

CONFESSION OF WEBB IN EVIDENCE

Walter A. Johnson Says Dead Brother Not a Quarrelsome Man.

TESTIMONY IS DISPUTED

Defense Holds Statement of Accused Man Was Made Under Duress. Court Overrules Objection and Confession Is Read.

William A. Johnson, who, as alleged, was murdered by Jesse P. Webb June 20, and his body stuffed into a trunk, was not a quarrelsome man, according to the testimony of his brother, Walter S. Johnson. The brother was placed on the witness-stand by the state yesterday afternoon, and after both Deputy District Attorney Fitzgerald and Attorney McCue had finished the examination, one of the jurors closely questioned him as to the murdered man's habits.

Bloody Trunk Exhibited.

The bloody trunk, the gory shirt and short-sleeve, the blackly with which Johnson was slugged, and \$1800 in greenbacks taken from the stocking of Mrs. Carrie Kerah, the co-defendant, after her arrest, were admitted in evidence yesterday afternoon, having been marked by the stenographer for identification at the beginning of the trial.

J. J. Dunning, Deputy Coroner, said he found no money of any kind upon Johnson's body when he searched it. Police Sergeant Goltz gave the details of the gruesome find at the hotel depot, and of the manner in which the murderers were run down. Detective Graves also gave the details of the capture of Webb's confession, made before Deputy District Attorney Fitzgerald, and taken down in shorthand by Mrs. Julia K. Sayre, was admitted in evidence yesterday afternoon, and read by her to the jury. Webb said he was born at Atlas, Iowa, and was 45 years old. He had a wife and two children in Seattle.

Statements at Variance.

In his statement Webb first said he was foreman of the Spokesman-Review at Spokane. Then he said he was a compositor in the adroom, and later said he was "subbing."

He said Mrs. Kerah told him she intended to run away to San Francisco with Johnson. He had not become acquainted with Johnson until he met him on the train, he said.

Mrs. Trumbull's Story Denied.

Webb denied also having told Mrs. Trumbull at the Cliff Inn or at Lakeview that he had just made a \$1500 haul for the little woman who was with him.

Confession Is Questioned.

Attorney McCue spoke on the manner in which the alleged confession was obtained and argued that if it was not made "voluntarily," it should not be admitted as evidence.

Fitzgerald stated that the cause of the defense on this point rested largely upon the question of the man's state of mind at the time he made the alleged confession, and whether or not he was suffering from fear.

Statements Are Ridiculed.

In ridiculing the defendant's statement that he did not know why he was arrested until he was told by the officers, Mr. Fitzgerald said: "That statement is just as false as a whole lot of others he has made."

Attorney Fouts reviewed the police history of medieval England and explained how confessions obtained from prisoners in those times had caused similar statements of the present day to be viewed with suspicion.

"It is merely a question of whether his statement was voluntary," Mr. Fouts said, and then quoted from the Standard dictionary to define the term "voluntary." According to his contention, Webb's testimony to the stenographer, after he had been taken to the scene of the crime, after he had viewed the corpse of his victim and after he had been repeatedly questioned by the officers was not voluntary.

HOLY REDEEMER CHURCH BAZAAR HAS CAMPAIGN FOR MOST POPULAR YOUNG WOMAN.



Miss Nellie Keating and Miss Nannie Clark are leading in the contest to decide who is the most popular young woman in Piedmont. Each has a booth at the Holy Redeemer Church Bazaar.

He declared that such methods as those practiced by the local detectives were "a step backward toward the dark ages of Russia, and the kind that breed revolution."

SALES TOTAL \$104,000

CALIFORNIAN BUYS SEVENTH AND MADISON AT \$60,000.

B. Pape Sells East Side and West Side Properties for \$44,000. Increase in Values Shown.

Sixty thousand dollars of San Francisco money was invested in Portland real estate yesterday afternoon. Through James J. Flynn, the Callaghan Company bought the property at the southwest corner of Seventh and Madison streets, paying cash.

AUTO TAKEN, ALLEGES WIFE

Mrs. W. J. Scott Complains That Husband Stole Valuables. Alleging that her husband, Walter J. Scott, gave her an automobile when they were in Missouri, Mont., and then moved it to the State of Washington so that she does not know where it is, Louise E. Scott, who is suing for a divorce, made affidavit yesterday that she is in need of money.

SCANDINAVIANS TO MEET

Assembly Advocating "Oregon Dry in 1910" to Gather Sunday.

A Scandinavian mass meeting in the interest of "Oregon Dry" in 1910 will be held in the First Presbyterian Church, Twelfth and Alder streets, tomorrow afternoon at 3:30 o'clock.

BRAKEMAN ASKS \$7500 BALM

Car Jumping Track, Guardian of Young Employee Sues O. R. & N.

An accident in the progress of construction work on the new O. R. & N. cutoff at Buvidale is the basis of a damage suit for \$7500, filed in the Circuit Court yesterday against the Pacific Coast Construction Company, M. F. Durham, guardian for G. D. Durham, being the plaintiff.

Lakeview to Have New Church.

LAKEVIEW, Or., Oct. 14.—(Special.)—Rev. M. O'Malley, S. J., of the Catholic Church at this place, has just received the plans and specifications for the new Catholic Church to be erected here next Spring.

FRM FIGHTS GAS COMPANY

Sellwood Would Bar Concern From Laying Pipes.

An effort is being made in the Circuit Court to have the Portland Gas & Coke Company restrained from laying its mains in Sellwood. The Sellwood Real Estate

MANICURE'S FREED

Esther Kemp, Former Portland Hotel Employee, Wins Suit.

WEDDED LIFE LASTS MONTH

Husband Says Emily Baker Married Him Believing Him Wealthy.

Robert Traxler Alleges Wife Has Found Affinity.

Esther Kemp, formerly manicurist at the Portland Hotel, secured a divorce from Harry Kemp yesterday morning, State Circuit Judge Cleland granting the decree. Kemp formerly conducted a barber supply house. The marriage took place June 14, last.

WOMAN'S WILL CUTS OFF SON

Instrument Declares Adelbert Yergen Was Already Provided For.

"It is my will that my son, Adelbert Yergen, take nothing under this will, as I have heretofore conveyed to him sufficient property as his rightful share of my estate," reads the will of Elizabeth Yergen, filed for probate in the County Court yesterday.

Court Notes.

E. A. Howard has filed suit in the Circuit Court against Charles H. Lilly Company for \$300, alleged to be owing on a five-year lease to property on Spear street, San Francisco, between Mission and Howard streets.

A. C. Emery & Co. filed suit yesterday against J. E. Bronaugh to recover \$829.55 because, it is alleged, he discounted several bills while collecting them, which the Emery firm says should have been paid in full.

George K. Rogers has brought suit against W. G. Royce for \$2518, alleged to be owing on a set of suspension hub wheels furnished Royce.

MORE EXITS DEMANDED

BARN CONSTRUCTION WILL BE REGULATED.

With Recent Fires in Which Horses Have Perished by Score, Subject Has New Interest.

Owners of many barns in Portland will be required to alter the exits of their buildings, says Building Inspector Plummer, and at the next meeting of the City Council he will recommend that such changes be ordered.

Ernest Howe has won the affections of Mrs. Erma Beulah Traxler, according to the charges of Robert Traxler, in a divorce suit, filed in the Circuit Court here at Detroit, Mich., December 5, 1904, and they have one child.

Stella E. Lane has also filed suit. She alleges that Joe T. Lane, her husband, goes on sprees lasting from four to six weeks at intervals between which she spends are about two months long, she says. She married him in Missouri, February 5, 1899. They have two children.

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Be sure to get SCOTT'S every bottle of it is guaranteed and backed by a world-wide reputation.

ALL DRUGGISTS

Company filed the injunction suit yesterday.

It is alleged that when the real estate firm dedicated the streets through the Sellwood tract, bounded by Nehalem, Ochoco, Willamette and Eleventh streets, it reserved the right to lay its own water pipes, gas mains, sewer pipes, telephone wires and streetcar tracks, and to operate its own streetcars.

LUMBER FALLS, \$10,000 ASKED

Eastern & Western Company Sued for Damages Due to Accident.

Suit against the Eastern & Western Lumber Company was filed in the Circuit Court yesterday by Carl W. Martin, who demands \$10,000 damages for injuries he says he sustained when buried under a falling lumber pile. The accident happened February 2.

Martin says four men were loading a truck, and the crew was reduced by the forces and strains. The lumber fell, he complains, when they attempted to move a truckload away from a pile which had become jammed together.

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The other heirs are George W. Yergen, Francis E. Yergen, Fred Yergen, Henry F. Yergen and Mary E. Swan, four sons and a daughter. Mrs. Swan was appointed by County Judge Cleston yesterday executrix.

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ALL DRUGGISTS

Advertisement for 'Adventure' magazine, featuring the headline 'Fire Horses' and 'Adventure Everybody's Magazine'. It includes a small illustration of a horse and rider, and text describing the magazine's content and availability.

Large advertisement for 'Foot-Schulze Shoes' by 'Foot, Schulze & Co. Shoemakers'. The ad features the headline 'There's More to Shoes Than Just That Certain Amount of Wear' and 'You cannot measure in money, the style and worth you get in Foot-Schulze Shoes.' It also includes the address '226 East Third St. ST. PAUL, MINN.' and 'Sole Distributors FOOT-SCHULZE GLOVE RUBBERS'.