



# Harry Martin Exonerated of the Charge of Burglary in Ogden

## Witness Recants

### George T. Marler Says He Was Drunk and Irresponsible When He Informed on Martin—Case Thrown Out of Court.

The finish of the preliminary hearing of Harry G. Martin, charged with burglarizing the Riverside mill on the night of December 19, 1912, came with the suddenness of a thunderbolt this morning, when George T. Marler upon whose testimony the prosecution had based its case, absolutely recanted under oath the story it is alleged he told the officers some time ago. Having no other witnesses County Attorney David Jensen moved the dismissal of the case and Martin was discharged by Judge William H. Reeder.

The Harry Martin hearing followed the regular municipal court session this morning with the prosecution in the hands of County Attorney Jensen. The defendant was represented by Attorney Joseph Chee. The court room was crowded with interested spectators, among them being R. E. Bristol, Mr. and Mrs. J. F. Martin, the father and mother of the defendant, and his sister, Mrs. Nellie Cook. When the case was called, the relatives of Martin took their places in the gallery and the defendant occupied a seat at the left of his attorney. Attorney Chee proceeded to accelerate matters by waiving the reading of the complaint and on motion of Clerk Fulton of the municipal court, it was put on file as having been read.

At this point, Judge Reeder, after having tried to get the attention of the counsel for a few minutes, managed to be heard and told them that the nature of it would be well for them to consult with him before setting a case for trial in the municipal court and not, as in the present instance, to go ahead without his notice. Mr. Chee replied that he had thought that the matter had been attended to by the county attorney.

On motion of County Attorney Jensen, Leo Harris was sworn in as if a stenographer.

The prosecution then called George T. Marler to the witness stand. In answer to questions, he said that he was employed as a clerk by the Hemeway & Moser Cigar Company. He had known Harry Martin since May, 1912. He had worked at the Riverside mill from June to the latter part of December, 1911, and recalled the robbery which occurred about Christmas time the same year. Here the witness described the condition of the safe which had been blown open, and the office on the morning after the robbery.

Relative to his acquaintance with Harry Martin, Marler said that he went to Portland, Ore., and other coast towns with him and that they had separated in California.

Attorney Jensen then asked him if he had conversed with Martin about the robbery at the Riverside mill during the trip to the coast and he answered in the negative. "Or at any other time?" continued the prosecutor.

"Nor at any other time," answered the witness.

The county attorney then asked, "What about the story you told the officers?"

Here Attorney Chee objected, stating that the prosecutor had no right to impeach his own witness. The objection was overruled by Judge Reeder. An exception was recorded by Attorney Chee and the case proceeded.

The prosecutor again questioned the witness about the story he is alleged to have told the chief of police, Marler answered by saying that at the time he had talked to the police he was drunk and did not know what he was talking about.

"And were you drunk the day you talked to me?" asked Attorney Jensen.

"No," answered the witness, "but I was ashamed to say that I was drunk the other time and tried to tell the same story, but couldn't."

Mr. Jensen then questioned him about the conditions which led up to his alleged case of intoxication, on the day he told his story to the police. He said that he had secured his liquor in the company of three other men at the Potter saloon and that he had drunk between fifteen and twenty-five glasses of beer.

After a few other questions along this line, the county attorney turned the witness over to Attorney Chee for cross-examination.

Then Attorney Jensen said that he had based his case upon the story that Marler had told the police officers and himself before the hearing and that he had no other witnesses. He, therefore, moved for a dismissal of the case.

The motion was granted and the defendant discharged.

Immediately after the trial, on complaint of County Attorney Jensen, the witness, George Marler, was taken into custody. Mr. Jensen stated that he would probably be charged with perjury and that the State would base their case against him on the fact that he had stated, under oath, that he was drunk at the time he gave the officers the information that led to Harry Martin's arrest on the charge of robbery. This they will try to disprove.

When asked why the case against Martin had been allowed to proceed, after Marler's change of heart had become apparent to him, Mr. Jensen said that he had become aware of it only last night when he had asked Marler to return to his office, but the latter had refused to do so, saying that he had been told to appear in court and that he would be there.

Mr. Jensen said that he had tried to get Marler to talk before court was called, but that he had answered by saying he would tell his story on the witness stand.

George F. Marler, who is now held in the city jail, has been employed for the past three or four days at the Hemeway and Moser cigar store No. 2.

He returned to Ogden nearly three months ago and prior to his securing a position in the cigar store, worked as a car cleaner in the local yards. He was married to Minnie Link, an Ogden girl, about two months ago. They have been living on Thirty-third street, near Pingree avenue.

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Mr. Chee waived cross-examination.

ned direct exportation to Mexico, are being shipped from the United States to Hamburg, Germany, and re-shipped to Mexico. This became known to officials here today, when it was found that a large shipment recently had been made by that route. In connection with an order for arms for the Huerta government to Japan, advisers here say the shipments are rifles discarded by the Japanese arm recently, in favor of a new type.

Spaniards Make Forced Loan. Washington, D. C., Dec. 23.—Diplomatic dispatches today report that a forced loan of \$50,000 Mexican currency has been advanced by Spaniards at Acapulco to the federal military commander.

The work of repairing the railroad from Acapulco into the interior has been suspended, the offices have been closed and the men discharged. Communication between Neuvo Laredo, on the Texas border, and Monterey, is still cut.

Rear Admiral Fletcher reported no new developments at Tampico.

GEORGETOWN FIRE LOSS IS \$2,000,000

Georgetown, British Guiana, Dec. 23.—The loss caused by yesterday's fire here was estimated today at \$2,000,000. Six blocks of business houses and tenements were destroyed. The total of known dead is 23, many more are missing and a large number were injured.

ELLA FLAGG YOUNG NOW RE-ELECTED

Chicago, Dec. 23.—Mrs. Ella Flagg Young, whose forced retirement as superintendent of Chicago schools resulted in a number of mass meetings of protest, was declared re-elected at a stormy meeting of the board of education this afternoon. Thirteen votes were cast for Mrs. Young. Seven others were present but did not vote.

ICE COMING IN FROM EVANSTON BY THE TRAINLOAD

The ice harvest has begun at Evanston, Wyoming, on the ponds owned by the Union Pacific railroad. Twenty-five cars of 18-inch ice were received at the large Union Pacific icehouse in the Ogden yards today and are promptly taken care of.

There are fifty men employed at each end of the line and the harvest will occupy about a month's time.

CHAUNCEY GALE VISITS RELATIVES

Chauncey Gale and wife are spending the holidays with their many relatives and friends in this city. They are old-time residents here, but for the past year or more have lived in Iron county, on a farm near Newcastle.

Mr. Gale is of the opinion that there is a great future for dry farming in the vicinity of Newcastle, which is about 35 miles from Cedar City. The country is being settled rapidly and a large acreage is planted to grain. Aside from farming, Mr. Gale has been contracting and building some.

Real Estate Transfers.

The following real estate transfers have been placed on record in the county recorder's office:

Frank Veestra and wife to Charles S. Archibald, a part of the southeast quarter of section 29, township 6 north, range 1 west, Salt Lake meridian. Consideration \$600.

Simon Bamberger to Ida M. Bamberger, a part of lot 6, block 19 plat A, Ogden survey. Consideration \$1.

Hannaette Lindsay and husband to George Hodgson et al, a part of the northeast quarter of section 23, township 6 north, range 2 west, Salt Lake meridian. Consideration \$2,700.

Martin Smith and wife to Gustaf Turnquist and wife a part of the northeast quarter of section 16, township 6 north, range 1 west, Salt Lake meridian. Consideration \$325.

Pleasant C. Taylor to Walter Taylor, a part of the southeast quarter of section 6, township 6 north, range 1 west, Salt Lake meridian. Consideration \$300.

LEATHER COMPANY DIVIDEND.

New York, Dec. 23.—The Central Leather company declared today a dividend of \$2 a share on its \$40,000,000 common stock, the first dividend declared on the common stock since the company was organized in 1905.

## SENATE VOTES ON MONEY BILL

Conference Report on Administration Currency Measure Adopted by Vote 43 to 25.

PRESIDENT WILL SIGN

New System Becomes Effective After Organization by Government Committee.

Washington, Dec. 23.—The conference report on the administration currency bill was approved by the senate today by a vote of 43 to 25. As the house already had approved it, there remained only the signature of the vice-president and the speaker to complete the measure for President Wilson's signature.

Three Republicans and Senator Poindexter, Progressive, joined the Democrats voting for the bill in its final form. The Republicans were Senator Jones, Norris and Weeks.

The passage of the report was greeted with little demonstration. With the president's signature at 6 o'clock tonight, the bill becomes law, although it actually will not become effective until the new system has been organized by a committee of government officials designated by the measure. The comptroller of the currency is one of those. That office is now vacant and one of the first steps in putting the new system into force will be the appointment of a comptroller. President Wilson is expected to select a man soon.

A bill for the guarantee of bank deposits, a feature eliminated from the bill, was introduced immediately by Senator Williams, Democrat, and was sent to the banking committee, where it will be taken up after the holiday recess.

Immediately after its acceptance by the senate, the bill was rushed back to the house, where Speaker Clark signed it at 2:50 p.m.

Immediately after the passage of the currency bill, the senate adopted the resolution for adjournment until January 12, thus clearing the way for the Christmas holiday adjournment of both houses.

Washington, Dec. 23.—Six o'clock tonight was the hour set by White House officials for President Wilson to sign the currency bill. Five hours later the president plans to leave for Pass Christian, Miss., for a three-weeks vacation.

Senator Owen and Representative Glass, co-authors of the bill, members of the congressional banking committee and leaders in congress, were invited to attend the ceremony. The president will sign the bill with two gold pens and present one to Senator Owen and the other to Representative Glass.

The president had a cabinet session today and exchanged Christmas greetings with his official family.

Bristow Leads Debate.

When the senate debate began under the agreement to vote by 2:30 this afternoon, Senator Bristow, one of the Republicans of the banking committee, who had been denied admittance to the deliberations of the Democrat conferees, led off with an attack saying he proposed to express his opinions so that they would get into the permanent record.

The agreement placing the secretary of the treasury, secretary of agriculture and comptroller of the currency on the committee to organize the new system, he declared, was a move to bring the whole system under political control.

Senator Bristow declared he believed Senator Owen had excluded him from the conference for fear he would join some of the Democrats against Owen's "pet measures."

"It was done because he knew he could not control my vote," cried Mr. Bristow, "as he could not control the votes of some of his Democratic colleagues in the interests of certain great banking interests that have had a hand throughout in framing this bill. The senator from Oklahoma has accepted the most offensive provisions of the Aldrich bill and has covered them with a mask to deceive the people."

"My allegation is that this bill has been drawn in the interests of the banks," continued Senator Bristow; "that the senator from Oklahoma is largely interested in banking, that the profits derived from this system by the banks he is interested in will add directly to his personal fortune and that he has voted to increase from 4 to 6 per cent dividends paid by the new regional banks on the stock held by member banks."

Mr. Owen retorted that Bristow's charges were "false and ridiculous." Senator Owen said that twenty-four years ago he had helped to organize a "little bank in Oklahoma," that he still owned stock in the bank and "will own it until I die."

"The allegations that my action on this bill were influenced by the ownership of stock in that little bank are ridiculous," he said; "more than that, they are false, and the senator knows they are false."

Nelson Assails Democrats.

Senator Nelson, another of the excluded Republican conferees, assailed the Democrats.

"You have not only insulted the Republicans of the senate and insulted and humiliated me," he said, "but you have disfranchised the state I represent."

The house passed the conference report on the administration currency bill at 10:46 o'clock last night by a vote of 298 to 60, and sent the report to the senate which had waited in session to receive it before adjournment for the night.

Profound and uproarious cheer from the Democrats greeted the announcement of the vote by Speaker Clark and many members of the house hastened over to the senate to see the report received there. Earlier in the evening the senate had agreed to vote no later than 2:30 o'clock tomorrow afternoon and the leaders regarded it as certain that the completed bill would be in the hands of President Wilson for his signature before tomorrow night.

On the final vote thirty-six Republicans, twelve Progressives and one Independent, Kent of California, voted with the majority for the report, and two Democrats, Calloway of Texas and Witherspoon of Mississippi, joined the opposition.

The vote followed a debate of nearly three hours, during which the galleries remained crowded with spectators, including many prominent figures in public life.

Voters for Bill.

Republicans who voted for the report: Barton, Burke (S. D.); Cooper, Cramton, Curry, Davis, Dillon, Esch, Farr, Frear, Haugen, Helgeson, Kelly (Michigan); Kels, Kinkaid (Neb.); LaFollette, Lenroot, Lindquist, Miller, Moss (W. V.); Nelson, Nolan, Norton, Sinnott, Sloan, J. M. C. Smith (Mich.); Samuel Smith (Mich.); Smith (Minn.); Stafford, Stevens (Minn.); Sutherland, Treadway, Young (N.D.); Minahan, Mapes, Stephens (Cal.)—35.

Progressives who voted for the report: Bell (Cal.); Bryan (Wash.); Chandler, Falconer, Hullings, Kelly (Pa.); Lafferty, Murdock, Temple, MacDonaid, Thomson (Ill.); Ruple; Woodruff—12.

Vote for Adjournment.

After the announcement of the vote a joint resolution proposed by Majority Leader Underwood that the house recess upon adjournment to-morrow until January 12 was adopted. It will be taken up in the senate to-morrow.

Senator Owen announced that a separate bill to provide for guaranty of bank deposits would be considered in the near future. This had been intimated in debate by Chairman Glass of the house banking committee.

Los Angeles, Cal., Dec. 23.—The inquest into the death of Daniel De Villiers, the Afrikaner war veteran who was killed Sunday evening by Roy L. Glover, will be held tomorrow and the woman in the case, the former Mrs. De Villiers, who claims now to be the wife of Glover, will endeavor then to clear the man whose name she bears. Lecompte Davis, the attorney representing Glover, said today that Mrs. Glover and Charles Spielman, the messenger, boy who witnessed the shooting, would prove that Glover shot in self defense.

Spielman said after the shooting that De Villiers leaped upon Glover the moment he entered the Glover residence. Mrs. Glover asserted today that she saw De Villiers draw a pistol. She came into the room just as she saw Glover shoot three bullets into the body of the Boer veteran.

Davis said the testimony of these two at the inquest would demonstrate to the district attorney that no conviction could be obtained and that he doubted if Glover ever would be brought to trial on a charge of murder.

Los Angeles, Dec. 23.—The police continued their investigation today of the killing of Daniel De Villiers, the Boer veteran, who was shot here Sunday by Roy L. Glover, a Texas land agent while he was attempting to see the former Mrs. De Villiers.

The point which attracted attention was whether De Villiers died in a duel with Glover, or whether Glover shot an unarmed man.

Glover says he shot in self defense. An undischarged automatic pistol of the same type that Glover used was found beside De Villiers' body as it lay in the room where the tragedy occurred, but the police say that the dead man, who is said to have been a member of the family of Sir Henry De Villiers of Cape Colony, South Africa, was unarmed when he went to the residence of Glover.

The police awaited today some information from San Antonio and other Texas points regarding the marriage of Glover to Mrs. De Villiers. Glover told the police and his attorney, Lecompte Davis, that he had met Mrs. De Villiers last October, but declined to say where or on what date. De Villiers came here evidently under the impression that his former wife, from whom he was divorced in 1911, had not re-married, and the note he attempted to send to her just before he was killed, was addressed to Mrs. De Villiers.

Mrs. Glover's History.

Paterson, N. J., Dec. 23.—Further inquiry into the former life of Mrs. Roy L. Glover, the woman whom Daniel De Villiers went to see before he was shot to death at Los Angeles yesterday, revealed today the fact that she is the divorced wife of Vivian M. Lewis, Republican candidate for governor of New Jersey, against Woodrow Wilson in 1910.

De Villiers came to Paterson in 1906, and opened a riding school. Mrs. Lewis was one of his pupils. They left Paterson together and were next heard from in South America. It was reported afterwards that De Villiers had deserted her. She came back to New York and lived here for a time. Lewis sued for divorce and was awarded the custody of their two small children, whom she left behind.

Lewis is a former commissioner of banking and insurance in New Jersey and was one of the Republican state leaders. Recently he was appointed vice chancellor.

Tacoma, Wash., Dec. 23.—Albert Dahlstrom, a preacher, who says he has spoken in most of the Swedish churches of the United States, and who says he is the founder of a cult called Heliga, with 10,000 followers in jail here on a white slavery charge, and his preliminary hearing is pending today before United States Commissioner Miller. The principal witness against the accused is Edna Englund of Tacoma, who testified at the hearing yesterday that Dahlstrom asked her to marry him and although no ceremony had been performed, she went to his farm in this state where his legal wife lived.

Later, she testified, they went to Fresno, Cal., where her sister, Hilda Englund, also was asked to marry the preacher.

The three, according to the testimony, went to Minneapolis, where Edna, by threatening exposure, forced him to buy her a ticket home.

Dahlstrom, who was arrested here Saturday night, denied before the commissioner all of the girl's charges, saying that his wife had invited the girl to visit her at his farm and that their travel about the country had no immoral import.

JUDGE LANDIS IS THREATENED

Twenty Blackhand Letters Fail to "Scare" United District Court Magistrate.

Chicago, Dec. 23.—More than 20 blackhand letters threatening to blow up his home have been received by Judge K. M. Landis of the United States circuit court in the last five years. This was made known yesterday when the judge was hearing a case against John Folie, charged with writing such letters.

"I just sent the letters to scare him," pleaded the prisoner.

"That's all the blackhand letter writer ever does," remarked the judge. "In the last five years I have had from a dozen to twenty such cases as this and they all pleaded they never meant to carry out the threat, and I know they never meant to. How do I know? Because I have myself received many such letters than all that have come up in my court. However, I give them all the sentence."

Folie pleaded guilty and was sentenced to five years in the penitentiary.

QUEEN MILENA OF MONTENEGRO ILL

Zurich, Switzerland, Dec. 23.—Queen Milena, of Montenegro, mother of Queen Helena of Italy, is understood to be dangerously ill in the capital of the little Balkan kingdom. Dr. A. Gahhart of this city received an urgent summons today to proceed to Cottinje to attend her majesty.

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## UNITED STATES FILES A SUIT

Brief Against Midwest Oil Company Before the Supreme Court.

LARGE AREAS INVOLVED

Order by President Taft Withdrawing Petroleum Lands Contested.

Washington, Dec. 23.—The government's brief against the Midwest Oil company in a case involving large areas of petroleum land, was filed today in the supreme court. The suit involves an order by President Taft, withdrawing petroleum lands in Wyoming and California from entry to reserve an adequate supply of fuel oil for the future use of the navy.

The order also was designed to aid legislation to change the terms on which petroleum deposits can be acquired by private interests. After the president's order was issued hundreds of acres of such land were entered and claimed, and the value of the claims ran far into the millions.

In the present suit the government contends that the practice followed by Mr. Taft is of long standing, has been frequently recognized by congress as not inconsistent with law and that the exercise of such authority was justified on constitutional grounds. The defendants declare Mr. Taft's order was void because when it was made there was no statute expressly authorizing withdrawal of the lands.

SPECIAL AGENT IS A WITNESS

Shows From Western Fuel Company's Books How the Government Was Cheated.

San Francisco, Dec. 23.—The trial of directors and employees of the Western Fuel company on charges of conspiracy to defraud the government was continued this morning in the United States court with W. H. Tidwell, special agent of the treasury department on the witness stand.

Tidwell showed from the company's books that during the period between April 1, 1906, and the last day of 1912, it received pay from American ship owners and from the government for 23,223 tons of coal in excess of what it really delivered, according to its own weights. Tidwell said the company not only collected payment for the coal it sold but which the books show it did not deliver, but it also received the customs drawback or rebate allowed by law on foreign coal sold to American ships.

ANXIETY IS FELT OVER MAIL STEAMER

Kiel, Germany, Dec. 23.—Some anxiety was caused here and in Denmark this morning by the nonarrival of the Korsor, Denmark, of the Danish railway mail steamer Agfir,