

VOL. VI .-- NO. 278.

HONOLULU, HAWAIIAN ISLANDS, THURSDAY, NOVEMBER 24, 1887.

PRICE 5 CENTS.

#### THE DAILY

18 PUBLISHED

very Morning Except Sundays.

SUBSCRIPTIONS:

ADVERTISER, per month. SEKLY P. C. ADVERTISER, one year.... elen Subscription, W. P. C. A. (including

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Leaves Honolulu every Monday at P. M for \*Kaunakakai, Kahului, Ruelo. Hana and Kipanulu, every week; Keanae, Mokulau and Nuu every other week. Returning, will stop at the above ports, arriving back Saturday mornings. \* For mails and passengers only.

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-AND-NOTARY PUBLIC.

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W. G. Irwin & Co.

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Automatic Trash Feeding Furnaces, For four and five foot furnaces, complete with

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nent parts, as obtained by Chemical analy-Organic Matter..... 29.18 " " Silicious Matter..... 4.65 " " Lime...... 31.70 " "
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### Pacific Commercial Advertiser

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T. G. THRUM	Fort street
WM. STRAHLMANN	Hawaiian Hotel

Five Cents per Copy.

THURSDAY : : : November 24th

### HAWAIIAN PARLIAMENT.

#### Legislative Assembly-Extra Session of 1887.

#### Seventeenth Day.

WEDNESDAY, November 23d. House met at 10 a.m. Prayer by the chaplain. Minutes read and approved.

Rep. Kalaukoa presented a petition with thirty signatures that rifle practice at Paawaa be prohibited, and that the Minister of Foreign Affairs request all the volunteer | the Government establish leper hospitals companies not to practice there. Referred in all the districts of the islands; that to Military Committee.

The hon, member also presented a petition from Honolulu, with twenty-three signatures, praying that no loan be negotated in London; that Geo. W. Macfarlane Government; that all moneys Geo. W. Macfarlane collected, not authorized by the Loan Act, be immediately refunded to the Treasury, Referred to Finance Commit-

Rep. Nakaleka presented a petition from the Blue Ribbon League, Molokai, praying | to systematizing, segregation, and, in fact, that either the importation of spirituous of adopting the best possible mode of dealliquors be entirely prohibited or restricted. | ing with the dread disease of leprosy. Referred to special committee.

tion from South Kohala, with thirty-four signatures, praying that Lono be allowed to practice medicine on people who have leprosy in that district. Laid on table.

Noble Richardson presented a petition from Kaanapali, with fifty signatures, praying that the Government Physician at Lahaina be removed. Referred to Sanitary Committee.

REPORT OF MILITARY COMMITTEE, Noble Young presented the following re-

port from the Military Committee: Hon. S. G. Wilder, President Legislative

Assembly-Sir: The Committee on Military beg leave to submit the following report:

Having given the matter of outstanding claims against the Honolulu Rifles Companies careful consideration, we find, first: That the orders for all the goods for which these claims are presented were given by the commanding officer in good faith, beheving that when the goods were delivered the bills would be approved and paid.

Second-That the bulk of the orders for these goods were given from February up to and including June of this year, except some of the smaller orders, which were given during the year 1886.

Third-That although a portion of the clothing has been furnished since June 30th, it has been principally on orders placed previous to that date.

Fourth-There have been a few stands of arms and some articles of equipment (to complete outfit) supplied since June 30th.

Fifth-As compared with the expenses of the other military companies, almost everything against the Honolulu Rifles, from their first organization, comes in this | period; whereas the other companies were | ing functions are conferred and duties imfully supplied before this period com-

menced. Sixth-Your committee recommend that under the circumstances connected with the recent changes in government affairs in this Kingdom, and recognizing the unselfish and indispensable services of the Honolulu Rifles in assisting to bring about such changes, that all outstanding claims against said organization, certified by the commanding officer, and as per list herewith, be paid by this Government. All of which is respectfully submitted.

ALEX. YOUNG, C. NOTLEY, W. E. FOSTER, A. S. WILCOX, A. KAUHI.

Attached to the report is the following list of the unpaid claims against the Hono-

Iulu Kines:			l
C. W. Hart, one bill	\$406		l
Egan & Co., two bills	556	09	l
Mrs. Thos. Lack, two bills	630		ļ
H. S. Tregloan, three bills	6,956	25	Ì
E. O. Hall & Son, two bills	3.490	10	Ì
J. T. Waterhouse, one bill	98	05	
W. E: Foster, two bills	96	00	l
L. B. Kerr, one bill	156	00	
			å

\$12,339 45 Rep. Paehaole moved the report be accepted and laid on the table to be con-

sidered with the two military bills. Noble Waterhouse moved the report be adopted.

of the report if he could find out where the commanding officer got his authority to order these goods.

Noble Young said there was an under- Governors, acting under the Minister of the standing between Governor Dominis, An. tone Rosa and the commanding officer that anything the latter ordered for the Rifles would be all right.

definitely postponed.

Rep. Kalaukoa thought they ought to those officers or the public. pay these bills.

Noble Waterhouse moved the ayes and noes be taken. Agreed to.

The ayes and noes were then taken on

the motion to adopt the report, with the following result:

Ayes-Green, G. Brown, Thurston, Ashford, Robinson, Young, Jaeger, Castle, Smith, Waterhouse, Foster, Luhiau, in the transfer proposed in the bill. Wight, Notley. Wall, Townsend, Hitchcock, Bailey, Widemann, Makee, G. N. Wilcox, Bertelmann, Dole, Hustace, Dowsett, Jr., Kalaukoa, Naone, F. Brown, Marshal, Sheriffs, Ministers, Judges and Deacon, Kamai, Kinney, Kauhane, Paris, Nawahine, Helekunihi, Horner, Kawainui, A. S. Wilcox, Gay-39.

Noes-Kamuoha, Daniels and Pachaole

REPORT OF MILITARY COMMITTEE. Noble Young presented the following re-

Hon. S. G. Wilder, President of the Legislative Assembly-Sir: The Military Committee have had the petition of Liwai under consideration, and find that during the time said Liwai was fireman on board the Kaimiloa he was unable to perform his duties and his work had often to be done by other parties. As the petition shows, he now reports himself for duty, or pay without duty. We are informed by the Minister of Foreign Affairs that said Liwai was discharged along with the other hands when the Kaimiloa was put out of commission. We respectfully refer the petition back to the Minister of Foreign Af-ALEX. YOUNG.

C. NOTLEY, A. S. WILCOX, W. E. FOSTER, A. KAUHI.

The report was adopted. REPORT OF THE SANITARY COMMITTEE. Noble Waterhouse presented the follow-

ing report:

Hon, S. G. Wilder, President Legislative Assembly-Sir: The Sanitary Committee beg leave to report upon three petitions, viz; Two presented by Rep. Helekunihi and one by Rep. Horner, all praying that those badly afflicted be taken to Kalawao. and that those not bad'y afflicted be allowed to remain with their friends:

First-We submit that the petitioners have not considered the enormous expense be removed from the office of agent to the | involved in such an undertaking and one which the Government could ill afford at the present time.

> Second—In relation to the latter clauses of the petition, we submit that in view of the fact that the present Ministry have committed themselves to a policy in regard

We therefore recommend that the peti-The hon, member also presented a peti- tions be referred to the Board of Health | record, as provided by Chapter XVII. of | that a paymaster should be interjected

HENRY WATERHOUSE, JOHN RICHARDSON, H. Deacon, C. F. HORNER, D. KAMAI.

The report was adopted. THE AUDITOR GENERAL.

Noble Widemann said the Finance Committee had a petition before them relating to the Auditor General. They understood he had resigned; therefore the committee wished to be relieved from making a re-

Noble Waterhouse—Has he resigned? Minister Brown-The Ministry are un

aware of the fact. Minister Green-I understand from the Registrar of Public Accounts that the Auditor General has sent his resignation to the King. To make sure he had made further inquiries and found it was so. The Ministry had not yet been notified.

Noble Widemann was requested to hold back his report until the following day. REPORT ON THE GOVERNOR'S BILLS.

Minister Ashford presented the follow

Hon. S. G. Wilder, President Legislative Assembly—Sir: Your special committee, to whom were

referred the two bills entitled, respectively, 'An Act to provide for the discharge of certain duties heretofore discharged by the Governors of the different islands," and An Act to abolish the office of Governor," beg leave to report that they have had under consideration the bills named and have reached the following conclusions.

Your committee find, upon a careful examination of the statutes, that the followposed upon the Governors of the different islands-to wit:

By Sections 30 and 31 of the Civil Code it is required that Governors shall be citizens or denizens and shall take an oath to support the Constitution.

By an Act of January 10, 1865, Comp. Laws, p. 8, it is provided that the King, in Cabinet Council, shall appoint and commission the Governors of the several islands, who shall hold office for a term of four years, subject to impeachment. That the King, upon the nomination of the Governor, may appoint a Lieatenant-Governor for one or more islands, who may, in case of the illness or absence of the Governor. discharge his duties.

which, if our recommendation is adopted by your honorable body, will become of no

the Islands of Hawaii, Maui, Oahu and Kawai shall have power to administer oaths

and to take the depositions of witnesses. Your committee consider that these functions may well and conveniently be performed by the Marshal and the respective Sheriffs, besides whom there is no dearth of officers similarly empowered, and therefore concur in the proposition of the bill first Rep. Kamuoha said he would be in favor named, to transfer these powers to the Marshal and Sheriffs.

By Sections 231 and 232 of the Civil Code the power is conferred upon the respective Interior, to select and set apart pounds for the impounding of estrays, and to appoint poundmasters. Your committee see no reason why these duties cannot be ade-Rep. Kamuoha moved the report be in- quately performed by the Marshal and Sheriffs without inconvenience to either

> By Act of January 10, 1864, amending Section 240 of the Civil Code, the Governor of Oahu is empowered to cause the apprehension and impounding of cattle found estray in certain parts of Honolulu. We think it much more appropriate that this duty should devolve upon the Marshal as the chief of the local police, and so concur

The Governors, by Section 218 of the Civil Code, in common with many other officials, are allowed to visit any prison, but as the others hold that privilege by the present law, there seems no necessity for retaining a Governor with that honorary privilege.

control the actions of all male residents of Honolulu, "going to a fire," but as that power is shared by numerous other and more appropriate officers, this function of the Governor seems antiquated and useless.

Section 379 of the Civil Code invests the Governors with powers to inspect and approve weights and measures. Your committee think this duty more appropriate to the Police Department, and have therefore amended the bill so as to transfer this duty to the Marshal and Sheriffs within their respective jurisdictions.

the Governors certain duties in regard to registration and certification of brands and marks. Your committee consider it entirely appropriate and conducive to the public convenience that the very meagre duties under this section of the Code shall be transferred to the Marshal and Sheriffs, and therefore support the proposition to that end in the bill.

By Sections 360 and 361 of the Civil Code the Governors are authorized to superintend and direct the Marshal and Sheriffs in the preservation of wrecks and wreckage cast upon our shore. Your committee, in view of the fact that the Police officers are now in practical control of this subject, endorse the proposition of the bill to transfer them to the sole authority in the premises.

upon the Treasury, for the payment of their salaries, require by Section 478 of the Civil Code the countersignature of the Governors of their respective islands. While your committee think this requirement a useless ceremony, yet they consider the proposition to transfer this authority to the Marshal and Sheriffs as being preferable to a new recommend such transfer. But in view of the provisions of Section 3 of the Act we recommend the striking out of the words "Assessors and Tax Collectors" from the

The selection of jurous is now made by Marshal and Sheriff's may well be substituted for the several Governors, and so recommend.

We also consider that the Marshal and Sheriffs may well be entrusted with the very few duties now incumbent upon the Governors as to the shipping and discharge of native seamen upon vessels engaged in foreign trade. The country and the Haseamen, yet while the statute providing for such guardianship remains on the books your committee endorse the proposition of the bill to transfer it to the Marshal and

The result of our investigation with regard to Section 1 of the bill, therefore, is that we recommend that the same do pass, with the exceptions noted-viz:

The striking out of the words "Assessors and Tax Collectors" from line 12, and the insertion of a line between lines 14 and 15. to read: "8. The testing and certification of weights and measures."

We recommend that Section 2 of the said bill do pass without amendment.

Section 3 of the said bill refers exclusively to the relations between the Minister of Fi nance and the Assessors and Collectors of taxes. The law, as it now stands, provides for the appointment by the Minister of Finance, upon the nomination of the Governors, of Tax Collectors for the different taxation districts. The Governors, under the present law, are responsible to nobody for the just discharge of their present duties. By the terms of their commissions they hold office for four years, with no obligation to any superior as to the methods by which, or the honesty with which they shall discharge their official duties. There is positively no restraint upon them, save that of self-interest, or such as conscience may impose, to prevent the appointment of unfit or dishonest men to office. It seems fitting, in the opinion of your committee, that the Assessors and Collectors should be directly appointed by, and directly responsible to the head of that department, which is the aim and purpose of Section 3 of the bill. It seems needlessly tortuous and inconvenient that the collectors of taxes should be responsible to the Governors, who are responsible to no one, and inconsistent that the internal taxes of the Kingdom Your committee have thought it unnec- | should pass through the bands of officers essary, in view of their recommendation | (as at present they pass through the hands hereinafter contained, to suggest any ex- of the Governors) who are under no responpress amendment of these provisions, | sibility in the way of bonds for the faithfu disposition of such sums. We think it well, however, to provide for the transfer of the tax lists from the Assessors to the Collect-By Act of June 22, 1868, the Governors of ors, through the hands of an officer resident on the island where the duties of such collectors lie, which is provided for in Sec-

tion 3 of this bill. We therefore recommend that Section 3 of the bill do pass, with the amendment that the figures "55" and "61," in line 24, and the words "as amended," in line 25, be stricken out, and that the words "and Sections 55 and 61 of said Chapter, as amended by Chapter XXXVII. of the Session Laws of 1886," be inserted after the figures "1882"

in line 25. Your committee recommend that Section 4 of said bill do pass without amendment. Section 1397 of the Civil Code provides for the binding out of minors to apprenticeship in certain instances where the parents of such minors are dead and they have no authorized guardian. In all American States the care of orphans is deemed the special function of Courts of Probate, and your committee recommend the transfer of the unction now enjoyed by the Governors in this behalf to the Judges of the Court of

Besides the duties enumerated by this bill, there are a number of others, mostly of little or no importance, imposed upon the Governors. The most important of these consist in the appointment of Police Constables and District Justices, both of which, in the opinion of your committee, should be transferred to the hands of those who are more closely interested in, and directly responsible for, the administration of the Police and the Judiciary, respectively. Three. The appointment of these officers, we feel

By Section 350 of the Civil Code the Gov- convinced from recent experience, could ernor of Oahu is impliedly authorized to scarcely be in worse hands than at present, Fifty-one. and a change in the methods of their apfore the House we pass the subject for the | during 1887? None.

The military functions of the Governors, | cattle have you recorded or certified duras now existing, by which each Governor | ing 1887? Eleven. holds the rank of General and is the Comhis or her island, are, in our opinion, ab- | None. surd and farcical. Since the days of Joan of Arc no nation, we believe, except Hawaii | been shipped under your supervision durhas seen the wisdom of elevating a woman | ing 1887 in accordance with sections 143-4-Section 247 of the Civil Code imposes upon | to a military command in chief, but the wisdom, or lack of wisdom, of our late authorities promoted no less than two women to this distinction, which they still retain. As there are now two bills before the House | record has been kept. providing for the organization of the military forces of the Kingdom, your commit- out as apprentices since January 1, 1880, tee consider that the bill now under discus- and what are their names? None. sion need not attempt any disposition of

the military powers of Governors. Another of the duties of Governors is the issuing of passports to permit females from the other islands to visit Oahu (Act of 10th | special necessity or advantage of their January, 1865, Comp. Laws, p. 513, Section 7). We think the Hawaiian woman has None. outgrown any previous need for such restriction upon her movements, but if still needed there are several other officers, inctuding Circuit and District Judges, Sher-The drafts drawn by District Justices iffs and Collectors of Customs, competent and authorized to issue such passports, and we think the Governor is not needed to properly administer this law.

By an Act of August 1, 1878, (Compiled Laws, 614,) the Governor is empowered to authorize the disembarkation of passengers from ships arrived from Asiatic ports. But as this power is also held by the col-Act to amend the section named, and so | lector of any port, the withdrawal thereof from the Governor will in no way

cripple the administration of the law. By section 1 of chapter XXX1X of the Laws of 1874 (as amended by chapter II of the Laws of 1880), Compiled Laws 636, the Governor of Oahu receives and disburses the Governors of the different islands, act- the appropriation for bands, flags and saing in concert with a judge of a Court of lutes. It seems to us entirely unnecessary the Laws of 1870, Comp. Laws, p. 358. into the machinery of Government for this Your committee are of opinion that the | meagre service, which might, with greater convenience and propriety, be performed by any Minister or the leader of the band.

The Governor's duty in the suppression of riots (Penal Code, page 90, section 12,) is shared by so many police and judicial officers as to render the Governor super-

fluous in the premises. The Governors of Oahu and Maui (Penal Code, page 180, sections 15-16,) are obliged waiian race, in the opinion of your commit- to cause bells to be rung at Honolulu at tee, have entirely outgrown the necessity | 9:30 and 10:30 o'clock, and at Lahaina at for this official guardianship of Hawaiian | 7 and 8 o'clock in the evening, as warnings to marines to go on board their vessels. These duties are the result of conditions long since passed away, and, as a matter of fact, are not, and for some years have not been observed, and are now unneces-

> Your committee have thus at length discussed the present state of the law with reference to the duties of Governors to fully inform this honorable House upon the subject, and to support our opinion that the office is, and has long been an expensive superfluity, whose very few useful duties can with benefit to the public seryice be transferred to other hands.

As will be seen by the foregoing enumer ation of the duties of Governors, it seems to have been the constant aim and object of the Legislature to so identify the office of Governor with the administration of the laws as to furnish a lengthy list of duties to be performed by them, and thus perpetuate a really useless office by rendering such list of duties so apparently formidable as to discourage legislative attacks upon the office itself. But your committee are convinced that there is now no duty incumbent upon any Governor which could not, with positive advantage to the public service, be transferred to other hands, as is proposed by the bill now under discussion, while many of the so-called duties are nominal merely, or useless.

The expense of maintaining the office of Governor is another weighty argument against its continuance. By the Appropriation Act of 1806, the following items were appropriated for salaries in connection with this office, and have since been draws

with faultless regularity, viz.:	
Salary of Governor of Oahu, per	
vear	\$1.800
Salary of his clerk, per year	1,200
Salary of Governor of Maui, per	
year	1,800
Salar, of his clerk, per year	1,000
Salary of Governess of Hawaii, per	
year	2,000
Salary of her clerk, per year	1,000
Salary of Governess of Kauai, per	
year	2,000
year Salary of her clerk, per year	800
Harrist on the state of the sta	

In addition to which there was appropriated \$500 for incidentals for the offices during the biennial periods, thus bringing the total expense to within a trifle of \$12,-000 annually, or \$1,000 per month.

Therefore, your committee submit that on the score of economy alone, even with other reasons wanting, this office should be abolished, and we therefore recommend that the bill submitted for our consideration, entitled "An Act to Abolish the Office of Governor," do pass without amend-

Your committee would also respectfully commend to the consideration of your honorable body the answers tendered by His Excellency the Governor of Oahu to certain questions submitted to him by your committee, which questions and answers are hereto appended and marked 'Exhibit A."

Respectfully submitted,

C. W. ASHFORD, Chairman.

C. Bertelmann, D. H. HITCHCOCK. C. F. HORNER,

Jos. U. KAWAINUL. EXHIBIT A.

OFFICE OF GOVERNOR OF OAHU HONOLULU, Nov. 18, 1887. Reply of Governor of Oahu to questions propounded by Hons. C. W. Ashford, D. H. Hitchcock, C. F. Horner, J. U. Kawai-

nui and C. Bertelmann: 1. How many commissions of District Justices have you issued during 1887?

2. How many commissions of regular

policemen have you issued during 1387?

2. How many pounds have you selected pointment seems imperative. But as such or caused to be constructed, and how transfer is proposed by other bills now be- many pound masters have you appointed

4. How many brands or marks of neat

5. How many wrecks have been disposed mander-in-Chief of the military forces upon of under your supervision during 1887?

6. How many Hawaiian seamen have

5-6 of the Civil Code? Seven. 7. In how many instances and for how many persons have you during 1887 tested and certified weights and measures? No

8. How many minors have you bound

9. How many oaths have you administered under the law authorizing the Governor to administer the oath, during the past year, and if, any, was there any being administered by you as Governor?

Respectfully submitted.

JNO. O. DOMINIS. The above answers are for the year 1887, but I have only held the office of Governor of Oahu since August 5, 1887.

JNO. O. DOMINIS. The report was laid on the table to be translated.

INTERNAL POLICE BILL. Noble Smith presented the following majority report:

Hon, S. G. Wilder, President Legislative Assembly-Sir: The special committee to whom was referred "An Act to provide for and regulate the internal police of the Kingdom," beg leave to present their report: We are of opinion that the main features of the bill, in giving the Attorney General the superior control and supervision of the police force of the Kingdom, are good, but that giving the Attorney General the unrestricted power to appoint and appropriate that the Cabinet should have remove the Marshal is unwise.

The Marshal and Sheriffs have great powers and duties, some of which are judicial. They are officers of the Court, as well as subordinates of the Attorney General, and the Courts have a large interest in the manner in which these officers perform their duties. "

And we recommend that the bill be amended so as to require the approval of the Supreme Court in the appointment and removal of the Marshal, and that such Court approve the bonds of the Marshal and the Sheriffs, and the bonds be filed in the office of the Clerk of the Supreme Court.

These amendments, as also a few others of less importance, are set torth in the amended Act, which we submit herewith which we recommend be substituted for the original bill.

W. O. SMITH, G. N. Wilcox, J. MAGLIRE.

The report was laid on the table, to be taken up and considered with the minority

Minister Ashtord read the minority re

port, as follows: Hon. S. G. Wilder, President of the Legislative Assembly-Sir: A minority o your select committee to whom was referred the bill to provide for and regulate the internal police of the Kingdom, beg leave to report that said bill has had our consideration. Your committee approve the general aim and scope of the bill, which is in the direction and interest of securing a more efficient administration of the police department of the Kingdom and making the officers of that force more thoroughly and directly responsible to the Cabinet officer to whose department these matters

by law appertain. Prior to 1868 the supervision of the internal police force was by statute committed to the Minister of the Interior, but by Act of May 13, 1868, this supervision in its tendencies, and that it would, if carwas transferred for reasons that satisfied | ried into effect, (as we believe it has not the Legislature, to the department of the Attorney General. Your committee endorse the proposition contained in section | the public welfare. We therefore recom-1 of the bill, that the Attorney General | mend that the feature mentioned be elimishall retain this supervision; but to make his authority in the premises more explicit than in the past, it has been thought necessary to more clearly define, as is done in this bill, the majerial relations to exist between him and the different officers of force. Heretofore there has been no welldefined power in the Attorney General to | there are now at least three of the judicial enforce in the administration of districts of the Kingdom, for each of which police matters, such system as he might more than one Justice is commissioned,

think for the benefit of the force or of the public, nor any degree of authority at all commensurate with his responsibility to the people's representatives for such administration. In short, his position seems heretofore to have been, as concerns police affairs, one of responsibility without authority. These anomylous conditions have, we understand, been urged upon the attention of successive Legislatures during the present reign, but thus far without beneficial effect.

We find that the greater portion of the bill now before us, except as regards the appointment and removal of police officers, is in effect the same as the law now in force, with certain verbal or formal amendments which experience has shown to b desirable. [Then follows a number of amendments recommended by the com-

Your committee recommend the insertion of a new section to follow section 21, to be numbered 32, and to read as follows: "Section 22. The Marshal, Sheriffs and all police officers who shall be in office when this Act shall become law, shall continue in office subject to its provisions;

and that the number of section 22, as in

the bill, be changed to 23. With the amendments suggested, which have been by your committee inserted in a copy of the bill, we recommend that the said bill do pass.

> C. W. ASHFORD, Chairman, W. R. CASTLE.

The two reports were made special order for the afternoon in Committee of the Whole.

DISTRICT JUSTICES BILL.

Minister Ashford presented the follow

ing report:

Hon. S. G. Wilder. President Legislative Assembly-Sir: Your committee to whom was referred the bill entitled "An Act to amend sections 913 and 922 of the Civil Code, relating to District Justices," beg leave to report that they have considered said bill, and the law bearing upon the subject of the appointment and occupation of the District Justices, and have agreed upon the following facts and recommendations: We find that prior to the Legislative ses-

sion of 1882 these officers were appointed by the respective Governors, by and with the consent of a majority of the Justices of the Supreme Court. This plan of appointment was generally satisfactory in its results, and gave the country a class of District Magistrates of fair integrity and capacity. But by chapter XXVI of the Session Laws of 1882 this power of approval was withdrawn from the Justices of the Supreme Court, and the appointment of Magistrates was vested absolutely in the Governors of the different islands.

The evil effect of this change was soon observable, and has ever since been manifest in the lower intelligence of such appointees, while their independence of any supervisory tribunal, in all matters pertaining to their appointment, and in many of the matters pertaining to their tenure of office, has rendered them, in many instances, unscrupulous, offens ve and positively dishonest in the exercise of their magisterial functions. To such an extent has this evil developed that the system of so-called justice, as adminisered in our inferior Courts, has become a national reproach.

Your committee therefore feel that a change in the methods of these appointments is imperative in the interest of an honest and competent administration. It is also manifest to your committee that such appointments should be approved by the Supreme Court, whose information and discretion in the premises may always be trusted. But we think it unwise that such appointments should be vested in the Supreme Court alone, and deem it entirely a voice in such appointments. In all other constitutional monarchies, as your committee believe-certainly in England and her colonies—all judicial officers, including the humblest Magistrate, are appointed directly by the Crown or its representatives. In no country, within the knowledge of your committee, does the system prevail of in any formal manner consulting the Superior Courts as to appointments to the inferior bench.

A similar principle obtains with regard to the Federal Courts of the United States. There is, we believe, no American Court having any voice in the selection or approval of inferior judicial officers. But the conditions obtaining in Hawaii suggests to your committee the propriety of conceding to the Supreme Court the power to veto improper nominations to the District Bench. But it should extend no farther than this, as that tribunal should in no case be placed in the position of a dispenser

of official favors. The appointment of the District Magistrates, in the opinion of your committee, should be placed in the hands of officers who are directly responsible to the people for the exercise of that power. The members of the Cabinet are such officers, and, as the direct servants and representatives of the people's representatives, it seems fitting that they should directly exercise this appointing power, subject, however, to the veto power of the Supreme Court. We therefore recommend, with the amendments hereinafter suggested, the adoption of this general principle, as proposed in

section 1 of the bill. By section 922 of the Civil Code, as amended in 1882, the Governors are invested with the discretionary power to provide that the compensation of any District Justice shall consist of the whole or any stipulated portion of the costs of cases decided in his Court. Your committee consider this provision as being only vicious yet been) prove prejudicial alike to the magisterial integrity and dignity, and to nated from the law, as provided in section

2 of the bill. Your committee have made, however, some formal amendments in the bill, extending its title to describe the Act amending the original sections of the Civil Code to their present condition. Inasmuch as we have amended the first section of the bill to read, "There shall be one or more District Justices for each judicial district of the Kingdom," etc. We have further amended by the addition of a repealing clause. With these amendments we re-

commend the bill to pass. Respectfully C. W. ASHFORD. D. H. HITCHCOCK, C. F.-HORNER,

J. U. KAWAINUI, C. BERTELMANN. The report was laid on the table to be onsidered with the bill.

submitted,

PRINCESS LIKELIKE'S FUNERAL EXPENSES. Noble Dowsett presented the following eport: Hon, S. G. Wilder, President Legislative Assembly-Sir: The select committee to

whom was referred the expenses for the

funeral of Princess Likelike, beg leave to That no authority exists, either Legislative or by Privy Council, to incur any

expenditure whatsoever. That after examination the committee find these claims of unprecedented and unnecessary magnitude, and therefore recommend the liquidation by the House of such claims only, which, according to the customs of the land, may be deemed neces-

The committee consider undertaker's bill, coffin-plate, pall or palls, carriage hire for officials at day of funeral, clothing for kahili bearers, also clothing for a reasonable number of kahus, male and female, as within the scope of necessary expenditures

of a royal funeral. In view of circumstances, the committee recommend:

1. That the amount of \$10,000 for the

2. That in order to ascertain which were necessary expenditures a commission be appointed by this Assembly, consisting of one, two or three members (not necessarily members of this House) who, after careful deliberation, are authorized to draw on the Minister of Finance for such accounts due, producing and placing on file the original vouchers. Said commission to be instructed to act in settling of accounts in the spirit as aforesaid, and not allow in preference any claims which have only a remote or indirect connection with the funeral. The services of said commission to be paid out of the above recommended ap-

3. That a Receiver be appointed by the Supreme Court to receive such amounts of money as are voluntarily offered by parties who received gifts of clothing, or orders for same, proceeds to be divided pro rata among the claimants who furnished such goods and were not paid by the commission for the settlement of necessary expenditure, said Receiver to be paid his commissions out of such sums received and col-J. I. DOWSETT SR., lected.

A. JAEGER. P. N. MAKEE,

S. C. LUHIAU. On motion of Noble Castle the report was received and laid on the table to be considered with the Appropriation Bill. BILL TO BE PRINTED.

On motion of Rep. F. Brown the bill relating to Governors was referred to the Printing Committee.

At 12 o'clock the House took a recess.

#### Afternoon Session.

The House reassembled at 1:08. RESOLUTION. Noble Smith offered the following resolu-

Resolved, That the Minister of Foreign Affairs report forthwith to this House the date at which all Acts which have passed the House were presented to His Majesty for approval, and that hereafter the Minister report daily the title of all Acts which

were so presented on the previous day. All of which reports be filed with the Secretary of the Legislature. Adopted. CHANESE PASSPORTS, Noble Smith asked when the Minister of

Finance was going to answer his question regarding the passports of the Chinese by the Belgic. Minister Green said he answered the

quest on verbally at the time. Noble Smith wished the answer in writ-

A HERE DOCTOR'S PAY.

Rep. Kalaukoa presented a resolution that Whereas, An appropriation of \$150 was made at the last session to one Meekapu, a herb doctor, and WHEREAS, The amount has been drawn by some one else. Resolved, That the Minister of Finance get the amount from the other party and pay it over to Meekapu. Referred to Minister of Finance.

THE POLICE FORCE, Rep. Helekunihi put the following ques tions in the form of a resolution to the Attorney General:

I, If the Police Bill passes, what nationality will the police be selected from? 2. Are all native Hawaiian police in Honolulu to be removed?

Minister Ashford said there was nothing in the bill about nationality. There was 99 per cent. Hawaiians on the police force, and it was not necessary to disturb them very much. The native police would not all be removed in Honolulu, 80 to 85 per cent. ought to be natives. ABOUT PASSED BILLS.

Noble Townsend put the following questions to the Minister of Finance:

1. Have the Cabinet advised the King to sign or to veto the bills which have been presented to him after passing this House? 2. Is it their intention to do so regarding the bills not yet presented to His Majesty INDEMNITY BILL.

Minister Green gave notice of an Act to indemnify the Minister of Finance for certain expenditures.

THE LOAN AGAIN. Noble Townsend said that on page 8 of the Minister of Finance's statement was an item, "Expenses floating loan, etc., \$36, 243 35." He would like to know what expenses it included. Another item was "Net receipts from London, \$800,942 61.

NEW BILL. Minister Thurston read for first time an Act relating to submarine telegraphs. Referred to Printing Committee.

What was the explanation of this item?

OPIUM BILL. Minister Ashford gave notice of an Act to repeal the law regarding the sale and

importation of opium, and to re-enact laws.

SUPPLEMENTARY APPROPRIATION BILL. Third reading of an Act supplementary

to the Appropriation bill. Minister Thurston moved to insert, "Claims of Japanese doctors and interpreters, \$35,000. Agreed to."

Noble Hitchcock proposed an item for funeral expenses Princess Likelike, not to exceed \$10,000, but finally withdrew it.

PRESIDENT BOARD OF HEALTH. Noble Young moved to amend the item Salary President Board of Health, \$2,000.

so as the salary would read \$2,500. Rep. Gay said it was necessary to have a good man, and he should be well paid.

Noble Waterhouse thought that as they were taking a new departures no obstacle

should be placed in the way. Rep. Kamuoha called for the ayes and

The ayes and noes were then taken on the motion to increase the salary to \$2,500, with the following result:

Ayes-Green, Thurston, Ashford, Young, Waterhouse, Baldwin, Dole, Kalaukoa, F.

Brown, Deacon, Kinney, Kauhane, Horner, A. S. Wilcox, Gay-15. Noes-G. Brown, Robinson, Jaeger,

Smith, Foster, Luhiau, Wight, Notley, Wall, Townsend, Hitchcock, Bailey, Campbell, Widemann, Makee, G. N. Wilcox, Bertelmann, Hustace, Dowsett, Jr., Naone, Kauhi, C. Brown, Kamai, Maguire, Kamauoha, Paris, Nawahine, Daniels, Helekunihi, Kawainui, Nakaleka, Pachaole

Minister Thurston said that in view of

clause be taken off.

Noble Smith said he voted for \$2,000 because that was all the Ministers asked for. He himself did not expect great things from a paid President. This was only an experiment.

Noble Hitchcock asked if there was any man who would take the position. Minister Thurston said that Dr. Emerson would take it at \$2,500 with the restriction, but he did not think he would at

Noble Hitchcock said it was in the minds of some that the present incumbent was not a capable man. He moved the vote be reconsidered.

Noble Young said \$2,500 was a small salary for a man who would give good service. Dr. Emerson was not a very popular man, but they should vote for the office, not the man.

Noble Widemann said he believed a layman with a good executive head would fill the office best.

Rep. Helekunihi said he had talked with the lepers at Kakaako, and the present President did not have their confidence. Rep. Kauhane said he would not like to

have a doctor visit his house who was con-

stantly with lepers. He favored a physician being President of the Board. Rep. Nakaleka spoke of the manner of Dr. Emerson's treatment of lepers on Molokai, and how he used to examine them at a distance and place their medicine on a

Minister Thurston thought it was not fair to criticize a man in the way that was being done. The position was a difficult one to fill, and those people at Kakaako who had been gathered in by the President no doubt aid not feel any affection toward him.

question. Carried.

The motion to reconsider was put and Minister Thurston then moved the item

pass at \$2,500. The motion passed on the following

Ayes-Green, Thurston, Ashford, Robinson, Young, Jaeger, Castle, Waterhouse, Notley, Wall, Hitchcock, Baldwin, Widemann, Makee, Bertelmann, Dole, Kalaukoa, F. Brown, Deacon, Kamai, Kinney, Kauhane, Paris, Horner, A. S. Wilcox, Gav-26.

Noes-Smith, Foster, Luhiau, Wight, Townsend, Barley, Richardson, G. N. Wilcox, Hustace, Naone, Kanhi, C. Brown, Maguire, Kamauoha, Nawahine, Daniels, Helekunihi, Kawainui, Nakaleka, Paehaole—20.

"and in Panoa" were added to "roads in Honolulu," in the bill.

The bill was then referred back to the Committee on Revision and Enrollment. AN INVITATION.

President Wilder read the following communication: ARMORY HONOLULU RIFLES,

November 22d. To the President, Officers, Nobles and Representatives of the Legislature-Gen-Hemen: The annual battalion parade of the Honolulu Rifles will take place at the Makiki baseball grounds on Monday, the 28th, commencing at 2 o'clock p. m. It would afford the commanding officer and the officers of the Rifles much pleasure to tween Neumann and Berger, and was welcome you on that occasion.

We have the honor to be, your obedient V. V. ASHFORD,

Lieut. Col. Commanding. GEO. MCLEOD,

Captain Adjutant. At 4 o'clock the House adjourned to 10 o'clock Thursday morning.

Legislative Chit-Chat.

The House meets at 10 o'clock this morn-Major J. H. Wodehouse, British Com Commissioner, and Mr. T. R. Walker, Acting British Vice-Consul, visited the House yesterday.

Rep. C. Brown thought he was upstairs yesterday when he said "May it please the Court."

There is only one white member in the House who cannot speak English. He is a Gay young man.

Rep. Nakaleka, in the course of a speech yesterday, charged a certain medical man with practicing rail-ery upon the unfortunate sick of Molokai. Such a charge, if untrue, is " rale " mean.

Rep. Dowsett Jr. nearly made a speech yesterday. He got shut out by the previous question.

#### LOCAL AND GENERAL.

Thanksgiving Day. Levey has turkeys for sale.

is out.

Don't gobble too much turkey. The "Planters' Monthly" for November

Bishop's bank will close at 11 o'clock this morning. The Royal Mail steamer Zealandia is

due from the Coast to-morrow. Mr. L. J. Levey will hold his regular

eash sale at 10 o'clock this morning. A luau will be given the lepers at Kakaako Branch Hospital this afternoon at

2 o'clock. The Polynesian Restaurant will again open for business on Saturday under a new management.

Call and examine N. S. Sachs' new stock | with will preach. of dry goods before purchasing elsewhere, No. 104 Fort street.

The following passengers are booked to leave on the Zealandia: R. M. Parker, W. G. and F. Crawford, W. E. H. and F. V. Massey.

The Royal Hawaiian Band will give a Thanksgiving concert at Emma Square this evening, and a moonlight concert at Thomas Square Friday evening.

The Rev. E. C. Oggel and wife will be through passengers on the Zealandia for the Colonies. During the steamer's stay in port they will be the guests of the Hon. and Mrs. S. M. Damon, Nunanu Avenue. The latter will be glad to have all Mr. and Mrs. Oggel's friends call upon them at

their residence.

IMPORTANT DECISION.

The Court in Bance Censure a Member of the Ear.

The decision of the full Court in the matter of Paul Neumann, a practitioner in the Supreme Court, wherein he was ordered to answer a complaint by Charles Michiels, a client, unanimously rendered on the 14th instant, was yesterday confirmed. The Court, after rehearing the circumstances out of which the case arose, and which have already been made public, preceeded to consider the grounds of complaint-viz: First, that respondent induced his client to sign a bill of sale, not prepared at the latter's the Marine Railway November 23d. She will instance, without explaining its nature leave to-day for Koolau with 800 bags paddy to or giving him an opportunity to read it; second, that respondent was guilty of willful neglect in allowing his client to institute proceedings without previously informing him of the nature of the document he had signed, and which respondent well knew at the time was a complete answer to the defense; third, that respondent betrayed the confidence of his client by willfully and maliciously disclosing to the defendants or their counsel or agent the existence of said bill of sale.

With regard to the first ground of complaint, it was held that complainant had failed to substantiate his charge, and that it was sufficiently answered.

After reviewing the evidence bearing upon the third ground of complaint, the Court did not think Mr. Neumann imparted the information (which was given in the course of conversation with C. O. Noble Richardson moved the previous Berger, the agent of an Insurance Company against which Michiels had brought sait to recover under a policy) with the in ention of injuring his client, but that it did have that effect could not be denied. Respondent alleged in his answer that at the time of this conversation he was not the attorney for Michiels, but the Court held that such a relation did exist, sufficient to prevent him stating anything which might prejudice Michiels.

The third ground of complaint caused the Court greater anxiety, and after a careful consideration of the evidence, the finding was that respondent was either ignorant of the law, or that, knowing the law, he did not advise his client according to his knowledge. The Court could not impute ignorance to re-On motion of Rep. Naone, the words spondent, who had laid himself open to severe censure.

A rehearing was granted at respondent's request, when the evidence of C. O. Berger was taken, but the Court could come to no other conclusion than that Mr. Neumann must be considered as in one of two attitudes-either he was ignorant of the relation of the document to his client's claim when he disclosed the fact of the assignment to Berger, or he betrayed his client's case with the intention of injuring him. The Court could not accept the latter theory, because there was no proof of collusion beforced to the conclusion that the disclosure was made with such ignorance of the law as to require the deliberate censure of the Court.

Respondent to pay costs.

It is Said

That a certain musician has slid out: that he lelt a brass cornet with a friend; that the friend will play a solo on it ing. Of course it will adjourn half an hour | when necessary repairs are made; that later to allow the members to go to church. it was very cold last night; that if it continues there will be snow; that A. missioner, Senhor Canavarre, Portuguese | Marques keeps Kilauea ablaze; that Ho Fon is standing up for the Chinese; that murder will out; that very little business will be transacted to-day; that there is a vacancy in the poet laureate business.

The Murder Case.

Early yesterday morning a Chinaman named Ah Tuck was arrested by Deputy Marshal Pahia and Officer Kauhane on suspicion of being the murderer of the woman Leong Ytz.

An inquest was held during the day, the following jury being empaneled: E. H. Wolters, W. H. Place, W. Mc-Candless, C. Winam, Hung Tuon and Wong Leong. The jury found that the woman Leong Ytz came to her death by violence, at the hands of some person unknown.

Thanksgiving Services.

There will be a special service at St. Andrew's Cathedral this morning at 11 o'clock, in charge of Rev. Alex. Mackintosh. The choir will sing Tour's service and the anthem "O, Taste and See," by Sir Arthur Sullivan. The sermon will be preached by the Bishop.

At the Central Union Church there will be a service of thanksgiving and praise at 11 o'clock, to which all all citizens of the United States and others are invited to attend. The cheir will render special music and the Rev. Dr. Beck-

Thanksgiving Concert.

Following is the programme to be given by the Royal Hawaiian Band at Emma Square this evening, commencing at 7:30 o'clock:

Overture-"America"......Clauss March-"Pizarro" (new) Arbuckle Millocker Waltz-"Laura" 'Reminiscences of All Nations' (new)

. Godfrey "Aloha Oe, Aloha Oe." 'Variations on a German Song' (new) Quadrille-"American Melodies" . Berger Medlev-"Ye Olden Times"..... 'Star Spangled Banner," "Hawaii Ponoi.

The Honolulu Rifles had battalion drill last evening on Palace Square.

PORT OF HUNOLULU. H. I.

ARRIVALS.

WEDNESDAY, November 23. Am bk Coloma, from Portland, Oregon Schr Mokuola, from Ewa

Vessels Leaving To-day. Am bk Nellie May, Johnson, for Bort Townsend, WT Brit bk Margaret Heald, Jas Williams, for

SHIPPING NOTES.

Port Townsend, W 7

Schr Manuokawai, for Koolau

The Hawaiian steamship Zealandia, Captain van Oterendorp, is due to-morrow from San Francisco, en voyage to the Colonies.

The schooner Manuokawai was lowered from The American bark Coloma arrived off port

November 25d, from Portland, Oregon, en voyage to Hongkong. She will take Chinese passengers from here. Messrs. R. W. Laine & Co. are the agen.s.

The steamers Kinau, Kilauea Hou and Mikahala will be due next Sunday morning. An English whaling back was reported off port last evening, probably from Austra'ia.

The bark Nettie May will probably leave to-

day for Puget Sound. The Mary Winkelman and Lady Lampson are now dae from San Francisco.

The British bark bark Margaret Heald leaves to-day for Astoria, Oregon. The schooner Rob Roy is being repaired near

the lish Market wharf. Captain T. Thompson of the bark C. O. Whitmore left by the steamship Australia for the East to superintend the building of a new vessel for the coasting trade. Chief Officer D. H. Ward has been appointed to the captaincy of the bark C. O. Whitmore.

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This powder never veries. A marvel of purity, than the ordinary hard, and cannot be sold in competition with the multitude of low-test, short weight, alum or phosphate powders. Soldonby in cans. Royal Barring Powder Co., 106 Wall-St. N. Y.

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DR. MARTINE, of London, the cele ted specialist, says of PARDEE MEDY: "I have used it for twent ars for Blood Diseases, such a rofula, Salt Rheum, Teter and Cancer I cannot recommend it too highly. The REV. Dr. THOMAS, of Hong Kon. ina, says: "PARDEE'S REMED t wonderful medicine for the Blood ave prescribed it hundreds of time Leprosy, and when given in time always cured the patient. I cal ly say that Leprosy will never break on persons who take PARDER WEDY regularly, and I advise all per a living in countries where Lepros revalent to take PARDEE'S REMEDA r preventive."

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Fancy Scarfs, Fancy Tidies,

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Also, a Full Line of

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LINEN FLOSS, All Shades, Warranted to Wash.

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Will arrive on the next steamer, due November 25th, and will consist of a fine selection of Ornamental and Useful Articles, suitable for Holiday Gifts.

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Goods of Great Variety

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Makai side of Hotel and Ewa side of Smith

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ALL CLASSES OF Chinese Labor, Cooks, Yard Boys, Etc., obtained with

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Restaurant Will open for Business on SATURDAY MORN

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The surplus is based on the conservative assumption that only 4 per cent interest will be realized on investments.

Assuming that 4½ per cent will be realized, it amounts to \$20,495,175 76.

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SADDLE HORSES, BUGGIES, WAG-ONETTES, VILLAGE CARTS AND BRAKES,

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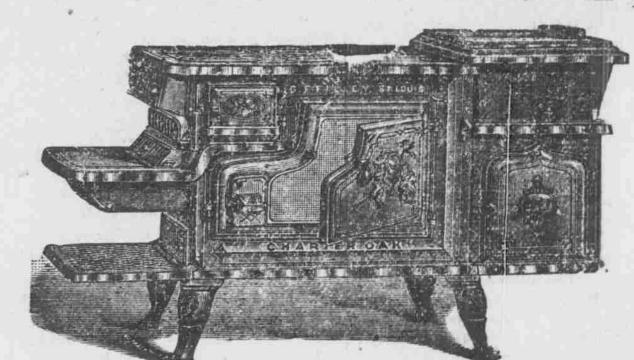
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