

JOHN McKEAGUE, vs. MORITZ NEISSER, et al.

The bill for me was filed January 24, 1882.

1. That on the 9th April, 1881, John McKeague was possessed of an estate...

2. That on the 12th February, 1879, the said McKeague received...

3. That on the 9th of April, 1881, while above set forth, one Moritz Neisser...

4. The bill further alleges that while McKeague was still in the condition of mind...

5. That in order to induce McKeague to execute the above deed, Neisser and confederates...

6. That in order to induce McKeague to execute the above deed, Neisser and confederates...

7. That McKeague was induced to execute and deliver the deed to Neisser upon the promise...

8. That McKeague was induced to execute and deliver the deed to Neisser upon the promise...

9. That McKeague was induced to execute and deliver the deed to Neisser upon the promise...

10. That McKeague was induced to execute and deliver the deed to Neisser upon the promise...

11. That the Heia Sugar Plantation was organized and commenced...

12. That on the 15th November, 1882, Neisser and his confederates...

13. That Neisser and confederates have since taken possession...

14. That on the 1st February, 1882, Neisser fraudulently caused the lease...

15. That the answer of M. Neisser and of the Heia Sugar Co. deny...

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ne spoke to him about it. He did not appear to know anything about it. He said what note? I don't owe you any \$500? Two or three weeks later he concluded to pay it. His memory was very good...

Mr. T. A. Lloyd testified that he had been in possession of the stock for some time. He said that he had been in possession of the stock for some time. He said that he had been in possession of the stock for some time...

Mr. C. E. Williams testified that he had been in possession of the stock for some time. He said that he had been in possession of the stock for some time. He said that he had been in possession of the stock for some time...

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to hand and I herewith express my thanks to you for the prompt attention. I am sorry to say that I was prevented from making any longer in our scheme on account of sickness. I contracted a very severe cold one night coming home late, which compelled me to stay at home a good deal of the time and preventing me from attending to the matter in the usual way. I think we shall take your advice, which is our opinion also, and incorporate our very soon as the stock will sell them more on account of the fact that the Company would require the whole amount at once as the mortgage of Leasberg is only due in September and if the company has now sufficient money on hand to pay off all the outside of it, it would do just as well. The present agitation in Congress against the treaty with the most sure prospect of its repeal at any rate a large draw back for the sale of stock while hereafter if decided for or against the treaty the people will look at the matter in a different light and we would be compelled to sell at a price which probably not pay so big a price for the stock as we are now offering as heretofore, but still are a paying legitimate investment at any rate. Please sign the enclosed paper and have it attested by a Notary Public. I might require it to show to some of the directors my authority to incorporate. With regard to your family. I remain yours truly. (Signed) M. NEISSER.

Dear Sir:—Hoping you are in possession of my last letter, I come up to my promise to keep you posted. I stated to you that I succeeded up to last mail in getting nearly \$300,000 subscription and to-day I am in full receipt of the sum is reaching now nearly \$500,000. I am not a penny behind in spending my money for nothing. Altogether I am very well satisfied with my success so far, taking into consideration that this amount is nearly all composed of small subscriptions, and therefore you can form some idea of the amount of work done. I am following up the same plan indicated by me in my last letter and all through it is an unexpressed business and the main thing to get at. I have not the least doubt that I shall carry it through now, but it may take me 2 or 3 months and I will not say I never mind, the money will come back at the end. I expect by this mail a letter from you with some remittance, which I need very much as my income, though ample for my family is not sufficient to present to cover additional expenses and I could not carry it through unless assisted by you. All the stock subscribed to up to now is at the rate of ten dollars per share which means \$400,000 for you, a nice little sum to lay up. With respect to your lady and hoping you are in good health. I remain your truly. (Signed) M. NEISSER.

Dear Sir:—Hoping you are in possession of my last letter by steamer, you will have seen how far I have succeeded up to now, that we only are waiting for the paper sent to you in my last letter, to go ahead at once with the Incorporation. Some of the parties acting as directors, men with money, will not do any thing further, unless I can produce to their satisfaction the extent of the time, and as everybody else would most likely raise the same objection, we will have to wait until we receive from you the requested paper. My health is very poor since I am here and if it was not for this affair, which I intend to finish now, I would have been down at the Islands long ago, the weather all along has been very rough and cold and any amount of rain. At any rate as soon as the affair is fully settled up, I shall return to the Islands and see you. Please give my respect to your lady. Hoping that this will meet you in good health, I remain your truly. (Signed) M. NEISSER.

The conclusion I have arrived at is that Mr. Neisser is an authority for the proposition that equity will set aside a conveyance obtained by undue influence from a person who was so inferior in body and mind to the other party, and that the fact that the donor was an old man and other circumstances, although his weakness does not amount to insanity. The moving cause creating the infirm condition of mind may be old age, or it may be any other cause, or any injury or any other cause, but the fact that the donor was an old man and other circumstances, although his weakness does not amount to insanity. The moving cause creating the infirm condition of mind may be old age, or it may be any other cause, or any injury or any other cause, but the fact that the donor was an old man and other circumstances, although his weakness does not amount to insanity.

By a consideration of my different statements you will have to admit that you would be the gainer to a great extent and no further trouble about money matters. An answer to your earliest convenience would oblige me very much, as other parties are also anxious to see my proposition, but I will only handle in the by-ways of plantations. Your respectfully, (Signed) M. NEISSER.

Dear Sir:—Having arrived here on the 28th of last month, I found very soon that all the parties which had promised to invest money had a great deal to say, but that all they ever done or ever said in this matter was that there is a great deal of money in the market, and that all his promises has done nothing yet, although I believe he will come in by and by. As soon as this state of affairs was sufficiently clear to my mind, I went my way to retire different parties and succeeded very soon out that all the parties which had promised to invest money had a great deal to say, but that all they ever done or ever said in this matter was that there is a great deal of money in the market, and that all his promises has done nothing yet, although I believe he will come in by and by.

In order to see and meet the different parties, I resort to small invitations for private dinners, etc., which is all that is necessary to do, and in that way I have been able to listen to me long enough to convince them of my honest intentions towards them in letting them have a few shares. My business here are so busy during the day that you never can talk with them and consequently cannot succeed in that way. Therefore I adopt the means which I promise success, which are expensive but apparently work the best. We have so far not fixed the price, but we have fixed it at \$7.50 or even \$10, but that will be decided as soon as I have the full amount subscribed. I consider it my duty to inform you of my doing and hope you will be pleased so far, knowing very well that I am working in your interest here, and I can assure you that without my doing so here, the whole world would have ended in smoke. I have no doubt that I will have to remain here two months, may be three months longer, and I must confess that I don't know how long it will be a moment by my hand, figuring up the amount already spent. When I left Honolulu I was repaid to me \$500 of my own money and \$400 of the money of the subscribers, so that I would have sufficient to carry it through. Now I am fully convinced that I will require twice the amount, and as I cannot afford to do it, I must request you to pay your share towards the expenses, as without money nothing can be done. You have not doubt seen how long during your stay in San Francisco for such purposes is an expensive place and that money alone judiciously spent will carry it through. I am following up the same plan indicated by me in my last letter and all through it is an unexpressed business and the main thing to get at. I have not the least doubt that I shall carry it through now, but it may take me 2 or 3 months and I will not say I never mind, the money will come back at the end. I expect by this mail a letter from you with some remittance, which I need very much as my income, though ample for my family is not sufficient to present to cover additional expenses and I could not carry it through unless assisted by you. All the stock subscribed to up to now is at the rate of ten dollars per share which means \$400,000 for you, a nice little sum to lay up. With respect to your lady and hoping you are in good health. I remain your truly. (Signed) M. NEISSER.

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Beaver Saloon

H. J. McTE, Proprietor. Signs to announce in his drinks and the public in general. That he has opened the above Saloon where first-class Refreshments will be served from 8 a.m. till 10 p.m., under the immediate supervision of a competent Chef de Cuisine. THE FINEST GRADES OF TOBACCO, CIGARS, PIPES and Smoker's Sundries. A Saloon by a personal selection from the finest manufacturers, has been obtained, and will be added to from time to time. One of Denmark & Baker's Celebrated Billiard Tables is connected with the establishment, where none of the best are participated.

General Advertisements. The cancellation of the lease to McKeague must also be annulled. But the corporation has expended sums of money in the improvement and development of the plantation, and it is clearly established by the evidence that the condition of the plantation now is much better than it was when the sale was made, and mortgages whose money has been fully expended on the plantation should also be protected. A reference should be made and an account taken, and a decree will be made after counsel have been heard. There was a point made by counsel for the plaintiff that the corporation having failed to comply with the laws of the Kingdom so as to enable it to hold real estate and transact business in the Kingdom. An examination of the papers filed in the Interior Office discloses that they were so filed within the time prescribed by the statute. It is not necessary that they be filed by any person holding a Power of Attorney for that purpose. The corporation did not however, file a statement of its assets and liabilities on the 1st July, 1882. This being a condition for the validity of the incorporation, the only effect of the acts of the corporation subsequent to the failure to file, if at all, is to render void the incorporation. Devidson for plaintiff, P. Neumann and E. P. P. for defendants. Honolulu, May 14th, 1882.

CROSS CUT TOBACCO

W. Dukes & Son, FOR PIPES AND CIGARETTES BEST IN THE MARKET HYMAN BROS., Sole Agents.

30 DAYS! 30 DAYS! GRAND CLEARANCE SALE

BEFORE TAKING STOCK AT C. J. FISHEL'S Leading Millinery House Cor. Fort and Hotel Streets, COMMENCING MONDAY, MAY 12, LASTING 30 DAYS UNUSUAL BARGAINS IN EVERY DEPARTMENT! EVERY ARTICLE MARKED DOWN! IMMENSE BARGAINS IN MILLINERY Immense Bargains in Embroidery, Laces, Silk Hosiery, Ladies' Underwear, &c., &c.

Great Reductions in French Kid Shoes

600 Pairs of Ladies' 4, 6, 8 and 10 Button Kid Gloves Slightly damaged, your choice for \$1.00 a pair—the very best brand of GLOVES in the market. CHAS. J. FISHEL, Wholesale & Retail.

STOVES

JOHN NOTT, At the Old Stand, No. 8 Kaahumanu Street, TIN, COPPER & SHEET IRON WORKER PLUMBING, in all its branches; Artesian Well Pipe, all sizes; STOVES AND RANGES

House Furnishing Goods, all kinds;

CHANDLIER'S, LAMPS,