

WILLED ALL TO ONE

Beginning of a Remarkable Will Case.

TWO SISTERS DECLARE WAR

The Heirness of James H. Brown's Estate in Court—A Mother's Memory Defiled for a Fortune.

When the doors of the circuit court were thrown open yesterday morning a stream of people poured in and occupied every available seat, all anxious to hear the opening arguments in the James H. Brown will case.

There has been no case in the circuit court in years in which so brilliant an array of legal talent has been engaged. The bright lights of the profession in this city have been retained, and one lawyer secured from Detroit.

History of the Case.

The story of the case briefly is as follows: James H. Brown, better known as "Jockey" Brown, for years a well-known and wealthy resident of this city, worth from \$150,000 to \$200,000, died June 25, 1881, leaving as his principal heir, Margaretta L. Haynes.

It is alleged that because of the fact that Brown's mind was poisoned against his wife and Mrs. Haynes, that in only a few minutes he kept from their doors. He left his wife the residence, located at the southeast corner of Pearl and Ionia streets, all its contents and \$5000 in money.

Mr. Smiley's Opening Arguments.

M. J. Smiley opened the case for the contestant, and stated at length what he expected to prove during the trial. He said that the testator, James H. Brown, was a man well along in years, and easily influenced. He was the father of two children, Mrs. Alice Hayden and Mrs. Margaretta Haynes.

Mr. Russell Makes an Objection.

Attorney Russell objected to Smiley's saying anything before the jury of such a nature that it could not be proved on trial. At the point where the objection was made Mr. Smiley said it would be shown that Mrs. Haynes had told her father that Alice was not his daughter.

When Mr. Smiley concluded his exhaustive argument, Mr. Russell made a motion to have the question of undue influence taken out of the case, reasoning that never before in the history of this court had such a trial been conducted.

Lucretia Borgia. It was astonishing and unreasonable to suppose, for an instant that Mrs. Haynes had accused her mother of being an adulteress; her sister of being a bastard. He did not think it could be proved in this case. It could not be proved by any evidence. A vast amount of money, \$999,000, was involved. Before a jury could break a will which held such a sum in the balance, it must have something before it more sound and with more foundation than the simple imputation that Mrs. Haynes had unduly influenced her father with such a horrible story.

Mayor Uhl's Reply.

When Mayor Uhl arose to reply to the argument of Russell on the motion to expunge the question of undue influence from the case, the silence was such that the breathings of the spectators were audible, for on this question alone hangs the success of the contestant. Mr. Uhl said he did not wonder that his brother Russell had said that never before in the history of courts or cases had such an astounding accusation been made against a woman as that made against the contestant.

First Witness Sworn.

The first witness sworn in the case was Mrs. Hannah Cook. Before any testimony was taken Mr. Russell asked that all witnesses subpoenaed in the case be ordered to leave the room. As the attorneys for the contestant did not object, the court so ordered. Mrs. Cook lived with the Brown family two years, beginning 1880, and the object of her testimony was to show the manner in which Mr. Brown treated his daughter Alice at the time and what relation, or terms of intimacy, Mrs. Haynes sustained toward the family.

Dismissed the Case.

The Dodds Carving Machine Patent Case at an End.

A decision was rendered yesterday in the Dodds patent case in favor of the defendant, Alfred Dodds. Two years ago Mr. Dodds invented a carving machine and filed his application for a patent with drawings of the mechanism. He was notified that his patent would be all right but that his drawings were defective.

All Went to Jail.

Lillie Arton and Her Patrons Were Impenitent. Lillie Arton, convicted in police court of keeping a house of illfame at No. 75 Calder street, was brought into court yesterday morning and Judge Haggerty fined her \$7.50 and costs, amounting to \$14, or in default of payment to be confined in the county jail for thirty days.

Replevin the Bags.

William L. Hovey, for the Diamond Glass company, of Kokomo, Ind., began a replevin suit in the circuit court yesterday against the Gypsum Plaster and Stucco company and Frank L. Noble. The attachment was served last night by Sheriff McQueen and covers \$100 stucco bags.

Arrested for Trespass.

A warrant was issued from Justice Hydon's court yesterday on the complaint of Daniel O'Brien for the arrest of Stephen Weis of Alpine. The complaint charges Weis with having trespassed on the premises of Timothy O'Brien, deceased, and cut and removed timber therefrom to the value of \$5. The prisoner was brought in to court and pleaded not guilty to the charge. He gave bonds to the amount of \$100 for his appearance in court for trial on February 26.

Court Notes.

The Olney & Judson Grocery company began suit in contempt in the superior court yesterday against Henry Lucas, to collect \$500 due for groceries delivered. The suit was begun by attachment.

Luman Jennison and Lucina Jenni

FOR \$3.50 LAMP \$1.50 ONLY Heyman & Company's

IMPORTANT IN SPRING.

Advice What People Should Take.

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In the spring there are great and important changes going on in the body. Perfect health cannot be maintained when the nerves are weak, the system clogged and the organs sluggish.

For such cases as these be sure and use Dr. Cassell's Nervine. It is pronounced by every best doctor as well as the people, to be the best spring medicine in existence, and has taken rank as the greatest and most important medical discovery of modern times.

son have begun suit in the circuit court against DeGraaf, Vrieling & Co. to secure a judgment for \$1501.90, the price and value of goods furnished.

Claims Heavy Damages.

Frank H. Palen has begun suit in the circuit court against Mathew Millard and Frank Millard, the Bridge street laundrymen, for \$5000 damages for false imprisonment. Millard caused Palen's arrest on a charge of embezzlement, claiming that while driving a delivery wagon he had appropriated \$64.50 to his own use.

LAW AND LAWYERS.

Circuit Court—Part I. JUDGE ADAMS. Alice D. Hayden vs. Margaretta L. Haynes, appeal from probate court in the will of James H. Brown; on trial.

Superior Court.

JUDGE BUEHLINGAME. Amos M. Rathbun vs. T. M. Fish, et al; discontinued by plaintiff.

United States Court.

JUDGE REVERENS. The Central Trust company of New York vs. Cincinnati, Jackson & Mackinaw Railroad company; order confirming second report of sale.

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Constipation and all troubles with the

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Michigan Club Banquet.

For the Michigan club banquet at Detroit, February 22, the D., G. H. & M. railway will sell round trip tickets to Detroit at single fare.

Miss Elizabeth Bruce, the Swedish

singer and teacher in West Michigan university, has a marvelous mezzo-soprano voice. She has kindly consented to take the alto part in the "Eve's Maiden," and assumes the character of the demented and deserted girl. Given Tuesday eve, February 22. Box office at Hartman's, open Monday, February 22.

McLaughlin's XXXX, Arbuckle and

Lyon coffees, 22 cents per pound, 6 pounds \$1. KILLEAN'S GROCERY.

Another \$1000 This Week.

Every customer buying goods at our store will get a silver quarter with every \$1.25 purchase; a silver half dollar with every \$2.50 purchase, and a silver dollar with every \$5.00 purchase. Can you make one dollar easier? The only place you can obtain this advantage is at O'Hara's shoe store, No. 72 Canal street.

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The Man with a Long Face. BEECHAM'S PILLS will cure him. It cures Constipation, Biliousness, Indigestion, Headache, Nervous Prostration, and all the troubles that result from a Weak Stomach, Impaired Digestion, and a Torpid Liver. One box will certainly relieve him. Beware of cheap imitations.

Of all druggists. Price 25 cents a box.

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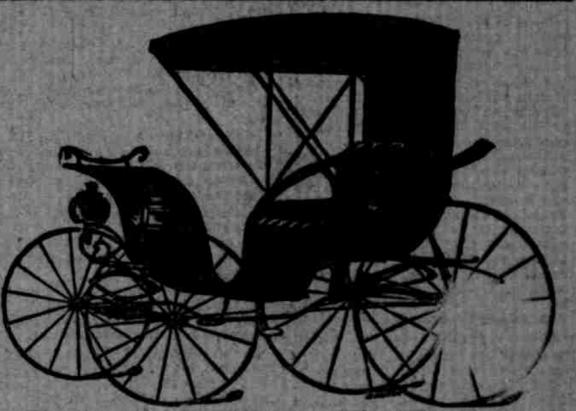
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