# Manuaitan

# Chazette.

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HONOLULU, T. H., FRIDAY, APRIL 21, 1905 .- SEMI-WEEKLY,

**WHOLE 2687** 

## **EXTRA SESSION** TO BE CALLED EARLY IN MAY

#### Governor Carter Has About Determined on the Eighth of Next Month as the Date For Assembling.

Governor Carter will call an extra session of the legislature to meet on May 8th, although he may conclude to call it a few days

"I have been in some doubt as to the date for the extra session," said the Governor yesterday. "The members themselves are not of one mind concerning the matter. Some of them want to go right on from the day when the present session expires by law, and finish up their work. Others, and I believe that they are those who have the keenest appreciation of their responsibilities, have felt the strain of the work, and think that it would be better to have a little time for recuperation-to review what they have done, to look at themselves, so to say,

"My own opinion inclines to a short period of delay. The Organic Act does not say that an extra session must be called immediately to consider the appropriations bills. It merely says that the extra session must be called-in case there is an adjournment without action upon those measures.

"I have given the matter some serious thought, and have about reached the conclusion to call the legislature together again after adjournment on the 8th of May, although I may conclude to make the date the 27th of April. But my present preference is for the later

"It will be an extra session, not an extension nor a special session, and the legislature may be in session for another sixty days, but I do not expect that. It seems to me that the appropriation bills should be passed in thirty days."

#### **GOVERNOR IS WILLING** TO MAKE CONCESSIONS ON NEW LIQUOR BILL

It is not anticipated that the Governor and the legislature will have a course, that he would sign the new bill if it came to him in satisfactory great deal of difficulty in arriving at an amicable understanding on the new tiquor bill, which has already passed the House and been taken up on first protected, but there was a strong inreading in the Senate.

"I wanted them to leave the matter of discretion in the issuance of licenses with the Treasurer," said Governor Carter yesterday, "but the members were not willing to do that. I think that a suggestion made by a member of the legislature will settle the point satisfactorily. This suggestion is that, within the limited zone, no license shall be issued unless the applicant shall obtain the consent or approval of his application by a majority of the property owners and residents within a certain specified distance of the place where it is proposed to sell liquor,

"So far as I can see, the weak point in the bill lies in this, that there is a danger that it may throw open the residence districts of Honolulu to There is a strong public sentiment against that, and it is not less

-that is to say with a proper check on power to issuance of licenses, so that the residence districts may be timation to that effect-and the views pretty well known, anyway,

The Senate, it seems, rather strained at a gnat in rejecting the veto of the old liquor bill because of an error that was merely clerical in designating the bill in the message. The House from which body the liquor bill originally came, did not cavil at the designation of the bill in the veto. In fact, the veto designation was the House title of the bill, the Senate having amended it. The Governor, however, expressed his perfect willingness to amend the veto, if that should be deemed

"I must have dictated my veto from the original printed copy of the bill, through an oversight," Governor Carter sald vesterday.

The Senate has given the whole matter into the hands of a special committee consisting of Senators Achi and Bishop, and these gentlemen will doubtless arrange a satisfactory ad-

#### **SECRETARY ATKINSON MAY** VISIT MAINLAND AGAIN

"If the funding bill that has passed the House and went up to Senate today gets through," said Governor Carter yesterday, "we will give Secretary Atkinson another trip to the mainland. There is no good reason why this Territory should be paying five per cent interest when it can get money at four, and if the bill goes through it will be a matter of importance to send an agent to the financial center of the country as soon as possible, to the end that we may begin saving interest."

The funding bill referred to is House Bill 223, which passed third reading and was sent up to the Senate yesterday. It provides that the Treasurer of the Territory may arrange for the refunding of the old Territorial debt, amounting to about eight hundred thousand dollars and now drawing interest at the rate of five per cent per annum, by the issuance of four per cent bonds for the amount.

It is known positively by the officials, from the recent experience of Secretary Atkinson in disposing of bonds, that an issue of this kind would find ready takers and the saving to the Territory in interest charges would be well worth looking after. The funding bill can be put through the Senate very easily, it is thought, in the time that is remaining, as the bill is a simple one whose provisions and purposes can be readily understood.

#### President Tenney Peck's A Rejected Senate Letter,

Following is the letter written by the President of the Rapid Transit & Land Co., in reply to a report of a Senate committee which did injustice to the corporation be represents, which letter was rejected by the Senate in a close vote:

HONOLULU RAPID TRANSIT & LAND COMPANY.

Office of the President. Honolulu, April 17th, 1905. Honorable D. P. R. Isenberg, President of the Senate, Territory of Hawaii.

The Directors of the Honolulu Rapid Transit & Land Company having reviewed the report of the Senate Committee, appointed under Resolution 41 re this Company, note with surprise the startling conclusions of the Committee, and by order of the Board I beg to represent to the honorable Senate the following:

FIRST: The answers mode to the committee of the startling to the committee of the startling to the startling The Directors of the Honolulu Rapid

FIRST: The answers made to questions I to V, inclusive, set forth on pages I to S of the report, and signed by your Committee's Accountant, Mr. Allen W. T. Bottomley, are presumably correct, the books of the Company having been thrown open to Mr. Bottomley, and every facility afforded him by the officials of the company for ascertaining and tabulating the items set out

taining and tabulating the items set out in his own report to the Committee.

SECOND: I would respectfully represent that the tables and deductions in the body of the Committee's report, as set out on pages 28 to 34 thereof, in so far as they adhere to the records of the Company's books; as set out in detail by Mr. Bottomley, are also presumably correct; but such adherence goes but a short way, and as Mr. Sottomley has disclaimed any responsibility for any exhibits in the entire report ity for any exhibits in the entire report his signature, the Board conditions, feels called upon thus to make known to your honorable body that no member or your Committee has requested any in-formation of the officials of the Company in connection with the report, neither has any member thereof visited the offices of the Company nor seen any its books or records in relation there Governor Carter did not say, of ourse, that he would sign the new ley, made any effort whatsoever, as far as known to the Board, to get any in formation for the report from the of ficers or books of this Company. The Board submits herewith a copy of its published Annual Report for 1904, and respectfully represents that certain erly or consistently be based thereon. nor, except as to minor points, on the Bottomley re ort.

THIRD: property of the Honoiulu Rapid Transit & Land Company, as per vouchers into the treatment of the Japanese pason file, as of December 31st, 1904, was, sengers of the Olympia, with particuas shown in the Annual Report herewith, \$1,568,802.43, which includes the lar reference to their medical examin-net cost on that date of the Hawaiian ation just prior to departure by the Tramways purchase, amounting to \$292,132.69, and certain equipment and

supplies.

FOURTH: The outstanding capital stock of the Company as of the same date, amounted to \$1.143.000.00, which was less than the actual cost of the taxation purposes during the previous year by \$209,215.00, said assessed value having been \$1,352,215.00. In the men. The complainers declared assuuch as the honorable Committee has that they would never have taken pasissued a public report stating in effect that the stockholders of this Company have already appropriated to them-selves over three dollars of common stock for each dollar paid in, in cash (which action, it alleges, could be only for the purpose of defrauding the Ter-ritory of Hawaii from any compensa-tion whatever under the provision of the franchise for a contingent divis-ion of earnings with the government), it is evident that the Committee has been misled by ex parte assertions of some person or persons in the commu-

(Continued on page 4.)

#### Serious Difference Between Old Friends.

An evening paper published the following yesterday:

Referring to your notice in last even ing's issue, of the attachment suit Mr. Rothwell has seen fit to enter against me, permit me to say that his sworn statement is absolutely false and malicious, and that he must have been aware of the fact,

Legal proceedings have been instituted and Mr. Rothwell will be given every opportunity to explain his action in this matter without any delay so far as I am concerned.

W. C. PEACOCK. Honolulu, April 20, 1905.

Editor Advertiser: The letter of Mr W. C. Peacock published in last evening's Bulletin was, I am sure, written by him without due consideration of appreciation of either circumstances

Conditions for which I am in no way responsible, have compelled me, as executor of an estate, to take proceedings which none can regret more than

I have been placed in such position that I had to make immediate decision between personal loyalty to Mr. Peacock, and my duty as both executor and trustee.

Having decided that the interests ! held in trust came first, no other than that I have taken was open to me, and if Mr. Peacock had been my brother I would have follow ed the same proceeding under similar

I make response only because Mr Peacock's communication calls for li the public must judge for itself. J. G. ROTHWELL.

Honolulu, April 20, 1905.

# CHARGES AGAINST

the Japanese Consul General for the Pacific Coast, at San Francisco, re-The actual cost of the questing him to hold an investigation ation just prior to departure by the steamship doctor.

Signed statements were left here by some of the passengers, complaining that all of the Japanese emigrants were compelled to strip bare of every shred Company's property by \$425,802.43, and of clothing, and the women kept less than its assessed valuation for awaiting their turn for inspection. sage in the Olympia had they known how they were to be treated.

#### STARBUCK TIED UP.

The ship Tillie E. Starbuck is still tied up in naval row while the cases of money advanced to them on their alship cannot get men to take their places at present. It is possible that the old men may be returned to her today so nity who, for reasons unknown to this that she can sail for Delaware Break-

### CLAUS SPRECKELS MAY BUY THE HAWAIIAN HOTEL

Claus Spreckels, the latest report is, comes to Honolulu today in the steamer Alameda mainly, as regards business, for the purpose of buying the property of the Royal Hawaiian Hotel Co., Ltd., which is advertised to be sold at auction under the bondholders' foreclosure proceedings by Fisher, Ables Co., auctioneers, at 12 noon tomorrow.

Rumor has it that an old-time quarrel with Alexander Young has moved Mr. Spreckels to buy a rival hotel to that which Mr. Young has established.

# DISCONTENT **INCREASES**

## Russian Government is Trying to Head off Contemplated May Day Disturbances.

(ASSOCIATED PRESS CABLEGRAMS.)

ST. PETERSBURG, April 21.-Many leaders of agitators have been put under arrest so as to prevent May day disturbances. They had been urging workingmen to secure arms and resist the troops.

JOURNALISTS FOR REFORM.

The congress of journalists in session here are demanding the liberation of the press.

RUSSIA BUYING CARTRIDGES.

Orders for 400,000,000 cartridges have been placed.

SEEKING FOREIGN WARSHIPS.

Inquiries are being made abroad for warships. It is reported that South American vessels have been purchased.

OYAMA MOVING NORTH.

Advices from the front show that the Japanese armies are marching northward, preceded by cavalry.

#### FRANCE AND KAMRANH BAY.

PARIS, April 21.-Minister Monoto has protested to Premier Delcasse against the Russian use of Kamranh bay. He was assured that neutrality precautions had been taken. Probably the Kamranh bay affair will embarrass France and weaken the Russian al-

## RUMOR ABOUT ROJESTVENSKY.

SHANGHAI, April 21.-It is rumored that Rojestvensky's fleet has passed the straits of Formosa without an encounter.

#### GATES DEAL BROKEN.

CHICAGO, April 21.-The Gates wheat deal has been broken, the price having declined five cents.

#### PLATT BADLY OFF.

WASHINGTON, April 21 .- Senator Platt's condition is grave.

## POULTRY SOCIETY

poultry was held at Haalelea lawn last night. There was a large attendance the men who are said to have had and the greatest interest was shown. The result of the meeting was the orlotments are being investigated. The ganization of the Hawaiian Poultry Association which will work for the good of the poultry industry in the islands and will encourage the production of fine bred poultry. The articles of association for the society had been prepared and were presented by Judge Weaver after temporary organization had been affected by the election of A. W. Seabury as chairman and C. W. Weatherwax as secretary.

It was voted to call the society the Hawaiian Poultry Association. At the annual exhibition the pet stock fraternity will be given a chance to exhibit.

The association then voted that the initiation fee be one dollar and that an annual due of not more than one dollar be levied on each member. It appointed to draw up other by-laws are better than that of the Minnesota.

and report next Wednesday at 7:30 p.

There was some discussion as to the propriety of electing officers before the by-laws were adopted but it was finally voted to proceed with the voting. The following were elected: President, A meeting of those interested in P. L. Weaver; vice president, T. J. King; secretary, St. C. Sayers; treasurer, A. W. Seabury; director, J. J.

Those present at the meeting last night were:

T. J. King, C. S. Frasher, P. L. Weaver, Jno. Markham, W. E. Fisher, Thos. Thrum, W. S. Wall, L. Fernandez, J. Coonradt, J. Gasper, J. J. Mathews, W. C. Weedon, J. S. Hopkins, St. C. Sayers, R. C. Brown, H. Giles, T. Rewcastle, Ella A. C. Long, Oto Beirbach, C. R. Frazier, F. Kaech, A. W. Seabury, C. M. Weatherwax, Wm. Carlysle, J. C. Cook, B. F. Beardmore, Jno. Hills, A. K. Vierra, Jno. Marcalino, J. E. Barges, Wm. Heen,

#### TRANSPACIFIC RECORDS

A press message received yesterday stated that the S. S. Minnesota had arrived at Seattle, 11 days and 21 hours from Yokohama, breaking the Transpacific record. This must be the Yokohama-Seattle record as Thrum's Annual records the China as having made the San Francisco-Yokohama run, diwas unanimously agreed that the fees rect, 4764 miles in Oct. 1903, in 9 days, should be low in order that all who 4 hours, 17 minutes, while the Kores, are interested may feel able to join. a year previous is recorded as having A committee consisting of J. J. Green, course of 4537 miles in 10 days, 15 hours Will E. Fisher and R. C. Brown was and 15 minutes. Both these records

# LICENSE BILL

#### House Passes Liquor Bill to Second Reading.

(From Wednesday's Advertiser.)

Last night's session of the House was of such length that the members had time to pass the newly numbered liquor bill (No. 222, which is the original bill as introduced by the House) to its second reading, and to rip and toar the license act to pieces. The license bill called for all degrees of eratory, most of it dwindling down to "talk-talk," especially over the section concerning the licensing of shows and other entertainments. Despite the efforts of Quinn, Long, Harris and others to give the Honolulu legitimate showman a license fee which would not cut deeply into his nightly receipts, the majority favored having him pay \$5 a night for every performance. As a night for every performance. As one legislator expressed it, "We have got to have every cent we can get to pay our county expenses."

HOUSE NIGHT SESSION. Holstein said if the House wanted to pass a liquor bill why it should go ahead and do so.

He said he did not care a snap whether the bill paysed or not, but if the people wanted it, it should be pa sed. The House was up against it. Tae Senate would have to come to time. The trouble was because the Senate had ripped up the bill the House had pass-

Greenwell arose again to request that the bill be passed to a committee. He favored a suspension of the rules to permit the bill to pass its second reading. He did not desire the bill rushed through irrespective of rules,

Cox said the bill was identical with the bill already passed-No. 165. It was revived as No. 222. He wanted to know where the House was at,

Harris sald the bill was an absolutely new bill under the circumstances.

Kalelopu said if 222 was the same as 165, the bill had already been passed its fourth reading. Harris reiterated that the bill had

been amended by the Senate and had been vetoed.

Kaleiopu said the House could force the Senate to pass this bill,

Andrade said the House had established a precedent in such a matter, the granting of divorces on the ground of leprosy, which is a law. The case was parallel to the liquor bill. It was nonsense to waste time as to whether or not the bill was to be acted on. Let the bill be passed to its second read-

He favored passing it the second

Aylett thought it improper to bring in the new bill now. There is no veto on the bill yet. ("Not on No. 222," said various members). He was opposed to taking up this measure. In the case of other bills placed before the House in substitute for others it was after the veto was received.

Mr. Aylett was reminded that the Governor had already vetoed the bill, and notice thereof had already been received, but consideration of the same had been deferred to 11 a. m. Wednes-

Aylett said he came to discuss the taxation bill, not a liquor bill. He favored working on the bill in the day-

considering the bill now. The case was cussion. The request to have an anthis: The ones who wanted a new nual license reduced to \$60 from \$5 a liquor law were the ones who would The people of the territory would be the gainers by taking away the power in the matter from the Gov-There was a joker put in the bill by the Senate which killed it. .

There was not a man in the town who would not say the bill was rotten. The liquor men themselves were opposed to the bill passed by the Senate. The Senate had inserted a clause calling for ten cents a gallon for distilling liquor. Revenue Collector Chamberlain told him such a clause made it prohibftory to distill liquor in the islands

The House passed a fair liquor bill, and the Senate "played it" and the here or not. It was exorbitant to When public sentiment was House should pass its original bill again. The liquor men said the bill then was good. The House committee was assured of this, and also that the no complaint-except from Mr. Cohen. Governor would sign it. The original stripped of the Senate amendments. Therefore, there was nothing to prevent the House from reintroducing the bill again. If the House overrides the Governor's veto what guarantee has the House that the Senate will sustain the House? The House should go on record as believing it had passed a fair bill, in its original shape,

"In my judgment, the Senate amendments are rotten," said Harris,

"Kokua," said several members in en dorsement of his remarks.

Sheldon at this juncture moved to suspend the rules to permit the Solons to smoke their Havanas. The request-

Aylett inquired whether if the House passed the new bill, there was any

surance of the Senate treating it right. Harris thought that the Senate be lieved it was ashamed of itself for having had the temerity of passing such a bill. Some Senators had told him In answer to a question, Harris said he had no assurance that the Governor would sign the new bill, but he and vehicles carrying four or less perbelieved the Governor was in favor of sons, \$5. Long's amendment carried. some liquor legislation and might tend the session if necessary to have

Aylett said he had, in no former ses sion, seen so many vetoes, and therefore he was in doubt as to what the Governor would do.

"Question! question!" called out several members.

The Speaker then put the question to a vote to suspend the rules to pass House voted in favor of the question, and the bill was then declared to have passed its second reading.

The House then took up Senate bill No. 10, repealing certain sections of the revised statutes relating to the distilling of liquors

HOUSE BILL 261.

Harris moved to take up bill 201 for third reading. The bill, relating to special appropriations for departmental use, was read. Coelho amended by inserting \$1500 to pay for jurors in the Maui Circuit Court. The bill as amended passed third reading, the total amount calling for \$12,000.

LICENSE BILL.

The House went into session as a ommittee of the whole to consider Senate bill 48, relating to licenses,

Smith asked leave to amend the bill by inserting a clause explaining what poisonous drugs are. The amendment

went in as section 54A.

Under "merchandise." Harris moved
to strike out section 60 which related to a sliding scale for license fees from \$50 to \$500. He explained that every merchant had to pay one per cent or his stock of goods, and two per cent on his net profits. Now he is called upon to pay a license to sell his goods. "Whenever a country wants to raise

money they hit the merchant-he's said Harris. easy." "Take the lawyer who does \$100,000 a year's business, (laughter), what do

you get out of him. He pays \$50 a month for an office in the Stangenwald or Judd building, and what do you get out of him? On the income tax, that's all. But he doesn't keep books, and the government is up against it. But the merchant is hit every time. It's double taxation."

Kaniho thought it was a very funny proposition for Mr. Harris to ask for the elimination of the section, espe-cially as he was a merchant. This caused a laugh, but not so much a one as that which Harris put to Kaniho asking if the latter did not vote last to eliminate ministers from naving taxes.

Yes," replied Kaniho, "but I still pay taxes."

Harris said then he was willing not to vote, but Chairman Sheldon ruled that Mr. Harris represented many constituents and had a right to vote. niho insisted, however, that Harris had no right to vote. Harris, to still the troubled waters said he would not vote and would be glad to leave the matter to the good judgment of the majority.

Harris's motion was lost. Then an amendment was offered that a business having less than \$1000 annual sales, be taxed at \$12.50. Mr. Harris said the collector would run up against Chinese and Japanese stores where no books were kept and every one would assert that he did less than \$1000 worth of business. It was a proposition which gave a solar plexus blow to the white business man. He thought the \$25 minimum should be maintained. Under this merchandise license provision the government estimated it would derive \$126,000 in revenue. Harris thought every merchant should be re-quired to keep books in the English

Kaniho wanted to know how a Chinaman, who didn't know English, could keep books in English? The same with Hawaiian merchants who did not know English. The amendment and section were passed.

Long did not favor the section which required an applicant to put his application for a license to the sheriff. He wanted to know whether the sheriff had the right to refuse to issue a license. If so, he was opposed to the Waterhouse called attention section. to another section requiring the sheriff to issue a license upon any application.

The section relating to the license fee Harris could see nothing erratic in for public shows, etc., called for dis-

> Andrade thought \$5 a night was cheap enough. Quinn said that the \$5 a night proposition was keeping good shows away.

Harris said the Orpheum was up against it. Smith said one show recently played to \$900 and \$600 houses Harris said if the \$5 a night proposition was maintained a certain compa on the coast would not come here.

Long told of the experiences of Manager Cohen of the Orpheum. He was a taxpayer. He had immense expenses. He had to pay \$85 a month for the play house whether he had a show charge a man in the business legitimaroused the Senate asked the House to ately. For a person, a lecturer or other take half the blame. He believed the public entertainer, let him pay \$5 a performance.

Andrade did not believe in reducing the show tax. He said there had been The Chinese and Jap theaters and the bill, is conceded to be a fair bill Opera House had made no complaint. Several members assured Andrade that Cohen had complained. Andrade insisted that by sticking all theatrical managers the country would continue to derive about \$400 a quarter from entertainment sources. Andrade moved to pass the section as it appeared in the bill.

Aylett wanted the following scale \$5 for a performance; \$100 a month; \$250 for three months; \$1000 a year, Quinn said the show business today

was a dead letter, because of the high license. Long said the Aylett amendment was

ridiculous. He amended it to \$1 a night; \$10 a month, and then Quinn moved to adjourn. The motion to pass the section as it

appears in the bill prevailed, \$5 a performance. The section concerning safely deposit

companies which rent boxes was amended by Harris to call for \$250 a year for a license. Long wanted tally-hos taxed at \$10

The hour was 10:45 and a motion was made to rise and take a recess until this morning. Speaker Knudse then took the chair, and order was re-Chairman Sheldon reported stored. progress, and the report was adopted as

far as it had been amended Adjournment was taken to 10 a. m. today.

## THE SENATE IS TRYING TO FINISH UP WORK

#### Neither Body Votes on the Veto of the Liquor Bill and the House Spends Most of its Time in Talk.

(From Wednesday's Advertiser)

Neither House of the legislature voted on the Governor's veto of the liquor bill yesterday. The Senate devoted the day to general egislation in an effort to get some kind of a clean-up before the time comes for adjournment. In fact, there remain now about seven days more of the regular session, and not even the most sanguine statesmen believes for a moment that the Governor will grant an extension. That being true, a large number of bills will necessarily fall into the limbo of forgotten things from sheer inability to reach them in the time that is left. And when the extra session is called it can only take up the appropriation bills.

The House yesterday sustained the veto of the bill increasing the pay of jurors, and spent most of the balance of the day in talk.

#### THE SENATE.

There was a little spat and a large amount of business in the Senate session yesterday. The spat, which after all did not harm and served to wake up the somewhat sleepy solons, came at the afternoon session during the discussion of the report of the Ways and Means Committee on the second reading of the bill defining the powers of trust companies. The President had put the question on an amendment limiting the powers of such companies. "One, two, three, four, five, six," said the President, counting the hands

raised on the affirmative vote.
"One, two, three, four," said Sen-ator Lane, looking around in his seat and counting in a perfectly audible tone of voice.

tone of voice.

"I am counting here," said the President, suddenly stopping the proceedings. "I object to this. If you want to count these votes, come up here and take the chair."

"I meant no harm," said Lane.

"You have no right to count," said the President. "I will leave the chair if this thing is continued."

if this thing is continued."

"I beg your pardon," said Lane,
"but I think that I have the right to
count the votes for myself."

then the little storm passed, the Senate settled down to business once more, and the session ran as smoothly as a Territory going down hill on an oiled road with no brakes

REPAIRING THE COUNTY ACT.

The effort to repair the County Act so as to make it workable was in dence at the opening of the session yesterday in the introduction by Dickey of a bill transferring the use and control of roads, bridges, and other public works from the Territory to the counties, and providing for their maintenance. The bill was read through. The bill was read through, and passed first reading.

Dickey introduced a resolution ask-ing the Attorney General for an opinion as to whether the Territory had the right to transfer the control of roads and bridges to the counties. The

resolution passed.

in support of the bill, although he was doubtful as to whether the right of way across private property could be given to the telephone company under the law. However, in order to get a half way modern telephone service, he

as willing to take a chance. Dickey said the right of condemnaion given under the bill was but slight, and should be given under the and then the section giving the right to lay conduits passed.

There was a lot of discussion upon the provision of the bil permitting the purchase of the old telephone sy tem by the new, Dickey saying that he feared the possible creation of a monopoly. That was one of the evils complained of now. The section, however, passed.

section providing for the pay ment of 2 1-2 per cent per annum of the gross receipts of the company Territory was amended so as to make the payments begin at the end of two instead of five years. The bill then passed second reading, and will be read for the third time today.

#### LIQUOR BILL VETO.

The Governor's veto of the liquor bill had come in during the consideration of the telephone franchise bill, and consideration of it was postponed until this morning at 10 o'clock. Senate Bill 123 was taken up on third reading, and passed. McCandless,

itt voted against it. McCandless from Public Lands Committee reported adversely on Senate Bill 133 to exempt railroads in Hama-kua from taxation for a given number of years, on the ground that there were

Paris, Achi, Bishop, Gandall and Hew-

no railroads in that district. Bishop, as the introducer of the bill, protested against the report as inadequate, the bill being for the purpose of encouraging the building of railds in the district mentioned in the bill.

a motion to postpone to be considered with the bill, McCandless protested that the Public Lands Committee was not opposed to railroads, but was op-posed to tax exemptions. And he pro-ceeded to charge that if Bishop had taken the interest in the bill for the building of a railroad on Oahn that he did for a tentative railway in Kobala, he would have done more for the

Woods and Paris both said that they would vote for any railroad into Kohala from Hilo, but said that the Bish-op bill was altogether indefinite and

provided nothing.

Bishop defended his action, saying the bill was a measure in favor of at body who would build a rillway into the Kohala country, and then the re-port went over to be considered with the bill, which was put on the order of the day for Wednesday.

The Secretary of the Territory no-

tified the Senate that the Governor had signed Senate Bill 90, the veteri-

#### MORE COUNTY ACT REPAIRS.

The Senate tried several times during the session yesteruny to get action on Senate Bill 138, which is the Dickey bill providing money for the coun-ties, and late in the afternoon adopted the report of the Ways and Means Committee, which passes on third read-ing the Dowsett substitute for the ing the Do

The new bill, in its essential features, has added to it a new section, which provides that the road taxes shall form a separate fund in the Ter-ritorial treasury, to be drawn upon only for road purposes, and then only by the counties paying in the several amounts in the fund. In other words, it is planned to spend in each county the road tax collected in such county. The bill follows:

Section 1. Fifty per centum of the total amount of poll and school taxes and taxes on property and income col-lected in each county shall be paid b the Treasurer of the Territory of Ha-waii to the Treasurer of such county

in the following manner:

1. The Auditor of the Territory shall on the last legal day of each and every month issue a monthly warrant on the Treasurer of the Territory in favor of each County Treasurer, such monthly warrants for the helf year. monthly warrants for the half year from July to December, 1905, inclusive, shall be in an amount not less than 10 per cent, and thereafter in an amount not less than 10 per cent, and thereafter in an amount not less than 15 per cent of the estimated tax payable to each county within every half year, and within the first fifteen days of January and July of each year, the said Auditor of the Territory shall issue a warrant on the Transactory. The order then came on consideration of the Governor's veto of the bill raising the pay of jurors, and action was deferred until today.

House Bill 160, the trading stamp bill, came in with a report from the equal to the balance in aver of each County Treasurer for an amount equal to the balance in aver of each County Treasurer for an amount equal to the balance in aver of each County Treasurer for an amount equal to the balance in aver of each County Treasurer for an amount equal to the balance in aver of each County Treasurer for an amount equal to the balance in aver of each County Treasurer for an amount equal to the balance in aver of each County Treasurer for an amount equal to the balance in aver of each County Treasurer for an amount equal to the balance in aver of each County Treasurer for an amount equal to the balance in aver of each County Treasurer for an amount equal to the balance in aver of each County Treasurer for an amount equal to the balance in aver of each County Treasurer for an amount equal to the balance in aver of each County Treasurer for an amount equal to the balance in aver of each County Treasurer for an amount equal to the balance in aver of each County Treasurer for an amount equal to the balance in aver of each County Treasurer for an amount equal to the balance in aver of each County Treasurer for an amount equal to the balance in aver of each County Treasurer for an amount equal to the balance in aver of each County Treasurer for an amount equal to the balance in aver of each County Treasurer for an amount equal to the balance in aver of each County Treasurer for an amount equal to the balance in aver of each County Treasurer for an amount equal to the balance in aver of each County Treasurer for an amount equal to the balance in aver of each County Treasurer for an amount equal to the balance in aver of each County Treasurer for an amount equal to the balance in aver of each County Treasurer for an amount equal to veried. Lewis supported the motion to sustain. House Bill 103

sented to the Treasurer of the Territory for payment, if there is money in Treasury for the purpose, he shall pay the same and write or stamp on the face thereof "Paid," the date of payment and sign his name thereto. the same is not paid want of funds, the Treasurer of the Territory shall first register the same in a book to be kept for that purpose, shall then endorse "Not paid for want of funds," with the date of presentation, and sign his name thereto and return said warrant to the party presenting the same. From that time un til paid the warrant shall bear five (5) per cent interest per annum, and it shall thereafter be paid in order of its registration out of funds properly chargeable therewith.

#### INTEREST ON WARRANTS

3. When there are sufficient money: in the Treasury to pay the warrants drawing interest, the Treasurer of the Territory shall give notice for week in some newspaper published in each county, or, if none is published therein, by written notice posted upon the court house door at the county sent for the same length of time, stat-ing therein that he is ready to pay ch warrants. Ten days after the first publication or posting of such notice, cease to draw interest warrants

When the Treasurer pays any warrant upon which interest he shall note on the warrant the amounts of interest paid therein, and enter on his account the amount of such interest distinct from the prin-

The funds from such warrants shall be applied by each County Treasurer to the payment of the expenses of his respective county. Section 3. That out of the taxes pay-

able after July 1, 1905, for the year 1905, the Treasurer of the Territory is hereby authorized to reserve out of the share of each of the several counties for the benefit of the Territory the following sums: From the County of Onhu \$125,000, from the County of Hawaii \$60,000, from the County of Maui \$40,000, and from the County of

Kauai \$35,000. ection 4. Any officer or person who wilfully fails, neglects or refuses to comply with any of the provisions this act or violates the same, shall be guilty of a misdemeanor, and shall be Agriculture. Rec punished by a fine of not less than with amendments.

An unexpected tangle developed in the discussion on the second reading of Senate Birl 125, defining the powers of trust companies, Achi contending that the bill as it was reported from the committee took away the banking privilege from such companies, which se said should not be done.

"If we agree to let them have banking privileges, will Senator Achi agree that trust companies shall pay bank-ers' license?'' asked Bishop. Achi thought that he would be, but

was not sure. He wanted considera-tion deferred. This was not favored, and the provision permitting trust companies to accept deposits was stricken out. So was a clause that permitted them to do about everything else that they wanted to do. that they wanted to do.

Achi then moved to defer consideration of the bill until Wednesday, but was voted down and consideration in the United States.

continued. The bill passed second reading. It will be read for the third time on Thursday.

He has been in the Hawaiian Islands

McCandless introduced a bill pro-viding for the construction of roads through and from public lands opened for settlement. Read first time and passed. It will be read for the second time today.

Senate Bill 140, to take up estrays, passed second reading and will be read for the third time tomorrow.

The Governor sent the names of Drs.

Herbert, St. Clair and Judd as mem-bers of the Board of Medical Examiners of the Territory, and the nomina-

terms of the First Circuit Court, passed second reading and will be read for the third time today.

Senate Bill 142, providing for hear-ing of cases on appeal by the full Su-preme Court, passed second reading. It will be read for the third time to-

births, passed second reading. It will be read for the third time Thursday. Senate Bill 128, amending the edu

cational laws so as to legalize the employment of three school inspectors, passed second reading. It will be read for the third time today.

The President said that he would suggest that all bills now in the hands of committees be returned to the Sen-ate today, as there were but six days more of the session. These would be splaced in the clerk's hands, and could then be followed. And then the Senate adjourned.

#### THE HOUSE.

What with the Governor's veto of the liquor bill and the abortive athad a busy day of it yesterday. It wasted the greater part of the morning in an absolutely futile discussion of

the veto, and so put in an evening session in order to catch up. After a wild tangle of motions, con-

to increase the salaries of the Circuit recording of instruments within the Judges of the First Circuit by \$1000 various judicial circuits a year and of the others by \$200 a year and of the others by \$500. The Governor also had recommended payments of different lawyers' fees and of incidental expenses of the courts, but when a bill to benefit the poor pe

ple comes up the Governor vetoes it. Several honorable members gave more or less intelligent opinions on the question, but the motion to override failed on division, 18 voting "aye" and 11 "no," the necessary two-thirds not being obtained. The vote was thus:

Ayes-Aylett, Broad, Copp, Cox, Fernandez, Haia, Kalawaia, Kaleiopu, Kalino, Lewis, Mahelona, Mahikoa, Na-kuina, Pali, Pulaa, Rice, Sheldon, kuina, Pali, P Waterhouse-18. Noes-Angrade, Greenwell, Harris,

Holstein, Kaniho, Lilikalani, Long, Quinn, Shipman, Smith, Knudsen-11. Smith's bill to permit railroads now using steam to employ electric, gas, compressed air or other power was up for third reading. The bill passed by 28 to 2, with a couple of small amend-

Andrade's bill relating to acknowledgments and proofs of documents passed third reading.

#### ANOTHER OVERRIDEN.

On Lewis's motion, the veto of Governor Carter of the Senate bill to provide a High School for Hilo, was taken up. The veto was overridden by a vote of 24 to 4. The "faithful four" were Andrade, Greenwell, Harris and Lilikalani. Smith and Waterhouse were absent.

#### FAST DRIVING.

Holstein's bill relating to the prohibition of fast driving over iron and wooden bridges of more than 10 feet in length passed third reading, amended so that automobiles are limited to a speed of four miles an hour instead of six on bridges.

#### JUDICIARY REPORTS.

The Judiciary Committee reported on the following bills: House Bill 203, to amend the Revised Laws relating to summary proceedings to recover possession of land. Recommended passed.

Senate Bill 112, to amend the Revised Laws relating to the Board of in addition to such fine or instead of Recommended passed

# prisonment for one year or both. Section 5. All laws or parts of laws so far as the same may be inconsistent with this act are hereby repealed. Section 6. This act shall take effect from and after the date of its passage. TANGLE ON TRUST COMP. PRESIDENT

#### Mormon Chiel's Boy a Missionary in Hawaii.

Two very interesting young men left Honolulu on island steamers last evening, one for Maul and one for Kausi. They bear notable names, for one is a son of President Smith of the Utah Mormon Church, with headquar-ters at Salt Lake City, and the other is a greatgrandson of Lorrin Farr of Ogden, Utah, who is said to be the patriarch of one of the largest families

about three years, having been sent out by the church on a mission, as was also young Farr. Both are very young men, but it is generally the case that when the church sends its missionaries out into the world they are sometimes not more than nineteen years of age. The younger, the more zealous in the work. When the church commands, it is for the subjects of the First Presi-dency to obey. The command falls alike upon the son of the President or the humblest toiler and tithe-payer in Senate Bill 141, to straighten out preaching the gospel of the Church of the tangle in the time for holding Jesus Christ of Latter Day Saints without scrip or purse. Two years is generally the period they are called upon to do missionary labor. They are sent to Germany, Scandinavia, England, Ireland (where they have little success), and the South. In every forcion country they instable begin to

eign country they instantly begin to learn the language.

Every island in the Pacific Ocean knows the Mormon missionary, Hawaii House Bill 180, raising the legal rate of interest from six to eight per cent, passed second reading. It will be read for the third time on Thursday.

Senate Bill 127, to tax corporations, passed second reading. It will be read for the third time today.

House Bill 188, recommending the Hawaiian three or four years ago, he surprised three or four years ago, he surprised three or four years ago, he surprised everyone by speaking the language of the Islands.

And so young Smith same here about three years ago, and Farr about a year ago. Last night Mr. Parr went to ago. Last night Mr. 1 at. Maui, where he will retern a year. Mr. Smith went to Kauni to remain about the same length of time.

Lorrin Farr, the patriarch, is about 87 years of age. At a reunion of the Farr family held at Ogden two years ago, when his descendants from the two nearest counties assembled, over persons were present.

"And there were more counties to be heard from," said young Fact vesterday while telling the story. "I really don't know just how many descendants my greatgrandfather best."

The family is said to number about

400 persons.

Mr. Smith's father is now the head of the Mormon Church. He in ture of the Mormon Smith, brother was the son of Hyrum Smith, brother of Joseph Smith, the founder and martyr of the church. Joseph Smith was killed by a mob in the town jail at Carthage, Illinois, in the Carly so's. It is an interesting fact that the Mormon Church has recently purchased the old jail at Carthage and adjacent prop-

the effects of such recording. Recom-mended passed, Mahelona dissenting. FIDUCIARY COMPANIES.

The bill introduced in the House by

Coelho for defining and regulating fiduciary companies, was printed and Its provisions are of the greatest imortance to nearly every citizen of the

Territory. It provides that the words "fiduciary company" shall be construed to mean and include every bank, other than a National Bank; every trust or fiduciary company; every mortgage, loan, building, investment, realty and maturity company; every burial association; every mutual benefit society, and every company carrying on a financial or fiduciary buisness in the Territory of Hawaii, whether it be a a foreign corporation, or a copartnership or any unincorporated company, irrespective of the name by which such company is designated.

make to the Treasurer of the Territory four reports during each year, on March 31, June 30, September 30 and December 31.

The Treausurer of the Territory may at any time make an examination into the affairs of any fiduciary company and for such purpose, he or shall have free access to the vaults, books and property of such companies at any time during business hours.

Every fiduciary company, whenever notified in writing by the Treasurer of the Territory so to do, shall publish in the English language within seven days after such notification, any re-port of its affairs made under the requirements of the act, in some news-

Any fiduciary company, and any executive or managing officer thereof, neglecting or refusing to carry out or omply with any of the provisions of the net, shall be notified in writing by the Treasurer of such neglect or refusal; and if such neglect shall con-tinue for seven days the company and officers shall on conviction be fined in a sum not exceeding one thousand (\$1,000) dollars, and said officers

such fine, be imprisoned. (Continued on page 7.)

# AH ON IS

#### First of the "Hatter" Cases to be Won by the Territory.

(Fron. Wednesday's Advertiser)

Before Judge D: Bolt in the Circuit Court yesterday, Ah On, a former Chinese police officer, was found guilty of accepting a bribe. This is the first conviction secured in the so-called "Hatter cases," the evidence having been secured by the Pinkerton man who came down to the islands last year and stirred things up in the police department. The jury was out about ten minutes before bringing in a verdict, and Ah On will be sentenced Friday morning.

The crime of which defendant was found guilty was the acceptance of a bribe from one Chong Choy Fat to allow the latter to run a che fa game at Alea. According to the story told by Chong, he was paying Ah On the sum of fifteen dollars per week upon the understanding that the game should not be raided.

VERDICT SUSTAINED.

In the Supreme Court yesterday a decision, written by Just ce Wilder, was handed down sustaining the exception of plaintiff to the granting of a new trial in the Meleaka How On and How On vs. Ah Moe, Ah Ho and Tong Jung, alias Yee Sung, action in ejectment in which the verdict was for plaintiffs. The syllabus of the decision is as fol-

"In electment claiming right to pos session of land and damages the following verdict was rendered. 'We the jury in the above entitled cause find the plaintiff in the sum of one dollar damages.' Held, that the verdict. which was deficient in not expressly finding one of the issues in the case, may be aided by the pleadings, instructions and exhibits, so as to supply by intendment that which was not expressed in it, but which necessarily followed from that which was expressed, viewed in connection with the pleadings, instructions and exhibits, and should be construed in this case to mean a verdict for plaintiff for the land described in the complaint and one dollar damages."

CHINATOWN FIRE CASE.

One of the Chinatown fires was the subject of a Supreme Court decision written by the Chief Justice and handed down yesterday. The action was to recover \$750 upon a policy of fire insurance issued by the Alliance Assurance Co. of London upon Kwong Lee Yuen & Co.'s building on King, between Maunakea and Kekaulike streets.

Through erroneous rulings by the trial judge a new trial is ordered, the verdict of the jury for plaintiff being set aside.

The syllabus says in part: "The fire should be regarded as caused by the order of the Board of Health, though started in buildings outside of but near the condemned area, if it was so started for the purpose of preventing a spread of the fire from such area to other uncondemned buildings and was reasonably necessary or reasonably supposed to be necessary for that purpose, but not if, though done in good

#### CONFIDENCE

said Lord Chatham plant of slow growth." People believe in things that they see, and in a broad sense they are right. What is sometimes called blind faith is not faith at all. There must be reason and fact to form a foundation for trust. In regard to a medicine or remedy, for example, people ask, "Has it cured others? Have cases like mine been relieved by it? Is it in harmony with the truths of modern science, and has it a record above suspicion? If so, it is worthy of confidence; and if I am ever attacked by any of the maladies for which is commended I shall resort to it in full belief in its power to help me." On these lines

WAMPOLE'S PREPARATION has won its high reputation among medical men, and the people of all civilized countries. They trust it for the same reason that they trust in the familiar laws of nature or in the action of common things. This effective remedy is palatable as honey and contains 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 the Extracts of Malt and Wild Cherry. It quickly eradicates the poisonous, diseasebreeding acids and other toxic matters from the system; regulates and promotes the normal action of the organs, gives vigorous appetite and digestion, and is infallible in Prostration-following Fevers, etc., Scrofula, Influenza, Asthma, Wasting Diseases, Throat and Lung Troubles, etc. Dr. W. A. Young, of Canada, says: "Your tasteless preparation of cod liver oil has given me uniformly satisfactory results, my patients having been of all ages." It is a product of the skill and science of to-day and is successful after the old style modes of

merely to make room for convenience to work in when burning the condemn ed buildings. A new trial is ordered [ for erroneous instructions upon these

TESTA PLEADS GUILTY.

Yesterday F. J. Tests pleaded guilty of criminal libel upon Walter G. smith and received a nominal fine. The previous evening he had sent a personal letter of retraction and witness agreed to the imposition of a light tine. Mr. Testa averred that he had charged Mr. Smith with offences committed by another man.

COURT NOTES.

The Hawaiian Gazette Company has filed a demurrer to the libel suit of A. V. Gear claiming, among other grounds that the complaint does not state sufficient facts to constitute a ground of action, and that the language of the alleged libel it not actionable per se The libellant asks that the complaint be dismissed, with costs.

Mary Sanderson, a sixteen-year old girl who is an inmate of the Maternity Home, is a divorced woman, along with other things, a decree of divorce having been granted yesterday to her husband, Thomas Sanderson. She was in court yesterday in short skirts, and with her hair down her back, and admitted that she had not been good, but claimed that she had been married to Sanderson against her will,

The Federal grand jury was in ses sion nearly all day yesterday, it was said upon the Chinese peonage cases. But of course nothing really leaked out as to what the body was about.

The Supreme Court yesterday heard argument in the case of W. W. Bierce vs. C. J. Hutchins, trustee.

Judge De Bolt yesterday afternoon began the trial of M. P. Lugan, the former employee of the Oahu Railway and Land Company, charged with embezzlement.

Another demurrer has been filed by C. W. Ashford in the case of the United States against Aloiau and Isaac Kauhoe, a suit to collect from bondsmer for alleged post office defalcations on Kauai.

#### RECEPTION FOR ELK

#### Entertainment Planned For the Grand Ruler.

A meeting of Elks has been held to arrange for the reception and entertainment of Grana Exalted Ruler O'Brien, who is expected to arrive here next Monday morning on the Manchu-ria. Mr. O'Brien will make but a two days' stay, leaving again for San Francisco on Wednesday morning, Francisco on Wednesday April 26, by the Alameda.

It is proposed to give him a royal welcome on arrival in port, and, being accompanied by Mrs. O'Brien, he will be the dinner guest of Dr. C. B. Cooper, Past Exalted Ruler of the local lodge, and Mrs. Cooper. On Tuesday evenand Mrs. Cooper. On Tuesday even-ing it is planned to give a reception for the distinguished visitor at the

## PLAGUE OF THE NIGHT.

Keeps Thousands of People in Honolulu

Keeps you awake; can't sleep a wink. night.

Know what it is? Itching Piles. Itch, itch, itch. Nearly drives you crazy.

Itching away in any position, any time. Doan's Ointment cures Piles, Eczema

and all itching skin diseases. Read what a local citizen says:

William Preston has been a resi-dent of Victoria, Australia, for over half a century and is at present re siding at No. 68 Argyle St., St. Kilda. He says: "For some considerable time I have been troubled with Eczema on my legs. The irritation at times was very great especially at night, and it caused me considerable annoyance. I obtained a pot of Doan's Cintment and I must say that it allayed the irrita-

tion almost immediately. Doan's Ointment is a good remedy and I can high-ly recommend it for Eczema." Doan's Ointment is splendid in all diseases of the skin, eczema, piles, hives, insect bites, sores, chilblains,

etc. It is perfectly safe and very effective. Doan's Ointment is sold by all

chemists and storekeepers at 50 cents per box (six boxes \$2.50) or will be mailed on receipt of price by the Hollister Drug Co., Agents for the Hawaiian Islands.

W. L. Castle, who returned from Hawall in the steamer Mauna Loa, reports statements by G. W. McDougall to the effect that the mortality in Kona for two months past has been fearfully high. There have been from one to two deaths a week. Typhoid is the malady and bad water its cause, according to general belief. Wireless messages received by Governor Carter in the past two days indicate no increase in the epidemic.

WHAT CHAMBERLAIN'S PAIN

BALM WILL DO. For the alleviation of pain Chamberlain's Pain Balm has no equal. Soreness of the mucles, swellings and lameness are quickly relieved by applying it. One application will promptly quiet a pain in the side or chest and nothing will compare with it as an external application for rheumatism. For the treatment of cuts and brulees there is nothing better. For sale by all Dealers treatment have been appealed to & Druggists. Benson, in vain. Sold by all chemists, Ltd., Agents for Hawall. & Druggists. Benson, Smith & Co.,

## WAS RAILROAD DAY WITH THE SENATORS

#### apology to Mr. Smith and also published it, whereupon the prosecuting Hawaii Railroad Bill Knocked Out---Lucas Belt Line Franchise Passed---Rapid Transit Speed Bill Lost,

(From Thursday's Advertiser.)

There was railroad racking in the Senate most of yesterday, both figuratively in the railroading of business and literally in the making and breaking of railroad enterprises. The Lucas Belt Line for Oahu was knocked down only to be immediately picked up again. It stands now for third reading today. After being mangled almost beyond its father's recognition, the bill to encourage railroad building on the island of Hawaii was put out of misery. When the Maui electric railway franchise was about to be abandoned by its progenitor, in view of upraised clubs to dash out its brains, the Oahu man with a railroad baby of his own in the incubator sprang to the rescue and saved the infant. Maui and Oahu having got their prospective railroads advanced, it was easy for Kauai when its turn came. There was blood on the moon, however, when favors were asked for the Rapid Transit Co. Its bill was obliterated by the biggest majority of the day on any question that raised a fight. More than one administration measure was chloroformed by the Senate yesterday. Kalama led the upper body throughout the day, after the passing upon a few Senate bills on third reading. He called up bill after bill from the table, shutting off consideration of a score of measures on the set order of the day.

Considerable work of the legitimate sort was done by the House, also a great deal of talk of a kind that does the Territory no good. Both houses sustained the Governor's veto of the bill raising the pay of jurors. The veto of the liquor bill is still pending in

both houses.

THE SENATE.

President Isenberg, after opening routine, made a statement regarding the Governor's message announcing the appointment of Drs. Herbert, Sinclair and Judd as members of the clair and Judd as members of the Board of Examiners. After the Senate adjourned on Tuesday the clerk had shown him that the message was improperly addressed to the "Legislature." It should have been to the Senate. He asked Senator Achi to move a reconsideration of the vote confirming the nominations, as an amended message had been received.

Reconsideration carried and the nominations were again confirmed. it was voted to return the inaccurate placed on the order of the day. message to the Governor's office.

#### LIQUOR BILL VETO.

The Governor's veto of the liquor bill came up in order.

Hewitt moved to defer action until

the House acted. Paris did not see why the Senate should not stand on its own feet, and the House likewise, when either re-

ceived a veto message. Woods agreed with the idea of standing on their own feet, but this was a matter of courtesy to the House, whose

bill was in question. Lane said the House was already working on a new liquor hill and would most likely sustain the veto.

On a show of hands the motion was lost, but on a rising vote the message was deferred by 8 to 5.

#### JURY BILL VETO SUSTAINED.

A message from the Governor received the previous day, declining to approve House Bill 103, increasing the

Pay of jurors, was taken up.
Paris thought the veto should be sustained, much as he would like to see the pay of jurors raised. Achi argued that the bill would not make a serious increase in expendi-

The icense bill alone would impose on the people \$200,000 more The motion to pass the bill notwith-

standing the veto, was lost on the fol-lowing vote, lacking two-thirds: Ayes-Achi, Brown, Gandall, Hewitt

Kalama, Woods-6.

Noes-Bishop, Dickey, Dowsett, Hayselden, Isenberg, Lane, McCandless,
Paris, Wilcox-9.

#### FROM THE HOUSE. Communications from the House

vere received announcing: Veto of Governor on House Bill 103

Bill providing for a high school at Hilo passed notwithstanding veto of Governor. House Bill 205, authorizing railway

companies to operate their lines by power other than steam, passed third reading.
House Bill 216, relating to acknowl-

ritory, passed third reading. House Bill 212, to amend 643, Revised Laws, relating to driving across bridges, passed third reading. House Bill 217, to establish a hos-House Bill 217, to establish a hos-pital for the district of North Kohala,

passed third reading.

Joint resolution for a medical examination of people detained at Kalihi Receiving Station, passed third read-

All of these measures were passed on first reading, to be read a second time

#### REPORTS OF COMMITTEES.

Dickey, from the Judiciary Commit tee, reported favorably on House Bill 96, relating to attachments, recom-mending certain amendments. Laid on the table to be considered with the hill

Judiciary Committee on Senate Bill 137, to amend Chapter 40 of the Revised Laws of Hawaii relating to eminent domain. The committee recommended that the bul be laid on the table, saying: "The idea of the bill is a good one, and the bill is an important one, but it is introduced too late in the session, for the Legislature would not have the time to act prop-erly on the bill." Laid on the table be considered with the bill.

ered the foregoing, all of which bear on the question of distribution or ap-portionment of loan fund, and so far as practicable have inserted items in its report, now in course of compila tion, but not yet ready for transmissal to the Senate.

"The come tee leg have to return Senate Bill 24 herewith, believing that it will be impossible to make a final report and recommendations before the elose of the present session."

The report was received and the bill

#### AALA PARK REPORT.

McCandless, from the Public Lands Committee, reported on Senate resolution 3, as follows:
"The resolution relates to the ac

quiring by the tovernment of additional land adjoining Aala Park for enlarging the same. Your committee find that it would cost about \$60,000 to acquire the land desired, and while we feel the enlargement of this park would materially benefit that section of Honolulu, your committee believe it unwise to recommend the expenditure

of any such sum for such purpose at this time, and would recommend that the resolution be laid on the table." Achi set up a roar about the holding back of the matter by the committee and moved to return the report to the chairman. Under the rule the committee should have reported within five

days.

Dickey said the five days referred

only to special committees.

McCandless warmly resented the reflections on the committee, relating a statement of the work done by it. Vice President Paris, the President

having retired, ruled that the five days referred to special committees. The report was adopted. McCandless, from the Public Lands Committee, returned a bunch of peti-tions and resolutions together with a bill, saying there was no time for their consideration this session. The report

was received, to be considered with Dowsett, from the Ways and Means Committee, returned a bunch of bills and resolutions to be considered in open session if the opportunity came. Received.

#### ORDER OF THE DAY.

Senate Bill 127, relating to corpora-tions, passed third reading, Achi alone

Senate Bin 128, relating to school inspectors, passed third reading unanimously.
Senate Bill 140, relating to estrays.

on third reading, was referred to the Judiciary Committee, to report at 2 edgements and proofs of instruments, passed third reading.

House Bill 201, making appropriations for departmental uses of the Terranehmen to pasture their cattle free constitutions. tended that the bill would enable ranchmen to pasture their cattle free on public land. The bill authorized the government to take up and impound cattle found on the highways in Honolulu, Hilo and Wailuku where there are no legal fences. Parts argued that there was a law now en-abling the government to deal with estrays on public lands other than high-

> Senate Bul 141, amending the law of the present session relating to terms of circuit courts, passed third reading. It strikes out the provision for a term of the Third Circuit Court in North Kohala, which made it begin the same

day as a term in Kau.

Senate Bill 142, providing that when a Circuit Judge is incapacitated by illness or otherwise from acting as a substitute justice of the Supreme Court the next judge in rotation may be called, passed third reading.

RAILWAY EXEMPTION BILL. Kalama broke into the regular order where a lot of House bills were down for third reading, to move suspension of the rules for taking up the second reading of Senate Bill 133. It was so voted. The bill exempts property of railroads that may hereafter be convoted.

for decision on those coming ahead, Dickey moved a requirement of hav-ing one hundred miles of railway con-

Bishop, to except street railroads

using the public highways.

Achi, to strike out the districts named and insert any part of the Territory of Hawaii." To Bishop's objection that this would include railroads making money today the mover said, "No, no; the bill is for railroads to be constructed."

Dickey explained that the bill was to enable companies—there were two—now holding franchises to build railroads on the Island of Hawaii to float their conds.

Bishan as introduce of the life of the

Bishop, as introducer of the bill, followed remarks by McCandless and Woods, with the statement that there was no special design intended in favor of any individual or corporation. He had introduced the bill owing to his belief in the designation. belief in the desirability of having railroads through the districts therein

Dowsett favored the object of the

bill, but thought it too sweeping.

Dickey changed his amendment from one hundred miles to fifty miles moved to make it ten and McCandless, when the vice president had risen to take the vote, moved twenty miles. Fifty miles was adopted on a close

vote, and the vote on Bishop's amend-ment was interrupted by a motion for

#### Recess from 12 to p 2. m.

AFTERNOON SESSION. Dickey, at 2 o'clock, presented a re port of the Judiciary Committee on the bill relating to estrays, recommending an amendment. Laid on the table to be considered with the bill.

#### THE RAILWAY BILL.

Bishop's amendment was passed in a form to except railroads using the publie roadbeds and crossings of the same Dickey moved reconsideration of the 50-mile provision. He thought if 20 miles were put into operation it would be a great benefit to a portion of the

woods did not think the reduction would do justice to the other districts. A company might run out to Kukui-haele, taking in a lot of rich plantations, and then rest content.

The motion was lost.

Dickey moved to reduce the term of exemption from 20 years to 15 years.

Achi's amendment to make the bill apply to the whole Territory was about to be put, when Woods moved to make it apply to Hilo, Hamakua, North Ko-hala and North and South Kona.

McCandless moved to add the Island of Oahu, saying he was informed railroads were contemplated on Maui and Kauai, and he was certain a railroad was contemplated on Oahu. (Laughter.)
Dowsett asked if they were going to

make a broad bill exempting from tax-ation every railroad to be built for 20 years, where was the Territory to get off! The proposition was outrageous, absurd. There was a bill on the table regarding public franchises which would conflict with this bill. The countries which would be supposed to the conflict with this bill. try could not afford to make a gift of that sort to railroads.

"Mr. Dowsett's argument sounds all right," Bishop remarked, "but if you do not give some encouragement you will not have any railroad and the Territory will therefore get nothing. I think the bill is pretty nearly killed now with its limitations."

Woods's any always was lost Daw.

Woods's amendment was lost. Dowsett moved to defer the bill. Bishop asked what was the use of dawdling over the bill. "Kill the bill if you want to," he challenged.

"Very well," Dowsett responded. "I move the bill be laid on the table."

#### CONTROL OF ROADS.

Kalama again brought up a bill out of its order, being Senate Bill 143, for of the O. R. & L. Co., but McCandless second reading. It would transfer the possession, use and control of public consent.

Dickey moved the bill pass, saying to pass the bill. On a tie vote the the answer of the Attorney General chair ruled to defer the bill to Thursas to its legality could be considered on day.

third reading.

Achi argued that the bill was contrary to the provisions of the annexa-tion resolution and the Organic Act. "I doubt the bill myself," Dickey

The motion to pass the bill was lost, and on motion of Achi the bill was indefinitely postponed.

#### PUBLIC FRANCHISE BILL.

to postpone indefinitely, Hayselden was about withdrawing it when McCandless sprang into the lists with a plea for Kalama again led the Senate in pullng the string that brought a bill up from somewhere near the bottom This was Senate Bill 82, re-

lating to public franchises.

Bishop attacked it forthwith. It was too late to give the bill proper consideration. McCandless questioned if it would not interfere with the vested rights of existing corporations. He doubted

the propriety of passing the bill. Paris (Bishop in the chair) said he was in favor of getting all the taxes possible, but opposed to passing a bill of this kind on the jump without know-ing just what all of its provisions meant. Some corporations affected by the bill were barely getting along now.

Unless the bill could go to a commit-tee for a report he would not favor its

passage. He doubted very much if the bill could get through the lower House in the time left. Dowsett spoke in defense of the bill, saying it was following the example of many states. It certainly would concerns which were making money today. Only telephone and other companies using the public roads and streets were affected. The telephone

companies on Hawaii and Maui were

paying well. Achi attacked the bill hammer and tongs. Plantation companies crossing the roads with their railways, by per-mission of the Superintendent of Publie Works, would be compelled to pay 2 1-2 per cent additional taxes. There was no report from the Public Lands Committee on the bill, though it had been in its hands one month and five

Dickey thought if the bill was amended by a committee it might be passed, but it had never been considstructed in Hilo, Hamakua and Kohala districts from taxation.

Amendments came thick and fast,
the movers after the first not waiting ing fairly well, 21-2 per cent of its

was ordered read to speak for itself.

McCandless said the O. R. & L. Co.
were barely making a living. While
the movers after the first not waiting ing fairly well, 21-2 per cent of its

(Continued on Page 6.)

#### Contractor Jaeger Is Now Building Ditch.

The Kauai Electric Company is going ahead with its preparations to furnish electric power to portions of the Island of Kauni. Contractor Jaeger is now engaged in the construction of the ditch and tunnel which will form the way for the water which in turn will supply the force to generate electrie power.

The Hawaiian Electric Company has the contract to furnish and install the electrical machinery. This will be in place in five or six months, and in less than a year the company will be in a

position to furnish power. gross receipts would be about \$800. There would be nothing left for divi-

By the casting vote of the chair the bill was indefinitely postponed.

#### HOMESTEAD BOADS.

Once more Kalama led, bringing up Senate Bill 144. It provides that 50 per cent of the proceeds of government lands may be set apart by the Commis-sioner of Public Lands, with the ap-proval of the Governor, for the build-ing of roads to homestead tracts.

Bishop questioned if the thing could e done. He understood the governbe done. ment was bound to apply the proceeds of public land sales to the payment of

interest on bonds. Dickey once thought so too, but on investigation he had discovered that there was no such provision in the Organic Act. It was in the Territorial law, therefore was subject to amend-ment. The speaker casually mentioned

that it was an administration bill.

Lane thought it was too late in the session to consider the bill, the same as had been decided regarding the publie franchises measure.

#### The bill passed,

BLANKET MOTION. Kalama, flushed with the success of

his last previous leading, now moved that the Senate take up all bills reported by committees. Carried.

Senate Bill 24, making special appropriations for the government for two years ending June 30, 1907, came up first in the shuffle. Dickey moved to defer it, mentioning two weeks when asked to be specific. McCandless moved to defer to April 27, which

The Lucas Belt Line Railway fran-

chise bill was next called. Bishop moved that a committee of one be appointed to preach a funeral oration over the bill. Ruled out of or-der. Woods moved to defer the bill the 27th.

McCandless moved to pass the bill Dickey moved to pass the bill on second reading by title. Lost.
Dickey moved to lay the bill on the table. This was declared carried on a show of hands, but McCandless disputed the vote and demanded the ayes and noes. This was granted, resulting as follows:

Ayes—Bishop, Dickey, Gandall, Kalama, Paris, Wilcox, Woods—7.
Noes—Achi, Brown, Dowsett, Hayselden, Hewitt, Lane, McCandless—7. Dowsett had asked to be excused as

possession, use and control of public works, roads, bridges, etc., from the Territory to the counties, and go into effect upon the approval of the United moved to defer the oill to Thursday, and Kalama to the 27th. Achi moved to the counties and Kalama to the 27th. Achi moved to the counties and Kalama to the 27th. Achi moved to the counties are the chill. On a tie vote the

But the bill would not down so long,

#### MAUI ELECTRIC RAILWAY. Senate Bill 97, being a franchise to

R. A. Wadsworth and associates to con-struct an electric railway on the Island of Maui, came up on motion for second reading.

It was receiver with remarks indicative of a killing and, on a motion

railroads in general. McCandless could not understand the course of the Senate on railroads. In the districts where the O. R. & L. Co.'s line runs \$12,000 a year was received in taxes before the railroad was built, whereas \$170,000 in taxes was collected there now. The proposed railroad on Oahu before the Senate that afternoon would mean an increase of 40,000 to 60,000 tons of sugar a year. It would be easy to make a 20,000-ton plantation at Waialae with a railroad. If Kona had a railroad there would be a great difference in that section. Instead of yielding \$30,000 a year in taxes the Konas would be paying \$200,-600 a year. This country paid the O. R. & L. Co. a subsidy of \$200,000 and

was now getting that much money back every year from enterprises the railway made possible.

Bishop said that when it was proposed to give rights to a corporation the subject should be carefully investi-gated. There was no committee report on that bin. The interests of the government and the public should be safe

guarded. The motion to indefinitely postpone was lost and the bill passed second reading by title, to be read a third

#### time today. LUCAS RAILROAD BILL.

Achi, encouraged by the success of the Maui franchise, moved to recon-sider the Lucas Belt Line franchise. Dickey recapitulated the committee

eport against it, as showing it vio lated the vested rights of the O. R. & L. Co. and the moral rights of the H. R. T. & L. Co., etc., but the report was ordered read to speak for itself.

McCandless said the O. R. & L. Co. had surveys around Diamond Head and

# hawaiian Gazette. FACTS

ered at the Postoffice of Honolulu H. T., Second-class Matter, SEMI-WEEKLY. WESUED TUESDAYS AND FRIDAYS.

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A. W. PEARSON.

Manager.

APRIL 21. FRIDAY

### THE PATERNAL COUNTY ACT.

Paternalism, in its practical aspect, is a means of furnishing men with the most obvious feature of the County Act, both as a whole and in some of its segregated parts. A clear example of this characteristic exists in the second subdivision of Section 62, Chapter 14, of the Act, which is preof power to fix the salaries of all County officers, not specifically provided for, and succeeded by the power to authorize and supervise the expenditure of all funds belonging to the County. The particular language, thus embalmed in clauses of unrestricted discretion to allow compensation and to furnish the requisite money, is as follows: "To appoint such subordinate

for the public service." It will be observed that here there is no limitation whatever upon the right conferred by the "Joker." It would be difficult to conceive of a better opportunity for grafting, especially as a preparation for elections. Any number of voters may be deemed "necessary for the public service," and may prepare for the exercise of the highest privilege of citizenship by lounging about the country in the character of

officers as they may deem necessary

the County Act passed by the legislature of 1893 was wrecked, namely, the intermixture of territorial and county functions, what is to be said of the provision that "Each County Attorney when elected shall become a deputy of the Attorney General of the Territo-It would seem to the ordinary citizen that this provision establishes the greater part of the force in the Attorney General's office, and deprives that territorial functionary of the discretionary power of appointment.

Illustrations of the peculiarities of this unique piece of legislation might be piled up, but, at this time, two more may be mentioned. Under the head of "General Provisions," referring to the deputies of officers other than, Superelect one officer, by operation of law, and it had received from sales of stock they elect his deputy to the same posi- at par \$242,070.00, the total liabilities His duties not only embrace the ordinary obligations of deputies, but they are made absolutely coincident the duties of his chief. In fact, instead of one, there are two principals, each corresponding to the other.

visors, employ such clerks and other assistants as may be necessary to ald him in the performance of the duties of his office, and may, without such approval, remove the same,"

Here the same limitless possibilities as before mentioned, are suggested and the arbitrary power of removal is a direct attack upon the principle of civil service,

The County Act is surely a model for the study of grafting partisans,

#### JAPAN'S POSSIBLE STRATEGY.

themselves to the view that there will no battle on the high seas of the in Port Arthur. It is argued that Togo wants Rojestvensky to reach Vladivostok with only such losses as may be inflicted by mines and torpedoes en route. Once in Vladivostok the Russians would be trapped as they were in Port Arthur. It is argued that Togo would then blockade the northern harbor while a Japanese army invested it land. He could easily lay a mine field to keep the Russians from making night sorties and then stand off and bombard, while the Japanese army fought for positions from which the fleet would be in range. It would serve Japan's purpose better, as a matter of course, to sink the enemy's ships in port rather in the open sea whence they could not be recovered,

It is admitted that a fight may have to come, but the Russians, with the bottoms of their ships fouled, can hardly want to force it. The vital thing for them now is to go into dock. Of course, on this view of the matter. Togo might feel justified in attacking, but as was the case with Sampson at Santiago he has been ordered to be extremely cautious about risking his big ships. Japan having but five.

The second liquor bill is much better than the first but it is in vital need way to the location of saloons in any part of Honolulu, Hilo, Wailuku and other first, second and third-class postoffice towns, the only restriction being as to sites within 200 feet of a school or church building. One of the most considerations among citizens of this Territory is 'to keep

ons out of residence districts,

(Continued from Page 1.)

Board, are willing to attack with idle, distorted, and malicious statements, the bona fides of the stockholders and directors of the Company.

If our books and records had been examined, even with indifferent care by the Committee, it is safe to infer that its findings would have been sub-

is a means of furnishing men with shelter, food and clothing, without any corresponding return in labor. This is would seg the indulgence of the Senate while I outline the financial history of the Company.

#### INCORPORATION FACTS.

The Honolulu Rapid Transit & Land Company was incorporated August 30, 1898, by C. H. Atherton, C. G. Ballen-tyne, Geo. R. Carter, J. B. Castle, and ceded by another wholesale delegation J. H. Fisher, for themselves, associates and successors, to take over and effectuate that certain franchise granted the 25th day of June, 1900, which granted to C. G. Ballentyne, F. J. Lowrey and others, or to such corporation as might be organized by them, the rights and privileges now owned and possessed by this Company.

right to extend the same from time to

dollars. The capital stock originally fixed at preferred stock, \$209,000,00. \$200,000,00, was increased in Septem ber, 1899, to \$300,000,00, and further in creased in sanuary, 1901, to \$500,000,00 In January, 1902, it was increased to \$800,000,00; in May, 1902, to \$1,000,000,00, and in May, 1903, to \$1,250, 000,00, where it now remains, and of which at this date, \$1,150,000.00 has "subordinate officers."

been actually issued, consisting of 3,500 shares of 6 per cent preferred stock and 8,000 shares of common stock, now paying 4 per cent dividends, which represent approximately the full earning capacity of the Company at the present time. At no time has any promotion stock been issued. At the close of the year 1901, the

actual cash cost of the property of the Company amounted to \$797,841.54; at December 31, 1902, to \$953,594.38; at December 31, 1903, to \$1,394,200.78, and at December 31, 1904, to \$1,568,-802.43.

The road was opened for operation August 31, 1901, with six cars, operation act of the Legislature."

The actual cost thereof was \$309, attack. At that time the Company issued to this date of bonds \$150,000,00, hand supplies costing \$3,243.38, and cash, \$2,075.49. There was owing to it \$873.99, its total assets then being (April 17, 1905) the total outstanding \$253.23.61. Per contraction was act of the Legislature."

The actual cost thereof was \$309, and preferred stock \$150,000.00, hand supplies costing \$3,243.38, and cash, \$2,075.49. There was owing to it was actually \$2,000.00, and preferred stock \$150,000.00, and \$150,000.00, and \$150,000.00, and \$1 Visors, Sheriffs, Assessors and Tax \$753,232.61. Per contra, it owed to stock of the Company a banks, merchants, and others, on notes \$1,150,000.00, and no more. and open accounts \$211,162.61; its outbeing \$753,232.61.

#### EARLY FINANCIAL TROUBLES.

At that time the above indebtedness each corresponding to the other.

Once more: Section 110 a. enacts
that, "Any County officer may, with
that, "Any County officer may, with
the approval of the Board of Superthe approval of the Board of Superwas diligently sought for, and sought
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was diligently sought for a second of the company with attachment suits. Further local assistance
was diligently sought for a second of the company with attachment suits. Further local assistance
was diligently sough for in vain. Sundry persons of wealth and every financial institution in Honolulu were appealed to for funds, was demonstrated to them that the road was at last in operation, with resuits to justify our approaches for credit. But it was all without avail. Thereupon certain of the principal stock and condholders made further advances to the Company to steady, while endeavors were continued here and on the coast to secure additional A second series of bonds to the extent of \$160,000,00 was authorized, and after October, 1901, was used Naval men, while not committing up to \$54,000.00 to secure temporary

emergency loans. Finally the well known banking house of E. H. Rollins & Sons of Boston, Chieago, and San Francisco, was induced, on our written representations, to make a complete physical and financial exam-ination of the Company's property and affairs, which resulted in a definite proposal from that firm early in the year 1902 to purchase of the Company all of its bonds which it could furnish up to \$315,000.00. This was contingent on appended in a more complete form: the creation by the Company of an entirely new bond issue of one million dollars, \$460,000.00 of which should be pany, developed along the following used solely to take up and retire its original issue, which, the bankers insisted, as a condition precedent, should be first retired, and the balance and the 000,00, be certified from time to time as new track and equipment were provided, at the rate of \$15,000,00 per mile in excess of the first sixteen miles of

main-track road. The Board of Directors and the stocktheir attorneys to put forth a bond issue that could not be questioned by investors and the best of legal talent

took care of the issue. Their attorneys, with whom leading ocal lawyers joined, held that, under the Hawaiian statute, which requires that the capital stock of a corporation of amendment. Section 7 opens the shall equal the amount of its debts, it was necessary, upon the execution of a mortgage for a million-dollar issue of bonds, that a like amount of stock had

Section 871. Increase of Stock, It shall not be lawful to increase the cape ital stock of said corporation, at any time in excess of said two hundred thousand dollars, unless the proposed increase shall, when taken with the said original expital stock, represent only the actual cost of the property of the railway, and not over twenty-five per cent of such cost in addition there. In the business district, where the per cent of such cost in addition there-to; such cost may include all expense of laying track and equipping the road hour, the dis-for public use, and may also include all portionately.

#### THE BONDING ARRANGEMENTS.

In order that any substantial advantage to the Company might accrue from the above arrangements, then be ing discussed, it was agreed with certain local holders of the old bonds owning to the extent of \$209,000,00 thereof, that they surrender said bonds for the consideration of \$209,000.00 par value, of preferred stock and \$31,350. 00 par value, of common stock. By this exchange only was the Company able to secure sufficient money to extricate itself from a condition of practical insolvency, its stock and bonds being on July 1, 1898, by the Republic of Hawaii, afterward ratified by the terms of the Organic Act, and approved by the President of the United States prices, and when the success of the bond deal was assured, enough additional stock was sold at par to bring the paid-up stock to \$500,000,00, consisting of common, \$291,000,00, and of preferred, \$209,000.00. At that time the total cash cost of the property of e capital stock was fixed at two the Company was \$861,212.92, and in the thousand dollars, with the June, 1902, the capital stock was increased to \$1,000,000.00 to meet the reright to extend the same from the time by the issue of new shares, not to exceed in all the sam of two million ons above set forth. This consisted dellars.

#### THE TRAMWAYS PURCHASE.

In 1903 the Company purchased the property, rights, and franchise of The Hawaiian Tramways Company, Limitd, under the authority conferred upon t ty Section 848 of the Revised Laws

Hawaii, which reads as follows: Section 848, Right to Acquire Other Franchises, The said ass tion and others shall have the right to take either by purchase or lease, an or any part of the property, real and personal, rights, privileges and fran-chises, of any other railway, or of any other light or power company, or of any company having objects in whole or in part similar to those by this chapter authorized, and shall have when so acquired and may exercise all the rights, powers, privileges and fran-chises of such company, whether the same shall be derived by charter or act of the Legislature."

stock of the Company amounts to This condeputy shall have the same power as and open accounts \$211,162.61; its outsists of common stock, \$800,000.00, and his principal." Thus, when the voters standing bonds amounted to \$300,000.00 preferred stock, \$350,000.00, while the actual eash cost of the property of the at par \$242,070,00, the total liabilities Company as of March 31, 1905, amounted to \$1,574,461.85.

In conclusion, the Board would respectfully remind your Committee that the full limit of the delay that any determined the whole question of alleged increase lay meant a probable loss of connection. of \$211,162,61 was pressing. Local of the capital stock of the Honolulu banks had demanded the repayment of Rapid Transit & Land Company was was diligently sought for, and sought thorough review of the facts by the Committee appointed thereunder, a report was made and spread upon the House Journal, holding it to be the undisputed right of the Company to is sue capital stock against the cost of the property of the Company and twen- ing for Governor Carter's consent to ty-five per cent in addition thereto. We send a rifle team to the national conalso beg to remind the honorable Senate that the facts therein set forth were reviewed at that time by the temporarily, the credit of the concern, then Governor and Attorney General, is planned to make up the team from all of the findings of the Committee. copy of the said report is submitted

Trusting that the foregoing state ment will receive due consideration by the honorable Senate.

I beg to remain, Sir, Your obedient servant, ned) L. T. PECK,

(Signed)

The testimony given by Mr. Peck before Magistrate Dole Wednesday afternoon was so inadequately given by the evening papers that it is hereby

and the spacing of switches in conference with the operating officers of the company.

In the first place the road had been constructed in piecemeal, and when 11 was possible to weld it into the present comprehensive system changes of holders accepted the proposition of switches became necessary in order Rollins & Sons. The greatest care was that proper junction points might be taken by these investment bankers and established affording at the same moment of time the greatest possible dis-tribution of traffic. He instanced, especially, in this connection the frequent esembling of cars at Pawaa Junction, where five cars at precise intervals left simultaneously in as many different directions, and explained how close connections of the Punahou line had been established there and at Beretania Alaken. Fort, Hotel and King streets

with cars of all the various lines Mr. Peek then explained how the

871 of the Revised Laws, which reads spaced their switches less than a mile apart (the extreme limit for a five-minute run at twelve miles per hour) in order to allow time leeway for orregarded, say, as an average of four, consuming about seven seconds each, thus leaving four and a half minutes of clear running time at one fifth of a mile per minute.

In the business district, where the

speed maximum was eight miles per hour, the distances were shortened pro-

for public use, and may also include all subsequent extensions, but no such increase shall be authorized for extensions until they shall be determined upon and authorized by a vote of the corporation."

The president stated that the officers installing the high lift pump is for Kalihi, not for the Beretania station, and that it would have been of no sertice at Kalihi.

The president stated that the officers installing the high lift pump is for Kalihi, not for the Beretania station, and that it would have been of no sertice at Kalihi.

John J. Woolley, the great prohibition of the law, for by the foregoing plans the cars could get over the road, making a fair average of stops, and do it of the coast attorneys and local council means that it would have been of no sertice at Kalihi.

John J. Woolley, the great prohibition in the law are a passenger for Hillo on the Kinau yesterday his wife accompanying him. He will lecture in the letter of the law.

stantially in accordance with the facts, which radically differ from the conclusions of the Committee.

FIFTH: To set at rest once for all any misapprehensions that any member of your honorable body may have as to the manner in which the obligations of this Company to the Territory have been met and fulfilled, in so far as the same relate to its increases of capital and that the public interests were on Hawaii was slated for the position served by so doing. He thought that railroad companies had an inherent right, as long as their schedules were There is a movement on foot to take right, as long as their schedules were moderately timed as regarded the law, to make up lost time if it could be done with safety to other travelers on the streets. He further explained in

It was, with the company, a rule of operation that time losses of seven minutes or less on any division or line should be made up as quickly as was consistent with sec. consistent with safe running, the time lost being regained gradually. Delays of over seven minutes were allowed to increase to ten minutes to avoid fast running, as the schedule could not then be regained soon enough to justify the in the contested election case.

He stated further that what the pat-rons wanted, and without which the service would be farcical, was such regularity of running that a person accustomed to the schedule could go to any street corner or station on the lines at any time when a car might be due to pass, and board a car promptly and make further connections, if ne at junction points with equal prompt-

ness and satisfaction.

When asked what would be the result if a slower headway were adopted, Mr. Peck answered that delays were always pable to occur and should, if possible be made up, but that the speed limit would also have to be exceeded at times on a twelve-minute headway if a schedule were to be maintained at all; and as a schedule was absolutely necessary, the right to carry out a reasonable one should be conceded. To increase the headway to twelve minutes would rob every passenger who lived the Governor have asked for a reason-in the outskirts of the city of five min- able interval between the closing of the ites on every trip, so that a twenty-five minute trip would be lengthened to thirty minutes, and the aggregate loss of time to the traveling public would be enormous. Mr. Peck believed that the patrons of the line were not being carried any too quickly now, and stuck to it that the company ought to be allowed to make up lost time and adhere to a schedule fairly devised, instead of being held down at every moment of car time to restrictions of a statute carved out twenty years ago for the mule chair, early in yesterday's session of the car system, which, with slight changes, senate, and be driven home on account was forced on the Rapid Transit Com- of illness. Dr. Herbert was called to

cars always took five minutes to make work of his legislative duties. Mr. Isenstops and reach their switches, the berg was reported much better in the president pointed to the wretched ser-vice of the past week and explained that a delay of any car now was felt by every car on that particular line to lay meant a probable loss of connections with other lines and that if two or more delays occur to different could be avoided, as it always had been since the road was opened, by making up time and adhering to a schedule.

Capt. Sam Johnson of Co. F is worktest at Seagirt, N. J., the Federal Government footing the expense. It who coincided with and acquiesced in Honolulu, Walluku and Hilo companies of the N. G. H.

Captain Bray is in trouble with the Federal court over having advanced money to the satiors of the Starbuck on their allotment notes. Several sailors have been detained as witnesses President, H. R. T. & L. Co. thus crippling the Starbuck's crew. PRESIDENT PECK'S TESTIMONY, Capt. Bray says, the charges against him are spite work. Ro enberg, the shipping master, is involved.

The Alameda is due today with seven

#### SELF CURE NO FICTION!

MARVEL UPON MARVEL: NO SUFFERER NEED NOW DESPAIR, but without running a doctor's bill or failing into the deep ditch of quackery, may safely, speedily, and economically cure himself without the knowledge of a second party. By the introduction of the New French Remedy, THERAPION, a complete revolution has been wrought in this department of medical science, whilst thousands have been restored to health and happiness who for yests previously had been merely dragging out a miserable existence.

peer restored to health and happiness who for years previously had been merely dragging out a miserable existence.

THERAPION No. 1 in a remarkably short time, often a few days only, effects a cure, superseding injections, the use of which does irreparable harm by laying the fundation of stricture and other serious diseases.

THERAPION No. 2, for imperity of the blood, searcy, pimples, spots, blotches, palms and swellings of the Joints, goot, rheumatism, secondary symptoms, etc. This preparation purifies the whole system through the blood, and thoroughly eliminates all poisonous matter from the body.

THERAPION No. 3, for nervous exhaustion, impaired vitality, sleeplesshess, and all the distressing consequences of disappation, werry, overwork, etc. It possesses surprising power in restoring strength and vigour to the deallitated.

#### THERAPION

bonds, that a like amount of stock had not only to be authorized, but be actually issued to the stockholders, and that the Company had the undoubted right to issue stock against the cost of all of its property and twenty-five percent additional thereto, under Section

Mr. Peck then explained how the day world. Its sold by principal Chemists throughout the world. Price in England 2/9 and 4/6. In ordering, state which of the three numbers required, and observe that the world. Price in England 2/9 and 4/6. In ordering, state which of the three numbers are derived, and observe that the world. Price in England 2/9 and 4/6. In ordering, state which of the three numbers in the particular of the statute had been carefully considered in each case appears on British government Stamp (in white letters on a red ground) affixed to company in the outer districts had

#### LOCAL BREVITIES.

(From Wednesday's Advertiser.) Chester Doyle has gone to Maul on business for the Attorney-General's de-

fluming of cane to the milis.

Superintendent of Public Works Holloway says that the appropriation for

the streets. He further explained in expensive steps are taken to put it detail how interdependent all the lines into effect. Any citizen may institute or divisions of the system were and how necessary it was to adhere to a scneque if the service was to be dependable and arrange to appear and defend the learrange to appear and defend the le

home in the Manchuria next week. His health has been restored and he has paid a visit to Washington. It is likely that the extra session of the Legislature will be called about

May 10. Legislators consulting with regular session on Wednesday next and the opening of the extra session. M. A. Rego, former postmaster of Koloa, Kauai, yesterday pleaded guilty before Judge Dôle to the indictment

charging him with embezzlement of \$27,055 of money order funds. John P. Spalding, who was assistant to Rego pleaded guilty to one indictment and reserved his plea to another. President Isenberg had to leave the

attend him and found him suffering a As to what the result would be if the breakdown from the confinement and afternoon.

> The sale of the Hawalian Hotel will take place Saturday.

There will be a regular meeting of the Board of Education on Monday. The new poultry association has takcars on the line the results now are al- en steps to affiliate with the national

Judge Matthewman will open April term of the Third Circuit Court at Kuilua next Wednesday.

The Honolulu Symphony club will meet this evening at 7:30 for rehearsal in the club rooms on Richards and Hotel streets.

Oahu College had a half-holiday yesterday in appreciation of the great gift to the institution for building purposes As this is Good Friday the College will be closed to recitations,

R. C. A. Peterson has resigned as a member of the Palolo Water Commission. He is still chairman of the Pauca Water Commission and a member of the Kalihi Water Commission,

J. Wong Loy pleaded not guilty to peonage, after Judge Dole had overruled his plea in abatement and denied his motion to quash, both of which his attorney, Lyle A. Dickey, had sub-

W. C. Roe of the Honolulu Iron Works has received a cablegram an-nouncing the birth of a daughter to Mr. and Mrs. W. E. Devereux formerly of this city. Mrs. Devereux is a daughter of Mr. Roe.

At 6:50 o'clock last evening the fire department heard by telephone that a big fire was raging up the Nuuanu valley behind the old brickyard. It sent up an engine and hose cart and found brush burning.

J. A. Thompson, second deputy clerk of the Judiciary, who has been acting as stenographer at the Walluku term, may take the Mauna Loa at Maalaca tomorrow for Kailua to perform similar services at the coming term

Oyama, the Japanese moonshiner captured at Koolauloa was arraigned yesterday and admitted the truth of the charges against him. He informed Judge Dole that the deputy sheriff of the district had given him permission to engage in the business.

#### A FAVORITE REMEDY FOR BABIES.

Its pleasant taste and prompt cures have made Chamberlain's Cough Remedy a favorite with the mothers small children. It quickly cures their coughs and colds and prevents any danger of pneumonia or other serious consequences. For sale by all Dealers and Druggists, Benson, Ltd., Agents of Hawail.

#### BUBINESS CARDS.

H. HACKFELD & CO., L/TD.—Gene Commission Agents, Queez, St., Hor lulu, H. I.

A. SCHAEPER & CO.—Imperters and Commission Merchants, House lu, Hawaiian Islands.

EWERS & COOKE.—(Robert Lewers, F. J. Lowrey, C. M. Cooke.)—Import-ers and dealers in lumber and build-ing materials. Office, 414 Fort St.

RONOLULY IRON WORKS CO.—Ma chinery of every descrition made to erger.

accompanying him. He will lecture in Hilo, and will visit the Volcano, re- turning here afterwards.	MERCANYILE		-		
There was a report about the Judi-	C. Brewer & Co	\$1.000,000	100		
ciary bullding yesterday, which could	BDQAR.				. 20
be traced to no authentic source, to the	SWA.	5,000,000	20	20	
effect that Wm. McCluskey, a teacher	Haw. Agriculturs !	1,200,000	198	96	
on Hawaii, was slated for the position	Hawaiian Sugar Co	2,312,750	100	900	2414
	Honomu	750,000	100	160	34 1/2 17912
of Secretary of the Board of Educa-	Honokas	2,000,000	30	14.15.5	2134
tion.	Kahuko	500,000	100	170	****
There is a movement on foot to take	Kihel Plan. Co., Ltd.	2,500,000	160	1134	33½ 12
the County Act into the courts on an	Kipebulu	160,000	100		30
agreed statement of facts, and have its	McBry la Sug Co. Itd.	3.500,000 3.500,000	100	727	160
legality determined, if possible, before	Oahu uzar Cc	8.600,000	180	25.4	936
expensive steps are taken to put it	Onome A	1,000,000	20		1375
into effect. Any citizen may institute	Olas Sugar Co. L d	500,000	20	754	- 8
	Olowalu	150,000	100	556	100
the proceeding, and it is said that the	Passhan SurFlanCc	5,000.000	60		100
Republican Territorial Committee will	Pain.	100,000	100		250
arrange to appear and defend the le-	Pepeekee	750,000	100	170	160
gality of the act in case such proceed-	Ploneer	750,000 750,606 2,750,000 6,500,000	100	200	159
ing is begun.	Waislus Apri. Co	6.800,000	100	70	
1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	Wailuku Sugar Co	700,000	100	244	280
(From Thursday's Advertiser.)	Scrip	35,063	100		
Secretary Atkinson says there will be	Waimaualo	Billian.	14.	120	-
no more numbering of ballots in elec-	MISCRLLABROUS	1 1			
tions until the law is changed.	Wilder S.B. Co	2007400	100		
E. M. Watson has gone to Molokai	Inter-Island P. S. Cc	600,000	100	A	150
to get more evidence for Col. Iaukea	Haw. Fleetr'e Co	MR. WA	100	135 100	
	H.R.T.AL.O.	1232-41-1		199	100% 725%
in the contested election case.	H. R. T. & L. Co. P.C. H. R. T. & L. O. C. Mutra Tel. Co.	1,000,000	106	(30)	7237
It is reported that Claus Spreckels	O. R & L. Co	4,000,000	51	7534	77
is coming here for his health. He has	Hilo h R.Or	1.000,00			
had one or two paralytic shocks, ac-	Haw Tet . 4 p. c (Pir				
cording to coast papers.	CHAINIE				10234
Anne Margaret Stokes petitions the	Haw Gov't, 5 p. c.		1		TOUT'S
Court of Land Registration for a reg-	Hawn, Coml. a Sugar	35555	****	1/1	****
istered title to land in Nuuanu valley	Co. 5 p. C.			-101	
containing an area of 258,767 square	Co. 5 p. c		****	14(0)	
feet.	Haiku & p. c. Hawalian Sugar 6 p. c	********	****	10234	103
	Hilo R. R. Co., 6 p. c.			102	-
All subscribers to the Levey Orphan	Hilo R. R. Co., 6 p. c. Hon. R. T. & L. Co.			Sugar S	
fund are asked to meet at the Mer	6 p. c.		1923	10634	Ser.
chants' Association rooms in the Alex-	Sahuru 8 p. c. O. R. & L. Co., 8 p. c. Oahu Sugar Co., 6 p. c.,			103%	wiii:
ander Young building on Saturday,	Oahu Sugar Co., 6 p. c.,			102	
April 22d, at 2 p. m.	Olas Sugar Co., 6 p. c.	******* *	****	96	
F. M. Bechtel, head of the immigra-	rioneer Mill Co. 6 p.c	**********	****	1025	104
tion service at this port, is expected	Paislus Ag. Co., 8.p c			101	
tion service at this port, is expected		1000	10111	_	-

SESSION SALES. (Morning Session.)

10 Kihel, 11.75. SESSION SALES. (Afternoon Session.)

25 Ewa, 30; 15 Haw. Sugar Co., 342 120 McBryde, 9.25; 10 Olaa, 5.50. SALES BETWEEN BOARDS.

4 1

10 Pioneer, 158.50; 100 Ookala, 7.502 100 Ewa, 30.25. NOTICE.

No Session Good Friday, April 21. 1905.

UNITED STATES WEATHER BU-REAU. Alexander Young Building, Honolulue

Territory of Hawaii. Thursday, April 20.

Year	Mea	THERMO.			24.1	Hu	Clo	WIND		
	n Barom	Max	Min	Mean	24 Hour Rainfall	midity	udiness	Direction	Velocity	
1900	29.98	18	68	78.	-1.6	71	7	NB.		
1901	29.99	79	65	72	00	78	6	BW		
1902	30.08	79	70	74	-05	70	3	NE		
1903	29.94	78	87	72	-10	66	5	HE		
1904	30.09	78	67	72	1.12	68	6	NB	ļ	
1905	80.10	80	68	74	T	65	8	NE	1	
Avge	80.03	79	68	78	23	69	5	NB.	١	

#### METEOROLOGICAL · RECORD. issued by the U. S. Weather Bures Every Sunday Morning.

WIND THERM. 3 ainfall to 20.14 78 67 T 62 30.15 '4 67 T 67 30.07 7- 64 00 61 30.05 75 62 0; 68 30.46 75 63 -1 73 30.8 76 66 (0 69 30.06 76 64 .77 81

Note: - narometer readings are corrected for temperature, instrumental errors, and local gravity, and reduced to sea level. Average cloudiness stated in scale from 0 to 10. Direction of wind is prevailing direction during 34 h ending at 8 p. m. Velocity of wind in average velocity in miles per hour.

ALEX. McC. ASHLEY, Section Director, in Charge. TIDES. SUN AND MOOM.

April.
High Tide
Large.
High Tide
High Tide
Bunall.
Large.
Low Tide
Small.
Sun rises.
Sun rises. m 10 7.55 1 5 7.05 2.34 1.55 5.45 6.18 11.25 T 11 9 02 1 5 8.27 1 26 3.16 5 46 6.18 a.m. W 12 10.18 1 5 0.15 4 22 64 5.11 6. 8 0 15 T 311 20 1 5 11.25 5 35 4 40 5 43 6.29 1.12 # 14 .... 12.33 6 22 6 61 5 42 6.19 1.39 8 '5 0 20 1 1 2 3 7 67 3 41 6.19 1.39 4 1 6 1 1 1 1 1 1 1 5 8 7 40 8.18 3 40 8.20 3 25

M 17 2 06 1 4 2.84 8 20 8 46 5 39 8 20 4.22 First quarter of the moon April 12. Times of the tide are taken from the United States Coast and Geodetic Sur-

rey tables. The tides at Kahulul and Hilo occur about one hour earlier than at Hono-

Hawalian standard time is 10 hours to minutes slower than Greenwick time, being that of the meridian of 157 degrees thirty minutes. The time tie blows at 1:30 p. m., which is the same as Greenwich, 0 hours 0 minutes. Sun and moon are for loss! time for

# LUGAN TOOK

### Thought Shortage Was Only \$1000.

M. P. Lugan's trial for embezziement of money from the O. R. & L. was employed as a clerk, goes on its new partner the licensee voluntarily fourth day before Judge De Bolt. Evidence was given yesterday of admissions made by defendant when questioned by Deputy Sheriff Chillingworth at the station on October 19, in presence of Superintendent G. P. Denison General Passenger Agent F. C. Smith and Walter F. Dillingham.

On that occasion the defendant admitted having taken money but thought the amount was more like one thousand dollars than the three thousand or thereabouts which his superiors alleged as his shortage. He said he had taken it in "licks of \$50 two or three times a week."

As to what he had done with the money Lugan gave the inquisitor but slight information. Some of it went into a Palama beer club, some was to furnish a house and some was invested in rubber, yet all told came far from establishing a parity with the shortage

A. G. M. Robertson, retained by the O. R. & L. Co., is assisting E. C. Peters, Deputy Attorney-General, in the prosecution, and C. W. Ashford Is conducting the defense,

Lugan is a rather good-looking young

HATTER CASES DROPPED.

N. R. Spencer had four cases of unlawful liquor-selling against him dropped. One indictment charged him with selling half a gill of whisky, and each Malie Kuahau and hsb to James of three indictments with selling twofifths of a gallon of beer, all to one Charles Hatter, As the Pinkerton Territory, the prosecution was helpless to prove the cases

THE KEWALO MORTGAGE

Respondent Wolters has made answer to amended petition in the Ke-walo tract mortgage foreclosure suit of John F. Hackfeld, trustee, vs. Charles
S. Desky, trustee, and W. Wolters, He
alleges that releases were granted to L Dortch, Rel; lots 15 and 19 (incl) and six other purchasers of land within the por pall in blks 5 and 6 of R P 3050 mortgaged premises, which were ex- and R P 2593 ap 3, Nuuanu Valley. ecuted in total disregard of the equi- Honolulu, Oahu. \$5000. B 187, p 493. ties existing between such purchasers | Dated April 12, 1905, and himself. The values of the properties so inequitably released as alleg-ed aggregate \$22,100. It is also alleged D: R Ps 229 and 1302 and int in \$7500 was reserved by Desky in the tract, which this respondent claims should come under the lien of the mortgage. The reservation in question consists of streets that have never been accepted by the Territory of Hawaii as public streets.

#### PROBATE MATTERS.

Joseph O. Carter petitions for approvson Cummins, deceased. He charges

David Dayton, administrator of the of \$3692.78, about \$3400 being cash in p 375. Dated April 13, 1905,

discharge. He has received \$5304.88 and paid \$635.30, leaving a balance of \$4669.

#### COURT NOTES.

Demurrer in the suit of American-Hawaiian Engineering and Construc-tion Co. vs. C. S. Holloway, Superintendent of Public Works, was argued before the Supreme Court vesterday. Judge De Bolt's disengaged jurous are

excused until Monday morning. The Supreme Court stands adjourned

Defendant in the electment case of L. K. Al et al. vs. Kapiolani Estate has withdrawn its notice to plaintiffs to admit facts and documents.

murred to the complaint of Wajalua 13, 1899 Agricultural Co.

# THE BILL THE

The following is a true and correct held on April 20th at 10 o'clock a. m. J. G. ROTHWELL,

Chairman.

RESOLVED that the association give, B 266, p 380. Dated June 17, 1904. its sole and entire support to House Bill No. 222 as passed by the House on April 19th, 1905, subject however, to the amendments now suggested by this association, which amendments are suggested for the purpose, only, of giving greater practical working effect to the bill, and do not in any manner alter its restrictive features. Said amendments are as follows:

#### AMENDMENTS.

In Section 2, line 9, after the words following words, "Provided that such wine shall not be drank on the prem-

ises where made." In Section 2, line 15, strike out the words "Five Hundred Dollars (\$500.-00)," and in lieu thereof, insert the words, "Two Hundred Fifty Dollars

words, "one (1) cent each." and insert in place thereof the words, "Two Dol-lars (\$2.00) per Thousand book form.

In Section 12, line 8, after the words "That no licensee" in ert the following words, "holding First Class, Second Class, Fourth Class and Fifth Class linses, except such as conduct a hotel business on the same premises.

In Section 13, line 6, after the words 'for the benefit of creditors" insert the words, "or the admission of a new

In Section 14, line 3, after the words "his creditors," insert the words, "o upon the admission of a new partner voluntarily surrenders his license." In Section 14, line 3, after the words

"shall refund." insert the words, "to

such person. In Section 15, line 4, after the words. "in case a license is revoked," inser-Co.'s station at Honolulu, where he the words, "or upon the admission of

> surrenders his license." In Section 18, line 8, after the words 'such licensee," insert the words, "o employee.

In Section 18, line 15, after the words 'and such licensee shall," insert the "or person in charge of such words.

In Section 44, strike out the whole section and insert in lieu thereof the following section: "Section 44, any per son who knowingly purchases intoxicating liquor from any unlicensed per-son shall on conviction thereof be fined not more than One Hundred Dollars (\$100,00)."

### REALTY TRANSACTIONS.

Entered for Record April 20, 1905.

Pioneer Bidg & L Assn to Keliima-Hana Plantn C Ltd by Comr to A Gartenberg Tr . ..... Est of B P Bishop by Trs to Kohala Ditch Co Ltd ......

Caroline T Plunkett and hsb to H Kahou

James L Akana and wf to Cecil and hsb . .....Rel

Maria L Sea and hsb to William R Castle Tr . ..... D

#### Recorded April 13, 1905.

Mrs E Kahuila Wilcox to Church of Jesus Christ Latter Day Saints Tr of. that property of an estimated value of 3873, Laie, Koolauloa, Oahu. \$420. B \$7500 was reserved by Desky in the tract, 266, p 372. Dated April 10, 1905.

Andrew Adams Tr to Church Jesus Christ Latter Day Saints Tr of. D: R Ps 3011 and 3009 and rents, Laie, Koolauloa, Oahu. \$400. B 266, p 373. Date 1 April 13, 1905,

T Clive Davies by atty to Laupa hochoe Sugar Co, L; int in lots 21 and 31 of Patent 4821, Walkamalo-Maulua al of accounts and discharge as admin- tract, N Hilo, Hawaii. 50 yrs at \$1180.81 istrator of the estate of Thomas Jeffer- pd. B 263, p 387. Dated April 1, 1905. Malaia (widow) to Kauai (w), D;

himself with \$30,287,53 and asks to be pc land and bldg, Laauokala, Waimea, allowed \$6982.27, the balance being \$22.- Kaual. \$10, etc. B 266, p 374. Dated Nov 29, 1893.

Lau Yin and wf to Jeong Mow, D; estate of Louis Adler, deceased, has por R P 2546 kul 10498, Kamehameha filed an inventory showing a valuation 4 Rd. Honolulu, Oahu. \$1000. B 266,

Gear, Lansing & Co by Trs to Wil-

Hyman Bros, Moden L; changing annual rental to \$1300 for bal of term in April 2, 1905.

Man Sang Co to Man Sing Co Ltd, B S; 2 leaseholds, bldgs, livestock, tools, etc. Hanalei, Kaual. \$1. B 274. p 75. Dated April 11, 1905.

Sophia Rodrigues to Yong Gee et al L: gr 2920 and water rights, Kalibi. Honolulu, Oahu. 15 yrs at \$80 per an. B 263, p 389. Dated April 4, 1905.

Recorded April 14, 1905, Manuel Andre to Rosa Jacinthe, A dmit facts and documents.
Oahu Raliway & Land Co. has de-Hawaii. \$90. B 263, p 390. Dated Mar

Hugo Stangenwald to D P Peterson and wf, Rel; 1131 1-2 sq yds land, Emma St. Honolulu, Oahu. \$1500. B 54, p 406. Dated May 3, 1880.

Anna K Ahia and hsb (C H W) by afft of mtgee to German Savs & Loan Socy et al Tr of, Fore Affdt; lots 9 and 10 blk C Kapiolani tract, Honolulu, Oahu. B 274, p 77. Dated April 13, 1905,

Anna K Ahia by mtgee to German Says & Loan Socy et al Tr of, D: lots copy of a resolution adopted at a meet- 9 and 10 blk C, Kapiolani tract, Honoing of the Liquor Dealers Association lulu, Oahu. \$850. B 266, p 377. Dated April 13, 1905,

Mary R Waity to E C Rowe, D: por lots 267 and 292 of gr 3342, Kinau and Beretania Sts. Honolulu, Oahu. \$6500.

D L Akwai by afft of mtgee to Bishop & Co. Forc Affdt; 2 leaseholds, between River and Beretania Sts. Honolulu Oahu. B 267, p 300. Dated April 14,

#### SISAL ON MOLOKAL

Should Kamalo plantation on Molokai not be reorganized for the purpose of planting sugar cane, it may developed into a sisal plantation. Ex-Speaker of the House Fred. Beckley where such wine is made," insert the is interested in the scheme. Mr. collowing words, "Provided that such Beckley has a large quantity of young sisal plants in his nursery on Molokal, and is ready to set them out.

The bark sailing Wednesday afternoon was the Annie Johnson and not the Santiago, as reported. She took 27,000 bags of sugar.

# LOW FLASH TEST WINS FIRST FIGHT IN HOUSE

#### Nearly all Afternoon Given Over to the Struggle but the Victory is Against Standard Oil so Far.

The Standard Oil Company was given a hard blow in the House yesterday in the adoption of the minority report of the finance committee fixing the flash test for petroleum at 120 degrees. The majority of the committee had reported in favor of the higher test of 150 degrees, and the fight that was waged on the question was a long and bitter one, the defeat being the final portion of the corporation interests, and the bill passed second reading.

In the Senate McCandless withdrew his Belt line railway bill, the Union where oil is used for fuel the after it had been amended so that he would not be allowed to run steam cars through town, and something of a bull was discovered in the Governor's veto of the liquor bill, but it is probably a mere clerical error and not serious.

#### LEGISLATURE --- FIFTY-FIFTH DAY.

#### THE SENATE.

Governor's veto of the liquor bill yesterday and compelled the withdrawal of the McCandless railway franchise bill, which was about all that was done in a long day.

Vice President Paris called the Senate to order, President Isenberg being still sick, but reported greatly improved. At the opening of the session a letter from the Secretary of the Territory informed the Senate that the Governor had signed the widow's right of dower bill, and a communication from the House was to the effect that the new liquor bill had been passed, Senate Bill 83, amending the tax

law, was indefinitely postponed on second reading.

Senate Bill 125, providing for the punishment of agents soliciting Insurnce policies for companies not authorized to do ousiness in the Territory, and licensing foreign insurance companies, was read for the second time and debated at some length, Dowsett saying that the law would merely cumber the statute wooks and prove of no effect.

McCandless wanted to try to get some money from the marine insurance companies, and thought perhaps the law might have that result. Anyway

motion to indefinitely postpone passed. Senate Bill 180, the inheritance tax bill, on second reading was indefinitely

postponed, being a measure of too much importance to be considered hastily. Senate Bill 132, establishing a basis for the taxation of the property of publie utility corporations, passed second reading. It will be read for the third time on Friday. Senate Bill 140, to amend the Re-

vised Laws with reference to estrays in and around Honolulu, on third reading was passed without dissent.

#### McCANDLESS BILL UP.

And then the fight of the day began n the calling up for third reading f Senate Bill 12, commonly called the 'McCandless Railway Bill,'' to grant to John Lucas and his assigns the right Manuel Fernandez, administrator of the will of Maria Faustina Fernandez. Kaimuki tract, Honolulu, Oahu. \$1150.

Jischarge. He has received \$5304.88 and B 266, p 376. Dated April 7, 1905. Mrs Catherine J Steward et als to Bishop got the floor and made a very consideration. Bishop and Achi. temperate protest against the subsidy al to \$1300 for bal of term in clause of the bill, against running a fol 339. B 175, p 331. Dated steam railway on Queen street, and against giving the company the right to use the public roads. He said he had no desire to oppose railway legislation, and no axe for this particular bill.

Dickey said the bill carried a viola-

tion of the good faith the Territory owed to the Oahu Railway and Land Company and the Rapid Transit Com-

McCandless, the introducer of the bill, also spoke somewhat temperately in advocacy of the bill, claiming that it was no violation of good faith to grant franchises for parallel roads. If that were followed out, the progress of the Territory would be blocked. He said that he had been told by one of the Senators that the stockholders of the O. R. & L. Co. had never paid a dollar for their stock. He did not go so far as that. But they had paid \$500,000 for property worth \$4,000,000, and were now pulling down 24 per cent on that besides paying interest on their bonds.

Then the ayes and noes were called on the motion to indefinitely postpone, resulting in a tie vote, six to six, as follows:

Ayes-Bishop, Dickey, Gandall, Kalama, Paris, Wilcox-6. Noes - Brown, Hayselden, Hewitt, Lane, McCandless, Woods-6.

#### ACHI THE KILLER.

This was not the end, for McCandess moved that consideration be postponed until 2 o'clock, and at the afternoon session the measure was called up again on third reading. Dickey moved an amendment knocking out all that portion of the bill granting a franchise along Queen street and to Waikiki and through Kapiolani Park. This would make the road berin at Diamond Head, and follow the coast along by Koko Head to the windward side.

McCandless opposed it, saying if something was not done to make busimake business in town, grass would be growing on Queen street, and there would be nobody there to be run over. The amend-

ment was lost.

"I move," said Dickey, "that consideration of this bill be deferred until vote, as follows, tomorrow, We have any number of bills Ayes—Brown, lama Lane Met sideration of this bill be deferred until tomorrow. We have any number of bills here to be considered that are important. I don't believe the introducer has ant. I don't believe the introducer has Noes-Achi, Bishop, Dicke any idea that this bill will pass, and it Hayselden, Paris, Wilcox-7.

will be sent into the House and made The Senators got mixed up on the to block consideration of our bills overnor's valo of the consideration of our bills The motion to postpone was lost

Achi moved an amendment that the use of steam as a motive power from Kamehameha IV road to Diamond Head be forbidden.

"This would kill the bill," said Me-andless. "If Senator Achi wants to Candless, "If Senator Achi wants to kill the bill, I think he should come out and do it."

Dickey favored the amendment, but protested once more against the waste of time involved in considering a bill which its introducer knew could not "He has only six votes, and he knows the bill cannot be passed. It is a waste of time, when every minute is valuable."

#### BILL WITHDRAWN.

Bishop supported the amendment, accusing McCandless of inconsistency in denouncing the Rapid Transit for en-dangering life by running its cars too fast, and now seeking to imperil the lives of the people by running a chuchu car along the streets.

Then Achi demanded the aves and nays on this amendment and it carried,

nine to five, as follows:
Ayes—Achi, Bishop, Dickey, Dowsett, Gandall, Hayselden, Kalama, Paris, Wilcox-9. Noes-Brown, Hewitt, Lane, Mc-

Dowsett explained that the tax could bill," said McCandless, "It is kill-motion to indefinitely postern

And he was given permission. That ends the attempt to secure a franchise at this session.

#### VETO MIXED.

The Governor's veto of the liquor bill was taken up, the Senate having already passed the new bill on first reading, and Achi objected to consideration, that the veto spoke of the bill by its title before amendment, claiming that the error should be corrected be fore the message was acted upon. The veto was accordingly sent back to the Governor for correction, and he sent back word that the House had acted on the message as it was, that the veto was sufficient to identify the bill, but that he would cheerfully make the desired correction if the message could be called back from the House.

This did not please the Senate, how ever, and the whole matter was referred committee of two, consisting of

A communication from the Rapid Transit Company in answer to the report of the committee purporting to oil. The question was if 120 oil was safe? set forth the financial conditions and He believed that it was, and he further obligations of that corporation, was on knew that if only 150 test oil was armotion of McCandless, who characterized it as a slap at the Senate committee, rejected by the following vote:
Ayes—Brown, Hayselden, Hewitt,
Kalama, Lane, McCandless, Woods—7.
Noes—Bishop, Dickey, Dowsett, Gan-

#### dall, Paris, Wilcox-6. ONE MORE FRANCHISE KILLED.

Senate Bill 97, granting a railway franchise for a railway on Maui to R. A. Wadsworth et al., was read for the

The bill was amended by a provision that the railroad company should pay to the Territorial government 21-2 cent of its gross receipts after it had been in operation for five years. vote then came on the passage of the bill, and Bishop said he was opposed to it because the privilege given was insufficiently safeguarded in the public interest.

Kalama agreed with Bishop and moved indefinite postponement. The mo-tion received no second, and the bill then passed third reading. Bishop, Dow sett, Gandall, Kalama and Wilcox vot-

ing against it. Senate Bill 129, to encourage the building of railroads on the Island of Oahu, a blanket bill for any or all roads it might be desired to build anywhere save in Kapiolani Park, was read for the third time, and in the midst of a somewhat prosy a scassion of it Dick-cy raised the point that the bill was unconstitutional in that, instead of begeneral railway bill, was a cial bill only for the Island of Oahu Dowsett defended the bill constitu tionally and its fairness in a rather long speech.

Achi moved an amendment, which carried, striking out the tax exemption feature of the bill. After a lot more discussion, Dowsett

moved an amendment providing a tax today. exemption for five years, which car-The vote came at last on the passage of the bill, and it was lost on a tie

stitution and regulation of trust com panies, was read for the third time and there was a renewal of the fight to keep such companies from doing a gen-eral banking business. It was finally determined that they could not, and then Achi wanted to defer considera-tion until Friday, but was beaten on the vote.
The bill then passed third reading,

House Bill 125, providing for the in-

McCandless alone voting against it.
The Senate adjourned until 10 a. m.

#### THE HOUSE.

The House wrangled all yesterday afternoon over the question of the flash test for petroleum and finally those who advocate the 120-degree flash test won out, for the time being, at all events. The report recommending this was adopted and the bill passed second reading.

The bill is House Bill 193 (Kaniho).

Reports of both the majority and mi-nority of the Finance Committee were read, and Harris moved the adoption of the minority report, which called for a flash test of 120 degrees. The majority report, signed by Fernandez, Nakuina nd Kaleiopu, called for a flash test of 150 degrees.

Harris stated that in seven states of test is not over 110 degrees. An ex-pert had stated that in the Pennsyl-vania oil regions they burned oil at as ply create a monopoly here and would prevent many using oil for fuel. The Board of Underwriters here who are in-terested to the extent of millions, had given their testimony that 120 was a perfectly safe test,

#### WHOSE MISTAKE?

A dispute arose as to what test was said it was 120, but that the Printing Committee had made a mistake by put-

ting it at 150.

Greenwell, chairman of the Printing Committee, denied the responsibility. He said that he had looked up the original bill and had found that it was 150 therein.

"No." said Harris, "it was '120," but '150' had been placed above it in pencil and the printers followed that."

#### NOTHING SUSPICIOUS.

Smith asked if there was any reaso to be suspicious over this incident, but Harris thought there was not. Fernandez strongly supported the 150

flash test as tending to safeguard the interests of the public.

Kaleiopu made another long defense of the 150 test. He declared incidentally that the high-flash test is required in New York where the temperature is lower than it is here.

Smith interrupted and asked if Ka leiopu was sure of his statement.

#### HOT IN NEW YORK

"I've sweltered at 110 degrees," said Smith, "but I have never heard of such a temperature here.''
Kaleiopu objected to being inter-

upted. Mr. Denison, an expert, had stated that the Hawaiian could not be taugut the principles of combustion, but that it was cheap labor, not cheap oil, which caused the accidents.

Harris challenged the statement, pro ducing the stenographic notes of Den-ison's remarks, which, he said, con-

tained no such statement. Kaleiopu closed with an appeal for protection to the poor man by the adoption of the high-flash test,

#### PALI SPOTS LOW

Pali introduced the personal element when he stated that J. A. Low was the brother-in-law of the man who was most interested in the adoption of the high-flash test. Low had admitted this and the whole matter was simply one to aid a few very rich men, not to aid the poor. There had been no trouble here so far and the test now is only 100 degrees, why, then, should the test be suddenly jumped to 150 degrees?

Greenwell said that the whole case was one of a fight between panies, one of which wished to send in 120-degree flash-test oil here, while another wished to supply 150-degree-test lowed in the Territory, the company controlling that oil, having a monopoly,

would raise the price of oil. Long offered as an amendment that test of 130 degrees should be Harris seconded, but afteradopted.

#### ward withdrew his seconding. LOW-FLASH WON

Rice moved the previous question, and on division the minority report was adopted by 19 to 10.

The division was thus:
Ayes—Andrade, Aylett, Coelho, Cox,
Copp, Greenwell, Haia, Harris, Holstein, Kalino, Kaniho, Long, Mahikoa,
Pali, Quinn, Rice, Sheldon, Smith, Waterhouse-19,

Noes-Broad, Fernandez, Kalawaia, Kaleiopu, Kaleiopu, Lewis, Lilikalani, Mahe-lona, Nakuina, Pulaa, Shipman—19. Andrade introduced a bill at the re-quest of the Rapid Transit Company to

#### Governor and the Superintendent or Public Works. LIQUOR VETO SUSTAINED.

The Governor's veto of the original liquor bill as introduced by the House and mangled by the Senate was taken up. The veto was sustained by 25 to 5. discovered the error in the Governor's veto in the matter of the title of the favorably on Senator Paris's bill relatbill, but the House considered it to be sufficiently identify i by the number. During the morning Holstein, Harris and Sheldon of the Committee, went to on Senator Achi's bill relating to exthe Kulihi Receiving Station with Pres-| contions and judgments. It was recident of the Board of Health Pinkham and Drs. Day, Mactocall Two inmates were examined, a man

and a woman. A report will be made Fernandez's bill to declare the effect of the adoption of a child was up for third reading. No action was taken when the House rose at noon, and at the afternoon session the matter was

#### laid over until today. NO AIR BRAKES.

# METHODISTS

#### To Dedicate a Church On Sunday Next.

The dedication services of the Japanese M. E. Church of Honolulu will take place next Sunday at 2:30 p. m. The church is situated on River street between Beretania and Kukui. It is a wooden structure in American style, with seating capacity of 400 people. The pastor is Rev. G. Motokawa, and there are about seventy-five or eighty communicants. The church is under the general superintendence of Rev. J. W. Wadman.

The Methodist mission among the Japanese was begun in 1886. The Rev. Kiyama was the first evangelist and his work received a great impetus in the conversion of non. T. Audo, the 10low as a 46-degree test. The adoption cal Consul-General, who is now at the of the high-flash test here would sim- head of the Temperance League of Japan, numbering 10,000 strong. Ten years later, upon the arrival of the Rev. Mr. reck, who established the Methodist Church here, the work among the Japanese progressed in a most encouraging manner, and mission stations were established on the other islands. The Rev. Mr. Kihara was associated with Mr. Peck, and later with Rev. mentioned in the original bill. Harris Geo. L. Pearson. Through their united said it was 120, but that the Printing efforts a church building was erected in 1898, but was burned two years later at the time of the plague. Shortly, after this, the present pastor, the Rev. G. Motokawa, took charge. He at once took steps for the erection of a church and today he rejoices in the consummation of his plans,

Mr. Motokawa has not only done his pastoral work, but has constantly visited the prisons and done much benevo-

lent work. Bishop Harris of Japan frequently visited the Islands while in San Franeisco and assisted in superintending the church activities. Miss Jayne, head of the Susanna Wesley Home for orphan children of

the Japanese, is intimately associated in the mission labors here.

The trustees of the new Japanese Church are K. Kawasaki, M. Suzuki, G. Kumada, R. H. Trent, O. H. Walker,

M. J. Johnston, K. Tanaka. man Ho'stein, submitted a verbal re-port on Coelho's Rapid Transit airbrakes and speed indicator bill, to the effect that the majority of the committee recommended the adoption of speed indientors on the cars of the Rapid Transit Company, but did not see that air brakes were necessary, the present brakes used being satisfactory.

Cox introduced a resolution asking for \$1500 for an addition to the Wainone school. Broad presented a petition from residents of the Fifth District asking that the school on Smith street above Paua-

hi street which was burned in the sani-tary fire of January, 1900, he rebuilt. Lilikalani introduced a resolution calling for \$2500 appropriation for the new school house at Pauca. Coelho had a resolution for the pay-ment of \$345.72 to F. H. Jordan for ex-

tra work on the Wailvku school house, The petition from inmates of the Kalihi Leper Suspect Receiving Stafor medical examination of detained persons was referred to the special committee on leprosy questions,

#### COMMITTEE REPORTS.

The Public Lands Committee recommended an appropriation of \$3000 for a sidewalk from the new school house, Wailuku, and \$1000 for grading the The Finance Committee recommend-

ed Senator Dowsett's bill relating to the taxation of bicycles. The Finance Committee reported favorably on Senator Achi's bill relating to personal property taxes.

The Finance Committee recommend-

ed the passage of Senator Achi's bill to restrict the sale of mortgaged stocks or bonds.

The Miscellaneous Committee reported favorably on Harris's bill to define the smoke nuisance and providing pus-

ishment for violations.

The Miscellaneous Committee reported on Dowsett's bill relating to game protection, adding a clause to prohibit the shooting of hen pheasants and mak-ing other minor amendments. The Miscellaneous Committee recom-mended the tabling of Cox's bill to au-

#### thorize the election of Road Supervis-

LEPERS AGAIN. The Health Committee submitted a report favoring the passage of Senator. Dickey's bill to allow visitors to go to the Leper Settlement at any time, unallow the company to fix the maximum der restrictions, and to provide a com-rate of the speed of its cars at any fortable room for them. Long did not time, subject to the approval of the concur and the report was tabled to be

considered with the bill.

The Health Committee recommended the granting of the petition from Mo-lokai for the appointment of a govern-

ment physician on that island.
The Judiciary Committee reported favorably on Senator McCandless's bill making it a misdemeanor to defeaud a The dissentients were Aylett, Coelho, livery stable keeper or injure his prop-Kaniho, Lewis and Pulaa. Coelho had, erty. The Judiciary Committee reported

> ing to the appointment and removal of District Magistrates.

#### ommended with an amendment, NO HOLIDAY TODAY.

The question of Good Friday being a oublic holiday was brought up, Speaker Knudsen stating that it was not, con-sequently if the House did not sit a day would be lost.

Going back to resolutions, Rice introduced one to permit the clerk of the House to make necessary grammatical and typographical error corrections in

The Police Committee, through ChairThe House took a recess until 7:30.

#### Jared Smith's Data is Given to the Solons.

Jared G. Smith, Special Agent in charge of the Hawali Agricultural Experiment Station, forwarded yesterday to each Senator and Representative of the legislature copies of Press Bulletin 12 covering the tobacco experiments in Hamakua, Hawaii. The bulletin goes into details, the whole report covering 24 pages. In his intro-duction, Jared Smith says:

In the autumn of 1903, a co-operative experiment was arranged under the joint auspices of the Territorial Board of Commissioners of Agriculture and Forestry and the Hawaii Agricultural Experiment Station for the purpose of demonstrating the practicability of growing the best grades of cigar tobacco in Hawaii.

An examination of sites was made by Mr. F. E. Conter, a special agent, who in the beginning, had charge of the work. Mr. Conter visited the Puna, Hilo, Hamakua and Kona districts of the island of Hawaii, and finally selected a small tract on the Louisson Brothers' Plantation on the lands of Pohakea, Hamakua. A lease of 21-2 acres of the land was secured in the name of the Secretary of Agriculture Washington, D. C., at the nominal rental of five dollars per annum. Special privileges were granted by the owners of the land, who have assisted the enterprise in every way in their power. The land was new and uncultivated, so that a delay of some months ensued before the field could be made ready for planting. The first crop was transplanted to the experimental plots in March and April, 1904,

The experimental tobacco field was located in Hamakua because the physical character of the soil was right to produce a good quality of crop. The Pohakea homestead lands were sultable, available and convenient. There are other areas in Puna, Kau and Kona on Hawaii and on each of the other slands of the group, but at the time this experiment was undertaken, the Pohakea tract was selected as the most convenient place in which to carry on field work.

SOME HAWAHAN TOBACCO SOILS. The soil on the Hamakua homesteads and on the Hamakua tract of land adapted to tobacco,-a belt extending from Paanhau to Hakalau at an elevation of from 1000 to 2500 feet-is a sandy forest loam, very rich in humus and with a high nitrogen content. The color of the soil is a light brown becoming almost black when wet.

The Kona district is undoubtedly better adapted to tobacco cultivation than Hamakua because of the protection from strong trade winds. But the tobacco soils of Hamakua and Kona are very similar in all their characteristics. CLIMATE.

The influence of climate on the growing of tobacco is a potent factor, Cigar mbaccos, of good quality, are produced through a wide range in latitude. Proximity to the ocean has always been considered a deterrent influence.

Tobacco requires from 70 to 100 inches

annual rainfall, from one-half to onethird of this during the growing season, Moderate temperatures, frequent showers or irrigation, to prome e even, uninterrupted growth, neither too rapid nor too slow, constitute an important in determining the spiritility of any district where soil conditions are sorrect. Monotony of daily and seasonal temperatures are characteristic of Hawaii, so that the rainfall or the ability to irrigate the crop, when required, become of greater importance than any consideration of a tual temperatures.

If we are to produce tobacco on a commercial scale in Hawaii, the rules of experience which have been developed in Cuba, Sumatra or other tobaccogrowing lands, must be modified and adapted to our own peculiar local soils, climate and conditions.

In Hamakua, tobacco can be set at any time and will grow better and faster from February to September, fwarm weather), although, if set in September and October, if the ground is wet, it will make enough growth to mature a crop during the cold weather. In Hamakua, the average cigar to-

baccos, such as the Cuban, Sumatra, Connecticut seed leaf and Zimmer Spanish, do well 15 inches in the row and 3 feet 5 inches between rows. An acre, set at this distance, contains shout 10,000 plants

The crop planted during March and April, 1904, was the first systemat'e and scientific attempt to grow tobacco in

An acre was covered with an open wove cotton cloth.

(Continued from Page 3.)

and Leilehua. The same company had watered its actual payment of \$500,000 stock up to \$4,000,000, on which it was today paying 6 per cent interest. If the O. R. & L. Co. did not put down roads in the places where it held the rights, an opportunity should be given to other companies. He did not see why the Legislature should protect the O. R. & L. Co. in drawing down 24 per cent on its investment. Owing to the narrowness of the country in Waialua district the Lucas company would have to parallel the Oahu railway through Kalihi, but when it got into Leilehua it would not parallel that line. He talked about the railroads running into Chicago, saying it was impossible for

a railroad to enter a city without com-ing in contact with other lines. As for interference with the Rapid Transit Co., that company made little use of

On a motion by Bishep at 3:45 to adjourn, Vice President Paris decided by the casting vote "to go on with

The bill passed second reading, 6 to 4, to be read a third time today.

Senate Bill 72, relating to lands held
by the Department of Public Instruction, was laid on the table.

Senate Bill 129, an electric railroad franchise for the Island of Kanai, passed second realing, to be read a taird time today.

#### RAPID TRANSIT SPEED.

842, Revised Laws of Hawaii, was called up for second reading. It proposed to change the speed limit of the Rapid funding of bonded indebtedness, a Transit Co,'s cars from eight to twelve miles an hour within certain boundaries and outside thereof to leave the speed limit for arrangement with the Governor. Also it would alter the Loundaries by substituting "Beretania provisions of the County Act passed Loundaries by substituting "Beretania street" for "Judd street and Pauoa road," The section as proposed to be amended was the following:
"The rate of speed of the cars of

"The rate of speed of the cars of the said association and others shall not exceed twelve miles per hour within the following limits in the district of Kona, Island of Oahu, viz.:

"From the line of South street and Alapai street on the south and east to Lailba street on the north, and from Mahelona opposing.

"In the rate of speed of the cars of Laws relating to intoxicating liquors passed third reading.

Coelho's bill relating to fiduciary companies was up for third reading.

With verbal amendments it passed by 25 to 4, Aylett, Broad, Lewis and Mahelona opposing.

Alapai street on the south and east to Liliha street on the north, and from the harbor front to Beretania street. "Outside the limits mentioned in the

preceding paragraph the maximum rate of speed on the lines of said as-sociation and others shall be such as shall be fixed, from time to time by the said association and others, subject to the approval of the Governor."

McCandless moved the bill to be indefinitely postponed,

Bishop referred to bills of Senator McCandless as having been passed by title, while the Senator attacked all other railway buls. If that was a square deal, he would like to know it. McCandless replied that the Supreme Court decided the Rapid Transit franchise could not be changed. Twenty persons had been killed owing to the speed of the ears. The company had paid a stock dividend of \$500,000. Of this \$460,000 should have been divided with the Territory and if the Attorney General had done his duty the Territory would own \$230,000 of Rapid Transit stock. The company had is-sued \$180,000 more stock than it was entitled to. If they passed that bill giving unlimited speed before they got the money due the Territory, they were doing a wrong thing. The company wanted to change the law so that we could not have a transfer system. He considered if he was lame and, standing on king street, wanted to go to the Hawaiian Fotel, he had a right to ride down to Aala Park and get a transfer to take him to the Hawaiian Hotel. When you go into a court of equity you must have clean hands, but this Rapid Transit Co. came into the Legislature with the dirtiest of hands. They might kill one of the children of a Senator. They might kill one of the Senators. He did not want to allow the company to kill people

promiseuously. Achi remarked that Senator McCandless said all of the bad but nothing of the good about the company. He was in favor of amending the franchise so that people could get to and from their business without delay. The company paid a tax of \$10 for every ear. It was paying \$8000 a year in taxes. In the past three years it had paid the government \$33,000. The speaker's own father was killed by getting under a car of the Hawaiian Tramways Co., but the car was going slow and it was his father's own fault. Some times a man was killed riding a horse. Thousands were killed in railroad accidents every year. That was no argument, because a railroad killed peo-

Candless the previous day with the resolution finally carried with an transfer question comminated, but the amendment made at Long's suggestion. Senator told him he would return the it was time the Attorney General got to work. In conclusion he offered an amendment confining the bill to the matter or speed within the given boundaries, saying there was no more danger in twelve miles than in eight miles an hour. The law of general average worked.

McCandless asked, if = they could amend the franchise in speed, what was to prevent their requiring the company to pay 5 per cent of its receipts to the government, or to make a fare of 25 cents or 21.2 cents from Kalihi to Waikiki. He would guarantee to find the money within 48 hours to pay the Rapid Transit Co. the it had actually invested and give the people a 21-2 cent fare. Bishop s amendment was lost on the

following vote: Ayes-Achi, Bishop, Gandall, Paris

Noes-Brown, Dowsett, Hayselden, Hewitt, Kalama, Lane, McCandless, Wilcox, Woods-9.

Achi moved an amendment to the new paragraph, to insert the clause "the Honolulu Rapid Transit & Land Co., Ltd., consenting." This was to cure the constitutional objection. It

was lost. Then a motion to lay the bill on the table was carried by the following vote:

Ayes—Brown, Dowsett, Hayselden, Hewitt, Kalama, Lane, McCandless, Wilcox, Woods—9,

Noes-Achi, Bishop, Gandall, Paris

Dowsett presented a majority report of the Ways and Means Committee on a bill relating to the taxation of ena bill relating to the taxation of enterprises for profit, recommending its passage.

The Judiciary Committee further reported on the following bills;
House bill 57 to declare the effect of

Bishop explained he had not signed the report because he had not had time to go into the bill nor to consult an attorney about it.

On Dowsett's motion the report was estates of dece tabled to be considered with the bill. Recommended. At 4:35 the Senate adjourned,

#### THE HOUSE.

The House got through a good deal of work yesterday and incidentally talked about five times as much as it ought to do. It talked about the Board of Health, of course, for it is like showing a red rag to a bull to whisper "Board of Health" or "Pink-

am' down stairs in Iolani Hale. Later in the afternoon there was long and fruitless discussion over the bill to divide Hawaii into two Semitorial districts.

#### MANY BILLS PASS.

Senator Dickey's bill to protect the public from danger from automobiles passed third reading slightly amended. RAPID TRANSIT SPEED. Kaniho explained that where he came Senate Bill 31, to amend Section from people ride on jackasses, so a clause was inserted protecting people who ride as well as those who drive.

Harris's bill to provide for the re measure designed to save the Territory \$8000 a year in interest, passed its

third reading. Senator Achi's bill to repeal Sec

tions 1419 to 1429, inclusive, and Sections 1435 and 1436 of the Revised

HEALTH BOARD HAS CHARGE. The following communication from the Attorney General was read in answer to a request from the House for a legal opinion:

"In answer to your request of April 15 for an opinion as to whether under Section 1131 of the Revised Laws of Hawaii the House of Representatives has authority to visit the Kalihi Receiving Station accompanied by physicians of their selection, I would reply as follows:

"The laws of the Territory of Hawaii give absolute control to the Board of Health of all persons afflicted with the disease of leprosy and under the Section referred to no person is allowed to visit any place or enclosure with-out a permit from the President of the Board of Health. The answer to your request would, therefore, be the negative unless under permit by the President of the Board of Health. LORRIN ANDREWS, "Attorney General."

Immediately after the reading of this Coelho, in response to a petition from a number of suspects at Kalihi, sub-

mitted the following resolution: "Be it resolved by the House of Representatives that the Clerk of the House be instructed to request the Board of Health to detain the lepers and suspects now at the Kalibi station until the Commission to be appointed under the provisions of House Bill 176, now in the hands of the Governor, have examined them."

The resolution was adopted.

#### WANT TO EXAMINE.

Holstein introduced the following resolution:

"That a commission of three be authorized and the Board of Health concur therein, for the purpose of re-examining Mrs. Makanai, a suspect, confined in the Kalihi station to determine whether or not she is afflicted with

leprosy. "And be it further rescived that the Health Committee of the House immediately select a physician, the Board of Health another and the two select a third for the purpose of examination aforesaid and a report made to this

The Clerk of the House, replying to a query, said that he had received no reply to the letter sent the Board of Health asking that it appoint two physicians, the House two and the four thus chosen one more to examine the suspects at Kalihi.

Bishop stated he had no interest in the Rapid Transit Co. With refertirely in Hawalian, in which some ence to the transfer question, he of-fered a substitute bill to Senator Me- special person for treatment, but the members objected to singling out one

As a member of the Health Combill next day without a report on ac- mittee he objected to serving as, he count of what President Isenberg had said, he had been insulted often enough said. If the Territory had been rob-bed to the extent of all the thousands that a special committee of three be of dollars the Senator had stated, then appointed. The House assented to this and Speaker Knudsen appointed Holstein, Harris and Sheldon

#### THEY WANT PUNCHBOWL.

The Public Lands Committee reported favorably on Senate Bill No. 6 to reserve tracts of land at Walkiki and Tantalus to be developed into places pleasing to the eye and beneficial to the public. It also reported on the proposition similarly to reserve Punchbowl for a park. It recommends this also, stating that the bed of the crater is fertile and can be made one of the most attractive parks in the world. It is suggested that water could be obtained from Kahuawai or Pauca springs, as pumping would be too costly. The com-mittee felt, however, that it would be useless to set the land aside without making provision to improve it, as it would consist merely of a tangled impassable thicket of algaroba, mimosa and jantana, so it suggested adding to the bill the words "providing that the same be properly developed as a public park without unnecessary delay." The Public Lands Committee recom-

mended that the land at Pilhonua, Hilo. be declared a public recreation ground,

#### JUDICIARY REPORTS

The Judiciary Committee reported favorably on McCandless's Senate Bill 116, relating to the protection of boundary marks.

The Judiciary Committee reported on Senate Bill 113, relating to diseases of animals and on Senate bill 114 relating to diseases of animals recommending the passage of both,

the adoption of a child. (Fernandez). Recommended.

House bill 57, to provide priority of payment of certain claims against the estates of deceased persons. (Lewis).

House bill 54, to repeal Act 14 of the

## Labor Commission, (Smith). Recom-mended.

House bill 149, to repeal sections 1274of the Revised Laws. (Waterhouse)

The Committee on Public Expendicure reported on Coelho's resolution to Investigate the appraisement of the land at Kuiloa, Kaual. It recommended that a fee of \$65 be paid from the unpaid bills appropriation to the com-mission which did the appraisement in

#### KALIHI WATER RIGHTS.

The Committee on Public Lands and Internal Improvements reported adversely on Lillkalani's resolution to appropriate \$90,000 for purchasing the

water rights in Kalihi valley.
"The Superintendent of Public Works ppointed a commission of three mempers who investigated the matter and nade a report to the Superintendent,' can the committee's report. port is so uncertain that it is impossible to fix an approximated value upon the water rights in the valley and in fact was not upon a thorough and complete investigation of the various water heads and claims of owners or purported owners of the water rights, ly two upper auwais leading from the main stream were lovestigated, while there are many other and different sources of the water supply; neither does the report show at what elevation the water could be conserved nor to what height the same could be conveyed by the gravity system. water rights in the valley have not been judicially determined or settled nor have the various rights of owner-ship been apportioned and there are many claimants to ownership whose claims must be settled before any estimate of the value of the water rights could be intelligently deter-mined. Many of the owners and claiming owners of these rights, your committee is informed, are opposed to the absorption of the same by the Goveroment and these will have to be dealt with individually at considerable cost and expense, a great amount of time

"While your committee firmly be lieves that all sources of water available for public use in Honolulu should be owned and controlled by the Government, yet in view of the absolute lack of any specific and definite information from which to ascertain the proper amount to be paid for this purhase it has reached the conclusions herebefore ret forth."

The commissioners were C. L. Wright, R. H. Trent and R. C. A. Peterson. The first two submitted a report only as to the two upper auwais and stated that in the short time they could go no further. Peterson refused a report at all, as the time had been too short for him to go into the matter with any degree of thoroughness. The report of the committee . was adopted.

#### EXPENDITURES

The Public Expenditures Committee ecommended the payment of \$40 to Dr. McGettigan of Maui, balance due for a post mortem on a Chinese body. The Public Expenditures Committee reported adversely on the resolution to pay \$442.50 for repairs and material used on the teachers' cottage at Kalapana, Puna. The work was done by the teachers six years ago without the authority of any person.

The Public Expenditures Committee recommended the payment of \$357.59 to five postmasters for Republic of Hawaii for postage stamps which they had to turn over to the United States.

The Education Committee referred the matter of a water tank at Kaunamana school to the Hawaii delegation. Tenders for a tank at Kuhia bave beer called for.

The Governor notified the House to the effect that the following acts had been signed:

Senate bill 74 for the appointment and duties of boards of prison inspec-Senate bill 100, to amend section 991

Revised Laws, House bill 94, to amend Revised Laws relating to widow's election of dower, House bill 107, to regulate costs in

equity cases. House bill 103, to amend section 645 of Revised Laws and repeal section 646. House bill 169, regulating the business of farriers and horse shoers.

The old native mail carrier at Kalaupapa recently had his mule killed on the trail over the pali, while he himself received a severe battering by mass of rolling stones from the cliff. This is the second time that a mule was killed under him on the trail in his thirty years at the Settlement.

## Get SCOTT'S **Emulsion**

When you go to a drug store and ask for Scott's Emulsion you know what you want; the man knows you ought to have it. Don't be surprised, though, if you are offered something else. Wines, cordials, extracts, etc., of cod liver oil are plentiful but don't imagine you are getting cod liver oil when you take them. Every year for thirty years we've been increasing the sales of Scott's Emulsion. Why? Because It has always been better than any substitute

Send for free sample

SCOTT & BOWNE, Chemists 409-415 Pearl Street, New York 50c. and \$1.00. All druggists

## HOUSE PASSED THE OTHER LIQUOR BILL

The House passed the liquor bill again last night, making three times that body has performed this feat, except that the bill as passed is now numbered 222, instead of 168.

The House also passed the license

While in the Committee of the Whole that body ripped the welkin with oratory over the question of whether a 'theater'' with flies, switchboard, 400 all appurtenances, should be taxed at terms. \$60 a year or \$5 a performance. Some native members were opposed to having the tax changed from \$5 to \$60, stating that it was money they were after for the Territory, and that the Chinese and Japanese theatrical promoters could be cinched better under the present arrangement than under the proposed change.

Some time was also spent on the question of whether a line in the liqnor bill should read "an habitual drunkard" or "a habitual drunkard." The change to "a" was made by a member of the Fifth. The remaining members were not so sure after the question was launched whether it should be an "an" or an "a," but the House finally decided to let it remain "an."

#### THE LIQUOR BILL.

The liquor bill, as passed was amended to make the distance a saloon can be maintained from a school or church, from 200 feet to 150 feet, on motion of Mahelona.

Kalino said the bill before the House was in reality the astral body of the first bill the House had passed. He considered the liquor bill passed by the House the first time was a good one. Christian friends had written him congratulating him and the House for its action. Now the House was trying to revive a spook.

#### The bill passed by a vote of 22 to 4 THE LICENSE BILL.

The House went into a Committee of the Whole and continued the reading of the license bill from where it left off the night before. On Hackman Aylett's motion, all autos used for hire were taxed \$10 per annum.

Rice wanted the collection of all licenses to be made by the Territory. Harris thought otherwise. It should be done by the county and go to the county, especially with reference to the county of Oahu. Rice lost. Long wanted the act to go into effect on the date of its approval, and not July 1, 1905. Harris showed that if this were the case the Territory would ask for all licenses to be paid a year in advance, and as the county government did not go into effect until July, there would be great difficulty in refunding to the counties. Harris prevailed.

Then came the tussle over the theater tax, the vote of the night before being reconsidered. It simmered down to the question of "When is a theater not a theater?" Andrade offered an amendment making theaters, as exemplified by the Opera House and Orpheum, special objects of treatment, with an annual tax of \$60 a year, leaving other public entertainments as he fore, including the shows given by the Chinese and Japanese. Andrade defined the meaning of a theater. Kaleiopu, Cox and Mahelona led the raid against the proposition. They didn't care what happened as long as the revenue came in and legitimate promoters of theatrical ventures must knuckle down and pay \$5 a performance. Avlett joined in on this reasoning, and owing to the unreasonableness of it, as it occurred to Quinn, the latter took his hat and walked out of the hall in disgust. Angrade, also in disgust, withdrew his amendment, and the section passed as before, and the whole bill was then passed.

## ANOTHER OUTBREAK OF THE VOLCANO

(By Wireless Telegraph.)

Volcano House, April 19, 1905. To George Lycurgus, Honolulu:

Halemaumau active again, Fountains playing continuously, accompanied by Lake is filling large streams of lava. DEMOSTHENES. rapidly.

Judge Dole yesterday dismissed with osts the libel for \$50,000 damages brought by Mary P. K. Makaliilii against the Bark Olympic Company, on account of the death of her husband from an accident on board the respondent's vessel.

EVERY BOTTLE WARRANTED-Chamberlain's Pain Balm will not cost you one cent if it does you no good. Give it a trial if you are troubled with rheumatism. One application will relieve the pain. Pains in the side or chest, soreness of the muscles or stiffness of the joints are quickly cured by applying this linkment, For sale by all dealers and druggists. Benson, Smith & Co., Agents for Hawait.

### Bomburg-Bremen Fire losaronce Go

The undersigned having been appointed agents of the above company are prepared to insure risks against are on Stone and Brick Buildings and on Merchandise stored therein on the nost favorable terms. For particulars

upply at the office of F. A. SCHAEFER & CO., Agts.

North German Marine Insur'ce Co. OF BERLIN.

Fortuna General Insurance Co. OF BERLIN

The above Insurance Companies have setablished a general agency here, and the undersigned, general agents, are authorized to take risks against the dangers of the sea at the most res or more orchestra chairs, a stage and able rates and on the most favorable

> F. A. SCHAEFER & CO., General Agenta.

General Insurance Co. tor Sea River and Land Transport of Dresden.

Having established an agency at Hoolulu and the Hawalian Islands, the undersigned general agents are authorzed to take risks against the dangers of the sea at the most reasonable rates and on the most favorable terms. F. A. SCHALFER & CC., Agents for the Hawalian Islands.

#### NION PACIFIC

It was the Route in '49! It is the Route today, and Will be for all time to come.

THE OLD WAY.



THE NEW WAY.



"THE OVERLAND LIMITED." ELECTRIC LIGHTED

RUNNING EVERY DAY IN THE YEAR Only Two Nights between Missiouri and Ban Francisco

Montgomery St. San Francisco, Cal. S. F. BOOTH. General Agent.

## Collegiate School

FOR BOYS VICTORIA, B. C.

Patron and Visitor: The Loard Bishop of Columbia. Head Master: J. W. Laing, Esq., M.A., Oxford, as-

Cambridge and London Universities. Aims at thoroughness, sound discipline and moral training.

graduates of Oxford,

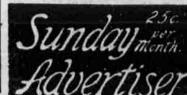
sisted by three

Kay, Esq., Kohala,

Summer term commences April 24. Christmas term September 11. Property, five acres; extensive recreation grounds, tennis lawn, gymnasium, cadet corps. Reference in Hawaii Territory, T. S.









#### Commission Merchants

SUGAR FACTORS.

AGENTS FOR

The Ewa Plantation Company. The Walshua Agricultural Co., Ltd. e Kohala Cugar Company. Walmea Sugar Mill Company Fulton Iron Works, St. Louis, Mo. Stardard Oll Company. The Star daid Oil Company.
The George F. Blake Eteam Pumpe
Weston's Centrifugals. The New England Mutual Life Insurance Company, of Boston.

The Aetna Insurance Co., of Hart-The Alliance Assurance Company, of ondon.

INSURANCE.

## Theo. H. Davies & Co

MENTS FOR FIRE, LIFE AND MARINE INSURANCE

#### Borthern Assurance Company

OF LONDON, FOR FIRE AND LIFE. Established 1836. mulated Funds .... £3.975,000.

#### British and Foreign Marine Ins. Co OF LIVERPOOL, FOR MARINE. Capital ..... £1,000,000

Reduction of Rates. Immediate Payment of Claims.

**製柜O.** H. DAVIES & GO., LTA AGENTS.

## Castle & Cooke,

-LIMITED.-

#### LIFE and FIRE **INSURANCE** AGENTS. . .

AGENTS FOR

#### **New England Mutual Life Insurance Go** OF BOSTON,

Atna Life Insurance Company

OF HARTFORD.

The Famous Tourist Route of the World.

Connection With the Canadian Australian Steamship Line

Tickets are Issued To All Points in the United States

and Fraser Canon.

Empress Line of Steamers from Vancouver Tickets to All Points in Japan, China, India and Around the World.

For Tickets and gen al information -APPLY O-

THEO. H. DAVIES & CO., Ltd. Agents Canadian-Australian S. S. Line Canadian Pacific Bailway.

#### CHAS, BREWER & CO'S **NEW YORK LINE**

Bark Nuuanu sailing from New York to Honolulu on or about March 1st. FREIGHT TAKEN AT LOWEST RATES. For freight rates apply to

CHAS. BREWER &CO., 27 Kilby St., Boston, or C. BREWER & CO., LTD.,

#### REAL ESTATE TRANSACTIONS.

Entered for Record April 19, 1905. F L Dortch to Florence E Dove ... D George C Hewitt and wf to Sam-uel Kauhane . . . . . . . . D J M Kamikina and wf to Samuel ... D

hane M Stokes to Notice......Notice Mrs B M Allen to James McClel-Hannah Fisher et al to Mutual

Bldg & Loan Soc of H Ltd...., M Antone de Costa to Marie de Glora. D Elizabeth K Booth and hab to Sam-

Kohaia Ditch Co Ltd ...... L Est of B P Bishop by Trs to Kohala Ditch Co Ltd ..... L

S I Shaw Tr to J W Kahojwai, Rel; 16,2000 aq ft land, Kaliu, Honolulu, Oahu. \$125, B 267, p 278. Dated Mar 31, 1905. Wm L Peterson to Richard H Trent tract, Honolulu, Oahu. \$1602.50. B 266, first reading on title.

CASTLE & COOKE CO., Ld Tr. M: lots 49 and 50, Katiu tract. Dated April 6, 1905

Recorded April 7, 1905 Edgar Morton and wf to J W Flem ing. M; pc land, Kamaole, Kula, Maul; int in lot 6 of ap 6 R P 3443, Ka-maole, Kula, Maul. \$500. B 268, p 236. Dated Mar 18, 1905.

Namaka Kalee (widow) to Henry K Oans, D; 1-2 share in 1 acr land in hui land, Kahana, Koolauloa, Oahu. B 266, p 354. Dated Dec 30, 1903. D R Janion (widow) to Theophilus H Davies et al, Rev P A; see liber 177. fol 29. B 274, p 60. Dated Jan 7, 1905. D R Janion (widow) to Francis M Swanzy et al, P A; general powers, B

Dated Jan 7, 1905. Mau Sang to Ho En Fo, B S; leasehold, bldgs, livestock, etc, Kapalamakal, Honolulu, Oahu. \$100. B 274, p 67. Dated Mar 17, 1905.

Fong Kui to Apu, L; 5 acr land, Alika, S Kona, Hawali. 15 yrs at \$6 per yr. B 263, p 376.

Joseph G Baptista to Claudine Souza (widow), Rel; pc land, Pauoa, Ho-nolulu, Oahu. \$200. B 232, p 273. Dated April 6, 1905.

Recorded April 8, 1905.

Hahane to Sing Yee Wal, L: lois in aps 1 and 2 of R P 2010 kul 10826, Kahaluu, Koolaupoko, Oahu. 5 yrs at \$35 per yr. B 263, p 377. Dated Jan

Wade W Thayer to Kahoopioplo (w) gdn of, Rel; 1-2 of gr 3443, Nuuanu Valley, Honolulu, Oahu. \$500. B 260, 386. Dated April 7, 1905.

Mary P Rego to James Wakefield, Rel Dow; lands in Territory of Ha-wall, \$1. B 266, p 355. Dated Mar 31,

John Diller to Andrew Adams, D; R P 1516 kul 2831, Watalee, Koolauloa, Oahu. \$150. B 266, p 356. Dated Mar 29, 1905.

Theo M Davies to Theophilus Davies et al, P A; general powers. B 274, p 68. Dated Mar 1, 1905.

Peter C Jones Ltd to Notice, Notice; applen for Reg Title of grs 1894 and 2819 and ap 5 of kul 5745, Kalihi, Honolulu, Oahu. B 265, p 482. April 8, 1905.

Peter C Jones Ltd to Notice, Notice applen for Reg Title of lots 1, 2, 3, 4 and 5 in subdiv of kul 1283, Kalaehao lots, Palama, Honolulu, Oahu, B 265 Dated April 8, 1905.

Mokuohai Kealaula (k) to Hiel Kapu, D; int in R P 3361; int in share in hui land, Wainiha, Halelea, Kauai. \$41.50. B 269, p 163. Dated Nov 10,

J Iwasaki to Hilo Mercantile Co Ltd, C M; leasehold, growing cane, household furniture, livestock, wagons, tools, etc. Olaa, etc Puna, Hawaii. \$10,000. B 267, p 279. Dated Dec 28,

Chas Elderts and wf to Est of C E Richardson Exors of, M: land Patent 4823, Olaa, Puna, Hawaii. \$2616.02. B

267, p 282. Dated Sept 7, 1904. David Kalani to Takichi Tanimoto. L: pc land, Honomu, Hilo, Hawaii. 12 yrs at \$50 per yr. B 273, p 57. Dated Mar 11, 1905

Recorded April 10, 1905.

Isaac S Kaiu to C Ahu, L; R P 7347 and kul 4971, Anahola, Koolau, Kauai. 10 yrs at \$16 per yr. B 273, p 59. Dated Mar 29, 1905. Lung Hee to G Akuna, D; R Ps 471 and 494 and leasehold, Kamaole, Kula,

Maul. \$800. B 269, p 164. Dated Mar 18, 1905, Lung Hee to G Akuna, A L; pc land, Kamaole, Kula, Maui. \$1. B 273, p 60. Dated Mar 18, 1905.

Bishop & Co to Marion M Luning. Rel; 1131 1-2 sq yds, land, Emma St, Honolulu, Oahu. \$2500. B 267, p 284.

Dated April 8, 1905.

Trs of Oahu College to Marion M

Vancouver.

Mountian Resorts:
Banff, Glacier, Mount Stephens and Fraser Canon.

Luning, Rel; 1131 1-2 sq yds land, Emma street, Honolulu, Oahu, \$17,000. B 187, p 12. Dated April 8, 1905.

Marion M Luning (widow) to Trs of Oahu College, D; 1131 1-2 sq yds land, Emma St, Honolulu, Oahu, \$17,000. B 266, p 357. Dated April 8, 1905.

John D Kelley to Joseph E Bien, P

general powers. B 274, p 73, Dated Nov 22, 1904. John D Kelley by atty to Trs of

Oahu College, D; 1131 1-2 sq yds land, Emma St. Honolulu, Oahu, \$1000. B 266, p 359. Dated Feb 13, 1905. Trs of Oahu College to Samuel M Damon, D; por kul 10806 ap 10 bldgs,

land, Huelo, Hamakualoa, Maui. B 263, p 379. Dated Dec 13, 1904. etc, Emma St, Honolulu, Oahu, \$18,000. Lydia A Cummins, D; pc land, Ohia, B 266, p 360. Dated April 8, 1905 A D Castro to San Antonio Port Ben Molokai; pe land, Makiki, Honolulu Socy of Hawaii, M; lot 1' blk 2, Mc-Oahu; int in books and papers both Hawn and English, lei hulus and cala-

Cully tract, Honolulu, Oahu. \$250. B 267, p 286. Dated April 7, 1905. H Segawa to Olaa Sugar Co Ltd. C M; cane on por lot 8, Wakefield tract, Olaa, Puna, Hawaii. \$1. B 267, p 288. Dated April 6, 1905.

Luahine Piliwale (w) to Laupahoehoe Sug Co, L; por gr 2150, Kulana-kli, N Hilo, Hawaii. 4 yrs at \$90 per B 263, p 380. Dated March 30 1905. Meleana Kalua to Ielemia Kuhaupio (k), D; grs 866 and 1174 and R P 5305 kul, 8157C, Ilikahi, etc. S Kona, Ha-\$1. B 266, p 362. Dated April

8, 1905. G A Schuman to Bishop & Co, A M mtg G P Thielen on lots 9 to 16 (inci) blk 39, Kalmuki tract, Honolulu, Oahu. B 267, p 295. Dated April 10,

Kala Pilipo to Hutchinson Sug Plant Co, L; R P 7575 kul 8192, Walohinu, Kau, Hawali. 10 yrs at \$16 per yr. B 263, p 378. Dated April 3, 1905.

Recorded April 11, 1905. Makaluhi (w) to In Lowian, Amendt L: to alter condition of lease in liber 228, fol 485. B 263, p 381. Dated April

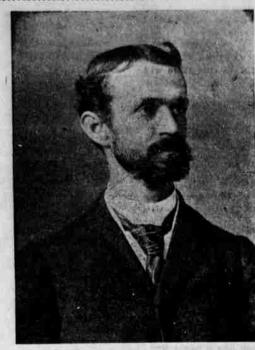
Luis Vasconcellos to C Bolte, C M livestock and tools, Kona, Hawali, \$500. B 267, p 297. Dated Feb 23, 1905.

Siu Leong to Wong Juck Lung, D; 1-2 int in por kul 6236 bldgs, etc, Kanun Lane, Honolulu, Oahu. \$500 and mtg \$800. B 266, p 363. Dated April 8, 1995. Lizzie K Puahi to Lucy Kahaina. Rel; R Ps 537 and 1597 and ap 1 R P 944 and por R P 539, Waimanalo, Koo-

laupoko, Oahu. \$80. B 244, p,460. Dated April 10, 1905. Andres Nelson and wf to Dennis J Cashman, D; por lot 3 blk 3 bldgs, etc. Puunul tract, Honolulu, Oahu, \$1602.50.

B 266, p 365. Dated April 10, 1905. 50 per cent of the total taxes of each D J Cashman to Andres Nelson, Rel; por lot 3 blk 3 bldgs, etc. Puunui county shall be paid over to the Treasurer of the Territory. It passed

## Tr. M: lots 49 and 50, Kaliu tract. DR. PETERSON SUCCEEDS DR. Honolulu, Oahu. \$750. B 268, p 253. SLOGGETT AT THE ASYLUM



DR. C. A. PETERSON, THE NEW INSANE ASYLUM SUPERINTENDENT.

(From Thursday's Advertiser.) (From Thursday's Advertiser.)

Dr. Peterson was selected by the Board of Health yesterday afternoon as Superintendent of the Oahu Insane Asylum to succeed the late Dr. H. C. one not named. During the month connected with public health matters and is regarded as a competent man to administer the affairs of the insti-

The following resolutions of respect in memory of the late Dr. H. C. Slog-gett were presented by the special committee and ordered spread on the

RESOLUTIONS OF RESPECT AND

say that in regretting his removal from our midst, we mourn for one in every way worthy of our respect and regard;
Resolved, That we sincerely condole with the family of the deceased the dispensation by which the all inscrutable workings of the deceased.

able workings of nature have brought sorrow upon them in his sudden demise; Resolved, That this heartfelt testi-monial of our sympathy and sorrow be forwarded to the daughter and son of our highly-esteemed departed friend

by the secretary of this meeting.
(Signed) M. P. ROBINSON, (Signed) F. C. SMITH, W. H. MAYS. Board of Health Committee. The session was largely devoted to routine matters, among them being

Alexander Lazarus to Lena G Rose-

warne, D: lot 501 of gr 3517, Kinau and

Lunalilo Sts, Honolulu, Oahu. \$10 and

etc. B 266, p 367. Dated April 11, 1905.

F A Schaefer & Co to Hawn Com-

Catherine K Brown (widow) to Mrs

bashes. \$10,' etc. B 266, p 369. Dated

Recorded April 12, 1905.

Annie K Hall and by Tr to See Sang

Co. L: R P 7867 kul 24 and water rights

Hauhaukol, Honolulu. Oahu. 5 yrs at

\$10 per yr. B 263, p 382. Dated April

Chas Van Gieson Tr to Mrs N Naka

mura, L: R P 5731 kul 704, Punchbowl

St, Honolulu, Oahu. 10 yrs at \$100 per

n. B 263, p 385. Dated April 1, 1905. Western & Hawn Invstmt Co Ltd

to Pelani (w), Par Rel; 2 shares in

ahp Kahana, Koolauloa, Oahu. \$300. B 267, p 298. Dated April 7, 1905.

William Laa and wf et al to Ida B

Castle, D; 2 shares in R P 4387 kul

8452, Kahana, Koolauloa, Oahu. \$300

Thomas Christley to M C Pacheco

L: 283 sq ft land, Christley Lane, Ho-

nolulu, Oahu. 99 yrs \$75 pd, etc. B 263,

THE HOUSE.

(Continued from page 2.)

THE ROUTINE.

Senate Bill 121, to provide money for the county elections, was up in the House yesterday afternoon. It pro-vides for the appropriation of \$10,000

for the purpose. Harris moved to reduce the amount to \$8,000, but later

withdrew his motion and the bill pass

Cox introduced a bill providing that

ed its realing.

B 266, p 370. Dated April 7, 1905.

p 384. Dated Mar 23, 1905.

April 11, 1905

mercial & Sugar Co. A L: int in po

Asylum to succeed the late Dr. H. C. one not named. During the month Sloggett. Dr. Peterson has long been most of the dairies of Honolulu and connected with public health matters vicinity were visited in company with the city sanitary officer. A sample of colored sugar was ex-amined. The dye used (cosin) is con-

Only two names were proposed for the office, those of Dr. Peterson and Thos. McMillan of Hawaii. The ballot gave the position unanimously to

ted by private party and examined for the presence of injurious substances, but none were found. One sample of milk (examined in January) contained a poison-i. e., corrosive sublimate, the amount present

CONDOLENCE.

Whereas, In view of the loss we have sustained by the decease of our friend and former associate as President of the Board of Health, Dr. H. C. Sloggett, and profited by his example in many ways through association with such a good, open-hearted, manly man, and desirous of testifying our respect for his memory, and respectful sympathy with the afflicted;

Resolved, That it is but a just tribute to the memory of the departed to say that in regretting his removal from dealers selling ant poison without li-

dealers selling ant poison without li-cense was handed to the Police Depart-In his March report Mr. Duncan

states: "The milk inspection was kept up by the Collector of milk samples and all samples were examined by him. The results show that six out of forty-four samples were adulterated, a larger percentage than usual. The fig-

ures for the samples and the names of the dairymen are not reported, as I have no personal knowledge of the samples or analysis.

"One sample of whisky, sold as a drug, was examined at the request of the High Sher.if. The sample did not conform to the requests of not conform to the requirements of whisky as a medicine.

Present at the meeting were President Pinkham, Dr. C. B. Cooper, M. P. Robinson, A. Fernandez and Dr. W. H.

#### BUILDING REGULATIONS

The Miscellaneous Committee intro a new bill to regulate the building, alteration, repair, removal and in-spection of buildings it. Honolulu and Hilo. The bill is a substitute for eral House bills introduced earlier in

wrong. Ayer's Sarsaparilla will build you up, make your nerves strong, and give you pure, rich blood. Here is what a nurse of large experience says



sends us her photograph, and writes:

"I have been a murse for thirty-five years, and I take great pleasure in recording my experience with Ayer's Sarsaparilla and Ayer's Pills. I have used these medicines in inferent parts of the world, both for myself and my patients. I have had great success with them, especially in cases of nervous prestration, impure blood, skin diseases, and reakening illnesses in general. I most heartily recommend these medicines to all publicars from any of the above-named distressing complaints."

# AYER'S

Ayer's Pills cure constitution. Sugar-coated, mild. but effective. Prepared by Dr. J. C. Ayer Co., Lowell, Mass., U. S. A.

HOLLISTER DRUG CO., AGENTS.

## SAVE YOUR HAIR With Shampoos of



And light dressings of Curicura, purest of emollient skin cures. This treatment at once stops falling fiair, removes crusts, scales, and dandruff, soothes irritated, itching surfaces, stimulates the hair follicles, supplies the roots with energy and nourishment, and makes the hair grow upon a sweet, wholesome, healthy scalp, when all else fails.

Complete External and Internal Treatment for Every Humour, Consisting of CUTICURA SOAP, to cleanse the skin of crusts and scales and soften the thickened cutice, CUTICURA Olitiment, to instantly allay liching, inflammation, and it atton, and soothe and heal, and CUTICURA RESOLVENT, to cool and cleanse the blood. A SINGLE SET is often sufficient to cure the severest humour, with loss of hair, when all class fails. Anst. Depot: R. Towns & Co., Sydney, N. S. W. So. African Bonot: Lenson L.Ti., Cape Town. "All about the Skin, Scalp, and Hair," post free. POTTER CO.P., SOM Props., Boston, U. S. A.

### \$7,000,000 IS THE VALUE OF STANFORD ESTATE

It is now known that Mrs. Jane Lathrop Stanford left an estate

valued at \$7,000,000. A formal inventory has not yet been made, but the interested parties have already closely figured the present worth of the saveral properties making up the value of the estate and in their opunion it will not fall below the amount mentioned.

According to Mrs. Stanford's will; \$3,125,000 is to go for legacies and bequests. This will leave a residue of not less than \$3,-875,000, all of which by the terms of the will is to go to swell the funds of the Stanford University.

It is the intention of all those interested to settle up the estate with as little delay as possible, and its properies are said to be in such shape, due to the foresight and business ability displayed by Mrs. Stanford, as to permit of a settlement without vexatious delays. Fourteen charitable and benevolent institutions are to get an aggregate of \$105,000, the servants and private secretary of Mrs. Stanford a total of \$20,000 and her blood relatives \$3,000,000, partly outright and partly in income from a trust investment of some of the money.

The residue going to Stanford University will, it is believed, increase its annual income to the extent of \$146,000, or 4 per cent annually on \$3,875,000. The latter added to what Mrs. Stanford and Senator Stanford have already given the institution swells its total properties to \$33,875,000 or thereabouts.

All of the vast property is not of income-producing character, but a major part of it is. The residue in question is; likewise the \$15,000,000 Mrs. Stanford received by the sale of her husband's Southern Pacific stock and all of which money was invested in firstclass securities in New York and London.

The same is true of the \$4,000,000 she obtained by the sale of Market Street Railway stock and her interest in the Mexican International Railroad. The University's income is, therefore, on a magnificent scale, although up to the present time much of it has been expended on new buildings and improvements at the Uni-

The Nob Hill mansion on California and Powell streets is not included in her estate, because during her lifetime she deeded it to the institution. And she did likewise with most of its valuable con-

They include the famous Elkington dinner set and ornaments, valuable gold Russian spoons, a gold-plated dinner service, many valuable paintings, china of rare quality, mosaics of all kinds, marole, bronzes and rare old furniture. All of these contents of the Nob Hill house will hardly fall below \$500,000 in value, and were included in the estimated \$30,000,000 given the University by her and her husband before their deaths.

Not included in these contents, however, are a necklace of Oriental pearls of great value and other jewelry, all of which are part of the residue the University is to receive. Numbers of other things like the wardrobes of herself, son and husband, the Trustees of the University will have no claim on. They are to go to Charles G. Lathrop and the members of his family. The Trustees, however, are to get all the books in the home library.

So, unless some strong reason arises which Mrs. Stanford could not foresee, the Trustees will soon have to strip the Stanford mansion of all of its contents and then have to decide what disposition to make of the palatial house and grounds.

It was Mrs. Stanford's idea to have the mansion devoted to some purpose as an adjunct to Stanford University. Undoubtedly some such purpose will be decided upon by the Trustees at the proper time.-Examiner.

President Pinkham of the Board of time. Health transmitted a statement of the 18 months' business done by the Kalaupapa store. It showed a total of re-

\$6,031.28, and cash \$357.38. Coelho introduced a resolution for \$3,000 for a sidewalk along High street, Main street and Market street, Wai-

valley water rights. Supt. Holloway wrote to the effect ed. Here is what the Greer Drug Co., that he had arranged to have a description made of J. Scharsch's land cerning it: "We feel free to guarantee at Moloaa, Kauai.

authorizing transfer from current cash by all Dealers and Druggists, Benson, to land sales special deposit fund Smith & Co., Ltd., Agents for Hawaii.

\$761.36 was received and read a first

The House concurred in the Senate's amendments to the bill to provide a fire department for Wailuku and Kaceipts and expenditures of \$55,132,95, hului making the provisions of the with a net profit of \$3,214.09. Stock on hand December 31 last amounted to a department is organized under the

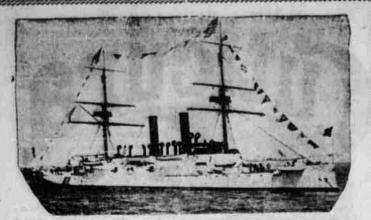
#### YOU RUN NO RISK.

luku, and for \$1000 for grading the courthouse and jail site, Wailaku.

Lilikalani introduced a resolution calling for the appropriation of \$90.- ing two-thirds of the bottle according to directions you may return it to your declar and your money will be refund-You need not hesitate to buy Chamdealer and your money will be refund-Molona, Kauai.

A joint resolution from the Senate, not have to redeem them." For sale

(Seal)



BOSTON, THE NEW STATION SHIP FOR HONOLULU. Marian consequences consequences con con

THE OLD RELIABLE

Absolutely Pure

THERE IS NO SUBSTITUTE

CAME IN YESTERDAY

The U. S. S. Boston arrived off port

n the early hours of yesterday morn-

ng and docked at the Naval Dock

No. 2, shortly after eight. She left

good trip down with the exception of two days, the 14th and 15th. On these

days the sea was so rough that the

cruiser's course had to be changed and

the was delayed so that instead of ar-

riving here Wednesday morning as ex-

pected she did not make port until

wenty-four hours later. Four vessels

were sighted on the way, a bark head-

ed for the coast, a steamer passed in

the night and supposed to have been

the Korea, the U. S. A. T. Sherman at

5:50 a. m. the 14th, and an unknown

American ship supposed to be heading for these islands. Signals were ex-

changed with her but she was so far

away that the letters could not be made

out. She was sighted on April 13th at

9:30 a, m, in about lat, 35:29 N. and long.

The Boston will remain until May

12th under present orders and will then

proceed to join the Pacific squadron

at San Francisco. On June 5th she

will go to Astoria, Ore., and will prob-ably visit the Lewis and Clark Exposi-

tion at Portland. On June 21 she will

leave for Bremerton where she will

Kossuth Niles, Commander, U. S.

Navy, Commanding; Charles Augus-

tine Brand, Lieutenant, U. S. Navy;

Percy Napier Olmsted, Lieutenant, U.

S. Navy; Orin Gould Murfin, Lieuten-

ant, U. S. Navy; William Daniel Lea-

hy, Lieutenant, U. S. Navy; Charles

Seymour Freeman, Ensign, U. S. Navy; John S. Arwine, Midshipman, U. S.

Navy; David B. Kerr, P. A. Surgeon

U. S. Navy; Edward S. Stalnaker,

Asst. Paymaster, U. S. Navy; William

T. Hoadley, 2nd Lieut, U. S. Marine

Corps: James Leckle, Boatswain, U. S.

Navy: Alfred Barker, Actg. Gunner, U

S. Navy; Arno Widmore Jones, Actg. Carpenter, U. S. Navy; James Wilson,

War. Machinist, U. S. Navy; Henry

Smith War, Machinist, U. S. Navy: E.

W. Meredith, Paym. Clerk, U. S. Navy.

TRIAL OF DAKOTA.

The new steamship Dakota, just

ompleted at the works of the Eastern

Shipbuilding Co., New London, Conn., for the Great Northern Steamship

Company, of Seattle, Wash., left New

London harbor March 23, on her trial

trip outside of Long Island Sound, She

returned to New London on the 24th,

after a trial sea-trip of twenty-four hours. During the trip her compasses

were adjusted and her machinery given

thorough trial, which is some to have

been satisfactory. The Daksta will leave New London for Newport News

on the 27th, where she will be docked and painted. She will load 6000 tons

of steel rails at Baltimore for San Francisco and Scattle, as soon there-after as possible. From Baltimore she

goes to New York to take on a cargo

No liniment stands higher in the es-

timation of those who know its real value than Chamberlain's Pain Balm.

cannot get along without it and al-

Sold by all Dealers and Druggists, Benson, Smith & Co., Ltd., Agents for

There are thousands who feel that they

vessel.

130.34 W.

are as follows:

Island on the 11th and had a

THE U. S. S. BOSTON

ARRIVED.

Tuesday, April 18. Stmr. Mauna Los, Simerson, from Kona and Kau ports, 5:15 a, m, Br. S. S. Heathdene, Milburn, from Karatsu, 7:20 a. m. Wednesday, April 19.

Stmr, Mikahala, Gregory, from Kauai ports, 4:55 a. m. Stmr. Iwaiani, Piltz, from Anahola.

Stmr. Kauai, Bruhn, from Hawaii ports, 8:50 a. m.

Stmr. J. A. Cummins, Searle, from Waimanalo, 7:30 a, m, Schr. Ka Moi, from Kohalalele, 5 p. Schr, Ada, from Koolau ports, 10:30

Thursday, April 20. U. S. S. Boston, from San Franisco, 8:15 a. m. Schr. C. L. Woodbury, Harris, from

Hilo, 6:20 p. m. DEPARTED.

Stmr. Claudine, Parker, for Maui ports, 7:30 p. m. Stinr. Kinau, Freeman, for Hilo and

way ports, 12 m. Stmr. W. G. Hall, S. Thompson, for Kauni ports, 5 p. m. Stmr. J. A. Cummins, Searle, for Wa-

imanalo and Koolaupoko, 7 a, m Stmr. Ke Au Hou, Tullett, for Kauai ports, 5 p. m. Stmr, Nocan, Pederson, for Maul and Hawaii ports, 5 p. m.

Lavinia, Weisbarth, for Kailua and Hookena, 5 p. m. Schr. Concord, Ulunahele, for Hawaii

ports, 5:30 p. m. Schr. Moi Wahine, for Honoipu and Kohalalele, 9 a. m. A.-H: S. S. American, Colcord, for

Kohalalele, 5 p. m. Stur. Njihau. W. Thompson, for Anahola, 5 p. m. A. Cummins, Searle, for

Waimanalo, 10 a. m. Am. bk. Santiago, Schmidt, for San N. S. S. Olympia, Truebridge, for

Seattle, 10:30 a, m. Stmr. Mikahala, Gregory, for Kaual ports, 5 p. m.

Stmr. Kauai, Bruhn, for Kauai ports 4:45 p. m

#### PASSENGERS. Arrived.

Per stmr. Mauna Loa, April 18, from Kau and the Volcano-A. Robinson and wife, A. F. Robinson, S. Robinson, Rev. C. D. Milliken, Robert, Forrest, Yuen hong and son, B. D. Baldwin, Fred G Wright; from Kona ports, C. S. Hall, W. A. Wall, Miss Wallace, T. C. White, W. L. Castle, Mrs. Daisy Alfred; from Maui ports, Y. Ukita, William Mawae, H. P. Dwyer, E. G. Parson, Mrs. H. M. Kelley, Mrs. Ramsay Scott, J. D. Spitzer, A. F. Knudsen and 68 deck,

#### Departed,

Per stmr. Kinau. April 18, for Hi and way ports-E. J. Neff, W. J. Sells, E. J. Bell, J. F. Belliston, T. Nildate, John G. Woolley and wife, Mrs. Kealoha and child. Rev. J. K. Kealaula, C. Crowell, I. S. Hatch, N. Ishimaru and wife, Mrs. Crewes, Miss M. Crewes, Frank Halstead, S. Singleton, A. G. Curtis, Mrs. Raymond, Miss M. Lishman, J. Tewis, J. S. Ferry, J. W. Mason, Albert Hornes, J. J. Sullivan, J. S. McCandless, A. H. Jackson, E. A. Fraser and son, Mrs. Martinsen,

Per stmr. Claudine, April 18, for Maui ports-Wong Kaua, Hee Yick, Miss Sorenson, C. F. Herrick, Lieut. Slattery and wife, Tang Young, Thomas M. Rae, G. W. Paty, O. H. Bybee, Edward Loogy, Dr. E. C. Waterhouse, W. M. Farr, Rev. H. C. Pum, Rev. T. Gom!, H. L. Ross, T. Awana, M. J. Medeiros and wife, H. Howell, Dr. Mc-

Per stur. Likelike, April 17, for Kau-nakukai-Rev. J. J. Matthews.

#### DUE TODAY.

O. S. S. Alameda, Dowdell, from San Francisco, a. m

#### SAIL TODAY.

Stmr. Mauna Loa, Simerson, for Maul, Kona and Kau ports, 12 m.

#### VESSELS IN PORT.

ARMY AND NAVY. U. S. S. Iroquois, Niblack, Pearl Harbor, March 13. U. S. R. C. Bear, Hamlet, from Kauai ports, March 30.

U. S. S. Boston, Niles, San Francisco April 20.

#### MERCHANT VESSELS. A. J. Fuller, Am. sp., Haskell, San

Francisco, April 8. Heathdene, Br. s.s., Milburn, Karatsu

Mary E. Foster, Am. sch., Willer, Port Blakeley, April 1. Tillie E. Starbuck, Am. sp., Winn, New castle, March 28.

#### THE MAILS.

Mails are due from the following points as follows:

San Francisco-Per Alameda, today Colonies-Per Sierra, May 2. Victoria-Per Mlowera, May 6. Yokohama-Per Coptic, April 25, Malis will depart as follows: San Francisco-Per Doric, April 24 Tokohama-Per Manchuria, April 25. Colonies-Per Ventura, May 3. Victoria-Per Moanu, May 3.

### OLYMPIA TOOK MANY JAPANESE

The Northwestern liner Olympia sailed for Seattle yesterday with 593 Japanese on board. In her hold was the eargo of 1600 tons of coal which she brought down from Scattle, but which was boycotted by the local deal ers. The officers state that there will not be a less to the company on the trip, as the steamer can use the coal in | 2571 her furnaces and the Japanese will bring in considerable revenue. It is possible that the steamer may make another trip here before she goes on the Nome run. Forty-six bags of mail were taken to the Sound, as well as five eabin passengers. A slight accident in the engine room delayed the steamer's sailing slightly, and she got away from the offing at 11:50. She should make the Sound in nine days.

REPORTED.

U. S. A. T. Sherman, Bruguerre, April H, 5:50 a. m., by U. S. S. Boston. Am. sp. heading west, lat. 35.29 N. long. 130.34 W., April 13, 9:30 a. m., by U. S. S. Boston,

The following is a Chicago boy's composition on "The Crocodile": "The crocdile is a large animal that inhabits the Nile and loves to go on the sandy beach to bask in the sunshine and lay It looks some like a dachshund, only there is more of it at the ends, and it is bigger. There was a crocodile once that escaped from a circus. It vour, and died of starvation in great anguish. You can ride on the back of a is terrible when roused. We all ought to be thankful we are not a crocodile.'

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE TER. RITORY OF HAWAII.

The United States of America, Plaintiff and Petitioner, vs. J. W. Ka-wai; Mauikuaoie, wife of J. W. Kawai; the Estate of Henry Waterhouse, Deceased; et als., Defendants and Respondents. Action brought in said District Court, and the Petition Filed in the Office of the Clerk of Said District Court, in Honolulu,

The President of the United States of

America, Greeting: To J. W. KAWAI; MAUIKUAOLE, OF HENRY WATERHOUSE, Deceasof the last Will and Testament, and of the Estate of HENRY WATER-HOUSE, Deceased; IDA WHAN WAT-ERHOUSE, surviving widow of said HENRY WATERHOUSE, Deceased; ELEANOR WATERHOUSE WOOD, daughter of said HENRY WATER-HOUSE, Deceased, ARTHURB, WOOD, husband of said ALEANOR WATER-HOUSE WOOD; MARY STANGEN-WALD CORBETT, daughter of said HENRY WATERHOUSE, Deceased; DAVID W. CORBETT, husband of said MARY STANGENWALD COR-BETT; ALBERT WATERHOUSE, son of said HENRY WATERHOUSE, Deceased; and GRETCHEN K. WATER-HOUSE, wife of said ALBERT WAT-ERHOUSE, Defendants and Respondents.

You are hereby directed to appear, and answer the petition in an action entitled as above, brought against you in the District Court of the United States, in and for the Territory of Hawaii, within twenty days from and after service upon you of a certified copy dock. On August 11 she will go to of the plaintiff's petition herein, to-Port Angeles, Wash., for target prac- gether with a certified copy of this summons.

And you are hereby notified that unless you appear and answer as above required, the said plaintiff will apply the court for the relief demanded in the petition herein.

WITNESS the Honorable Sanford B. Dole, Judge of of our Lord one thousand nine hundred and five and of United States the one hundred and twenty-ninth, W. B. MALING.

A true copy, Attest: (Seal)

W. B. MALING, Clerk.

UNITED STATES FOR THE TERRITORY OF HAWAIL

United States of America, Plaintiff and Petitioner, vs. Elizabeth Schaefer, et als, Defendants and Respondents. Action brought in said District Court, and the Petition filed in the office of the Clerk of said District Court in Honolulu. The President of the United States

of America, Greeting: To ELIZABETH SCHAEFER, wife of FREDRICH SCHAEFER; FRED-RICH SCHAEFER, husband of said ELIZABETH SCHAEFER: FRANCIS SPENCER; PUNIAI; HILAUEA; KI-PH (sometimes called JAMES PH); KAMALIE; HAIHEHENA; ME-LE; HAIYAMA (sometimes called HA-ILAMA and sometimes called HILA-MA); ALAPAA; MIRIAM PURPLE, HENRY RED, JANE GREEN, HOR-ACE BLACK and GEORGE WHITE, unknown heirs at law of KAHIKAEof general merchandise. The Dakota is LE, Deceased; PETER BLUE, KATH-608 1-2 ft, long, 73 1-2 ft, beam, 41 ft. ERINE YELLOW, HENRY BROWN. 5 inches depth of hold. She registers 21,000 gross tons and 13,305 net, upon which she can carry about 27,000 tons dendweight cargo. Captain Francke LYDIA SCARLET and JOHN LIE, Deceased: and JAMES NIIHAU, THOMAS KAUAI, WILLIAM OAHU, JOHN LAHAINA, and HORACE HAhas been appointed master of the big EINA, Deceased, Defendants and Re-

spondents. and answer the petition in an action entitled as above, brought against ways keep it in their homes. The pain Hawaii, within twenty days from and from cuts, burns, bruises and like in- after service upon you of a certified Hawaii, within twenty days from and of said day.

required, the said plaintiff will apply to the court for the relief demanded

in the petition herein.
WITNESS the Honorable Sanford B. Dole, Judge of Buld District Court, this 16th day of February in the year of our Lord one thousand nine hundred and five, and of the independence of the United States the one hundred and WALTER B. MALING.

Clerk. A true copy, attest: W. B. MALING, (Seal)

#### FORECLOSURES.

MORTGAGE MADE BY F. J. CROSS AND W. W. CROSS.

NOTICE OF INTENTION TO FORE-CLOSE AND OF SALE.

Under and by virtue of the power of sale contained in that certain mortgage, dated October 1, 1900, made by and between Fred. J. Cross and W. W. Cross of Honolulu, Island of Oabu, Territory of Hawaii, as Mortgagors, to S. C. Allen of said Honolulu, as Mortgagee, and of record in the Hawailan Registry of Conveyances in book 213, on pages 253-257, which said mortgage was duly assigned to the undersigned Oahu Railway & Land Company, a corporation established and existing under the laws of the Territory of Hawall, now the holder and owner thereof, by the Trustees under the will of said S. C. Allen, deceased, the aforesaid Mortgagee, by an instrument dat-ed November 25, 1904, of record in said Registry in book 260 on page 333, and rounded o'er the country, seeking in Registry in book 260 on page 333, and vain for pigs and small children to denotes of said mortgagors secured by crocodile, but it is more comfortable to Allen and Robinson, Ltd., by an in-use a saddle. It is usually quiet, but strument dated January 17, 1901, of said mortgage were duly assigned to record in said Registry in book 217, pages 231-235 and were further assigned by said Allen & Robinson, Ltd., to the undersigned Oahu Rallway & Land Company, by an instrument dated August 13, 1901, of record in said Regis try in book 227, on pages 344-345, and pursuant to sections 2161 and 2162, Revised Laws of Hawaii, 1905, said Oahu Railway & Land Company, as assignee of said mortgage, hereby gives notice that it intends to foreclose the said mortgage for condition broken, to-wit:

of said mortgagors referred to in and secured by said mortgage, when due. Notice is hereby likewise given that vife of J. W. KAWAI; THE ESTATE all and singular the indentures of lease and premises conveyed by and described; ALBERT WATERHOUSE and ed in said mortgage hereinafter set WILLIAM WATERHOUSE, Executors out will be sold at public auction at the auction rooms of James F. Morgan, on Kaahumanu street, in Honolulu, on Saturday, the twentyday of April, A. D. 1905, at 12 o'clock noon of said day.

the non-payment of the principal and

interest of said three promissory notes

The indentures of lease conveyed by the said mortgage and intended to be sold as aforesaid are as follows: All and singular the following in-

lentures of lease of premises situated m said Honolulu, viz.: First-Lease from the Oahu Railway & Land Company, a Hawaiian corpor-

ation, to F. J. Cross and W. W. Cross, dated March 22, 1900, unrecorded, of all that piece or parcel of land situated on the makai side of King street in Honolulu aforesaid, being a portion of the premises described in Land Commission Award 722 to Keonekapu, containing an area of 39,318 square feet, for the term of twelve years from the first day of April, A. D. 1900, at an an-nal rental of \$2970 payable quarterly

Second-Lease from Annie W. Akong to F. J. Cross and W. W. Cross, dated certain house lot situated at Leleo on King street in said Honolulu, the same being the premises described in a certain deed of record in liber 64, on page 148, and being the same premises contained in Royal Patent 2090, L. C. A. 3029 to Kaapuiki for the term of twenty years from the first day of said District Court, this 13th April, A. D. 1900, at a monthly rental day of February in the year of \$160, payable monthly in advance. Together with all of the right, title and interest of said parties of the first the independence of the part in and to all and singular the premises described in said indentures

of lease, and in and to all buildings and improvements now upon said premises Terms: Cash, in United States Gold

Conveyances at the expense of the

purchaser, For further particulars inquire of IN THE DISTRICT COURT OF THE Ballou & Marx, Stangenwald Building. Honolulu, attorneys for Assignee of

Mortgage. Dated Honolulu, March 31, 1905. OAHU RAILWAY & LAND CO., Assignee of Mor March 31, April 7, 14, 21.

MADE BY LAVINIA KAPU (w).

MORTGAGEE'S NOTICE OF FORE-CLOSURE AND OF SALE.

In accordance with the provisions of certain mortgage made by Lavinia Kapu (w) widow, of Honolulu, Island of Oahu, Territory of Hawaii, to S. I. Shaw, of said Honolulu, dated the 1st day of August, A. D. 1901, and recorded in the Hawaiian Registry of Conveyances in liber 227, page 187, and assigned by said S. I. Shaw to Frank C. Betters, by assignment dated May 6, 1902, duly recorded in said Registry; Notice is hereby given that the said C. Betters, assignee of said mortgage, intends to foreclose the said mortgage for condition broken, to wit, for non-payment of principal and in-

And also that after the expiration of WAII, unknown heirs at law of KA- three weeks from the date of this notice, the property conveyed by said mortgage and hereunder described will You are hereby directed to appear, be sold at public auction at the auction rooms of James F. Morgan, auc against tioneer, on Kaahumanu street in sald you in the District Court of the United Honolulu, on Saturday, the 6th day of States, in and for the Territory of May, A. D. 1905, at 12 o'clock noon

The premises covered by said mortjuries is promptly relieved by its use copy of the plaintiff's petition herein and the injured parts quickly healed. together with a certified copy of this Sold by all Dealers and Druggists, summons. And you are hereby notified that un- Onhu. described in Royal Patent No.

12--

containing an area of 6-10 acre, said 15 years from Sept. 1, 1899, at \$40 per

Further particulars can be obtained from C. F. Peterson, attorney for said Assignee of Mortgagee, and from said

James F. Morgan, suctioneer.
Dated Honolulu, April 12, 1905,
FRANK C. BETTERS,
Assignee of Mortgagee. 2685-April 14, 21, 28, May 5.

MORTGAGE MADE BY MARY BUCKLE,

MORTGAGEE'S NOTICE OF INTEN-TION TO FORECLOSE AND OF FORECLOSURE SALE

In accordance with the provisions of certain mortgage made by Mary Buckle to A. N. Campbell, Trustee, dated April 12, 1992, recorded liber 232, 319, now held by The Western page and Hawaiian Investment Company Ltd., as assignee, notice is hereby given that the mortgagee intends to foreclose the same for condition broken, to wit: non-payment of inter est and principal when due.

Notice is likewise given that after the expiration of three weeks from the date of this notice, the property covered by said mortgage will be advertised for sale at public auction, at the auction rooms of James F. Morgan, in Honolulu, on Saturday, the 8th day of April, 1905, at 12 o'clock noon of said day.

Further particulars can be had of Castle and Withington, attorneys for Dated Honolulu, March 17, 1905

THE WESTERN AND HAWAHAN INVESTMENT CO., LTD.,
Assignee of Mortgages. The premises covered by said mort-

gage consist of: All that piece or parcel of land in Kamakela, Honolulu, Island of Oahu, described as follows:

1.-Lot eleven (11), containing ,20 of an acre. 2.-Lot twelve (12), adjoining lot 11 containing .347 of an acre.

3.-Lot thirteen (13), adjoining lot 12, containing .413 of an acre; the total acreage being about .96 of an acre, being the property described in a deed made by E. K. and K. Nahaolelua to Mary Buckle and Jane Clark, dated June 29, 1891, recorded book 133, page 189, being a part of the premises described in R. P. No. 1985, issued on L. C. A. No. 6245, Ap. 1, to Kalaeokekoi.

The above sale has been postponed to Saturday, April 22nd, 1905, at 12 o'clock noon at salesroom of Jas. F. Morgan, Kaahumanu street, Honolu-

JAS, F. MORGAN, Auctioneer.

HANNAH K. LOWE.

MORTGAGEE'S NOTICE OF INTEN-TION TO FORECLOSE AND OF SALE.

In accordance with the provisions of a certain mortgage and additional charge, respectively, made by Hannah K. Lowe and husband of Honolulu, Island of Oahu, Territory of Hawaii, to Lucy K. Henriques, of said Honolulu, dated respectively, March 3, 1904, and September 30, 1904, and recorded respectively in the Hawaiian Registry of Conveyances in Liber 252, pages 448-450, and Liber 262, pages 74-75.

Notice is hereby given that the said mortgagee intends to foreclose the said mortgage and additional charge for condition broken to wit; non-payment of principal and interest when due.

And also that after the expiration of three weeks from the date of this no-March 23, 1900, unrecorded, of all that tice, the property conveyed by said 1884, and recorded in said Registry in mortgage and additional charge will be sold at public auction at the auction Sixth.—All those pieces or parcels of on Kaahumanu street, in said Hono-Patent 282, Kuleana 8456, to Kaulkea. lulu, on Saturday, the 29th day of area 69-100 of an acre, conveyed to said April, A. D. 1905, at 12 o'clock noon of James Olds by Kahoinea, guardian of said day, for cash in U. S. Gold Coin.

The premises covered by said mortgage and additional charge consist of: First. All of that piece or parcel of land situate at Makiki Honolulu aforesaid, commencing at a point on Makiki street bearing North 43° 35' East true 200 feet from East corner of Kinau and Makiki streets and running: N. 43° 35' E. true 150 feet along Ma-

kiki street; 'S. 46° 56' E. true 336 feet along the

remaining portion of R. P. 6305; S. 50° 34' W, true 82 feet along land formerly of J. S. Lemon;

S. 48° 25' W. true 68 feet along said land formerly of J. S. Lemon; N. 47° 7' W. true 320 feet along a part

of R. P. 6305 and Grant 3106 to the initial point, containing an area of 1.11 acres, being a portion of the land described in Royal Patent No. 6305, L. C. Award 95 and Royal Patent Grant No.

## Bank · Hawaii

LIMITED.

Incorporated Under the Laws of the Territory of Hawail,

PAID-UP CAPITAL .... \$600,000.00 SURPLUS 200,000.00 UNDIVIDED PROFITS ... 102,617.80

OFFICERS:

Charles M. Cooke......President C. Jones......Vice-President W. Macfarlane .. 2nd Vice-President Hustace, Jr..... Assistant Cashier F. B. Damon.....Assistant Cashier F. B. Damon.....Secretary DIRECTORS: Chas. M. Cooke, P. C.

Jones, F. W. Macfarlane, E. F. Bishop, E. D. Tenney, J. A. McCandless, C. H. Atherton, C. H. Cooke,

COMMERCIAL AND SAVINGS DE-PARTMENTS.

Strict attention given to all branches of Banking.

less you appear and answer as above 746, L. C. Award No. 9353 to Palau, JUDD BUILDING. FORT STREET.

Second. All of those pieces or parcels premises being under lease to Wood-lawn Fruit Company for a period of District of North Kona, Island and Territory of Hawaii, to wit:

(a) All that land described in Royal Patent No. 4801, L. C. Award No. 7277 to Lone, containing an area of 2.3 acres more or less, and being the same pre-mises that were conveyed to Makanoe (w) by Dr. Geo. Trousseau by deed dat-ed March 17, 1881, recorded in said Registry in liber 59, page 279,

(b) That houselot and house being the same premises that were conveyed to said Makanoe (w) by said Dr. Geo. Trousseau by deed dated October I, 1881, ecorded in said Registry in Liber 72, page 53.

Further particulars can be obtained from C. F. Peterson, attorney for said mortgagee, and from said James F. Morgan, auctioneer.

Dated Honolulu, April 3, 1995. LUCY K. HENRIQUES, Mortgagee. 2183-April 7, 14, 21 and 28,

MORTGAGEES' NOTICE OF FORE-CLOSURE.

JAMES OLDS.

In accordance with the provisions of a certain mortgage made by the late James Olds of Honolulu, Island of Oahu, Territory of Hawaii, to Allen & Robinson of said Honolulu, dated August 27th, 1898, and recorded in the Office of the Registar of Conveyances, Honolulu, Oahu, in Liber 180 on pages 375-377, which said mortgage is now held by the undersigned, executors and trustees under the will and of the estate of S. C. Allen, deceased, notice is hereby given that said executors and trustees intend to foreclose said mortgage in accordance with the terms of the same and the Hawaiian Laws for condition broken, to, wit: non-payment of principal and interest.

Notice is likewise given that after the expiration of three consecutive weeks from the date of the first publication of this notice, said executors and trustees intend to and will foreclose said mortgage, and will advertise for sale the property covered and conveyed thereby, and will sell the same at public auction at the Auction Rooms of James F. Morgan on Kaahumanu Street in said Honolulu, on Saturday, April 22nd, 1905, at 12 o'clock noon of

said day. Following is the description of said property: Those certain lands and premises situate in Kaneohe, Island of Oahu, described as follows:

First.-All those pieces or parcels of land situate in Walkapoki, being Apanas 1 and 2 described in Royal Patent 2219, Kuleanas 7115 and 7565, to Kala, containing an area of 9 1-5 acres. Second .- All those pieces or parcels of land described in Royal Patent 1397, Kuleana 2497, to Kalli, area 91-100 of an

Third.—All those pieces or parcels of land in said Walkapoki, described in Royal Patent 978, Kuleana 2497, to Kaheau, area, 1 71-100 acres, the above described premises having been conveyed by Jackson B. Shumaker to said James Olds by and dated July 12th, 1873, recorded in said Registry Office

in Liber 38, pages 112-113.

Fourth.—All those pieces or parcels of land containing 2 42-100 acres, being a portion of Royal Patent Grant No. James Olds by deed of Wahini Mahiai dated July 20th, 1878, and recorded in said Registry in Liber 56, pages 136-

Fifth.-All those pieces or parcels of land described as Apanas 3 and 4, Royal Patent 4902, Kuleana 1966, to Opu, containing an area of 31-100 of an acre, conveyed to said James Olds by deed of Wahineokal, dated November 18th,

oms of James F. Morgan, Auctioneer land in Wailele, described in Royal Ulli, by deed dated December 23rd, 1878, recorded in said Registry in Liber 57,

pages 413-414. The above property is the property at said Kaneohe where the said James Olds resided prior to his death.

Further particulars can be had from Kinney, McCianahan & Cooper, Judd Building, Honolulu, Dated; Honolulu, T. H. March 22nd,

BATHSHEBA M. ALLEN. MARK P. ROBINSON, JOSEPH O. CARTER. PAUL MUHLENDORF. Executors and trustees under the will and of the estate of S. C. Allen.

\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*

**BORDENS'** 

2679-Meh. 24, 31, Apr. 7, 14.

EAGLE BRAND HAS NO EQUAL

Prepared by

· BORDEN'S Condensed Milk Co.

IT'S BEST RECOMMENDA-