

JURY IN VON KLEIN CASE IS LOCKED UP

Defense Offers No Testimony in Second Trial of Alleged Swindler.

RULING FAVORS PRISONER

Court Sustains Objection of Counsel to Introduction of Alleged Admission of Client's Previous Presence in City.

After deliberating more than an hour last night, the jury in the case of E. E. Von Klein, charged with swindling Miss Ethel Newcomb out of more than \$3000 and then deserting her after their marriage, was locked up for the night. The jury retired at 10:30 o'clock, a night session having been held to enable the attorneys to complete their arguments and give the case to the jury before the holiday today.

No witnesses were called to the stand yesterday by the attorney for Von Klein and he rested his case when all the state's testimony had been brought in. In the former trial of Von Klein, the defense brought forward no witnesses, but rested its case on the testimony of the prosecution.

The large part of the sessions yesterday before Deputy District Attorney Collier began his argument before the jury at 4:30, dragged along with Attorney W. T. Hume, for the defense, taking exceptions at every opportunity. Three or four times during the day, the jury was sent out of the room so that the attorneys might discuss doubtful points in the case. One of these occasions was when Deputy District Attorney Maguire prepared to offer as evidence the statements made by Mr. Hume in the previous trial, which, he declared, were directly opposite to the defense outlined in the present trial.

Previous Admission Outlined. The previous defense outlined, it is declared by the prosecution, was to admit that Von Klein had been in Portland under the name of Lewis, but to show that he had left the city legitimately, that he had taken nothing and that the measures to bring him back were due to the promptings of female jealousy. In the present trial, the defense outlined had been that Von Klein was not in the city at the time designated in the previous trial.

Mr. Hume declared that in the previous trial he had never made the statement attributed to him and that if the court reporter had placed it on the record it was an error. He denied on the prosecution had any right to hold Von Klein responsible for the statements of his attorney.

"Even if I did make such a statement—which I did not—Von Klein to go to the penitentiary for any statement made by me?" asked Mr. Hume fervently.

Objection is Sustained. "It seems to me," he continued, "that they are reaching out for rainbows, to try to hood this man to the penitentiary."

Mr. Maguire held that the admission made by the attorney in the presence of his client should, if no means were taken by the client to correct it, be binding on the client. Judge Morrow, however, sustained the objections of Mr. Hume and the jury was brought back to continue the case without the introduction of Hume's alleged previous statement. Judge Morrow, in making the ruling, said the testimony of the attorney as to the accuracy of the record as to that point was purely a legal one.

Mr. Collier, in presenting the argument for the state, pointed out that witness after witness had identified Von Klein positively as the George Lewis who had been registered in Portland in 1911 with no woman who afterward brought him to trial for the alleged theft of the diamonds. He recalled that in the testimony it was shown that Von Klein had married the woman in San Francisco bigamously and that he had left her without farewell a few days later in Portland, and had been away from her for two years. He also called attention to the evidence that her diamonds had disappeared at the same time Von Klein disappeared, and cited the testimony of Detective Joe Day, that Von Klein had attempted to bribe him to let the matter drop in Chicago.

The court declared a recess at 5 o'clock in the afternoon and the argument of the defense was presented to the jury in the evening at a session beginning at 7:30.

MILLIONAIRE PACKER DIES Edward Morris Leaves Fortune Estimated at \$30,000,000.

CHICAGO, Nov. 3.—Edward Morris, president of Morris & Co., packers, died at his home here today after an illness of more than a year.

Morris was born in Chicago 47 years ago and was the eldest son of the late Nelson Morris, pioneer packer. He suffered a nervous breakdown about a year ago and was obliged to give up active business. He spent last winter traveling in California in search of health.

The wealth held by Edward Morris is estimated at between \$30,000,000 and \$50,000,000.

It is said of Morris that it was his custom to contribute to charities each year an amount equal to the sum expended for members of his family.

WARDEN HOYLE WILL QUIT San Quentin Prison Head Tires of Strife With Board.

SAN FRANCISCO, Nov. 3.—The resignation of John Hoyle, warden of San Quentin Penitentiary, will be presented to the State Board of Prison Directors at the next session Saturday and the warden will request that it go into immediate effect. He intends to enter the hotel business with his brother, James, in San Francisco.

Friction with the State Board of Prison Directors over various matters of prison policy and administration led to Warden Hoyle's decision, though he has been looking for a chance to return to private life for some time. "A prison isn't a very cheerful place," he said today.

Williamina Gets Through Tickets. SALEM, Or., Nov. 3.—(Special.)—The Portland, Eugene & Eastern Railroad has notified the Railroad Commission that it will sell through tickets from Williamina to all points on its lines and the Southern Pacific. Residents of the town complained that the company was not selling through tickets and the

An Organization Is No Stronger Than Its Weakest Link

The directorate of the Columbia Life & Trust Co. represents the utmost in ability, conservatism and strength.

W. M. Ladd, Theo. B. Wilcox, Edward Cookingham, S. P. Lockwood, R. R. Hodge, C. J. Smith, Walter Mackay, Holt C. Wilson, M. M. Johnson, Isaac D. Hunt.

The Company of Satisfactory Policy Holders



Commission was giving the complaint consideration.

BUDGET PARTLY O. K.'D

DEMANDS OF 8 DEPARTMENTS OF COUNTY APPROVED.

Expense Requests of Seven Others Held Over for Further Investigation by Committee.

Preliminary consideration of portions of the 1914 county budget by the advisory committee last night resulted in the temporary approval of the demands of eight departments of the county government and the expense requests of seven were held over for further investigation. Others were not considered but will be taken up at a meeting of the board today. The budgets for the following departments were approved, subject to revision: Public Library, \$90,850 for salaries and \$22,483.25 for supplies; Board of County Commissioners, \$5300 salaries and \$605 supplies; purchasing department, \$2400 salaries and \$1200 supplies; Assessor, \$4240 salaries and \$5505 supplies; Auditor, \$6260 salaries and \$752.49 supplies; District courts, \$240 salaries and \$2475 supplies; Constable, \$17,230 salaries and \$1995 supplies; and Coroner, \$7100 salaries and \$400 supplies.

Those departments whose requests were held up for further investigation are: County School Superintendent, Treasurer, Sheriff, janitor, engine room, Courthouse, District Attorney and juvenile. Reports from Salem where the State Tax Commission has been in session are expected in a few days notifying Assessor Reed of the public service apportionment for Multnomah County. The date that arrives the advisory committee hopes to have the county budget in such shape that it may be reduced if necessary.

"DRYS" AHEAD IN SALEM

Prohibitionists Say Yesterday's Vote Indicates Victory Today.

SALEM, Or., Nov. 3.—(Special.)—The results today in the primaries for non-partisan nominees for City Council, including the four out of seven wards, indicate that the city will go dry at the local option election tomorrow. It is declared that four out of seven wards had nominated men who are opposed to the licensed saloon. Several of the nominees having received a majority of all the votes cast, will be declared elected, while those leading in the other wards will be voted upon at the December election.

Efforts to recall Councilmen Stols and Hatch failed by a large majority. The results in six wards follow: First—J. N. Hoover, 135; William McMichael, Jr., 84; A. T. Moffatt, 79; S. M. Endicott, 7; G. G. Brown, 5. Second—Florian Von Eschen, 302; Charles Dick, 257. Fifth—E. J. Brown, 104; Walter Spaulding, 97; James R. Neer, 85; Frank W. Kelly, 76. Fifth—E. J. McCracken, 331; Theodore Roth, 77. Sixth—J. McClelland, 233; W. H. Dahlymple, 109; D. M. Brown, 95; G. G. Tooker, 34. Seventh—O. Preenell, 277; J. D. Warring, 146; N. D. Elliott, 4.

UNION FOR WORKMEN'S ACT

Compensation Bill's Principle is Sound, Say Engineers.

Local 87 of the International Union of Steam and Operating Engineers, at a meeting Saturday discussed the workmen's compensation act, going into all the different features of the act. The consensus of opinion was that the compensation, while greater than that provided in the Washington act, should be more. The principle of the act is sound, and a good foundation to build on in the future, speakers asserted. The first-aid feature of the bill attracted appeal to all present, and they were enthusiastic for its passage Tuesday.

Resolutions passed denounced a false and misleading "padding" advertisement appearing in the daily press regarding the workmen's compensation act.

The resolutions declared: "This law will give the workmen more, but the liability insurance companies less. It protects the workman, his wife and children. Workmen generally are in favor of the measure. We unhesitatingly endorse the law and ask all home-loving workmen and women to vote 348 X, 'yes.'"

Three Street Speakers Arrested. Braving the rain that fell persistently at Sixth and Alder streets last night, John Schaller, Charles Gibb and W. F. Lashells were arrested on a charge of violating a traffic ordinance when they attempted to speak from the forbidden intersection. E. I. Chamberlain was arrested for disorderly conduct.

The United States exported 82,000,000 gallons of gasoline in the fiscal year ending with June.

THE wonderful success of our Ladies' Coat Department is due in a large measure to the fact that the stocks have not been allowed to become depleted.

You'll find here today more coats than you would have found six weeks ago, but they're not the same coats.

New fabrics—new models—new combinations of color tones, making it a pleasure to select where there is so much from which to choose.

Weaves that are worth while—modes that are in good taste—all are worthily represented in this collection.

There's economy in price as well; garments that are tailored in the best of styles at \$15, \$18.50, \$20, \$22.50, \$25, \$27.50, \$30 and upwards.

The ladies' store occupies the entire third floor; it is perfectly lighted by windows and skylights allowing all fabrics to be seen in their true colors. You are courteously invited to visit this splendid apparel exhibit.



BEN SELLING

Morrison Street at Fourth

EX-BELLBOY ON STAND

HENNING TESTIFIES DONAHOE DREW HIM INTO PLOT.

Witness Says He Got Money for Involving ex-Manager of Harvester Company in Alienation Suit.

CHICAGO, Nov. 3.—John C. Henning, a former bellboy, testified today at the trial of Attorney Daniel Donahoe and Isaac Stiefel, charged with conspiracy to defame Clarence S. Funk, former manager of the International Harvester Company, that he had been induced by Donahoe to bring suit charging Funk with having alienated his wife's affections on Donahoe's promise that nothing ever would come of the suit and that he would be well taken care of. Mrs. Henning, who was excused from the witness stand last week because of illness, was cross-examined by the defense today and denied she ever had told Donahoe she had gone riding and to hotels with Funk and that Funk never had seen Funk until she confronted him in court 10 days ago. Henning told on the stand of his first meeting with Donahoe in 1911 after his wife had been introduced to the attorney by Miss Aileen Happner. Henning said: "When I saw Donahoe the first thing he asked me was if I knew Clarence S. Funk. I said no and he said: 'Well, there are certain parties who want to bring a suit against Mr. Funk. The interested parties have told me that you and Mrs. Henning will be well taken care of as long as you live. You will never need to worry any more.' He gave me \$150. I think he also gave my wife some money and the tickets to the theaters. "Three days later he gave me a statement to sign. "What was the statement?" "Well, I was the plaintiff in a suit against Mr. Funk, charging him with the alienation of my wife's affections. The witness said he saw Donahoe three days later and the attorney advised him to get out of town because the reporters would be hounding them. Donahoe bought the ticket to Mobile for him and gave him \$200.

BARRATT O'HARA IS "HOBO"

Illinois Lieutenant-Governor Admits He Was "Down and Out."

CHICAGO, Nov. 3.—Barratt O'Hara, Lieutenant-Governor of Illinois, is a hobo. It became known yesterday, when E. Jeff Davis, president of the National Hobo Union, reported the fact at a meeting of the Chicago Fed-

eration of Labor. Later O'Hara admitted it and announced that he is proud of the connection. "I met the Lieutenant-Governor at a ball," said the king of the hobos, "and he told me that once he had been down and out. I told him that entitled him to membership and I pledged him. The Lieutenant-Governor was given a number, a road sign and a badge, but he will be expected to make at least one trip on his own resources before he will be regarded as a real 'Ho.'"

"Yes, I joined the Hobos," said O'Hara. "I took the oath, although I never expect to ride in a side-door Pullman."

Pavlova Opens Second Tour.

NEW YORK, Nov. 3.—Madame Pavlova, the Russian dancer, and her company formally opened their second American season with a performance at the Metropolitan Opera-House tonight after an absence in Europe of three years. Novikoff, Zailch and Cecchetti were the three men dancers who appeared as principals with the danseuse.

Premier to Have Outing.

NEW YORK, Nov. 3.—Robert Laird Borden, premier of Canada, and Mrs. Borden, who have been spending a few days in New York, will leave tomorrow morning for White Sulphur Springs, Va., where they will spend the remainder of the month.

California HOTELS AND RESORTS

Hotel Virginia LONG BEACH CAL.

"The most superbly situated hotel in all America." Accommodations for 400 guests. American plan. Famous the world over for its excellence in cuisine and thoroughness of service. Guests are extended every privilege at the famous Virginia Country Club, 18-hole golf links; tennis; Winter bathing; miles of magnificent boulevards. For folder and rates write Carl S. Stanley, manager.

Stratford Inn AT DEL MAR

"THE SPOT BEAUTIFUL OF ALL SOUTHERN CALIFORNIA" Combining ocean, mountain and valley. Perpetual Springtime. Modern hotel, open year around for those demanding refined surroundings. Equalled nowhere. Rates and illustrated booklet upon request.

Hotel Clark LOS ANGELES, CAL.

EUROPEAN PLAN—OPEN DEC. 1. The new, perfectly appointed fireproof hotel, built from Central Park, convenient to all stores, theaters, amusements. Rates, \$1.00, \$2.00, \$3.00, \$4.00 and \$5.00. Beautifully furnished rooms with private bath. F. M. DIMMICK, Lessee and Manager. 1111 at Fourth St., Los Angeles, Cal.

ARLINGTON HOTEL SANTA BARBARA CALIFORNIA

"Only fireproof hotel in the Mission City." Equable Winter climate. Countless outdoor sports and amusements. Famous for its cuisine. E. P. Dunn, manager.

HOTEL HOLLYWOOD Hollywood, Los Angeles, Cal.

Midway between city and ocean. Equable, warm, dry Winter climate. Every outdoor recreation. Splendid cuisine. Write for booklet and rates. George S. Krom, manager.

ARLINGTON HOTEL SANTA BARBARA CALIFORNIA

"Only fireproof hotel in the Mission City." Equable Winter climate. Countless outdoor sports and amusements. Famous for its cuisine. E. P. Dunn, manager.



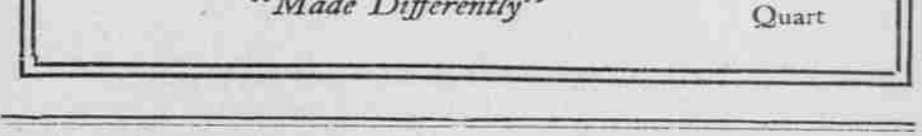
"Fift years ago, when Golden Wedding Whiskey was young."

Golden Wedding WHISKEY Bottled in Bond

going straight "home", where it scores to the satisfaction of both host and friends. You get a winner every time when you pick this fine, mellow, old whiskey that is ripened in the sunshine under strict government supervision, and made according to a special formula that has been handed down through generations.

Golden Wedding is really "some whiskey." It has the right "zip" because it is

"Made Differently"



Rah! Rah! Football Game U. of O. vs. O.A.C. \$3.10

Saturday November 8

At Albany

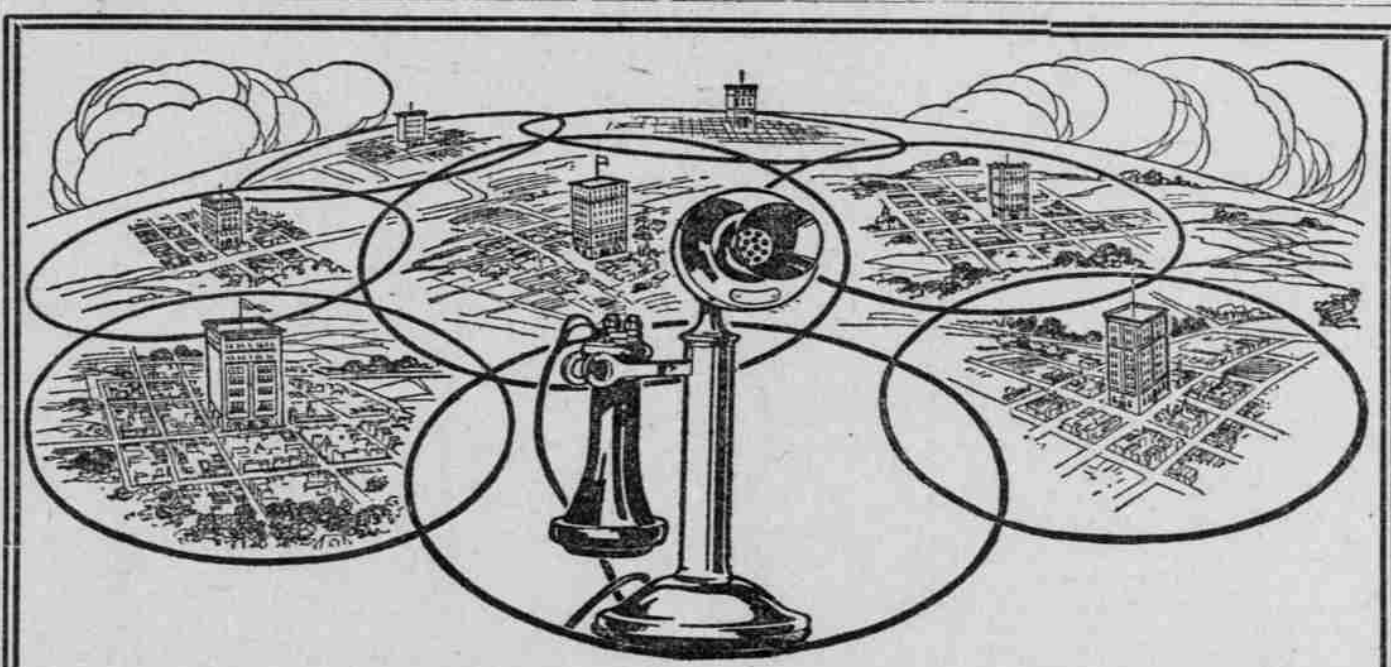
Round Trip Fare Portland to Albany

Join the Crowds

Students, faculty and citizens from towns in the Willamette Valley will be there.

Tickets good going Saturday For return Sunday or Monday

\$3.10 Call at City Ticket Office, 80 Sixth St., Corner Oak, Union Depot or East Morrison Street John M. Scott, Gen'l Passenger Agent



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EACH Bell telephone is the center of a talking circle, to which there are no arbitrary boundaries within the limits of speech transmission.

Each central office is a clearing-house for telephone talk extending far beyond its own system.

Universal communication means not only intercommunication between subscribers in the same exchange system, and with those in other exchange systems, but also long distance communication with each connected telephone in the Bell system within speaking distance.

There are over 7,500,000 interconnecting Bell telephones, each an open door for telephonic communication, uniting a nation of 92,000,000 people and promoting the happiness, the welfare and the prosperity of all.

Every BELL TELEPHONE Is A Long Distance Station

The Pacific Telephone and Telegraph Company