

# \$12,000,000 FIGHT OVER ESTATE SETTLED

## Compromise Reached in Contest Over Fair Estate.

### TERMS ARE KEPT SECRET

#### Daughters of ex-Senator and One Grandson Are Principal Heirs to Vast Fortune.

SAN FRANCISCO, Dec. 26.—A compromise agreement, the contents of the will of the late James G. Fair, ex-United States Senator from Nevada, was filed here today in the superior court, ending years of litigation over the great estate. The terms of the settlement were not made public, all the persons connected with the contest refusing to divulge the amount involved.

In the agreement reached today, the principal heirs of Senator Fair, who are his daughters, Mrs. William K. Vanderbilt, Mrs. Herman Oelrichs Jr., and his son, Herman Oelrichs Jr., concede that the plaintiffs, seven in number, are entitled to be restored to their rights under the will.

Lieutenant Wesley E. Crothers, chief of the plaintiffs, who had started an action about a year ago claiming that the portion of the estate which should have gone to his mother, Margaret Fair Crothers of San Jose, was lost to her through the supreme court decision which broke the Fair will.

**Ex-Justice Denies Bids.**  
During the contest, depositions were taken alleging that Fred W. Henshaw, ex-supreme court justice, had taken a bribe of \$400,000 for influencing the supreme court's decision. These charges were denied categorically and in toto by Henshaw.

Besides Lieutenant Wesley Crothers, who formerly was in the Canadian army, the plaintiffs were Mrs. Virginia M. Trimble, Mrs. Emma J. Young, William J. Fair, Miss Eva Lena Fair, John A. Fair and Miss Florence Fair. Lieutenant Crothers' mother was a sister of Senator Fair. The other plaintiffs are the four daughters of William Fair, brother of the senator.

The defendants in the suit, who compromised today, besides Mrs. Vanderbilt, Mrs. Oelrichs and Herman Oelrichs Jr., grandson of Fair, are Muriel and Consuelo Vanderbilt, the daughters of Mrs. Vanderbilt and granddaughters of Fair; Mrs. William K. Vanderbilt, son of Virginia Vanderbilt; James S. Angus and Thomas G. Crothers, executors of Fair's will and trustees of the estate, and Frederick W. Henshaw, former justice of the California supreme court.

**Estate Is \$12,000,000.**  
When Senator Fair died in the early 90's, his estate was variously estimated at between \$12,000,000 and \$20,000,000.

The will established a trust comprising the entire estate and provided that his three children, Charles Fair, Mrs. Vanderbilt and Mrs. Oelrichs, should receive the entire income from this trust during their lives. Upon the death of the last of his three children one-half the entire property, it was provided, should be given outright to his grandchildren, and the other half divided equally between all his brothers and sisters and such children of theirs as might be alive when the trust terminated. Charles Fair and his wife were killed in an automobile accident near Paris several years ago.

Of the brothers and sisters of Senator Fair, only one, Edward Fair, is alive now.

# FIUME WEARY OF POET PEOPLE WANT SETTLED CONDITIONS IN TOWN.

## Italian Newspaper Comment on Situation Is Censored, but Question Still Is Vital.

ROME, Dec. 26.—Fiume continues to monopolize most of the Italian newspapers which are rather imperfectly informed concerning the developments there, but which declare that the residents of the Adriatic town have become tired of Gabriele d'Annunzio and want its future definitely decided.

The Messaggero says: "Amid so many proposals, the people of Fiume are tired and are invoking a speedy solution of the situation which will give them freedom and at the same time an immediate return to work and tranquillity."

The Giornale d'Italia, according to the heading, "Communication From Command at Fiume." Commenting on the situation the Giornale d'Italia says: "Premier Nitti is leaving the beginning of January for Paris. If the big question is settled from the internal viewpoint this will help him with the allies."

# WELL CLOSED BY MEXICO Large American Property in Tampico Suppressed by Order.

WASHINGTON, Dec. 26.—Another American oil well, one of the largest in the Tampico region, has been closed by order of the Mexican government, the state department was advised today.

The well, it was reported, had been producing for more than a year, and was drilled in strict compliance with all the regulations in force at that time.

# AVIATOR CROSSES RANGE Captain Smith Makes Queensland on Cross-Ocean Flight.

LONDON, Dec. 26.—Captain Ross Smith, Australian aviator, who recently completed a flight from England to Australia, has landed at Charleville, Queensland, after safely negotiating the formidable Mount Owen range, according to advices from Sydney.

His machine was in a damaged condition, the advices added.

# MEXICAN CENSORS LOSE American Refuses to Keep Officers' Murder Secret.

EL PASO, Tex., Dec. 26.—Mexican officials sought to repress facts con-

cerning the murder of American aviators, Lieutenants Cecil Connelly and Frederick Waterhouse, whose bodies were found buried in the sands on the Baya de Los Angeles, Lower California, according to testimony at a hearing here today.

The testimony was given by Joe Allen Richards of Chicago, the American who discovered the bodies September 21 last. The hearing was conducted by Major Dan M. Jackson of El Paso, secretary of the senate subcommittee investigating Mexican affairs.

Richards testified to finding the bodies when he landed from a Mexican steamer to get water. He said the captain of the steamer warned him not to make public his discovery and that later he was arrested at Santa Rosalia on September 25, because he had not kept his discovery to himself.

# LIBEL CASE ENDS TODAY

\$50,000 SUIT WILL GO TO JURY ABOUT 10:30.

Closing Arguments Are Made and Instructions Will Be Delivered by Court This Morning.

After arguments consuming two and a half days, the \$50,000 libel suit of Alhambra Ira Lucas against the Evening Telegram will go to the jury about 10:30 this morning. All the evidence was in last Tuesday morning, but the resume of attorneys for both sides and interference of the Christmas holiday caused the delay in putting the case in the hands of the jurors.

Harrison Allen, attorney for the Telegram, argued for two hours yesterday morning, and Nelson R. Jacobson, lawyer for Lucas, spent close to three hours in the afternoon in closing. When he finished at 5:30, Chief Judge Tucker asked the jurors if they preferred getting their instructions from the court then or this morning. The majority favored this morning. It will take about an hour to deliver the instructions, so that the jury will not retire for deliberations before 10:30.

The jurors are: Isaac Turpie, Andrew Gordon, John D. Bodley, John E. Kennedy, Patrick Haley, Edwin L. Waldrup, Alexander E. Muir, Edwin A. Rayworth, Thomas Ward, Alfred Wainless, John W. Lanckin and Earl W. English.

# LOTTERY CASE DISMISSED

COURT HOLDS LAW VIOLATION IS TECHNICAL.

Gresham Fair Automobile Drawing Indictments Against Eastman and Rosenthal Disposed Of.

Convicted that violation of the lottery statute by the Gresham fair automobile raffle had been technical and unintentional, Presiding Judge Gatens of the circuit court yesterday dismissed indictments against O. A. Eastman and M. Rosenthal.

As promoters of the raffle, the two men were indicted by the grand jury last month, following complaints that the drawing of prizes had been illegal and without reference to guesses on attendance at the fair, which purchasers of tickets were supposed to make. A guessing contest would have come within the law, but the drawing of prizes had been illegal, irrespective of the guesses, put the affair in the lottery class.

During the war numerous raffles which came easily under the classification of a lottery were held in Portland for charitable purposes and the practice continued up to the last Home Festival. Judge Gatens was not disposed to make an example of the men indicted for the reason, he asserted, that they were acting in apparent good faith.

# STEEL STRIKERS FIRM

Cleveland Union Decides to Stay Out Until Issue Is Won.

CLEVELAND, O., Dec. 26.—Fifteen hundred steel men voted unanimously tonight to continue on strike and to remain away from their employment until the strike is won, or officially declared off by the national officers.

The decision was reached after they had heard the report of two of their number who had been sent to Pittsburgh to confer with W. Z. Foster, national secretary of the steel strikers. Mr. Foster said that it was his opinion that the men were making a winning fight and that the complaint of shortage of steel was evidence of it.

The strikers also ousted from office John Kawitkowsky, vice-president, and Joseph Mroczek, corresponding secretary, who had recommended to the local that it call off the strike.

# FALL OFF BRIDGE KILLS

Bootblack. Who Says He Was Thrown Off Span, Dies.

A Criddleton, bootblack, who was arrested in Marquam gulch last Tuesday morning and who told a story of having been robbed of \$40, beaten and thrown off the Front street bridge over the gulch, died yesterday at St. Vincent's hospital.

Police were inclined to doubt Criddleton's story following an investigation made by Detectives Pat Maloney and Bob La Salle.

Criddleton had been staying at the home of A. Capri, 221 Sheridan street. Capri told the police that Criddleton had been making threats to throw himself off the bridge.

Deputy Coroner Calkins announced last night that Criddleton died as the result of a fractured skull.

# SAM POUFF BOUND OVER

Police Say Prisoner Admits Career as Bomb Plotter in Russia.

Sam Pouff, declared by the police to be a self-confessed bolshevik and former bomb plotter, who was arrested on a charge of having attempted to hold up Paul and Mike Aleac, Austrians, who live at 564 Lake street, Portland, the day that he spent 12 years in a prison camp in Siberia as the result of having been implicated in bomb plotting in Russia, previous to coming to this country. During the past 11 years in the United States he is said to have spent nine in prison.

# BAKER FREES ONLY TRAITOR IN ARMY

## Lawrence Perlmutter Escapes 20-Year Sentence.

### INFORMATION GIVEN HUSBAND

#### American Officer Overhears Answer to Captors—Fellow Prisoners Hostile to Man.

NEW YORK, Dec. 26.—Secretary of War Baker today remitted the 20-year sentence imposed upon Private Lawrence Perlmutter of New York, the only member of the American expeditionary force to be convicted of treason, according to words received from Washington by Representative Isaac Siegel of New York, who interested himself in the lad's case.

Perlmutter, who served in the medical department, ninth infantry, second division, was convicted of having supplied military information of value to the Germans while a prisoner of war in the hands of the enemy in Coblenz after having rejoined the American army after the armistice. And his sentence was approved by general headquarters.

According to Mr. Siegel, who went over the record in the case with Irving M. Marshall, general crowder, it was not shown that the answers which Perlmutter gave the Germans were true, and only one witness, Captain William H. Gordon, captured with him, testified against him, whereas two witnesses are needed before an American can be legally convicted of treason.

In taking up the case with the war department Mr. Siegel referred to the fact that the youth bore on one wrist three scars of wounds which had been inflicted at his own request by a Canadian officer, a fellow prisoner, to prevent the Germans from sending him to the mines. Mr. Siegel argued that had Perlmutter supplied his captors with valuable information they probably would not have wished to see him such treatment.

Mr. Siegel said that when captured with Captain Gordon on April 14, 1918, Perlmutter had been in the sector only ten days, and at his court-martial he contended he did not know the locations of the various units of his regiment. Captain Gordon, a native of Findlay, O., a resident of New York, and once a student at the University of Michigan, testified that while lying on a cot he had overheard through a wall German officers question Perlmutter and the latter give the locations.

Mr. Siegel took up the case when Perlmutter returned to this country last September en route to Fort Leavenworth to begin his sentence. He said Perlmutter at his trial had denied the report current at the time of his court-martial that he was in love with a German girl.

The record in the case could not be found for four months, according to Mr. Siegel, who said that after having taken the matter up with General Crowder, he later had recommended to Mr. Baker the sentence be cut to five years. Mr. Baker, in wiping out the report current at the time of his opinion on the case, according to Mr. Siegel.

WASHINGTON, Dec. 26.—Evidence of hostility toward the defendant by his fellow prisoners, noted by Judge Advocate General Crowder, in reviewing the case of Private Lawrence Perlmutter, were taken into consideration in ordering that the 20-year sentence imposed on the soldier be remitted. Secretary Baker said in approving General Crowder's report.

# SLEEPERS TO BE ADDED

O-W. R. & N. SERVICE TO AID GRAYS HARBOR LUMBERMEN.

Steamer Harvest Queen to Be Restored to Portland—Astoria Run Beginning Sunday.

Effective Sunday night, a standard sleeping car service will be re-established by the O-W. R. & N. company on the Grays Harbor line, in response to a need that is closely allied with the growth of Portland as a lumbering center.

"The sleeper service," said William McMurray, general passenger agent, "will be a great convenience and time-saver to lumbermen of the Grays Harbor district, who are constantly visiting Portland. By its use they will be enabled to spend the day in this city and return home that night, arriving in the morning."

The sleepers will be of 12-section, single drawing room capacity and will be handled: Portland to Hoquiam, train No. 164, leaving Portland 11 P. M., thence to Centralia and Centralia to Hoquiam; train No. 42, arriving Aberdeen 7 A. M. and Hoquiam 7:15 A. M.; and, returning, leave Hoquiam, train No. 44, at 10:30 P. M., leaving Aberdeen 10:45 P. M., thence to Centralia and Centralia to Portland, train No. 563, due Portland 6:45 A. M.

Also effective Sunday, the O-W. R. & N. company will restore the steamer Harvest Queen to the Portland-Astoria run, operating on a tri-weekly schedule as follows: Leave Portland 8 P. M. Sundays, Tuesdays and Thursdays; arrive Astoria 8 A. M. Mondays, Wednesdays and Fridays; leave Astoria 7 P. M. Mondays, Wednesdays and Fridays; arrive Portland 7 A. M. Tuesdays, Thursdays and Saturdays. The steamer will lay over in Portland from Saturday morning until Sunday evening and will stop at St. Helens in either direction.

# FARE RISE IS GRANTED

Temporary Rate Allowed by Nebraska Commission.

LINCOLN, Neb., Dec. 26.—The Nebraska railway commission today announced it would grant the Lincoln Traction company permission to increase single fares from 4 to 7 cents or four tickets for 25 cents, effective January 1.

The order will be a temporary one to force pending final settlement of the company's application for higher rates. Several months ago the company obtained permission from the federal district court to increase fares from 5 to 6 cents.

# U. S. FLAG FILMS ANGER

British and Other Continentals Report Some War Pictures.

(Copyright by the New York World. Pub. New York, Dec. 26.—(Special cable.)—American film producers have been

advised by some of their representatives in foreign countries to put the soft pedal on Old Glory in films for foreign consumption. One of these representatives in London today said he had cautioned his company managers about the necessity of cutting out the flag waving episodes, which have been so conspicuous.

Here and in some of the continental countries there is a growing agitation against American films on the ground that they are propaganda. What has accentuated the feeling is that many American war dramas are now being dumped on the European market. As Great Britain's film diet is 90 per cent American, and as the Stars and Stripes wave in a large number of war and other varieties of films, it is causing a growing resentment.

Murmurs of disapproval have become more audible in the British cinema houses and they have been strong protests in the press.

Since America's failure to ratify the peace treaty they are bedecked films have been less popular than ever.

# GREEK CANDY MEN HELD

ATTACK ON FORMER SOLDIERS IS ALLEGED.

Defendants Placed Under \$750 Bail Each, Pending Trial; Automatic Pistol Is Used.

Sam Mekas and Gus Mekas, Greek proprietors of the Busy Bee candy store, 283 Morrison street, were arrested late yesterday by Detectives Phillips and Buckley on warrants charging attack with a dangerous weapon, following an escapade in which the two men are said to have held four ex-service men at the point of an automatic pistol while the police were summoned.

The four who make the charges are Charles Hall and John Ramages, 500 Broadway, and M. A. Willis and P. V. Kerrick, 356 San Rafael street. The Greeks were held on \$750 bail each.

According to the story of the affair as told by the ex-service men, they were standing on the walk in front of the Busy Bee store when the proprietors of the place became engaged in a controversy with two other men in the place. The two men, who were two men left and went down the street, one of them later coming back and throwing a missile toward the window.

Apparently in the belief that the ex-service men had something to do with the incident, the proprietors were throwing of the missile, the Greeks are said to have forced them into the shop and held them at the point of an automatic pistol while the police were summoned.

# HIGHER GAS RATES ASKED

SEATTLE COMPANY FILES APPLICATION FOR INCREASE.

20 Per Cent Rise Is Wanted Because of Increased Costs of Operation, Says Company.

OLYMPIA, Wash., Dec. 26.—(Special.)—Increases in gas rates in the city of Seattle ranging from 20 to 25 per cent are being asked by the Seattle Lighting company in a new tariff filed by the company with the public service commission today. The rates are graduated according to amount of consumption.

The new rates asked by the company put the cost of the first thousand feet at \$1.50 instead of \$1.20; 2000 feet will cost \$3.00 instead of \$2.40; the additional thousand feet up to 5000 will be cost \$3.30 instead of the graduated rate of \$1.15, \$1.10 and \$1.05 as now charged. Total cost for 5000 feet under the new tariff will be \$46.90, instead of \$43.85, and for 10,000 feet is raised from \$10 to \$12.15; an additional 10,000 feet will cost \$10.50 instead of \$8.50.

An explanatory letter filed with the proposed tariff sets forth the company's grounds for asking an increase and says that during the late months of the war with Germany the company realized that it was impossible to operate, make necessary extensions and long render satisfactory service under existing rates, and therefore, on October 2, 1918, filed a new tariff.

# TURKS SEEK EARLY PLACE

Defense of Nation's Interests Before Conference Ordered Speeded.

PARIS, Dec. 26.—(Havas.)—The Turkish grand vicer has requested Tewfik Pasha, head of the commission appointed to prepare defense of Turkey's interests before the peace conference, to hasten the work of the commission because the Turkish delegation may be summoned to Paris next week, according to advices from Constantinople.

The light commissioners in Constantinople of the allies are reported to have hinted that peace with Turkey may be concluded in the near future.

# Youths at Chehalis Sentenced.

CHEHALIS, Wash., Dec. 27.—(Special.)—In the superior court, Judge W. A. Reynolds today sentenced Roy Darrah and Claude Wright each to serve three to five years in the reformatory at Monroe, Wash. The pair recently were committed to the state training school at Chehalis, but escaped. Darrah and a companion were arrested some weeks ago for theft of an auto.

# Salem Sailor Returns Home.

SALEM, Or., Dec. 26.—(Special.)—Christmas at the home of Mr. and Mrs. E. H. Helms today.

## H. Liebes & Co.'s Third Annual Clearance Of Winter Apparel

The great number of garments selected by the throngs of eager shoppers yesterday affirms the truly wonderful, out-of-the-ordinary values offered in this sale.

### Today's Crowds Will Find Unusually Large Selections

Even with the vast number of sales recorded, the garments sold yesterday cannot be missed, as the selections are still very large. In fact, the stocks at the beginning of this sale, in every department, were unusually large. Therefore, the woman who makes her selection today will have practically every advantage of the woman who bought yesterday.

Clearance of  
**H. Liebes & Co. SUITS**  
Reduced to  
**\$34.85, \$44.85, \$54.85, \$64.85**

Clearance of  
**H. Liebes & Co. COATS**  
Reduced to  
**\$34.85, \$44.85, \$54.85, \$64.85**

Clearance of  
**H. Liebes & Co. FROCKS**  
Reduced to  
**\$14.85, \$24.85, \$34.85, \$44.85**

Clearance of  
**H. Liebes & Co. SKIRTS**  
Reduced to  
**\$10.85 \$14.85**

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