

HUBBARD-VALENTINE CASE CONTINUED

Hubbard's Written Acknowledgment of Purchase of Stock is Introduced.

Marshalltown, April 24.—The acknowledgment of his free will purchase of the R. C. Valentine stock, which Hubbard alleges he signed under duress, an anonymous letter Hubbard received six weeks ago warning him that warrants for his arrest were awaiting him if he came to the lawsuit now in progress, and what is evidently a part of a letter Hubbard testified he found in R. C. Valentine's waste basket, formed documentary evidence introduced in the Hubbard-Valentine lawsuit when Ross W. Hubbard, the plaintiff, was recalled to the witness stand yesterday. After Hubbard had agreed to buy R. C. Valentine's stock for \$6,630, Hubbard testified, R. C. Valentine prepared an acknowledgment of the purchase and the reasons for the retirement of Valentine, which Hubbard signed. Hubbard testified the document, which was put in evidence and read to the court, was in the handwriting of R. C. Valentine, and that Valentine's father, E. E. Valentine, and T. E. Adams, signed it as witnesses to Hubbard's signature.

This document, which was written on two sheets of the Consumers' Oil Company letter heads, and dated Aug. 6, 1913, is:

To whom it may concern: This is to certify that I, Ross W. Hubbard, in purchasing the common stock holdings of the Consumers Oil Company from R. C. Valentine, am doing so with the full knowledge of their worth and am purchasing said stock in its entirety and of my own free will and accord.

"I also hereby certify that the position of president and treasurer held by R. C. Valentine in the above corporation has been filled by him during his incumbency to my entire satisfaction, and that on the occasion of his retirement I found all transactions handled by him and all accounts to be in satisfactory shape and the way they should be in every way.

"I also wish to state that Mr. Valentine's retirement is absolutely voluntary on his part; no pressure of any kind having been brought to bear on him, and the reason for his retirement from said company is due to his desire to be free from duties and obligations connected with such business, should an occasion arise making Mr. Valentine's removal from the city a necessity through one cause or another.

"I also wish to state that the facts heretofore mentioned will be explanation set forth by me as to causes leading up to Mr. Valentine's retirement.

"I also certify that neither I nor my assigns, heirs or any other persons will contest or cause to be contested any collateral or other items of value given me in the purchase of said stock, as I am thoroughly satisfied with my purchase.

"I also certify that the price I am to pay for such holdings is \$6,630." (Signed) "R. W. Hubbard."

Witnessed: E. E. Valentine, T. E. Adams.

Hubbard testified he signed this acknowledgment under duress and threat of criminal prosecution. Hubbard had testified earlier in his examination that within a day or two after he bought R. C. Valentine's stock, he sold 100 shares of it to his friend, W. H. Steiner, then city engineer.

Under cross examination by C. H. E. Boardman, Hubbard admitted that he knew that the stock was not worth par, the price Steiner had paid him for it. He excused himself with the explanation that he intended at that time to put more money into the business to put it on its feet and make the stock worth par. This he said he attempted to do to the extent of \$10,000 he borrowed on the notes of himself, Mrs. Hubbard, and the latter's mother, Mrs. Culver.

The cross examination developed that after Valentine got out Steiner was taken in as secretary at a salary of \$150 a month, Hubbard drew \$150 as president, and O. W. Culver, Hubbard's brother-in-law, to whom some of the Valentine stock had been assigned, got \$65 or \$70 a month. This line of questioning was intended to show that Hubbard had been extravagant instead of thrifty in the management of the business.

Hubbard testified that he was not able to keep the company from insolvency because its pressing liabilities exceeded \$10,000. Hubbard's cross examination had not ended when court was adjourned at noon. The case will be resumed Monday, May 17.

George A. Yuille, the Chicago accountant was on the stand. His examination had to do mostly with the bookkeeping of the company, its liabilities and assets, and especially with the series of checks Hubbard drew during June and July, 1913, which the defense claims constituted a misappropriation of funds.

The cross examination as to these checks was at great length and very much in detail. The existing records of the company disagree with regard to some of these checks as to what became of the money. It is alleged Hubbard got it and kept it after issuing the checks to fatten his bank accounts in the First National and Marshalltown State banks, but to some of the checks vouchers are still attached and they show the checks were drawn to pay or buy drafts for salesmen's pay or expenses.

CONCORDIA CLUB GIVES FINE PROGRAM

Musical Social Held at Wm. Blankenbuehler Home—Over Fifty Present.

The Concordia club of the German Lutheran church entertained the young ladies and gentlemen of the church Friday night at the Wm. Blankenbuehler home, over fifty being in attendance. The invitations were issued for a musical social, and the rain kept but few of the guests away.

A delightful musical program was rendered by members of the club, each number responding to several encores. The following program was given:

Piano solo—Rustle of Spring.... Sliding
..... Miss Lillian Smith.
Soprano solos—
Only a Song..... Thayer
Sweetheart..... Thayer
Miss Anna Beerman.
Tenor and baritone solos—
The Battle eve..... Bonheur
Home to Our Mountains.....
..... Il Trovatore
H. Janowski and Rev. H. Koenig.
Baritone solos—
Das Er Kennen..... Loewe
Die Uhr..... Loewe
Rev. H. Koenig.
Two selected violin solos—
Lorenz Horn.
Piano solos—
Impromptu..... Schubert
Rondo..... Weber
Miss Lillian Smith.

Baritone duet—
Spring Song..... Geibel
H. Janowski and Rev. H. Koenig.
Following the musical program, baby pictures of the guests were thrown upon a screen by means of the microscope and a great deal of amusement was created by the guesses ventured as to the identity of the picture's originals. Ice cream and cakes were served during the evening and an occasion of much mutual pleasure culminated.

SOCIAL AFFAIRS.

DINNER-BRIDGE.

Mrs. J. B. DeValcourt and Mrs. F. E. Willson were the hostesses Friday night at a seven o'clock dinner for the members of the Royal Auction Bridge club and their husbands. The dinner was served in the home of Mrs. Willson, two long tables accommodating the twenty-four guests. The centerpiece of the tables were suspended doll's parasols filled with spring blossoms, while at each cover were small wicker May baskets filled with the same dainty harbingers of spring. In the archway between the two dinner tables was a small table upon which was a large basket filled with snapdragons, adding to the spring-like appearance of the rooms.

After the serving of a delicious five-course dinner the guests repaired to the J. B. DeValcourt home next door, where the evening was spent playing bridge.

Mr. and Mrs. G. E. Dye desire to publicly thank their neighbors and friends for the sympathy and help extended to them during the illness and recent loss of their son. Also for the beautiful floral offerings.

A "study in pink and white" has been cleverly arranged in the show window of the McFarlane store. The window is filled with pretty white hats.

F. A. Boyesen, Dentist, Second St.

SUES GAS COMPANY FOR \$3,000.00

Etta Brewer Asks That Amount as Damages—Other Petitions Filed in Court.

Etta Brewer has filed a petition in the office of the clerk of the district court asking judgment against the Webster City Gas Co. for \$3,000. The petition states that plaintiff bought of defendant a bake oven and defendant agreed to install it in plaintiff's place of business in Webster City in such manner as to render same secure from danger from escaping gas; that defendant laid service pipes and supplied gas for heating purposes; that said oven and service pipes were negligently installed; that said pipes and oven leaked and defendant fixed them repeatedly; that in March, 1915, an explosion occurred in which plaintiff was injured.

Sam Egemo asks judgment against Peter Knutson for \$50.15 alleged due on note.

Champion Mfg. Co. asks judgment against John C. Klein for \$60.75 alleged due for goods.

J. M. Lyon & Co. ask judgment against Rasmus J. Anderson for \$65 alleged due for a diamond ring.

Leonard & Carson ask judgment against J. E. Bateman for \$478.28 alleged due on note.

H. C. Smith asks judgment against Thor Jacobson and Mary Jacobson for \$900 alleged due on notes and mortgages.

Arrested for Speeding.

Two young men from the country, F. W. Church and Ivan Thompson, pled guilty today in mayor's court to automobile speeding in this city on April 21st, and paid their fines like soldiers.

Elbert Merritt Paroled.

County Clerk Sterling has received notice from F. S. Treat, secretary of the state board of parole, that Elbert Merritt, son of Mrs. W. J. Caruth, who has been taking treatment at the Cherokee hospital for some time, has been paroled.

Operation at Rochester.

Dr. Marian E. Mitterling underwent a serious operation at the hospital in Rochester, Minn., on last Wednesday. She rallied from the effects of it very nicely and in ten days will probably undergo another, with still another later on. Friends of the Drs. Mitterling will be glad to learn of the success of the first operation and hope for the ultimate restoration of the patient's health.

Section Boss Injured.

Herman Borg, the section boss of the Illinois Central railroad, was injured Friday afternoon while carrying ties. In some manner he strained the muscles of his back and a physician had to be called. He was taken to his boarding place, the Geo. W. Best home on the north side, and today he is able to be up and around, although the injury will probably prove very painful for some time to come.

Probably Scared Away.

Somebody attempted to enter the Hanrahan & O'Connor store Thursday night. Yesterday in opening the rear door to the basement thirty-one holes in a circle were discovered to have been bored through the door, already to knock out the section of wood surrounded by the holes, after which it would have been an easy matter to insert an arm and remove the bar which locks the door. The would-be burglar was evidently scared away by "Nick's" watch dog which is kept in the store nights.

Lecture on Palestine.

The Baptist Brotherhood has arranged with Rev. Joseph Wells, superintendent of the Western District of the American Sunday School Union, to deliver his descriptive lecture—"Travels in the Holy Land"—at the Baptist church, Sunday evening, May 2nd. Since his return from Palestine, Mr. Wells has delivered this lecture in many places, and it is very highly praised by all who have been privileged to hear it.

Sunday school teachers, and all who enjoy the study of the Bible, will appreciate the opportunity to hear a Sunday school expert tell of his personal experiences and observations in the "Land of the Book."

E. T. Brown of Rockwell City, and William Bandy of Denver, Iowa, have recently secured employment with F. L. Greeley as painters and paper hangers. Mr. Bandy has rented a house near the Webster City Clay Products plant and will move his family therein next week.

In a Hurry

A man called at the postoffice one day and asked the postmaster. He was told by the clerk that the postmaster was not in.

"When will he be in?" was asked. The postmaster would be in within half an hour. "Is there anything I can do for you?" the clerk asked.

"No; I want to see the postmaster." After a while the man came back and asked again for the postmaster.

"He's not back yet," the clerk told him. "Is there anything I can do for you, or can I tell him anything when he comes?"

"No there ain't nuthin' you can do, and I wish the postmaster was here. I want to see if there's any mail for me, and I'm gettin' in a hurry."

They Expected It

Secretary Daniels, discussing an argument against his navy policy, laughed and said at a luncheon at Washington:

"My opponent is stinging in a polite way. He is like the bishop.

"A bishop, at a certain congress, spoke and at the close of his address the audience began to disperse.

"A gentleman who was down on the program for an address touched the bishop's sleeve and murmured:

"I need not speak. I hardly think they expect me."

"Oh, to be sure they do!" cried the bishop. "To be sure they do! Don't you see, they are all going?"

They Could Sing

The teacher had noticed something queer about the rendering of a certain line of a hymn frequently used in morning school. One morning she determined to get to the bottom of the mystery. Listening intently, she traced the peculiarity to Johnny.

"Sing it by yourself, Johnny," she commanded.

Johnny did so, and instead of the line "Weak and sinful though we be," he gave as his rendering, "We can sing full though we be."

His chubby appearance might be taken as evidence of the probability of his assertion.

True Enough

A teacher was questioning a class of boys on the subject of "birds." Having received correct answers to the questions about feathers, bill, feet and wings, he put the question, "What is it a bird can do that I am unable to do?"

"Fly," was the answer he hoped to get. For several moments the boys thought, but gave no answer. At last one held up his hand.

"Well, my boy, what is it?"

"Lay an egg."

IMAGINATION.



Teacher:—Who can define imagination?
Patsy:—I kin.
Teacher:—What is imagination?
Patsy:—It's lookin' at somethin' ye can't see.

He Didn't Know

"Won't you be very, very happy when your sentence is over?" cheerfully asked a woman of a convict in prison.

"I dunno, ma'am, I dunno," gloomily answered the man.

"You don't know?" asked the woman, amazed. "Why not?"

"I'm in for life."

One Better

"My work," remarked the bald-headed dentist, "is so painless that my patients often fall asleep in the chair when I am operating."

"Huh, that's nothing," retorted his rival. "My patients nearly all insist on having their pictures taken while I am at work in order to catch the expression of delight on their faces."

Where the Styles Start

The attendant led the visitor into the violent ward.

"For heavens sake!" exclaimed the stranger, "what are those lunatics doing with that straw, leaves, flowers, feathers and ribbons?"

"Our millinery department," exclaimed the attendant. "This is where the hat styles originate."

Beating the Dictagraph

"I'm going to learn the deaf and dumb language."

"What for?"

"So's the next time I go after a bribe no measly little dictagraph can catch me."

Trouble Enough

Junior—"I hear Briggs got into a lot of trouble with that girl he was going with."

Soph—Yes? How's that?
Junior—He married her.

Accidentally

"I wonder how so many forest fires catch?" said Mrs. McBride.

"Perhaps they catch accidentally from the mountain ranges," suggested Mr. McBride.

BASE BALL MINSTRELS

ARMORY OPERA HOUSE
Webster City, Thursday April 29

BENEFIT OF WEBSTER CITY NATIONALS
Iowa's Foremost Semi-Professional Base Ball Team

EPPLE'S SUPERB ORCHESTRA
Minstrelsy on New Lines-The Better Kind

10 Soloists! 12 Vaudeville Acts!

A Big Promenade Dance Following Last Curtain Fall

Seats on Sale Tuesday at Teed's

NOTICE

Beginning Monday, May 3, 1915, the banks named below will close at 3 o'clock every afternoon. They will also be open Saturday evenings from 6 to 8.

First National Bank
Farmers National Bank
Hamilton County State Bank
Webster City Savings Bank

PERSONAL BRIEFS.

(From Saturday's Daily.)

—Rev. H. L. Haywood, of the Universalist church, is in Waterloo today to lecture before the Federated Women's Clubs on "Feminism."

—Lars Bladine of the Cedar Falls Record, accompanied by his wife and son, passed through town last evening in their auto enroute to Alta, called there by the critical illness of Mr. Bladine's father. They stopped here for a half hour to greet friends.

—Mr. and Mrs. F. S. Currie arrived home yesterday via Omaha from Phoenix, Arizona, following their winter's sojourn there. Mrs. F. D. Young, accompanied by her daughter-in-law, Mrs. Elvin A. Young, left Phoenix at the same time but came by the way of Kansas City, the latter's home, the elder Mrs. Young coming on to Des Moines, where she expected to arrive yesterday for a visit with her daughter, Mrs. Max Whitaker. Elvin Young has made rapid improvement in health during the past two months but will remain at Phoenix for some time yet. Mr. and Mrs. A. D. Bailey are also remaining there.

—C. A. Miller, editor and publisher of the Grinnell Register, arrived in the city last night to spend Sunday with his daughter, Mrs. Murray McMurray and husband. Mrs. Miller has been visiting at the McMurray home during the past week. The Freeman-Tribune acknowledges a pleasant fraternal call from Mr. M. today.

—Mrs. F. J. Drake and mother Mrs. Catherine Beermann of Galesburg, Ill., who arrived in the city yesterday for a visit with old friends, are guests at the Calvin Young home.

—C. A. Guyer of St. Paul is greeting old friends in the city today.

—Mrs. Janie Miller of Toledo arrived in the city today for a visit with her niece, Miss Edna Moore at the Chas. M. Arthur home.

—Miss Amy Frank left this morning for a month's visit at the Panama Exposition and will also stop at other points in the west.

—Mrs. Arthur Bantz of Ft. Dodge is in the city for a week end visit with her mother, Mrs. John Horn.

—Miss Mayme Berka of Nevada is expected here tonight to spend Sunday with her sister, Miss Louise Berka, trimmer in the Johnson millinery store.

—Mrs. J. E. Burnstedt and two little daughters went to Alden yesterday for a week end visit with relatives. Mrs. Josephine Blix of Ottumwa, who has been visiting the Burnstedt family, accompanied them to Alden where she will make a short stay before returning home.

—Misses Emma and Ruth Amundson are spending the day in Fort Dodge.

—Mr. and Mrs. J. Stevens returned to their home in Sac City today after spending several days here and attending the funeral of Mrs. Steven's brother, the late John L. Ford.

—Mr. and Mrs. J. H. Kane arrived home today from Charles City where they went to attend the funeral of Mr. Kane's father.

—Mrs. John A. and Mrs. Will G. Wilke spent yesterday visiting at the Herman F. Wilke home in Wilke.

—Mrs. S. C. Gardner is a Fort Dodge caller today.

—Mrs. Earl Burton and little daughter went to Blairsburg yesterday for a visit with relatives.

—Mrs. Charles E. Martin, who has been visiting friends in Sac City the past three weeks, returned home yesterday afternoon.

—Mrs. Emily Ferguson and daughter, Miss Marvel, went to Williams yesterday for a week end visit with relatives.

—County Superintendent and Mrs. E. F. Snow attended a school entertainment in Randall last evening.

—Mr. and Mrs. G. W. Roberts will spend Sunday visiting friends in Fort Dodge.

—Mrs. Ethelyn Thome of Fort Dodge, and Mrs. J. H. Knight and son Ronald of Eagle Grove, attended the funeral of Harold H. Dye here this forenoon. The ladies are sisters of G. E. Dye. An aunt, Mrs. T. C. Osborn, of Ames, also attended the funeral.

—Miss Pearl Neel, one of the high school faculty at Rockwell City, is home for a week end visit with her parents, Mr. and Mrs. W. A. Neel.

—Mrs. J. D. Porter returned last night from Ames, where she was called over a week ago by the serious condition of her father, who is ill with paralysis. She left her father a trifle improved last night.

—Mr. and Mrs. J. E. Webb and little son are expected to arrive in the city tonight from Waterloo, for a four or five days visit with relatives and friends. They are enroute to their new home near Sacramento, Cal., where Mr. Webb expects to engage in the granite stone quarry business.

—Mrs. Kit Johnson of Ackley is in the city, called by the serious condition of her father, W. A. Caraway, who is very ill at the home of his daughter, Mrs. O. G. Metcalf.