



WEATHER FORECAST FOR TODAY.—  
Moderate trades, fair weather with occasional showers.

SUGAR—96° Centrifugals, 3.6175—  
Per Ton \$72.35.

Established July 2, 1856.

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HONOLULU, HAWAII TERRITORY, THURSDAY, APRIL 14, 1904.

PRICE FIVE CENTS.

## THE RUSSIAN NAVAL DISASTER CONFIRMED

### OVERWHELMING GRIEF OF CZAR

### Cruiser Bayan Crippled By the Japanese Fire.

(ASSOCIATED PRESS CABLEGRAMS)

ST. PETERSBURG, April 13.—The Russian battleship Petropavlovsk has been sunk during an attack by the Japanese upon Port Arthur. She struck a mine and turned turtle and sunk immediately. Eight hundred and six men were drowned, including Admiral Makaroff, the Russian commander of the fleet. The Grand Duke Cyril was wounded. Five of the battleship's officers and thirty-five men were saved.

A battle is now in progress between the Russian squadron and a Japanese fleet of forty vessels.

Admiral Rojostvensky will probably succeed Admiral Makaroff. Prince Outkowsky is in temporary command of the Russian fleet.

ST. PETERSBURG, April 14.—The loss of the battleship Petropavlovsk and the death of Admiral Makaroff and 600 men is a terrible blow to the Russian people. The Emperor is overwhelmed and there is general mourning. It is believed that the Grand Duke Cyril is seriously injured. The Kaiser and King Victor Emanuel have sent condolences to the Czar.

#### CRUISER BAYAN CRIPPLED.

WEI-HAI-WEI, April 14.—The Japanese fleet bombarded Port Arthur for fifteen minutes. The forts did not reply. The Russian cruiser Bayan has been crippled.

#### AFTERNOON REPORT.

WIJU, April 13.—The Japanese army has repulsed the Russians at the Yalu.

The death of Vice-Admiral Stephan Osipovich Makaroff removes from the theater of war one of the most striking of the Russian leaders, a man of ability, energy, and bravery who is honored by every Russian as one of the great heroes of the country. For forty years and more he had served in the Russian navy. Year after year he added to his reputation until it was such that no other commanding officer in the entire navy was held in such high esteem as he. He was the "Fighting Bob" of the Russian bluejackets. A magnificent beard gave him a ferocious and commanding appearance and European writers have stated that he could get more out of any sailor than any other

naval leader. He had just rounded out fifty-six years of a very active life. Makaroff had been in active service since 1864 and his promotions in almost every instance were due, not to seniority, but to distinguished achievement. Thus he served as an ensign but two years, from 1867 to 1869, as lieutenant but six years, so that he was already an officer in high rank when, during the last Russo-Turkish War, he commanded the gunboat Grand Duke Constantine, with which he carried out a whole series of bold attacks upon Turkish ports. It should be added that the armament of the boat and its equipment with torpedoes of small size for sudden attacks upon Turkish harbors was Makaroff's own. The campaign won him advancement to lieutenant-captain and captain of the second rank; he was honored with the orders of St. Vladimir and St. George, a sword of gold and the title fliegel-adjutant to the late Emperor Alexander II.

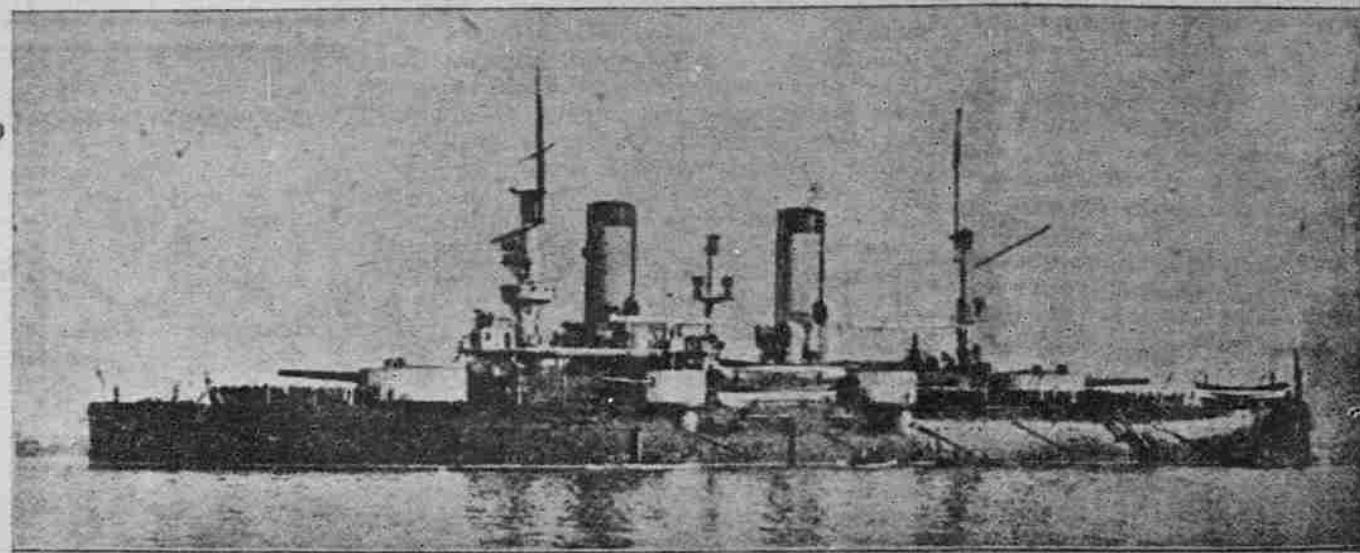
In 1881 Stephan (or Stephen) Osipovich Makaroff took a hand in land warfare in the legion of Skobelev at the capture of Geok Tepe. At that battle General Kuropatkin also participated, so the commanders of the Russian land and naval forces in the present campaign in the East were fellow-workers in a previous campaign.

In 1881 he commanded the cruiser Taman, station guardship of the Russian embassy at Constantinople, enabling him to make a minute study of the defenses of the Bosphorus. The next two years were spent as chief-of-staff of the offensive squadron in the Baltic, with Admiral Chihacheff, then Minister of the Navy, and at present member of the Council of the Empire, commanding.

From 1891 to 1894 Makaroff, ranking counter admiral and inspector-in-chief of naval artillery, was engaged in improvements of ordnance. To him the Russian navy owed a large number of



VICE ADMIRAL MAKAROFF.



RUSSIAN BATTLESHIP PETROPAVLOVSK WHICH TURNED TURTLE OFF PORT ARTHUR.

The Russian battleship Petropavlovsk was built in 1894. She was a sister vessel to the battleships Sevastopol and Poltava, which belong to the same general type as the British battleship Royal Sovereign. She was of 11,000 tons, 367 feet in length, sixty-nine feet beam, twenty-seven feet depth, and her ordinary complement consisted of 750 men, probably greatly increased in numbers during war time. She carried four 12.4-inch guns, twelve 6-inch, one nine-pounder, sixteen three-pounders, twelve one-pounders, and eight guns of a miscellaneous character.

### 電海報戰露日の朝今

●旅順大敗の報に接したる露國  
セント、ピーターズブルグ四月十四日發  
トロボグロフ艦の沈没、マカロフ提督外  
將率六百餘名の戦没は露國民に取つて一大打  
撃を加へたり。露國皇帝陛下は悲憤前不覺  
の有様に見受けられ玉ひ國民は一般に喪とし  
て此大惨事に對し哀悼の意を表せり  
シツル大公の負傷は極めて手重もある旨信せ  
らる  
獨乙皇帝並に伊國皇帝は直に親電を發せられ  
てニコラス陛下に弔詞を述べられたり  
●露國軍艦又破壊  
威海衛四月十四日發 本日日本艦隊は十五分  
間の砲撃を旅順に加へたるも陸上砲臺にての  
應戦せざりし  
露國巡洋艦ヘイヤン号は破損せられたり

### INDIAN TROOPS FOR THIBET.

LONDON, April 14.—The House of Commons by a vote of 270 to 61 sanctioned the employment of Indian troops for the protection of the Thibet mission.

### TORPEDO DESTROYER AGROUND.

LONDON, April 14.—The torpedo destroyer Teaser while maneuvering ran aground. The crew were saved.

### THE KAISER AT MALTA.

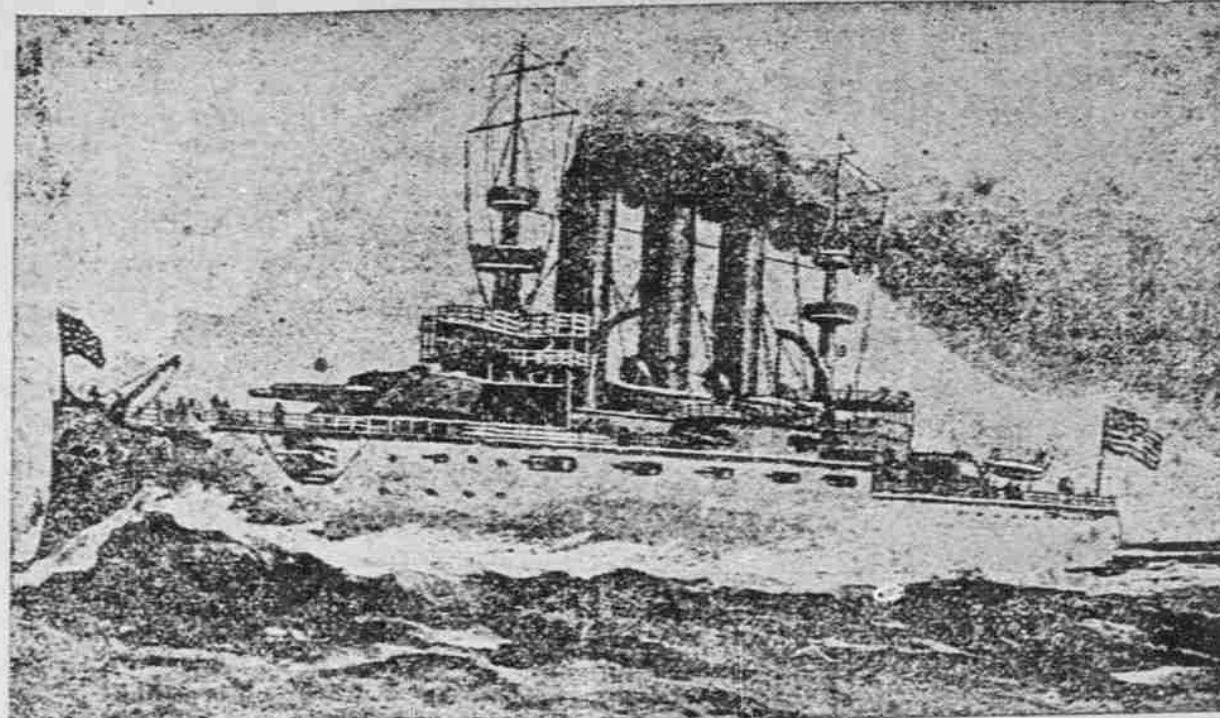
MALTA, April 14.—The Kaiser has arrived here.

little inventions, among them the so-called cap-guns, possessing 20 per cent greater power of penetration into the newest superimposed armor.

Admiral Starck succeeded Vice-Admiral Makaroff in command of the Russian fleet at Port Arthur after the latter had succeeded in having a majority of the vessels crippled by the Japanese.

#### GRAND DUKE CYRIL.

The Grand Duke Cyril, reported wounded in the naval disaster at Port Arthur, is a cousin of the Czar. He is the eldest son of the Grand Duke Vladimir, an uncle of the Czar. He is a brother of the Grand Duke Boris who visited Honolulu about a year ago while making a tour of the world. The wounded officer is twenty-seven years old.



THE BATTLESHIP MISSOURI.

The battleship Missouri was only recently placed in commission. She is a sister vessel of the Battleship Ohio and the new battleship Maine, the latter being a vessel which had a good many accidents shortly after being placed in commission last year. The Missouri cost nearly three million dollars, has a speed of about eighteen knots, and carries a crew of five hundred and fifty men. Some time ago the battleship Massachusetts had an accident in one of her turrets which caused the death of some men and another battleship lost some men through the blowing up of a turret gun.

### PAUL NEUMANN'S SON IS KILLED ON THE MISSOURI

### Turret Gun Explosion Kills Twenty-Nine Men.

### Honolulu's Midshipman One of Five Officers Who Met an Awful Fate—Gun Exploded With a 2000 Pound Charge of Powder.

(ASSOCIATED PRESS CABLEGRAMS.)

PENSACOLA, April 14.—Five officers and twenty-four men were killed yesterday by the explosion of a charge of 2000 pounds of powder in a twelve-inch turret gun of the battleship Missouri while at target-practice. The officers killed are Lieutenants Davidson, Weichert and Gridley, Midshipmen Neumann and Ward. Gridley was the son of Dewey's famous captain and Neumann's mother resides in Honolulu.

Edouard Neumann, a son of the late Paul Neumann, of Honolulu, graduated from the Naval Academy at Annapolis on Jan. 26th, 1903, as a midshipman. He leaves a mother and four sisters and one brother. His sisters are Mrs. Herman Focke, of Honolulu, Mrs. W. F. C. Hasson, of Annapolis, Mrs. Alfred Fowler, of London, and Miss Lily Neumann, now in London and soon to become the bride of Robert MacDonald Bird. Mrs. Paul Neumann, his mother, left Honolulu on March 5th for London to be present at her daughter's wedding. She intended to make a short stay with Mrs. Hasson at Annapolis while on her way abroad. Edouard Neumann's brother is Paul Neumann, Jr., a resident of London, who studied medicine in the University of Edinburgh and later served with the British in the Transvaal War. Edouard Neumann's appointment to the Naval Academy was credited to California.

Midshipman Neumann was at one time very well known among the younger society set in Honolulu. He was last here just prior to the time that Commander Pond secured his appointment to the Naval Academy. He studied at the Fort street school and later at Punahou.

### SENATE'S ATTITUDE PLEASES CARTER

"I am pleased with the attitude of the Senate in supporting my nominations and consider myself extremely fortunate," said Governor Carter yesterday. "In securing department heads I tried to make my appointments from

the best available material and I believe I have now around me mighty good men, men who will be public servants and will handle their departments with keen interest in them."

#### Cooper Will Not Reconsider.

Dr. Cooper had a long conference with Governor Carter yesterday over his retirement from the Board of Health, and informed the Governor that he did not wish to reconsider his resignation. He said he had been anxious to retire for some time and was informed that the Governor would try to find a substitute for him before the Senate adjourned. Governor Carter is extremely anxious that President Pinkham have the benefit of the advice of the retiring president.

### KEPOIKAI GOES BACK TO MAUI

Judge A. N. Kepoikai vacated the office of Territorial Treasurer to his successor yesterday afternoon. He goes to Maui next week and, if his confirmation as Third Circuit Judge by the U. S. Senate be cabled in the meantime, will forthwith assume his judicial functions. Mr. Kepoikai was appointed as Treasurer by Governor Dole on December 6, 1902.

His former incumbency of the Circuit Court bench was by appointment of Queen Liliuokalani in 1892 shortly before the overthrow of the monarchy, and he resigned rather than take the oath to the Provisional Government. Mr. Kepoikai's first judicial experience was as District Magistrate of Wailuku, being appointed to the office in 1886. Maui is his home island and there he is highly popular but his genial presence will be greatly missed in Honolulu.



# SALARY BILL FIXED FINALLY BY SENATE

## Everything That Might Provoke Contest With House Eliminated--Garbage Bill Withstands Strong Siege--Bills Dropped.

There is still expectation that the Legislature will be able to conclude its work tomorrow and adjourn. Governor Carter yesterday extended an invitation to members of the House of Representatives, requesting their presence at a dinner to be given at the Young Hotel tomorrow evening.

The House finally passed the current expense bill yesterday, making quite a number of changes, all of which, however, it is said, the Senate is willing to accede to, although the Governor may object. Members of the House have not caucused as yet on the salary bill since it was amended by the Senate, and there may be a slight hitch in agreeing on the changed items, although the members of the House do not expect this to interfere with the adjournment tomorrow. The House also fixed the salaries of its officers yesterday, and happily the measure reducing their pay went through without trouble.

Besides a scrap over the sewerage bill, a notable feature of the Senate's proceedings yesterday was the running away of the "more dignified body" from its own previous doings. Several measures were shelved, either to keep peace with the House or to avoid the creation of embarrassing legal questions. Other ticklish things were deferred until a more convenient season, with but poor concealment of a desire to make that never. Of such was the House county commission joint resolution. Governor Carter's appointments, as well as those of his predecessor since the previous session, were all confirmed excepting one precinct election inspector. The only factional opposition shown was to Auditor Fisher, three Home Rulers going on record against him.

### THE HOUSE.

Senate Bill No. 9 passed first reading immediately upon the opening of the House session yesterday.

#### WANTS TO SEE EXAMINATION.

Representative Pail moved that the health committee be instructed to witness the inspection to be made by the Board of Health of suspects at Kalia camp today. He said that there were people at the settlement who should not be there, but the House had no power to change the law now. As the representative of the people though, he believed that they should see for themselves how the examination was conducted, though he did not intend to take away any prerogative from the Board of Health. There was no opposition to the motion and the committee was instructed to make the examination.

The amendment to the Land Registration bill from the Senate, and the amendment repealing the appropriation bill after June 30th, 1904, were both referred to the Judiciary Committee.

#### CARTER CHANGED HIS MIND.

Fernandez moved also to refer the amendment to the old salary bill to the same committee but Pail wanted the rules suspended to pass the bill on second reading.

Fernandez said the members had not been supplied with copies of the bill and he objected until the committee had looked into the matter. He said the amendment would shut out appropriations made for improvements in the various districts. Besides he added the House members had conferred with Governor Carter, and the Governor had asked them not to pass any but appropriation bills. "And today he comes with other bills," said Fernandez, "acting contrary to his own suggestions."

Kumalea said the member misunderstood the bill, it simply cut off the old salaries, when the new bill went into effect. The bill passed second reading with but one or two dissenting votes. The current appropriation bill was next called up and Aylett moved a recess to consider the matter of hospital subsidies in caucus, as this would prevent wrangling in the House.

#### AFTERNOON SESSION.

The current expense bill was taken up on third reading at the opening of the afternoon session. Rep. Harris presented the amendments agreed upon at the caucus which were unanimously adopted. These were as follows: Emergency appropriation increased from \$25,000 to \$35,000 and to include road damages all islands; roads and bridges, Hamakua, Hawaii, reduced from \$840 to \$360, Makawao, \$600 to \$570, Koolau-poko, Oahu, \$960 to \$830, Waiaina, Oahu, \$480 to \$450, Ewa and Waianae, Oahu, \$12,000 to \$11,620; strike out road damages all islands, \$30,000; insert Hilo fire department, \$2500; increase court expenses to include pay of jurors, First Circuit, \$800 to \$16,000; Second Circuit, \$1800 to \$2500; Third Circuit, \$1200 to \$2250; Fourth Circuit, \$2400 to \$4500; Fifth Circuit, \$1200 to \$2000; incidentals Attorney General's office, reduced from \$7500 to \$7000; police incidentals, Hawaii, \$4800, and police incidentals, Oahu, Maui and Kauai, \$12,000, all combined under police incidentals, general, \$13,800; repairing school buildings, reduced from \$15,000 to \$12,500. There were added appropriations for the various hospitals on condition that reports are made to the Board of Health, the following: Queen's Hospital, \$12,000; Malani Hospital, \$1500; Hilo Hospital, \$1500; Eleie Hospital, \$500.

On motion of Vida the road and bridge item for Oahu was divided into two items: Fourth District, \$70,040; Fifth District, \$40,000. Mr. Vida stated that the change was made with the approval of the Superintendent of Public Works. The bill passed third reading with 23 ayes and no noes.

Representative Andrade, for the Judiciary Committee, reported favorably the bills referred to the committee in the morning.

The bill as passed appropriates \$985,551 against \$982,481 as it came from the Senate and \$979,906 as it was sent in by the Governor.

#### PAY OF HOUSE OFFICERS.

Representative Kellinot presented a resolution providing for pay of House officers as follows: Clerk, \$3 per day; Interpreter, \$7 per day; Sergeant-at-Arms, \$4; Janitor, \$3; Messenger, \$3, and chaplain, \$25 for the session. Speaker Beckley said that there was already a similar resolution before the House, but Kellinot replied that it didn't prevent a new one from being introduced. The resolution was adopted with but few dissenting votes.

The unpaid bills were referred to the Finance Committee for investigation and the House adjourned until this morning.

### THE SENATE.

Committee reports were not quite ready when the Senate opened at 10 o'clock yesterday morning, and President Crabbe went on to order of the day.

#### P. G. LAW REPEALED.

Senate bill No. 12, to repeal Chap. 79, Laws of the Provisional Government, which provided for the issuance of Treasury notes to pay expenses of the Government from the first of June to the thirty-first of December each year, passed third reading by the ayes of all present, viz.: Achi, J. T. Brown, Dickey, Isenberg, Kalue, Kalauokalani, Kaohi, McCandless, Paris, Wilcox and Woods.

#### GOVERNMENT BANKING.

The bill to amend Section 1 of Chapter 49, Laws of 1898, to provide for the payment of current accounts, came up for third reading. It authorizes the Treasurer to open accounts with Honolulu banks to the amount of \$500,000.

Mr. Isenberg asked if there was no provision that the banks should give security. Mr. Achi answered that there was no necessity, as this was a case of the Government's borrowing from the banks. Mr. Isenberg moved to amend the limit from \$500,000 to \$300,000, but had no second.

The bill passed on the following vote: Ayes—Achi, J. T. Brown, Dickey, Kalue, Kalauokalani, Kaohi, McCandless, Paris, Wilcox, Woods—10. Noes—Isenberg—1.

#### TAX COLLECTION.

Senate bill No. 4, to amend Sec. 45, Laws of 1896, relating to internal taxes, came up for third reading. It provides that each assessor shall receive such salary as the Legislature may appropriate, and each deputy assessor a commission not to exceed five per cent of such salary as the Treasurer may fix.

Mr. Dickey moved an amendment to add the words, "such salary not to exceed the five per cent of his collections."

The amendment carried and the bill passed third reading on the following vote: Ayes—Achi, Crabbe, Dickey, Kalauokalani, McCandless, Nakapaahu, Paris, Wilcox, Woods—9. Noes—J. T. Brown, Isenberg, Kalue, Kaohi—4.

#### FINANCE COMMITTEE.

Mr. McCandless presented a report of the Finance Committee on the License Law bill, recommending that it be laid on the table. The reason was that it was a measure for raising revenue and not a necessary part of the policy of retrenchment which was the special object of the present session of the Legislature.

Mr. Achi thought the report was wrong. While he was willing to have the bill laid on the table he would move to strike out the words stating that the bill was not consistent with the policy of the Governor in calling the session. "It is a financial measure," the speaker

er claimed. "For myself I consider it is a very good bill, one that would help our financial situation. I wish to put myself on record as saying that I think it is a wrong opinion the committee has expressed."

On motion of Mr. Dickey the report was received, to be considered with the bill.

Mr. McCandless presented a report of the Finance Committee on Senate bill No. 16 (Mr. Dickey's) to amend Act 18 of the extra session of 1903. The Act makes appropriations of loan money. It was recommended that the bill be laid on the table. Adopted.

Mr. McCandless presented a report of the Finance Committee on Senate bill No. 17, to amend Sec. 6 of Act 42 of the Laws of 1903. It gives the Governor the authority to sell bonds under certain conditions, but never at more than two per cent discount. The committee considered the bill necessary and recommended its passage. Adopted, the bill to be read a third time today.

Mr. McCandless announced that the Finance Committee had agreed on certain amendments to the salary appropriation bill, which would be stated on the third reading of that bill.

#### THE SALARY BILL.

House bill No. 1, making appropriations for the payment of salaries and payrolls during the year beginning July 1, 1904, came up on third reading.

Pay of police, Oahu, was amended from \$88,800 to \$88,000 on motion of Mr. McCandless, seconded by Mr. Dickey.

Pay of jailors and guards of prisoners, Oahu, was amended from \$20,520 to \$19,620, and the same, Hawaii, from \$2980 to \$2350.

Mr. Dickey remarked that the object of these reductions was to save an appropriation for the aid of the indigent sick.

#### SAVING THE BAND.

Mr. McCandless moved to insert \$2100 for salary of bandmaster and \$12,900 for pay of twenty-seven bandmen and two lady vocalists.

Mr. Dickey opposed appropriations for the band, because the merchants were not going to pay the cost through license taxes.

Mr. McCandless stated that it had been agreed in caucus between the Senate and the House to cut out \$30,000 elsewhere and put in items for the band and the indigent sick. It was explained that the latter object belonged to the current expense bill.

Mr. Isenberg did not want to tie the bandmaster down to twenty-seven bandmen. Twenty men could make enough noise. He moved to strike out the number.

Mr. Dickey said that since the license bill was rejected he did not want to keep the band. It was for tourists, who chiefly benefited the merchants and hackmen. If the merchants wanted the band let them agree to a license law next session.

The amendment of Mr. Isenberg carried and the items as amended were inserted. Then, after the reading concluded, the bill passed third reading on the following vote: Ayes—Achi, J. T. Brown, Dickey, Isenberg, Kalauokalani, Kaohi, McCandless, Paris, Nakapaahu, Wilcox, Woods—11. No—Kaiue.

Then the license bill was taken from the table and returned to rest there by the adoption of the Finance Committee's report.

#### THE COUNTY RESOLUTION.

House joint resolution No. 1 came up for second reading. It provides for a commission of five persons to draft a County Bill for the regular session of 1905.

Mr. Dickey moved that it be referred to the Finance Committee, Mr. Kalauokalani that it pass. Mr. Dickey gave for reason of his motion that there was some question about the pay of the commission, whether it should be fixed by the Governor or the next Legislature.

Mr. Achi seconded the motion to refer because he questioned the power of the Legislature to appropriate money by resolution.

Vice-President Paris was in the chair and when he declared the motion to refer lost the vote was questioned. On a rising vote Mr. Kalue persuaded Mr. Nakapaahu to stay down on the affirmative call and the motion was clearly lost.

Mr. McCandless then moved to refer the resolution to the Judiciary Committee.

President Crabbe having returned, speaking from the floor, said the Legislature had no right, under the Organic Act, to appoint a commission or any board of a public character.

Mr. Isenberg—"That is the best argument we have had yet."

Mr. Dickey—"The very best argument."

The motion to refer to the Judiciary Committee was lost and then Mr. Dickey moved to amend the resolution by striking out "salary such as may be fixed by the Governor" and inserting "salary as may be fixed by the Legislature at next session."

Mr. Achi moved to postpone the consideration of the resolution until today. They ought to act carefully because two important questions were involved. One was that of the Organic Act, the other lack of money. Then the House might object to their amendment. Again, he thought the President of the Senate ought to have the appointment of its representatives. He believed the proper course was to refer it to a committee. Perhaps in twenty-four hours they might change their minds.

The vote was six to six and Mr. Paris decided in favor of postponement. There was a solid opposition against the motion—J. T. Brown, Kalue, Kalauokalani, Kaohi, Nakapaahu and Woods.

The House malicious injury bill was read a first time and referred to the Judiciary Committee.

#### THE SEWERAGE BILL.

Mr. Achi presented a report of the Judiciary Committee on House bill No. 3, relating to Honolulu sewerage fees. Its passage was recommended. Mr. Achi moved the report be adopted.

Mr. Paris, having left the chair, said: "I do not like this bill. It gives the Superintendent of Public Works too much power. He may go right in and charge the people what he pleases, then if they do not pay make the charge a lien on their property. The Governor may be busy when his approval is wanted to the schedule and leave the fixing of rates entirely to the Superintendent."

Mr. Dickey said it was only a little

time to the regular session. The Superintendent could fix water rates now to suit himself. He thought the danger was very slight and the bill a good one which ought to pass.

Mr. McCandless thought Mr. Dickey's argument worked the wrong way. It was only a short time, therefore let them wait and allow the Legislature to fix the rates. That was what the Legislature was for. They were there to represent the interests of the people. To pass a bill of that kind was to give opportunity to oppress the people.

Mr. Paris remarked that it was a poor argument to say they had not time to pass a good law.

Mr. Kalauokalani agreed with the arguments of Messrs. Paris and McCandless. The bill was introduced in railroad fashion without giving the public a chance to consider its provisions. It would work a hardship on the poor citizen. He was in favor of leaving the bill to the regular session. It gave the Superintendent too much leeway in charging fees, compelling everyone to make sewer connection and placing a lien on property.

Mr. Achi argued that the sewer system had cost half a million, which was a charge on the people of all the islands, all for the benefit of Honolulu, and the bill plainly stated that the charges to users of the system must be only to cover expenses and interest on the bonds. The Governor claimed that the people of Honolulu ought to pay for maintaining the sewers. As a property owner he was against such a law, but representing the people he considered it his duty to support it. The Superintendent had power now to make regulations for hacks, etc. It would be impracticable for the Legislature to fix all fees to be charged by heads of departments. There was a limit to the bill, it only meant a nominal charge.

Mr. Isenberg said things were happening now which he wanted done in the 1903 session—the fixing of rates for sewerage and garbage. He said then it was not right to tax people without authority of law. At that time and since he had, with legal advice, resisted payment of sewerage rates for that reason. But poor people suffered for not knowing their legal rights. It was an outrage to send out bills for sewerage rates without law for it. He was willing to pay all lawful taxes and when a bill came in which the administration wanted he did not see why they should fight it. He favored the bill because it treated all alike. He had confidence in the Superintendent and in the Governor. The Governor would never do anything to squeeze the people.

Mr. Paris said that if the Superintendent was bulldozing people, as the previous speaker intimated, he thought it was time they tied him down. Some other bills introduced in the Senate had been turned down because it was said this session was only for the purpose of retrenchment.

Mr. Achi argued that the situation was that half the people were paying because they did not know the law. In answer to Mr. McCandless he said the committee had seen Superintendent Holloway, who was heartily in favor of the charges and wanted a lien on property.

Mr. McCandless began to read a list of charges, when the President asked if they were for the minute or month, and he replied they were per annum. "Well, that is reasonable enough," President Crabbe commented. The speaker said it seemed to him some of them were very heavy charges. Sewers were not put in for the benefit of Honolulu alone. They had benefited the whole islands. Most of the shipping entered Honolulu and sewers were put in to prevent the closing of the port, which would be a disaster to the whole Territory. It had cost him in Nuuanu street nearly \$100 to connect with the sewer. About 1200 people connected would have to pay for the whole system. Last session the House rejected a Senate bill fixing rates, which were not to exceed \$2 for connecting a house. The bill allowed the Superintendent to sell a man's property for failure to pay rates, while in the matter of water all he could do was to cut off the supply. Mr. Achi asked if an execution could not be taken out to enforce water rates, and the answer was perhaps it could but a man's sewers could not be cut out.

The bill was laid on the table, those voting against that disposition of it being Achi, Dickey, Isenberg and Wilcox.

#### EXECUTIVE APPOINTMENTS.

Before the sewerage bill was disposed of, Secretary Atkinson entered with a message from the Governor. This conveyed a list of executive appointments since last session of the Senate, which were now submitted for its confirmation or otherwise. The message was read, but it being now 12 o'clock the consideration of the message was set for 2 p. m., to which hour the Senate took recess.

#### AFTERNOON SESSION.

Mr. Woods, whenever the Senate resumed at 2 p. m., moved a suspension of the rules to reconsider House bill No. 1. This carried and the mover then proposed a string of amendments to salaries, being certain items previously amended by the Senate, with the following results: Salary of garbage clerk, \$85 a month, reinstated.

Salary of gunpowder and kerosene oil keeper, Honolulu, cut back from \$125 to \$100 a month. Senator McCandless forced a division on this, saying he didn't believe in putting that salary back. They were being stood up by the House. The Superintendent of Public Works told him he was opposed to reducing that salary. Cut out the words making the clerk of water works also clerk of the garbage department, and cut the salary back from \$125 to \$100 a month.

The bill as thus amended was again passed on third reading, 12 to 1, Kaiue giving the only no.

#### SEWERAGE BILL AGAIN.

Mr. Brown moved suspension of the rules, which carried, to reconsider the sewerage rates bill.

Mr. Isenberg moved as an amendment the insertion of existing rates from the department's printed card. Summarized the rates are as follows, being annual charges:

(Continued on page 4)

## Charming Summer Materials!

FOR PRETTY NEW DRESSES.

The prettiest of the new things personally selected by our Mr. Blom in the best manufactories. All attractive Summer goods at tempting prices.

- Mercerized Zephyrs at 20c and 25c yard.
- Batiste at 15c, 20c and 25c yard.
- Figured Lawn at 10c per yard and upward.
- Colored Fancy Goods at 10c per yard and upward.
- Organdies at 15c, 20c and 25c per yard.
- Plain and Dotted Muslin at 10c yard and upward.
- The latest styles in Ladies' Belts at from 25c to \$1.00 each.
- Hand Bags in all colors and a handsome assortment.
- Medallions in Lace and Embroidery.
- Shirt Waists from 50c upward.
- Japanese Silks in all Shades.

**A. BLOM, Progress Bldg. Fort Street**



Try a Bottle of  
**HONOLULU BREWERY'S**  
FAMOUS  
**BOCK BEER**  
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The Great Spring Beverage on Draught Everywhere!

We are Overstocked with  
**Willow Ware Goods**  
Such as Rattan Trunks, Parlor Chairs, Steamer Chairs, Baskets, Etc. These goods will be sold below cost at the  
**ORIENTAL : BAZAAR**  
KING STREET.



**CRYSTAL SPRINGS BUTTER**  
Announcement for Housewives  
We are now selling our celebrated  
**CRYSTAL SPRINGS**  
and  
**Eel River Creamery BUTTER**  
**2 Pounds for 65c**  
We guarantee this butter to be the finest in the market and the choicest spring churning.  
**Metropolitan Meat Co.**  
Telephone Main 45.

**North British & Mercantile Insurance Company of London and Edinburgh.**  
ESTABLISHED 1809. \$85,303,225.00  
Invested in America for the benefit of the United States policy-holders.  
**SIX MILLION DOLLARS**  
THEO. F. LANSING, General Agent Territory of Hawaii.  
INSURANCE AND COMMISSION.  
15 Kaahumanu Street. P. O. Box 357

**Fresh Goods**  
BY THE ALAMEDA  
Fresh Salmon, Sea Bass, Halibut, Crabs, Roasters, Frozen Oysters, Cauliflower, Celery, Rhubarb, Asparagus, Sunrise Butter, Fruits and all kinds of fancy Groceries, etc.  
BEST SELECTION.  
**C. Q. Yee Hop & Co.**  
Telephone Blue 2511.



**JUST ARRIVED**  
 Cheap Line of **BED-ROOM SETS.** Come Early.

**Coyne Furniture Co.'s**

NEW SALESROOMS... **Hotel AND Union Sts.**

**TEST CASE DECIDED AFTER THE OCCASION**

**Appeal Right on Principle But Recourse Should Have Been Taken to the Appropriations of 1901.**

By a concurrent decision of the Supreme Court, Auditor Fisher is nominally sustained but technically overruled in the appropriations test case entitled, "In re Hawaiian Star Newspaper Association, Limited." The appeal from a decision of the Auditor declining to issue a warrant for paying a printing bill of \$251.25 incurred by the tax bureau is dismissed, but without prejudice. Deputy Attorney General E. C. Peters appeared for the appellant, and Holmes & Stanley for the Auditor.

**LAW LAID DOWN.**

Following is the syllabus of the opinion, based on the reasoning of Chief Justice Frear who wrote the main deliverance, which shows that the cause for dismissing the appeal is that the Treasurer took the six months' bill of 1902 as the guide for supplying deficiencies in appropriations for the last eighteen months of the biennial period, when, under the saving provision of the Organic Act, he should have had recourse to the appropriation bill of 1901: "The Legislature failed at its regular session in 1903 to provide for the necessary expenses of the government for the succeeding biennial period. In its extra session immediately after, it passed complete appropriation bills for the first six months of the biennial period, and bills providing for a portion of the necessary expenses of the last eighteen months, but failed to provide for perhaps a half of the necessary expenses for those eighteen months on the supposition that those expenses would be borne by counties under an act which turned out to be void. Held, "That the expenses so unprovided for could be paid out of the last appropriation bills by the Treasurer with the advice of the Governor under section 54 of the Organic Act, and "That 'the last appropriation bills,' within the meaning of that section, were those of 1901 and not the six months bills of 1902."

**THE ARGUMENT.**

"It is not disputed," the court says in the body of its opinion, "that the expenses now in question were necessary current expenses within the meaning of Sec. 54 of the Organic Act." The court also finds that the Legislature "acted," and did so "in good faith," in making appropriations in 1902, and that its failure to appropriate money for necessary expenses was entirely due to its confidence that the County Act was valid. In a strict sense it might be said to have "acted" if it had only "considered" appropriations and rejected them, but nobody would contend that in such case it had "acted" within the meaning of the law. There is considerable discussion of the purpose of the word "biennial" as applied to legislative sessions and appropriations, the court saying: "If it means that every appropriation bill must cover a period of two years or that appropriation bills may be passed only one in two years, that is, at the regular session or the extra session immediately following the regular session, there would be extreme embarrassment. In such case most of the appropriation bills thus far passed by the Territorial Legislature might be void or the Legislature at its present special session might not be able to relieve the present financial situation at all by the passage of appropriation bills. This court has already held that the Legislature could divide the biennial period, by passing one set of bills for the time before the county act should take effect and another set for the time thereafter." The opinion discounts the idea that the Treasurer and Governor may supplement the action of the Legislature in the exercise of the legislative function of passing appropriation bills. On this the court says: "Whether those officers could make payments under the last appropriation bills in case the Legislature should intentionally omit a single appropriation as unnecessary without first specifically and independently repealing at its regular session the law, if any, for the execution of which a similar appropriation had been made by the preceding Legislature, it is unnecessary to say. It will be time enough to decide that question when it arises." On the question of what constitutes the "last appropriation bills," the following shows the court's mind: "The appropriations of 1901 were the ones to be deemed reappropriated until the Legislature should act and only such sums appropriated in the last appropriation bills shall be deemed to have been reappropriated as are necessary to supply the deficiencies, whether any new bills are passed or not. The new bills replace the old ones as far as they go. The sums reappropriated for necessary current expenses are the 'last' ones with reference to the time spoken of, that is, until they are replaced and only in so far as they are not replaced by the new ones. There is nothing to indicate that the 1901 bills should be applied first and then that a shift should be made to new bills, if any should be passed, for periods not covered by new bills. The previous bills—1901 or other bills—apply to the corresponding times and purposes in the new biennial period, except in so far as they are replaced by the new bills."

Reasons are given to show why the six months' bills cannot be the last expression of the legislative will. Reference being that they might be referred capriciously to any six months of the biennial period. In conclusion the majority of the court—Chief Justice Frear and Justice Perry—say: "The wording of the appropriation in either the six-months bill or that of 1901 answers the purposes of the voucher now in question, and if this were all that is required, the appeal would have to be sustained. But as the appropriation for 1901 can be drawn upon only by the Treasurer with the advice of the Governor, and as neither of those officers has been shown to have sanctioned such action, the appeal must be dismissed, but without prejudice."

Justice Galbraith renders a separate opinion in which the concurrence is only for the dismissing of the appeal. He dissents strongly from the general hearing of the majority opinion, as the following brief extracts from his deliverance show: "The questions presented by this appeal seem to be, at this time, more academic than practical, since the Legislature is now in special session, having been convened by the Governor for the purpose of enacting financial legislation, and is indicating an earnest desire to provide by proper appropriation for any and all existing deficiencies however occasioned. "I might be content with this statement were it not for the fact that the decision of the majority of the court gives a construction to Section 54 of the Organic Act that is so wide of my views of the proper construction of that section that not even 'the peculiar conditions,' that are said to exist in this Territory, will justify me in passing the question without giving, at least, some of the reasons for my views. "The conclusion announced in the majority opinion can only be arrived at from the view point that the Legislature is not a coordinate branch of the Territorial Government but is subordinate and subject to the domination of the Executive or the Judiciary."

"The power of the legislature extends to 'all rightful subjects of legislation.' The appropriation of money for payment of the necessary current expenses of carrying on the government and meeting its legal obligations as the same are provided by the then existing law, is a rightful subject of legislation. This power includes not only the authority to appropriate money to pay all current running expenses of the government but also the right to determine what shall constitute such 'necessary expenses.' It follows that whatever authority determines the amount and character of the 'necessary current expenses' of the government performs a legislative function."

"The Governor and the Treasurer thought that one set of appropriation bills were reappropriated and proceeded to make payments therefrom. Now this court decides that they were mistaken and that another and different set of appropriations should have been drawn against. "The legislature adjourned in May, 1903, and the necessity for these appropriations arose in January 1, 1904, still no one will be able to tell what money was reappropriated by this self-acting, automatic Section 54, until the decision in this case is filed. If the use of these appropriations has been so 'absolutely essential' to the preservation of the Territorial Government, as is contended, the poor old territory would have been done for long before the decision of this case if filed for that is as early as it could be known with certainty which were the 'last appropriation bills.'"

"It is suggested that some calamity threatens the territory if this section should be held nugatory and that the construction placed upon it is necessary to the preservation of the Territorial Government. The fear and the claim are equally imaginary and unfounded. The Organic law of this territory has now been in force for almost four years and only one time during this period has any attempt been made to obtain relief from the power claimed for this section, and this attempt was an utter failure, or at least the imagined relief was not essential, for the Territorial Government was preserved without the relief that this section was supposed to afford."

"The Public Works Department is attempting to rebuild the government crematory which, since it was purchased several years ago at a cost of over \$20,000 has been allowed to go to rack and ruin on the waterfront. The machinery for the crematory was bought with the intention of constructing it immediately, but once the material arrived it was discovered that the legislature had made no appropriation for its erection, and since then the crematory has been exposed to all sorts and conditions of weather and is in very bad shape. Superintendent Holloway set men to work the other day attempting to rehabilitate the machinery but is not certain whether the attempt will be a success or not. The legislature at the last session made an appropriation of \$10,000 with which to erect the crematory,

and the Public Works Department is now at work trying to get some return from the first investment of about \$23,000 already made. The crematory is made up of brick furnaces and considerable iron work, which has been allowed to rust. The bricks are still good, although the foundation for the plant which was commenced during the plague epidemic is badly in need of repairs. The big smoke stack is also rusted and Supt. Holloway is having all the parts of the plant scraped, cleaned and painted. The lumber is rotted and will have to be replaced, but otherwise unless some parts of the plant are missing, Supt. Holloway believes it possible to put the crematory in working order. Once this is done, Mr. Holloway believes that the plant will be made to give some return, as the product of the crematory is available for fertilizer purposes.

**Direct From the Loom**

By the steamer Alameda we received a large shipment of 40 INCH INDIA LINON put up in dress lengths.

We received two grades excellent quality: 250 pieces 40 inch INDIA LINON at \$1.75 a piece; well worth \$2.00. 250 pieces 40 inch INDIA LINON extra fine quality \$2.00 a piece; well worth \$2.25.

**Ladies' Jersey Ribbed Vests**

100 dozen on special sale.

\$1.35 per dozen.

70c 1-2 dozen.

This is the regular 20c quality.

**Comforters.**

One case Summer Weight Silkolene covered comforters filled with the best grade of cotton; \$2.50 quality.

On sale at \$2.00.

Full size.

**Men's Hosiery.**

Best values ever offered. Prices this week only. Men's Fast Black Silk Finished Hose in all sizes.

Special at \$1.50 per dozen.

**Received by Alameda.**

Large lines of Wash Fabriques.

Batiste, Lawns, Mercerized Fabriques in White and Colored Linen Finished.

Chambrays, Dress Linen, Irish Linen Lawns, Persian Lawns.

White Dimities, Cotton Voiles, P. K. and many other new lines of Dress Materials.

**SPECIAL.**

45 inch English Storm Serges in Navy Blue at 90c yard.

**This Week on Sale.**

We received a large consignment of French Castile Soap that we will offer special in 4lb. Bars at 50c a Bar.

**Pacific Import Co., Ltd.**

PROGRESS BLOCK FORT STREET

**Heinz Pure Malt Vinegar**



Vinegar is of the first importance with Heinz and the H. J. Heinz Company are the only makers of malt vinegar in the United States.

It is the best possible cooking and table vinegar; rich clear, dark-brown and most aromatic.

If it were generally known there would be no other vinegar used, except for pickling and economy.

ALSO CIDER VINEGAR AND WATER-WHITE PICKLING VINEGAR.

SOLD BY ALL GROCERS

**H. Hackfeld & Co., Ltd.**

AGENTS.

QUALITY. ECONOMY.

**SOAP**

**Honolulu Soap Works Co**

FRED. L. WALDRON,

Sales Agent.

**LEGISLATION IS NEEDED**

**Carter's View on Sewer and Garbage System.**

"I believe a great mistake will be made if the bill providing for the garbage and sewer system is not made a law," said Governor Carter yesterday. "It is not the policy of the administration to make excessive charges for sewerage or garbage service. If the Republican majority does not pass a bill providing for the collection of charges it will be impossible to collect anything for such service. Supt. Holloway has been getting a large number of complaints from householders who say that they won't pay garbage or sewer charges unless their neighbors pay as well. As it is now, not more than five per cent of the bills are paid and this administration has done nothing to enforce collections because of waiting for the Legislature to enact necessary legislation. I do not see the justice in taxing the whole islands for

maintaining the sewer system of Honolulu and don't believe it should be so. We are paying out \$30,000 a year in the garbage service now and I don't know what the cost of the sewers is. It is not just or equitable, but the government will not be able to do anything unless some sort of a law is enacted."

**VAUDEVILLE PRICES REDUCED TONIGHT**

Commencing with tonight the prices of admission will be reduced for the balance of the Nawn vaudeville season which has yet a few days to run. The change is made in deference to suggestions made at the box office and should not be considered as a criterion of better times and other engagements.

The program will also be changed this evening for the third time. "Pete" Baker will draw fresh on his wide repertoire, the songstresses have new songs and Nawn, "the ever laughable," produces a sketch which is particularly timely. Anyone interested in the methods of good American politics, whether a tyro or an old hand at the game, should not miss seeing Nawn in the "Politician," they will find much to amuse and a good opportunity of learning something.

The famous "train robbery" film will be replaced at popular request and is sure to prove a big drawing card. Tomorrow evening the male members of Nawn's company will be entertained at a smoker arranged by the Elks, after their performance.

**MUST NOW FACE MURDER CHARGE**

Kalama Hana, the native who was stabbed in a drunken affray on Punch-bowl slopes on Monday night, died at the Queen's Hospital about six o'clock last night as a result of his injuries. Daniel Kamai Kahili, the native longshoreman who admitted stabbing Hana during the fight, is held in the police station and will have to face a charge of murder.

A new order: "You don't mean to say you girls have started a secret society?" "Yes, it's a society whose members pledge themselves to tell all the secrets they know."—Philadelphia Ledger.

**CREMATORY MAY BE PUT INTO OPERATION**

The Public Works Department is attempting to rebuild the government crematory which, since it was purchased several years ago at a cost of over \$20,000 has been allowed to go to rack and ruin on the waterfront. The machinery for the crematory was bought with the intention of constructing it immediately, but once the material arrived it was discovered that the legislature had made no appropriation for its erection, and since then the crematory has been exposed to all sorts and conditions of weather and is in very bad shape. Superintendent Holloway set men to work the other day attempting to rehabilitate the machinery but is not certain whether the attempt will be a success or not. The legislature at the last session made an appropriation of \$10,000 with which to erect the crematory,

TUESDAY, APRIL 19, 1904 AT 10 O'CLOCK A. M.

Upon the premises of the LOUVRE CAFE, corner Hotel and Union streets. For account of whom it may concern, I will offer for sale at auction the entire contents of the

**LOUVRE CAFE**

Consisting of Electric Fixtures, Electric Fan, New National Cash Register, Small Iron Safe, Small Counter, Tables, Chairs, Dishes, Cutlery, Table Linen, Kitchen Utensils, Large French Range, Boiler and Fixtures, etc., etc.

N. B.—The above will first be offered as a whole and if not satisfactory to the Assignee of creditors, will immediately be offered in lots as apportioned.

Further particulars of

**WILL E. FISHER, AUCTIONEER.**

Or J. M. CAMARA, Assignee, corner Merchant and Alakea streets.

**FORECLOSURE SALES**

March 28, at my salesrooms, at 12 o'clock noon, PACIFIC HEIGHTS LOTS, being all property not released from mortgage.

March 28, at my salesroom, at 12 o'clock noon, 40 \$1000 Bonds of PACIFIC HEIGHTS ELECTRIC RAILWAY, bearing 6 per cent interest.

The above sale has been postponed till Monday, April 19th.

Full particulars and maps at my office.

**WILL E. FISHER, Real Estate Agent and Auctioneer, 150 Merchant street.**

**Hawaiian Association Football League**

**Smoking Concert**

AT THE **ELKS' HALL** SATURDAY EVENING, APRIL 16, AT 8 O'CLOCK.

Tickets, \$1.50 To be had from members of the League.

**Victor Talking Machines**

in some ways have more accomplishments than a human being. It sings, talks, plays hand, orchestral and solo music. CALL AND HEAR THEM AT **Bergstrom Music Co.**

**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.

**GUITAR FOR \$4.00**

The best guitars ever offered for the money. Fine tone and well made. At our Young Building store. **HAWAIIAN NEWS CO., LTD.**

**J. A. Nunes**

Has moved his Horse Shoeing Shop to CLUB STABLES, Kukui St. Telephone Main 108.

**SMOKE**

**GENERAL ARTHUR CIGARS** GUNST-EAKIN CIGAR CO. DISTRIBUTORS.

**OAHU ICE & ELECTRIC CO.**

Ice delivered to any part of the city. Island orders promptly filled. Tel. Blue 511. P. O. Box 500. Office: Kewalo.

**PIRATES SALE TODAY**

**Benefit Opera for the Catholic Church Next Week.**

The seat sale and exchange of tickets for the two performances of the Pirates of Penzance, commences at nine o'clock this morning at Wall, Nichols Co. A number of tickets have been sold and, aside from the benefit to the Catholic church, the many who have heard the chorus practicing at the Young Hotel and read the list of principals will undoubtedly through the house on Thursday and Saturday next.

The performances are given under a lengthy and select patronage, for the organ fund of the Catholic chapel at Waikiki, and this being the first benefit the Catholic church has directly had for a long time, the cause is a very popular one. The entertainment proffered should be of an unusual order of merit. It is under the general direction of Allan Dunn who claims that he has been unusually fortunate in securing principals who can not only sing but have dramatic talents and personalities that are peculiarly suited to their roles. The chorus is said by impartial critics to be the best ever got together for a local production.

The musical qualities of this opera of Gilbert and Sullivan are well known, the catchy swing of the grand ensemble between the police and the general's daughters, the policemen's and pirates' marching songs being long remembered when once heard. The lyrics have been localised and brought up to date with timely quips, and many gentle satires will be handed out by "Sonny" Cunha as the sergeant of police. The costumes are all entirely new and specially designed and made for these performances. They are extremely picturesque and as far as the girls are concerned will be costly and effective. There is one scene where the general's daughters come in dressed in their nighties in the moonlight that will undoubtedly be looked forward to. The scenery is new and the second act with its ruined chapel by moonlight being painted for the occasion. There are to be no stage weights, no echoes and no flowers handed over the footlights, a trifle combination that will be greatly appreciated by those who enjoy a smooth performance of a musical and dramatic nature.

**ISENBERG MONUMENT**

**Unveiling Ceremony at Lihue Takes Place Tomorrow.**

Senator D. P. R. Isenberg goes to Kauai today to attend the dedication of the monument to his late father, Hon. Paul Isenberg, at Lihue tomorrow morning. The Senator will perform the ceremony of unveiling the memorial tablet. After the ceremony there will be a luncheon prepared for two thousand guests, given by Mrs. Dora Isenberg. This will take place in the afternoon.

In the evening there will be a concert, to which Senator Isenberg will lend his fine tenor voice—so rarely heard in public lately. After the concert there will be a dance. The Lihue plantation will give all of its employees a holiday for the occasion. Among the family connections present will be Mrs. Dora Isenberg, Senator Isenberg, H. A. Isenberg, of the Hackfield corporation, and Mrs. Isenberg, M. R. Isenberg, Mother Rice and the Rice family.

The monument consists of a three-cornered stone from Lihue plantation, taken in its natural state and erected upon a pedestal of cemented masonry, bearing in one side a bronze portrait in low relief of the late Mr. Isenberg. It is a stone weighing about seven tons and beautifully adapted for its purpose, and the monument stands eight or ten feet high. The site of the monument is about half an acre in size. It is opposite the old Lihue store and was given by the plantation company for this purpose. The area has been enclosed with a neat fence, while trees and ornamental shrubbery have been planted within it by Mrs. Dora Isenberg. Mrs. Rice and the plantation people. Concrete steps lead up from the road to the enclosure and a cement wall has been erected on one side of the road, where the rise is quite steep, to preserve the grounds.



THE PACIFIC.

Commercial Advertiser

WALTER G. SMITH, EDITOR

THURSDAY : : : : APRIL 14

LANDSMEN VS. SEAMEN.

The Russians are landmen who have no taste for the sea. Since the time of Peter the Great, father of the Russian navy, they have played an inglorious part on the deep waters. Paul Jones, when he became Grand Admiral of the Czarina's navy, despaired of getting order and efficiency out of the chaos and demoralization in which the Black Sea fleet was involved and he came to his death from a cold caught while examining the hold of his flagship for proof of official neglect.

Russians are essentially a land-tilling, a sheep-herding and horse-raising people. Their ports being frozen so many months of the year they have but little time and but a limited incentive to navigate salt water. Having ample fisheries in rivers and bays, their pursuit of deep sea-fish is not keen; and not being a manufacturing race, engaged in export trade, their maritime commerce has never been great enough to create such a seafaring class as a navy needs behind it.

Circumstances have made the Japanese good sailors from immemorial times. Their small, crowded islands, set in a propitious sea, have inspired the ocean-going spirit; and the need of food has kept the people fishing. Probably a million men are required for the off-shore fisheries, there being no rivers of any consequence to supply finny provender. Off Japan, as off New England and Canada, a hardy race of seafarers has been reared; and when war comes such men are ready and qualified to join the navy.

When the Russian sheep-herder goes out in ships-of-war to meet the Vikings of the Far East, but one thing can happen; and that thing has been happening right along ever since the present war began.

It is not at all certain that the Russian battleship which turned turtle off Port Arthur yesterday struck a Russian mine. A fortnight ago the news came by cable that the Japanese, failing to blockade Port Arthur with stone-laden merchantmen, had laid a cordon of mines between the mouth of the harbor and the open sea. Ordinarily a warship can thread its own mine system with ease, the whereabouts of the explosives being accurately marked on the charts and otherwise indicated. But it cannot locate an enemy's system and must take chances when approaching it.

The credit for the conviction of Matsumoto Moritaro, the murderer of A. H. Glennan, undoubtedly belongs to Chester Doyle. Mr. Doyle overheard Japanese suspects conversing and learned through them the whereabouts of Matsumoto, who had come to this island. An arrest followed and the defendant confessed to Mr. Doyle, the latter testifying to the fact in court and clinching the crime upon the man who committed it.

The Legislature is redeeming itself and doing service to the Republican party. It has risen to the emergency and seems to be honestly striving to put the Territory on a business-like basis. If the policy continues and the session is made short, the prospects of Republican success next November will be increased.

Dr. Ashmead has, for a couple of years back, been trying to shed new light on the leprosy question. It cannot be said that he has succeeded. His idea that Hawaii's fishponds are swampy places and that mosquitoes breed in them, leperizing the fish that eat the larvae, is ingenious but it overlooks the fact that the ponds are merely sea enclosures, fed by the tides through fine meshed water-gates, not swampy at all and in no way favorable to mosquito life. It might pay Dr. Ashmead to see Hawaii before writing any more about it.

There will be no objection, so far as we can see, to a self-supporting militia. If the local regiment can take care of itself by giving luau and minstrel shows, we will all buy tickets and help the thing along. Uncle Sam's help will also be admired. Such an experiment will be watched with interest and if it succeeds, the taxpayers will cheerfully credit themselves at each biennial period hereafter with the money which public support of the citizen soldiery, might have cost.

The third disaster to the Russian fleet makes it improbable that the Czar's navy will attempt to cut much of a figure in the further struggles of the war. Every effort will be made by the army to retrieve the prestige lost at sea, and some desperate fighting may be looked for. Those who know the combatants feel sure that Japan will render as good an account of herself ashore as afloat though they do not underrate the soldiery character of the Czar's army.

It is rather a pity, when so many water-cured Americans from the Philippines are getting free rides to the St. Louis Exposition and back that Hawaii cannot even get its band, which learned to play the Star Spangled Banner long before the Philippines ceased to be Spanish, a show on the invitation route.

If the proposed County Commission organizes Hawaii as one country with each island as a township, it will do all the occasion calls for.

The Czar's fleet of submarines is increasing fast.

SALARY BILL FIXED

(Continued from page 2)

Dwelling houses ranging from 20 ft. x25 ft. to 35 ft. x40 ft. floor space, \$3 to \$6 and \$1 additional for each 300 square feet.

Lodgings, tenements and stores, for every adult, 75c.

Restaurants, saloons and hotels, for five kinds of fixtures in number from one to five each—ur., \$2 to \$10; w. c., \$4 to \$18; wash basins, \$1 to \$3; baths, \$2 to \$9; sinks, \$6 to \$13.

Laundry tubs, \$5 each; floor drains, \$5 each.

Laundries and factories—2 to 6 persons employed, \$5 to \$12; over 6 persons, \$1.50 each additional.

Stables, each head of live stock, 75c.

Mr. Isenberg said the rates were first made by John A. McCandless as head of the department, then carried out by Jas. H. Boyd.

Mr. Paris renewed his previous objection to the bill that it was too much power to put in the hands of one man, and a maximum should be fixed by law. The Governor had told him it was impossible to make charges without authority of law. With amendments he was willing to waive his objections, but yet doubted if the bill could be passed this session when, amended by the Senate, it would have to go back to the House.

Mr. Kalaokalani was still for leaving the bill to the regular session.

Mr. Dickey seconded the amendment to insert rates.

Mr. McCandless repeated his objection of the morning that the bill made the few already connected pay for the many not. He moved an amendment that the maximum annual charge should be \$10. People were taxed heavily enough on city property with water rates, garbage removal rates and now sewer rates.

Mr. Paris, the rates having been read, thought the people of Honolulu would consider them very high.

Mr. Isenberg referred members to the stubs of the books downstairs for proof that the rich were not paying sewer rates as things now stood. The only large block that paid was the Judd building. None but "poor people and Chinese" paid the rates.

Mr. McCandless, if the bill was going to pass, wanted his \$10 limit inserted. Mr. Paris asked him if he would have a one-story cottage charged the same as a four-story hotel, and he answered that not more than \$10 annual charge was his meaning.

President Crabbe queried: "The Young Hotel only \$10 and a small cottage just the same?"

Mr. Achl said that was a foolish amendment. It would enable the owner of several houses on a single tract to pay only the same as the owner of a single cottage.

Mr. McCandless replied to all his critics that their remarks only gave reason for referring the bill to the Judiciary committee. It had come in unexpectedly and his amendment was only to check excessive charges.

The amendment was lost and Mr. Isenberg, abandoning his own amendment, moved to pass the bill as it came from the House. Mr. Kalaokalani moved it be indefinitely postponed, which was lost 3 to 4 on show of hands, and the vote being questioned, a rising vote gave 7 against killing the bill. It then passed second reading, 7 to 3, and was ordered read a third time today.

EXECUTIVE APPOINTMENTS. The Governor's message was taken up for consideration. Mr. Isenberg moved that the Senate go into executive session, but the Senate was over-

whelmingly in favor of public consideration of the executive appointments. At first the names were voted on separately but this was changed to reading the list through, members to state objections they might have to any appointments as reached. Mr. Kalaokalani objected to J. H. Fisher, Auditor, but only rallied Messrs. Kalua and Kaohi with him against confirmation.

Mr. Paris offered the only other objection, this being to Robert K. Naipo as inspector of elections for the first precinct of the second Representative district. He explained that there was nothing personal in the objection, but Kau was not represented on the board. The appointment was not confirmed. It was made by Governor Doie.

With the foregoing exception, the appointments were all confirmed in block, on motion of Mr. Dickey, after the reading.

ANOTHER BILL SHELVED. Mr. McCandless, chairman, presented a report of the Finance committee on Senate bill No. 18, recommending it be laid on the table as being not necessary to the purpose of this special session. This was the chairman's own bill to amend the Act of 1903, making appropriations from the loan fund. The report was adopted.

THE DEPOSITORY BILL. Only by strenuous resistance did Mr. Achl save his bill providing for Government bank deposits. Mr. McCandless reported on it from the Finance committee. It was "a very good bill," the committee said, but they thought it should be introduced at the next regular session. They recommended it be laid on the table.

Mr. Achl moved the report itself be laid on the table. "I really believe," he proceeded to say, "that the bill is the most important bill to the public that has been introduced at this session without exception. The committee say it is a good bill, yet say it must be postponed to the regular session. I believe in passing any good bill."

President Crabbe—"What about the County bill?"

Mr. Achl—"The County bill is a good thing, but we have not got time to pass it." He went on to speak of the loan money lying idle in the Treasury running up a big interest bill, when this measure would make it pay interest to the Territory. The bill would put that money into circulation. He introduced the bill at the request of business men. They could pass it this week.

The report was laid on the table to be considered with the bill. Mr. Isenberg raised a laugh by moving it be postponed until Thursday of next week.

At 3:10 the Senate adjourned until 10 o'clock this morning.

WHEN NICHOLAS AND THE MIKADO MET.

The Czar of Russia and the Mikado of Japan were brought together and became close friends under dramatic circumstances years ago. At that time Nicholas, then the czarowitz, was traveling in Japan and was wounded by the sword of a would-be assassin. While he lay suffering on board a Russian war vessel he was visited by the mikado, who made personal apology for the harm done such a distinguished visitor by a Japanese subject.

Tailor—"Do you want padded shoulders, my little man?" Willie—"Naw; pad de pants! Dat's where I need it most."—Chicago News.

HOSTETTER'S CELEBRATED STOMACH BITTERS A Weak Back. Some people suffer from this ailment nearly all their lives. They are nervous and despondent through loss of sleep. The fact is their kidneys are weak and are unable to perform their functions. The best medicine to strengthen the kidneys, stimulate the liver and cure INDIGESTION, DYSPEPSIA, SLEEPLESSNESS OR MALARIA, FEVER AND AGUE, is HOSTETTER'S STOMACH BITTERS.

THE NEW FRENCH REMEDY. THERAPION. This successful remedy, used in the Continental Hospitals by Ricord, Boisson, Jobert, Velpeau, and others, combined all the desiderata to be sought in a medicine of the kind, and surpasses everything hitherto employed. THERAPION No. 1 maintains its world-renowned and well-merited reputation for damage to the kidneys, pains in the back, and kindred ailments, affording prompt relief where other well-tried remedies have been powerless. THERAPION No. 2 for impurity of the blood, scurvy, pimples, spots, blotches, pains and swelling of joints, gout, rheumatism, & all diseases for which it has been too much a fashion to employ mercury, sarsaparilla, &c., to the destruction of sufferers' teeth and ruin of health. This preparation purifies the whole system through the blood, and thoroughly eliminates all poisonous matter from the body. THERAPION No. 3 for exhaustion, sleeplessness, nervous prostration, and all diseases of despondent, nervous, overwork, &c. It possesses surprising power in restoring strength and vigor to those suffering from the enervating influences of long residence in hot, unhealthy climates. THERAPION is sold by the principal Chemists and Merchants throughout the world. Price in England, 2s. 6d. and 4s. 6d. In ordering state which of the three numbers is required, and observe that the word "THERAPION" appears on the British Government Stamp (the white letters on a red ground) affixed to every genuine package by order of His Majesty's Hon. Secretaries, and without which it is a forgery.

Eruptions. Dry, moist, scaly tetter, all forms of eczema or salt rheum, pimples and other cutaneous eruptions proceed from humors, either inherited, or acquired through defective digestion and assimilation. To treat these eruptions with drying medicines is dangerous. The thing to do is to take Hood's Sarsaparilla and Pills. Which thoroughly cleanse the blood, expelling all humors and building up the whole system. They cure Hood's Sarsaparilla permanently cured J. G. Hines, Franks, Ill., of eczema, from which he had suffered for some time; and Miss Alvina Wolter, Box 212, Algona, Wis., of pimples on her face and back and chafed skin on her body, by which she had been greatly troubled. There are more testimonials in favor of Hood's than can be published. Hood's Sarsaparilla promises to cure and keeps the promise.

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Our cases are made specially for us, being finished just a little better than the regular line, having leather or silk instead of canvas linings, and with extra strong and well finished locks. Prices for bags range from \$6 to \$25. We can also fit these with all toilet articles in ebony and silver. Selections being made from a great variety of patterns.

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The unhealthy complexion of green sickness is changed to the rosy blush of good health by Scott's Emulsion.

Green sickness is one of the forms of blood disease found in young women. The change from girlhood to womanhood often upsets the nervous system, weakens digestion and throws the blood-making organs out of gear.

Scott's Emulsion puts new heart into pale girls. It tones up the nervous and digestive system, and feeds the blood. It is a natural tonic.

Remember that 30 per cent. of these cases go on into consumption unless prevented. Scott's Emulsion prevents consumption.

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ADMISSION will be FREE on Thursdays. On other days a charge will be made of 10 cents to adults and 5 cents to children under fourteen years of age.

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**NATIONAL GUARD WILL NOT BE DISBANDED**

**Militia Will Be Maintained With Aid From National Government and From Private Subscriptions.**

The National Guard will not be disbanded as a result of the failure of the Legislature to provide for its maintenance. Instead, Colonel Jones will endeavor to maintain the militia in as high a state of efficiency as possible with the support, derived from the United States government and financial aid promised by individual citizens of the Territory.

"There is no law requiring the militia to be disbanded," said Colonel Jones, commanding officer of the National Guard yesterday morning. "But there is a law on the statute books of the Territory, and a federal law requiring that the National Guard be maintained. We intend to do the best we can without an appropriation from the Legislature and will endeavor to continue the National Guard in as high a state of efficiency as is possible with the limited resources at hand. Since the first talk of cutting out the militia started, I have received many offers of support from representative citizens of the Territory. These were men who owned their own homes, and some who did not, but all of them were willing to contribute as much as they were able, to the support of the guard.

"The militia organization will be continued as at present if possible though naturally we will be sadly hampered by the withdrawal of the support of the Territory. The National Guard gets some support from the United States government, in fact, the War Department has been doing more for the militia of the Territory, than for any other State or Territory with the exception of one. We were receiving \$4,000 a year from the United States under the old federal appropriation of a million dollars, and from the two million dollar appropriation passed in furtherance of the so-called Dick bill, we received first \$5,000 annually, which recently was increased to \$7,500 a year. So we were entitled up to the end of the fiscal year to about \$12,000 instead of which we were given some \$18,000 in supplies and equipment. This is considerably in excess of the amount we were allotted on the division of this appropriation between the various states and territories.

"The support the National Guard receives from the United States is not in cash of course, but we are permitted to draw upon the War Department for

equipment or supplies to the amount named.

"This does not include everything required by the militia to keep up to the standard of efficiency demanded by the War Department. Besides our office expenses, there are a number of smaller items of expense which have to be provided for, and which amount to a considerable sum in the course of a year. For instance there is transportation between the various islands. Then there is the expense of target practice. There is a good deal more to the National Guard nowadays than the drills. The ordinary person, if he sees the militiamen marching in even rank, thinks they are well drilled. But the War Department requires the National Guardsman to also be an expert with the gun. We have to maintain rifle ranges and targets, and ammunition must also be purchased from our own resources. All these things cost money, but even if we cannot maintain the organization in as high a state of efficiency as we have heretofore, we will do the best we can. We have a lot of valuable equipment, most of which was issued by the War Department, which must be cared for, and although it will come pretty hard upon guardsmen most of whom are working men, or who are unemployed, the militia will be maintained in just as efficient a manner as is possible with the resources at our command."

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Testify to the Efficacy of the New Scientific Dandruff Treatment.

A. E. Lanier, Denver, says: "Herpicide has made my hair grow rapidly." Mrs. A. Guerin, Great Falls, Mont., says: "I find Herpicide an excellent dandruff cure."

H. Greenland, Portland, Ore., says: "Newbro's Herpicide stopped my hair's falling out."

J. D. Israel, Norton, Wash., says: "Herpicide has completely cured my dandruff."

Charles Brown, President First National Bank, Vancouver, Wash., says: "Herpicide is noted for keeping the scalp clean."

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

**SNAKE POISON CURES LEPROSY**

**Rattlers Handled With Impunity by a Western Expert, Who Makes a Living Securing Their Virus.**

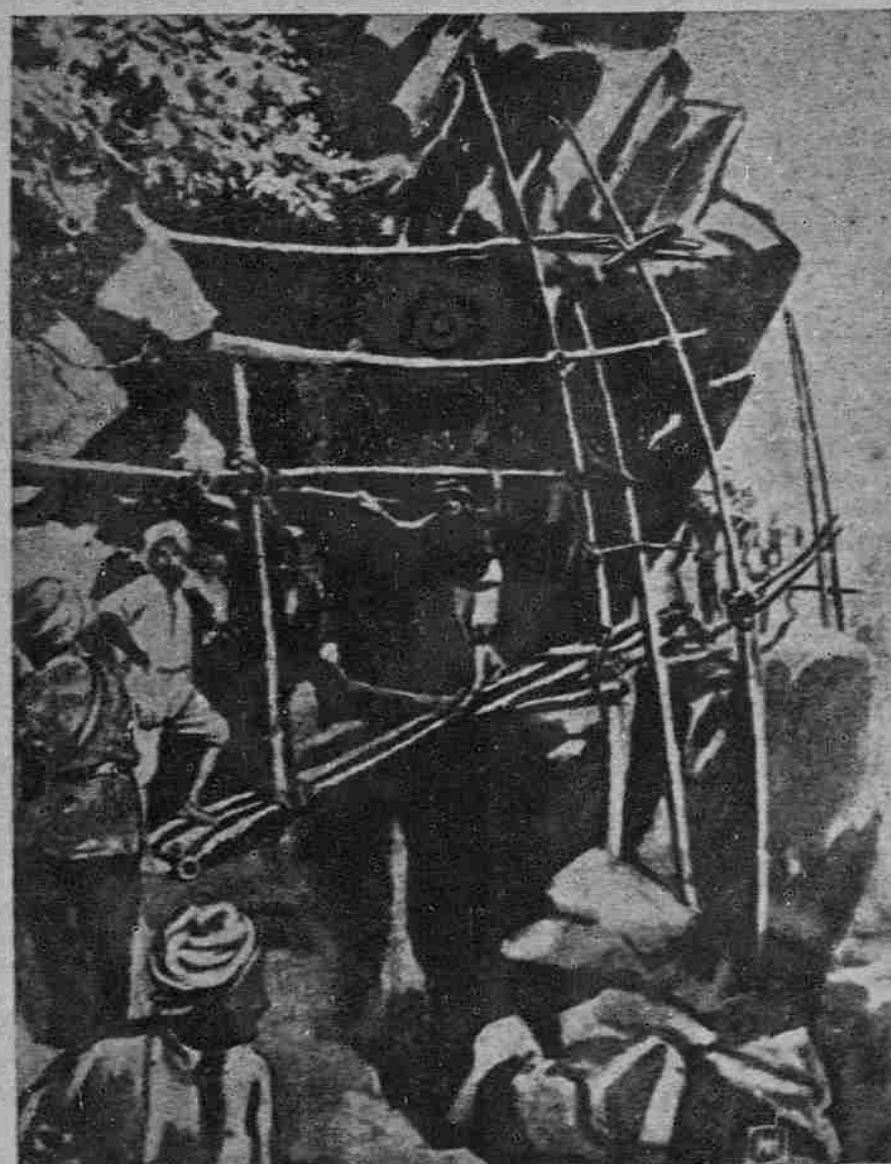
Leprosy is no longer regarded as a scourge. Its repulsiveness, its horror, its ghastliness and its once fatal grasp are now fading in the light of the great advancement of medical science. A ray of hope is filtering through the dun of gloom that has hung for ages over the isolated spots where lepers have suffered that agony which is hardly known in other diseases. Prof. Loeb is conducting experiments in Berlin, Germany, with the poison of the rattlesnake, which he is securing in Colorado, indirectly from Harry W. Davis, who has been collecting snakes for the past 25 years. It has been learned from a local physician, who was once a student of Dr. Loeb's, that these experiments are gratifying, and that a number of physicians are making interesting experiments in Paris.

The rattlesnake is about to have a high commercial value. The poison of the rattler is now selling in New York and Europe for \$15 a dram. An energetic snake handler could make a princely income were he to devote himself energetically to the task of securing the poison from the rattlers. According to Mr. Davis, one dram of poison can be secured from 51 snakes. The man who could gather enough snakes to allow him to secure a dram of poison a day for the market would soon be able to retire from his vocation with something more than a comfortable pittance.

The process by which the poison of the snake is secured is interesting. Yesterday, when asked to illustrate his methods of obtaining the virus, Mr. Davis went about his dangerous task as if it was the most prosaic thing in the world. The rattler is as harmless as a fly to him. "You see," he said, as he liberated about 50 of his pets in the yard of his home at 1870 West Colfax, "it is all in going about them quietly. You must not get excited. Just as soon as you move quickly you will make the snake think he is about to be attacked. Then he will strike back. This is the natural attitude of any reptile. You might say it is the assertion of the law of self-defense. You go out on the prairie and go among thousands of rattlers and you will never be bothered unless you do something to stir the snakes up. In all my experience I found but one snake that was naturally bad. Every time I went into the den he would invariably strike at me. One day he sunk his teeth in this finger." Here Mr. Davis showed one of his fingers, which felt like solid bone and flesh. It hardened all over as the result of the bite. "Just as soon as he bit me," continued Mr. Davis, "I bound the finger



**BRITISH ADVANCE INTO THIBET—THE LAST CLIMB ON THE ROAD TO LING-TU.**



**BRITISH ADVANCE INTO THIBET—CROSSING A RAVINE.**

to stop the circulation of the blood, and then I cut it open with my knife and sucked out the poison with my tongue. That is the only way to save yourself from a snake bite. But for that snake, it was the last of him. I took a hammer and put him out of business. Now look at that long fellow over there." Mr. Davis pointed to a rattler whose eyes sparkled with a dangerous gleam. "We will get him first and show how the poison is taken."

The pronged feeler in the snake designated kept continually issuing from his mouth, as if he were nervous. Many people are under the impression that the poison is contained in this feeler, but the fallacy of this opinion was immediately shown by Mr. Davis, who now had the big snake in his hands. He allowed the reptile to brush his fingers with the feeler, but no harm was done.

"Now watch him bite," said the man who seems to hold a spell over all the reptile kingdom. He held a spoon in his right hand and he suddenly struck at the snake's head with it. The rattler arched his neck, his eyes took on a savage gleam and the two teeth in the roof of his mouth in which is stored the poison closed on one end of the spoon. There was a deposit of brownish substance and the snake acted as if he had spent his energy in striking but once. He was thrown on the ground and another snake was allowed to do the same thing. After the process was repeated about a dozen times the amount of poison deposited equaled the size of the head of a match.

"Of course," said Mr. Davis, "it would hardly do to do this more than three times a week. It isn't much of a task, but it might get the snakes in bad temper. Of course, I would never fear handling a snake. If they just go about it quietly it is all right. There is no such thing as a charm in it. Some people say I have some magnetic force, but there is no such thing. My experience with snakes has given me the opportunity of knowing their ways well so that I know just how to handle them without arousing their wrath." And Mr. Davis turned to attention to a Gila monster that wandered aimlessly about the yard. Even the children playing in the vicinity seemed to have a supreme contempt for this monster whose poison is so deadly. They ran by him without fear and he seemed to pursue his quest in search of insects without bothering anyone.

"Now take that Gila monster," said Mr. Davis; "they say that he, too, will have a commercial value if certain experiments which are being carried on with his saliva show that certain results may be obtained. It is said that the saliva has some efficacy in curing locomotor ataxia. What truth there is in this I don't know. The Gila's saliva is probably the most deadly poison there is. He secures his prey by first breathing upon it. He generally always turns with the wind so that it will carry the sickening fumes of his breath toward the prey. And nature has arranged nicely in this as it has in everything else. The Gila is very slow in his movements and this effect which his breath has on his prey gives him time to reach it."

Mr. Davis says the demand for the poison of the rattlesnake is great, and he is awaiting with much interest a statement from Prof. Loeb about his experiments. He says that the poison should be a great counter irritant for leprosy. "Ninety-five per cent of the poison of the rattler is blood poison," he said. "The other 5 per cent is nerve poison."—Denver Times.

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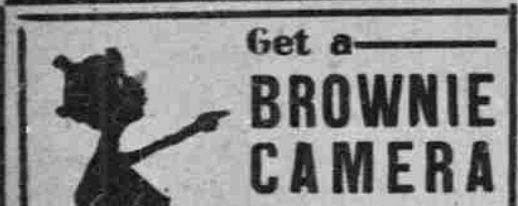
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to the **GLOBE CLOTHING COMPANY,** and have them cleaned and renewed. You will be pleased with the work. Hotel Street.

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HAWAIIAN GAZETTE CO., LTD.

## JUDGE AIU WILL STAY Charges Against Him Fall Flat.

### Attorney-General Finds Magistrate's Acts Legal.

### Peters Advises Governor That Charges Cannot Be Made in Supreme Court.

Governor Carter yesterday received from Deputy Attorney General Peters an opinion upon the charges against District Magistrate Thomas Aiu of North Kona, recommending that the matter be dropped. M. F. Scott charged in the matter of the Kona Sugar Co. suits that the magistrate wrongfully issued a writ of possession and also that he was unduly influenced in that case.

The Attorney General's Department, after an investigation, finds that there is no ground upon which charges against Mr. Aiu could be preferred in the Supreme Court.

The opinion written by Mr. Peters is as follows:

Honolulu, T. H., April 13, 1904.

In the matter of the charges of M. F. Scott, Esq., vs. Thomas Aiu, Esq., 2nd District Magistrate of North Kona, Hawaii.

To His Excellency, The Governor of the Territory of Hawaii, Executive Building, Honolulu.

Sir:—Your valued communication of the 6th inst., relative to the above entitled matter, to hand and contents noted. I have carefully considered and investigated the matters and things in the letter of Mr. M. F. Scott contained, complaining of the action of Thomas Aiu, Second District Magistrate of North Kona, Hawaii, in his issuance of a writ of possession pending appeal in a civil cause for summary possession, in which the Kapiolani Estate, Limited, was plaintiff and C. J. Hutchins, Trustee, and the Henry Waterhouse Trust Company, Limited, were defendants.

It appears that the action was instituted before the Second District Magistrate, Thomas Aiu, but there is nothing in the statutes prohibiting such action, his jurisdiction being coordinate with the jurisdiction of the First District Magistrate. The parties litigant can choose whom they see fit, unless some regulation is made, as in the District of Honolulu.

It further appears that on the 12th day of March, 1903, upon hearing and submission of said cause, judgment was rendered for plaintiff, and defendants immediately gave notice of appeal, and thereafter perfected such appeal to the Circuit Court of the Third Circuit, jury waived, within the time and manner as provided by law. That thereafter, to wit: on the 12th day of March, subsequent to the notice of appeal by defendants-appellants, but prior to perfection of said appeal, the said Aiu as District Magistrate, issued a writ of possession against the defendant C. J. Hutchins, Trustee. That thereafter, to wit: on the 14th day of March, and before the same was served by the Sheriff, the defendants-appellants gave notice in writing to Sheriff J. K. Nahale, notifying him that the appeal had been perfected in the manner provided by law and that he took further action relative to said writ at his peril. This writ was returned unexecuted by Mr. Nahale.

On the 17th day of March thereafter, another writ of possession was issued by Aiu in the same cause, upon the ex parte application of plaintiff, and delivered on the same day to Nahale, as Sheriff, for service. This writ Mr. Nahale refused to serve, and the same was sent by him to the High Sheriff at Honolulu, explaining the situation and requesting advice thereon.

No action on the second writ, however, was taken, and the same appears to have lapsed for want of action thereon, and it to date stands unexecuted.

On the 27th day of March thereafter John F. Colburn, Esq., Treasurer of the Kapiolani Estate, Ltd., accompanied by C. F. Chillingworth, Deputy High Sheriff of this Territory, and C. A. Long, Esq., Attorney at Law, proceeded by specially chartered boat to Kona, Hawaii. Upon the arrival of those gentlemen at the last named place, Aiu was immediately consulted to the purpose of securing a writ of possession in the cause, and the request of plaintiff was granted to that end, and the writ served immediately thereafter by Chillingworth, in his official capacity. At the time of the securing of the writ there was no one present representing either of the defendants, although Mr. Guy F. Maydwell of Honolulu was attorney of record in said cause. M. F. Scott, residing at the same place had previously given notice to Nahale in reference to the first writ and J. K. Nahale, the Sheriff of North Kona, lived in the immediate vicinity, nor had any notice of the contemplated action of the plaintiff been previously given to the attorney of record, or any one else representing the defendants.

The Session Laws of 1903, by Act 22 thereof, provide that an appeal duly taken and perfected in any case from

a judgment of a District Magistrate, shall operate as an arrest of judgment and stay of execution; provided, however, that a District Magistrate may, upon good cause shown, allow execution to issue pending such appeal, unless the appellant shall, within such time as shall be allowed by the Magistrate, deposit a bond in such amount and with such surety as shall be approved by the Magistrate; conditioned for the prosecution of the appeal without delay and for the payment or of the performance, as the case may be, of the judgment in the appellate court.

From the wording of the statute, it appears that the appellant is entitled to at least an opportunity of staying the issuance of the writ by the filing of the bond required by the statute. That right is granted him irrespective of the fact of whether or not good cause is shown to the Magistrate by appellee for the issuance of the writ. Should the District Magistrate, upon proper notice of motion and regular hearing thereon decide that good cause has been shown by the appellee for the issuance of the writ, still the appellant has an opportunity to stay the issuance of the writ by the filing of the bond.

It may be said that Section 71 of the Act which we are herein seeking to interpret is uncertain and unintelligible, and therefore void, by reason of the appearance in the promulgated laws in line eight of said section of the word "applicant" instead of the word "appellant." But even then, should the Act be treated as void, the Magistrate could have acted under Section 1435 of the Civil Laws of 1897, which provides that execution may issue pending appeal upon good and sufficient cause being shown.

The issuance of execution pending appeal is, however, the exception and not the rule. Common law and common sense dictate that an appeal from a judgment of an inferior court stays execution, and where an exception to the rule gives an extraordinary right of this character, the party against whom the extraordinary right is exercised by the District Magistrate should receive, and is entitled to notice of the application by the appellee for the issuance of the writ. If that were not so, then the statute providing that an appeal operates as a stay of execution amounts to nothing. And defeated litigants would be prevented and harassed from taking and perfecting appeals by the arbitrary action of a District Magistrate in the issuance of a writ of possession or execution upon a mere ex parte application and without notice of hearing as far as they were concerned and pending their appeal. The statute calls upon the District Magistrate to exercise a sound discretion as to whether or not good cause is shown for the issuance of the writ pending appeal. But absolutely no discretion whatever is reposed in him in the issuance of a writ should the appellant file an approved bond. The filing of the bond itself absolutely, under those circumstances, stays execution. And as far as the exercise of discretion is concerned, in the District Magistrate, as to whether or not good cause is shown, how can it be possible that that discretion be exercised upon the mere ex parte showing of the appellee. Should such an arbitrary action of a District Magistrate receive recognition, rights of appellants would be jeopardized to an extent that would be appalling, and put a premium on ex parte proceedings contrary to the genesis of a free government.

The action of Mr. Aiu, however, must be considered in the light of all the surrounding facts and circumstances of the case. Upon Mr. Nahale's refusal to serve the writ of March 17th, it was evidently the intention of that gentleman, as well as the District Magistrate, to refer the whole matter to High Sheriff Brown, at Honolulu. And the next thing that occurs follows ostensibly in logical sequence as an answer to that reference—the Deputy High Sheriff, the Treasurer of the Kapiolani Estate, plaintiff in the action, and the attorney for the Company appear upon the scene. And the Treasurer as well as the attorney demand what previously had been granted by the District Magistrate, but action thereon refused by the Sheriff of the District, while at the same time the superior of that Sheriff and the representative of the High Sheriff is present then and there ready and willing to execute the writ presented to the Magistrate by the Treasurer and the attorney for the Company. Previously the propriety of the issuance of the writ depended upon its service. It was merely a question of the service of the writs previously secured. Therefore two writs had been issued, and service upon one had been refused. But now the District Magistrate is not only following the suggestions of the attorney for the Company, but all question as to the propriety of his issuance of the writ is removed by the presence of the Deputy High Sheriff of Hawaii, higher in sphere of knowledge and activity than the Magistrate himself, and perfectly willing to serve the writ which the Treasurer of the Company, by its attorney, presents to the Magistrate for signature. And the Magistrate evidently came to the conclusion that wherefore a writ issued under exactly similar circumstances was refused service by the Sheriff of the District, and there now being present a representative of the High Sheriff, who must know all the facts of the case, and with that knowledge was willing to serve the writ, everything in consequence must be all right, and he was doing something which was acquiesced in by those of authority. Mr. Chillingworth, according to his own statement, made to me, was simply acting in the capacity of a ministerial officer. Whether Mr. Brown knew, or not, that the writ was to be secured upon an ex parte showing is immaterial, as far as these charges against Aiu were concerned. Mr. Brown, no doubt, thought that the attorney for the Company would take the proper steps for the securing of the writ. But the question is, in view of what had previously occurred, what was the effect of the presence of the Treasurer of the plaintiff Company, its attorney and the Deputy High Sheriff on the morning of March 28th upon Aiu? To him, ostensibly, the method

## GOVERNOR MAY VETO Opposes the Hospital Subsidies as Passed.

Governor Carter may be compelled to veto some of the items in the appropriation bills passed by the Legislature unless the present bills are amended. The changes made in the current expense bill, inserting appropriations for hospital subsidies, the Governor does not believe will fill the bill.

"I sent a letter to the Finance committee in the House today," said the Governor yesterday, "advising that some provision might be made for the hospitals. I suggested an appropriation of about \$15,000 to be inserted under the Board of Health, and to be expended for the care of indigent sick by that department. To do this, made necessary reductions in other departments, and High Sheriff Brown and Supt. Holloway went over the estimates with me and suggested items sufficient to make up the amount, which they agreed might, by rigid economy be dispensed with. I told the committee that if a greater amount was required I would go over the bills and see if additional reductions could be made.

"To have made a lump sum appropriation for care of indigent sick would have filled the bill to much better advantage. The Queen's Hospital which has outside support is given \$12,000, while the Malulani Hospital, which is supported entirely by the government is given but \$1,500. It requires \$4,000 per year to operate the hospital, and I don't see how the hospital will get along with the lesser amount.

"The Senate has put in the band and left out the hospitals. I am considering now whether it will be necessary to veto some of the items in the appropriation bills in order to keep within the income.

### HERE'S WHAT'S WANTED

### A Citizen of Honolulu Supplies the Information.

Over half the complaints of mankind originate with the kidneys.

A slight touch of bacache at first. Twinges and shooting pains in the loins follow. They must be checked, they lead to graver complications.

The sufferer seeks relief. So-called kidney cures which do not the back. Plasters are tried and liniments for cure.

The long looked for result seems unattainable.

If you suffer, do you want relief? Follow the plan adopted by this gentleman.

Mr. S. Handland, of this city, is a Custom House guard. He writes: "Having been afflicted with an aching back for some time, I procured a supply of Doan's Backache Kidney Pills at Hollister & Co.'s store, and used them. The results were most satisfactory and I know that the pills are a valuable medicine for kidney complaints and especially for a lame back."

Doan's Backache Kidney Pills are sold by all druggists and storekeepers at 50 cents per box (six boxes \$2.50) or will be mailed on receipt of price by the Hollister Drug Co., Ltd., Honolulu, wholesale agents for the Hawaiian Islands.

Remember the name Doan's and take no substitute.

.....

was approved by Brown, and, naturally, if Aiu thought about it at all, his line of logic would be—Brown knows about the other writs—he sends Chillingworth to serve this one—it must be all right. The statute does not state in direct terms that notice must be given the appellants of the application for issuance of a writ of possession pending appeal, although it clearly contemplates it. And conceding it to be a mistake in the interpretation of the law, how, in view of all the circumstances of the case, can it be said that the action of the District Magistrate was willful—that he purposely favored the Kapiolani Estate to the detriment of the defendants in the cause—that he acted not upon an honest, but upon a dishonest mistake of judgment? Every mistake of a Judge or Court, and there are many, does not constitute a ground of removal. There must be something radically wrong, and I do not believe that after a full hearing by the Supreme Court of the facts of this case, and under all the circumstances of the case, that it would find sufficient cause for Mr. Aiu's removal from office.

I have the honor to be, sir, Very respectfully yours,


E. C. PETERS,

Deputy Attorney General.

.....

WHOOPING COUGH.—This is a very dangerous disease unless properly treated. Statistics show that there are more deaths from it than from scarlet fever. All danger may be avoided, however, by giving Chamberlain's Cough Remedy. It liquefies the tough mucus, making it easier to expectorate, keeps the cough loose, and makes the paroxysms of coughing less frequent and less severe. It has been used in many epidemics of this disease with perfect success. For sale by All Dealers and Druggists. Benson, Smith & Co., Ltd., Agents for Hawaii.

**Varicocele Ruins the Lives of Thousands of Men.**



That's what's dragging your life out. That's what is making you so tired, so listless and stupid. That's what is robbing you of your strength, your nerve force, your ambition. It is draining the very sap out of your body and will make a wreck of you in time. Cure it now before it goes too far on you.

**I Guarantee a Cure**

I have cured thousands after the knife had failed. Don't be cut and ruined. Let me cure you naturally. My Electric Belt works directly upon the swollen veins by a special attachment. It removes the dead blood and gives vigorous circulation. It is a certain cure.

Carson City, Nev.

DR. McLAUGHLIN—Dear Sir: I can truthfully state that I have not felt the least bit of pain since I commenced your treatment, and the varicocele is, to all appearances, cured. I think the Belt a wonder, and its convenience of application remarkable. I gladly recommend the treatment to all sufferers.

WM. DECKER, JR.

It will cure you, too. Come to me now, and it will be the happiest day of your life. If you can't call, send for my book. It will tell you if you are afflicted. Consultation free.

**DR. M. G. McLAUGHLIN,**  
906 MARKET ST.,  
Above Ellis, San Francisco.  
OFFICE HOURS—8 a. m. to 8 p. m.; Sundays, 10 to 1.

**MENNEN'S BORATED TALCUM TOILET POWDER**

Beautifies the Complexion DELIGHTFUL AFTER SHAVING. A LUXURY AFTER SHAVING.

A Positive Relief for Prickly Heat, Chafing, Sunburn and Aching Feet, and all afflictions of the Skin. Recommended by eminent Physicians and Surgeons as the most perfectly hygienic Toilet Powder for Infants and Adults.

Get Mennen's [the original]; it is entirely different from all other toilet, facial and complexion powders. It contains no starch, rice or other irritants as common in ordinary face powder. The many merits of Mennen's Borated Talcum Toilet Powder and its great success have encouraged countless imitations, many of which are dangerous. To be sure of getting the genuine, look for Mennen's face on the cover of the box.

FOR SALE BY ALL DRUGGISTS.

**GERHARD MENNEN CHEMICAL CO.,** Newark, N. J., U. S. A.  
Depot: **HOBSON DRUG COMPANY.**

**There is Only Room To build 3 more of these easy, artistic houses in**

## PAWAA

Don't be too late to own a home among 20 of the most artistic homes in Honolulu.

Best and healthiest location. Electric cars on all sides.

**W. MATLOCK CAMPBELL,**  
Call at office 1634 Young Street near Punahou.

## S. OZAKI

**TO THE PUBLIC**

We beg to announce that we are retiring from the Retail Business and that our entire stock will be offered for sale at GREATLY REDUCED PRICES AT OUR KING STREET STORE. 109 to 115 King Street.

**Date of Sale to be Announced Later**

THE QUALITY OF

### "PALACE AND EPICUREAN"

GROCERIES IS GUARANTEED

This means that your Grocer will return your money if the Goods are not satisfactory.

**Lewin-Meyer Co.**

Waterhouse & Walker, Agents. Wholesale Grocers.

## Six Prize Stories

FROM THE LITERARY BRANCH OF

### The KILOHANA ART LEAGUE

A neat and interesting souvenir of Hawaii, neatly gotten up and handsomely bound.

The stories are ALL HAWAIIAN, having a distinct Island flavor and apart from its value as a souvenir the book is an interesting one.

FOR SALE BY

**The Hawaiian Gazette Co.**

PRICE 25 CENTS. POSTAGE 10 CENTS EXTRA.

## Read the Advertiser.

**World's News Daily**



**BY AUTHORITY. A FINANCIAL PROPOSITION**

**EXECUTIVE NOTICE.**  
 Notice is hereby given that the Governor has this day made the following appointments:  
 A. J. Campbell, Esq., Treasurer.  
 L. E. Pinkham, Esq., President and Member of the Board of Health.  
 A. L. C. ATKINSON,  
 Secretary of Hawaii.  
 Capitol, Honolulu, April 13, 1904.

**CONCRETE RESERVOIR.**  
 Honolulu, T. H., April 14, 1904.  
 Proposals will be received at the office of the Superintendent of Public Works, Honolulu, until 12 o'clock m., May 14, 1904, for building a 3,200,000-gallon Concrete Reservoir at Kailhi, Honolulu, T. H.

Plans and specifications are on file at the office of the Assistant Superintendent of Public Works, copies of which will be furnished intending bidders on receipt of Five (5) Dollars, which sum will be returned to the bidder after he has deposited his bid and returned the plans.

Proposals must be submitted on the blank forms, which will be furnished by the Assistant Superintendent of Public Works and enclosed in a sealed envelope addressed to Hon. C. S. Holloway, Superintendent of Public Works, Honolulu, T. H., endorsed "Proposal of Concrete Reservoir at Kailhi."

Each proposal must contain the full name of the party or parties making the same and all persons interested therein and must be accompanied by a certified check of five (5) per cent. of the amount of the proposal, payable to C. S. Holloway, Superintendent of Public Works, as surety that if the proposal be accepted a contract will be entered into.

No proposals will be entertained unless made on the blanks furnished by the Assistant Superintendent of Public Works and delivered at the office of the Superintendent of Public Works previous to 12 o'clock m. on the day specified.

The Superintendent of Public Works reserves the right to reject any or all bids.

C. S. HOLLOWAY,  
 Superintendent of Public Works.  
 6766

**HAWAIIAN TRIBE, NO. 1, I.O.R.M.**

A REGULAR MEETING of Hawaiian Tribe No. 1, Improved Order of Red Men, will take place this (Thursday) evening, April 14, 1904, at 7:30 o'clock, at San Antonio Hall, Vineyard street.

**ADOPTION AND CHIEFS' DEGREE.**  
 Members of Powhatan Tribe No. 2 and Visiting Improved Red Men are fraternally invited to be present.

Per order,  
 EDWIN FARMER, P. S.,  
 Chief of Records.

Editor Advertiser: We generally find "wild cat" propositions emanating from residents on the confines of civilization or near the periphery of the United States. From the borders of California, Arizona, and Texas have been sent to the legislatures of those States and Territories some of the wildest and most visionary schemes, which, however, have usually been side-tracked by the cool heads of the older legislators. Today we find Senator Achi proposing a bill whereby the money in the Treasury, largely received on bonds of the Territory, may be deposited in such banking institutions as the Treasurer may designate, "with the approval, etc.," and such banking institutions may be employed as financial agents of the Territory.

The security to be demanded shall be a deposit of bonds of the Territory or U. S. bonds in an amount not less than the aggregate sum at any time deposited with the said banking institution.

For instance I borrow \$1000 from a party on my bond or note at 4 1-2 per cent interest. He says to me, "let me have that money and I will give you your bond as security for the return of the money."

At the end of the term I present the note and the debt is square, except that I pay the 4 1-2 per cent interest as I agreed to. "What do I make out of the transaction?" The answer is "why you have acted in a very magnanimous manner and have enabled me to lend the money to your friends at a good rate of interest and have put that much in circulation." So that the lender got 4 1-2 per cent from me and 8 per cent from my friends on the same amount and I get a pat on the back and am praised for my magnanimity. I ought to be satisfied (nit).

Let us see what our constitution, the Organic Act, says about investments. Under the caption "The Legislative Power," "No debt shall be authorized to be contracted by or on behalf of the Territory except to pay the interest upon the existing indebtedness, to suppress insurrection, or to provide for the common defense, except that in addition the legislature may authorize loans by the Territory for the erection of penal, charitable, and educational institutions, and for public buildings, wharves, roads, and harbor and other public improvements."

Under this law we have borrowed a sum of money to be expended for defined purposes and the lender would not have parted with his money but for the knowledge that the coin was to be so expended. If we lend this money to Bill Jones or worse still to a soulless corporation are we living up to our contract?

To be sure, the lender is the party (under another name) whom we propose to lend it to as above depicted and we are to be praised for our magnanimity in allowing him to make an extra 8 per cent in addition to the 4 1-2 we are to pay.

"What is the reason for the law," is the way lawyers scan a law whose intent is uncertain. Whose itching palms is it who wants this coin? If the gold is cankering and corroding in the Treasury why not put it in circulation by going on with the improvements for which it was appropriated, or if need be, exchange it for National Bank notes, a currency which has the security of the United States behind them.

The proposition to lend the money on any security under heaven is so thoroughly unconstitutional that the surprise is why the time of the legislature should be wasted on the question. There are so many weighty questions which could engage the attention of the legislature, if it had not been called for the special purpose of considering the financial condition of the country, that any attempt to wring in ulterior matters should be decried.

If the local government is in distress for a financial agent then the sooner the Treasury doors are closed the better. It has been frequently asserted on the street that the whole business of the Territory could be more cheaply and expeditiously conducted by one of our large commercial houses and that if it was not for the necessity of maintaining the dignity of a government, a proposition that the matter of carrying on the government or of public affairs be put up at auction to be competed for by them, would be made.

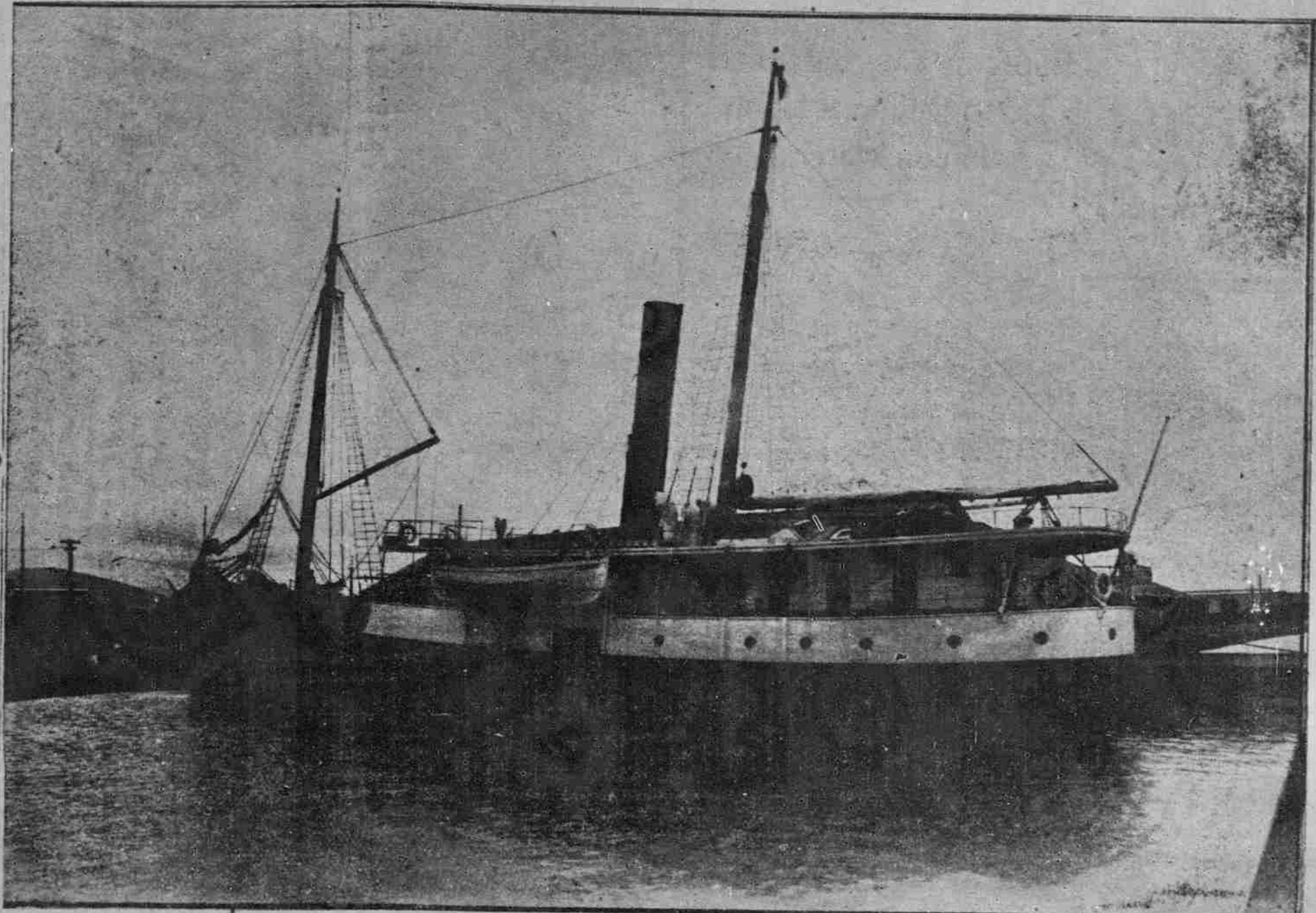
National Banks offer no better security to depositors than private banks, all being subject to examination by Bank Commissioners at unexpected moments, or by the Territorial Treasurer four times a year. The paper issue of National Banks is secured by bonds deposited in the United States Treasury, but I fail to see the advantage of exchanging gold for it farther than that of convenience or portability.

Many people could not see the utility of borrowing a large sum of money, and paying interest on it, until such times as we were ready to go on with the projected improvements. It merely put temptation in the way of legislators and those whose cupidity was aroused by the knowledge of so vast an amount lying idle.

If the legislature would confine its attention to reducing the expenses of government to the exigency of the times and enact an elastic rate of taxation commensurate with the requirements it would be doing its duty. The absurdity of a fixed rate of one per cent taxes and then raising or lowering the appraisal or valuation of property in order to raise the required sum for governmental uses is so apparent that it is surprising that it has been continued so long. Real or personal property must fluctuate in value either in accordance with the laws of demand and supply or the state of the money market, and as our laws require that it shall be assessed at its "full case value" if an honest appraisal is made the income at a fixed rate must rise or fall. The rate therefore should be fixed by each biennial legislature based on an immediate appraisal. Under a county government, where the supervisors would meet annually for the purpose of fixing the rate this could be more accurately arrived at. Still values do not vary greatly during any two years, except in boom towns, and the valuations put on property would be approximately right.

JAS. W. GIRVIN.

**NEWS ALONG THE WATERFRONT**



NEW WILDER STEAMER LIKELIKE.

**PONAPE IS A NOVEL TOWN**

One hears of Ponape once in awhile in reading the newspapers. Dispatches bearing "Ponape" as a date line give stories of troubles between missionaries and the German colonial officials at that Caroline Island capital. For Ponape is the main town of the eastern group of the Carolines and Ruk is the largest place in the western group. One imagines that Ponape must be a place containing several thousand inhabitants. But it is not. On the contrary there is but one small street leading from the shore of a small reef-bound harbor towards mountains that rise to a height of over two thousand feet. Instead of thousands of people there are but hundreds. A few white families, mostly German, and a few hundred natives make up the population of the town. But the life of the town, as told by sailors of the missionary schooner Carrie and Annie, which is now in port to secure a new rudder in place of one lost at sea, is very interesting to a visitor but decidedly humdrum to the man who must live there, whether he be a missionary or a trader.

There are two large stores in the place. There are no other stores of any description so that these two charge what they please for all merchandise. There are no barber shops, no saloons, no bootblacks, no cigar stores—none of the things which go to make up an ordinary town. If one is a white man and wishes to drink he can buy his liquor or beer at the two large stores. If he is a native he cannot get the liquid refreshment at any price. If he is a white man his amusement will consist of talking to his neighbor or in watching the antics of the native population. There are perhaps forty buildings in the town that can be occupied as residences by white people, but they are never always occupied as one or the other of their owners is usually visiting or attending to business in another country. The natives live in bamboo shacks surmounted by palm thatched roofs. If the native works for the government he is quartered in the ruins of the old Spanish forts, a series of structures put up by the Spaniards during the time they attempted to plant a colonial empire there. But the native as a rule is unwilling to work and accomplishes just as much at a miserably small wage as is sufficient to buy what he requires for food. The natives do not live up to any special style in the way of dress, in fact they have but little in the way of clothing. The men wear, as a rule, only a grass or palm leaf skirt. The women, when parading on the main street of the town, wear mother hubbards, garments composed of all the colors of the rainbow. But these are only for "town use." They have shoes and stockings also, only for "town use," for when the wahine completes her visit to town and arrives at the end of the street on her way back to the country she takes off mother hubbard, stockings and shoes, rolls the lot into a small bundle and tucking this under her arm makes her way in the dress of the olden times to her domicile. Should the natives visit Ponape by canoe they leave the boat landing dressed in the sole garment of a holoku but when less than sixty yards from the wharf each one promptly disrobes and sails homeward in the garb of nature.

In the Carolines about the most popular item of food for the natives is canned corn beef and canned salmon. They also eat large quantities of crackers. The amount of these goods consumed in the group during a year is said to be enormous. The sea around the islands abounds with fish but the natives prefer the corned beef and salmon except on feast days. At the latter times the harbor of Ponape and the adjacent waters are crowded with native fishermen. During some seasons of the year the natives are great fruit eaters.

Breadfruit grows in abundance as also do bananas.

Captain Ekrem, of the schooner Carrie and Annie, states that the finest papayas in the world are grown in the Caroline Islands. On arrival here he says that he did not like the Hawaiian papayas as they are much inferior to those found at Ponape.

Only a few vessels call at Ponape during a year. These secure cargoes of copra, about the only exported produce of the islands. The harbor of the town is surrounded by a reef and a vessel of even the small size of the Carrie and Annie is unable to approach the boat landing so that all cargoes have to be lightered into the vessels.

**TREASURER TAKES OFFICE**

Treasurer A. J. Campbell formally took charge of the Treasury office yesterday afternoon. Judge Kepolikal surrendered the keys about two o'clock and turned over the treasury combination, but with little cash in the strong box. Auditor Fisher immediately began work auditing the books and counting the cash, as is customary when such a change occurs.

It is expected the Federal grand jury will report with indictments this morning.

Mr. and Mrs. Charles A. Elston go to Germany in June.

**LIKELIKE TO CARRY CATTLE**

Wilder's new steamship Likelike, which arrived on Tuesday from San Francisco, sailed last evening for the island of Kahoolawe under charter to the Henry Waterhouse Trust Company. This is her initial trip in Hawaiian waters. The passengers were Mr. and Mrs. C. C. Conrad, Mrs. Wm. Lanz, who go to Kahoolawe to remain on the Conrad ranch for two or three months, R. W. Shingle and A. N. Campbell, of the Waterhouse Trust Co., and Wm. Kilpatrick, the Colorado contractor, who accompanied Mr. Shingle.

The steamer is under charter to the Trust Company and will be engaged in transporting several hundred head of cattle belonging to W. T. Robinson, Tax Assessor of Maui, and the Cornwall Estate, who have sold their belongings to Francis Gay on Lanai. The vessel will remain in Maui waters until Saturday when it will be brought back to Honolulu with sixty head of cattle for local consumption.

The passengers on the return trip will be Messrs. Shingle, Campbell, Paul Jarrett, manager of Ulupalakua Ranch, and Mr. Kilpatrick.

E. C. Winston resigned from the Board of Health to make way for the Governor's new appointment.



**A REAL CATTLE KING.**

Don Luis Terrages, governor of Chihuahua, is the cattle king of Mexico. His grazing grounds cover millions of acres, his cattle number nearly 1,000,000 and his sheep about half as many. In a small way he is also a farmer. His irrigated land takes in about 100,000 acres, and his reservoirs would be a fortune to a water company. In other directions he is a banker and manufacturer and altogether—in Mexican dollars—he is reputed to be a millionaire 300 times over.

Mamma (teaching Dorothy the alphabet)—"Now think hard, dearie, what comes after I?" Dorothy—"After tea, papa usually kisses the waitress, and she screams."—Chicago Chronicle.

**Danderine GREW THIS HAIR and we can PROVE IT.**



MISS SARAH McCOMB, 5556 South Park Ave., Chicago. MISS MAY DENSMORE, 34 Delaware Pl., Chicago. FRANCES MARIE KNOWLTON, 280 Garfield Boul., Chicago.

Miss Sarah MacComb, whose hair touches the floor when she stands erect, says: "My hair would not reach below my waist when I commenced using Danderine, and it is now over five feet in length." (Look at her beautiful hair and judge for yourself whether or not she got the worth of her money.)

The above photograph of Miss Frances Marie Knowlton shows what care, persistence and a good hair invigorating tonic will do in the way of producing hair. This little girl has had Danderine applied to her hair and scalp regularly ever since she was three months of age, with the result that she now has the longest and most beautiful head of hair ever possessed by a child of her age. Frances Marie is the daughter of Dr. E. W. Knowlton, the discoverer of Danderine, 280 Garfield Boul., Chicago. The doctor says that her hair continues to grow very rapidly and he is sure it will be long enough to touch the floor when she stands erect by the time she is four years old.

Miss May Densmore, now the longest-haired lady in the world, says: "I have used your Danderine two years, and my hair has grown over an inch in length every month since I commenced its use. It surely contains most remarkably invigorating qualities." (Miss Densmore writes us under recent date that Danderine had made her hair grow three feet longer than it was naturally, and is still growing.)

\$1,000 will be given to anyone who proves that the above photographs and testimonials are not absolutely genuine and unobscured.

PRETTY SUBSTANTIAL PROOF OF MERIT! IS IT NOT?

OFFICIAL GUARANTEE. THE KNOWLTON DANDERINE CO., Chicago, hereby agrees to refund the full purchase price of Danderine to any one who after growing a fair head of hair, shall for any reason not continue every cent returned for it.

**FREE** To show how quickly Danderine acts we will send a large sample free by return mail to anyone who sends this advertisement to the KNOWLTON DANDERINE COMPANY, CHICAGO, with their name and address and 10 cts. in silver or stamps to pay postage. **NOW** at all druggists in three sizes, 25c., 50c. and \$1.00 per bottle. **FOR SALE AND GUARANTEED BY HOLLISTER DRUG CO.**

**Field Day**  
 AT THE  
**Boys' Field**  
**Saturday, April 16**  
 AT 2:30

Entrance on car line, Liliha street, (carriage entrance on Vineyard street).  
**Track and Field Events for Cup**  
**ADMISSION 25c.**  
 GRAND STAND EXTRA.

**PENNYROYAL PILLS**  
 Original and Only Genuine.  
 SAFE, pure, reliable. Do not buy cheap imitations. Beware of cheap imitations. Beware of cheap imitations. Beware of cheap imitations. Beware of cheap imitations. Beware of cheap imitations.


The Famous  
**A.B.C.**  
 Beers  
 are guaranteed absolutely pure.

Smoke  
**Gillman House**  
**Boquet Cigars**  
**BEAVER LUNCH ROOMS**  
 H. J. HOLZ.

25c per month.  
**Sunday Advertiser**



**Rosy Cheeks Go With**  
A perfectly healthy body, a sound stomach and a good digestion—people who drink a good beer possess all these. Drink



**Rainier BEER**  
And see only the bright side of life. It's a delightful family drink.

**Rainier Bottling Works,**  
AGENTS FOR HAWAII.  
Phone White 1831. P. O. Box 517

**THE DOUGLAS**



**BATH, THE PLUMBER**  
185 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.**  
189 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.

**ABLE CLEANING AND DYEING WORKS**  
Fort St., Opposite Star Block.  
Have your old SUITS MADE TO LOOK LIKE NEW. Dyeing and pressing. Tailoring. The renewing of ladies' clothing a specialty. Prices very low. Phone White 2362.

**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 KAULANI**  
1185 Fort St., oppo. Club Stables.

**YOKONIZO & KASHIWARA**  
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**  
Coc. Hotel and Nuuanu Sts.  
**Dry Goods,**  
Fancy Goods, Grass Linen, etc. All goods sold at a small profit.

**MAJORITY FOR BOOTH**

**Supreme Court Renders Three Opinions Upon Pauoa Water.**

C. W. Booth wins his water taxes case by a majority decision of the Supreme Court. Chief Justice Frear writes the controlling, and Justice Perry a concurring opinion, while Justice Galbraith files a dissenting opinion. Booth returned nearly fifty pieces of kula, taro, pasture, vegetable, mountainous and residence lands in Pauoa, Honolulu. The assessor increased a number of the valuations. The Tax Appeal Court sustained some and not others of these increases. Former Assessor Pratt added a new item—"two-thirds water rights Pauoa valley, \$100,000," which the Tax Appeal Court disallowed, whereupon the assessor brought the appeal now decided. Robertson & Wilder appeared for the assessor; J. A. Magoon and J. Lightfoot for the taxpayer.

**LAW OF THE CASE.**

The syllabus of decision reads as follows: "If land with water rights appurtenant thereto and used solely in connection therewith, is assessed in full, including whatever added value it has by reason of such water rights when used solely in connection therewith, such water rights cannot be further assessed apart from the land, as to the whole or a part of their value, even if they may be worth more for other purposes than when used in connection with the lands to which they are appurtenant, and even if the land with such water rights might have been assessed higher because of the other purposes to which the water could be applied, and even if the water rights could be assessed separately if they had not been included in the land."

**THE COURT'S REASONING.**

Referring to the bill that passed the Legislature but was vetoed by the Governor, providing for the purchase of the Pauoa water from Booth for \$150,000, the Chief Justice, in affirming the judgment of the Tax Appeal Court, says: "That the entire value of the water rights alone was not \$100,000 is clear. If we leave out of account the Governor's strong condemnation of the proposed bill in his veto message and other circumstances that tend to weaken the evidence adduced in support of the valuation contended for, and assume that all the evidence was not only admissible but entitled to consideration at its face value, still the proposed appropriation was not for the purchase, for \$100,000, of these two-thirds of the water rights, which were available only in small fractions on many different particular lands at many different fixed times, but was for the purchase, for \$150,000, of all the water rights with complete control and the power to use the water when and where and in what quantities desired, also for rights of way for pipe lines and for reservoir sites, and the sites of the springs, with the right to increase the outflow by tunneling or otherwise, and all for the purposes of the city water supply, to which no private purchaser could put the water."

**A SILLY SAYING.**

"It is a common but silly opinion prevailing among a certain class of people that the worse a remedy tastes, smells or hurts, the more efficacious it is." So says a well-known English physician. He further adds: "For example, let us consider cod liver oil. As it is extracted from the fish this oil is so offensive to the taste and smell that many cannot use it at all, no matter how badly they need it. Yet cod liver oil is one of the most valuable drugs in the world and it is the greatest pity that we have not thus far been able to free it from those peculiarities which so seriously interfere with its usefulness." This was written years ago; the work of civilizing and redeeming it has since been triumphantly accomplished; and as a leading ingredient in the remedy called **WAMPOLE'S PREPARATION** the oil retains all its wonderful curative properties with no bad smell or taste whatever. 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 and Extracts of Malt and Wild Cherry; creating a medicine of unequalled power for the diseases most prevalent and fatal among men, women and children. There is no other remedy to compare with it. It increases the digestive power of the stomach and in Blood Impurities, Throat and Lung Troubles, Nervous Dyspepsia and Scrofulous Affections, it gives quick and certain relief and cure. Dr. G. O. Shannon, of Canada, says: "I shall continue its use with, I am sure, great advantage to my patients and satisfaction to myself." Has all the virtues of cod liver oil; none of its faults. You may trust it fully; it cannot disappoint you. At all chemists.

**GARDNER WILDER'S DEATH.**

SAN FRANCISCO, April 14.—Gardner K. Wilder, a Honolulu lawyer, died here of pneumonia.



THE LATE GARDNER K. WILDER.

Gardner K. Wilder left Honolulu on the steamship Ventura to join his wife in the East, who had been there for the benefit of her health. Mr. Wilder was a well known member of the Hawaiian bar and served for some time as judge of the Third and Fourth Judicial Circuits, resigning the latter office on May 15, 1900. At one time under Queen Liliuokalani he received the appointment of Deputy Marshal here and later secured a legal education at Ann Arbor, Michigan. It was there that he met the lady who afterwards became his wife. He married at Rochester, Michigan, on August 25th, 1892, Miss Gertrude L. Barnes of that place. Returning to the islands he received the appointment of Deputy Attorney General, and held that office under different Attorney Generals in the latter part of Queen Liliuokalani's reign and in the troubles period preceding the overthrow.

On the death of Judge Wilcox last year Mr. Wilder was mentioned as a possible successor to the position but later in the year he went to Kona for the purpose of practicing law there.

Mr. Wilder was about forty years of age and was the eldest son of the late William C. Wilder. Besides his wife and mother Mr. Wilder leaves three brothers, Charles, William C., and Harry Wilder. The body will be brought here for burial.

**THE DISSENTING OPINION.**

Justice Galbraith, dissenting, makes the following among other observations: "It is not denied that the taxpayer made a vigorous effort during the session of the Territorial Legislature commencing on February 18, 1903, and closing April 28, 1903, to effect a sale of his rights in the water of these two springs for \$150,000, and would have succeeded in so doing but for the veto of the Governor and the failure to control the votes, lacking one, in the Senate necessary to pass the measure over the Governor's veto. In the absence of any evidence to the contrary the assessor had a right to assume that the taxpayer's interest in this water privilege was as valuable on the first day of January, 1904, as it was at the close of the legislative session in April prior thereto. Acting upon that presumption he had a right to place the valuation of \$100,000 on this property, the same valuation placed thereon by the taxpayer when he wanted to transfer it to the public."

It is held by Justice Galbraith that the claim that the value of the springs was included in that of the lands is proved an absurdity from the fact that the sum of the valuations approved by the Tax Appeal Court is only \$43,750. In his opinion the assessor should be commended "for taking the taxpayer seriously in his dealing with the Territory through its Legislature," and he says the "court has no right to presume such perfidy on the part of the legislative assembly as the contention of the taxpayer implies." Nearing his conclusion that the assessor had a right to assess the lands and water, using the best information at his command, and that the valuation placed thereon of \$142,750 ought to be sustained, Justice Galbraith makes these remarks: "By his conduct Mr. Booth has rendered it entirely unnecessary for this court to speculate or to attempt to apply some set rule to the facts in order to ascertain the 'full cash value' of this property. We should assume that he placed the 'full cash value' on it himself when he attempted to sell it to the Territory first for \$250,000 and later for \$150,000. Under the facts of this case the doctrine of estoppel, or common honesty, ought to close the mouth of the taxpayer and forbid him to question the valuation made of this property by the assessor."

"It does not seem to me that Mr. Booth has any just cause of complaint if the same valuation is placed on his property for taxation purposes that he so persistently represented it to have when he wished to sell it to the Territory. Such a view is certainly in favor of public morality, if not of private virtue and common honesty."

**The Japanese Will Grow Taller.**

"Even if they should lose the war and haven't that to make them feel big," remarked the Doctor, "in all probability the next generation—or the next but one—of the Japanese will be as tall as the average American or European. "It is the custom of sitting on the ankles on the floor—instead of on a chair as we do—that explains the shortness of the Japanese leg. The arteries are kinked by the cramped position and are therefore not properly nourished. As a matter of fact, however, the Japanese spine is just of a length with the average American or European one—indeed, we all differ in height rather by reason, of leg than of back, and the spinal column is singularly constant among various individuals. Now the chair has gained a place in Japanese life and soon the length of the Japanese leg will become normal."—Philadelphia Press.

Chronic shopper—"How much are your Baldwin apples?" Fruit vendor—"Fifteen cents a quarter-peck." Chronic shopper—"Can't you sell me a quarter-peck for twelve cents?" Fruit vendor—"Yes, but not so big a quarter-peck."—Baltimore American.

**THE EWA OUTRAGES**

The Trial in Progress. Godfrey-Kidwell Decision.

Lee Jim, Chew Hoy, Lee Yok and Loy Yin were placed on trial before Judge De Bolt yesterday, under indictment for robbery in the first degree. The case has relation to the outrages committed on the Ewa road last year. W. S. Fleming, Assistant Attorney General, appeared for the prosecution; H. G. Middleditch for Loy Yin, J. A. Matthewman for Lee Jim and Henry Hogan for Chew Hoy and Lee Yok. Through challenges the jury panel was exhausted in the morning and a special venire was issued for 15 talesmen, returnable at 2:30 p. m. After the return was made the following jury was found satisfactory: C. J. Ludwigsen, Percy Lishman, H. R. Macfarlane Jr., Henry P. Kaohi, G. Kealohapuaole, W. M. Buchanan, C. J. Falk, James Bicknell, John Coffee, Jesse Andrade, J. R. Galt and G. D. Mahone. Only one witness has thus far been called.

**KIDWELL WINS OUT.**

A majority opinion of the Supreme Court by Chief Justice Frear and Justice Perry, the latter being the writer, denies complainant's motion for a rehearing of the case of Frank Godfrey, as trustee for Thomas Metcalf, against John Kidwell, W. A. Whiting and C. F. Clemons appeared for complainant; Robertson & Wilder for respondents. Justice Galbraith dissents on the grounds stated in his dissenting opinion to the decision that the majority previously rendered in the same case. The main contention of complainant all through was that Thomas Metcalf, while in his minority, made a sale of property to Kidwell which he confirmed after coming of age and that such sale was made under a misapprehension that the grantor owned but a one-half interest in the property. In its opinion the Supreme Court majority says: "Our finding was that the deed was not executed under a mistake as to the facts on the part of either party—that while both doubtless supposed that in all probability the grantor's interest would prove to be not more than one-half, still they speculated, knowing the deed to be operative to convey all the grantor's interest, whatever it might be, and took their chances as to all over as well as to all under one-half."

**COURT NOTES.**

Julia Colburn, et al. by their attorney, C. W. Ashford, have discontinued their action against L. Ah Leong. *Kata vs. Harry T. Mills*, replevin, is remitted by the Supreme Court to the Circuit Judge of the Third Judicial Circuit. Capital Building Co., Ltd., by its attorneys, Kinney, McClanahan & Cooper, has discontinued its suit against Henry Waterhouse & Co. **THE SCRATCH OF A PIN** may cause the loss of a limb or even death when blood poisoning results from the injury. All danger of this may be avoided, however, by promptly applying Chamberlain's Pain Balm. It is an antiseptic and unequalled as a quick healing liniment for cuts, bruises and burns. For sale by All Dealers and Druggists. Benson, Smith & Co., Ltd., Agents for Hawaii.

The higher education: Dolly—"Were you pleased when Charley proposed?" Polly—"Pleased? I came pretty near giving him our college yell."—Puck.



**Announcement of Auctions**

**THIS DAY**  
**Immense Auction Clearance Sale**  
At 10 o'clock A. M. today at my salesroom.  
Everything to be sold without reserve.

**JAS. F. MORGAN,**  
Auctioneer.

**CLEARANCE Auction Sale**  
ON FRIDAY, APRIL 15  
AT 10 O'CLOCK A. M.

At the store of Wing Wo Chan Co., No. 931 Nuuanu street, below King street, I will sell at public auction, owing to a discontinuance of their business, balance of goods comprising: Chinese Silks, Pongees, Japanese Crockery and Vases, Rattan Furniture, Carved Ivory Ware, Japanese Matting, Show Cases, Wall Cases, Counters and Shelving, Etc., Etc., Etc.

**JAS. F. MORGAN,**  
AUCTIONEER.

**FOR RENT.**

Premises on South and Kawaiahao street and HUSTACE AVENUE, formerly occupied by HUSTACE & CO.'S STABLES. Property has a frontage of 618 feet on South street, 301 feet on Kawaiahao street and 400 feet on HUSTACE AVENUE. Will rent or lease the whole or any portion at reasonable rental.

**JAS. F. MORGAN,**  
857 Kaahumanu Street.



**AT AUCTION**

**Castle & Cooke, Ltd.**  
HONOLULU,  
**Commission Merchants**  
**SUGAR FACTORS.**  
—AGENTS FOR—  
The Ewa Plantation Co.  
The Waihalu 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 10c. Packages.  
Agents for  
**BRITISH AMERICAN ASSURANCE COMPANY,** of Toronto, Ontario.  
**DELAWARE INSURANCE CO.,** of Philadelphia.

**W. W. AHANA & CO.**  
Limited  
**Merchant Tailors**  
Waity 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.**

**W. BEAKBANE,**  
ENGRAVER  
1064 Fort Street.  
Phone Blue 644. P. O. Box 888

**Kwong Yuen ring Co.**  
36 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 7L

**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 308L  
A first class family boarding house, tropically 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.  
1188 and 1188 1/2 Union Street.



## GOVERNOR WILL DISTRIBUTE MEDALS

Governor Carter and Secretary Atkinson will present the winners of the athletic events on Saturday at the Boys' Brigade ground with the medals that have been prepared for them. Both the Governor and the Secretary have always taken a prominent interest in sports and are in sympathy with the movement to provide the "Boys of Honolulu" with a suitable playground and athletic park. The meet on Saturday bids fair to be a big social as well as athletic event.

There are many entries for the various events, something like fifty athletes having already entered their names as competitors. The track is in splendid shape and fast time is expected. The grounds are situated between School and Vineyard streets with a foot entrance on Liliha street convenient to the cars. A grand stand has been erected and the Territorial band will be in attendance. The sports commence at 2:30 and will be carried through promptly with Lieutenant Newton officiating as clerk of the course. A charge of twenty-five cents will be made for admission to help pay the expenses of preparing the grounds and carrying on the movement. Tickets are now being sold but admission can be paid at the gate. There is a carriage entrance on Vineyard street about a hundred yards from Liliha street.

## JAP HORSEMAN DRAGGED ON GROUND

The Japanese in the suburbs, whenever they can get horses, ride them at breakneck speed to prove, apparently, the fitness of their race for cavalry service. Last evening a Jap came thundering up Kamehameha avenue, College Hills, on a beautiful, dock-tailed saddle horse and on turning the corner, as if to go down the Manoa hill road, he was thrown off. His right foot caught in the stirrup and as the horse ran, the man's head hit the road with resounding thumps. Keeping hold of the reins the Japanese finally brought the horse to a stop and releasing his foot remounted. An advertiser man was near and asked him if he was hurt, "No hurt!" was the reply; "sometime fall off; no care," and away he went again. The horse was probably borrowed from his employer.

## DOUBLE LENGTH CARS BEING BUILT

Ten cars of the same type as the double-length Car No. 1, now in use in the King street line, are being manufactured in the East for the Rapid Transit Company. They will probably be shipped to Honolulu some time in May.

The increasing business on the system has called for longer cars than the general run of cars now being operated. The Rapid Transit Company recently put two cars together for a trial and the double car has proven a mechanical success.

### BUSINESS LOCALS.

Only small quantity of ribbons now left at Kerr's ribbon sale.

Nearly ten thousand yards of ribbons sold at Kerr's bargain sale this week.

New Idea Magazine for April 5c. Yearly subscriptions, 50c. at Ehlers & Co.

Meet me at Woods & Sheldon's gallery this noon and I will shoot you for a prize.

Good pasturage, near town, horses taken and returned free of charge. Inquire Club Stables.

The lunches served at the Criterion are more popular than ever. All business men are going there now.

An immense auction sale of goods of all descriptions will be held today at 10 a. m. at Morgan's salesroom.

Two very pleasant mosquito proof rooms, also board can be had on application at 732 Kinau street. Private family and all modern improvements.

Will E. Fisher will sell at auction, either as a whole or piecemeal, the contents of the Louvre Cafe on Hotel street, next Tuesday at 10 a. m. on the premises.

A lot of Chinese silks, crockery, carried ivory ware, etc., will be sold next Friday at public auction at 10 o'clock at the store of Wing Wo Chan Co., 931 Nuuanu street.

### AT MOANA HOTEL.

#### Program for Public Band Concert This Evening.

Following is the program for a public band concert at the Moana Hotel, Waikiki, beginning at 7:30 this evening:

PART I.  
Overture—"Queen of Spring".....Bigge  
Polonaise—"All in Mask".....Faust  
Finale—"Bellario".....Donizetti  
Vocal Selections—  
(a) "Hilo Kupa Loke."  
(b) "Mahina Malamalama."  
Miss J. Kellia.  
(c) "Auhea Lau Vahine."  
(d) "Hone Ae Nel."  
Mrs. N. Alapal.  
PART II.  
Selection—"Popular Airs".....Mackie  
Intermezzo—"Dixie Land".....Haines  
Waltz—"Vienna Blood".....Strauss  
March—"My Guiding Star".....Wight  
"The Star Spangled Banner."

### LOCAL BREVITIES.

There are now 75 varieties of living fish on exhibition at the aquarium.

Members of the Legislature have registered their salary warrants.

The Paradise of the Pacific is out again with fine pictures and illustrations.

The annual meeting of St. Clement's congregation will be held this evening at 8 o'clock.

The weekly meeting of the Board of Health, postponed from yesterday, will occur at 3 p. m. today.

The billiard room at Haleiwa Hotel has been put into good shape by A. W. Howe, the expert billiardist.

The Phoenix Savings, Building & Loan Association gives a guarantee with every investment made with them.

Mr. Jas. H. Boyd offers his home in Manoa valley for rent or lease on easy terms. Possession can be given immediately.

There was no meeting of the Board of Agriculture yesterday, the same having been postponed to next Wednesday.

Matsumoto Moritaro, the convicted murderer of Glennan, was brought from Kauai yesterday and placed in Oahu prison.

Kaa's Mandolin Orchestra will give a social dance and musicale at the Young Hotel Roof Garden Friday evening, April 15th.

Superintendent of Public Works Holloway is advertising for bids for the construction of a 3,200,000 gallon concrete reservoir at Kalihi.

Delegates from Lihue to the Republican convention are J. H. Coney, S. Kauli and W. H. Rice, D. K. Kapahae is delegate from Kohala.

There will be work in adoption and chiefs degrees this evening at Hawaiian Tribe Order of Red Men. Visiting members of the order are invited to be present.

Clinton J. Hutchins, General Agent, is sending out neat advertisements of the Pacific Mutual Life Insurance Co. in a morocco covered pocket memorandum book with calendars for 1904 and 1905.

Harold Dillingham conducted a party of about sixteen tourists in a special train to the Haleiwa Hotel yesterday. Under Mr. and Mrs. F. J. Church's management this seaside resort is growing in popularity. It had seventy-five guests on Saturday and seventy on Sunday.

Judge Dole decided the British bark Ivanhoe case, awarding damages against the vessel for cruelty as follows: To W. B. Dyer, A. Anderson and V. A. Bitner, the wages of ordinary seamen—£3 10s. a month—from June 26, 1903, to March 28, 1904, with costs, subject only to charges for supplies from the ship's stow chest. As to J. H. Bayer, the libel is dismissed with costs.

"Charlie" Clark has denied that he announced on the evening of the primary election his intention to leave the Republican party. Clark might not have been in a condition to know what he was saying, but a half dozen men heard him make the emphatic statement that he was done with the Republican party forever. Moreover he asked an advertiser reporter to publish the statement that he was through with the Republican party, and when he was told in reply that he wasn't telling anything new, Clark threatened to whip the advertiser man. Senator McCandless and half a dozen others heard the statement which Clark says "was an absolute falsehood."

#### Mr. Seale Will Stay.

The Bishop Estate trustees will reconsider their plan to reduce the Museum staff by two and will retain the useful services of Mr. Seale, whose work in the South Seas is as valuable as anything which has been done by the Museum people for years. Besides collecting specimens there Mr. Seale has made original studies of the Polynesians of the far south. Mr. Thompson will go because his work has been finished, not because of any lack of appreciation for it.

## Dainty New Silks!

FOR

### Shirt Waist Suits

On parade now—all the pretty new silks for summer shirt waist suits. You'll find them at the silk counter.

A handsome assortment in checks, hair lines and fancy stripes in pretty blacks, white, silver shades and the most fashionable colors. \$1.00 per yd. and upward.

Wash Taffeta Silks in black, white and all fashionable colors. Guaranteed to wear and will not crack. \$1.00 per yard.

Pure White Pongee, soft and beautiful. Guaranteed to wash and wear. Width, 27 inches. 90c. per yard.

Wool Etamines in black, white and colors. Double width. 90c. per yd. and upward.

Alpacas in black, white and all the new shades, from 75c. per yd. upwards.

#### EXQUISITE LACE CURTAINS:

The lace curtains should be changed frequently in Honolulu and with such a variety of new and up-to-date designs just received at our store, now is the best time to do it.

Nottingham Lace Curtains—Full length and width, in handsome designs; upward from 75c. a pair.

## N. S. SACHS DRY GOODS CO.

LIMITED.

Corner Fort and Beretania Streets.

## Don't Torment Children

by trying to force them to take castor oil. You don't like it yourself. Why force it down the throats of sensitive children who struggle against it.

## KASTOL

is nothing but castor oil, devoid of its unpleasant taste. It is as pleasant to take as honey. No one objects to a dose of KASTOL. Physicians prescribe castor oil knowing well its excellent medicinal properties. KASTOL possesses all the medicinal properties of the oil. It is not affected in any way, except the taste. The most particular people take it. 25 and 50-cent bottles.

Prepared only by

**Hobron Drug Co.**  
FORT STREET.

## Gardening

Following is the list of articles necessary to carry on the work successfully:

1. Rubber Hose, (Diamond, Oivi brands.)
2. Sprinkler,
3. Mower,
4. Wheelbarrow,
5. Shears,
6. Spade,
7. Hoe,
8. Shovel,
9. Rake,
10. Trowel,
11. Fork,
12. Watering Can,
13. Broom,
14. Flower Pots.

## Flower Pots

No more opportune time will offer throughout the year for transplanting your ferns and palms.  
Perhaps you wish to avail yourself of the Government's offer, in either case new pots are necessary.  
Sizes from 2 to 24 inches.

You can get the above at the store of  
**W. W. Dimond & Co., Ltd.**

House Furnishing Department on Second Floor.  
TAKE THE ELEVATOR.

## SWELL MILLINERY

AT  
Miss Power's Millinery Parlors  
BOSTON BLDG., FORT STREET.  
(First floor.)

### NOTICE.

ANY WOMAN OR GIRL NEEDING help or advice, is invited to communicate, either in person or by letter, with Ensign Nora M. Underhill, matron of the Salvation Army Woman's Industrial Home, Young street, between Artestian and McCully streets, mauka side, Honolulu.

## Notice: Hunters, Campers, —ETC.—

We rent and sell Tents and Awnings, Campers' Outfits,  
Hunting Outfits and Fishing Tackle,  
Hammocks, Camp Chairs and Stools, Guns and Ammunition.

## PEARSON & POTTER CO., LTD.

931 FORT STREET.

## J. Lando . . .

HAS MOVED to the  
Oregon Block, 152 Hotel St.,

opposite Young Bldg., where he will be located until the  
completion of his new store in the Odd Fellows' building

## You're Losing Money

Good paint is house insurance. You're losing money if you don't keep your property covered with good paint. Our paints are the best there is. We know it, we don't guess it.

STANLEY STEPHENSON,  
House Painter, King street.

## FRENCH LAUNDRY

TOURISTS' WORK PROMPTLY ATTENDED TO.

J. ABADIE, Prop.

558 Beretania Street. Phone Blue 3552. Opposite Hawaiian Hotel.

## Handsome New Silks

Are In  
FOR PRETTY SUMMER  
DRESSES

Among the new silks are the soft clinging

**Marseilles Grenadines**  
Their full charm is brought out in evening wear. \$2.50 a yard.

### Peau de Soie

A soft lining and dress silk in all good shades. Width, 36 in. \$1.50 a yard.

### Black Cravenette

Showers proof for coats and dresses of Taffetas and Peau de Soie. Width, 36 in. \$2.00 a yard.

### Plain Black Silks

Eolienne, \$3.50

### Pongeeette

Half linen and half silk. Plain and in figures. \$1.50 a yard.

**B. F. Ehlers & Co.**

Fort Street, HONOLULU.



"Aye Sir, we have it  
at our fingers' ends"

—Shakespeare

That's where we have the spectacle business—at our fingers' ends. That's the secret of our success; just a little ahead, never behind.

In this day of defective sight, neither young nor old should wear glasses unless fitted by one who has all the details of the science right at his fingers' ends.

We are thoroughly familiar with the eye and its needs.

## A. N. SANFORD, OPTICIAN

BOSTON BLDG., FORT ST.,  
Our May & Co.

Eyesight Testing and Spectacle Fitting  
are our Exclusive Work.

## FRESH FLOWER SEEDS

JUST ARRIVED

AT

MRS. TAYLOR'S,

THE FLORIST

## ANNOUNCEMENT!

## ANNOUNCEMENT!

Our Mr. E. W. Jordan has departed for New York, Chicago, and the manufacturing cities, to purchase an entire new and up-to-date stock of Dry Goods.

It is the intention to RE-OPEN OUR ORIGINAL PREMISES WITH COMPLETE NEW LINES.

In the mean time we will sell off at HARD TIME PRICES the stock carried to our temporary quarters, No. 1137 Fort Street, opposite Love Building.

Await Developments.

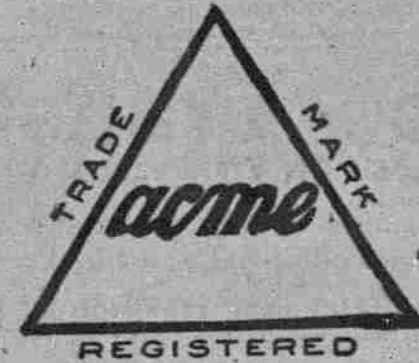
## E. W. Jordan & Co, Ltd.

## Savory Roasts, TENDER BOILING MEAT, JUICY BROILING BITS— WE HAVE THEM ALL.

For special occasions or for the daily menu, we furnish the meats that fill the need completely.  
Telephone orders are carefully filled and promptly delivered.  
Main 76.

ISLAND MEAT CO., FORT ST.

# HANNIS



# Whiskey

The Hannis Distilling Co

Distillery Established 1801

W. C. PEACOCK & CO., LTD.  
Sole Agents.

## Vest Pocket Safety . . . Razor

Convenient and reliable. Something new and handy.  
These razors are entirely free of all defects heretofore found in other safety razors. Price \$1 Complete

THEO. H. DAVIES & CO., LTD.

Sole Agents for Hawaiian Islands. Hardware Department.

## Sanitarium Health Foods!

Since the closing of the Battle Creek Sanitarium in Honolulu, we have been headquarters for the famous Sanitarium health foods.  
We have recently made an arrangement so that we can now offer these goods at San Francisco prices.  
A complete stock of the following will be found here.

Granose Flakes, Granose Biscuits, Granola, Caramel Cereal, Postum Cereal, Grape Nuts, Fig-prune Cereal, Whole Wheat Sticks, Nut and Fruit Bromose, Nut Butter, Nuttol, Nut Soup Stock, Malted Nuts, Malted Gluten, Grape Juice, and Whole Wheat Zurebach.

## Henry May & Co., Ltd.

Retail Main 22 TELEPHONES Wholesale Main 92

GOLD CROWNS - - - \$5.00

WHITE CROWNS - - - \$5.00

BRIDGE WORK - \$5.00 per tooth



Why let your teeth go.

We buy all our material at wholesale cost and therefore can give you good work at low prices. All our work fully guaranteed. Lady assistant. No charge for examination.

THE EXPERT DENTISTS.

Hours, 8 to 5. Sundays, 9 to 12. 215 Hotel St., opp. Young Hotel.



Canadian-Australian Royal Mail Line

Steamers running in connection with the Canadian-Pacific Railway Co. at Honolulu on or about the following dates:

THEO. H. DAVIES & CO., LTD. GENERAL AGENTS.

Pacific Mail S. S. Co., Occidental & Oriental S. S. Co.

Steamers of the above companies will call at Honolulu and leave this port on or about the dates below mentioned:

H. HACKFELD & COMPANY, LTD., AGENTS.

Oceanic Steamship Co. TIME TABLE

The fine passenger steamers of this line will arrive and leave this port as hereunder:

American-Hawaiian Steamship Company.

Direct Monthly Service Between New York and Honolulu via Pacific Coast. THE SPLENDID NEW STEEL STEAMERS—

Pacific Transfer Co.

Will call for your baggage. We pack, haul and ship your goods and save you money.

Commercial Advertiser. Entered at the Post Office at Honolulu, T. H., as second class matter. SUBSCRIPTION RATES:

METEOROLOGICAL RECORD. By the Government Survey, Published Every Monday. Table with columns for Day, Barom., Therm., Humidity, Wind, Force.

RAILWAY & LAND CO. TIME TABLE. May 1st, 1903. OUTWARD. For Waianae, Waiailua, Kahuku and Way Stations.

TIDES, SUN AND MOON. Table with columns for Days, High Tide, Low Tide, Sun rise, Moon rise.

OHAS. BREWER CO.'S NEW YORK LINE. Ship Tillie E. Starbuck sailing from New York to Honolulu.

WEATHER BUREAU. Honolulu, Alexander St., April 13, 10 p. m. Mean temperature—73.

TRENT & CO. Real Estate and Rental Agents. 888 Fort Street, Tel. Main 201.

BURNS AND CUTS.—Slight injuries of this character are of frequent occurrence in almost every household.

MUST PAY THEIR BILLS

Executive Notice Issued by Carter.

Reprimand for Clerks Who Fail to Do It.

Governor Carter Makes Strong Order on Complaints of Merchants.

Government employes who fail to pay their bills are likely to be summarily removed, if the first sharp reprimand does not make them mend their ways.

EXECUTIVE NOTICE.

To All Heads of Departments. Office of the Governor, Honolulu, April 13, 1904. Complaints have been made that some of the employes of the Government of the Territory of Hawaii fail to pay their bills due merchants.

SHIPPING INTELLIGENCE.

ARRIVED AT HONOLULU. Wednesday, April 13. Stmr. Mikahala, Gregory, from Kaula ports at 4:30 a. m.

PASSENGERS.

DEPARTED FROM HONOLULU. Wednesday, April 13. S. S. Alameda, Dowdell, for San Francisco at 9 a. m.

THE EXECUTIVE APPOINTMENTS

As foreshadowed in yesterday's Advertiser, Governor Carter the same day made the following appointments:

To be Treasurer of the Territory—A. J. Campbell. To be President and member of the Board of Health—L. E. Pinkham.

All of the executive appointments made since last session of the Senate, being in office at date, were sent to the Senate by message yesterday.

Lorrin Andrews, Attorney General, Nov. 25, 1903; C. S. Holloway, Superintendent of Public Works, Nov. 25, 1903; Alatau T. Atkinson, Superintendent of Public Instruction, Nov. 25, 1903;

Boards of Inspectors of Animals—Port of Kahului, Island of Maui; W. F. McConkey, M. D., member and executive officer; Edgar Morton, member; W. T. McManus, member; commissions dated Sept. 15, 1903.

Boards of Registration—For Islands of Kaula and Niihau; Arthur H. Rice, member, Sept. 22, 1903.

Inspectors of Election—First District, Island of Hawaii; C. N. Prouty and Wm. Geo. Kaluehu, Third Precinct; Ira E. Ray and David Ewaldko, Fourth Precinct; B. N. Kahue, Seventh Precinct; Henry Louisson, Eighth Precinct; T. N. Nalelehu, Tenth Precinct; commissions dated Oct. 2, 1903.

HONOLULU STOCK EXCHANGE.

Table with columns: NAME OF STOCK, Capital, Val., Bid., Ask. Includes Mercantile, Sugar, and Bonds sections.

Professional Gards

ARCHITECTS. W. MATLOCK CAMPBELL—Office 1624 Young street.

ATTORNEYS. CATHCART & MILVERTON—Attorneys and counsellors at law, 855 Kaahumanu St. Phone Main 303.

ENGINEERS. ARTHUR C. ALEXANDER—Surveyor and Engineer, 406 Judd Bldg.; P. O. box 732.

MUSICIANS. COOK'S MUSIC SCHOOL—Piano, Organ, singing and harmony. Love bldg.

PHYSICIANS. DR. T. MITAMURA—Office, 68 Kukul Lane, 9 to 12 m.; 6:30 to 7:30 p. m.

THEY'RE WRITERS. BOUGHT, sold, rented and repaired at Remington Typewriter office, Hotel St.

The Overland Route of the Southern Pacific Highway of Trans-Continental Travel between San Francisco and Chicago.

Shortest and Quickest and the Overland Limited is the most luxurious Train in the world.

Through Without Change Time—Less Than 3 Days. Libraries, Writing Desks, Books Magazines, Current Literature, Electric Lights, Reading Lamp in every berth and...

The Best of Everything. Southern Pacific Passenger Traffic Manager. T. H. GOODMAN, General Passenger Agent, Cal.

Residence in Manoa Valley FOR RENT OR LEASE. The residence of Jas. H. Boyd at Manoa Valley is offered for rent or lease.

PASTURAGE. GOOD pasture near town. Apply P. O. Box 365, 6747

Halstead & Co., Ltd. STOCK AND BOND BROKERS

LOANS NEGOTIATED. Members Honolulu Stock and Bond Exchange.

Henry Waterhouse Trust Co., Limited.

HOUSES FOR RENT

WAIHAWA—Furnished house of Eleven Rooms with four or five acres of land. Lease for one or two years. Rent reasonable.

COLLEGE HILLS—Furnished house of Eight Rooms. Superb view. For rent from May 1st to Oct. 1st, 1904.

MATLOCK AVENUE—Six-room house. ALOHA LANE—Five-room house, mosquito proof.

F. E. STEERE, Rental Department. Henry Waterhouse Trust Co., Ltd. Cor. Fort and Merchant Streets. TEL. MAIN 313. Honolulu.

FOR SALE. 4. A mortgage of \$1000.00. Good security. Good interest. 5. Two corner lots, Kaimuki. Palolo lots. 6. Business property, Vineyard St. A good investment. 7. My services, drawing deeds, leases, etc., searching titles, buying and selling Real Estate, etc.

W. L. HOWARD, Financial Agent.

The Waterhouse Co.

The following Property For Sale. Waikiki residence property. School street residence property. Suburban residence property, Manoa Valley.

Waterfront lots at Peninsula. Manoa taro land. Waikiki rice land. Palama rice land.

By the Executors of the Estate of Henry Waterhouse. Tel. No. 132. P. O. Box No. 468. Office: 332 Fort street, between King and Merchant streets.

"REBEL CHIEF"

BAY STALLION, grandson of "Marin", will stand at WAIALAE RANCH. Telephone, Main 216, or room 606, Stangenwald Building, 6746

RUBBER STAMPS. HAWAIIAN GAZETTE CO. LTD.

At the annual meeting of The Hawaiian Realty and Maturity Co., Ltd., held at the Company's office, on the 9th April, 1904, the following were elected to serve as officers and directors during the ensuing year:

L. K. Kentwell, President. Frank Andrade, Vice-President. John D. Holt, Jr., Treasurer. A. L. Ahlo, Secretary. E. Stiles, Auditor.

L. K. KENTWELL, President.