

Costly Court Case Rules \$18 Million Will Is Legal

LONDON (Reuters)—Britain's longest and costliest High Court action ended Monday with a judge ruling legal the £6,000,000 (\$18,000,000) will left by a German-born Canadian telecommunications magnate, Peter Fuld.

Mr. Justice Scarman, whose life was insured for a record £200,000 (\$600,000) in case he died before giving judgment, found in favor of the will and its first codicil (addition) but against three other codicils which were challenged.

The hearing lasted 91 days, 65 exhibits and witnesses from Britain, Europe and North America, all at a cost of about £1,000 (\$3,000) for each hour of the court sat.

Fuld, son of a wealthy Jewish businessman and a non-Jewish mother, left Nazi Germany in 1939 to avoid persecution. He was at first interned in Britain but later went to Canada, where he spent what he described as the happiest period of his life.

It was in Canada that he fell in love with his future wife, obtained an honors degree in law and acquired Canadian citizenship. He returned to England in 1946 and resided in London.

From his father, who died before the outbreak of the Second World War, Fuld inherited a communications empire based in Frankfurt, which grew even bigger in the postwar years.

He died in Frankfurt in March, 1962, at 41, but left £1,000,000 (\$3,000,000) of his estate in Britain, giving the English High Court jurisdiction in the dispute which arose over his complex will.

Fuld's friend, Dr. Herman Tarnesby, a London psychiatrist, sought to have the will and all four codicils accepted. Other parties to the case challenged the three later codicils, some alleging undue influence by Tarnesby, Fuld's mother and her chauffeur-secretary.

The judge held that it was not duly executed and Fuld was not of testamentary capacity at the time. He also ruled out the third and fourth codicils, saying Tarnesby had failed to satisfy him that they were the product of a free and capable testator. He said, however, there was no evidence Tarnesby had hypnotized Fuld and allegations of undue influence were not proved.

The question of who would pay the costs of the case was left to be argued later.

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SEIZE FISHERMEN SEUL (AP) — The United Nations command asked North Korea Monday for the immediate return of more than 100 South Koreans who police said were kidnapped while fishing Friday in the Yellow Sea south

of the demarcation line between North and South Korean waters. Latest police reports said 112 men, women and children and two fishing boats were seized by armed North Koreans.

USED SUN BAKLY The first recorded use of solar power was an unsuccessful attempt in 212 BC by Archimedes to burn the sails of a Roman fleet by focusing mirrors on them.



NILE PLUNGE KILLS 48

Rescue workers probe area in the Nile River where a Cairo trolleybus plunged into the water Monday, killed 48

persons. Cause of the accident was not immediately known. Some rescue squad members searched for bodies, while others tried to lift the bus. (AP Wirephoto by cable from Rome)

Rhodesian Key Issues Still Split

By HAROLD MORRISON LONDON (CP)—Prime Minister Wilson says the door to an acceptable Rhodesian solution is wide open but he and Rhodesia's Prime Minister Ian Smith still are split on a number of key issues. The "lunacy" of rebellion has been averted, he said, but the threat still is there.

Reporting Monday to a friendly, packed House of Commons where opposition Conservative Leader Edward Heath wished him "every success," Wilson read a long, detailed account of his critical 10 days of talks in Salisbury which led to joint agreement on a three-man royal commission to try to settle the question of Britain's granting independence to Rhodesia.

However, he said Smith still was not agreed on an acceptable method for safeguarding the constitutional rights of the 1,000,000 non-white majority in the central African colony and there still is no agreement on how the non-whites are to be consulted "as a whole" to see whether they would agree to an amended constitution leading to independence.

ANSWERS LACKING Wilson's report in fact left so many questions unanswered that a Commonwealth official said later that the Labor prime minister merely had "purchased time" in Salisbury and that there had been no real meeting of minds between Wilson and Smith.

Hees' Views Are Given In Farmer Needs

ROSENEATH, Ont. (CP)—George Hees, Canada's former trade minister, said Monday night that the eastern Canada farmer needs a concerted effort to sell farm produce abroad.

In a campaign speech for the Nov. 8 federal election, Mr. Hees outlined to the Ontario Farm Union his party's platform on agriculture.

"Everyone in Canada has been impressed by the result of our wheat sales abroad—sales which were begun when my party was in power," said Mr. Hees, Progressive Conservative candidate in Northumberland riding, in which this community is located.

The effect of these sales has been a very great stimulus to the entire Canadian economy... the western farmer is selling all he can grow. He is prosperous. He is helping to make Canada more prosperous.

"The same must and can be done for the eastern farmers. What the eastern farmer needs is a great agricultural trade crusade similar to the industrial trade crusade which I launched in 1960 when minister of trade and commerce."

Text of Mr. Hees' speech was made available to the press before delivery.

Farmers Group Lacks Spokesmen

WEYBURN, Sask. (CP)—NDP Leader T. C. Douglas said Monday Canadian farmers have received "the short end of the stick" mainly because they have lacked effective spokesmen in the federal government.

Mr. Douglas told an afternoon rally of about 500 persons that neither the Liberal nor Conservative parties had done anything to stabilize farm income and that farmers have been helped only because of large volume wheat sales.

He said both the major parties are financed, elected and controlled by the "corporate elite" which resides in central Canada. This elite, composed of fewer than 1,000 men, make all decisions affecting the economic life of the country.

Weyburn was the seat held by Mr. Douglas during his 17 years as premier of Saskatchewan and in the federal riding of Assiniboia.

Trade Paper Editor Dies

TORONTO (CP)—A veteran of almost three decades in Canadian newspaper work, James Victor McLaren, editor of the Daily Commercial News, died of a heart attack Monday. He was 50.

Mr. McLaren had been ill most of last week and had returned to his duties only Friday. He became ill during the morning, was taken to hospital and died there.

A native of Charlottetown, Mr. McLaren was a graduate of Dalhousie University, Halifax. He had been a reporter and editor on newspapers in his home city, in Halifax, and in Ontario at Orillia, Kirkland Lake, Windsor and Toronto.

In Toronto he worked on The Star and The Star Weekly as well as the Commercial News. He had been editor of the trade newspaper for the last seven years.

Surviving are Mrs. McLaren and two daughters, Jean, and Mrs. Mary Bard, wife of reporter James Bard of the Toronto Telegram.

The funeral will be held here Wednesday.

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