

# TEST REED WILL Heirs' Bring Action to Break Document.

## RELY ON CALIFORNIA LAW

### Deny Right of Court in Mak- ing Probate.

#### HEAVY SUM IS INVOLVED

##### Contest Aims at Portion of Will Which Devises Residue of Es- tate to Institute of Learning.

Heirs of the late Amanda W. Reed have filed a contest against her will, which devises the rest and residue of the estate, amounting to over \$100,000, to Rev. T. L. Elliot, Judge C. B. Bellinger, C. A. L. Elliot, William E. Robertson and Martin Winch, as trustees to found an institute of learning to be known as the "Reed Institute," in memory of her husband, Simon G. Reed.

The contestants are Emily Pickering, Sarah A. Robertson, Abigail Baxter Wood, John H. Wood, W. H. Faxon, Helen Faxon Passmore, Emma Wood, Brainerd, Harry Wood, Corinne A. Wood, Stella H. Wood, Helen B. Wood, all next of kin and heirs.

They filed a petition in the County Court yesterday, which recites that at the time the County Court attempted to admit the will to probate on May 21, 1904, it had, and now has, no jurisdiction to probate or allow the will to go into effect, or to issue letters testamentary to Martin Winch, now claiming to act as executor under letters issued by the County Court, or to any other person.

Mrs. Reed died in Pasadena, Cal., of which place she was a resident at the time of her death. She had lived there a number of years previous, although she visited her old home, Portland, very frequently. She owned property in Pasadena valued at probably \$150,000. She also held shares in the Pasadena Land & Water Company, valued at about \$15,000.

#### Basis of the Suit.

The contestants rely upon a California statute which provides as follows: "No estate, real or personal, shall be bequeathed or devised to any charitable or benevolent society, or corporation, or to any person or persons in trust for charitable uses, except the same be done by will duly executed at least 30 days prior to such death, and if so made at least 30 days prior to such death, such devise or legacy, and each of them, shall be valid; provided, that no such devise or bequest shall collectively exceed one-third of the estate of the testator leaving legal heirs, and in such case a pro rata deduction from such devise or bequest shall be made so as to reduce the aggregate thereof to one-third of the estate; and all bequests of property made contrary thereto shall be void, and go to the residuary legatee or devisee, next of kin, or heirs according to law.

One portion of this statute relied upon is that which states charitable bequests shall not exceed one-third of an estate. Mrs. Reed executed her will several years before her death, but with the exception of a bequest of \$100,000 to Martin Winch, her nephew, and a few small bequests to other relatives, she left all her property to charitable institutions and the Reed Institute. A complete list of the legacies is as follows:

#### List of Legacies.

Amos Newton Reed, \$25,000; Harry D. Reed, Grace C. Reed, \$10,000 each; Georgiana Reed, \$25,000, and also in trust for Arthur B. Reed, \$25,000; George and Minnie Reed, \$20,000; Emily Pickering, Nellie Amelia Winch, \$5,000 each; Myrtle Walker Winch, \$500; Ellen, Sallie, Emily, William H. and John A. Winch, \$500 each; Simon B. Winch, \$500; the Troupe Polytechnic School and University, Pasadena, Cal., \$10,000; First Unitarian Society, Portland, \$500; First Unitarian Society, Quincy, Mass., \$500; The Home, Portland, \$500; Boy's and Girls Aid Society, Portland, \$100; Baby Home, Patton Home and Homeopathic Hospital and Dispensary, \$100 each; Portland Free Kindergarten, \$200; Portland Library Association, \$100; and a large number of books; City Board of Charities, \$300; Oregon Humane Society, Refuge Home, Portland Women's Union, Good Samaritan Hospital, \$100 each; Public Library, North Abington, Mass., works of Hubert H. Bancroft; Portland Art Association, paintings, statuary and bronzes; Old Ladies' Home, block 124, Portland, bounded by First, Second, Montgomery and Harrison streets.

#### FORM BATTALIONS FOR DRILL

Militia Companies Have Several Weeks of Work Ahead.

Under orders issued by the command officer, Colonel C. U. Gantenben, the Portland companies of the Third Infantry, O. N. G., have been formed into two regular drill battalions for the purpose of drill, instruction and ceremonies in battalion formations.

The first battalion is composed of Companies A, B, C, D, E, and F, and the second, Companies H, F and C, with Major F. S. Baker in command. Drill will begin on February 20 and will include the members of the school of the battalion in close order. The first battalion will drill on February 20, March 6 and 20, April 3 and 17. The second battalion will meet on February 22, March 9 and 22, April 6 and 20. Companies will continue their drill in the school of the company on their respective drill nights during the intervening weeks.

#### ROOSEVELT ADMIRES STATUE

Picture of Portland Masterpiece on Way to President.

President Roosevelt has seen and admired a picture of the "Coming of White Man," the bronze group sculptured by Merton Atkins MacNeil and presented by the heirs of the late D. P. Thompson to the city. A photograph of the group is on its way to the highest knoll in the City Park was presented to Senator Mitchell, who had framed and hung in a committee room in the Capitol in Washington.

One day the President happened by and noticed the picture. He inquired about it, admiring it and saying that he would like to have a copy of it.

There is a copy of the picture on the way to the White House now.

#### Hutchinson Buys More Land.

LA GRANDE, Or., Feb. 7.—(Special.)—W. E. Hutchinson has purchased a 400-acre tract of land near Union, Floyd S. Wilson for \$14,000, also 100 head of cattle at the average price of \$17.50 per head. Mr. Hutchinson now owns 4500 acres of land in the vicinity of Union which is among the very best in the Grand Ronde Valley.

phia; Rose Wood, Brainerd, niece; William H. Wood, nephew; Corinne Wood, niece; Stella Wood, niece, and Nellie Wood, niece, Pasadena.

#### WIFE WANTS HER MONEY BACK

Lottie Bowen Claims Husband Took Cash and Gave Abuse.

Lottie Bowen, who seeks to obtain a divorce from Harry Bowen, proprietor of the 123 Rey saloon, on the ground of cruel treatment and desertion, yesterday filed an amended complaint in the State Circuit Court in which additional facts are alleged. She names Belle Kaleigh as correspondent.

Mrs. Bowen sets out that she was married to the defendant in Portland, in 1903, and says that before marriage she loaned him \$1000, which he invested in the Kingston lodging-house with his mother, Mrs. N. L. Slocum and Mrs. Emma Butler. This was in December, 1902. Mrs. Bowen demands the return of her \$1000. She further demands that the court shall order Bowen to pay \$250 to defray the expenses of the suit.

Mrs. Bowen supports her charge of cruel treatment with a number of affidavits. John M. Woods, in affidavits states that he heard scuffling and fighting in the room occupied by the Bowens and afterwards saw Mrs. Bowen with bruises upon her face, facial lacerations and a swollen eye. Charles E. Royer a laundryman, has signed an affidavit that he calls at the Kingston lodging-house in the course of business, and on one occasion saw Bowen strike Mrs. Bowen with his clenched fist, and heard him threaten to kill her.

An affidavit by John D. Jackson recites that he saw Bowen slap his wife frequently. He saw him knock her down on the street once, and heard him threaten to send her to the morgue.

Mrs. M. McGrotty has also subscribed an affidavit in which she states she heard Bowen threaten to send his wife to an undertaking establishment for treatment.

#### CASE IS CALLED ON APPEAL

New Rule of Circuit Court Carried Into Effect.

The case of Fred Davis and Grace Templeton, who appealed from a conviction in the Municipal Court on a charge of opium smoking, was called for trial in the State Circuit Court yesterday. None of the accused were present, and their bonds in the sum of \$100 each were declared forfeited. The sureties are A. B. Burger and Eugene Blazler. This was the first case called up under the new rule that cases appealed from the Municipal Court to the higher court will be tried and not allowed to die a natural death as has been done in the past.

#### Legal Notings.

John Farrell was appointed in the County Court yesterday administrator of the estate of Johanna Curtin, who was buried to death last week. The estate is valued at \$200 and consists of two small dwelling houses.

On a petition filed by Attorney H. H. Riddell, R. O. Scott was appointed administrator of the estate of Rudolph Janson, who was killed in the street-car accident Monday. The assets consist of personal effects valued at \$100 and a damage claim against the Portland Consolidated Railway Company. The only known heir is the son of the Janson, a brother, residing at Spirit Falls, Wis.

#### MAGIC OF DE PACHMANN'S MUSIC

He Fairly Hypnotizes His Audience by His Marvelous Art.

"De Pachmann seems to fairly hypnotize his audience into an understanding of what he plays," says the Evening Wisconsin. "Pointing out by gesture or indicating by facial expression points especially to be noted—just as when, with an uplifting gesture, at the close of 'The Bird as Prophet,' he seems to say, 'The bird has spoken—I couldn't help it.' With the playing of this exquisite writing of Schumann, the audience was completely carried away. He is in the refinement of a professional with the exquisite beauty of his 'etereal finger etichings.' It was like a fairy dream, and people's hearts stood still in ecstasy as the divine singing of the inspired bird. Each succeeding number was awarded its full measure of deserved applause, and when the Rondo of Wagner was reached there was a furor in the audience and the artist was called back to the stage time after time, the storm being quelled only when De Pachmann went to the piano to play an extra number—the 'Etude in G flat major,' of Chopin. In his playing of Chopin, the pianist gives the impression of having had telepathic communication with the composer. In his refinement it was ideal."

De Pachmann will be heard at the Marquam, Saturday, February 11, under the direction of Lois Steers and Wynn Coman.

#### Bargains in Drawers

Nainsook and Cambrie Lace and embroidery trimmed, wide flounces, regular 50c to \$3.00, for 33c, 59c, 79c, 98c, \$1.59.

#### Bargains in Gowns

Odd lots of Cambrie and Muslin Night Robes, best styles and trimmings, value \$1.00 to \$4.50, on sale at 63c, 73c, 89c, \$1.19 up to \$2.22.

#### French Underwear 1/2 Off

Our entire stock of fine imported French Lingerie, Skirts, Gowns, Corset Covers, Drawers and Chemise, on sale at 1/2 OFF

#### Great Basement Bargains

7-inch Plates, blue, brown and pink decorated, per dozen \$1.44  
Decorated Cups and Saucers, dozen \$1.80  
Decorated Soup Plates, dozen, great value \$1.44  
7 and 8-in. Vegetable Dishes, 23c \$3.3c  
Platters, 19c, 23c, 56c, 79c.  
Covered Vegetable Dishes for the low price of .75c

#### \$1.75 to \$6 Corsets 99c

Great odd lot of Corsets—Best American-made Corsets, French Corsets, White, drab, black, fancy brocades, sizes 18 to 30; \$1.75 to \$6 values, each 99c

#### 75c, 85c Hosiery 53c

Women's imported Lisle Hosiery, hand-embroidered, also allover lace effect; very best 75c and 85c values, in all sizes, pr. 53c

#### Kid Glove Bargains

Women's and Misses' Kid Gloves, broken lines in black, white, mode, tan and gray; nearly all sizes; un-equaled bargain at the price, pair \$1.57c

#### Perrins' \$2 Gloves \$1.39

Perrins' and Valliers' heavy Suede Gloves, 2 and 3-claps, in tan, white, mode, splendid street Gloves; sizes 5 1/2 to 7; best \$2.00 values on sale for \$1.39

#### Embroidery Remnants

Soiled and short lengths of Embroideries and Insertions, 2 to 5 inches wide; values up to 45c a yard, are on sale for, yard .12c  
Values up to 25c yard for, yard .08c

#### 18c Laces at 4c Yard

Great lot of Point de Paris, Venise, Cluny and imitation Torchon Laces; big variety to select from; values up to 18c a yard, on sale for yard .04c

#### Rummage Notions

Fancy Ribbon Hose Supporters, all colors, 25c values, pair .15c  
French Darling Cotton, the card, great value .10c  
Hook-On Hose Supporters, wonderful value, pair .08c  
Fancy Brocade Shields, pair, rummage bargain .10c  
Binding Ribbon, all colors, great value, piece .04c

#### Men's Suits \$10.15

Men's \$15 all-wool Suits, splendid styles and materials, entire remaining stock for your choosing at low price of \$10.15

#### Lace Curtains Half Price

Odd pairs of Nottingham, Irish Point and Arabian Lace Curtains, values up to \$15, on sale at extremely low prices.

#### \$2.50-\$4 Shoes \$.179

600 pairs of Women's fine Dress Shoes, patent leather, kid and box calf, broken lines; nearly all sizes, \$2.50 to \$4 values; value extraordinary at \$1.79

#### \$2.75 Wrappers at 98c

Women's Flannellette Wrappers and long Kimonos in assorted colors and best patterns, all sizes, values \$1.50 up to \$2.75 each; your choice at, each .98c

#### Misses', Children's Shoes

Misses' kid and box calf lace Shoes, heavy and light soles, sizes 11 to 3 1/2, \$1.50 to \$2 values, for the low price of, pair .98c  
300 pairs Misses' and Children's button and lace Shoes in kangaroo, 9 to 2, 60c pair; 2 1/2 to 8, 75c pair .75c

#### \$2.00 Waists 95c Each

Women's Wool Albatross Waists, drab, black, navy, gray, side-plaits and tuoks, all sizes, values up to \$2, on sale at the remarkably low price of, ea. 95c

## March Delineator 15c, on Sale at Butterick Pattern Dept.

# The Meier & Frank Store

Portland's Largest and Best Store  
Custom Shade, Drapery Work Our Specialty—Best Materials, Workmanship; Lowest Prices  
Trunks and Traveling Bags, Largest and Best Stock on Coast, Every Good Size and Style  
Willamette Sewing Machines and Peninsular Stoves and Steel Ranges Sold on Easy Payments

## The Great "Rummage Sale" Continues



The '05 "Rummage Sale" is attracting the greatest crowd of buyers we have ever served in February—in every department we have brought forward all broken lines, odds and ends of reasonable and staple merchandise and marked them at the quickest-selling prices—The money-saving opportunities are to be counted by the thousands—A bargain feast women, men and children are interested in—it is really the best shopping time of the year for people who want to buy economically—We call particular attention to extraordinary values in women's ready-to-wear garments, millinery, silk and dress goods remnants, rugs—Take Advantage

## New Tan Covert Coats—Silk Shirtwaist Suits

We are showing hundreds of the new tight-fitting Covert Coats for Spring and Summer wear, plain strapped effects or fancy trimmed, the very latest product from the leading New York manufacturers, all sizes, prices range from \$14 to \$28, variety large enough to please everyone—Second Floor—Over a hundred new silk Shirtwaist Suits on sale today, black, blue, brown, and changeable silks, made up in the newest fashions, plain, shirred and braid trimmed, blouse and vest effects—The assortment is the most satisfactory you will find in the city, all sizes, prices \$25 to \$40.

## New etamine Dress Skirts with silk drops

A dozen new Spring Suits arrived yesterday—Second Floor

## 1905 Wash Materials

Our 1905 Wash Goods display is assuming its usual large proportions. Hundreds of pieces of new, exclusive styles ready for your choosing. Silk-striped Voiles, Silk-dot Crepes, Homespun Silks, French Flowered Chiffon Organdies, French flowered Silk Organdies, plain Silk Organdies, etc., etc.; naturally those who buy early get the cream of the showing. Then, remember you want all Summer dressmaking out of the way early this season, before the Fair visitors begin to arrive.

## Valentines! Valentines!

Our display of Valentines is second to none in the city. Thousands of the newest and prettiest novelties, all arranged so that the buyer gets an opportunity to view the entire showing before choosing. From the little lace Valentine at 2c to the handsomest novelty at \$15.00, you'll find our showing the largest and best in every respect. Beautiful Books, appropriate for Valentine gifts, are also being shown for the first time today.

## The "Lindsay" Incandescent Light

We sold 230 "Lindsay" Incandescent Gas Lights yesterday and every one we guarantee to exceed all others in candle-power and durability. The "Lindsay" light has patent adjustment, opal or clear glass globes, in a variety of seven styles. During the "Rummage Sale" we are offering two styles like cut, with or without by-pass; the greatest Incandescent Gas Light bargain ever offered; same as cut, 79c complete; with by-pass, complete, for 99c each. See them in the Basement.

## Sale of Handkerchiefs

Special lot of Women's colored border and scalloped embroidered-edge Handkerchiefs, 25c and 35c values, for \$2 for .25c  
Odd lot of hemstitched and embroidered Handkerchiefs, lawn and linen lace trimmed, slightly musced, 25c values, ea. .08c  
Women's and children's fancy lawn hemstitch Handkerchiefs, embroidered corners, lace edge, 5c and 10c values, for, ea. .03c  
Women's hemstitched Handkerchiefs, taped border, hand-embroidered initial, 50c-75c value .35c

## Women's Suits 1/2 Price

Women's Tourist Suits, in Cashmeres, Chevots and Tweeds, splendid styles in good variety; this season's garments, ranging in value from \$25.00 to \$45.00, can be purchased during the "Rummage Sale" at exactly one-half the regular prices.

## Remnants Half Price

Remnants of Wool Dress Goods are on sale at one-half regular prices. Materials and styles the very best, big assortment, all grades and lengths; grandest dress goods bargains ever offered.

## Women's Coats 1/2 Price

Women's Tourist Coats, in Chevots and Tweeds and Cashmeres—splendid styles; two big racks full; values \$12.00 to \$24.00, are on sale at half regular prices.

## Perrins' \$1.50 Gloves 89c

300 pairs of "Perrins" famous real French Kid Gloves, sizes 5 1/2 to 7; broken line of colors; self and black embroidered backs; best \$1.50 qualities, on sale at, pair .89c

## \$1.00 Wash Goods 25c

Balance of our heavy colored Waistings, desirable styles, values 75c to \$1.00 a yard—yard .25c  
Scotch Dimities, figured, best 25c values, on sale for, yard .15c

## 40c Gingham 25c

25c, 35c, 40c Scotch Novelty and Mercerized Gingham, very best patterns and colors, great value, yd. .25c  
All remnants of Gingham and Wash Goods at greatly reduced prices.

## Brushes! Brushes!

Great Rummage bargain in Tooth Brushes at 16c, 11c, 8c .06c  
50c Hair Brushes, gray or black bristles, polished wood backs .33c  
Nail Brushes and Hand Scrub Brushes, great values, 4c, 8c, 12c .16c  
Complexion Brushes, ea. 19c

## Eastman's Perfumes

Eastman's Triple Extracts, all odors, best 15c values, now, bottle .08c  
Best 25c values now, bottle .15c  
Rummage Sale of Drug Sundries.

## \$1.00 Underwear 59c

Women's fine ribbed Umbrella Pants, lace trimmed, 75c and \$1 values are on sale for, pair .59c  
Women's fine ribbed Pants, lace trimmed; great special values at, pair .27c

## 35c Hosiery 19c Pair

Women's Cotton Hose, double sole, hem or ribbed top; white mao foot or split sole, all sizes; best 35c values, are on sale at the low price of, pr. .19c

## 50c Hosiery 29c Pair

Women's heavy four-thread Cotton Hose, fine gauge, fast color, all sizes; best 50c values, on sale at the low price of, pair .29c

## 35c Hosiery 18c Pair

Women's plain black Lisle Hose, double sole, all sizes; best 35c values, pair .18c  
Odd lot of 35c values, size 9 only, 25c values, pair .12c

## Women's Underwear

All-wool low-neck no-sleeve Vests, regular \$1.00 values, each .35c  
Fancy colored Beads for bead-work, regular value 10c bunch, on sale for, bunch .05c

## 75c Trimmings 17 Yard

Odd lots of Persian Trimmings, Chiffon Appliques, Edgings, Medallions and Bands, values up to 75c a yard, are on sale at the low price of, yard .17c

## Children's Hosiery

Children's fleece-lined "Fony" Hose, sizes 6 to 8, 25c values, on sale for, pair .12c  
Boys' Truncated Hose, heavy ribbed, 25c values, pair .10c  
Women's black ribbed Cashmere Hosiery, gray heels and toes, 35c value, pair .25c

## Ribbon Bargains

Great special lot of Fancy Ribbons, values up to 75c yard, for 25c  
1000 bolts Satin-back Veil Ribbon, No. 1, all colors, 10 yards to bolt, values up to \$1.00, for dress trimmings, bolt .10c

## Millinery Bargains

Women's Tailored Hats, great special lot of this season's styles, values up to \$2.50, each .25c  
Great special lot of Women's Trimmed Hats, values up to \$3.50, on sale for, each .70c  
Trimmed Hats in the best styles, values up to \$2.50 and \$1.50, for the low price of .81.75  
All Pattern Hats, each \$4.50

## Neckwear Rummage

White and Cream Eru Lace Collars, Linen Turnovers and Buster Brown Silk Collars, 25c values, at the low price of .15c  
Odds and ends in Collars and Turnovers, silk and wash materials, values up to 50c, ea. 11c  
"Kaiser" Wash Stocks, bow and tab effects, 75c to \$1.25 values, for the low price of, ea. 11c  
\$1.25, \$1.50 Linen Turnovers for, each .08c  
Fairly Soap "It Plosts" doz. 25c  
Rubber Complexion Brushes .19c  
Wisdom's Rubertine .25c  
Oriental Cream Soap, each .37c  
Mennen's Talcum Powder .12c  
Listerine Tooth Powder .12c  
Rubfoam, bottle .12c  
Socordent, bottle .12c  
Williams' Shaving Sticks .15c  
Java Rice Powder .21c

## Drug Sundries

2-lb. bar pure Castile Soap .16c  
4-lb. bar pure Castile Soap .37c  
4-lb. bar Pure Olive Soap .45c  
Pure Olive Castile Soap, box .15c  
Jap. Pine Tar Soap, box .12c  
Witch Hazel Soap, cake .11c  
8-lb. bar pure Glycerine .75c  
Fairly Soap "It Plosts" doz. 25c  
Rubber Complexion Brushes .19c  
Wisdom's Rubertine .25c  
Oriental Cream Soap, each .37c  
Mennen's Talcum Powder .12c  
Listerine Tooth Powder .12c  
Rubfoam, bottle .12c  
Socordent, bottle .12c  
Williams' Shaving Sticks .15c  
Java Rice Powder .21c