

MRS. HAMBEL WINS

Supreme Court Decides the Will Contest for the Second Time.

Reverses the Lower Court and Its Own Former Decision on Rehearing.

Suit Was Brought by Mr. Hambel's Sons to Have the Terms of the Will Construed.

The Iowa supreme court today handed down a decision in the Hambel will case, tried in the district court in this county. The decision is in favor of Mrs. Hambel and against the two sons of the late James Hambel.

Mr. Hambel at his death left a valuable estate, but the property was, apparently, under the will, left to the control of Mrs. Hambel, the widow. Two sons of Mr. Hambel by a former marriage, Marcus B. Hambel and Melvin C. Hambel, of St. Louis and Los Angeles, respectively, brought suit in the district court of this county to have the terms of the will construed, setting up the claim that Mrs. Hambel was holding and managing the property in the interest of her three daughters and against their interests. The case was tried before Judge Caswell in 1897 and the verdict was favorable to the sons, the court holding that Mrs. Hambel's interest was only a life one and that the property was to be held by her in trust for the five children of Mr. Hambel.

The attorneys for the widow appealed from this decision and the supreme court, after lengthy consideration, sustained the decision of the lower court, Judge Deemer alone dissenting from the opinion. Mrs. Hambel's attorneys, however, succeeded in obtaining a rehearing by the supreme court, and in the opinion just handed down the decision of the lower court and the former ruling of the supreme court are both reversed. This gives the widow full control of the property.

The Marshalltown attorneys for the sons of Mr. Hambel were very much surprised at the action of the court when informed of the decision by a T. Deemer reporter. They say that they had aside all precedents followed for the past twenty-five years. They say, however, that this will probably end the controversy, because the case was before the court on re-hearing and this does not remain it back for re-trial.

RUNAWAY ACCIDENT.

Mr. G. W. Garey, a Farmer, Severely Hurt in This City.

A serious accident befell Mr. G. W. Garey, who resides in an orchard half mile southeast of the city, this morning. He was coming to town with a load of wheat and the accident happened as he was crossing the C. G. W. tracks by the cannery factory. An engine was on the turn-table and just as the wagon drove to the engine, it was absorbed by one of the larger systems, but that time can not be sooner than two years hence.

AN ALLEGED INTERVIEW.

A Des Moines Paper Purports to Have Interviewed Mr. Tittlemore.

In a recent issue of the Des Moines Capital is contained a purported interview, under a Marshalltown date, in which Acting General Manager Tittlemore of the Central, is quoted regarding the disposition of the road in future years. The "dispatch" is as follows: "It will be two years before the Iowa Central railroad can be absorbed by any of the larger systems, as the meeting of the owners when such a proposition could have been acted upon has passed and another will not be held until that time." Such was the statement made by Mr. Tittlemore, acting general manager of the Iowa Central when asked about the proposed sale of the road to the Milwaukee. There has been lively bidding for the Central, and Central stock by both the Milwaukee and Burlington companies to get control of the road with the result that the stock has gone up and neither company has been able to secure control. I think, however, that it will only be a question of time when the Central will be absorbed by one of the larger systems, but that time can not be sooner than two years hence.

FUNERAL OF MRS. MERRIMAN.

Memoirs of an Estimable Woman and Former Resident Interred in Riverside.

The funeral of the late Mrs. H. L. Merriman, formerly of this city, but in recent years resident of Nebraska, was held at 10 o'clock this morning from the residence of Mrs. S. W. Merriman, No. 201 South Fourth street. Rev. C. P. Boardman conducted the services, which were attended by numerous friends of the family. The interment occurred at Riverside. It has, perhaps, been the lot of comparatively few individuals to have enjoyed the principal pleasure of life, that of contentment, to a greater degree than Mrs. Merriman. She was of that even temperament and disposition that, it is stated, no one can remember hearing a cross or unkind expression escape her. Her home circle was never once marred by her act or fault. Though her acquaintances in the communities in which she resided have not equaled in numbers that of many of her neighbors, such as she had, invariably became most ardent and admiring friends. She was not connected with the church, but her life was a continuous exposition of the virtues of the real Christian. This is the simple story of her life; the one by which it would be a pleasure to her to know that it is remembered and commemorated.

AMUSEMENTS.

Second Production in the City of Carter's "Under the Dome."

Lincoln J. Carter's "Under the Dome" was presented before a fair-sized audience at the Odeon Friday evening for the second time, and in some respects the company is strengthened over last year. Like all of Carter's productions, the treat is in the scenic and mechanical effects. This was true in "Under the Dome," and especially so in the storm scene in the fourth act, which is a portrayal of the Samson typhoon of two years ago, when several German and American vessels were lost. The curtain was rung up six times, and the applause would have been continued had the management allowed further replies. The play itself had the sameness that characterizes all melodrama. Dancing specialties introduced by Miss Madeline Hunt were very cleverly done.

DRINK GRAIN-O.

After you have concluded that you ought not to drink coffee. It is not a medicine but doctors order it, because it is healthful, invigorating and appetizing. It is made from pure grains and has the rich, nutty, brown color and taste like the finest grades of coffee and cost about one-quarter as much. Children like it and thrive on it, because it is a genuine food drink containing nothing but nourishment. Ask your grocer for Grain-O, the new food drink. Fifteen and 25 cents.

It's a Matter of Record—Dangerous coughs, chest and lung pains have been checked and cured in the course of a few days with Mull's Lightning Cough Cure when every other remedy failed. Pure and safe for all children. Twenty-five cents. For sale by the McBride & Will Drug Company.

NUCLEUS FOR A PARK

City Has Fourteen Acres That Could Be Utilized as a Beginning.

Land is Located in a Beautiful Place and Could Be Added To at Small Cost.

By Inexpensive Purchases the Park Could Be Extended to the Soldiers' Home Grounds.

Marshalltown already has the nucleus for one of the prettiest public parks in the state, and as soon as the water problem is solved permanently steps should be taken to establish a park system that will be a credit to the city and a joy to the people. Few people are aware that the city owns fourteen acres in the northwest part of the city and near the river, but such is the fact. This land is in two pieces, and is on the pretty bluff and bottom land south and west of the ice houses. Eight acres of this land was purchased years ago for post house purposes, and a six acre piece was bought a few years ago for water privileges that didn't water—the well known Bunce extension. These two pieces corner. Adjoining this land on the north is a piece containing a number of acres. This is owned by Mr. J. G. Trotter and extends north to the ice houses. It contains a nice grove and some pretty bluff land. Mr. Trotter would undoubtedly sell at a reasonable price, although he says he is not particular whether he disposes of the land or not, as it brings him in fair returns as pasture and timber land. West of these three pieces of ground is a forty-six acre tract, which follows the course of the river and the bluff and connects on the west with the Soldiers' Home grounds. Most of this land is partially wooded and with little labor could be made into a handsome park. The purchase of this land would be following out in part Mr. G. F. Kirby's plan to form a park from the cemetery to the Soldiers' Home. The grounds of the state institution are used more or less by the public for park purposes. The forty-six-acre tract recently sold for \$4,000, and if it could not be purchased by the city for that sum, it could be condemned and a fair price put upon it. This land is all within the city limits, is near the street car line, and as little of it is desirable for residence purposes it could be utilized as a park. The city would at the same time be getting some benefit from the fourteen acres it already owns, and at an expense not to exceed \$6,000 or \$7,000. Usually a city considers itself lucky if it secures a good park for \$40,000 or \$50,000. The necessary tax with which to raise the purchase money would never be felt by the property owners.

AN EXCELLENT FLOUR.

The Banner Brand is Taking the Lead Over All Others.

It stands to reason that flour can be manufactured for less money at home than elsewhere, there being no freight to pay or other expenses incidental to shipping the finished product in here. This again is a firm that has done business in the community for years, as has Hammond & Son at LeGrand, has considerable regard for its integrity. The Banner brand of flour is made from carefully selected wheat, the best of which is raised on the farms in that part of the country and there is none better, and with the improved machinery recently added to the mill, they are enabled to offer the public as good a brand of flour as there is on the market today. It is not claimed that it will make more bread to the bushel, it is claimed, and can be substituted, that it will make just as good bread as the high priced flours. Another thing is that farmers may exchange their wheat for this excellent brand of flour either with Hammond & Benedict, the agents in this city, or Hammond & Son, the manufacturers at LeGrand. Try a sack and be convinced that it is all that is claimed for it.

EVERY STATE IN THE UNION LOOKS TO IOWA FOR ITS BREAKFAST.

The popularity of that wonderful Iowa product known as Wheat-O, made by a patented process at Newton, La., by the Newton Steel-ut Milling Company, is attested by the large number of orders and duplicate orders received from every part of the country where the food has been introduced. The manufacturers have taken the choicest Iowa wheat, removed all the impurities and the indigestible part of the grain and left in an appetizing form all the gluten, phosphates and nitrogenous elements that the body needs for health and proper growth and for making bone, teeth and muscle. It is little wonder that so desirable and delicious a food has sprung into permanent popularity in every home. It is to be had at most grocery stores.

ILL THAT PAIN-MULL'S LIGHTNING PAIN KILLER. Twenty-five cents. For sale by the McBride & Will Drug Company.

DISOLUTION NOTICE.

Notice is hereby given that the co-partnership heretofore existing between C. F. Schmidt and George T. Bourne, hardware merchants, is this day dissolved by mutual consent, George T. Bourne retiring. The business will be continued by C. F. Schmidt, who will collect all money due the firm and pay all bills.

STONE IN TOWN.

Stone ready for immediate delivery at our yard on South Center street. Orders filled same day. Phone, 43 old, new, 437.

MARSHALLTOWN STONE CO.

F. G. PIERCE, Pres. C. H. E. BOARDMAN, Sec.

Card of Thanks.

We desire to thank our friends and neighbors who so kindly assisted us during the sickness and death of our beloved wife and mother.

H. BEEBE AND FAMILY.

BROKE THE RECORD.

L. D. Vitek, Mailing Clerk for the T.-R., is Speedy.

Mr. L. D. Vitek, mailing clerk for the Times-Republican, in a "spurt" run with a Dick mailing machine, has broken the world's record. The best record on this machine, which is the fastest maller manufactured, was 132 papers in one minute, held by Mr. J. M. Cunningham, of Springfield, Mass. Mr. Vitek concluded that he could do better than that, and on Thursday night made the trial. He stamped with the machine an even 200 papers in fifty-nine seconds. The time was caught by two watches. It is probable that Mr. Vitek will go after a valuable prize offered by the manufacturers of the mailing machine to any one who will beat the previous record.

PUT OUT WITH GARDEN HOSE.

Blaze Caused by a Gasoline Stove in the Boucher Home Quickly Subdued.

A gasoline stove in the home of Dr. and Mrs. F. H. Boucher failed to work properly shortly after 11 o'clock today and the burning oil threatened the destruction of the home. Mrs. Boucher, with rare presence of mind, attached the garden hose to the yard hydrant and with water from that source soon had the fire put out, but not until the woodwork near the stove was badly scorched. One of the neighbors turned in an alarm from box 45, but when the companies arrived their services were not required.

WILL CLOSE OUT.

Mrs. Benjamin Wishes to Dispose of Millinery Stock and Fixtures.

There have been so many "closing out" and "going out of business" sales advertised in Marshalltown that our citizens are somewhat skeptical, but Mrs. L. L. Benjamin means what she says and is positively going to quit business. Commencing Monday she will make less than cost prices on all her millinery goods, nothing reserved, and continue the sale until everything is disposed of. In addition to her millinery stock she has several show cases and other fixtures that she will sell cheap. She will vacate the room now occupied December 1 and will sell everything without reserve. Come early, make your selections and take advantage of the extremely low prices. Sale opens Monday morning.

IOWA FOOD FOR IOWANS.

Every State in the Union Looks to Iowa for Its Breakfast.

The popularity of that wonderful Iowa product known as Wheat-O, made by a patented process at Newton, La., by the Newton Steel-ut Milling Company, is attested by the large number of orders and duplicate orders received from every part of the country where the food has been introduced. The manufacturers have taken the choicest Iowa wheat, removed all the impurities and the indigestible part of the grain and left in an appetizing form all the gluten, phosphates and nitrogenous elements that the body needs for health and proper growth and for making bone, teeth and muscle. It is little wonder that so desirable and delicious a food has sprung into permanent popularity in every home. It is to be had at most grocery stores.

LOCAL COMMENT.

Mayor Pierce is wise enough not to borrow trouble where it is unnecessary to do so. Therefore he allowed the city council to fight it out over Officer Kurk's suspension, when in fact the council has little to say about such matters. The control of the police, under the law, is entirely in the mayor's hands, and if the council takes a notion to suspend or remove, as he sees fit. But in the Kurk case the mayor saw there was nothing to be gained by taking a hand in the controversy and so he said nothing while the aldermen talked and got warm under the collars.

The city's late experience with experts has demonstrated that the hiring of that class to help solve problems is much like going to law over questions that might better be settled out of court. Expert and legal services come high.

The passing of the Metropole Club brings up memories of past accomplishments by organized effort. The club was the direct successor of the old Twenty Club, an organization that did more for the upbuilding of the city than any other instrument in the town's history. If Marshalltown had another such organization in these prosperous times, when capital is seeking legitimate investment, actions such as that made to the city's string of industrial beads.

The war of the T.-R. force remarks that another indication of prosperity is in the fact that the dial in the court house tower is still wanting hands.

As an indication of Marshalltown and Marshall county love for shrubs and trees, as well as an evidence that this prosperous era gives people money to spend, it may be stated that an Ohio nursery firm is now engaged in delivering the goods in this city to 25 patrons, the aggregate of whose purchases exceeds \$3,500 or about three times as much as the house has sold here in previous years.

Some people believe that Marshalltown coal consumers are at the mercy of a coal combine, but if such is the case the combination has been made with a worthy object. While prices have been advanced several notches of late, the dealers themselves say it is to discourage those with the cash on hand from purchasing large quantities and thus absorbing all the available supply and causing poor people to go without. While the professional joke maker has fun at the expense of the coal dealers, they are not such a bad lot of fellows after all.

Another factory is in sight, although the matter is in an embryo state so far. Although not a big institution, it is worth encouraging. The little factories are more valuable than the larger ones, provided enough of them can be secured. Ten plants employing ten men each would be more valuable to the city than one large factory employing 100 men. As a usual thing they need less encouragement—getting if you prefer—and all would not close down at the same time for repairs and other reasons.

COUNCILMAN BENSON KILLED ONE PROPOSITION WITH ANOTHER THE OTHER NIGHT AT THE COUNCIL MEETING.

In discussing the stone pile arrangement one of the city fathers wanted authority to have boxes built and the material apportioned to each culprit, in order to compel him to do a full day's work. Mr. Benson at once suggested that the committee first fill the boxes and pound the stone, in order to overcome the possibility of overworking the city prisoners. The box projector had not another word to say.

Numerous criticisms have been heard from the church members of this city on the union meeting held last Sunday evening, because of the political utterances of the speaker. The objectors say they do not like to be drawn into a meeting that is announced as in the interests of temperance, to find that it is largely in the interests of politics, third party prohibition or otherwise. It is understood that Dr. Parsons, of the Baptist church, knew what was coming, and for that reason decided not to give up his regular service, as some of the other churches did. The other pastors were undoubtedly led to believe that they were doing something to aid a worthy cause, and for this reason unknowingly assisted in aiding in an attempt to boom the third party cause. Rev. Jessup's slurs on President McKinley were not well received by patriotic people, and the democratic party was also vigorously attacked. Mr. Parsons' prediction that the churches would eventually be divided on the prohibition issue was probably a wish that was father to the thought, and he is probably doing as much to accomplish this result as any one. It certainly is not right to hold a political meeting under the guise of such a worthy cause as temperance.

The project for a new hotel in the west end, mentioned in these columns several weeks ago, has not yet taken definite shape, but the suggestion is finding so much favor and encouragement that some action of a tangible nature will probably soon be taken. It is safe to assert that Marshalltown will not be long without two first class hotels. As there is hesitancy on the part of hotel men to take hold of the project in its present condition the natural result will be that the hotel will be remodelled and improved or an entire new structure will be under course of construction within a year.

The sheep raising industry within the past two years has taken a prominent position in Marshall county and is proving a money making venture for many. Within the past few days a shipment of 600 head of western sheep has been unloaded at LaMoille, consigned to C. B. Danner, a Washington township farmer. This investment represents a good sized fortune.

At a small gathering of republican faithfuls held this week for the purpose of party organization within the city it was demonstrated that interest in the campaign is not lacking. The experiences there exchanged indicated that the party is in most excellent condition in all parts of the county. Every one was unanimous in the opinion that the voters are going to support the entire ticket from top to bottom and we may expect this year one of the largest majorities on record. The county ticket especially deserves attention. Never in

ENTERTAINMENT AT HOME.

Marshalltown W. W. C. T. U. gave a fine entertainment to the old soldiers in the chapel at the Home on Friday evening, as follows:

Devotional exercises—Mrs. Morgan, of the Woman's Exchange. Solo, "The Broken Pane"—Miss Emma Keesey.

Recitation, "The Universal Boon"—Miss Ethel Lewis, of Prairieville. Song, "Battle Song"—Mrs. Cora Brown, assisted by girls' chorus.

Duet, "The Earthen Vessel"—Miss Keesey and Miss Greeting. Recitation, "Blair, the Regular"—Bertha Morgan.

Solo, "Your Mother is Loving You Yet"—Miss Laura Van Horn, of Albion.

Recitation, "Old Seapy"—Edith Clem. Instrumental solo—Mrs. Oscar Marsh. Song, "Smoking and Chewing"—Girls' chorus, Emma and Wanda Wood, Ethel and Pansy Resor.

Recitation, "The Bridal Wine Cup"—Orissa Marsh.

Recitation, "Aunt Becky's Advice"—Wanda Wood.

Song, quartet—Miss Keesey, Miss Greeting, Mr. Allispaugh and Mr. Whitney.

Miss Van Horn was vigorously encouraged, but she declined to sing again. Special notice was taken of Miss Lewin's recitation and Wanda Wood's impersonation of "Aunt Becky" was fine as she advised "Jedah" to "do some better votin'". The program was arranged by Miss Winnie Kilgroe, but as she was unable to be present, was conducted by Mrs. Morgan.

THE BODY'S PURIFIER.

The kidneys and liver act as purifiers for the human body.

The blood, which is the life, is relieved by them of all poisonous and effete matter, and passes onward to energize and vitalize the entire system.

Most important, then, is it that these organs should adequately perform their proper functions, and happily an agent exists which, when they become disordered, congested and all clogged up, can restore them quickly to their normal healthy condition.

It has blessed the world for twenty-five years, and is known as Warner's Safe Cure. It has saved thousands of lives, and is to-day the only known specific for all diseases and weaknesses of kidneys and liver.

SPECIAL WINTER OFFERINGS



AT THE

24 EAST MAIN STREET, MARSHALLTOWN.

As the cool autumn breezes strike us it brings us a gentle reminder that winter is fast approaching. It gives us great pleasure to appear before you once more with the largest and best selected stock of Dry Goods in the city. Our exceedingly large orders, given last spring for fall delivery. Goods bought when there never was such good values and low prices. It enables us for this coming week beginning October 23, ending October 28, to offer you while our stock is complete unparalleled bargains in every department. If \$ dollars are worth saving it will more than repay you to give us a few moments of your time during this week and convince yourself. Lay in your winter supply now.

DRESS GOODS.

Crepons, in black and colors, all new and desirable patterns, formerly sold from \$1.98, \$2.19; \$2.49 and \$3.00 per yard; while they last the choice of the stock for..... 1.49

Black dress goods in camel's hair, packings, serges, chevots, all 54 inch cloth; we also offer these in all colors, formerly sold at 98c to \$1.29 per yard, while they last choice for..... 73c

We will offer great bargains in our 50c lines of henrietas, serges, broads and fancies; if you need school dresses for the children this is surely an opportunity; any piece of dress goods in the house from 50c up to 73c goes at this sale for only..... 29c

We have just received a large line of plaids, suitable for waists and children's dresses; these we offer at the extremely low price per yard of..... 9c

DRESS FLANNELS.

50 and 54 inch Aman woad flannels, always retailed at 75c a yard; we have this line in all colors and offer them for this sale at..... 49c

FANCY SILKS.

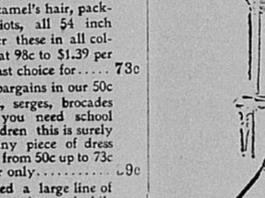
Our entire line in waist patterns, only \$1 to \$1.50, choice for..... 89c

FANCY AFFETA LININGS.

We are overloaded on these and will offer any piece in the house per yard at..... 10c

TAILOR-MADE SUITS.

We have on hand a complete line in all colors. They are all new fall suits, formerly sold at \$12.50, \$15, \$18 and \$20.



For this week's sale only we will offer any suit in the house for..... \$10.00

At this extremely low price we will make no alterations in any suit in case they would have to be altered.

LACE CURTAINS AND PORTIERS.

We wish to call special attention to this line, as we are offering some new things in Swiss curtains with lace ruffles.

YARNS.

Having on hand the largest yarn stock in the city; the celebrated Columbia yarns, we will guarantee to save any customer 20 per cent on any kind of yarn; White, Grey and Black Angora, the Rabbit brand, per ball..... 61c

UNDERSKIRTS.

We have never shown such a line from the cheapest to the best. We offer a lined undershirt, just the thing for winter, made of heavy satine and lined with outing, at the extremely low price of..... 98c

Don't miss looking over our line before you buy.

10,000 men, women and children wanted to buy our

UNDERWEAR.

For men we offer a 12-pound to the dozen cotton fleeced, as good a value ever offered for 50c a garment in the city; for this sale per garment only..... 33c

The best all wool garment, each..... 1.00

For ladies we offer 8-pound to the dozen union suits, while they last, each..... 23c

Extra heavy, two piece suits, cotton fleeced, wool trimmed, former price 33c, sale price..... 25c

Oncita union suits, from..... 50c to \$2.00

20 dozen camel's hair vests and pants, regular 50c quality, while they last..... 39c

20 dozen ladies' fleeced vests and pants, regular 75c quality, while they last..... 19c

Misses' heavy Jersey fleeced vests and pants, from..... 10c to 35c

Boys' extra heavy vests and drawers, all sizes..... 23c

HOSIERY.

Ladies fleeced hose— 10c-12c-15c-19c-25c-37c-50c

Never have we shown such extra good values.

20 dozen ladies' ribbed leg wool hose, cheap at 25c a pair..... 15c

Men's wool and cotton hose, per pair from..... 10c to 50c

25 dozen boys' school hose, extra heavy, formerly sold at 15c, sale price..... 10c

There is no brand of hose so free from crocking as the Topsy; children should never wear anything else.

TABLE LINENS.

We offer a 2 yard-wide German linen cloth, extra heavy; would be a bargain at 69c; for this sale..... 49c

For fine linens our pattern cloths, with napkins to match, can not be duplicated in quality or price.

We have just received a nice line of lunch cloths; these we offer from..... 4c to \$2.00

Men's negligees shirts, all good colors; while they last..... 39c

Men's overalls, with or without bib..... 39c

Beautiful madalons, well worth 50c, while they last..... 39c

JAPANESE DISHES—

We have a fine line of these goods and at prices that will surprise you.

Men's Oxford Mullers, all good new styles..... 49c

Ladies' dressing jackets..... 98c

PATTERNS—

There are no better patterns than the McCall; all patterns 10 and 15c

We do not spend our money advertising in the papers just to hear ourselves talk. All we ask is a trial. If you don't find everything as advertised we will cheerfully refund the money,

THE R. C. PETERSON CO.