If You want today's News, today you find it in THE STAR

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WANT QUICK ACTION

PEACOCK CONTEST BEGINS VERY VIGOROUSLY IN JUDGE LINDSAY'S COURT THIS AFTERNOON.

After a short and sharp legal skirmish, during which Attorney Ballou declared that "the sun should not be allowed to set again on the present state of affairs in the Peacock store," Judge Lindsay this afternoon allowed Peacock until tomorrow morning at ten o'clock to show cause why an order should not issue restraining him from assuming to act as manager of W. C. Peacock and Company, Limited.

When Ashford and Breckons moved for the continuance, saying they had prepared an answer in four hours after receiving the petition for an order to show cause, Ballou, with whom appeared Stanley and Anderson, said he thought four o'clock this afternoon was time enough. He contended that the court should not go into the merits of the case ,or wait for the filing of an answer, before granting the temporary injunction asked for. "The court, pending a settlement of the case" he said, "should make an order maintaining the possession of the last peaceable undisturbed occupant in an emergency such as is here shown."

Ashford said that if the court was not to consider the merits there was nothing to consider and it was no use having an order to show cause at all, before granting a temporary injunction. He said that it was intended to show that the court was without jurisdiction, as well as to set forth an answer on the facts. Breckons added that it had taken opposing counsel 27 hours after Peacock took possession to prepare papers asking for a temporary injunction. "They want us to respond in four or six hours," he said "and we cannot do justice to our client in that time."

Judge Lindsay granted the continuance. There will be a lot of testimony to be taken, it is understood, and the hearing is likely to take several days. In the meantime the "joint possession" of the store continues.

EMBROIDERY SALE.

About 5000 yards of spick and span—new importation of embroideries with insertion to match in Cambric and Swiss, large line of all-overs for waists and yokes, corset cover embroideries. New effects. The modest price of every piece is the greatest feature. Pacific Import Co.

WHOOPING COUGH.

The quick relief afforded by Chamberlain's Cough Remedy in cases of whooping Cough Remedy in cases of with the mothers of small children. This remedy liquifies the tough mucus, making it easier to expectorate, keeps the cough loose and counteracts any tendency toward pneumonia. For sale by all dealers. Benson, Smith & Co. agents for Hawaii.

MONIED MEN.

The man with money serves Rainier Beer to his guest—that's policy—they know its the best.

YOUR ATTENTION.

K. Yamamoto wholesale dealer in Japanese goods, will show you choice samples. Special attention given to plantation orders. Telephone Main 399. P. O. Box 810. Hotel street near Nuuanu.

FINE STATIONERY.

The Ladies of Honolulu know now where they can get the very latest in fine stationery at. Wall Nichols Co., Ltd., is the place.

Don't Delay

until it is too late but rent a box in our safe-deposit vault today. The cost is very low—$5 per year and up. Your valuable documents and other cherished possessions will then be as safe as they could possibly be anywhere.

HAWAIIAN TRUST CO. LTD

Fort Street, Honolulu

PARKER RANCH FIRE OUT

BOARD OF AGRICULTURE AND FORESTRY SO ADVISED THIS MORNING BY WIRELESS.

The Board of Agriculture and Forestry received a wireless from Hawaii this morning which read:

"Heavy rains, fire out."

The message applies to the fire on the Parker Ranch at Hamakua, Hawaii. It broke out yesterday and was thought to be a serious affair on account of the dry conditions of things. A special meeting of the Board of Forestry was called this morning to consider the matter, but no action was necessary as the rain did the work. The damage could not be ascertained.

SURPRISED AT THE GANGWAY

JAPANESE WHO THOUGHT THEY WERE AVOIDING THE PAYMENT OF TAXES.

Deputy Tax Collector A. W. Neeley made a big haul at the gangway of the Olympia while Japanese immigrants were going aboard at nearly midnight in the hope of dodging the assessor. It has been customary of late to compel departing Japs to pay what taxes they owe and a tax collector stationed at the gangway of a steamer has usually made a big haul among the delinquents.

It was given out that the Japanese for the Olympia would not go aboard until eleven o'clock yesterday morning, but a quiet tip went forth among the Japs that eleven o'clock Tuesday night would be a better time. Neeley "got on" to the game and the arriving Japs were given a great surprise when they started aboard. The result was a couple of hundred dollars' collections.

DEATH CALLED HER TO COAST

DAUGHTER OF WELL KNOWN SEAFARING MAN DEPARTS BY ALAMEDA YESTERDAY.

Among the passengers departing yesterday on the S. S. Alameda for San Francisco is a young woman who left here under very sad circumstances. She was a Miss Robinson. She had been on a visit to Mr. and Mrs. J. M. Oat.

When she came to Honolulu she wore mourning for her mother who had died but a short time before Miss Robinson arrived in the Islands. The young woman's father was well known in these islands, being Captain David Robinson, the master of the barkentine Skagit.

She received a cablegram on Tuesday announcing the death of her remaining parent. Captain Robinson had died at sea on February 19 and had been buried the following day. The vessel was then between San Pedro and Port Gamble. Miss Robinson took the steamer without delay to return to her home. Captain Robinson will be remembered in Honolulu as he had come here in the bark Cameron years ago.

Count Castellane may be forced into an "affair of honor." If his adversary is only skillful enough this may partly reconcile the American public to dueling.—Kansas City Star.

Lutted's Taro Flour, for sale by Henry May & Co. and C. J. Day & Co.

GREAT HAT SALE.

N. S. Sachs' Dry Goods Co. will commence their annual sale of millinery on Monday, March 5th. The sale will continue for one week only and will be marked by tremendous reductions in all trimmed hats, regular prices being cut 33 1-3 per cent. This is a great opportunity to obtain Easter headwear at sacrifice prices.

Automobiles can be hired day or night at Club Stables, Fort Street.

THE VERY LATEST IN BOOKS.

The Wheel of Life by Ellen Glasgow; Mr. Scraggs by Henry Wallace Phillips; at A. B. Arleigh & Co's booksellers.

Classified Advertising

Wanted

A sewing woman for plain sewing; can give employment for four or six weeks. Address: P. O. Box 375, City.

Mutiny On The Massachusetts

(Associated Press Cable to The Star.)

NEW YORK, March 8.—A mutiny occurred on board the steamer Massachusetts ,as she was ready to start for San Francisco. Fireman Slocum was killed in the fighting which the mutiny caused.

The Massachuetts is a steamer which has been chartered to take sugar to Delaware Breakwater. She was secured for the planters by the American-Hawaiian S. S. Company and is being operated under the schedule of that company. She will go to San Francisco from New York and possibly Puget Sound ports ,after which she will come to Honolulu and load sugar at Honolulu, Kahului and Hilo for Delaware Breakwater. She will carry about 12,000 tons. The mutiny and subsequent trouble are likely to cause a delay in her schedule.

FIGHT PROMOTERS HELD

SAN FRANCISCO, March 8.—The coroner's jury in the inquest to determine the cause of the death of Harry Tenney, the prize fighter, returned a verdict today to the effect that Tenney was not in fit physical condition to engage in the fight with Frank Neil and that the death of Tenney was caused by the blows inflicted upon him by Neil.

The promoters of the fight were also held by the jury to be indirectly responsible for the result of the fight.

DRYDOCK DEWEY BEING REPAIRED.

WASHINGTON, D. C., March 8.—The drydock Dewey is being repaired at the Canary Islands before resuming her voyage to Manila.

FOUND WEAPONS ON THE MANCHURIA.

SAN FRANCISCO, March 8.—It is reported that a quantity of rifles and ammunition was taken from the Chinese section on the S. S. Manchuria by the authorities, before the departure of that vessel today for the Orient via Honolulu.

OREGON COMING THIS WAY.

YOKOHAMA, March 8.—The battleship Oregon today sailed for home via Honolulu.

CHINESE EMPEROR ILL.

PEKING, March 8.—The Emperor is seriously ill.

TERRITORY WINS A BIG CASH VERDICT

TWENTY-FIVE THOUSAND DOLLAR JUDGMENT AGAINST COTTON BROS. BELIEVED TO BE FINALLY SUSTAINED—THE SUPREME COURT UPHOLDS WRIT OF ERROR FROM AN ORDER GRANTING DEFENDANTS A NEW TRIAL.

The Territory won what is believed a final victory this morning in the Supreme Court in the case of the Territory vs. Cotton Bros., in which a verdict for $25,000 damages was secured in a trial before Judge Gear. The damages were for loss of the dredger which the Territory loaned to Cotton Bros. for the dredging of Pearl Harbor channel. The dredger was sunk while returning to Honolulu and Superintendent Holloway sued for its value, a jury awadding $25,000.

From San Francisco Judge Gear cabled an order granting a motion for a new trial, on the grounds of lack of evidence to support the verdict, and Judge Lindsay later granted a motion formally entering the order for such new trial. A writ of error was secured by Attorney General Peters from this order, and defendants moved to quash the writ of error. This is the motion which the court this morning denied, and the decision is believed to finally settle the case.

The case was heard by Chief Justice Frear, Justice Wilder and Judge De Bolt. Justice Hartwell being disqualified on account of having been an attorney in the original trial. The opinion of the court is by the chief justice. It is a lengthy one, dealing entirely with legal questions concerning practice and not going into the facts of the issue at all. It is held that the defendant failed, after the verdict and before moving for a new trial, to comply with the statutory requirements for such motion, no bond having been filed within the time specified by law.

Attorney General Peters appeared for the Territory as deputy at the original trial and Hartwell for defendants. In the Supreme Court defendant's attorney was S. H. Derby, with Kinney, McClanahan & Cooper on the brief. The case may go to the Supreme Court of the United States.

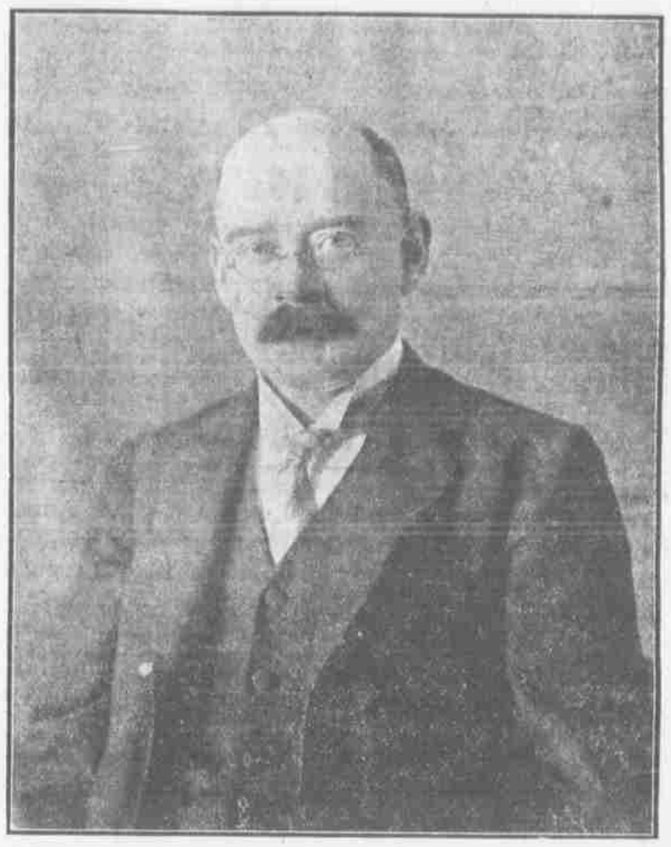
PEACOCK CONTEST IN COURT

JUDGE LINDSAY SIGNS AN ORDER TO SHOW CAUSE AND TRANSFERS THE SCENE OF CONFLICT TO THE CIRCUIT COURT, BUT THE VARIOUS PARTIES MAINTAIN THEIR POSITION IN THE STORE BY FORCE.

The parties in the Peacock company controversy were all called into Judge Lindsay's court at two this afternoon, by an order secured this morning by counsel for the Rothwell faction. It was an order to show cause, address-

(Continued on page five.)

The Man In The Limelight



WALTER C. PEACOCK.

Cossack Stowaways On Thomas

TRANSPORT HAS NINE RUSSIANS ABOARD HER—THEY GOT ON AT NAGASAKI—MAY BE LEFT HERE.

There are nine Russian stowaways aboard the transport Thomas. They got aboard the vessel at Nagasaki. Five of the crowd are Cossacks and the rest are from other parts of Russia. The quintette admit that they belonged to the Russian army, two others admit that they were with the Russian navy while the others are mechanics and deny that they were with the army or navy. Captain Lynam the master of the vessel, thinks that the men from the army and navy deserted these military branches of the Russian government. The men said they had originally been at Vladivostok But had made their way to Japan.

Captain Lynam and Captain Humphrey the local quartermaster, held a consultation regarding the disposition of the stowaways. It was though by Captain Lynam that the men ought to be turned over to the local representative of the Russian government.

Some of the men might have been members of the crew of the cruiser Lena which was in this port last December and later reached Vladivostok safely. It has been suggested that the Russian stowaways might be sent to the Molokan colony on Kauai but whether the big strapping Cossacks would affiliate on amicable terms with their more peaceable countrymen is uncertain.

PROST!

The Criterion is the best place to prost in in town. Here's looking at you, prost!

RESUMED PRACTICE.

George D. Gear has opened law offices in the rooms formerly occupied by Justice Hatch on Kaahumanu street. Telephone Main 214.

Fine Job Printing, Star Office.

A MATTER OF HEALTH

ROYAL

BAKING POWDER

Absolutely Pure

HAS NO SUBSTITUTE

Doctors Knock Out License

THEIR APPEAL AGAINST THE TEN DOLLAR FEE SUSTAINED BY THE COURT.

The doctors won their license appeal in the Supreme Court this morning. In a decision by Justice Wilder the court held that the law requiring that the portion of the license act complained of is void. The decision, however, does not go into all the merits of the case, it being found that the act is so construed that it discriminates among physicians and is therefore void. The decision is in the case of Dr. J. T. McDonald, who was fined, for the purposes of a test case, for practicing without a $10 license. McDonald had a license, granted before the $10 was required, and the court says in its syllabus:

"That portion of Act 48 of the Session Laws of 1905, which act amends the first paragraph of Section 1968 of the Revised Laws, providing that "no license shall be granted under the provisions of this section unless the applicant shall pay an annual fee of $10," is invalid and void on the ground that it discriminates between the holders of licenses under the amending act and the holders of licenses issued prior thereto."

C. L. Clemons, with Thompson & Clemons, on the brief, appeared for defendant, and Deputy Attorney General Prosser for the Territory.

ISLAND SPECIALTIES.

All kinds of island jams, jellies and pickles. Mrs. Kearns, 184 Hotel St.

Two Winners

There are two shoes that represent the pride of our great stock. Our All-America shoe for men is the most dependable shoe value known. Our Astor Russian Calf Bal, which is the other of the favor-winning pair, has enjoyed immense popularity of late. It is modeled to suit the most fastidious and is famous for its true-fitting qualities, its faithful wear and its incomparable appearance. First-class material and workmanship have made this shoe what it is. Both of these fine shoes are still selling at the same old price—$3.50. The stock number, 988.

MANUFACTURERS' SHOE COMPANY, LTD

'PHONE MAIN 282.

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