

IN THE DISTRICT COURT OF THE United States, for the Territory of Hawaii.

The United States of America, plaintiff, vs. Joseph O. Carter, et al., defendants.

Action brought in said District Court, and the Complaint filed in the office of the Clerk of said District Court in Honolulu.

THE PRESIDENT OF THE UNITED STATES OF AMERICA, GREETING:

To JOSEPH O. CARTER; SAMUEL M. DAMON, WILLIAM O. SMITH, E. FAXON BISHOP and ALBERT F. JUDD, Trustees under the Will and of the Estate of BERNICE P. BISHOP, deceased; YAMAMURA, whose true and full name is unknown; S. O. FUGITA, whose true and full name is unknown; T. NAKAFUGI, whose true and full name is unknown; M. TABARA, whose true and full name is unknown; YAMADA, whose true and full name is unknown; HARAMAKO, whose true and full name is unknown; NAKAGAWA, whose true and full name is unknown; YASIDA, whose true and full name is unknown; GOO PING; WONG HUNG WAH; CHUNG CHONG and LAI SEE; YUKUTA, whose true and full name is unknown; NAKAMURA, whose true and full name is unknown; JOHN ALFRED MAGOON; EMMELINE M. MAGOON, wife of JOHN ALFRED MAGOON; ARTHUR M. BROWN; KALAEONE; JUDAS KALAEONE, MARY KALAEONE, JOHN KALAEONE and JAMES KALAEONE, unknown heirs at law of KALAEONE; KAIMOLA NAKOOKOO, otherwise called KAIMOLA NAKOOKOO GRAY; SARAH NAKOOKOO; ANNA HELEN NAKOOKOO, otherwise called ANNA HELEN THOMPSON; JANE NAKOOKOO, JAMES NAKOOKOO, MARY NAKOOKOO and SAMUEL NAKOOKOO unknown heirs at law of KAHUNE NAKOOKOO, deceased; JOHN DOE, RICHARD DOE, MARY STILES and MARTHA STILES, unknown heirs at law of HAIRAMA, otherwise called HAILAMA, otherwise called HIRAMA, deceased; KEKOA-NUI; HENRY GILES; ANNA GILES; SAMUEL GILES, JANE GILES and PETER GILES, unknown heirs at law of HENRY GILES; deceased; MELE; PAOA; JULIA PAOA; HENRY PAOA; DAVID PIKIOI OKUU; MARY K. HARBOTTLE; MARIA K. PIKIOI, JOHN SMITH and JAMES THOMPSON, unknown heirs at law of MELE, deceased; ELIZABETH K. PRATT; GORDRICH PRATT; KATE KENNEDY; MARIA BREWER; EMMA PRATT; LEVI GORDRIDGE PRATT; EMILY G. PRATT; ELIZABETH S. NOYES; SARAH F. WALSH; WILLIAM PRATT, ROBERT PRATT, EVELYN PRATT and FRANCIS PRATT, unknown heirs at law of FRANKLIN S. PRATT, deceased; JAMES M. MONSARRAT, Trustee for SUSIE F. CARTWRIGHT; SUSIE F. CARTWRIGHT; KATE L. VIDA; SARAH SAVIDGE; CHARLES J. LUDWIGSEN; SUSIE E. LUDWIGSEN; MARY PORTER, MARY ALICE PORTER, a minor; J. H. MACPHERSON, whose true and full name is unknown; ABRAM S. HUMPHREYS; CHARLES F. PETERSON; EMMA DREIER; EMILE THOMAS DREIER; ADELE DREIER; AUGUST DREIER Jr.; EDWARD DREIER, DOROTHEA REINCKE, ANNA MARKHAM; W. A. KINNEY, Guardian ad litem of EMILE DREIER; F. A. SCHAEFER and CECIL BROWN, Executors and Trustees of the last Will and Testament of AUGUST DREIER, deceased; EMMA DREIER, Guardian of the persons of the minor children of AUGUST DREIER, born of her body; F. A. SCHAEFER, Guardian of the property of the minor children of AUGUST DREIER, born of the body of EMMA DREIER; PHILIP OFFERGELT; JOHN OFFERGELT and MARY OFFERGELT unknown heirs at law of PHILIP OFFERGELT; LILIANET L. COOKE; A. F. COOKE; EMILY F. DAY; SEELY I. SHAW; ANNA L. SHAW, wife of SEELY I. SHAW; GEORGE F. McLEOD; THE FIRST NATIONAL BANK OF HAWAII, a corporation organized and existing under and by virtue of the laws of the United States of America; FRANK E. THOMPSON; WILLIAM HENRY; THE BANK OF HAWAII, LIMITED, a corporation organized and existing under and by virtue of the laws of the Territory of Hawaii; THE TERRITORY OF HAWAII; THE HAWAIIAN ELECTRIC COMPANY, LIMITED, a corporation organized and existing under and by virtue of the laws of the Territory of Hawaii; MUTUAL TELEPHONE COMPANY, LIMITED, a corporation organized and existing under and by virtue of the laws of the Territory of Hawaii; COMMERCIAL PACIFIC CABLE COMPANY, a corporation organized and existing under and by virtue of the laws of the State of New York; EDWARD M. WALSH; HARRIET BROWN WALSH; JOHANNA ADELE DREIER; JOHN BROWN; JAMES BLACK, MARY PURPLE and JANE BLUE, unknown owners and claimants. DAVID NOHOLOA; ENOCH JOHNSON; HENRY SMITH, S. M. KANAKANUI; WILLIAM R. CASTLE; J. J. SULLIVAN; and COIT HOBSON; claimants, Defendants;

You are hereby notified that unless you appear and answer as above required, the said plaintiff will take judgment for any money or damages demanded in the complaint, as arising upon contract, or it will apply to the Court for any other relief demanded in the Complaint.

WITNESS the Honorable SANFORD B. DOLE, Judge of said District Court, this Fifth day of December, in the year of our Lord one thousand nine hundred and eight and of the independence of the United States the one hundred and thirty-third.

A. E. MURPHY, Clerk.

By... Deputy Clerk. UNITED STATES OF AMERICA, ss. Territory of Hawaii, City of Honolulu.

I, A. E. MURPHY, Clerk of the District Court of the United States of America, in and for the Territory and District of Hawaii, do hereby certify the foregoing to be a full, true and correct copy of the original Petition and Summons in case of UNITED STATES OF AMERICA vs. J. O. CARTER, et al., as the same remains of record and on file in the office of the Clerk of said Court.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said District Court this 5th day of December, A. D. 1908.

A. E. MURPHY, Clerk of United States District Court, Territory of Hawaii.

By... Deputy Clerk. Endorsement, No. 57. District Court of the U. S. for the Territory of Hawaii. United States of America vs. Joseph O. Carter, et al. Summons. Robert W. Breckons, Plaintiff's Attorney.

States, in and for the Territory of Hawaii within 20 days from and after service upon you of a certified copy of Plaintiff's Petition herein, together with a certified copy of this Summons.

And you are hereby notified that unless you appear and answer as above required, the said plaintiff will take judgment for any money or damages demanded in the complaint, as arising upon contract, or it will apply to the Court for any other relief demanded in the Complaint.

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KONA DROUGHT VERY DAMAGING

(Continued from Page One.)

through. The rains are not expected till next month and before this many more will die in addition to the estimated two thousand which have already been lost.

"The cane on the Kona Development Company's land below the government road looks very bad. In some places it is so badly dried that it appears to be dead.

"The coffee in Kona seems to be doing very well indeed and a great many of the Japanese have taken it up, leasing their land from Hawaiians or from the Kona Development Company.

There are about twenty-five Spanish families in the vicinity of Napoosoo who are doing very well indeed. They are probably about seventy-five in all counting the men, women and children.

They are working for John Garpar and a man named Machado picking coffee and looking after pineapples and their employes say that they are exceptionally good laborers.

They are not starting out for themselves as yet, but apparently are getting ready for this and should make unusually good homesteaders when they have been in the country long enough to get land in this manner."

Another film that we are particularly proud of is that whose scene is based on that glorious country of beauty "Sweden". There is little use in saying that it is a film taken in one of the most picturesque countries in the world.

But the program is not all of scenes and travels. No, there is a few of the best comedy films on the market. "What a Small Boy Can Do," "A Useful Present for a Small Child," furnish amusement that will make merry the saddest of men.

The members of the office forces of both factions seemed to be completely at sea and enquired eagerly for the latest news from the seat of warfare. They seem to think that there is no chance for a settlement except through the courts.

A large crowd gathered at the police station at noon to watch the old year out and the new year in. At noon Sheriff Iauka laid down the cares of office, delivering an address from the steps of the station.

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Independent Transfer Co. W. H. SILVA, MANAGER. BAGGAGE, PACKAGES AND FREIGHT PROMPTLY DELIVERED AT ALL STEAMERS.

Opera House January 7th and 8th. W. D. ADAMS PRESENTS THE "MRS. WIGGS OF THE CABBAGE PATCH CO."

Arrangement with Lieber and Co., New York. Seats on Sale at Bergstrom Music Co., Monday, January 4th, at 9 a. m.

Violet Ammonia Used Judiciously, a Few Drops at a time, will Add a Delicious Fragrance to the Bath Water.

BENSON, SMITH & CO. LIMITED HOTEL AND FORT STREETS. Fine Job Printing, Star Office.

MRS. WIGGS OF CABBAGE PATCH

(Continued from Page One.)

Who that has read "Mrs. Wiggs of the Cabbage Patch" can ever forget the death of Tim—a passing comparable in pathos to the end of little Nell.

As the brave boy and good son fares forth on the lonely way he murmurs of "the meadows and trees laughin' all the time! Birds singin', singin', singin'!"

Except for this tragic interlude Nature laughs for Mrs. Wiggs and the birds sing always, and this despite a neighborhood calculated to crush into despair all but the most resolute of optimists.

But it doesn't crush Mrs. Wiggs, and the reason why set forth in her own apt, inimitable way, coupled with vivid pictures of her now famous life in the Cabbage Patch, have made the play bearing her name the most prolific source of laughter wholesome fun, and occasional tears, on the stage today.

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War Talk Stopped Photo Detection

Means of identification of Japanese married couples and to photograph all immigrants, but while there were rumors of possible war between America and Japan, orders were received here from Washington to cease the photographic procedure as a possible vexation to the Japanese and a possible irritant which might be misunderstood.

The Japanese never favored being photographed and the order abolishing the system was given to remove that possibility of friction.

Now, therefore, when a Japanese man and woman claim to have been married at the immigration station on arrival here, there is no photograph of the pair to prove the assertion that they were the couple joined in wedlock upon hitting this beach; hence our difficulty in running down numerous Iwilei and similar cases.

It appears that where photographs were taken at the immigration station of men and women together, claiming to be married, there are now no longer any pictures made and for the peculiar reason of the late Japanese-American war talk.

SHERIDAN ALL MEN HURRIES ON DUTY

Having yesterday afternoon by wireless announced her approach, the Army transport Sheridan early this morning docked at the Oceanic wharf from Manila and Nagasaki and is booked to depart for San Francisco at 5 o'clock this afternoon.

There was little need of her taking in Honolulu on this homeward trip for she sailed for the round run at Nagasaki, has no freight for here and landed but one passenger, D. Townsend who left Honolulu for Manila about five years ago and is now glad to be back from the Philippines.

Prominent among the through passengers is General Weston, who goes to take command of the Department of California. Steerage passengers are casuals of the Army and a number of men-of-war from the Atlantic fleet whose enlistment has expired.

Those leaving this evening in the Sheridan are: Lieutenant Randolph, Twentieth Infantry, Fort Shafter, accompanied by his family, on route to Charleston to the Lieutenant's home; Mrs. Robertson, wife of Lieutenant Commander Robertson, U. S. N., who has been stopping at the Moana; Mr. Colby of the postal service; and D. L. Van Dine of the U. S. Agricultural Experiment Station.

ABSCONDER ARRAIGNED

JAPANESE PRISONER BROUGHT BACK BY DOYLE APPEARS IN CIRCUIT COURT.

Absconder Abe, who was brought back from Japan by Chester A. Doyle, arriving on the China, Saturday, was arraigned before Judge De Bolt yesterday and the case then continued till next Monday, when a plea of guilty or not guilty will be entered. Two indictments were brought in against Abe and it is understood that there is a possibility that he may enter a plea of guilty to one, in which case it is likely that the second charge will be dropped.

The Attorney-General's department believes that it has an exceptionally strong case against Abe and is not very anxious to have a plea of guilty entered, believing that a conviction can be obtained without difficulty.

COELHO HAS NEW STATUTE

WANTS FALSE STATEMENTS IN OBTAINING MARRIAGE LICENSE TO BE CLASSED AS PERJURY.

A law to prevent elopements is one of the matters which Senator Coelho, of Maui, states he will bring before the Legislature at the coming term. It appears that under the present statute a couple can appear before an agent permitted to issue marriage license and give such information as desired, no matter how true or false, in regard to name, age etc. without being subjected to any penalty.

Coelho proposes to pass a law which shall make any false statement made at such a time punishable under the perjury sections of the Revised Laws.

Police Report for 1908. Retiring Sheriff Iauka submitted report for 1908, with comparative figures also for 1907, showing 4,370 arrests for the former and 3,984 for the latter year and 3,388 convictions for the former and 2,935 convictions for the latter year.



FOR RENT

Nununu Valley.....\$25.00 Quarry Street..... 22.50 Kinau Street..... 25.00 Nununu Street..... 50.00 School Street..... 40.00 Kaimuki..... 25.00 Lunatic Street..... 25.00

FOR SALE!

Nununu Valley—One and one-quarter acres.....\$2,500 Manoa Valley—Building Lots \$1,000 and upwards. Also lots at Punui and Kaimuki Beach property at Kalawala.

"Waterhouse Trust"

SEND A WIRELESS RATES ARE LOW.

Classified Advertising

Small fox terrier Sunday afternoon around P.H.I. Answers the name of "Puppie." Record return Art Theatre.

FOR SALE One Ford 1908 Runabout, used only 3 months and in perfect condition. Apply at Royal Hawaiian Garage for demonstration.

PIANO-TUNING AND REPAIRING. James Sheridan, tuner and repairing of pianos and organs. No. 162, Hotel street, orders left at Hawaiian News Co., Young building. Good pianos to rent or sell at cheapest rates.

FOR RENT. First class furnished rooms centrally located. Hot and cold baths, Arlington Hotel, 215 Hotel St.

The new men wore the smiles of those who are just getting good jobs while some of the old men looked sad enough to weep.

NEXT BOAT FROM SOUND. A-H. S. S. Mexican sails from the Sound on January 11 and from San Francisco on January 14 for Honolulu.

A-H. S. S. Pleiades sailed from the Sound for Honolulu direct on Sunday. A-H. S. S. Virginia sailed last evening from San Francisco for this port.

New Advertisements

PARTNERSHIP NOTICE. Notice is hereby given that W. K. Castle, D. L. Withington, W. A. Greenwell and A. L. Castle, all residing in Honolulu, Territory of Hawaii, have entered into a law partnership under the name of Castle & Withington, and will maintain an office at 37 Merchant street, in Honolulu.

W. R. CASTLE, D. L. WITHINGTON, W. A. GREENWELL, A. L. CASTLE. Dated Honolulu, Dec. 31, 1908.

PROPOSALS FOR PRINTING.—Office of Depot and Constructing Quartermaster, Honolulu, H. T., Jan. 4th, 1909. Sealed proposals, in triplicate, will be received until 10 a. m. January 11, 1909, and then opened, for miscellaneous printing, ruling, and furnishing the paper and cardboard for same, necessary at Honolulu, H. T., during the period beginning January 15, 1909, and ending June 30, 1909. For further information apply to the office of the undersigned, M. N. FALLS, Capt. & Quartermaster, U. S. A., Depot and Constructing Quartermaster.

Carriage manufacturers and repairing in all its branches.

NEW OAHU CARRIAGE CO. Queen Street near River.

For Rent

Two bedroom house on Kalakaua Avenue (Waikiki Road) \$15.00 per month. Immediate possession.

BISHOP TRUST CO., LTD

924 Bethel Street

SUN CHUNG KWOCK CO., LTD

CHINESE NEWSPAPER PUBLISHING AND JOB PRINTING.

C. BREWER & CO., LTD.

QUEEN STREET, Honolulu, T. H.

AGENTS FOR

Hawaiian Agricultural Company, Ono-mea Sugar Company, Honoumua Sugar Company, Waialua Sugar Company, Oo-kala Sugar Plantation Company, Pepee-ko Sugar Co., Kapapala Ranch.

The J. CARLO LOAN OFFICE

Fort Street near Hotel