

FRANKLIN MAY BE SEVEN WILLS NOW CHIEF WITNESS AGAINST DARROW

Detective Believed to Have Made Detailed Confession Covering Activities in Connection With Defense.



Bert Franklin, detective accused of bribery in McNamara case.

(United Press Leased Wire.) Los Angeles, Jan. 31.—"I absolutely and unqualifiedly deny that I ever was in an automobile with Assistant District Attorney W. J. Ford, or that I was ever employed in any way by the district attorney's office. All published reports of such matters are absolutely untrue."

(United Press Leased Wire.) Los Angeles, Jan. 31.—That Bert H. Franklin, on January 14, made a detailed confession to Assistant District Attorney W. J. Ford, implicating Clarence Darrow and others, and that he will be the state's chief witness when Darrow is brought to trial under two indictments in connection with the alleged bribery of McNamara jurors, is a well defined rumor here today.

Franklin refused to admit openly that he and Ford had reached an understanding. In the course of a conversation regarding the alleged confession, however, he made the following apparently significant remarks: "I will never go to the penitentiary. Anything that Mr. Ford says you must see with safety."

Will Not Discuss Case. Ford refused either to affirm or deny the report, saying that he could not bring his case in the newspapers, and for that reason could not discuss the alleged confession.

According to the report, Franklin confessed to Ford while riding in an automobile with a third man. This man, whose name is withheld, is said to be a Chicagoan, and likely to figure prominently in the Darrow trial.

Immunity Believed Promised. The report further says that Franklin will gain immunity for appearing as a witness against the indictments. It will be recalled, so that he may be released on his own recognizance within the next 48 hours. He probably will go to Chicago for the state.

Chief of Detectives Samuel Browne of the district attorney's office today frankly denied that Franklin has confessed. Browne refused to comment on the report that Franklin would appear as a witness against the McNamara counsel, but was firm in his stand regarding the reported confession.

SEVEN WILLS NOW CHIEF WITNESS AGAINST DARROW

Case Makes Slow Headway in Spite of Night Sessions; 10 of 70 Witnesses Have Identified Many Documents.

(Special to The Journal.) Pendleton, Jan. 31.—The defense in the Mabel Warner trial scored a point today when Dave Lavender, manager of the Young estate before the death of Young, declared a letter introduced by the state as one written by Young to his niece, Nora Watts, was not in Young's handwriting and the signature was not Young's. However, this was the only admission made in favor of the defendant, while the witness branded the fourth will as a forgery.

The first sensation was sprung late yesterday afternoon when District Attorney Van Vactor suddenly demanded that the defense produce three other wills subsequent to the fourth. Attorney Johnson for the defense replied by asking that the state produce one of these, to which the names of J. B. Perry and C. C. Hendricks are affixed as witnesses. The second of these, to which it is said the names of Louis Hignitzer and Peter West are signed, Johnson refused to produce, but the third he placed on record. This is dated November 22, 1909, four years after the death of Young, and makes Mrs. Warner, her brother, Fred Young and her brother's wife heirs. The names of Dr. F. Watts and B. H. Hall are signed as witnesses.

This makes seven wills that have appeared since the death of Young. The trial is making slow headway, despite the fact that night sessions are being held. Only 10 of the 70 witnesses have so far been called, and much time is taken up by each in identification of documents.

RESIGNATION MAY BE ASKED BY THE MAYOR

Mayor Rushlight said today that he would probably ask for the resignation of Superintendent Andy Vaughn of the Lincoln park quarry. He said that he might ask for the resignation of other employees of the city at the quarry also. His decision was taken after reading the report of the county grand jury in which charges were made that lax discipline has been maintained at the rockpile.

HAD RICH WIDOW 'COMING' HER WAY

Dermatologist Swears to Sensational Statement Made by Mrs. Tingley.

(United Press Leased Wire.) San Diego, Cal., Jan. 31.—After several hours of grilling at the hands of State Senator L. A. Wright, chief attorney for Mrs. Katherine Tingley, defendant in the Thurston will suit, Mrs. Marietta Dixon, the dermatologist who testified that Mrs. Tingley declared "she had the old woman (Mrs. Thurston) coming her way," stepped down from the stand, the story of her adventures at Point Loma unshaken.

The cross-examination of Mrs. Dixon was not a long proceeding. It was evident that the attorneys for the theosophical leader were taken by surprise, and that they had no desire to open up any more of the happenings at the homestead when Mrs. Dixon was treating Mrs. Tingley for acid stains, as the witness declared.

"Why did not you tell me about these conversations when I called on you months ago?" demanded Senator Wright.

"You didn't ask me," the witness replied.

"Do you have any ill feeling toward Mrs. Tingley?"

"No, I am just here to tell the truth."

It was when Mrs. Dixon testified that Mrs. Tingley summoned one of her assistants and announced that Mrs. Thurston "was coming her way" but that their cards would have to be handled smoothly, that Mrs. Tingley sprang from her chair in rage and declared that the witness be prevented from testifying further.

Following the announcement by Judge Fred Olson, justice of the peace, that he would be a candidate in the coming primaries for the Republican nomination for circuit judge, Judge Olson has filed the following petition with the secretary of state:

FARRELL FAVORS UNION DEPOT PLAN; GRAIN INTERVIEWED

Engineering Scheme of Building Depot Accessible to Harriman and Hill Lines Is Deemed Practicable.

"We have always been in favor of a union depot," said President J. D. Farrell, Vice President of the Greater Portland Association, yesterday.

The committee met with President Farrell, Vice President and General Manager O'Brien and Chief Engineer Boschke to discuss the locating of a union depot at the head of the park blocks in conformity with the Greater Portland plan.

Mr. Farrell added that for some time the matter of a joint arrangement between the Hill and Harriman lines in the construction of a union depot that would serve the traffic needs of the growing city had been under consideration, and that his company was desirous of removing any obstacles in the way of bringing about such a plan.

Monday the committee met with President R. Gray of the Hill line in Oregon, presenting the union depot plan.

Plan Is Feasible. "With the union depot at the head of the park blocks Portland would have the most beautiful and imposing gateway among all the cities of the United States," declared E. H. Ransom, chairman of the committee.

It developed during the two conferences that the absence of engineering difficulties would prevent the construction of a union depot. Both railroads come into the city along the river. All the ground under consideration is railroad property. No plan for separate depots, or for a union depot, was definitely made by either of the railroads.

Those participating in the conference were Chairman Ransom, Postmaster Charles H. Merrick, president of the Greater Portland Plans association; C. T. Prall, D. O. Lavelle, F. W. Holman, J. C. Ainsworth, Francis S. Alkus and the secretary of the association.

Definite plans for the military organization that will sweep the city on Greater Portland, February 29, and enlist for the association 10,000 new members will be made at a special meeting of the membership committee which has been called for Friday noon by the chairman, V. J. Gray.

Women to Attend. Mr. Jones announces in a letter sent to committee members that Mrs. Sarah A. Evans and Mrs. L. T. Hadden will be present to represent the women's organizations. Mrs. Evans said this morning that she would request the entire membership of the Women's club to be in attendance, ready to cooperate in the plan of campaign. The announcement also reads:

"This will be the most important meeting this committee has yet held, and we want to select captains for the 30 or more districts of the city that are to be covered in the greater membership campaign of February 29, so that these captains can turn busy and organize their districts also. The committee can publish the policy and details of our plans, together with the names of those who will have the work in charge in the various districts. The chairman cannot do this until everything has been decided for Friday noon and be with us."

CITY MAY ADVERTISE FOR LIGHTING BIDS

Between the city and the Portland Railway, Light & Power company for lighting does not prevent the letting contracts to other companies for new business is the substance of an opinion filed by City Attorney Frank S. Grant today.

The contract referred to was signed by both parties concerned July 1, 1909, and will continue in effect until December 31, 1912. It provides that the company must furnish current for 1620 arc lights at the rates stipulated in the contract.

While the opinion of the city attorney seemingly clears the way for competition for additional street lights to be installed hereafter, it is nevertheless held that the Portland Railway Light & Power contract has a right on possible rivals for the reason that its wires and poles are already installed and if bids should be invited it would be able to submit a lower price than any competitor covering arc lights within a 1200 foot radius of existing lights.

"Under the provisions of ordinance No. 24,190 the executive board is advised," concludes the city attorney's opinion, "that it has the right to advertise for bids and enter into a contract for lighting the city, either by gas or electricity, notwithstanding the contract now in existence between the city and the Portland Railway Light & Power company. In no event does the company have an exclusive right under the said contract to light the city of Portland. It is only required to furnish a specific number of lights, to wit, 1620."

Mr. Cameron is expected to be interviewed by the grand jury this morning to explain his remarks Sunday evening about District Attorney Cameron. For more than an hour did the jurymen listen to the minister, who told them some things about the district attorney that he later said could not be given the press.

In his Sunday evening sermon Rev. Trimble said that Mr. Cameron's action in the face of his record.

"His effrontery is only exceeded by his infrequency," said the minister. Local social evil was blamed upon the district attorney's administration.

UPHOLDS J. ASTOR'S MARRIAGE TO GIRL

Class Address Is Delivered by William F. Woodward; Lincoln Graduation Comes Tonight; Jefferson Thursday.



Diplomas were awarded 52 students when the February class of the Washington high school held its commencement exercises in the assembly hall of the school last night. William F. Woodward, who delivered the address to the class, spoke of the coming campaign of equal suffrage. In his talk he dwelt upon the responsibility of the girls in the event that women are allowed to vote.

H. C. Campbell of the school board, presented the diplomas, in the absence of J. V. Beach, chairman of the board. R. L. Sablin and L. M. Fleischer, also of the school board, were present.

The musical program consisted of several vocal numbers by the Washington high school girls' chorus selections by the orchestra of the school, and two numbers by the Portland ladies' quartet, under the direction of Mrs. Rose Colleen Reed.

Those Receiving Diplomas. The class that finished last night is a very unusual one, for in the class there are as many boys as girls. In the past the girls have outnumbered the boys, it is stated.

Those that received diplomas are: English course—Anson B. Cornell, Norman Cornell, Eulalia M. Dillman, Edward A. Fox, William Gerratson Jr., LeRoy Johnson, Alfred Lewis Lomax, Alfred Lundstrom, William J. MacKenzie, Gertrude M. Manary, Marie Elizabeth Rice, Dorothy Rogers, Ella Stewart, J. C. Sprague, James Toy, Irene Wilson, Pearl L. Wright, Paul R. Wenzel, Hermes H. Wrightson, LeLand Creighton, Marion Moore.

Latin course—Gertrude Acheson, Grace Connolly, Margaret Hoban, Irving Hopkins, Kenneth Iris, Thara Kelly, Lillian Alice Kennedy, Waltha E. Lasley, Mildred C. Lawrence, Beatrice Locke, Victor H. Sinks, Robert P. Weber.

German course—Kathryn E. Corbin, Lottie F. Grantham, Margaret L. Willsa, A. Shepard, Rita M. Snook, Charles W. Storz.

Teaching course—Lillian G. Appleman, Lillian H. Clark, Anna M. Dugan, Virginia A. Lewis, L. A. Lewis, Bertha G. Marlas, Ethel R. Notter, Emily B. Woods.

College preparatory course—Clyde S. Aitchison, Alex Lawrence Carlson, Helmut Ed Krause, J. Chester Miller, Seymour C. Gleason.

Manual training course—Henry E. Angell, Herman A. Herzog.

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Rev. John H. Boyd, pastor of the First Presbyterian church, will deliver the address to the class when the sixtieth commencement exercises of the Lincoln high school, will be held at 8 o'clock tonight in the assembly hall.

J. V. Beach, chairman of the board of education, will present the graduates with their diplomas. The school orchestra will render several selections, and the school chorus will give several vocal numbers.

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STATE TO RENEW PRAYER FOR DISMISSAL OF INDICTMENTS IN LOUIS J. WILDE CASE DENIED BY GATENS; RESUBMIT TO SUCCESSOR.

Prayer for Dismissal of Indictments in Louis J. Wilde Case Denied by Gatens; Resubmit to Successor.

Following the refusal of Presiding Judge Gatens to dismiss the 11 indictments against W. C. Morris, who pleaded guilty and to the indictments charging Morris and Louis J. Wilde with wrecking the Oregon Trust & Savings bank, and turned state's evidence against Wilde, the district attorney today planning to resubmit the motion to bring the Judge Gatens whose term as presiding officer expires today.

Judge J. P. Kavanaugh will succeed Judge Gatens after the conclusion of the trial of Wilde, which is still in progress. In the meantime Judge Morrow will act as the presiding officer.

Chief Deputy District Attorney Fitzgerald expressed confidence that the charges would be proved and he was given no opportunity to present its reasons for asking for the dismissal, and will make a statement to the court on that line.

Gatens' "Last Day." "Most of the old indictments," said Fitzgerald, "charged Morris with receiving deposits when the bank was insolvent, and we will have to concede that there was little chance for a conviction on that charge, as Morris was in the case some time prior to Judge Gatens of the bank. Other of the old indictments pertained to complicated and technical cases of embezzlement that are difficult to prove, such as the Pacific and the Bank of Oregon."

"In view of the character of the indictments and the fact that Morris was given six years on one charge, has pleaded guilty in the present case, and faces another embezzlement indictment returned last December, the state does not care to bother with the old indictments."

Judge Gatens in refusing to dismiss the indictments, said: "The district attorney has made a motion to dismiss the indictments against Morris."

Court Gives Ruling. "I tried the case of Thomas C. Devlin, the director of the Oregon Trust & Savings bank, after the investigation of the affairs of that institution I came to the conclusion that it was wrecked by this man Morris; many of the depositors were forced to accept bonds in lieu of their claims against the bank, which bonds netted them a substantial loss."

"This man Morris has pleaded guilty to the indictment in which he is jointly charged with one Wilde, who is now on trial, to the crime of embezzlement, and no doubt that one of the conditions upon which he pleaded guilty was that all indictments now pending against him be dismissed."

"I wish to say now that I will not dismiss the indictments against Morris. Unfaithful to Trust. "Any man who was unfaithful to the trust reposed in him by those with whom he was associated, and by that I mean the officers and directors of the bank themselves, to say nothing of the name who had converted to his own use the money of the unsuspecting depositors, thereby wrecking the bank—is not entitled to be rewarded by having indictments pending against him dismissed, as a condition to testify against a man who had no direct connection with the institution, and who owed no official duty to either the depositors or the officers of the bank. It was the duty of Morris to protect the assets of the bank."

"For the court to acquiesce in dismissing these indictments under such conditions, knowing as it does this man's responsibility and his conduct as an official of that bank, and the suffering he has caused by his pecuniations would be putting a premium on dishonesty in high finance, and for these and other reasons not necessary to mention, the court cannot conscientiously comply with the request of the district attorney."

BOLD BAD MAN ROBS SAN FRANCISCO HOTEL

(United Press Leased Wire.) San Francisco, Jan. 31.—Holding several guests of the Winchester hotel at bay with two automatic revolvers, a lone bandit early today, after binding and gagging A. A. Robertson, elevator man, and robbing the hotel office cash box of \$375 and escaped. The bandit entered the hotel at 3:30 o'clock this morning and registered as B. Hardy. Nearly two hours later he asked to be shown to his room. Robertson, Robertson turning on the lights, as Robertson turned to leave the robber struck him on the head and then bound his feet with the bed sheets. Then the robber entered the elevator and descended to the lobby. Night Clerk Tved had left his post for a moment but three guests were in the office.

"Make a move or shout and I'll kill every man of you," warned the bandit. Then he entered the cash box, and robbed the cash box. Tved returned while this was in progress, but the bandit's revolver brought him to a stop. Stuffing the coin into his pockets, the bandit backed out of the door and fled.

BOISE MAY THROW UP ORGANIZED BASEBALL

North Yakima, Wash., Jan. 31.—Local baseball fans favor the formation of a tri-state baseball league to include Boise, Baker, La Grande, Pendleton, Walla Walla and North Yakima. The proposal came from W. N. Sweet, chairman of the baseball committee of the Boise commercial club this morning, with the information that Boise will probably withdraw from the Union association.

COMMISSION FORM TO STAND FAIR TROUT

Baker, (Special to The Journal.) Baker, Or., Jan. 31.—The special election proposed to vote upon return to the old form of the commission will not be called. The city commissioners turned down the petition yesterday. The petition contained 314 names, 18 of which were duplicates and of the list only 92 were taxpayers. Fifteen signers had served time in Baker jail.

ROOSEVELT APPEARS TO BE COURTING WHAT HE SAID WOULD BE A "CALAMITY"

Chicago, Jan. 31.—Prediction that Antonio Magliore, Jr., small son of a rich Italian who disappeared from his home Sunday would never be found alive was made here today by a Detective Longstaff, leading the police in the search. The parents of the missing boy refused to give out any information concerning the disappearance, fearing the black hand.



While many persons who have the public's ear are strongly advising that public to sit up at night and worry because John Jacob Astor, age 47, has married a young girl of 18 (Mrs. B. at least one man who stands up boldly and announces that the action of the old fur trader couldn't have done a better thing. He is Baron Dangloss, minister of police of Graustark, appearing at the Baker this week. In private life he is Atkins Lawrence. He is 66 years old and Mrs. Atkins Lawrence is 22. Here are some ways a young wife helps an old man, according to Mr. Lawrence. "She's the salvation of an old man. She rejuvenates him. She creates ambition again. He has something to get out into the world and strive for. He forgets to imagine that he has reached the age to give up and quit." And this from Mrs. Atkins Lawrence: "The girl doesn't have to worry about her husband running around at night." Their 7-year-old child, Ellen, is in St. Paul with her grandmother.

WOMAN, BEATEN BY MATE, DIES

Mrs. Grace V. Brown Victim of Blows; Husband Kills Himself.

Beaten to insensibility by her husband, Mrs. Grace V. Brown returned to hospital consciousness at St. Vincent's hospital today and remembered the awful scenes of last night's quarrel and fight at their home at 126 East Twenty-ninth street north. But she does not know that when her husband thought he had killed her he placed a shotgun in his temple and blew the top of his head off, and that his body is now lying in the morgue.

Mrs. Brown, who is 26 years old, is but partially conscious and is in a dangerous condition. Her husband, Charles E. Brown, 32 years old, beat her with a heavy iron tool, used in the grocery store he conducted at 91 Grand avenue as a hammer and box opener. She fell beneath his blows. It is believed Brown thought he had killed the woman.

Just what the trouble was has not been learned but it is thought to have arisen from a dispute over their four-year-old daughter, Merlin. Shortly after nine o'clock last night neighbors heard the couple quarrel and just after ten o'clock a shot was heard.

Mrs. W. E. Brown, a next door neighbor but no relation to the couple, heard the shot and notified the police station and Patrolman Evans were sent to the place. Entrance could not be gained until the officers broke down the rear door. The unconscious woman was found lying on the bed, with the tiny girl kneeling by her side, sobbing hard. The father was on the other side of the room dead, with a shotgun pointed toward his knees, the muzzle pointing toward his head. The man had taken the gun from a trunk and by placing it between his knees, held it firmly until he pulled the trigger which ended his life.

The woman was rushed to St. Vincent's hospital where several bad scalp wounds were dressed and where it was found that she had been badly choked. Her arms were covered with bruises. The injuries had evidently been received attempting to protect herself from the blows administered by her husband.

Mrs. Brown, the neighbor,