

A WOMAN SAID YESTERDAY

that, had she taken a glass of Primo Lager at each meal instead of drinking tea she would have lived just as long, but, perhaps a little more plump.

All dealers sell it in pints or quarts.

Kaga too.



DAVIS IS DENIED
A REHEARING

(Continued from Page 7.)

In his dissenting opinion Justice Galbraith says:

"The reasons given against the judgment of disbarment in this case, particularly that 'the findings of fact are not supported by credible testimony,' in my opinion, should be sufficient reason for ordering a rehearing. In addition to these the respondent presents two grounds in his application that are entitled to thoughtful consideration, namely, (1) That two members of the court were disqualified to sit in the case, (2) The contract of employment in the first instance offered as additional evidence and as throwing new light on the case.

"It will be observed that Section 84 places 'a Judge' and 'Juror' on the same plane in so far as the disqualification of that section is concerned and prescribed that each shall be disqualified when interested in the issue to be tried. It will not be claimed that this section is exclusive, or that there are no other disqualifications than that of interest when applied to jurors. Then can it be claimed with any more reason that there are not other grounds of recusing a Judge than pecuniary interest in the suit?

This proceeding was not an appeal but was an original cause in this court. By it the original and not the appellate jurisdiction of the court was invoked. In disposing of it the court not only declared the law of the case but also found the facts to which the law was applied—thus exercising the functions of both court and jury.

"One of the charges found established against the respondent was blackmailing the Oahu Railway & Land Company out of five thousand dollars. Mr. Dillingham, who acted for the company in the transaction, is the father-in-law of the Chief Justice and the Chief Justice is also a stockholder and the trustee for the bondholders of the Oahu Railway & Land Company. Could the Chief Justice approach the consideration of this case with the same impartial and unbiased mind that he would had the respondent been charged with blackmailing some other person or corporation with whom he was not so closely connected?

"Mr. Justice Perry has heretofore punished the respondent at three several times for contempt of court—one sentence being for a term of ten days in jail. Could Judge Perry at the hearing of these charges give to the defendant the full force and effect of the presumption of innocence that the law requires until his guilt was established by competent evidence? Certainly jurors similarly situated when drawn in a trial would be subject to a challenge for cause. The denying of such a challenge under such circumstances would be safe grounds for a new trial."

Regarding a contract which Davis claimed had been lost at the trial and which he also claimed implicated Magoon and Peters, Justice Galbraith says:

"This contract, possibly, would not have established respondent's innocence of the charges against him if it had been produced and given in evidence at the hearing. But it does tend to disprove one of the charges found against him, namely that he did 'impede, hinder and delay a settlement of a suit that his client was willing to make' without right so to do. It further tends to prove that the other attorneys who signed this contract with respondent were guilty of gross abuse of the process of the courts in making a contract for fees for one-third of the amount that might be recovered in an injunction suit and one to declare a man non compos, when the legitimate object of neither suit was to recover money, nor could suit have resulted in a money judgment if prosecuted in good faith to final judgment.

"This contract certainly tends to demonstrate one further fact, namely, that the court has not done full and complete justice in this case, although the respondent may be guilty as found, and also that full and complete justice will not be done in this case by disbarring the respondent and permitting the two attorneys associated with him in the enterprise to go unscathed. The court ought to re-examine the charges in the light of this new evidence in order to make sure that no innocent man is punished and that no guilty man escapes."

BAND CONCERT.

The Territorial Band under the direction of Captain Berger will play at the Palama station of the Oahu Railway this evening, beginning at 7:30 o'clock. The following is the program:

PART I.

- March—"True Blue".....Ticke
- Overture—"The Golden Wand".....
-Laurendeau
- Selection—"The Rose of Shiraz".....
-Ellenberg
- Vocal Selection:
- (a) "Kapilina,"
- Miss J. Keilias,
- (c) "Aloha no Wau,"
- Mrs. N. Alapai.

PART II.

- Selection—"American Airs".....Beyer
- Intermezzo—"Hiawatha" by reg. Moret
- Waltz—"Zingaro".....Dalbey
- March—"Don: Make Them Scandalous Eyes".....Joanson
- "Star Spangled Banner"

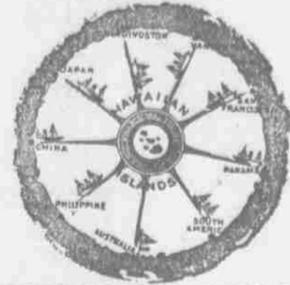
MARRIED.

OPFERGELT-DUDDEN—At the German Lutheran Church, Honolulu, Hawaii, at 8 o'clock Monday evening January 18, 1904, Miss Betty Dudden to Jules Oppergelt. There was neither bridesmaid nor best man, but following the German custom W. Photenhauer and Emil A. Berndt were the witnesses, Mr. and Mrs.

CLINTON J. HUTCHINS
INSURANCE

Life

Fire



Marine

MOINERY BLOCK, FORT STREET

CHINESE AND JAPANESE

FANCY GOODS

Received by last steamer. It will pay you to come in and see our new Goods.

Oriental Bazaar.

KING STREET.

Opfergelt called by the Kinau the next day for Hilo where they will make their home.

Farlia, and Raymond Brown and Guy Livingston as the tenor and bass comedians. The Symphony Club will provide the orchestra.

FARMERS' INSTITUTE

The second annual meeting of the Farmers' Institute will be held at the Kamehameha Schools on Saturday, January 20. The afternoon session will be held at 3 and the evening session at 7:30. Officers for the year will be elected, and the following program has been arranged:

Address by the president, Jared G. Smith, on "The Work of the Past Year and the Agricultural Outlook for the Coming Period."

Address by representative of the Hilo Agricultural Society.

Report from the committee on the planting seasons.

Report of the committee on improving and beautifying the country roads of Oahu.

Paper by Prof. F. A. Graus of Kamehameha on "An Agricultural Training Necessary for the Farmer of Today."

Music will be furnished by the Kamehameha Glee Club.

Out of town members are requested to notify the secretary, D. L. Van Dine, of their intention of attending the sessions.

CAST OF CARMEN.

In the cast for Carmen, Mrs. Annis Montague Turner will appear as "Carmen"; Miss Alice Campbell, as "Miquela"; Miss Stella Love as "Fraquita"; Mrs. Philip Frear as "Mercedes"; Lot Kaulukou as "Escamillo," the Torador; Robert White as "Don Jose"; Arthur Mackintosh as "Lilas

FORESTERS ELECT.

Court Hawaii, No. 3789, Independent Order of Foresters, last evening elected the following officers for 1904: C. J. Day W. C. R.; C. W. Weatherwax, V. C. R.; L. H. Menick, Rec. Sec.; J. M. Webb, Fin. Sec.; Julius Asch, Treasurer; Rev. G. L. Pearson, Orator; John Hills, S. W.; Fred W. Weed, J. W.; H. E. Hendricks, S. B.; A. E. Carter, J. R.; Dr. A. G. Hodgins, Court Physician.

TEMPERANCE CADETS.

A movement is on foot among several influential people of the city to organize a Temperance Cadet Corps for boys between the ages of twelve and eighteen years. The movers have requested Frank O'Donnell, of Camp McKinley, who has been so successful in forming boys' clubs, to organize and take charge of the corps.

Pneumonia always results from a cold or an attack of influenza. Chamberlain's Cough Remedy quickly cures these ailments and counteracts any tendency toward pneumonia. It is made especially for these and similar ailments and can always be depended upon. For sale by All Dealers. Bengon Smith & Co., agents for Hawaii.

Don't Scold.

Irritability is a nervous affection. Strengthen the nerves with Dr. Miles' Nervine. Sleep better, eat better, work better, feel better, and be better. Sold on guarantee. Book on nerves for postal. DR. MILES MEDICAL CO., Elkhart, Ind.



Roof Leak?

A man in Hilo could not repair his roof when it rained and would not when it was not raining because it didn't need it.

Don't you be penny wise and pound foolish.

If your roof leaks badly we have the antidote in good shingles and corrugated iron.

For small leaks we have several good kinds of roof paints.

Really

Is there any good reason why you should not use PACHECO'S DANDRUFF KILLER? This is the remedy that will cleanse your scalp and prevent your hair from falling off.

Sold by all Druggists and at the Union Barber Shop, Telephone Main 232.

M. Shirokane,
General Employment Office

Japanese and Chinese Laborers, Etc., Supplied.

Contract Work of
Every Kind
Undertaken

Corner Emma and Beretania Streets, Telephone Blue 2181, King Street, Corner Waikiki Road, Telephone White 1521.

S. SAIKI,
Bamboo Furniture
AND
PICTURE FRAMES

Neat and Handsome Designs, made to order. 563, Beretania Street, near Punehbowl. Want ads in Star cost but 25 cents

LEWERS & COOKE,
LIMITED

177 South King St.

MIRIKIDANI

Barber Shop and Bath Rooms

Nuanu Street, between Pauahi and Beretania.

K. OKI,

120 Beretania Street, near Maunakea.

PLUMBING AND TINSMITH

All Work Carefully Done.

STOP YOUR COUGH



Winter colds are the ones which most frequently settle on the chest and lead to consumption. The percentage of deaths in Honolulu from consumption is large. Strange, you say, from a climate like this, but the fact remains.

Putnam's Cherry Cough Comfort

Is a splendid cure for a cough. Its action is prompt and effective. Try it on your's and see how the trouble yields to it. Nothing unpleasant about Putnam's. It is the most popular cough remedy in the Islands.

Insist on having Putnam's Cherry Cough Comfort for then you will get what you need--the best cough remedy.

25 and 50c. Bottles

HOBRON DRUG CO.