
office is very heavy - thirty seven new cases being received to-day
and the day not yet over - and agent DiLillo is the only agent
here who can keep things moving while I am out of the office.

Respectfully

RECORDED & INDEXED

W. D. BOLLING

Special Agent in Charge

JUL 16 1925

BUREAU OF INVESTIGATION

JUN 25 1925 A.M.

DEPARTMENT OF JUSTICE

Div. Two

Department of Justice,

Bureau of Investigation.

P. O. Box 125,
Oklahoma City, Oklahoma.

June 27, 1925.

Director,
Bureau of Investigation,
Department of Justice, ATTENTION #2.
Washington, D.C.

Dear Sir:

Re: Osage Indian Murders.

This will acknowledge receipt of your
letter of June 22, 1925, initialed WWG:GA, file -
62-5033.

Will assist Mr. Brown in getting this
case ready for the Federal Court as instructed.

Respectfully,

W. D. Bolling
W. D. Bolling,
Special Agent In Charge.

WDB:B.

62-5033-173

BUREAU OF INVESTIGATION	
JUN 29 1925 P.M.	
DEPARTMENT OF JUSTICE	
Div. Two	

JUL 3 - 1925

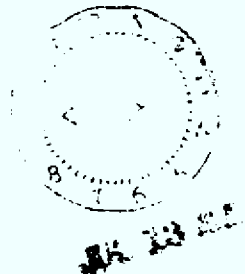
From

OFFICE OF THE DIRECTOR, BUREAU OF INVESTIGATION

To

OFFICIAL INDICATED BELOW BY CHECK MARK

Attorney General..... ☐
General Holland..... ☐
General Willebrandt..... ☐
General Donovan..... ☐
Mr. Martin..... ☐
Mr. Strong..... ☐
Mr. Stewart..... ☐
Mrs. Rishel..... ☐
Assistant Director..... ☐
Mr. Baughman..... ☐
Mr. Cunningham..... ☐
Bureau Filing Section..... ☐
Personnel Filing Section..... ☐
Miss Gandy..... ☐
Mr. Grimes..... ☐
Mr. Keep..... ☐
Mr. McKean..... ☐
Mr. Boddie..... ☐
..... ☐
..... ☐



BUREAU OF INVESTIGATION

MR. GRIMES to

The Director
 The Assistant Director
 Division Three 210
 Division Four 316
 Division Five 307
 Division Six
 Hurley-Wright Bldg.....
 Mr. Baughman 418
 Miss Gandy 324
 Miss Johnston 318
 Bureau File Room 326
 Personnel File Room 329
 Washington Field Office
 Hurley-Wright Bldg.....

*Note marked
paragraphs*

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Notes.

7/12/25

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Department of Justice,

Bureau of Investigation.

P. O. Box 125,
Oklahoma City, Oklahoma.

July 2, 1925.

Director,
Bureau of Investigation,
Department of Justice, ATTENTION #2.
Washington, D.C.

Dear Sir:

Re: OSAGE INDIAN MURDERS.

This will acknowledge receipt of your
letter of June 24, 1925, initialed WWC:GA, file
62-5033, with enclosed copy of letter from Rev.

J. L. Sherrill

This case will have prompt attention.

Respectfully,

W. D. Bolling
W. D. Bolling,
Special Agent In Charge.

WDE:B.

RECORDED & INDEXED
1925

JUL 8

62-5033-174
BUREAU OF INVESTIGATION
JUL 6 1925 P.M.
DEPARTMENT OF JUSTICE
CRO

BUREAU OF INVESTIGATION

Mr. GRIMES to

7/14/25

The Director

The Assistant Director

Division Three 210

Division Four 316

Division Five 307

Division Six

Hurley-Wright Bldg.....

Mr. Baughman 418

Miss Gandy 324

Miss Johnston 318

Bureau File Room 326 ✓

Personnel File Room 329

Washington Field Office

Hurley-Wright Bldg.....

File this in the Deage Murder Case Original

forwarded today to Okla. City office.

WWS

WWS

62-3035

Postpaid



Mrs. John Kenney
Gurthie
Oklahoma

MR. ART ENDALL
DORRANCE. KANSAS

MRS JOHN KENNEY.

GURTHIE

OKLA

OKLA
FEBRUARY 1903

enod

definite information leads to you and the osage indians
see raines of terrors has bin announced privately of your life as that of
poor anney browns a mistory that i can tell you how you can tell who dun it
i lay my self liable now but will trust you wont tell on me as i no you are,
a friend to me and have bin worried every sene i heared you was doomed soon
this will save you aney harm and stop this whosale dealers heeing dun,
now you send a sum of munev to a partev as a present and ask him to come,
to be you pay his fair and tell him your troubles and you wont have aney,
he is a bad actor on such and thay all now him and are afraid of him,
he will shure protect you from harm its comming so prepair soon a warnine,
from a friend
i now this you are consitered much heap in thair deals and
dont you show this to aney strangers as tt up with me thay kill me shure
m brite allen tinker
thay whanto blow you up
make the present soon by a rezester package, and i warntee you are
safe pawhuskey okla,

Mr. [unclear]

7/8/50

Some things like you
to [unclear]

(North 904
(Mrs. Kenny Drift.)

Osage case

file
MB

Frank Tarnell

~ 1-7-9 Guthrie

Martin Oil Co.

per [unclear] Mary Morrison

62-5033

~ 1-7-9 Mrs.
N. 1 Okla City - 27 James

Wilcox

~~Wich~~ Gregg

9. Sullivan - 1 pm

15 years. 8-7-7 x
Kans.

STATEMENT TAKEN FROM JOHN KENNY

Examined by W. W. Griggs in the presence of Dr. W. A. Hall, St. Elizabeth Hospital, Agt. A. D. O'Connor, and Grace E. Atkinson, stenographer.

June 12, 1925.

62-5033

- Q. Have you any objection to talking?
- A. Depends upon what - very hard of hearing - will answer best I can.
- Q.. Was there some member of your family killed?
- A. Yes, one by marriage, Joe Bates. Known as Yellow Horse.
- Q. When did he die?
- A. Do not remember what year. (Mrs. Kenny stated July 28, 1922) Joe Bates is Kenny's brother-in-law, Lizzie Bates being his sister.
- Q. Where is Lizzie Bates now?
- A. At Grayhorse, not married; 6 children.
- Q. When Joe Yellowhorse died, was there some question about land?
- A. Yes, there was talk about land and signing over to someone. Hale claims he bought land from Joe. After Joe died he filed deeds at courthouse. Helped to get back liberty bonds taken from them.
- Q.. Do you know ~~Edge~~ Shaphard?
- A. Yes; no business; in Oklahoma now.
- Q. Do you know anything about Bill Hale trying to get property from Yellowhorse before Joe died?
- A. Only what sister told him about time Hale came down there and tried to get land from Joe; that Joe did not want to sell; that Hale offered money but Joe did not sell. Joe Died shortly thereafter.
- Q. How did he die?
- A. Did not see him die; had been drinking and was sick

RECORDED & INDEXED

He went to pump and drank water and returned to room and a man brought whiskey and gave it to Joe and after awhile Joe got worse and fell over dead. Later deeds showed up in Clerk's office, perhaps a week

(Here Mrs. Kenny stated records show Bill Hale had deed dated about a year before death but no record made until three days after death)

- Q. Do you know anything about death Henry Rowan?
X ✓
- A. No nothing about death.
- Q. Did you ever see Rowan?
- A. Knew him; pretty good fellow; went to school with him; temperate up until shortly before death.
- Q. Who do you think did it?
- A. I think was killed because of money.
- Q. Did he have large insurance?
- A. Do not know but heard so.
- Q. Who did he associate with?
- A. Do not know.
- Q. Did you ever see him with Bill Hale?
- A. Do not know.
- Q. Do you know how killed?
- A. Only heard shot in back of head; ~~was~~
- Q. Was it same way Anna Brown shot?
- A. Anna Brown was shot in back of head.
X ✓
- Q. Do you know Ashbrook?
- A. Yes, Charlie Ashbrook, cashier First National Bank, Fairfax, Okla.
X
- Q. Do you know Jeff Smith?
X
- A. Yes, Jeff Smith was married to one of my cousins.
- Q. Was he killed?
- A. Long story - not that I know of.

Q. Didn't he have some trouble?

A. Yes, he killed a fellow at Dalston, Okla. - Jones, perhaps.

Q. Why?

A. Cannot tell.

Q. Do you know John Abbott?

A. Yes, Indian, pretty good fellow.

Q. Anyone in family have trouble?

A. Did not live near him - in Hominy, Okla.

Q. Do you know Roy Sherrill?

A. No.

Q. What about Wright, Superintendent?

A. So far as know, pretty good man; liked by Indians; pretty straight.

Q. Do you know Burkharts?

A. Know one, Earnest.

Q. How long have you known Earnest, did you know him in 1921?

A. No, not until last summer.

(Here Mrs. Kenny states he does not know these people because he stayed home and did not associate with younger men - only knew who they were)

Q. Do you know one Bridges?

A. No, how spell name? No.

Q. One Kelsey Morrison?

A. Yes,

Q. Who is he?

A. Does nothing; bad actor; according to rumor got into trouble with one Burbank.

Q. Do you know whether Kelsey Morrison associates with Bill Hale?

A. Never saw them together. Kelsey Morrison married rich Indian girl.

(Here Mrs. Kenny gives following information Kelsey Morrison):-

Kelsey Morrison about 5 or 6 years ago came to the Osage ^{Cole} country and shortly after arriving married Katherine Poll, or Fletcher. They got along all right. She married Morrison to free her from Fletcher. They ran away. The girl became dissatisfied and homesick so they returned to the Osage country. The girl had a guardian, Charlie Ashbrook. The guardian prevented their going on ranch. Kelsey began drinking and divorce between Katherine and Kelsey resulted. She married Mose Starr, pretty good fellow, with automobile business at Ponca. Mose Starr was attacked same way as others. About this time Bill Stepson, once a good fellow but attacked in same manner, was sued by girl for bastardy, although married to a white woman, the girl living with the legal wife; Bill Stepson was called out one evening about five o'clock and sometime during the night staggered through town, and early in the morning was found on Smith's doorstep and died a few hours later. Kelsey Morrison later married the widow Stepson and there is one child by the former marriage and one child by the marriage to Morrison. Kelsey by this time appeared to be insane and the widow Stepson was acting peculiar. Mrs. Stepson died and before her death she called Kelsey to her bedside and asked him to take the children away and care for them. She made a will dividing property between children. Hale controlled Kelsey at this time. Kelsey took the children and went to Mexico and finally had to come back, sickness making it impossible for him to work. Thompson, Osage field man, works under Government for Indians but paid by tribal money. Kelsey argued with Thompson over signing away property to Bill Hale. He is understood to have been arrested and Thompson draw a gun and Kelsey drew his gun and fired a shot through Thompson's finger but was never brought to trial. Mrs. Kenny was interested in Mose Starr's condition and wanted to know whether Mose Starr was put under the same condition of others because he was a 33rd Degree Mason. She went and talked with Starr and told Tillman his lawyer.

Kelsey got Katherine back in Pawhuska, Mose Starr and Katherine Poll being divorced. She remarried Kelsey, again secured divorce, and returned to Mose Starr which brought about another killing.

Q. What do you know about Tillman?

A. Tillman looks after interests of bootleggers. He claims he can handle court, Judge, etc.

Q. Have you ever had dealings with him?

A. Filed petition; attorney for Kenny and wife; tried to get his wife's

A. money and blamed her for trouble in Oklahoma.

Q. Were you sent to a sanitarium?

A. Went of free will - have been in several times.

Q. Have you ever felt that Tillman had a grip on you?

A. Do not know - free from him; not afraid of him.

Q. Did you ever hear of a man named Charlie Quick?

A. No.

Q. Did you ever hear of Asa Kirby?

A. No.

Q. Do you know Henry Grammer?

A. Yes, dead.

Q. What do you know?

A. Married, wealthy, good friend of Hale and Tillman.

Q. Do you know Fred Tendal?

A. No.

Q. Do you know A. W. Comstock?

A. Yes, a lawyer, Ponca City, at one time; now Pawhuska.

Q. Did anyone ever pay him money ?

A. Do not know.

Q. Is he crooked?

A. I think so, all of them, those lawyers down there.

Q. How about Mr. John Bird, vice-president, Citizens National Bank?

A. Yes, think he is crooked.

Q. Is he connected with anyone?

A. Yes, pretty close, they are mixed together.

Q. F. N. Rivard?

A. Know him, Indian blood, and French mixture.

Q. Have you had any trouble with your guardianship lately?

A. Here Mrs. Kenny gave the following information re Comstock:-

Mrs. Kenny never knew about the Anna Brown happening before coming to Oklahoma. In 1909 she and Kenny were married at Winfield, Kans. They were married about two weeks when Kenny went to Ralston on business; he was gone 3 or 4 days when an Indian rode up and told her Kenny was at Ralston in trouble. She went to locate him. Bob Jones said "We'll fix you for your interference." They were arrested at Pawnee charged with adultery. She did not have her marriage certificate with her and was not permitted to get it but was lodged in jail. Henry Hudson, partner of A. W. Comstock and Templeton, sent word for Kenny and Mrs. Kenny to come to Pawhuska. They went and were kept until toward evening and efforts made to get them to sign away certain lands, they being threatened with arrest for bigamy if they refused to sign. Until midnight they talked and then brought in a woman (her head covered) and asked her if the man (Kenny) was her husband. This woman evidently was Anna Brown but she did not claim Kenny was her husband but said he used to be. Things did not seem right to Mrs. Kenny and she demanded that the matter be tried in the courts.

THIS CASE ORIGINATED AT Oklahoma City, Okla.

Los Angeles File #62/72-2.

REPORT MADE AT: Los Angeles, Cal.	DATE WHEN MADE: 6/29/25.	PERIOD FOR WHICH MADE: 6/26/25.	REPORT MADE BY: A. A. Hopkins. E.C.
TITLE: OSAGE INDIAN MURDERS.			CHARACTER OF CASE: MISCELLANEOUS MATTER.

SYNOPSIS OF FACTS:

As per request contained in letter from Director dated June 19th, 1925, Mr. George W. Hewitt was located and interviewed.

DETAILS:

Reference is made to the following letter from the Director initialed WWC:GA, and dated June 19th, 1925, to-wit:

"Please locate and interview George W. Hewitt, 3755 W. 58th Place, Los Angeles, California, and procure all facts in his possession with regard to conditions in Osage County, Oklahoma, and with special reference to any facts bearing upon the wholesale Indian murders. Mr. Hewitt formerly resided in Osage County and is understood to have suffered some difficulties there at the hands of the same parties who are believed to be involved in the murders.

For your information generally, the Osage Indians are represented as the wealthiest persons per capita in the world, due to oil and other rights protected by the Government. For a long time past certain unscrupulous individuals in the County have been engaged in well organized plots to acquire interests through the mismanagement of guardianships of these Indians, and even have gone to the point of murdering almost entire families. The particular murders in which the Department is interested at the present time involve one ANNA BROWN, her mother, LIZZIE Q., also known as LIZZIE KYLE, and her daughter, MRS. W. E. SMITH, as well as W. E. SMITH himself, and a servant.

The parties indicated as responsible directly for the murder of these individuals include principally one BILL FALE, who formerly was a wealthy ranchman. Get particularly from

DO NOT WRITE IN THESE SPACES

APPROVED AND FORWARDED: <i>W. C. C. [Signature]</i>	SPECIAL AGENT IN CHARGE	62-5033-175	RECORDED AND INDEXED: JUL 8 1925
WASHINGTON REFERENCE: 72.	COPIES OF THIS REPORT FURNISHED TO: Washington - 3. ✓ Oklahoma City - 2. File - 2.	BUREAU OF INVESTIGATION JUL 6 1925 P.M. DEPARTMENT OF JUSTICE	CHECKED OFF: JUL 5 1925
		ROUTED TO:	JACKETED:
		FILE	

A. A. Hopkins (agt.)
Re: Osage Indian Murders.

Los Angeles, Cal.
6/29/25.

Page 2.

Hewitt any information in his possession with regard to Hale, the latter's attorney, Fred Tillman, or Tillman's brother John, also any information with regard to an attorney named A. W. Comstock.

Mr. Hewitt has forwarded to the Department through a Mrs. Kenny, wife of an Osage Indian, the following names:

Tom Matthews, Pawhuska.
Rose Bonor, Ralston.
E. H. Moser, Ralston.
Evert Goodson.
"Arkansas" Smith.
Matt Williams.
Oscar Swanson.

I wish you would procure from Mr. Hewitt a detailed statement as to the connections of and information which could be procured from each of these individuals.

The office of origin is Oklahoma City, the title of the case OSAGE INDIAN MURDERS, and the file classification #62. Be sure that a copy of your report goes directly and quickly to the Oklahoma City office.

There is one name given in Mr. Hewitt's letter to Mrs. Kenny which cannot be deciphered - it looks like Calyhand."

In accordance with the request contained in the above quoted letter that George W. Hewitt be located and interviewed, on June 26th Mr. Hewitt called at the Bureau office and made a signed statement which is attached to this report and made a part hereof.

There being no further investigation requested, this matter will be

REFERRED BACK TO OFFICE OF ORIGIN -
NO FURTHER ACTION HERE.

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STATEMENT OF GEORGE W. HEWITT.

Made to A. A. Hopkins, Special Agent, Department
of Justice at Los Angeles, California, June 26th,
1925.

My name is GEORGE W. HEWITT, residence 3755 West 58th Place,
Los Angeles, California. I was formerly a resident of Oklahoma residing
at Pawhuska and Oklahoma City from about 1905 to 1915, after which time I
moved to Kansas, later coming to California where I have been the past
three years.

In 1905 I married one ROSIE MATHEWS at Pawhuska, Oklahoma.
She is part Osage Indian (about one sixteenth) and has Indian rights.
By her I have four children, two of my children have Indian allotment
rights. I kept a store at Pawhuska, Oklahoma and at the Osage
Indian Village at Pawhuska. My divorced wife is now residing at
Balston, Oklahoma.

During the period of the past three years there has been
a wholesale murder of Osage Indians who had allotments and Indian
rights. The first murder I know of was that of ANNA BROWN, who
was shot and left dead in a cornfield between Fairfax and Ponca
City. This was about two or three years ago. Her death benefitted
the estate of LIZZIE Q. I do not know of any investigation that was
ever made of this murder, or anything being done about it.

The next murder that I know of was of an Osage Indian
known as "Loan Horse" who was found murdered (shot through the head)
in his automobile in a canyon between Fairfax and Burbank, Oklahoma.
This murder occurred, I think, about a year and a half ago. I do
not know who would benefit from his allotment, but I understand that
one BILL HALE had an insurance policy on "Loan Horse" amounting to
\$25,000.00 and Hale would benefit from this. I have never heard
that any investigation was made of this death or that anything was
ever done about it.

The next murder that I heard of was that of an Osage
Indian boy, the son of Chas. Tinker, and his wife who is a daughter
of A. W. CONSTOCK and another Indian boy named HARRIS. They were
camping along the roadside about four or five miles from Pawhuska.
Tinker was shot and killed from a passing automobile. No investigation
or anything was ever done to my knowledge in connection with this matter.
The wife, father and mother of Tinker would have benefitted by this death.

BILL SMITH, his wife, MRS. W. E. SMITH, and a servant girl whose name I do not know, were killed at Fairfax, Oklahoma about a year and a half ago. Their house was dynamited. Mrs. Smith had Indian rights and was also an heir to part of the LIZZIE Q. estate. The estate of Mrs. Smith would benefit the heirs of the LIZZIE Q. estate, although Smith, who lived a few hours after his wife's death, would have also benefitted. The affair was investigated by the Attorney General's office at Fairfax. I have never heard that anything has been done about the case. The investigation evidently was dropped.

I do not know anything of my personal knowledge relative to the death or murder of LIZZIE Q. It is my belief that a gang or ring headed by BILL HALE of Fairfax, Oklahoma are behind this series of murders and benefit by same by obtaining control of these Indian estates and by controlling certain of the heirs and mismanaging the estates. The following, I believe, are in this "ring": BILL HALE, CLYDE VANDIFF and one MORRIS, son-in-law of McFadden who runs a restaurant at Balston, Oklahoma.

TOX MATTHEWS is a nephew of BILL SMITH who was dynamited. Tom Matthews is a henchman and tool of BILL HALE.

MRS. ROSE BURROR is a niece of BILL SMITH who was dynamited and was a paramour and has lived in adultery with BILL HALE in about 1913 and 1914. She might be made to talk.

The following persons are not connected with BILL HALE, but have full knowledge, and would make good witnesses, if they can be made to talk: MARK MOSER, Balston, Oklahoma, EVART GOODSON, Balston, "ARKANSAS" SMITH, or any of his sons, Balston, Oklahoma, MATT WILLIAMS, last address Pawnee, Oklahoma. He is a dope and whiskey peddler and an ex-convict. MR. AND MRS. CALLAHAN, near Balston, Pawnee County, Oklahoma, WALLACE GOODSON, Balston, and ETTA MOSER, Balston, Oklahoma.

I do not know anything about A. W. CONSTOCK. He was Guardian for a lot of Indians, but I do not know if he was implicated with BILL HALE.

I do not know anything about FRED THERIAULT.

JOHN TELLMAN was County Attorney for Osage County, Oklahoma. I know that he is a very close friend and associate of BILL HALE, but I do not know if he was mixed up in the Indian murders.

BILL HALE has always been a political power in Osage County and has, therefore, always had a commission as Deputy Sheriff, thus empowering him to carry a gun. BILL HALE, in my opinion, did not personally kill these Indians as he is a coward, but without doubt he has been head of a gang of criminals for years - cattle thieves, robbers, etc., and has dealt with the young Indian boys selling them cattle and then beating them out of the cattle.

From my observation, conditions in Osage County relative to Indians have been awful. Many of the guardians of the Indians in connivance with Doctors and Lawyers are debauching the Indians. They furnish the young boys with prostitutes, get the boys to marry these prostitutes, and then the women sue them for alimony with the connivance of the guardians, who, of course, get a split of the alimony. A MR. BRASH, the son-in-law of A. W. COMSTOCK and JOHN TILLMAN, are both engaged in this practice to my knowledge. I have heard that FRED TILLMAN is doing the same thing.

The Indians are also being furnished and debauched with dope, narcotics of some description. JOHN TILLMAN, JR. GOSS, RED JACOBS and DAN TIMMONS, all of Pawnee, are doing this to my knowledge.

Subscribed and sworn to before me
this _____ day of June, 1925.

United States Commissioner.

Gu. H. Smith

Wm. A. Hopkin

61794

July 9, 1925.

Mr. W. D. Bolling,
P. O. Box 125,
Oklahoma City, Okla.

Dear Sir:

For your information and such action as you feel is warranted, I have been advised that one Frank Terrell, who some time ago was run out of the country from Guthrie, Oklahoma, and went to Mexico, later being employed by the Marlin Oil Company, has been a friend of Kelsey Morrison, and it is very probable that Terrell knows something of the Osage murders. When last heard of, he was living in Oklahoma City with a family of Indians, named James. Terrell has made the statement that he knows a great deal of the murders.

Also, I am advised that one Dick Gregg, formerly a member of Blackie Thompson's gang, is now serving a fifteen year sentence in the Kansas State Penitentiary, he having been defendant for some offenses of Tillman, who is supposed to know a great deal about Blackie Thompson's movements and connection with the murders.

Should you desire to interview either of the above, you are authorized to incur the expenses of transportation, etc. I have not been advised for some time past as to the developments in the Osage cases, and I wish you would let me have a report.

Very truly yours,

Director.

62-5833-76

DEPARTMENT OF JUSTICE
BUREAU OF INVESTIGATION
JUL 10 1925
RECEIVED

BUREAU OF INVESTIGATION

R. PRIMES to

The Director

The Assistant Director

Division Three 210

Division Four 316

Division Five 307

Division Six

Hurley-Wright Bldg.....

Mr. Baughman 418

Miss Gandy 324

Miss Johnston 318

Bureau File Room 326 ✓

Personnel File Room 329

Washington Field Office

Hurley-Wright Bldg.....

File in George Jackson Murder

W. W. G.

WVG

62-5133

3





10-11
17-00-7

Right Hand.

1.-ThUMB	2.-INDEX FINGER	3.-MIDDLE FINGER	4.-RING FINGER	5.-LITTLE FINGER
13	13	13	13	13
				
				

Impressions to be taken that the breadth of the last joint shall be immediately above the black line. If the impression of any digit defective a second print may be taken in vacant space above it.
When a finger is missing or so injured that the impression cannot be obtained, or is deformed and yields a bad print, the fact should be noted under Remarks.

Left Hand.

6.-L. THUMB	7.-L. INDEX FINGER	8.-L. MIDDLE FINGER	9.-L. RING FINGER	10.-L. LITTLE FINGER
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Right Hand.

13-10-45

THIS FORM IS NOT TO BE

Record No.

Name

Aliases

Classification No.

Prison Register No.

MAL

Right Hand.

1. R. Thumb	2. R. Index Finger	3. R. Middle Finger	4. R. Ring Finger	5. R. Little Finger

Impressions to be taken: That the fissure of the last print is well formed and is above the black line. If the impression of any digit is defective a second printing must be taken and so on. When a finger is missing or so injured that the impression cannot be obtained, or is malformed and yields a bad print, the fact should be noted under Remarks.

Left Hand.

6. L. Thumb	7. L. Index Finger	8. L. Middle Finger	9. L. Ring Finger	10. L. Little Finger

Left Hand.

Right Hand.

134046 A

Lansing, Kansas.

Name **ASA THOMAS.**

No. 5133

Alias **Fred Williams** *Hand Printed*

Color white.

Received **4-10-1915**

Previous terms here

From **Gratford.**

Crime **Grand Larceny**

Sentence **1 to 5**

Date of Sentence **3-10-1916**

Time served in this prison

Min. Sentence Expires **3-7-1919**

**1 term Watch Fifty as Fred Williams
'2680. P.V. from there.**

Max. Sentence Expires **5-7-1919**

Trade **Trip Hammer & lat. fireman.**

No. years in school **Com. sch.**

Age **19**

Apparent Age

Nativity **Okla.**

Height **5-10**

Remarks **Relatives.**

Weight **170**

Lillie Thomas, Pittsburg, Mo. (1)

Color Hair **brn.**

Have **Ray, Pittsburg (1)**

Color Eyes

Fertilizer.

lt bl. dp az.

**79.5 84.0 97.5 19.8 10.1 14.7
6.2 27.2 11.0 9.2 47.3**

See #1442, PD, Joplin, Mo.

Comp. Vert.

See #1442, PD, Joplin, Mo.

Comp. Th.

See #1442, PD, Joplin, Mo.

Teeth Good.

See #7497 KSP Lansing, Kan.

Build **sl. lg.**

Reckless and lawless

MARKS, SCARS, MOLES, ETC.

I **round etc back hand. Dic of** **Ed plan I rear.**

III p **dic ctr back of hand.**

Served 3 years and 6 months in prison for Grand Larceny.

As Fred Williams, Grand Larceny, Pittsburg, Mo. (1)

As Fred Williams, Grand Larceny, Pittsburg, Mo. (1)

Joplin, Mo., as Asa A. Thomas, #1442, Apr 4/6/19 on charge of Vagrancy (PD) Disposition not given.

As Asa Thomas #7497 KSP Lansing, Kan., 12/6/11 on charge of Forg. 3a 1-7 yr.

Signature to be written immediately after the impression of right fingerprint has been taken

Debut

[illegible]

RECEIVED JAN 24 1954

1. Jack Ruby Party on Fred Williams

I have been pretty as Fred Williams
 phone of 1 from there.

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100-443887-100



MOLES, ETC.

MARKS, SCARS, MOLES, ETC.

104-24000-10000

TO: DIRECTOR, FBI (100-388610)

10-10-68

Reim. Oct 9th 1911. Charge; BURE.

lator.

On 7-19-47, not used largely. 79

2-16-1960 - Station of Vagrancy

11/27/74

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2 Sentence 3-12-1915
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Relative:
Thomas, Pittsburg, Kas. (H)
Canoy, Kans (H)
Bertillon
1915-1916 27.5 19.5 16.1 14.7
2015-1916 27.2 19.0 14.7
211442, PD, Joplin, Mo.
27497 KSP Lansing, Kas.

Previous terms in prison
Term 3 Months
2680... P.V. from Kansas
Age 19
Height 5' 10"
Weight 175
Color of Hair Dark
Color of Beard
Color of Eyes Blue
Mark 51 scar, scar, on right arm
Crim Vert.
Complexion Dark
Treat Good
Build Strong
Peculiarities in build, etc.

MARKS, SCARS, MOLES, ETC.
Round old scar hand. Cic of 2d phx I rear.
Scar on back of head.
Served 5 years and 9 months at Towson, Kansas. Reim. Charge for
Domestic Towel. Escaped.
Served 2680 Rec. Kans. Reim. Oct 9th 1911. Charge burg.
Sentence: 26 years. Parole Violator.
Thomas, #1442, arr 4/6/19 on charge of Vagrancy
(PD) Disposition not given.
Is Lee Thomas #7497, KP Lansing, Kas., 12/8/21 Fr. Barton Co. Kas. 26 yr.

Signature to be written immediately after the impression of right forefinger has been taken.

Prisoner Signature

62-5033

RECORDED & INDEXED

July 14, 1935.

62-5033-177
JUL 15 1935

Mr. W. D. Bolling,
P. O. Box 125,
Oklahoma City, Okla.

Dear Sir:-

Further with regard to the ORAGE INDIAN matter I have had another visit from the Kennys and feel that you should have the following information, at least a portion of which, so far as I know, is positively new and comes not entirely from Mrs. Kenny.

First, I am enclosing herewith the original of a letter and envelope addressed to Mrs. Kenny, evidently from one Art Kendall, at Burrance, Kansas. Mrs. Kenny believes that this letter was written in Pankuska, and if you can identify the typewriter and paper, and thereby the writer, it is possible this information can be obtained. If you are able to reach him you might ascertain whether he is Cleo Madden. There was one Arthur Kendall arrested in Reno, Nevada, November 7, 1912 on a charge of petty larceny and sentenced to 60 days in the County Jail. An examination of Kendall's photograph here shows a striking resemblance to one Cleo Madden, who formerly was known to have been employed by Hale.

I think it would be advisable for you to look up Hattie Church of Pankuska as it is possible she can give you information.

With especial reference to the murder of Anna Brown, my attention has been called to one Asa A. Thomas who was confined in the Kansas Penitentiary, and I am enclosing herewith a copy of his criminal identification record. I find after inquiry that there is an Asa A. Thomas, who according to the printed membership of the Ku Klux Klan for San Antonio, Texas, lives at 120 Hermitage Court in San Antonio, and I have not a doubt that this is the same Thomas. After he had been confined for forgery in the Kansas Penitentiary the newspapers carried a

report to the effect that he had made a confession to having been hired as one of those who killed Anna Brown. When this report was published Bill Hale and Scotty Matthews immediately proceeded to Lansing, Kansas, where Matthews spread before Thomas a number of pictures asking him to identify Anna Brown, whom he claimed to have killed, and Thomas was unable to identify her photograph. Of course, the interesting question is why should Hale have gone to see Thomas.

Another rather remarkable incident referred to by John Kenny himself is that several months later the Kennys were seated in front of the hotel at Fairfax when Scotty Matthews, who never had been seen by them before, approached them and merely said in a threatening manner, "I am the man with the bad thumb".

Hale built Anna Brown's house in Fairfax and she furnished it. While living there she had a girl named Jeanette Legent, or Largent, sometimes known as Jeanettie, and at that time Anna Brown was running around with Jim Morat, who was a henchman of Hale, and she was about to give birth to a child, it being claimed at that time that Jim Morat was responsible for her condition, however, there was a well-founded rumor that Hale himself was responsible and had arranged with Jim Morat to assume the responsibility. Jeanettie has made the statement that Anna Brown told her she (Anna) would have to leave Fairfax, because some people were after her. This has been taken to mean one of two things; either that Hale and his gang were after her, or that members of the so-called Henry Starr gang of outlaws, including particularly a man named Lem or Dean with whom she also had been running, were after her. Sam Falk, now Chief of Police at Ponca City, is known to have talked to Jeanettie in an alley way a short time after Jeanettie gave this information and I think it is important that every effort be made to locate this girl.

Still another party who should be looked into is James L. Howrey, a field employee of the Indian Office since 1909, and who now can be reached in care of the Arapaho Agency at Concho, Okla. Howrey formerly was in Grephorse and he evidently was a friend of or used by Hale, particularly with regard to Anna Brown and her husband, "Old Man Brown". His job for Hale appeared to have been to keep Anna and the "Old Man" separated. When Kenny was in the custody of Howrey, and while the former was in an extremely intoxicated condition, he was taken by Howrey to Anna Brown's house and was left there by Howrey, evidently it being hoped that the "Old Man" would appear there and kill Kenny, it being known that there was bad blood between the two. It should be remembered that on a number of occasions the so-called gang has tried to use Anna Brown against John Kenny, and another interesting incident just learned in connection

7/14/28

with the same ~~supp~~, is that as far back as 1910 Comstock sent for the Kennys and advised John that Anna Brown at that time was about to die with typhoid fever and wanted to know if John "would like to make plenty of money easily". His plan was that provided Mrs. Kenny agreed, that it would be an easy matter for John to go back and live with Anna Brown for the short time she was expected to live, and in view of the fact that John and Anna formerly had lived together they would be considered as having been married by common law, and that therefore John would inherit a large part of Anna's estate. John refused to agree to this but it gives an indication of the activities as far back as 1910.

If "Old Man Brown" could be induced to talk it is felt that he could give a great amount of information although he would demand some sort of protection.

Still another interesting angle is with regard to Henry Riley and Jim Castle. Henry Riley is now dead but he was one of Hall's right hand men. Henry Riley was in the taxicab business and he and Jim Castle were constant companions shortly before and for some time after the murder of Anna Brown. There is a hint that Riley and Castle drove the so-called death car in the Anna Brown murder. Although Riley never earned more than \$45 a month, it is understood that he left approximately \$25,000 at the time of his death.

There is a Dr. D. A. Shown, who has a brother named Jim in Fairfax, and doctor it is understood having gone to Denver. If it is possible to locate him, he should be questioned as to the driver of the so-called death car. Dr. Shown is understood to have been one of the many who were intimidated or driven from the country because of their knowledge of some of the details of the murder.

An entirely different and very interesting version of the last time Anna Brown was seen alive by Mrs. George James as given by her to Mrs. Kenny is as follows:

Mrs. James' husband is an old gambler and she was lying in bed very late on the last night that Anna Brown was seen alive, Mrs. James worrying over the fact that her husband had not returned. She lived only a short distance from the Anna Brown house, and looking out of the window saw an automobile stop in front of Anna Brown's house and Anna and an unidentified man get out. No description of either the car or the man was given in this version, however, Anna appeared to have been drinking and would not hurry into the house as the man wanted her to do so that he called to her several times. She entered the house and was followed by the man. There was a light on the porch and a short time thereafter the man came out of the house and

and got into the machine where he waited. Anna still was slow in moving and the man finally became profane in his demands that "Anna stop her foolishness and come on". (It is interesting to see that the same terms used in addressing Anna in this version are contained in the other version under which Earnest Burkhardt was supposed to be pleading with Anna to come into the house and stop her foolishness). Anna finally got into the car and drove on across the railroad tracks.

You want to locate a man named Ferris, who evidently is living in Fairfax, and who was pensioned by the Santa Fe Railroad Company, because Ferris has said that near the railroad track, after an automobile had crossed, he heard a woman's scream and a gunshot.

A still more interesting angle is that the daughter of Mrs. James later married one of the Hales.

I am confident you will appreciate the importance of settling the differences between these two versions as to the last sight of Anna Brown.

I notice from your last letter that the Grand Jury has been called for August 17th. I have not received from you any detailed reports on progress for some time past and am particularly anxious as the case is being followed very closely.

If you want Hurey ordered to proceed to Oklahoma City or elsewhere I think I can arrange the matter if you will wire me; also I want you to let me know promptly whether you need any additional assistance, and give me your confidential opinion in a separate letter as to the prospects of Mr. Brown's successfully handling the prosecution. There is too much at stake for the Government for any chance to be run.

Very truly yours,

Director.

Encl. 14008.

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3 ADDRESS REPLY TO
4 DIRECTOR, BUREAU OF INVESTIGATION
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6 INITIALS AND NUMBER

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Department of Justice

Bureau of Investigation

Washington, D. C.

July 13, 1925.

MEMORANDUM FOR THE DIRECTOR

Attention Mr. Grimes:

Pursuant to telephone request received from you
this afternoon, please find attached hereto finger print
sheet of Asa Thomas, #5185, Kansas State Penitentiary,
Lansing, Kansas.

I would thank you to return the attached finger
print sheet when same has served its purpose.

Very truly yours,

Enclosure.

62-5033-178

BUREAU OF INVESTIGATION	
JUL 14, 1925 A.M.	
DEPARTMENT OF JUSTICE	
Div. Two	FILE

Ret. recd 7/14/25

for mtd

RECEIVED
JUL 20 1925
DIVISION

July 16, 1925.

Director,
Bureau of Investigation
Department of Justice, ATTENTION #2.
Washington, D.C.

Dear Sir:

Re: Osage Indian Murders.

This will acknowledge receipt of your letter of July 7, 1925, initialed WWG: HP, enclosing copy of report of Agent O'Connor, captioned "E. H. MORTIMER, ET AL".

This will have prompt attention.

Respectfully,

W. D. Bolling,
Special Agent In Charge.

WDB:B.

RECORDED & INDEXED

JUL 22 1925

62-5033-179

REF ID: A64111

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Department of Justice,

Bureau of Investigation.

P. O. Box 125,
Oklahoma City, Oklahoma.

July 16, 1925.

Director,
Bureau of Investigation,
Department of Justice, ATTENTION #2.
Washington, D.C.

Dear Sir:

Re: Osage Indian Murders.

This will acknowledge receipt of
your letter of July 9, 1925, initialed WWG:MP,
regarding Frank Terrell and Dick Gregg.

X
You are advised that Frank Terrell
has been interviewed on numerous occasions by Agents
of this Department. However, no information of value
has ever been received from him.

You are also advised that Special
Agents Smith and Burger, and also the Hon. Edwin
Brown have interviewed Dick Gregg, and are now work-
ing on some leads furnished by him. B7C

Special Agents Smith and Street are
preparing some reports on the developments of this
case, and you will be kept advised.

Respectfully,

W. D. Bolling,
Special Agent In Charge.

WDB:E.

RECORDED & INDEXED
JUL 22 1925

62-5033-180

JUL 20 1925

THIS CASE ORIGINATED AT Oklahoma City, Okla.

REPORT MADE AT: Guthrie, Oklahoma.	DATE WHEN MADE: 7-10-25	PERIOD FOR WHICH MADE: 6-3 to 7-9-25	REPORT MADE BY: F. S. Smith
TITLE: BRYAN BURKHART ET AL			CHARACTER OF CASE: Murder of Anna Brown, Osage Indian Woman.

SYNOPSIS OF FACTS:

JOINT REPORT AGENTS SMITH, STREET
AND BURGER

(O. C. 70/1/3)

62-5033

Definite arrangements have been made for convening of a Grand Jury at Guthrie, Oklahoma, September 7, 1925, before whom will be presented evidence in the Osage Indian murders. Brief reference to those thought to be involved in Osage murders; namely, W. H. (Bill) Hale, Ernest Burkhardt, Bryan Burkhardt, Dick Gregg, "Blackie" Thompson and others.

- PENDING -

DETAILS: Reference is had to the following series of reports in above connections dealing specifically with developments obtained with respect to the murders of Osage Indians, to-wit: CHARLES WHITEHORN, murdered May 14, 1921 (see digest of evidence, report Agent Burger, dated Aug. 13, 1924). HENRY ROAN,

DO NOT WRITE IN THESE SPACES

APPROVED AND FORWARDED: <i>W. D. Bolling</i>	SPECIAL AGENT IN CHARGE	62-5033-181	RECORDED AND INDEXED: JUL 21 1925
WASHINGTON REFERENCE	COPIES OF THIS REPORT FURNISHED TO: 3 Washington; 3 Files.	BUREAU OF INVESTIGATION JUL 14 1925 A.M. DEPARTMENT OF JUSTICE	CHECKED OFF: JUL 22 1925
		ROUTED TO:	FILE: <i>MI</i>

murdered Jan. 25, 1923 (see digest of evidence, report Agent Burger, dated Aug. 12, 1924). ANNA BROWN, murdered May 22, 1921 (see digest of evidence, report Agent Burger, dated Aug. 12, 1924). W. E. (Bill) SMITH and wife, and one Nettie Brookshire, murdered May 19, 1923 (see digest of evidence, report Agent Burger, dated Aug 14, 1924).

Definite arrangements have been made by Assistant Attorney General Edwin Brown, especially assigned in prosecution of Osage Indian Murders with Federal Judge Cottrall of the Western District of Oklahoma for the convening of a Federal Grand Jury to set at Guthrie, Oklahoma, beginning September 7, 1925, before whom will be presented evidence in connection with Osage Indian Murders.

In preparation for presentation of cases to the Federal Grand Jury, Agents working in conjunction with Assistant Attorney General Brown, have prepared the names of the witnesses assumed to be in possession of facts or knowledge of information of interest to investigators and are discreetly locating these witnesses, preparatory to causing their attendance under process.

Reference murder of HENRY ROAN, ANNA BROWN, W. E. (Bill) SMITH and wife.

From accumulated evidence at hands and the general sensus of opinions expressed by numerous persons to the investigators assigned to the cases, on account of intimidation or fear of bodily harm, have refrained from divulging authentically what they may know, has caused these Agents to definitely determine that, First; one BILL HALE directly caused the murder of HENRY ROAN, to benefit by an insurance policy in the sum of twenty-fivethousand dollars (25,000) carried by BILL HALE on the life of Henry ROAN, Second; that HALE as the master-mind

jointly conspired with his Newpshaw ERNEST BURKHART, who is married to a full blood Indian woman, to murder the family connections of BURKHART'S wife, ANA BROWN a sister, Mrs W. E. (Bill) SMITH a sister, which would automatically revert their Headrights and Royalties, as Osages, to the Mother of Mrs. ERNEST BURKHART, who was very old and expected to die at any time, and at her death would automatically pass to the wife of ERNEST BURKHART and then to her legal heir, ERNEST BURKHART, her husband, at her death which no doubt, would have been brought about at the earliest practical time, leaving a vast estate in the hands of ERNEST BURKHART who is dominated by his Uncle BILL HALE. Information at hand is to the effect that Mrs. ERNEST BURKHART is in very poor physical condition, suffering with some mysterious malady and Assistant Attorney General Brown is now and has been in touch with Indian Agency Officials in an effort to determine her true condition.

CONCERNING THE MURDER OF HENRY ROAN.

It is the theory of these Agents, based on semi-authentic information and physical facts gathered from those closely allied with BILL HALE, directly and indirectly, and thought to be connected at least in one or more of the Indian Murders, that one Dick GREGG now confined in the Lansing State Penitentiary, serving a 25-years sentence for crime, bank robbery and directly participating in the murder of ROAN, under the direction of HALE. Agents are endeavoring to bring about definite results thru manipulation with the father and Sister of GREGG, who seem anxious to assist the Government in the interest of benefiting DICK GREGG and have caused DICK GREGG and others, to furnish leads in connection with the W. E. (Bill) SMITH murder case of interest, which may develop materially.

CONCERNING THE MURDER OF ANNA BROWN:

It is the theory of these Agents primarily based on developments set out in report digest of Agent Burger, dated Aug. 14, 1924, captioned W. E. Smith et al Murder Osage Indians and other sources, on which these Agents are now endeavoring to develop corroborative evidence from, That BILL HALE, ERNEST BURKHART, BYRAN BURKHART, et al, conspired to murder ANNA ^{Brown} ~~BURKHART~~ and that BYRAN BURKHART, assisted by BILL HALE, and possibly others of the conspirators, ^{Brown} steered ANNA ~~BURKHART~~, in preparation of her murder, to the vicinity where she was actually murdered, by BYRAN BURKHART.

CONCERNING THE MURDER OF W. E. (Bill) SMITH, MRS W. E. (Bill) SMITH AND SERVANT.

It is the theory of these Agents that BILL HALE and ERNEST BURKHART entered into conspiracy with one ~~BLASKIE THOMPSON~~ et al, to blow up the residence of W. E. (Bill) SMITH and wife, (see digest report Agent Burger, dated Aug. 14, 1924) captioned, W. E. Smith Murder Osage Indians.

Agents Burger and Assistant Attorney General Brown have obtained from DICK GREGG now confined in the Lansing Penitentiary, information relative to a conspiracy entered into between BILL HALE and others with respect to blowing up the W. E. SMITH home, some angles of which have to some extent been verified.

Investigation continued.

3 copies Washington.

3 copies Files.

Department of Justice,
Bureau of Investigation.

P. O. Box #125,
Oklahoma City, Oklahoma.

70-1-5

July 20th, 1925.

"PERSONAL AND CONFIDENTIAL"

62-5033

Director,
Bureau of Investigation,
Department of Justice,
Washington, D. C.

Attention: Division #2.

Dear Sir:-

RE: OSAGE MURDER CASE

Reference is had to the last paragraph of your letter of July 14th, 1925, initialed WWG:GA, regarding the successful handling of the prosecution by Hon. Edwin Brown.

Mr. Brown impresses me as being able to handle this case with the assistance of the Agents in this Department up to the presentation to the Grand Jury, and I believe that he will be able to successfully present the case to the Grand Jury. Mr. Brown is devoting his entire time to this case and states to me that the successful prosecution of this case means more to him than a record to his Department and he is as anxious to convict the Hale-Burkhart faction as anyone could be.

I believe, however, that when the case is ready for the Grand Jury that he should have some assistance so that there will be no possibility of a faulty indictment being drawn, and it might be a good idea to have assistance in the trial of the case as this case will require the best legal talent obtainable inasmuch as Hale will no doubt have in his employ practically every attorney of prominence in this state, and the responsibility of successful prosecution will be too great to depend on one attorney.

JUL 30 1925

RECORDED & INDEXED

62-5033-182
BUREAU OF INVESTIGATION
JUL 26 1925
DEPARTMENT OF JUSTICE
Div. Two

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Mr. Brown impresses me as not being too sure of his ground and I have been watching every step so that there will be nothing done that would jeopardize the case.

Respectfully,

W. D. Bolling

W. D. Bolling,
Special Agent in Charge.

WDB:W

Department of Justice,
Bureau of Investigation.

70-1-4 P. O. Box 125,
Oklahoma City, Oklahoma.

RECORDED & INDEXED

Director,
Bureau of Investigation,
Department of Justice,
Washington, D. C.

July 20, 1925.

ATTENTION: Division # 2.

Dear Sir:-

RE: Osage Indian Murder -

This will acknowledge receipt of your letter of July 14, 1925, initialed WWG:GA.

Special Agents Smith, Burger and Street are preparing reports on the developments of the Osage case, and you will receive them within the next few days.

I have been tied up on preparation of the Annual report and have not given this case the proper attention for the last fifteen days and intended to devote my entire time to investigation until it was completed. However, Special Agent T. B. White will arrive here, I presume, in the next few days and I will take up this case in detail with him so that there will be no further delay in getting out reports.

Arrangements have been perfected to have a Grand Jury on Sept. 7th instead of August 17th, as previously suggested, this being the earliest date on which a Grand Jury could be secured, and I believe that the Grand Jury will return indictments, especially in view of the recent developments as set out in report of Special Agent Smith, under caption of BRYAN BURKHART ET AL, dated July 17th.

Plans were made for taking Bryan Burkhart in custody with a view of confronting him with Blackie Thompson, Thompson claiming that he could make Bryan Burkhart tell about the murder. I have not been too confident of this procedure as, in my opinion, Blackie Thompson is of rather low, cunning mentality and I feel that he believes he can force Burkhart to confess; but Burkhart is not of the type who could be dominated by Thompson. I do believe that Blackie will become incensed at Burkhart's failure to confess when confronted by him, and will make a clean breast of his participation and furnish leads to develop evidence to implicate Burkhart as well as others.

62-5033-185

INVESTIGATION

JUL 22 1925

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11 Mr. Brown intends to advise you personally when a meeting can
12 be arranged between ~~Blackie Thompson~~ and Bryan Burkhardt, and would like to
13 have you here. This arrangement can no doubt be made shortly before the
14 convening of the Grand Jury on September 7th.
15

16 Respectfully,
17

18 *W D Bolling*
19 W. D. Bolling,
20 Special Agent In Charge.
21

22 WDB:W
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DATED AT

DATE WHEN MADE 7/17/25	PERIOD FOR WHICH MADE 7/10 to 7/17	REPORT MADE BY: F. S. Smith
TITLE: BRYAN BURKHART ET AL X		CHARACTER OF CASE: Murder of Anna Brown, Osage Indian Woman.

(O. C. 70/1/3)

FACTS:

JOINT REPORT AGENTS SMITH,
STREET AND BURGER.

Statements obtained from Dick Gregg, Ike Ogg, R. J. Jordan, John Mayo, and Roy D. Sherrill concerning the murder of W. E. (Bill) Smith and wife, names and addresses of numerous persons directly and otherwise involved. Statements obtained from Dewey Selph and W. C. Bailey concerning murder of Anna Brown, names and addresses of persons directly and otherwise involved. Mention of co-operation of witnesses, comments of agents and progress of this investigation.

CONTINUING: Reference report Agent Smith dated 7-10-25 captioned as above made jointly for Agents Smith, Street and Burger.

*No more copies should
leave Bureau all case tried, no Indian office
situation*

DETAILS:

CONCERNING MURDER OF W. E. (BILL) SMITH AND WIFE.

STATEMENT MADE BY DICK GREGG:

6/8/25

"My name is Dick Gregg, I am now confined in Kans. State Prison serving 10 to 21 year sentence for robbing Elgin Kans. Bank at Elgin, Kansas, in later part of 1922. Cambell Keys come to Nowata, Okla.

DO NOT WRITE IN THESE SP

APPROVED AND FORWARDED: <i>W. D. Ballwig</i>	SPECIAL AGENT IN CHARGE	62-5033-184		REC
WASHINGTON REFERENCE: # 4.	COPIES OF THIS REPORT FURNISHED TO: 3 Director 3 File.	BUREAU OF INVESTIGATION JUL 2 1925		JUL
		DEPARTMENT OF JUSTICE		JACKET
		ROUTED TO: Div. Two	FILE <i>MM</i>	

--- told me Al Spencer wanted to see me at Walter Philpot home at Oressa, Okla., or near there on farm where Philpot was then living. My sister and brother in-law Floyd Jarrett took me from Nowata to Philpot home near Oressa, Okla. where I met Philpot and Walter Hall, who informed me Al Spencer was gone. I remained at Philpot home for couple days and met Al Spencer about dark that evening at Philpot home. Spencer and myself then went out to Haraga near the home of Philpot and Spencer told me about Elgin Kans. Bank and told me I was already in trouble and I had as well make some money and get out of the country, that we would not have any trouble as it was already fixed with the bankers. In later part of 1922 in July or Aug. Al Spencer told me that Bill Hale of Fairfax, Okla., wanted 2 men killed at or near Fairfax. Couple days later Al Spencer and myself met Fred Rowe of Pawhuska, Okla., in Ford roadster on Pawhuska and Pershing paved road about three or four miles east of Pawhuska, Max Billings who was with Spencer and myself when we met Rowe asked Rowe where we were supposed to meet Bill Hale. Rowe replied follow me and he would take us to Hale. Max Billings then got in car with Rowe and drove to Bill Hale pasture to a spring about two or three miles north east of Fairfax Okla., where we all Max Billings, Fred Rowe, Ike Ogg, Al Spencer and myself met Bill Hale. Max Billings or Ike Ogg introduced me to Bill Hale, Hale then asked Al Spencer what he, Spencer, thought of the proposition. Spencer then said he did not care about the proposition it was the money he wanted. Hale then said his offer to Billings of \$5000.00 for the job, was what he would pay. Al Spencer then asked Hale who he, Hale, wanted killed. Hale then said Bill Smith and his wife, Al Spencer then told Max Billings that he, Billings, had told him, Spencer, a lie, that he told him it was two men to be killed. Hale then said he did not remember whether he, Hale, told Billings it was two men or man and woman, but didn't make any difference if they wanted to do the job, that he, Hale, would pay \$5000.00 for the job. Spencer then told Hale he might be cold blooded but he would not kill a woman for money. Hale then took Spencer to one side away from us and talked to Spencer about 30 minutes and returned to where we were and Spencer told Hale we would come back in week or ten days. Hale give Spencer note and told Spencer to give it to his, Hale, Ranch hand who was on Hale Ranch and told us to go there and stay but we did not go to Hale Ranch. We then went back to Oressa, Okla. I did not see Bill Hale again until Jan 1923, when my father, John Gregg, Lee Clining and myself met Hale

on his, Hale Ranch, near same place we first met him. Hale then at this time told me the same offer of \$5000.00 still stood good for job and still wanted Bill Smith house blown up and he, Hale, did not care how it was done just so it was done, and he, Hale, would like for me to wait until the following night. That he, Hale, wanted to be at Wichita, Kans. that he, Hale, could have alibi for himself, Hale, when house was blown up, and that he, Hale would get the soup, meaning Nitro Glycerine for me to do the job. After I had talked to Hale and told him I would do the job, Hale then said he, Hale, wanted to talk to Clining. Hale, Clining and myself then had talk, Hale then told Clining, he, Hale and myself had come to understanding about job. Clining then told Hale any arrangements made by me was all right with him. We, Clining and myself, then left Hale with the understanding that Hale was to go to Wichita, Kans., and Clining and myself was to blow up Bill Smith house the following night. The following day Clining and myself drove to Bill Smith home that Hale had pointed out to us. Arriving at Smith home about dark, then we called at front door of Smith home on pretext as Hale had told us that we wanted to buy his farm, we were met at door by Bill Smith who asked us in house. We engaged in conversation with Mr. Smith and farm hand who lived near and worked on Smith farm, also boy about 14 or 15 years old, also his wife and girl and old lady was at the Smith home at this time. After looking house over and talking with Mr. Smith for thirty or forty minutes, after talking to Mr. Smith and seeing several people there, Clining and myself decided not to do the job as there was several people there some of them women. Clining remarked we did not want to massacre the whole country to kill two people. As Hale had told us we then went to Shidler, Oklahoma, where we saw my father and told him to go to Pawhuska, Oklahoma, and see Bill Hale. On arrival at Pawhuska my father saw Fred Rowe, who asked my father what was the matter that we did not do the job. My father told Rowe there was too many people there. At time Hale arranged with Clining and myself in Hale pasture to blow up Bill Smith house, he, Hale, told us that he, Hale, had put up the money to Fred Rowe at Pawhuska, and I was to have my father, John Gregg, to get the money \$5000.00 and deliver it to Clining and myself. Rowe also told me at time Bill Hale first propositioned me to blow up Bill Smith home that Bill Hale had given him Rowe \$5000.00 to pay to the party or parties that blew up home of Bill Smith and killed Bill Smith and wife. I have made this statement to Edwin Brown,

12061

Assistant Attorney General and J. R. Burger of my own free will without any promise or threat of any kind being first advised that above information would be used in prosecution of Osage Indian Murder Cases.
Dick Gregg."

STATEMENT MADE BY I. B. OGG:

Artesia, N.M. 6/25/25

"My name is I. B. Ogg, I reside at Artesia, N.M. post office box 365. On or about July or Aug. 1922, Max Billings met me at Oressa, Okla., and asked me if I knew where Al Spencer was, I told him I could locate him. Two or three days later I met Max Billings again at Oressa, Okla., and I told him I had Spencer located. Billings then told me Bill Hale and Fred Rowe wanted to meet Al Spencer, and Dick Gregg. I then told Billings to have Hale and Rowe to meet me on lease Sec 24 1 1/2 mile north and 1/2 mile west of Oressa, Okla. and I would have Spencer and Gregg thereon the following day. On following day in July or August, 1922, Dick Gregg, Al Spencer and myself met Bill-W.E. Hale, Fred Rowe and Max Billings on said lease near Oressa, Okla. Spencer and Gregg was traveling on foot and Hale, Rowe and Billings was traveling in ford coupe. When we all met at this place, Max Billings introduced Hale and Rowe to Spencer and Gregg. We all had few drinks of whiskey and Hale called Spencer to one side out of hearing where they talked for about one hour. They, Hale and Spencer, then came back to where we were. Hale and Rowe then left in Ford coupe and Billings got drunk and I took him to his, Billings, home at Oressa in my car and Spencer and Gregg left a foot. When I first met Billings he told me to locate Spencer and Gregg, that Bill Hale had job for them to do. Billings also told me that Bill Hale was going to put up two thousand dollars in either my hands or his, Billings, hands to pay Spencer and Gregg after they had done the job."

STATEMENT MADE BY R. J. JORDAN:

"R. J. Jordan July 15th, 1925, in Tulsa Jail to J. A. Street and W. H. Brackett. I went to work for Barney Jones on Thanksgiving day, 1923, and worked there until some time in Jan 24. Then I went to work for old man Lewis who lives three miles south and west of Dale Rees, Colo., which was a little store and P.O. in Colo. north of Troy, Colo. Worked there awhile then I drove a freight wagon for his sons the Lewis Bros."

They live west of Troy, Colo., worked there until March 1924 then I worked for a man by the name of Jordan near Lamar, Colo., but he kin to me, spelling his name just as I do mine, then my Mother and brother came by and I went with them to Montana. The last time I saw Wid Ewers worked for McArthur at Troy, Colo. in December, 1923, for I took a load of cake for Mr. Jones to the Dodge Ranch east of Troy, and saw Wid Ewers there helping brand some calves and I know he was working for McArthur near the Dodge Ranch at that time. Now going back my previous statement made at Pawnee, I now want to correct some parts of it. The night that Bill Smith's house was blown up Blackie Thompson, Jim Boswell, Chas. Boswell (known as Wingey) came to Henry Grammer's house and about one hour some one brought Ben Quick or Chas. Quick as I do not know them a part, he was the short heavy set one. Then Quick and Chas Boswell went in the house and brought out a bottle of Nitro Glycerine or (soup). Looked like about a pint and some one in the bunch made the remark that there was enough to blow the whole town up. Then Blackie Thompson, Jim Boswell and Quick left in one car and told the others to follow. Chas. Boswell and another man that owned a Paige roadster followed them, it was then about eleven P. M. and it was the night that Bill Smith's house was blown up. I remember that the man that drove the Paige car had a fuss with a boy they called Dewie about a woman who was Dewie's girl, this occurred after the house was blown up. This same night Wid Ewers taken a load of whiskey for Henry Grammer to Kaw City, returning in the night and on his return I borrowed his car and went to Shidler returning the next evening. When I returned to Grammer's house I heard Grammer and a stranger talking about the blow up, I asked no questions as all ready knew of it. I left for Colo. in about three days and was not there anymore. Wid Ewers told me that he would make the soup for them but he did not make it, it was brought there by one of the Boswells or Quick, there was only one of the Quicks there and he was short heavy set. It was not Dewie Hopkins that had the fuss with the Paige car man, it was another man called Dewie. Signed by R. J. Jordan."

STATEMENT MADE BY JOHN MAYO:

"Lansing 7/4/25 Said Little Jehn, Webb City, Okla., age about 50 yrs., 5 ft 7, dark complexion, paid Ace Kirby and Dock Hawkins \$1000.00 to blow up Bill Smith's home, that they got soup from magazine out

of Webb City on Apperson road. Mayo said Ace Kirby and Hawkins left Webb City about 8:30 P. M. night of blow up in Kirby Ford car with oil can of soup, 9 or 10 qts wrapped in quilt, and returned to Webb City about 3 A. M. That little John met Hawkins and Kirby at his Mayo home on following day and Hawkins said we done good job blowed Bill Smith packer off, that he, Mayo saw Ace Kirby pay Hawkins \$500.00 and told Hawkins Bill Smith was in Hospital and if he, Smith, died, we, Kirby and Hawkins would get some more money."

RESULTS OF INTERVIEW OF ROY D SHERRILL:

"6/8/25 at Leavenworth, Federal Prison. Roy D. Sherrill, received at Federal prison Nov. 13, 1918, escaped June 22, 1921, returned June 2, 1923. Crime, robbing U. S. mail train, Paola, Kans. Sentence expires 1930-age 22 when convicted at Fort Scott, Kansas, in Nov. 1918. Interviewed by Edwin Brown, Assistant U. S. Attorney General and Agent Burger. Stated if allowed to go with some Government Agent into Oklahoma he could get desired information in Osage Indian Murder cases. That he had no direct information other than while he was staying at Henry Grammers and engaged in making whiskey on Grammers ranch. Bill Hale propositioned him and fellow who he knew as John only, age about 30, height 5 ft, 9 wt. 180, drove Ford roadster carpenter by trade, lived near Fairfax, Oklahoma, married and had three or four kids, and had built garage for James Balow at Ponca City, Oklahoma, to blow up Bill Smith's home in Feb. 1923. This fellow John also done time at McAlester prison for horse stealing several years ago. That Bill Hale short time later again proposition him and Ralph Skanel of Okla City, cattle man while at Kaw City, Okla., to blow up Bill Smith's home, that Skanel sent wire from Kaw City to some one at Oklahoma City the day Bill had propositioned them, did not know contents of wire neither did he know who wire was addressed to. Sherrill was questioned by Mr. Brown and this agent for some time, and it was very evident to us that Sherrill did not have any direct information and was trying to form some kind of hearsay information in order to get out of prison, as above stated to be released to some Federal Agent, that he, Sherrill could make trip into Oklahoma and no doubt in our opinion to make good his escape. Warden Biddle stated that he was a bad criminal."

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The following are the names and addresses of persons mentioned in the above statements, some of whom are under surveillance and investigation as conspirators, and others as material witnesses.

NAMES OF PERSONS MENTIONED IN STATEMENT OF DICK GREGG:

NAME.	ADDRESS.
DICK GREGG	Lansing, Kans. State Prison.
X CAMPBELL KEYS	Not located.
X WALTER PHILPOT	Owasa, Okla.
AL SPENCER	Deceased.
X ALMA GREGG	Shidler, Okla.
X FLOYD JARRETT	Fugitive, possible to locate.
X WALTER BAIL	Not located.
BILL HALE	Fairfax, Okla.
FRED BOWE	Fairfax, Okla.
MAX BILLINGS	Owasa, Okla.
IKE OGG	Artesia, New Mexico.
JOHN GREGG	Shidler, Okla.
LEE CLINING	Oilton, Okla.

NAMES MENTIONED IN THE STATEMENT OF J. K. JORDAN:

NAME.	ADDRESS.
BLACKIE THOMPSON	Whalester State Penitentiary.
J. K. JORDAN	County Jail, Tulsa, Okla.
JIM BOSWELL	Cromwell, Okla.
CHAS. BOSWELL	Not located.
HENRY GRAMMER	Deceased.
CHAS QUICK	Not located.
MON QUICK	Osage County.
X JAMES BALEW	Osage County, thought to be on ranch of Henry Grammer operating still, definitely determined Balew is party mentioned in report of Jordan in connection with Paige Roadster car.
WID EWERS	Not located.
DEWEY SELPH	In County Jail, Pawhuska.
	He admits he is party mentioned in Jordan's report, who had fuss with Balew, who drove Paige Roadster car.

NAMES MENTIONED IN THE STATEMENT OF JOHN MAYO:

NAME.	ADDRESS.
LITTLE JOHN (correct name not known)	Not located.
X ACE KIRBY	Deceased.
X DOCK HAWKINS	Pawhuska, Okla. Police Officer.

NAMES MENTIONED IN THE RESULT OF INTERVIEW WITH ROY D. SHERRILL:

NAME.	ADDRESS.
ROY D. SHERRILL	Soviet Leavenworth Prison.
RALPH SKANKL	Not located.
LITTLE JOHN	(correct name not known) Not located.

CONCERNING MURDER OF ANNA BROWN.

STATEMENT MADE BY DEWEY SELPH:

Pawmaka, Okla. July 9, 1935. Statement made by Dewey Selph at office of Sheriff in presence of J. A. Street, Sheriff Freese and J. R. Burger. That he, Selph, was being detained in Geage County Jail for violating his parole from State of Ark. That on the night before, Anna Brown disappeared, he Selph, Blackie Gore, Kelsie Morrison, Bob Crane, Clarence Bailey, Byron and Earnest Burkhardt were all at Earnest Burkhardt's home near Grayheroe, Oklahoma, playing poker and Earnest Burkhardt at that time said he would give \$2500.00 to get shot of Anna Brown and \$2500.00 after she was done away with. After E. Burkhardt made this statement, Blackie Gore, Kelsie Morrison and E. Burkhardt went into another room and stayed about twenty five minutes then returned to room where we all were and Morrison said he, Morrison had seen Anna Brown at Pawmaka, Okla., that day and she was drinking. E. Morrison, Blackie Gore, Bailey, Crane, Earnest Burkhardt and myself left E. Burkhardt's home about midnight in E. Burkhardt Buick Car for Pawmaka. On arrival at Pawmaka E. Morrison found Anna Brown and E. Morrison and Blackie Gore took Anna Brown in another car dont know make of car and E. Burkhardt and Bailey, Crane and myself went to Balston Okla. in E. Burkhardt car where we met Morrison, Gore and Anna Brown about 4 A.M. Anna Brown stopped at Jones Hotel for few minutes and E. Burkhardt, Bailey, Crane and myself left them there at Balston in front of Jones Hotel and went to E. Burkhardt's home in Buick car arriving at E. Burkhardt's home after day light. We, Crane, Bailey, E. Burkhardt, B. Burkhardt, Bridges and myself went to horse races at Grayheroe that day and returned to E. Burkhardt's home same day about 4 P.M. and Anna Brown was at E. Burkhardt's home at that time in summer kitchen drinking and did not eat supper with us. About 5:30 P. M. same day, the day she disappeared Byron Burkhardt and Anna Brown left E. Burkhardt's home in Ford car and drove away toward Fairfax. We then all of us including Bridges and wife got in E. Burkhardt's car and started for Fairfax and

short way out of Fairfax we met Bill Hale and daughter and they turned around and went back to Fairfax where we all got out of car and the women and children went into picture show where they were showing Kyt and Jeff Comedy and us men talked for few minutes and E. Burkhardt, Crane, Bailey and myself went to Pool Hall and later went to Balston in E. Burkhardt's car and got K. Morrison and Blackie Gore, and all of us then went to E. Burkhardt's home in Earnest Burkhardt Buick car. Crane, Bailey and myself then remained at E. Burkhardt's home and E. Burkhardt then took K. Morrison and Blackie Gore in his Buick car and drove away and I did not see E. Burkhardt until next day morning at Fairfax and did not see K. Morrison or Blackie Gore for several days. Before Byron Burkhardt left E. Burkhardt house with Anna Brown he loaded 32 Colts Automatic Revolver in presence of Crane, Bailey and myself. Katherine Cole now wife of K. Morrison was with Anna Brown at Balston when we picked Gore and Morrison up but I do not know what become of her after that time. The above statement was made of my own free will without threat or promise of immunity in any way. First being advised that said information would be used in the prosecution of Osage Indian Murder cases."

STATEMENT MADE BY W. C. BAILEY:

"July 13, 1925. Statement made by W. C. Bailey to F. S. Smith, J. A. Street and Harve Freese. About three years ago or possibly not quite so long I was at Fairfax, Oklahoma, with Dewey Selph and we met Earnest Burkhardt, Blackie Gpard and Kelsie Morrison and some other fellows whose names I don't remember. We were all drinking and Earnest Burkhardt suggested that we play poker and go to his house. We all got in Burkhardt's car and drove to his house at Grayhorse. When we got there we all started playing stud poker and all continued to drink whiskey. We all got pretty full along about 12 or 1 o'clock at night after we had played some time, Earnest Burkhardt and Gore and Kelsie Morrison got into a conversation about bumping off an Indian woman. I heard Earnest Burkhardt tell them that he wanted Anna Brown out of the way and would give them five thousand dollars to bump her off. Blackie Gore remarked that he would bump off anybody for five thousand dollars. Sometime before day light Dewey Selph and I left and went to Fairfax. That same day we went to Poteau City. Sometime the next day or so I heard that Anna Brown was found murdered. Sometime last fall about October I was at Pawhuska and handling some whiskey with Blackie Gore, we drove out on the Pershing road and stopped in a thicket off the road

to bottle this whiskey and we were talking over things and the conversation drifted to Osage Indians, and Blackie Gore remarked to me that he bumped one Osage Squaw. That he and Kelsie Morrison killed Anna Brown and that Earnest Burkhardt paid them Five Thousand dollars for doing the job. W. C. Bailey. Present residence Madison, Kans. Employed by K.U. Ice Co. as Truck Driver. Mother, Mrs Ella Bailey, Hot Springs, Gen. Del. "

NAMES OF PERSONS MENTIONED IN STATEMENT OF DEWEY SELPH:

NAME.	ADDRESS.
DEWEY SELPH	In County Jail, Pawnee, Ok. in charge parole violation from Ark. See statement of Dewey Selph set out in this report.
X BLACKIE GORE	Bartlesville, Oklahoma.
He is under investigation by Federal Government for theft for interstate shipment, and is expected to be taken into custody momentarily.	
X KELSIE MORRISON	Mollester State Prison, serving 9 year sentence.
X EARNEST BURKHART	Fairfax, Oklahoma.
X W. C. BAILEY	Madison, Kans. employed by K.U. Ice Co. Truck Driver. See statement of W. C. Bailey set out in this report.
One CRANE, first name not obtained.	Now in Jail at Huntington, Colo. Special Agent enroute there to interview.

AGENT'S NOTES:

In co-operation of statements made by Dick Gregg, John Gregg, father, and Alta Gregg, sister, have both verbally admitted parts of Dick Gregg's statement, and both John Gregg and Alta Gregg state that they have talked with Lee Clining mentioned in Dick Gregg's statement, and that he stated to them that the facts set out by Dick Gregg are the truth and that he will so testify.

Attention is respectfully called to co-operation in statements of Mayo and Sherrill set out in this report with respect to one Little John, whose correct name was not furnished. In that connection every effort will be made to locate and identify Little John in the interest of obtaining further co-operation of Sherrill's and Mayo's statements. Special reference is had to the comments of Special Agent, Burger, and Assistant Attorney General Brown

found set out in the report of results of interview with Sherrill.

Concerning details set out in statement of DEWEY SELPH, reference is made to report of Agent Burger dated Aug. 14, 1934, Captioned W. E. SMITH ET AL, and joint report of Agents, Smith and Street, Captioned BRYAN BURKHART ET AL, Murder of ANNA BROWN, George Indian woman, dated 1-26-35.

Attention is respectfully directed to similarity of alleged facts set out in statement of Dewey Selph, and the numerous facts shown in statements in above reports.

Attention is respectfully called to the fact that all witnesses enumerated in this report are now or have been high-powered criminals and it requires caution and discreetness to obtain from them information that they may have, due to the fact that they are first, skeptical of the investigators and second, fearful of bodily harm in the hands of the master minds in these cases.

Investigation continued.