

SPRECKELS WILL BE DECLARED INVALID

John D. and Adolph Win Victory in Court on Day of Mother's Death.

CLAUS AND RUDOLPH LOSE

Children to Receive Equally About \$1,500,000 Each—Bequests of Widow's Share of \$2,500,000 Not to Be Affected.

SAN FRANCISCO, Feb. 15.—(Special.)—On the very day of the death of Mrs. Spreckels, the widow, the trust clause in the will of the late Claus Spreckels was today declared invalid under the California law in the Superior Court. By this decision John D. Spreckels and Adolph Spreckels win a signal victory over Rudolph and Claus A. Spreckels, who as executors under the will sought to reserve it as they construed it, giving to themselves practically all of the \$19,000,000 estate, less the bequests to the widow, Mrs. Anna Christina Spreckels, who died at 2 o'clock this morning. The bequests to the widow amounted to about \$2,500,000. The decision nullifies the will in its entirety, with the exception of the bequests to the widow, which are not included in trust clauses. The court holds that, although the testator was a man of great business intellect and sought to do certain things, the words used in his will must be construed in conformity with the law. Under the ruling of the court, the five children of the testator will receive approximately \$1,500,000 each, and will thus reduce the expectations of Rudolph and Claus A., the executors, from \$17,000,000 between them to a division of \$2,000,000.

COAL FRAUDS ALLEGED Government Sues Executors of Estate of General Palmer.

DENVER, Feb. 15.—Suits were filed in the Federal Court today against David C. Dodge, George Foster Peabody, George A. Krause and Charles Melton, as executors under the will of General William J. Palmer, charging them with coal frauds. The suit is to recover \$343,000, the value of 262,000 tons of coal. Attorney-General Wickersham and F. E. Maynard, assistant to the Attorney-General, with headquarters at Salt Lake, filed the complaints. It is alleged that between January 1, 1899, and June 30, 1906, Peabody and Palmer erected mining shafts and dug coal out of 1293 acres of Government land that had been illegally acquired. The lands are said to have been part of a tract controlled by the Ute Coal Company, a subsidiary of the Denver & Rio Grande Railroad, and were involved in charges against prominent Western men in the Federal Courts recently. The cases were dismissed in the higher courts. General Palmer died March 13, 1909, at Colorado Springs.

PROHIBITIVE RATE LOSES Commerce Commission Decides Case Against Santa Fe's Protest.

WASHINGTON, Feb. 15.—Against the vigorous protest of the Atchison, Topeka & Santa Fe and several other railways, the Interstate Commerce Commission today, in an opinion handed down in the case of the Cedar Hill Coal & Coke Company of South-eastern Colorado, has ruled through routes and joint rates from the Walsenburg coal district of Colorado to points in Kansas, Texas and New Mexico. Heretofore the rates on coal from the Walsenburg district to some points in other states have been prohibitive. As was testified to by Santa Fe's official, "the figures are prohibitive. They are meant to be so."

"HIGHER UPS" WORRIED Further Indictments Expected in Underweighing Frauds.

NEW YORK, Feb. 15.—Following further presentation of testimony regarding the sugar underweighing frauds to the Federal grand jury, it was intimated today that further indictments of "higher up" sugar company officials might be expected shortly. It was stated today that the Federal Sugar Refining Company had practically agreed to pay the Government an amount in excess of \$100,000, which the Government claims on account of underweighing of raw sugar cargoes.

CORAM SUES DAVIS HEIRS Fifteen-Year-Old Litigation Over Estate Starts Afresh.

BOSTON, Feb. 15.—Litigation over the estate of Andrew J. Davis, the Butte copper mine millionaire, which has been before the courts for 15 years, is not yet at an end. In the Supreme Court today Joseph A. Coram, of Brooklyn, brought a bill against Henry A. Root, trustee, and against the heirs of the Davis estate, seeking to compel them to reimburse him to the amount of \$30,000 which he says he expended in litigation over the will in Montana.

SAILORS HAVE SMALLPOX Five Members of Crew of Washington Quarantined.

WASHINGTON, Feb. 15.—Five members of the armored cruiser Wash-

ington are afflicted with varioloid, a mild form of smallpox, which developed on the ship's homeward journey from Honolulu. On February 2, before the Washington left Honolulu, Daniel J. Thompson, a coal-passer, died of smallpox and his body cremated. Washington was bound for Puget Sound, but will stop at Port Townsend quarantine station, where the sick will be taken ashore for treatment. After the ship has been thoroughly disinfected she will continue on her voyage. No other members of the crew, it is believed, are likely to develop the disease.

SMALLPOX ON BURNSIDE ALSO Alaska Town Will Not Let Sick Man Land, Crew Is Exposed.

SEATTLE, Wash., Feb. 15.—The cruiser Washington landed her five smallpox patients at the Port Townsend quarantine station. The cable ship Burnside was ordered today from Tacoma to the Diamond Head quarantine station, Two Filipinos of the crew are ill with varioloid. The outbreak is believed to be due to the action of the city officials of Juneau, Alaska, who recently, by force of arms, prevented the landing of a smallpox patient, necessitating a special trip to Port Townsend and exposing the other members of the crew to infection. The Burnside will be disinfected and released after she lands her sick men.

NELSON ESTATE DIVIDED

WILL OF SPRINGFIELD MILLIONAIRE MADE PUBLIC.

Springfield, Mass., Feb. 15.—(Special.)—Francis G. Carpenter, attorney for the late George D. Nelson, who left an estate estimated at \$600,000 to \$1,000,000, drew up the will of the "Man of Mystery," and the document was filed today. It sets at rest many of the stories circulated regarding Nelson. "There never was a clearer will made than that drawn up for Nelson the week before his death," said Mr. Carpenter. "Nelson made George G. Dunn, his nephew, practically his sole heir. Of course we expect claims, they invariably spring up whenever a large amount of money is involved." The will was drawn January 27, 1910, but was not executed until February 2, six days before Nelson's death. George G. Dunn is named executor. All proceedings relative to the will took place in Nelson's apartments in the Nelson Hotel, which he owned. Beneficiaries under the will, aside from Dunn, the residuary legatee, are Thomas Quigley, treasurer of the Nelson Hotel, \$500; George Buckley, son of the lessee of the Nelson Hotel, \$10,000; Cornelius Flynn, keeper of the Hampden Clubhouse, Hampden \$600; also Nelson's third interest in property in Hampden; Mrs. Georgia A. Sison, \$500; Mrs. Fannie S. Dana, \$800; Mrs. Florence F. Moody, \$500, and Miss Caldwell, of Bradford, \$500. The name of young Nelson, of Jersey City, is not mentioned.

The name of Mrs. Mary Booth, of Portland, sister of the woman who left the fortune to Nelson, is not mentioned in the list of beneficiaries. Mrs. Booth, through her attorney, H. C. King, assisted by Monroe Goldstein, a reporter on the list of beneficiaries, is expected to receive an expected share in this estate. Last week word came that her claim had been recognized, but her short-lived happiness apparently is at an end.

THRIFT WINS \$10,000

RICH MAN, AS LABORER, SAVES \$459 IN TWO YEARS. \$10,000 Bet Made by Wealthy New Yorkers to Prove Opportunity to Save Today.

ST. LOUIS, Mo., Feb. 15.—(Special.)—Elmer E. Von Vleet, a wealthy resident of Elmira, N. Y., who two years ago bet \$10,000 with A. V. McKel, owner of the Elmira Courier, that he could work two years as a common laborer and save \$600, left tonight for his home and will collect the money from the newspaperman. "He has a bank account from his earnings of \$469 and the best job he had during the two years was driving a milk wagon at \$40 per month. "Only two of the 11 men who employed me during that time treated me as if I was a white man," said Von Vleet. "My muscles are like rocks and my health has been greatly improved. "Last Saturday, when the two years expired and I had won the wager, I intended to pass Elmer's bet to a fight, but I assumed when I started out to demonstrate what a thrifty man could save on the customary small wage paid for unskilled labor. I am especially proud of my achievement, owing to the fact that it accomplishes my purpose during hard times, when work was not only hard to get, but prices of food and other necessities of life were advanced to a point that cause a general protest from consumers."

FORT SITE TO BE SELECTED Army and Navy Board Leaves on Trip to Panama.

WASHINGTON, Feb. 15.—General Westwood, head of the Army War College; Major Haam, of the Coast Artillery Corps; Captain Knapp and Commander Maxwell, of the Navy, left Washington tonight for Panama, where they will confer with General Crozier, Chief of Ordnance; General Murray, Chief of Coast Artillery, and General Marshall, Chief Engineer in the Army, will leave for Panama within two weeks. These officers comprise the joint Army and Navy board, and their mission is to determine the site for canal fortifications. The party probably will return to Washington on April 1.

HEAVY HOGS COME HIGH Record Price of \$8.95 a Hundred Realized in Kansas City.

KANSAS CITY, Feb. 15.—Heavy hogs brought \$8.95 a hundred pounds at the stockyards here today. This price was never before reached at this market.

Gladstone Is Made a Peer. LONDON, Feb. 15.—Herbert John Gladstone, Secretary of State for Home Affairs, who, through a recent appointment, is about to become Governor-General of British South Africa, was elevated to the peerage today.

ALL FRANCE WOULD HONOR ROOSEVELT

Ex-President Accepts President Fallieres' Invitation.

OSTENTATION IS TABOOED

Paris to See Colonel in April for Stay of but Four Days, and Then Only as Man of Learning, He Says.

PARIS, Feb. 15.—M. Liard, vice-rector of the University of Paris, has been officially advised that Theodore Roosevelt will reach Paris about April 14, and the length of his stay will probably not exceed three or four days. The French government is anxious to receive the ex-President of the United States with the highest honors. French society is prepared to lionize him; literary and scientific bodies desire to entertain him, and the American colony would like to give a grand reception in his honor.

But Mr. Roosevelt has discreetly allowed it to be understood that he desires to avoid any appearance of ostentation, and that he will preserve, so far as possible, merely the role of a man of learning in which capacity he accepted the invitation to lecture at Sorbonne. This invitation was extended through Ambassador Jusserand when Mr. Roosevelt still occupied the White House.

Mr. Roosevelt's visit to Paris, therefore, will be devoid of spectacular features that characterized President Grant's visit at the time of his tour around the world. Mr. Roosevelt's wishes will be carried out in the main, but the government declined to forego the honor of entertaining him, and the ex-President has accepted the invitation of President Fallieres to be his guest at Elysee palace. A reception will be held in the grand salon of the university, at which the lecturer will meet a brilliant assemblage of French savants, including "the forty immortals." On April 15, Mr. Roosevelt will be received in solemn audience by the institute, of which he is a member in virtue of his recent election as an associate of the Academy of Political and Moral Sciences.

MRS. ROOSEVELT SAILS EAST Wife of ex-President Off for Khartoum to Meet Husband.

NEW YORK, Feb. 15.—Mrs. Theodore Roosevelt and her daughter Miss Ethel, sailed for Naples today on the Hamburg-American line steamer Hamburg, en route to Khartoum, where on March 14 they will meet Colonel Roosevelt and return with him to Europe on his way back to the United States from his African hunting trip.

Colonel Roosevelt will reach the United States between June 1 and June 15. Alderman Johnson today introduced a resolution in the Board of Aldermen providing to set apart the day on which President Roosevelt arrives in this city from his journey as "a day of rejoicing for his safe return." The resolution also asks that the Governor designate the day as a state holiday. The resolution was referred to the committee on rules.

PACIFIC TO SEE ROOSEVELT? Western Newspaper Owners Off to Meet ex-President at Khartoum.

DENVER, Feb. 15.—F. G. Bondis and George Creel, of the Denver Post, and Kansas City Post, left Denver today for Khartoum, where they expect to meet ex-President Roosevelt on his way home from a year's hunt. Following reports from scores of Chambers of Commerce and civic bodies in the West, they will urge the President to return to his native land by way of the Pacific Coast.

TODAY IS DOUGLAS DAY Big Booster Meeting to Assemble at Roseburg—Trains Chartered.

ROSEBURG, Or., Feb. 15.—(Special.)—Douglas County visitors will flock to Roseburg tomorrow from all parts to celebrate Douglas County day. It will be in the nature of a return visit after

Strange, what a little thing Will upset a man and Keep him so all day, When he ought to be Alert and cheerful.

A soggy, hot biscuit For breakfast has been known To create a "scrap" Between life-long friends.

For a successful day Eat a saucer of Grape-Nuts

And cream (chew slowly.) The thorough chewing of the Crisp, nutty granules which Have a delicious flavour Will not only put one right, But give strength of Mind and body For the morning's work.

Try it! "There's a Reason." Read the little book, "The Road to Wellville," in pkgs. Postum Cereal Company, Ltd., Battle Creek, Mich.

IF YOU WANT TO KNOW WHAT SMARTLY DRESSED MEN WILL WEAR THIS SEASON ASK BEN SELLING



OUR PRESENT SHOWING OF SPRING SUITS

FOR MEN, YOUNG MEN and BOYS upholds our reputation for presenting only the BEST the season affords in STYLE-QUALITY and VALUE

MEN'S SUITS \$20 to \$40 YOUNG MEN'S \$10 to \$30 BOYS' SUITS \$5 to \$20

WINNERS IN AUTOMOBILE CONTEST

GERALDINE ROOT 30,494 VERA GAITENS 27,512 CARL SUTTON . . 20,681 HARRY HANNO 18,624 JOHN WOOD 16,602

BEN SELLING LEADING CLOTHIER

the recent business men's excursion. Special cars have been chartered by different towns along the line and elaborate preparations have been made by commercial clubs and business men of Roseburg to entertain the visitors. About 400 guests are expected.

Between 9:30 o'clock and noon the business men of Roseburg will receive the visitors in their places of business. At 1:45 P. M. at the Commercial Club rooms Mayor Haynes will welcome the guests to the city. At 2 o'clock business houses will close until 3:30 P. M.

to give the visitors a chance to attend a big booster sermon at the tabernacle by Evangelist C. Penwick Reed. From 3:30 to 5:30 P. M. both theaters will be at the disposal of visitors free of charge. From 8 to 8 P. M. a banquet will be served. At the Taber-

nacle meeting addresses will be delivered by Dr. Andrew C. Smith, Judge L. R. Webster, Allan Moore, of Portland; A. H. Carson, of Grants Pass, and O. P. Coshow, of Roseburg. Sam Josephson, of Roseburg, will be chairman of the evening.

OTHELLO VALUABLE PRIZES FOR PEOPLE OF PORTLAND

OTHELLO occupies the same relative position on the "Milwaukee" Railroad as North Yakima occupies on the Northern Pacific. OTHELLO is the agricultural center of a country which the "Outlook," the magazine of which ex-President Roosevelt is contributing editor, as the most prolific in the world—the Big Bend country. OTHELLO is now the divisional point for Eastern Washington for the Milwaukee Railroad. It will be the junction point of the "Milwaukee" lines north and south and east and west. The right of way has already been filed for beginning work on the new lines to run north and south at right angles to the present main line. OTHELLO is the center of the finest Fruit Belt in Washington. The soil is of the same chemical analysis as the famous Wenatchee fruit lands. The apples and peaches grown at OTELLO are superior in coloring and flavor to those of any other fruitgrowing section we know of. OTHELLO is a wholesale center and a manufacturing center. Its nearness to cheap coal supplies is very attractive to manufacturers, who already have recognized the great possibilities of the new city from the standpoint of manufacturing and shipping.

OTHELLO is the name of the most promising city in the entire Northwest. It is in the State of Washington, on the new transcontinental railroad, built by the Chicago, Milwaukee & Puget Sound Railway Company, and known throughout the United States as "The Milwaukee."

What we want is this: YOU WRITE US AN ADVERTISEMENT

We want a brief story, or description, or essay, or composition, or whatever you may choose to call it, upon the subject, "Why I Should Invest in Othello." There are hundreds of reasons why any person should invest in OTELLO. Our sales manager, our advertising department and many newspaper writers have written advertisements for us, but none of these "just touch the spot." These writers are all right in their way, but their descriptions and their advertisements are not natural, not human enough.

We want the sort of a little story (which is the same thing as an advertisement), written by some person who will say just the natural things in just the natural, every-day way that people talk. That is the sort of story some person who has never had any technical training in writing advertisements will write without making a strained or unnatural effort.

WE WILL GIVE AN ACRE OF FRUIT LAND FREE FOR THE BEST STORY OF THIS KIND; AND WE WILL GIVE A CITY LOT IN OTELLO FOR THE NEXT BEST STORY; AND WE WILL GIVE A CHECK FOR \$100 IN PAYMENT FOR ANY FRUIT LAND OR LOTS IN OTELLO TO THE NEXT BEST; AND WE WILL GIVE TEN CHECKS FOR \$50 EACH TO THE TEN NEXT BEST. These checks will also be accepted as payment upon any fruit tract or lot we own in Othello.

Now you know about OTELLO. If you do not, call at our offices at once and ask for any information you want about it. Then sit right down and write your composition and mail it to us. There is no telling who will get the prize. Advertising is the most remarkable process in the world. The very best advertisements and advertising stories are written by people who do not know a thing about the art of composition. The famous "Sunny Jim" advertisements for "Force" were written by a young girl not out of Grammar School.

The advertisements which will make Othello known from one end of the continent to the other will be written by some Portland citizen. No one is limited to the number of stories they may send in, nor as to the style of the matter, nor in any other way, excepting as to the length.

The contest will close Monday evening, February 28, at 10 o'clock. You may send in your story at any time before that date. But you should not put the matter off until you become indifferent. The best advertisements are written naturally and while the mind is full of the subject to be written about. Write it now. Do not wait.

All the letters must be in before 10 o'clock Monday evening, February 28, when they will be turned over to a committee of prominent Portland newspaper men, who will decide which of the stories are entitled to the prizes. We reserve the right to use any of the stories submitted which may not win prizes, and will pay a fair price for stories so used.

For Any Further Information Regarding Othello, Call or Write Othello Improvement Company Office Open From 10 A. M. to 9 P. M. P. B. NEWKIRK, MANAGING DIRECTOR 219-220 Commercial Club Building Phone Marshall 727 Portland, Oregon