

# SENORITA SLAPS FORMER DIAZ SPY

## Witness in U. S. Court, Los Angeles, Incurs Wrath of Prisoner's Daughter.

Los Angeles, June 7.—(Special United States District Attorney) Martin was instructed today to report to Federal Judge Williams the facts connected with the remaining case on the face of Peter Martin, administrator of Senator Lucian Hughes, stepdaughter of Ricardo Flores Magón, former provisional president of Mexico, under the liberal resolution against those who are traitors to the United States.

Martin, who formerly was a spy, admitted on the stand yesterday that while he had been connected with the liberal movement headed by Magón, he had been an spy in the service of Diaz.

Raising upon him in the federal building lobby after the trial had adjourned, Benjita Guidera, once fiancée and her slim, graceful figure drawn to its full height, confronted Martin and said:

"You are a spy and a coward" and struck him solidly across the face. She was seized by court attendants, who hustled Martin away.

# DEFECT IN PISTOL MAY TURN TIDE AGAINST PENDER

(Continued From Page One.)

Pender's cabin, but in a house which Pender had been building for his brother-in-law.

### Showing Gaps Before Jury.

Levings, however, brought before the jury the fact of the finding of brass bits on the remaining hammer claw, emphasizing the point that the trunk lock was made of brass.

Testimony as to a physical defect in the rifling of the revolver came as a surprise. Levings told of taking the Billy-Hanson revolver, presumed by the state to have been stolen from the trunk, used for the murder and then replaced, to expert gunsmiths in Portland. Inside the barrel these experts found a gasp, or series of rough indentations, which, the witness testified, marked every lead bullet as it was shot out of the weapon. Bullets sent from the gun at the time tests were made in Portland were introduced. Each showed the same peculiarity—a rough spot the fraction of a square inch in area, on the side and near the base. Bullets taken from the bodies of Mrs. Wehrman and the 1-year-old boy were introduced. Levings testified after an examination of these missiles, that they bore the same characteristic marks borne by those shot at the tests of the revolver. This particular defect in a revolver was unusual, he asserted.

### Levings Tells of Interview.

When court convened this morning, Investigator Levings was on the stand. He said that Pender in a statement made in Portland September 15 affirmed that on the evening of Labor day, September 4, the night of the murder, he lighted the lamp in his cabin tent at about 7 o'clock. Charles E. Lindloff has already testified that he passed Pender's cabin at about 7 o'clock and saw no light. This point is important, as the state fixed the time of the murder at about 7 o'clock.

But the defense, combating this testimony, tending to show that the accused murderer was absent from his house at 7 o'clock on the night of the tragedy, declares it will produce witnesses who will prove that Lindloff was in error as to time, and in reality passed the Pender tent at shortly after 6 o'clock on the evening of the murder, and not at about 7 o'clock, as he asserted.

### Deep Interest Shown.

No trial in the history of Columbia county has caused so much general interest as that of Pender. Each day seems to bring more auditors—purely curious, it is said. Today the courtroom was jammed to overflowing. Every seat was taken, and the crowds were banded in the aisles.

Many women came early today so that they might get good seats well within easy distance of the prisoner and within close range of the witnesses. If the truth be said, it is a titillating and not oversympathetic or horrified crowd.

Around the testimony of Carl Herbrin, stenographer in the office of the sheriff of Multnomah county, centered a legal battle that took considerable time and much oratory yesterday afternoon. Herbrin, near the stenographic reporter who took notes during an examination of Pender by Investigator L. L. Levings, Sheriff R. L. Stevens of Multnomah county, and Sheriff A. E. Thompson of Columbia county, in Portland, September 15.

### Report of Examination.

Herbrin replied in the affirmative when he was asked if Pender had been fully informed of his rights before going under examination. Then the prosecution sought to have Herbrin read from the statement he prepared on the examination of Pender. To this, however, defendant's objection, on the grounds that only answers and not questions were incorporated in the document, was upheld and it became necessary for the state to rely upon Herbrin's independent recollection of interrogations and the replies they brought.

Prosecutor Tange informed the court that the success of the state's case depended to a great extent upon the introduction of this statement, but the court ruled it out. That Pender had admitted hearing Mrs. R. C. Bates testify on the afternoon of Saturday, September 2, that she would put a package addressed to Mrs. Frank Wehrman, in the community mail box near Pender's cabin, was one

# High School Class to Present Drama



Fred Heitzhausen Minnie Menefee.

"The Kings to Conquer" the famous English comedy by Oliver Goldsmith, will be presented by the senior class of Jefferson High school on June 7 and 8. The play is under direction of Miss F. Towles, of the Boston School of Dramatic Art. The cast has been carefully selected and the training is all that can be expected. Three full stage scenes with elaborate settings and costumes will be used.

The play was written in 1772 and produced at Covent Garden theatre since

part of the evidence drawn from the Herbrin. These in brief, were the facts given by Pender to his examining.

### Pender's Version of the Case.

Pender went to the Scappoose post-office on Labor Day, September 4 (Monday), and asked for mail. He did not remember whether he asked for the Wehrman mail, but if he did so, he received none for that day. He usually kept a lamp burning in his tent all night long.

### Meeting With Wehrman.

Pender denied that he saw Pender in Scappoose morning, September 5, when Frank Wehrman appeared at Pender's tent and told him of the murder Pender suggested his going up to the Wehrman cabin.

Pender admitted that when he went to the Wehrman cabin in the dark of Wednesday morning, September 6, he entered the room in which the bodies lay, stark and cold. But, he said, his purpose in going inside was to get food for the children, as was suggested by Wehrman. He saw the bodies lying on the bed. He did not examine them closely.

### George W. Ramsdell, a rancher of Scappoose, testified that he saw Pender on Labor Day, but observed no scratches on his face.

### Story of the Mail Box.

Will Chambers, formerly of Portland, now a resident of Brownsville, was called. He was standing near the Apple Valley community mail box when Mrs. R. C. Bates drove up Saturday afternoon, September 2, and said she wanted to address a package to Mrs. Daisy Wehrman. Chambers wrote the address for her and put the package in the mail box. This was between 2:30 and 5 o'clock in the afternoon. Pender was standing a few feet away. Chambers did not know whether he heard the remarks of "Mother" Bates and whether he saw the package go into the mail box. This package was found on a chair, on which also lay the Eldora newspaper, in the Wehrman cabin when the bodies were examined.

Through Chambers the state tried to show that Mrs. Wehrman disliked Pender, but the point was not clearly brought out by the witness. He told of going with Pender to the Wehrman cabin on Wednesday or Thursday of the week before the murder. He, Pender and Wehrman stayed outside the cabin and talked. Wehrman's wife, when asked for a chair, did not go outside the house, but, Chambers remembered, handed the chair out of the front window. He indistinctly remembered, however, that Mrs. Wehrman looked out of the door and greeted him and Pender when they arrived.

### Tells of Scratches on Pender.

J. B. Dunham, a rancher living near Scappoose, was so impressed by the scratches on Pender's face, which he observed when the prisoner went to the Scappoose station on the day the bodies were shipped to Portland, that he remarked about them to his wife.

### Going to Scappoose on Labor Day.

Pender rode with Charles E. Lindloff, who, on the stand, told of accompanying Pender to the postoffice.

"I asked for my mail," testified Lindloff, "and Guy Whitney, one of the clerks, asked me if I wanted Pender's too. I told him Pender was with me. Pender then stepped up to the window and I heard him ask for his and for Frye's and for Caldwell's mail. I was in a hurry, having just stepped up at the window. Pender did not go home with me that day. He said he had business in town to attend to." Pressed, Lindloff said he did not know whether Pender asked for the Wehrman mail or whether he received the Eldora newspaper which now figures so prominently in the case.

### Cabin Was Dark.

Lindloff passed Pender's cabin on the evening of Labor Day, looked, but saw no light burning in it. This was about 7 o'clock.

Next came L. C. Myers, a plumber of

# IDAHO HOMESTEADERS AT ANNUAL BARBECUE

Caldwell, Idaho, June 6.—Representing one of the largest homestead districts in the United States, between 3,000 and 10,000 homesteaders are gathered here to take part in the annual festival. To feed the vast crowd seven ovens were roasted in earthen ovens. Fully 10,000 people will be fed at the barbecue which marks the day's feature. This afternoon sports will occupy the time.

Homesteaders are coming from all parts of the country, gathered into the city in the early hours of the morning. The event promises to be one of the largest of the kind in the history of the country.

After the Panama canal is completed experts expect the fish of the two oceans to mingle, eventually producing some new species.

# List of Arrivals at the Hotel Multnomah

- San Francisco—W. J. Bowman, R. H. Goodwin, George A. Sheehan, C. M. Cullough, J. H. Rothchild, Dr. H. S. Ribberg, C. W. Cook, S. M. Hauptman, S. T. Haage.
- Chicago—A. A. Murphy, Jo Frank, New York—William F. Sondheimer, I. Seifman, A. E. Johnson, Seattle—W. F. Ewart, C. H. L. Evans, Mrs. J. A. Cooke and son, W. H. Bogie, R. F. Rice, J. R. Rice, Mrs. S. A. Johnson, Miss Holmes Shaw, Klamath Falls—S. O. Johnson, Madison, Wis.—Frank W. Hoyt and wife.
- Tacoma—A. A. Cook, Keno—George Beeson and wife, Sacramento—Henry Feldhusen and wife, A. W. O'Brien and wife, Muskogee, Okla.—James A. Andrew, Vancouver, B. C.—Charles E. Campbell and wife, Los Angeles—W. S. Carpenter, Yamhill—W. G. Moore, Kalama—Mrs. J. B. Cloninger, The Dalles—Henry E. Kuck and wife, Eugene—C. C. Whitten and wife, Salem—R. P. Hoise and family, Volturner, Idaho—L. J. Luscombe and wife, Williamsport, Pa.—R. D. Hoffman and wife, Glendale, Or.—Lawrence Neuner, Marshfield—C. A. Mills and wife, Gus Heikschmidt, Minneapolis—A. W. Parker, W. D. Fackler, Walla Walla—A. D. Mabry, Miles C. Moore, Sheridan—H. R. Barron, Honolulu—P. A. Swift, Saskatoon, Sask.—V. De Wolff, St. Louis—R. P. Navier, Mount Angel—A. A. Klinger, Battle Creek—H. D. Hickman, City—Phil S. Bates, Mr. and Mrs. Myers.

# ACHING VOIDS EXIST IN COUNTY COURT'S MINUTES; NO SYSTEM

(Continued From Page One.)

B. Hansen is to be paid, there is another interesting sidelight on the business methods of the county court of Multnomah county.

### Were There Any Other Bids.

"At this time it is ordered that the bid of B. Hansen for repairing the Armory is the lowest and best bid therefore," the entry reads. Yet there is nothing in the journal to show that it really is the lowest and best bid, nor whether, indeed, other bids were received for the work at all. The other bids, if there were any, are not set down in this book; neither is the amount of such bids, if there were any.

Perhaps no other big corporation would permit its managers to award an important contract, for which competitive bids were desired, without even leaving open for inspection on the minute book what the other bids were, and the names of the bidders. The contract just cited and the record kept of the court proceedings incident to its award, are by no means exceptional. More correctly it might be said to be typical of the business methods of the court, and of the manner in which the records in the commissioners' journal are kept.

Nor can the excuse be made by the court that these are cases taken from the back files here, the case another was changed. The contract just cited was awarded only last month and the entry in the journal quoted is for May 20, not 20 days ago.

### Story of the April Auto.

On April 19, a little more than one month ago, appears the case of another interesting contract. This time the county bought an auto. The entry in the journal for this date shows that a contract for a five ton auto truck was awarded by the court to the H. L. Keats Auto company.

Whether this auto truck was to cost the county \$5000 or \$500, however, does not appear in the journal, which makes no mention whatever of the cash consideration. Neither is it told whether there were other bidders for this auto than Mr. Keats, nor if there were, who they were and what their bids were, though the law requires competitive bids on all supplies costing more than \$100.

### No Requisition With \$1150 BILL.

It may have been this auto or another for which the county auditor not long ago received a bill from the H. L. Keats Auto company for \$1150. It was not even accompanied by a requisition from the court, which evidently had made out none. As the auditor did not know whether the price should be \$1150 or \$1000, he looked through the commissioners' journal to verify the bill from the court order supposed to be entered there when the contract was awarded.

The commissioners' journal was silent about the auto. The auditor then refused to make out a warrant for the \$1150 without exact authority to back him, and sent the bill to the county court for a properly made out requisition. The auditor's requisition for the \$1150 was finally made out and sent.

# CUD OF TOBACCO LIGHTS UPON WOMAN'S ARM

A disgusting example of the results of promiscuous expectorating happened on Sixth street yesterday afternoon in front of the Oregon building. Two nicely dressed young women were walking along on the sidewalk when some person spit tobacco juice out of the office of one of the windows above. One of the girls was directly below and the cud struck her on the arm. Luckily, owing to the warm weather, she wore no gloves and her sleeves ended at her elbows, or her wearing apparel would have been ruined.



# A Home Performance of "The Spring Maid" on the Victor-Victrola

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Stop in the Wiley B. Allen Co.'s store—first floor just within the entrance at Seventh and Morrison—and hear this record on the Victrola. You'll certainly enjoy the play more as a result. Then when you attend the play, think how delightful to hear all the beautiful music on demand in your own home.

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