

WOLFF'S GLOVES FOUND IN MARTIN'S GIP

POLICE PRESENT NEW CLEW IN MURDER CASE

Mrs. Wolff Identifies Property of Dead Husband by Thread With Which She Mended Tear—Prosecution Regards Evidence Convincing.

That a pair of Dent gloves contained in a suitcase left behind by Edward H. Martin at the Belvedere hotel were the property of Nathan Wolff will be shown by the state this afternoon. This testimony, the trump card of the state, is relied on, taken in connection with the other damaging evidence, to send Martin to the gallows.

That the gloves will be identified by Mrs. Wolff, widow of the murdered man, beyond the shadow of reasonable doubt, is the claim of the prosecution. She will be able to do this because she mended her husband's gloves with silk thread where they had ripped. The remainder of the spool of thread is in possession of the state and it will be shown that the thread used in mending the gloves is of the same kind and color.

This testimony, apparently the strongest link in the chain the state is forging around Martin's neck, was only partially developed this morning and the significance of it was not brought out, as Mrs. Wolff had not yet been called to the stand. But the suitcase and gloves left at the Belvedere were positively identified, and it was shown that Martin admitted to the detectives that he left the suitcase there. Detective Tichenor said that Martin named over to him nearly all the articles the suitcase contained, but omitted to mention the gloves.

Clerk Webb on Stand. W. W. Webb, clerk at the Belvedere, identified Martin as the man who registered on the afternoon of May 4, signing the name of J. H. Barrett. The witness said Martin was carrying a miniature suitcase. The next day the room was rented to another man, and this man reported to Webb that some one had left some baggage in the room. Webb went to the room and took charge of the suitcase, the one Martin carried when he came to register. The witness kept the case in the office, thinking the owner would return for it, until he read in the newspaper that Martin had told the officers that he had registered at the Belvedere under the name of Barrett. Then the witness and John Cordano, the house detective, opened the suitcase, and found the gloves, shaving outfit, handkerchief, tooth paste and toothbrush. These articles were all turned over to the police.

Detective Present. John Cordano, the hotel detective who was present with Webb when the suitcase was first opened, did not identify the witness. He is somewhere in California, and the state has been unable to secure his attendance. From the train of questions asked by the defense on cross-examination, it appears that the defense will try to establish that the gloves having been originally left in the suitcase by Martin, and will present the theory that they, as well as

the bloody overcoat found with the stolen gun, were planted by detectives, who are bent on making Martin a victim of circumstance. Other important parts of the state's testimony were brought out this morning. A man who clerked for Nathan Wolff testified that the cravatette worn by Martin at the time of his arrest looks "very similar" to one he saw Wolff wear. E. C. Eubanks testified that this coat, or one identically like it, he sold to Wolff in February. By the same witness it was shown that this coat, one of the same make and the same size sold in Portland; that the sale tags have been removed, and that threads left where the tags were torn off show that the tags were torn of the same size as those attached to unsold coats of that pattern.

By the detectives it was proved that a collar found at the Martin home corresponds in make and size to the blood-stained collar found in the possession of Wolff. Detective Tichenor testified that Martin, after his arrest, stated that he bought three shirts from Max Drey, one of which he was wearing, and that the other two would be found in a dresser drawer at home, but diligent search failed to reveal about them. By the same witness it was stated that Martin declared a cat had scratched his face and hand, had hit his thumb and that an axe flew off the handle while he was splitting wood and cut a deep gash in his forehead. Martin also declared he had borrowed the revolver of Mrs. Grub, said the witness.

The defense made an attack on Tichenor's reputation, securing an admission that he had been in the reform school. Tichenor said that his mother had seven children, was unable to support them, and he was committed to the reform school when about 9 years old because she was not able to care for him. He denied that he had been committed for the larceny of a horse. He asserted that he was sent to the reformatory institution because his mother was overburdened, and said he "was proud of it."

The Morphine Story. Another onslaught was made on Tichenor when he was asked if he had not held morphine in front of the defendant while the latter was confined in the city jail and prison, and if he wanted if he would confess, knowing that Martin was suffering torture because he had denied the use of the drug. Tichenor denied that he had done this.

Many scores of people were turned away from the courtroom this morning long before the hour for opening. At 8 o'clock, one hour and a half before the trial was to begin, a large crowd was taken, and a surging crowd that besieged the doors after that hour kept the hall full.

Schlott Called. John M. Schlott, the first witness of the morning, was a failure. He acted like a person stunned and his memory failed him when District Attorney Cameron tried to draw from him the testimony he wanted. Schlott was one of the men who, with Fraser and Lynch, found the bloody overcoat in South Portland. Lately he has been staying

HISGEN HERE, DETROIT WINS ONE FROM CUBS

Independence League Candidate, However, Has His Own Little Story of Oil Trust Johnny to Relate—Meeting Tonight.



THOMAS L. HISGEN Independence League Candidate for President.

William Randolph Hearst did not come. After saying Francis J. Honey and the Standard Oil senators in San Francisco Saturday night the founder of the Independence party hastened to depart for New York, where the condition of things politically call him.

Thomas L. Hisgen, presidential candidate of the Independence party, reached Portland on schedule. Time, however, and tonight will be the principal speaker at the rally planned for tonight at the Armory. Clement L. Pollock, an orator of Massachusetts, is also of the Hisgen party and will make one of the addresses at the Armory tonight. C. Foster of Portland will serve as the

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Confidence reigned in the camp of the local ball tossers while the cages of the Tigers were surcharged with eloquence and confident of the ability of their team, would not concede Detroit a single victory. They pointed to the fact that Donovan, the terror of the American league batsman, has been effectually subdued and that the rest of Jennings' pitching staff will be easy. Chance was particularly pleased to have Overton land his game as the big fellow was regarded uncourtly because of his erratic work during the last season.

Jennings promised a better showing from his batsmen today, but he figured that they could take the next two games from Chicago.

The lineup for the Detroit team was: McIntyre, left field; O'Leary, shortstop; Crawford, center field; Cobb, right field; Rossman, first base; Schaefer, second base; Thomas, catcher; Coughlin, third base; Mullin, pitcher.

The Chicago team was made up as follows: Shocker, left field; Evers, second base; Schulte, right field; Chance, first base; Steinfeld, third base; Hofman, center field; Vinkler, shortstop; Kling, catcher; Pfeister, pitcher.

JUDGE GANTENBEIN DECLARES SUNDAY LAW UNCONSTITUTIONAL

Legislative Powers Can Frame Laws to Prevent Sabbath Profanation, but Cannot Discriminate as to Persons.



Judge Gantenbein.

That the Sunday closing law as provided by the state legislature is unconstitutional was the decision of Presiding Judge Gantenbein in the circuit court this morning. The decision of Judge Gantenbein was handed down in deciding a demurrer which had been filed by the state through the district attorney's office in answer to the injunction granted by the presiding Judge restraining the police department and all other city officials from making any arrests for violation of the Sunday closing law.

The injunction was granted late in the afternoon of Saturday, October 3, and the officials were notified to make no arrests on the following Sunday, pending the result of the decision on the injunction. A demurrer to the injunction was filed by the district attorney and the date for hearing was set for this morning. Judge Gantenbein held that the Sunday closing law was unconstitutional because the legislature has no right under the supreme law of the land to discriminate between occupations and based that decision on the constitutional law which allows freedom in religion. Following is the decision in full:

"Upon application of the plaintiffs, a temporary injunction was granted by this court, enjoining the defendants (District Attorney Cameron, Sheriff Stevens and the police) from molesting the plaintiffs or any of them in the conduct of their businesses, and from complaining against, indicting, arresting, incarcerating or taking bail from the plaintiffs or any others similarly situated, by any means or proceeding whatever, for alleged violations of the so-called Sunday closing law, until the further order of this court. The plaintiffs in their complaint also prayed that upon a hearing a perpetual injunction be granted to them against the defendants.

"A demurrer has been interposed to this complaint, challenging the authority of a court of equity to issue an injunction in cases of this character. Ordinarily a criminal prosecution cannot be enjoined by a suit in equity. There is, however, a well recognized exception to this rule, and that is in cases of this character. Where a criminal prosecution under color of a void law are threatened, which, if enforced, would deprive a party of property right, a preliminary injunction may be granted, and the court has jurisdiction to interpose an injunction where the plaintiff is entitled to a right, are proceeding illegally to injure the property of individuals or corporations.

"It is contended by counsel for the plaintiffs that the defendants are proceeding illegally, the act which they are attempting to enforce being in violation of the act recited in the complaint. Section 1985. If any person shall keep open any grocery, dry goods, billiard, billiard room or tipping house, on the first day of the week, commonly called Sunday, or the Lord's day, such

no trace of him in the city. Mrs. Gordon is at the home of her parents. It is understood that the young man's parents at first interposed objections to the marriage, as he is scarcely 20 years old, but that he was determined nothing should stand in his way, and at Vancouver courthouse declared himself to be 21 years of age.

When he returned to Portland Tuesday evening after the marriage had been performed, he was under age, but the consent of the young lady's father having been obtained, there was a hurried trip to the Gretna Green across the Columbia.

H. H. S. Templeton of the Presbytery of Vancouver performed the ceremony. He asked the Portland friends of Bain Gordon to look for him this morning to extend their congratulations they found

That W. Bain Gordon, son of W. A. Gordon, commission merchant in the Board of Trade building, was married to Miss Maude E. Faulkner, aged 17, daughter of Major Joseph L. Faulkner, division officer of the Salvation Army, in Vancouver last Tuesday afternoon. The piece of news which surprised the younger set today.

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GOMPERS ASKS UNION SUPPORT

Republican Party Nominated Champion of Injunction Says Leader.



Samuel Gompers.

Washington, Oct. 12.—An appeal to the laboring men of the country to vote for W. J. Bryan for president was issued today by Samuel Gompers, president of the American Federation of Labor, in which he says the "despotic power of the Republican party will undermine the government and that it is as dangerous as power under a crown."

"To stay its progress we appealed to the Democratic party," says Gompers, "and they nominated Judge Taft, the original champion of the injunction."

"The Democratic party stands for and by the law. Gompers closes the appeal by asserting that duty requires the laboring element of the country to support the Democrats in the national election.

Miners to Discuss Terms. (Special Dispatch to The Journal.) Scranton, Pa., Oct. 12.—Delegates representing the three anthracite districts of the United Mine Workers met in convention here today to discuss the terms of a new wage agreement to become effective upon the expiration of the present three-year agreement next April.

A general eight-hour day and a uniform rate of wages and the "check off" system will probably be included in the demands of the miners.

G. O. P. Eyes on Virginia. (Special Dispatch to The Journal.) Richmond, Va., Oct. 12.—At Roanoke tonight, with ex-Secretary Leslie M. Shaw as the speaker, a vigorous Republican campaign will be inaugurated in this state and will continue until election day. Mr. Shaw is booked for three speeches and will be followed by ex-Senator Thurston of Nebraska and several other noted campaign speakers.

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CHICAGO 3 DETROIT 8

FINAL SCORE: Chicago . . . 3 Detroit . . . 8

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UNION AVENUE BRIDGE OPEN SOON

Fine Steel Structure Over Sullivan's Gulch Is Fast Nearing Completion.

The new steel and concrete bridge over Sullivan gulch at Union avenue is about completed so far as the structural work is concerned and will be turned over to the city in the next few days. All that remains to be done is the laying of the concrete flooring and connecting up the tracks of the street railway company.

This bridge was built by the North-West Bridge company, as was the one at Grand over the gulch, and is one of the most substantial structures of its kind in the city. The completion of this bridge gives the residents north of the gulch three new viaducts over which to reach the business part of the city. For several months, or since construction of the Union avenue bridge was commenced, it has been necessary to swing all the Union avenue cars one block east and bring them in over the Grand avenue bridge.

The Union avenue bridge is out of alignment and will be without foundation.

BRYAN SPEAKS TO COLLEGE BOYS

Addresses Students of University of Nebraska and Is Repeatedly Cheered.

Lincoln, Neb., Oct. 12.—Before several hundred students on the campus of the University of Nebraska today, William J. Bryan appealed to the first voters of the country, declaring that the Democratic party is the party of the people. He was loudly cheered by the students, and was given a rousing "three times three" when he concluded.

Bryan will leave here tomorrow on his bridge and the eastern slope of the Rocky mountains. He spent today inspecting the list of contributors to the campaign fund, which was submitted to him by the national committee for his approval.

Americans at Paris Wedding. (Special Dispatch to The Journal.) Paris, Oct. 12.—Many prominent members of the American colony attended the wedding today of Miss Amycyle de la Grange, daughter of Baron and Baroness de la Grange and granddaughter of former Governor John Lee Carroll of Maryland, to Count de la Boelassero Thuns, a Belgian nobleman. The marriage ceremony was followed by a brilliant reception at the beautiful chateau of the Baron and Baroness de la Grange in the Rue de la Copernic.

BRYAN CONTRIBUTORS PUBLIC THURSDAY

Chicago, Oct. 12.—The Democratic national committee announced today that, up to date, 25,000 individuals have contributed to the campaign fund. The list is being compiled today and will be made public Thursday.

WYOMING FOR TAFT, WARREN DECLARES

Chicago, Oct. 12.—That Wyoming will go for Taft by a large vote is the statement of Senator Warren of that state, who was a visitor at Republican headquarters today. He declared his state would give Taft a large majority as it gave Roosevelt.

TAFT GETTING BUSY INDEED

Eighteen Days Over Ohio, Farther East and Down South.

Morrow, Ohio, Oct. 12.—Taft today began his most strenuous tour of the campaign when he addressed the farmers here in the opening speech of a trip that will take him three days through the rural districts of Ohio, three days in the south, next Sunday in New Jersey and Maryland, another day in Ohio, three days in Indiana, a week in New York and a closing speech at Youngstown, Ohio, the night before the election.

The Taft special left Cincinnati at 1 o'clock today with Senator William Alden Smith of Michigan as assistant spellbinder to the Republican candidate.

FIVE MEN LEFT FOR TRIAL

Twenty-One Indicted in Los Angeles Land Fraud Case but Only Five Appear in Portland Federal Court—Three Ask for Mercy of the Court.

How Los Angeles Case Stands. Lee R. Myers, A. H. Hoedler, Richard Hyman, William H. Smith interpose demurrers to the indictment, which counsel are now arguing.

Jeremiah Huntley pleads not guilty and announced that he will conduct his own case.

Frank A. Stewart, William T. Kerr, John R. Miller and Ames E. Johnston plead guilty to technical violation of the law.

RESULTS

Miss Cora Teller, corner of East Burnside street and West avenue, lost a valuable gold watch last Friday and recovered it through the famous "Lost and Found" columns of The Journal on Saturday.

The ticker was returned to The Journal office promptly, and the anxious owner was made happy.

The Journal, being the people's favorite newspaper, reaches more Portland homes, consequently is read by more people locally than any other Portland paper. The superior results that all Journal advertisers get prove that this paper is unexcelled as an advertising medium. To be out of The Journal is to be out of the mind of thousands of people who would spend thousands of dollars in your stores. It does not pay to be out of The Journal for a single day.

White Plains, N. Y., Oct. 12.—Harry Kendall Thaw, slayer of Stanford White, was remanded to the asylum for the criminal insane at Mattewan today, the proceedings for an inquest as to his mental state being dismissed.

The order for the removal of Thaw to the Mattewan asylum was issued by Judge Gantenbein, who was requested to do so by the state.