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The Weather—Showers tonight or Friday; southerly winds.

Oregon Daily Journal

JOURNAL CIRCULATION YESTERDAY WAS 30,501

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PORTLAND, OREGON, FRIDAY EVENING, OCTOBER 9, 1908.—TWENTY PAGES.

PRICE TWO CENTS. OF TRADE AND NEWS STANDS, FIVE CENTS.

POLICE TRY TO PROVE CASE AGAINST MARTIN

WITNESSES CALLED TO IDENTIFY BLOODSTAINED COAT AND PISTOL

Defense Seeks to Prove That There Was Irregularity in Securing Evidence to Assist Prosecution—Alleged Conversations Before Jurors to Be Aired.

Weaving of the circumstantial thread upon which the state hopes to convict Edward H. Martin of the murder of Nathan Wolff was begun in earnest in the circuit court this morning.

The owner of the stolen gun was also produced and identified it. These were the chief points of the state's evidence, so far as to connect Martin with the crime.

Another feature of the morning was an effort by the defense to present testimony to show that Detectives Price and Hellyer "buffed in" when the jury went to view the scene of the tragedy yesterday afternoon.

Keenly observant of everything that transpired, Martin sat beside his attorneys this morning. One by one he saw the bloody ax and its broken handle, the stained handkerchief, the gun with the blood on it, the rifle fairly saturated with Nathan Wolff's lifeblood and the overcoat said to be his that carries a crimson coloring all over its front, paraded in front of him and

shown to the jury. The more horrifying the exhibit the greater the interest that Martin took in it, bending half over the table at times to obtain a closer view of the mute accusers.

When the collar was passed to the attorneys for examination Martin spent some time inspecting it, apparently searching to make out the half-obliterated laundry marks and brand.

Innocent or guilty, his wonderful nerve in the presence of the horrible reminders of the crime is alike remarkable. One would think from observing his conduct that he is making a study of the case, as a spectator might. He is not a man of emotions, and his countenance never bears a shadow.

During a brief recess he turned to where his wife sat. First he shook hands with her and her sister, then kissed her, the first time she had made any show of affection for her since the trial began. When he came in early in the morning he had merely spoken to her and smiled.

Miss Griffin, Mrs. Martin's sister, was regarded in the early stages of the case as a probable witness for the state. Shortly after the sensation caused by Martin's arrest she disappeared, but the defense has all the time said she would return for the trial.

First mention of the overcoat supposed to have been owned by Martin and "planted" with a stolen gun in south Portland where it was found on the night of May 6, came with the testimony of J. F. Ewing. The witness identified the gun as one he had seen with Wolff.

Then A. W. Allen, a retail druggist at Sixteenth and Marshall streets, was shown to the jury.



Edward H. Martin, From Photograph Taken at the Time of His Arrest.

BRYAN TRUSTS IN THE RIGHT OF SWEETHEART

Relies on Will of the People to Overcome the Corporations.

Joliet, Ill., Oct. 9.—In a speech here today William J. Bryan expressed his confidence that "right will triumph" in the present campaign and said: "I am sure that the will of the people will overcome the wishes of the corporations, which desire the election of Judge Taft to the presidency."

BIG WATER TANK AT TOMBSTONE DYNAMITED

Tombstone, Ariz., Oct. 9.—The Tombstone Consolidated Mines company has employed detectives to discover who dynamited the 15,000-gallon water tank that supplied the mill. The town was shaken yesterday by the explosion and several mill employees narrowly escaped death.

HELD FOR DEATH OF SWEETHEART

Guy Razor Suspected of Shooting Ora Lee at Wadsworth, Ohio.

Wadsworth, Ohio, Oct. 9.—With a bullet wound in the temple, the body of Ora Lee, 20 years old, was found on the roadside two miles southwest of town early today. There were no evidences of a struggle, the limbs having been straightened out and the clothing carefully arranged.

MAN KILLED IN TRACTION SMASHUP

Haverhill, Mass., Oct. 9.—With a terrific crash a vestibuled Georgetown car of the Boston Northwestern Electric road was struck by a work car at the foot of a steep hill near here today, killing one man instantly, injuring another fatally and wounding a score of passengers.

BURN HOLE IN JAIL WALL; ESCAPE

John Bowers, Charged With Attempted Murder and Arthur Clark, Larcenist, Break Out of Oregon City County Prison.

Oregon City, Oct. 9.—When Janitor Nehren entered the courthouse at an early hour this morning he found that two prisoners had effected their escape last night. The prisoners were John Bowers, held for trial for an attempt to kill his wife, at Gladstone, a few weeks ago, and Arthur Clark, serving a six months' sentence for larceny of a lot of tools from a woodcutter's camp, month ago. The prisoners had burned their way out during the night.

The jail is in the basement of the courthouse. The walls of the jail are of rock, the floor of concrete and overhead, ceiled with matched ceiling lumber. Through this ceiling, which is only an inch thick, the escaped prisoners burned a hole about a foot square with a red hot poker.

After crawling through the two openings, into the assessor's office was an easy task, and the built-door of the courthouse being fastened by an ordinary latch lock it was no trouble to walk out into the street and disappear. There were five prisoners in the jail at the time of the break. Miss Griffin, held for trial for the murder of Mary Schrock, two months ago; P. J. Wilson, charged with criminal assault; John Wallace, serving time for petit larceny; and Bowers and Clark. Bowers and Clark occupied one cell, Wilson and Wallace occupied a cell across the hall, and Janelga occupied the steel cage. Had it been otherwise, the jail might have been without an occupant this morning.

Misses Ethel and Letha Jackson, two clerks in the assessor's office, were at work there from 7 to 9 o'clock last night and heard the noise underneath but thinking it to be caused by wood-rats, which infest the building, they paid no attention to it.

BRYAN'S FINAL SPEAKING DATES

Will Close Night Before Election at Omaha, With Grand Rally.

New York, Oct. 9.—The final speaking dates of Bryan's campaign were announced at headquarters here today. He will speak at Madison Square Garden, October 26; Brooklyn, October 28; Syracuse, October 29; Buffalo, October 30; Chicago, October 31.

TURKISH FORTS FIRE ON BULGARIAN FLAG

Abdul Hamid Sultan of Turkey

General Situation in Balkans More Serious and Complicating Than Ever Before.



England Sends Fleet to Lemnos—Ships Mobilizing—Austria Defiant.

(United Press Leased Wire.)

Vienna, Oct. 9.—The Turkish forts at Constantinople have fired on a vessel on the straits of the Bosphorus that was flying the new Bulgarian flag of independence, according to a message just received here. The general situation is far more serious than ever before. A declaration of war between Austria and Serbia is expected any moment. Russia's fleet in the Black Sea is mobilizing. British ships have been ordered to steam immediately to Lemnos, a Turkish dependency. A general breaking away of the Turkish empire is imminent and the complications confronting the powers become more tangled every hour.

St. Petersburg, Oct. 9.—Fearing that Austria contemplates taking advantage of the situation in Serbia as an opportunity for further extension of its territory, Czar Nicholas today ordered the mobilization of the Black sea fleet.

It is rumored here that a plan has been conceived by which Bulgaria, acting in conjunction with Austria, will endeavor to seize part of Macedonia. If any such step as that is undertaken Russia undoubtedly will be drawn actually into the situation.

London, Oct. 9.—England today ordered the battleships Glory and Prince of Wales and the cruisers Diana and Lancaster to proceed at once from Malta to the island of Lemnos, which is a Turkish possession, and is located in the Greek Ionian archipelago. England is taking this action on the representation of Turkey that only the presence of English warships can calm the Turkish population and prevent the destruction of the empire.

London, Oct. 9.—England today abandoned hope of avoiding war in the Balkans and it seems certain that hostilities will be commenced.

(Continued on Page Six.)

PRIMARY LAW IN SUPREME COURT

Will Close Night Before Election at Omaha, With Grand Rally.

Olympia, Wash., Oct. 9.—The largest audience ever present at the supreme court attended the session today. Beginning at 10 o'clock arguments began on the four attacks upon the direct primary law. They will be concluded late this afternoon, when the court will retire for consultation and will probably follow the usual custom and take the questions under advisement.

The date when the decision will be rendered rests entirely with the court. It may be within 24 hours and it may be as many months.

Among the candidates present at the hearing were M. E. Hoy and W. P. Bell, both directly interested in the outcome.

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NEW BUILDING ORDINANCE

Despite Protest of Building Inspector, Council Committee Recommends Architect's Measure Applying to Apartment Houses.

Acting directly against the advice of Building Inspector Dobson, the health and police committee of the council has recommended the passage of a new building ordinance presented for its consideration by D. L. Williams, an architect of Portland. In urging the passage of this ordinance Williams said it would encourage the erection of brick and other buildings outside the fire limits instead of wooden structures.

The architect said that under the present building ordinance apartment houses and those used for similar purposes can not be built because the cost would be more than the revenue would justify. Williams asked that the requirements for wall thickness be cut down to at least nine inches. The committee went him one better and cut it to eight.

Dobson Against Measure. Inspector Dobson, who had been asked to appear before the committee and state his ideas with regard to the proposed measure, informed the councilmen that he thought it a bad one and a dangerous experiment. He said that other cities in the country had a similar ordinance. When asked if the present wooden walls in use outside the fire limits were not more dangerous than the proposed reinforced brick walls he said no, and gave as his reason that the great weight of the brick or tile material if not made with great stability by sufficient thickness would be an ever present menace in case of fire because of the tendency to fall when weakened.

Mr. Dobson said, however, that the present ordinance could be remedied so as to admit of the construction of dwellings and other buildings at a cost which would not be prohibitive. He asked the committee to look into the building ordinances of other cities and not take action at once on the tentative ordinance which they were considering.

(Continued on Page Six.)

PERMANENT HOME FOR U.-M. FAIR

Management Plans to Erect Buildings and Secure Location.

(Special Dispatch to The Journal.)

Pendleton, Or., Oct. 9.—Permanent buildings will house the Umatilla-Morrow district fair next year if the present plans are prosecuted.

Although the management as yet has made no plans for future fairs, it is understood that the men who at present control the destinies of the association favor permanent buildings and that if the problems of transportation are solved and they continue in management the fair next year will be better both in the character and the housing of the displays.

In case of acquiring permanent buildings the association will face the problem of transportation. It has been suggested that if the interurban road comes through by next year and a location can be secured within a reasonable distance of town where buildings for the exhibits can be erected and a track, preferably a mile track, can be built that a stock company be organized and undertake the work.

Another plan is to secure simply a location for buildings and maintain the same pleasant social arrangements that have made the fair a success under present conditions. In case this scheme is adopted it has been recommended that the lots belonging to the city near the water pumping station be secured for the purpose.

ERB CASE TAKES SHAPE OF PLOT

Theory That Wife and Her Sister Schemed to Get Property and Kill.

(United Press Leased Wire.)

Philadelphia, Oct. 9.—New light is thrown today on the tragic killing of Captain J. Erb in his country home near Media by the finding of his army revolver with an empty cylinder and clean barrel, in his room. A box of 38-caliber cartridges, fitting the weapon, were found under a dresser in the room of Mrs. Erb. The theory of the police is that the cartridges were removed to prevent Erb using the weapon in self-defense.

Philadelphia, Oct. 9.—The jail physicians say that Mrs. J. Clayton Erb, who tried to hang herself to a bedpost in the Media jail yesterday, will recover and be able to stand for the murder of her husband, of which she and her sister, Mrs. Katherine Beisel, stand accused.

The two women are accused of plotting to get Erb's property in his wife's name and of then trying to kill him with slow poison. Falling in this, say the police, they lured him to a lonely place and shot him. Mrs. Erb is said to have twisted her undershirt into a rope yesterday and attempted to strangle herself to death. The timely interference of jail hands saved her life.

INSIDE PROPERTY IS RISING

Scott Brooke Buys Quarter Block at Corner of Twelfth and Washington for \$135,000—Highest Price Yet Paid for Real Estate in That Section.

Upper Washington street really established a new record for high prices this morning. When Thomas Scott Brooke paid \$135,000 for a lot 100 by 100 on the southwest corner of Twelfth and Washington. The price represents the value of the ground, since the buildings on the corner are old wooden structures and of but little worth. Mr. Brooke bought the property from the estate of Miss Rachel Morris.

For some time past the march of values has been tending towards the west on Washington street and recently some high prices have been paid for property situated far up the street. This purchase, however, puts the high money mark on upper Washington street and establishes a new record of values for realty in that district. This is all the more so because Mr. Brooke is one of the prominent realty men of the city for a number of years, is recognized as being a most careful and conservative investor.

DO IT NOW, OR IT MAY BE TOO LATE



Jones: Hello, Smith, have you registered? Smith: I haven't time to register. Jones: Thought you had registered. Smith: I have now. Jones: Ah, I thought so. Smith: I have now. Jones: Ah, I thought so.

RESULTS

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