

The Merit of Quality

It is always well to look into the quality of the home drink—people who drink a good beer are always healthy.



Is made for the home. It is a pure and wholesome family drink.
Rainier Bottling Works,
 AGENTS FOR HAWAII.
 Phone White 1331. P. O. Box 517

THE DOUGLAS



BATH, THE PLUMBER

295 King Street, opposite Young Hotel.
 PHONE 61.

A.B.C. BOHEMIAN
 "King of all Bottled Beers."
 Brewed from Bohemian Hops.
 SOLD EVERYWHERE.

A COOL PROPOSITION. REFRIGERATORS

POLAR and GRAND
 All Sizes.
 ICE CREAM FREEZERS,
 ICE CREAM MOULDS,
 ICE DISHES,
 ICE SHAVES,
 ICE PICKS.

All we ask is to compare our prices with others.

LEWIS & CO., LTD.

149 King St., The Lewers & Cooke Bldg. 240-2 Telephones—240.

HORSE SHOEING!

W. W. Wright Co., Ltd.
 have opened a horse-shoeing department in connection with their carriage shop, etc. Having secured the services of a first-class shoer, they are prepared to do all work entrusted to them in a first-class manner.

P. L. ON TAI

Not connected with On Tai Lee.
 At 1188 Nuuanu near Beretania street, two doors above old stand.
Dressmaker
 Ladies' and Children's Underwear made to order.

New Restaurant

JUST OPENED.
 Everything New and First Class.
THE KAIULANI
 1125 Fort St., oppo. Club Stables.

YOKONIZO & KASHIWABARA

CONTRACTORS for Stone, Cement and Woodwork. Black and White Sand. Soil. Teaming and expressing. Firewood and Second-hand Lumber for sale. House moving and raising.
 Emma Hall, corner Beretania and Nuuanu. Phone Blue 1211.

HONOLULU BURIAL ASSOCIATION

SEE HOW WE GROW:
 July 15, 1902, Membership..... 100
 July 15, 1903, Membership..... 623
 March 23, 1904, Membership..... 2400
 J. H. TOWNSEND, Secretary.
 Office with the Townsend Undertaking Co., 124 Beretania street.

Y. MAN SING

1117 NUUANU STREET.
FASHIONABLE DRESS-MAKER.
LADIES' UNDERWEAR
 Dresses made to order. Sewing guaranteed. If the stitches break I will repair without extra charge.

GOO KIM

Cor. Hotel and Nuuanu Sts.
Dry Goods,
 Fancy Goo's, Grass Linen, etc. All goods sold at a small profit.

J. A. Nunes

Has moved his Horse Shoeing Shop to CLUB STABLES, Kukui St. Telephone Main 169.

PANEL AGAIN EXHAUSTED

Fifty More Men for Murder Trial.

Pacific Heights Equity Case is Continued Four Weeks.

Mrs. Moon Smith Allowed to Take Child Away—Heavy Suit Dropped.

Another exhaustion of panel took place in the attempt to obtain a jury for the trial of Man Chong, for the murder of Policeman Mahelona, after the return of the first special venire of twenty-six names. Judge De Bolt ordered another special venire to issue, returnable at 10 o'clock this morning, for fifty additional jurors.

PACIFIC HEIGHTS CASE.

Judge Robinson yesterday, at the trial of the injunction suit of Charles S. Desky vs. C. W. Booth, in which a reformation of mortgage of Pacific Heights is asked as well as the enjoining of the foreclosure by defendant, granted a continuance for the purpose of taking the deposition in San Francisco of R. D. Silliman, who drew the mortgage.

There was a warm argument. Before the continuance was granted, counsel for defendant offered to admit that W. A. Wall, surveyor, if called would testify as one of the affidavits maintained he would. After the continuance for Silliman's testimony was granted, the offer relating to Wall was withdrawn.

REMOVAL OF CHILD.

Judge De Bolt has modified the decree of divorce in the case of Harriet Moon Smith vs. Millard M. Smith, so as to permit the plaintiff to take the child, George M. Smith, from the Territory of Hawaii to the State of California. There were several postponements of the hearing until the final hearing was had yesterday. Henry E. Highton for plaintiff; Henry Hogan for defendant. Counsel for the father objected to the order of the court.

DISCONTINUANCES.

The suit of Bishop & Co. vs. H. W. Schmidt, W. R. Castle, Jr., and E. H.

DONE BY TRYING.

Nobody can tell what he can do till he tries. When a thing ought to be done the modern spirit moves us to keep working away at it until it is done. In the face of this idea the "impossible" vanishes. Where there's a will, there's a way. "If we could but rob cod liver oil of its sickening taste and smell and then combine it with two or three other ingredients we should possess the best remedy in the world for certain diseases that are now practically incurable." So said a famous English physician twenty-five years ago. "But it will never be done," he added. "You can no more turn cod liver oil into a palatable medicine, than you can turn the Codfish itself into a Bird of Paradise." Yet he lived to admit that in WAMPOLE'S PREPARATION the "impossible" had been accomplished. It is palatable as honey and contains all the nutritive and curative properties of Pure Cod Liver Oil, extracted by us from fresh cod livers, combined with the Compound Syrup of Hypophosphites, Extracts of Malt and Wild Cherry. This remedy is freed from the bad peculiarities Dr. Frothingham so detested, and it is precisely the splendid medicine he wished for. Use it freely and confidently for Hysteria, Wasting Complaints, Anemia, Blood Impurities, Asthma, and Throat and Lung Troubles. Dr. W. H. B. Aikins, Physician to Toronto General Hospital, says: "I am much pleased to state that the results from using Wampole's Preparation of Cod Liver Oil have been uniformly satisfactory; it appealed to me as being prepared according to correct scientific principles." It increases the appetite and influences the digestion of food; it is delicious to take, will not disappoint you, and is effective from the first dose. One bottle convinces. At all chemists.

Paris for \$15,000 on a note has been discontinued.

Kahalewai vs. Tong Yau, suit for \$1000 damages for malicious prosecution, has been discontinued.

The suit for restitution of leased premises brought by Julia Colburn et al. against L. Ah Leong has been discontinued. The premises are situated at the mauka ewa corner of Punchbowl and Queen streets.

A. A. de Mattos vs. Hawaii Land Co. was dismissed by Judge Robinson for want of prosecution.

DREDGING CASE.

In the Pearl Harbor dredging case, Judge De Bolt has issued a commission, on the motion of plaintiff, to Edward Gray Stetson, San Francisco, to examine Lieut. W. H. Heuer of the U. S. Engineers, Lawrence Thompson, C. E., and W. R. Clark of Clark & Henry, plaintiffs. Counsel for the defendants, H. Hackfeld & Co., Ltd., and Castle & Cooke, Ltd., file a notice that they do not object to the order for a commission, also saying they will file no cross-interrogatories.

INSANE MAN'S ESTATE.

Father H. Valentin, guardian of Manuel Pederazo, an insane person, has filed an inventory showing cash in Bishop & Co.'s bank, \$500; land at Makiki, \$500; total value, \$1000.

THE STOLEN HORSE.

An Old Proverb With a New Application.

The woods are full of "so-called" remedies for Baldness.

You may call anything in creation a remedy, but to use them is like locking the stable after the horse is stolen.

Baldness and Dandruff are caused by a germ—if you don't kill the germ the germ will kill the hair.

Scientists have labored with the problem of a preventative for Baldness for many years.

Newbro's Herpicide is the product of a modern idea, and will cure Dandruff and prevent Baldness because germs cannot exist when you apply Herpicide.

Herpicide is a valuable hair dressing and scalp disinfectant as well as a cure for Dandruff.

Sold by leading druggists. Send 10c. in stamps for sample to The Herpicide Co., Detroit, Mich. Hollister Drug Co., Special Agents.

CURTIS AND SLAPOFFSKI GO

M. B. Curtis, "Sam'l. o' Posen," accompanied by Madame Slapoffski the singer, departed yesterday on the Sierra for San Francisco. Owing to the condition of J. C. Cohen's project to take the Hawaiian Government band to St. Louis, it was decided that Madame Slapoffski should go to San Francisco at the same time as her manager. In case anything should transpire here in the meantime which would give Cohen the opportunity to take the band away, he will wire Curtis to that effect, and they will await its coming. On the other hand if Cohen's project entirely fails, Madame Slapoffski will begin her lone concert tour immediately.

AT THE HALEIWA.

Guests Registered There for the Week Ending April 17.

Mr. and Mrs. A. Macneil, Melbourne; A. W. Howe, Honolulu; Mr. and Mrs. Maurer, Council Bluffs, Iowa; I. M. Lovitt, Yarmouth, N. S.; Mrs. I. M. Lovitt, Canada; A. A. Wilson, Honolulu; Miss E. Howden and three Damon children, Moanalua; M. S. Levy, Honolulu; W. M. Arthur, Honolulu; Wm. Thompson, E. Langer, Honolulu; Mrs. Milliken, New York; Mrs. D. M. Moore, Plainfield, N. J.; Mr. and Mrs. Hedemann, Honolulu; Miss Brouch, Miss Ross, Richmond, Va.; Mrs. Humphris, Mrs. Hawes, Honolulu; Mr. Foster Milliken, Mrs. Crooke, New York; Mrs. Kelly, New York; Mr. Hartmann, Hawaii; Mr. Hagemann, West Indies; Walter F. Dillingham, Honolulu; B. H. Smith, Sial; Albert Raas, Honolulu; D. L. Austin, Honolulu; Thos. F. McTighe, Mrs. Robert Lewers and maid, Mr. and Mrs. Sidney Ballou, Honolulu; Geo. Bucklin and valet, Pryvidence, R. I.; O. G. Traphagen, Honolulu; J. W. Roberts, San Francisco; Miss S. M. Roberts, San Francisco; F. W. Winter, H. F. Wichman, F. C. Smith, Honolulu; Frank L. Webster, Waialeale; Mrs. S. E. Damon, Puukapu, Moanalua; Mrs. Perrin, Miss Anita Perrin, San Francisco; C. C. Henion, Mrs. C. C. Henion and servant, City; Mr. and Mrs. W. E. Brown and two children, Robert Lewers, Honolulu; W. S. Gage, San Francisco; H. Fujikawa, Waialeale; S. Tanaka, G. Fujisawa, Mr. and Mrs. Arthur F. Wall, child and nurse, Honolulu; Wm. S. Fleming and wife, Honolulu; Mrs. M. C. Fleming, Napa, Cal.; Allan Herbert, Mr. and Mrs. John Effinger, Miss Louise Effinger, Miss Alice Effinger, A. H. Tariton and wife and Mr. and Mrs. James Guild, all of Honolulu.

Under the new management Haleiwa has made rapid strides in popularity, and has averaged eighteen new guests a day during the month of April. The best score so far on the golf links has been made by Mr. A. Macneil, the president of the Royal Melbourne Golf Club, who made the nine holes in fifty. Mr. Macneil, who is an expert golfer, said that when the greens of the Haleiwa links attain the requisite smoothness which only age can give they will be second to no nine hole course in the world.

NEW TRIAL IS ORDERED

Judge Little Reversed by Supreme Court Majority.

Plaintiff's exceptions to Judge Little's judgment for defendant in the suit of T. K. Lalakea vs. the Hilo Sugar Co., Ltd., are sustained by Chief Justice Frear and Justice Perry, the latter writing the court's opinion. The judgment is set aside and a new trial ordered. Justice Galbraith dissents in an opinion at length. Smith & Parsons for plaintiff; Wise & Ross for defendant.

The trouble started with a mortgage of cane growing on a three-acre tract, executed by Sing Kee and Chan Choon to W. D. Schmidt to secure payment of a note of \$450. Nearly four months later Chan Choon, who had bought out Sing Kee, gave Lalakea a mortgage on his interest in the land and on the growing cane as security for a note for \$300. About ten months later still Chan Choon abandoned the premises and left the Territory and has not been heard of since by the lessors. Six months' rent had then become due and unpaid. Kapu, owner of the land, took possession of the premises the following month, claiming a forfeiture of the lease, and the same month executed a lease to the plaintiff of the same land for five years from the first of the next month. Lalakea also claimed to have entered and taken possession under his mortgage. Schmidt without entering foreclosed his mortgage by publication of notice and the Hilo Sugar Co. claimed to have bought the cane at the sale under this foreclosure.

The present action is for the value of the cane so taken by the defendant. Judge Little's judgment for the defendant, the Hilo Sugar Co., was based wholly upon the view that the Schmidt mortgage and the foreclosure proceedings thereunder were valid and that the defendant acquired title to the cane not from the plaintiff but through the foreclosure sale.

The reasons why the Supreme Court decides that the judgment was not right are sufficiently well revealed in the following syllabus of opinion:

"An unrecorded chattel mortgage is not valid or binding to the detriment of third parties.

"The registry of a chattel mortgage not entitled to be recorded is a nullity.

"Actual knowledge of the existence of a chattel mortgage is not a substitute for recording.

"It is a prerequisite to the valid registry of a chattel mortgage that the acknowledging officer endorse on such mortgage a certificate of the fact of acknowledgment.

"A certificate that on a day named personally appeared before me Chan Choon and Sing Kee, known to me to be the persons described in, and who executed the foregoing instrument who executed the same freely and voluntarily and for the uses and purposes therein set forth, does not state the fact of acknowledgment and is for that reason insufficient and invalid.

"Testimony of the acknowledging officer to the effect that the parties did in fact acknowledge before him the execution of the instrument can not cure the defect and is inadmissible to aid the certificate and to support the validity of the registry and mortgage."

Justice Galbraith concludes his dissenting opinion in the following words:

"It certainly could not have been the intention of the legislature to declare an unrecorded mortgage void between the parties or as between the parties and others without interest in the property or between a first and second mortgage, the latter having notice of the first mortgage. The legislators are presumed to have known that the object of recording instruments is to give notice and that notice may be given aside from the record and that the notice given by one method is just as effective as the other and ought not to be held, in the absence of plain words to that effect, to have intended by this statute to make recording the exclusive method of giving notice of the existence of chattel mortgages, etc. While the statute is not happily worded I am inclined to think that it was not intended to do more than is accomplished by most statutes providing for the registration of written instruments, namely, to provide that the interest of no one in property should be prejudiced by an unrecorded instrument of which he had no actual notice."

BURNS AND CUTS.—Slight injuries of this character are of frequent occurrence in almost every household. While they are not dangerous, except when blood poisoning results from the injury, they are often quite painful and annoying. They can be quickly healed by applying Chamberlain's Pain Balm. It allays the pain almost instantly and heals the injured parts without matter being formed, which insures a cure in one-third the time that the usual treatment would require. It is the most perfect preparation in use for burns, scalds, cuts, bruises and like injuries. It should be applied with a feather, and before the parts become swollen if possible. For sale by All Dealers and Druggists. Benson, Smith & Co., Ltd., Agents for Hawaii.

FOR RENT.

Premises on South and Kawalaho street and Huestace Avenue, formerly occupied by Huestace & Co.'s stables. Property has a frontage of 518 feet on South street, 301 feet on Kawalaho street and 400 feet on Huestace Avenue. Will rent or lease the whole or any portion at reasonable rental.

JAS. F. MORGAN,
 857 Kaahumanu Street.

PERFECTION

Home Bakery
 BERETANIA AND EMMA STREETS.
 ALL kinds of home baking, fresh every day.
 Cream puffs Tuesdays, Thursdays, and Saturdays.
 Beans and Brown Bread every Saturday. Tel. Blue 211.



Announcement of Auctions

Auction Sale OF New Sewing Machines

On Monday, April 25, 1904.
 AT 12 O'CLOCK NOON.

At the office of Mr. B. Bergersen, 342 Bethel street, I will sell at Public Auction a number of New Sewing Machines, comprising:

New Royal, New Home, Standard, National Automatic, Also Show Cases, Writing Desk. A fine opportunity this to obtain fine new machines at a bargain.

JAS. F. MORGAN,
 AUCTIONEER.

Castle & Cooke, Ltd.
 HONOLULU.
 Commission Merchants

SUGAR FACTORY.
 —AGENTS FOR—
 The Ewa Plantation Co.
 The Waialua Agricultural Co., Ltd.
 The Kohala Sugar Co.
 The Waimea Sugar Mill Co.
 The Fulton Iron Works, St. Louis.
 The Standard Oil Co.
 The George F. Blake Steam Pump.
 Weston's Centrifugals.
 The New England Mutual Life Insurance Co., of Boston.
 The Aetna Fire Insurance Co., of Hartford, Conn.
 The Alliance Assurance Co., of London.

M. S. Grinbaum & Co.
 LIMITED.
 Importers and Commission Merchants

SOLE AGENTS FOR
Little Jack
 Smoking Tobacco. 5c. and ree. Packages.

Agents for
 BRITISH AMERICAN ASSURANCE COMPANY, of Toronto, Ontario.
 DELAWARE INSURANCE CO., of Philadelphia.

W. W. AHANA & CO.
 Limited

Merchant Tailors
 Waiti Building, King St.
 Phone Blue 2741
 Opposite Advertiser Office
 American and Foreign Worsteads

Roofs Repaired
 BY
WM. T. PATY.

Carpentry of all kinds attended to Give us a call.

Union Oil Co.
 of California
Fuel Oils

Office of Hawaiian Department, room 307 Stangenwald Bldg.
C. C. PERKINS, Supt.
 Main office, Mills Building, San Francisco.
JNO. BAKER, Jr., Mgr.

WEDDING INVITATIONS and CARDS by
W. BEAKBANE,
 ENGRAVER

1064 Fort Street.
 Phone Blue 648. P. O. Box 999
Kwong Yuen Hing Co.
 38 and 38 N. King street.
 Importers and Dealers in Chinese Silks, Fine Mattings, Teas, Ebony Furniture, Bamboo Stools, Rattan Arm Chairs.
 Grass Linens, any color, at very low prices.

HOME MADE CAKES, PIES, BUNS, ROLLS, AND BREAD; HOT MINCE PIES EVERY SATURDAY AT

MILLER'S on Hotel St.
 Courteous treatment. Prompt attention. Best Quality and lots more at

CONSOLIDATED SODA WATER WORKS
 Phone Main 71.

COTTON BROS. & CO.
 ENGINEERS AND GENERAL CONTRACTORS.
 Plans and Estimates furnished for all classes of Contracting Work.
 Boston Block, Honolulu.

ALL KINDS OF Rubber Goods
Goodyear Rubber Co.
 R. H. PEASE, President,
 San Francisco, Cal., U. S. A.

HOTEL MELROSE.
 Phone Blue 3981.
 A first class family boarding house, tropicaly built. Electric cars pass the door every few minutes. King street, near Walkiki turn.
MRS. W. H. WILKINSON,
 Manager.

PACIFIC HOTEL.
 Union Street, oppo. Pacific Club.
 First Class Accommodations for Board and Lodging.
 1180 and 1182 Union Street.

