

ROOSEVELT LEAVES ESTATE TO WIDOW

Will Filed in Mineola Gives All to Her Except Silver and \$60,000 Trust Fund.

PROVISIONS FOR CHILDREN

Mrs. Roosevelt, Theodore, Jr., and G. Emlen Roosevelt Named Executors and Trustees.

MINEOLA, N. Y., Jan. 11.—The will of Colonel Theodore Roosevelt, which was filed here today, leaves Mrs. Roosevelt his entire estate, with the exception of his silver plate, which goes to his children, and a trust fund of \$60,000, which goes to his children in equal shares.

No valuation is placed upon his estate in the will, which was filed by the firm of Roosevelt & Kobbe. It was signed on Dec. 13, 1912. According to the lawyers, no accurate estimate could be made of Colonel Roosevelt's fortune, but it was said the estimate of \$500,000 was probably fairly accurate. It was stated yesterday by The Weekly Underwriter that Colonel Roosevelt carried life insurance policies totaling \$85,000 in four companies and that payment had already been made.

The executors named in the will are the widow, Mrs. Edith Kermit Roosevelt; Theodore Roosevelt, Jr., and George Emlen Roosevelt, a son of W. Emlen Roosevelt. Theodore Roosevelt, Jr., and George Emlen Roosevelt are with the Army of Occupation in Germany.

Colonel Roosevelt's Will.

The will reads as follows:

I, Theodore Roosevelt of Oyster Bay, County of Nassau, State of New York, hereby make, do publish, and declare this to be my last will and testament, hereby revoking all former wills by me made:

First—As I have given to my daughter Alice all the silver given as wedding presents on my marriage with her mother, I give my other silver, plates, and plated-ware to my other children, to be divided as equally between them according to value as may be possible.

Second—I direct my executors who shall qualify, or take upon them the execution of my will to divide a trust fund of \$60,000 given by the third clause of my father's will to his executors in trust for my benefit, into as many shares of equal value as I shall have children who, or issue of whom are living at my decease, and I divide and bequeath one of such shares to each one of my surviving children and one to the issue, collectively and according to their stocks of each of my children who may die before me leaving such issue respectively.

Third—All the rest, residue and remainder of my estate both real and personal, wheresoever and whatsoever, including my legacies which may lapse, and all other property which I have power to appoint and dispose of by will, I devise and bequeath to my executors who shall qualify, the survivors of them and their successors, in trust:

First—To collect and receive the rents, profits, interest, and income and apply them to the use of my wife, Edith Kermit Roosevelt, during her life.

Disposal at Widow's Death.

Second—I authorize and empower my wife by last will and testament published and executed, after my decease, to dispose of the principal of this trust to and among any one or more of my issue in such shares and portions and either, absolutely or upon any trust or limitation respectively, as she shall declare.

Third. In default of any such testamentary disposition by my wife after my decease I devise and bequeath all said rest, residue, and remainder of my estate, both real and personal, wheresoever and whatsoever, including any legacies which may lapse and all other property which I have power to appoint or dispose of by will, to my children, who survive my wife, and to the issue surviving her of any deceased child of mine according to their stocks.

Fourth. I direct my executors to hold each share of my estate which any infant legatee or devisee may be or become entitled to, absolutely under this will until such infant attains the age of twenty-one years, and that in the meantime they collect and receive the income of such shares so held respectively, and apply them to the use of the infant legatee.

Fifth. I direct that my executors shall not be required to file any inventory of my estate or give security for the same or any part thereof. I authorize and empower my executors and trustees, the survivor of them and their successors, to sell and partition my real and personal estate all at one time, or in different parcels from time to time, and to consent to the sale and partition of any real estate in which I may be interested. Such sales may be either public or private, and they are authorized to execute all proper instruments for carrying such sales and partitions into effect. I also authorize them to personally appraise my real and personal property and divide and allot the same to the various trusts and among the several legatees and devisees in accordance with such appraisement, which shall be final and conclusive beyond any dispute or appeal. I also authorize them to retain and hold at the risk of the share to which the same may be allotted as an investment for any trust hereby created or for any infant legatee, any investment, real or personal, which I may leave, and I authorize them to invest and reinvest the whole or any part of the proceeds of real or personal property sold, and all moneys and personal property held or received by them, as trustees, or for any infant legatee in and upon real estate, all bonds secured by mortgage or railroad or on real estate, or on bonds, stocks or obligations of corporations, or in such other stocks, evidences of debt, or property, real or personal, whether of or situated in the United States or any other country, as in their own personal judgment may seem best, and from time to time to sell any real or personal property held or purchased by them, and to change the investments as and whenever they please, and they shall not be responsible for any losses arising therefrom.

Instructions Concerning Realty.

Sixth—I further authorize my executors and trustees out of the income of each share held in trust during the minority of a legatee or devisee, respectively, to pay all taxes, assessments, and expenses for repairs or insurance thereon; also, from time to time, in their discretion, to make leases of the real estate forming any part thereof upon such terms and conditions, not, however, exceeding twenty-one years, as to them may be desirable; also to build upon, alter, or improve any such real estate, expending for the purpose any of the other principal of such share as in their own personal judgment may seem wise. I name and appoint my wife, Edith Kermit Roosevelt, and my son, Theodore Roosevelt, Jr., and George Emlen Roosevelt, executrix and executors of and trustees under this, my will. In case any of them or any one who may be, from time to time, appointed executor and trustee pursuant to the clause of my will, shall fail to qualify or cease to act from any cause, I direct that the trust and the powers herein contained shall vest in and may be fully executed by the one or ones who shall be qualified or acting, and I authorize my duly qualified and acting executors or trustees, and the survivor of them, by an instrument in writing, duly acknowledged, to appoint a new executor and trustee, to fill each vacancy as it may occur, and the person so appointed shall thereupon become vested with all the estate and powers of an executor and trustee hereunder, the same as if named by me herein as such.

In witness whereof I have hereunto subscribed my name and set my seal this 13th day of December, in the year of our Lord, 1912.

THEODORE ROOSEVELT.

The witnesses were Frank Harper of 112 West Thirty-first Street, Oklahoma

City, Okla., and George Douglas Wardrop, of 401 West 118th Street, Manhattan. The petition accompanying the will states that the real estate is valued at "over \$20,000," and that the personal estate is valued at "over \$20,000."

The will cannot be probated until waivers of citation have been sent to Theodore Roosevelt, Jr., and George Emlen Roosevelt for their signatures and returned.

The Roosevelt property at Oyster Bay has been estimated to be worth between \$150,000 and \$200,000. Colonel Roosevelt owned a property at 79 Pearl Street, with an assessed value of \$24,000. His earnings from his writings in the last few years are said to have been very large and to have increased considerably the capital of his estate.