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GEORGE E. SMITHIES - Manager

NOTICE.

All Business Communications should be addressed to George E. Smithies Honolulu, H. I.

Correspondence and Communications for publication should be addressed to the Editor Hawaii Holomua. No notice will be paid to any anonymous communications.

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HAS ESTABLISHED HIMSELF IN THE
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corner of Beretania and Punchbowl Streets.

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SUNDAYS: 2 to 4 p.m.
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Any Port or Landing in the
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Inquire at office of J. S. WALKER over
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feb 14-17.

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CARRIAGES,
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june 15-17.

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COMPOUND for Clarifying
Cane Juice.

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Mutual Telephone 5. P. O. Box 338.
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"FAT BOY."

BAY HORSE SALOON!

P. MCINERNEY, PROPRIETOR,

Fine Liquors, Wines and Beer.

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Wholesale and Retail Gro

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PROVISION DEALERS.

FRESH CALIFORNIA SALMON ON ICE

By Every San Francisco Steamer.

SALT SALMON IN BARRELS

A SPECIALTY.

111 Fort St., Honolulu. Tel. 240,
P. O. Box 207.

Anchor:-: Saloon

Ex "AUSTRALIA,"

Another Invoice of the World

Renowned

FREDERICKSBURG
LAGER BEER

On draught and by the keg.

Also, as a Specialty,

SMALL FRESH CALIFORNIA
OYSTERS,
FOR COCKTAILS
may1 3ms

Merchant Exchange

Corner King and Nuuanu Streets.

S. I. SHAW....Manager.

The Finest selection of LIQUORS and
BEER, sold anywhere in the town.
First-class attendance. Call and judge
for yourself. no 113-17.

PACIFIC SALOON,

Corner King and Nuuanu Streets.

EDW. WOLTER....Manager.

The Finest selection of LIQUORS and
BEER, sold anywhere in the town.
First-class attendance. Call and judge
for yourself. no 86-17.

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Wine Company

407 FORT STREET,
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JOBBER OF

WINES, and
SPIRITS

H. MAY & Co.,

Tea Dealers,
Coffee

Roasters

AND

Provision
Merchants

98 1/2 Fort Street, - Honolulu

Families, Plantations and Ships
supplied with choicest

European & American Groceries
California Produce by Every
Steamer.

Kerosene Oil.

'THE ALOHA,'

High Grade Oil. Price
Moderate, at

T. H. DAVIES & Co.

my16 1m

Long

Branch

BATHING

Establishment.

This First-class Bathing Resort
has been enlarged and is now
open to the public. It is the
best place on the islands to enjoy
a bath and there is no better
place to lay off. Special accom-
modations for Ladies. Trams
pass the door every half hour and
on Saturdays and Sundays every
fifteen minutes.

C. J. SHERWOOD
Proprietor.

Chas. T. Gulick

NOTARY PUBLIC

For the Island of Oahu.

Agent to Take Acknowledgments
to Labor Contracts.

Agent to Grant Marriage Licen-
ses, Honolulu, Oahu.

Agent for the Haw'n Islands of
Pitt & Scott's Freight
and Parcels Express.

Agent for the Burlington Route.

Real Estate Broker and General Agent

Bell Tel. 348; Mut. Tel.
139; P. O. Box 415.

OFFICE: No. 38 MERCHANT
Street Honolulu, H. I.

OCEANIC

Steamship Co.

Time Table.

LOCAL LINE.

S. S. AUSTRALIA

Arrive Honolulu Leave Honolulu

from S. F. for S. F.

Feb. 24.....Mar. 31.

Mar. 24.....Mar. 3.

Apr. 21.....Apr. 28.

May 19.....May. 26.

June 16.....June 23.

Through Line.

From San Fran. for Sydney.

Arrive Honolulu

Alameda.....Mar 15

Mariposa.....Apr 12

Monowai.....May 10

Alameda.....June 7

Mariposa.....July 5

Monowai.....Aug 2

Alameda.....Aug 30

Mariposa.....Sep 27

Monowai.....Oct 25

From Sydney for San Francisco.
Leave Honolulu.

Mariposa.....Mar 5

Monowai.....Apr 5

Alameda.....May 3

Mariposa.....May 31

Monowai.....June 28

Alameda.....July 26

Mariposa.....Aug 23

Monowai.....Sept 20

Alameda.....Oct 18

JUST ARRIVED,



BABY - CARRIAGES

OF ALL STYLES,

CARPETS,

RUQS,

MATS,

IN THE LATEST PATTERNS.

"HOUSEHOLD,

SEWING MACHINES

HAND SEWING MACHINES,

All With the Latest Improvements
PARLOR,

Organs, Guitars,

And Other Musical Instruments.

Wines, Liquors, Beer

ALWAYS ON HAND, AND

FOR SALE BY

ED. HOFFSCHLAGER & CO.

King St., oppo. Castle & Cooke's,

Hawaii Holomua

PROGRESS.

The Life of the Land is Established in Righteousness.

HONOLULU, JUNE 26, 1894.

"Conventional Capers"

The constitutional convention is undeniable doing its level best to make the proposed constitution as objectionable as it possible can. It was hoped that on the second reading the instrument would have been put in such a shape that it would have had at least an excuse for its existence. On the contrary! The changes now made add to the illiberality, and practical impossibility of the law. Yesterday the wisemen added to the now nearly unlimited power of the executive branch by an amendment which gives the prosecution in criminal cases the power of appeal. Theoretically the principle is undoubtedly correct, but practically it will prove one of the most obnoxious and most contemptible measures yet invented by the depraved missionaries. The lawyers will benefit and will enjoy the measure. No wonder that Mr. Cecil Brown had changed his mind and favored the amendment. The only lawyer who in a manly way opposed the measure was Judge Robertson, but then nothing can improve his practice.

As far as we can understand, the amendment was made because, occasionally, there is a miscarriage of justice in our lower courts. We do not deny that. Often a guilty man escapes punishment, because the prosecution is weak, the evidence insufficient, or the judge incompetent or dishonest. But is it not better to let a citizen, however guilty escape, and as a free man have a chance of reforming than it is to give into the hands of the prosecuting officers a power to persecute, to gratify personal spite and to seek vengeance on a fellowman? If many of our "lower" judges are incompetent or even corrupt what shall we say about a large number of our prosecuting officers. Is it not a fact that a number of the deputy sheriffs in the outer districts are fully as competent and fully as corrupt as are the judges, and it is into the hands of such a mob that the government proposes to lay a power which can be and will be misused in a most flagrant manner. Let us take a practical illustration of how the new law will work. A man is arrested on a criminal charge, say in some village on Maui. He is under the displeasure of the deputy sheriff and a vigorous prosecution is made against him. Unable to furnish bail he is confined for a couple of days in the jail and when brought before the judge he is honorably acquitted because he was able to prove an alibi that cleared him of all suspicions. The deputy sheriff, not satisfied with the decision and determined to get even with the man appeals the case to the Circuit Court which will be in session five months and three days from date. The man is confined in jail in the meantime and when brought to trial is acquitted once more. He has then been unjustly incarcerated, deprived

of his liberty and his work for nearly six months and he has no redress whatever. The deputy sheriff acted according to the authority granted him by Mr. Dole's Constitution of 1894.

The Advertiser defends the measure and refuses to listen to the words of Senator Morgan who reminded the Convention of the possibility that a day might come when the measure would prove a most disagreeable double-edged affair, cutting both ways. The Advertiser is happy and feels secure in the conscience of holding the upper hand just now. Sanguine in the utmost degree, the family compact refuse to believe in the possibility of any future change, and advocate measures for the undisputable benefit of themselves. The Advertiser regrets that the convention hasn't had the moral courage to do away with trial by jury, and it advocates the European system of trial by judges. We fully agree with our esteemed contemporary that the European system is far superior to the American or English jury system. Thirteen experienced jurists sitting as a court are certainly more able to judge fairly and justly of a case presented to them, than are twelve or thirteen picked up shopkeepers, lumbermen, tailors and shoemakers. But the Advertiser forgets that the members of such courts are distinctly out of politics. They are virtually ignorant, or supposed to be so, of the strife, intrigue, and machinations of conflicting political parties. They can listen to the case of Smith, Jones, and Brown, with a most unbiased mind, because they know nothing of Smith, Jones and Brown, and their political affiliations and sentiments. Could our judges do the same? Could the editor of this paper go before judge Judd and believe that his case would be in the hands of an impartial man? We do not for a moment insinuate anything against the integrity of the judge mentioned, but he would be more than human if he could overlook the fact that he is a prominent factor in politics, and that we are distinctly opposed to him. He has made public speeches; he has issued public addresses; he has been an indefatigable politician and agitator. We have opposed him, we have criticized him and we have attacked him in the same spirit as he has attacked his opponents. Could he then sit as a judge and jury and try a case against us under such circumstances? We doubt that the editor of the Advertiser would advocate such principles if we had the judges and he had the case.

The convention has entered on a dangerous path. It will prove a downward road, because nobody in this small country will be able or willing to live under the circumstances now offered. The clause which gives the president and three ministers the power to oust the fourth minister is characteristic of the whole affair. King Dole will not tolerate any opposition, be it fair, honest or loyal. That the measure is directed and specially prepared for Mr. Damon is obvious. But then Sam Damon is able to take care of himself.

Don't forget to visit the Kamehameha Schools tomorrow at 1:30. The boys will then be in the shops and turn out work of general interest to the public.

More Rumors.

It is generally understood that the republic will be proclaimed on the Fourth of July. That Minister Willis will recognize the government and Admiral Walker will salute it. That a treaty is now prepared which provides for an American protectorate. That Minister Willis will accept the draft of the treaty, and during negotiations, establish a virtual protectorate over Mr. Dole and his alleged republic.

More Intimidation.

Admiral Walker, who, we understand, states, that the landing of American troops in foreign ports for the purpose of drill, is a customary affair, threw his battalion on shore again this morning and had it marched through Nuanu street, presumably for the purpose of intimidating the Chinese who inhabit that quarter of the town. The battalion turned down Beretania street and passed the Queen's residence to the music of the flagship band. For a wonder the troops did not indulge in any riot drill and the traffic was not interfered with. It is supposed that the battalion will make an excursion to Punchbowl next week to overawe the Portuguese colony. In the meantime the Japanese and British troops stay on-board and don't seem in need of drill.

Sanguine.

When the constitution of 1887 was promulgated it was expected that it would give unbounded satisfaction to everybody. It was a comparatively liberal instrument, and although, it was framed for the special benefit of the foreigners and the capitalists, it did not meet much opposition among the working classes. In a few years, though, the masses began to chafe under the provisions of the "missionary" constitution, and in 1893 the feeling against it culminated, and there was a nearly unanimous demand for a radical change. If the men who framed that constitution saw that it only took a few years to tear asunder their flimsy fabric, what must be their ideas of the future prospects of the instrument now proposed as the fundamental law of this country? The constitution of 1887 was a hundred times more liberal and more democratic than is the constitution of 1894. The '87 constitution was to a certain extent supported by a majority of the people, and the opposition to it was neither organized nor formidable in any sense of the word. The '94 constitution is framed by an insignificant minority placed in power by traitorous and underhanded tricks, and it has against it a powerful, well-organized and well-led opposition composed of the overwhelming majority of the people. How, under such circumstances, can those who father the infamous instrument believe in its longevity or hope that it will be tolerated as the fundamental law of the country? The brief authority which has been vested in these men has turned their heads and dulled their senses. Like the House of Bourbon, they will not learn from history until history teaches them in an unmistakable manner.

CORRESPONDENCE.

[We do not hold ourselves responsible for the opinions or the utterances of our correspondents.]

EDITOR HOLOMUA:

In all communities, similar occasions to the one now with us in Hawaii have occurred. The various constitutions framed by Constitutional Conventions held in the various states of the Union furnish us with material from which to judge, just how closely the annexationists, and Americans so-called in this country, who think themselves home whenever a spread-eagle orator refers to the political equality of all men in the U. S., desire to carry into practice these same theoretical principles of political equality.

The Provisional Government has started upon the road of constitution making, most un-republican-like. Their cumulative ballot system, as adopted in the election of delegates to the convention, is peculiarly undemocratic. The incorporation of the self-constituted Executive and Advisory Councils of the Provisional Government, comprising 19 members in the conventional body, thus giving the Provisional Government a majority of the members of that body, is a proceeding that stamps the convention as a farce. Would it not amount to the same thing, if the new constitution were proclaimed from the front of W. O. Smith's office. The government having a majority in such convention it is a necessary consequence that the draft of a constitution as soon as submitted by the Executive Council of the p. g., with the exception of a few minor and unimportant changes, is as good as adopted.

Neither the public in general, nor that small portion of the public who are registered, are going to be heard in the matter at all.

Were it not such an absurd task we would endeavor to compare the draft with the Constitutions of the American States. This, however would be an useless waste of energy.

The tenor of the New Constitution may be summed up in a few words:

1.—A small clique of missionary adventurers, having been (to the everlasting shame of the Great Republic) placed in power by the troops of the U. S. S. Boston, are resolved to retain that power.

2.—To do this they exclude all, excepting their own family compact, and an immediate few toadies and hangers on, who have lost all spirit of independence in their frantic efforts to obtain, like dogs whatever crumbs may be thrown from the missionary table, from participation in political affairs.

3.—They establish an oligarchy. Enslave the people. Boycot, and attempt to starve those who differ with them.

They might, however, with all their wisdom, have made a miscalculation. There may be sufficient manhood in the country to balk any such tyranny or despotism.

Limited constitutional monarchy is preferable to a missionary oligarchy.

ZERO.

Don't forget that the closing exercises of the Kamehameha Schools take place at Kawaiahao Church next Thursday evening.

:- HAWAIIAN :-

HARDWARE COMP'Y

The Advertiser who catches a persons eye usually wins a customer. Many different styles of advertising have been adopted and with more or less success, by the believers in the use of printers ink. The manufacturers of Pears Soap, for instance, occasionally buy paintings that have been on exhibition in the Paris Salon and have lithographs made from them for the purpose of bringing their product before the people. In addition to such side issues, Pears spends hundreds thousands of dollars annually among the newspapers and magazines. Some years ago the Agents of certain article on sale in New York made a hit in advertising by having on Broadway during business hours two fatly dressed Negroes wearing very high collars, on the backs of which was printed "Use Smiths Pills." The idea was novel and the public caught on. Rising Sun Stove Polish has been kept before the public for years through persistent, and sometimes expensive advertising. Twenty odd years ago the manufacturers of this polish started half a dozen men across the orniment to paint signs on rocks and fences. The Aermotor Co., of Chicago have increased its sales more than five hundred per cent in two years by the use of printers ink. We believe we have been instrumental in increasing the sales of the Aermotor by keeping everlastingly at it in Hawaii.

We do not wish to say that advertising will sell any manufactured article; there is no use spending money in advertising "cheap and nasty" goods because the people will not be hoodwinked. If Haviland China was not the superior article it is, all our advertising of it would not have sold the thousands of pieces that we have. We simply call the attention of the people to it and its superior quality is apparent to the customer directly a piece of it is examined.

Printers ink has helped the sale of the James Locked Fence but it would not have done so if it had been as flimsy as the ordinary wire fence. First; the economy there is in building it recommends it to the plantation manager and then its durability clinches the sale. If the stays and washers cost as much as an ordinary redwood post our sales of the material would not have reached such enormous proportions.

Our average sale of the Pansy Iron Stove is about two a day the year round. It was not the best iron stove on the market we would not sell that many in six months. Advertising is the tip to the public the good points in the article sells it just as the good qualities of the Fischer Steel Range make it a desirable article for people who wish to economize in the use of fuel.

We buy only what has proven good after people in the United States or Europe have given it a trial; we profit by their experience if the articles are good we buy and sell them; if they are poor we steer clear of them. When we advertise an article it is to attract attention to it; the newspaper is the button we push, the salesman does the rest.

Persistent advertising coupled with the article being a superior one has sold thousands of the Frank Walcott Emory File. If it had been no better than an ordinary scythe stone we probably would not have sold twenty. When a man finds out that his table knives may be kept sharp at all times at an expense of fifty cents and a very little elbow grease he is quite willing to try the experiment.

The Hawaiian Hardware Co.
307 Fort Street

LOCAL NOTES.

The Malulani arrived this afternoon.

Dr. Herbert has been appointed physician to the Insane Asylum.

Company B's ball takes place tonight in the drill shed.

The Claudine leaves for Maui at 5 o'clock this afternoon.

The Irmgard arrived in San Francisco on the 18th inst.

Delegates Baldwin and Pogue are back. The constitution is safe.

The Scheutzen Club is now located on Beretania Street next to the Commercial Hotel.

Geo. H. Robertson has found \$30 lying around on the street. And then they talk about hard times.

The Arawa left this morning at 11 o'clock. Her detention was due to the heavy freight for this port.

There will be a subscription dance at the Hotel on next Monday. Invitations were issued yesterday.

Charles Girdler has got a large supply of red, white and blue bunting suitable for decorations on the Fourth. Sold at a reasonable price.

Lieutenant-Commander Logan was in command of the battalion which was landed from the Philadelphia this morning. Where did he get that voice?

The band concert at the Hotel last night was well patronized. Professor Berger introduced several new pieces which were received with applause.

The usual lie regarding the alleged engagement of one of Mr. T. H. Davies son's to Princess Kaiulani is being circulated again by the *Advertiser*.

George Ross the well-known manager of Hakalau plantation will leave for Scotland on the Monowai. Mrs. Ross will accompany her husband.

The Misses Ward, Parker, Neumann and Finkler who have made the circuit of Oahu during the last week, returned to town last night after a most delightful trip.

The creditors of Ernestine Gray are requested to be present in the Circuit Court of the First Circuit on Friday, the 13th day of June, at 10 a.m. See legal notice, elsewhere, in this issue.

The Kinau will leave next Monday for Hilo instead of Tuesday. The change is made for the purpose of giving the passengers and crew a chance to spend the Fourth of July in Hilo.

Those desiring to take in the races at Kahului on the Fourth can leave here on the third by the Claudine, and return by the W. G. Hall, on the 5th. Round trip tickets will be sold at the office of Wilder's S. S. Co. for \$3.00. This arrangement furnishes a fine opportunity to anybody who wish to visit picturesque Maui.

The Kahului Races.

Through the combined efforts of the two steamship companies, the races at Kahului on the 4th of July will prove a success, and the sporting fraternity of Honolulu will be enabled to be present and see the issue betwixt Silky and Nevada. Wilder's steamship company will dispatch the Claudine on the 3d at 5 p.m., and the Inter-island steamship company's boat Malulani will leave Maalaea on the morning of the 5th, and arrive here about two p.m. the same afternoon. The well-known hospitality of the Maui people will make the hours between the finish of the races and the sailing of the Malulani pass like a charm, and all those who can get away, and are not interested in the proclamation of the republic, should go up and accept the freedom of Maui.

A Narrow Escape.

The stewardess of the Arawa received a cold bath last evening by falling into the harbor while trying to get on to the wharf from a boat in which she had been rowing around the harbor. A lady-companion of her who knew that the stewardess couldn't swim, jumped out after her and both women were finally rescued by Port Surveyor Sanders and Captain Sheperd. If the assistance hadn't been prompt the prospects are that the woman would have drowned. She was none the worse for the ducking.

It is reported that Mr. J. T. Waterhouse's building known as the Queen and situated on Nuanu Street opposite the Eagle House will be utilized as a Hotel to be run on strictly temperance principles.

The convention was at work again to-day. The prospects are that the new constitution will be ready to be served on the Fourth of July. And won't the family compact have a jubilee—for a little while.

The Scheutzen Club has been heard from on the new constitution. The instrument doesn't meet the undivided approval of the Club which is bad for the Club. The most noteworthy clause in the resolutions is the recommendation of liberal appropriations for the police. An article to that effect would certainly improve the complexion of the fundamental law.

The salary of the Chief Engineer of the Honolulu Water Works should be reduced immediately for not notifying the residents of Kapalama that the water would be shut off yesterday afternoon and this morning. The only notice they have received, thus far, from that incumbent is, that their water rates are due and payable on July 1st—whether they get their lawful allowance or not, and he never forgets that part of the play. House-keepers living in that direction were seen going hither and thither in quest of water for domestic purposes, and were very fortunate indeed in having a kind and near neighbor to furnish them with the required element from his artesian well. The Kapalama residents are agitating the construction of a Crane to hoist the pipe with and drain it. A thirsty crowd will, no doubt, prove a very dangerous and desperate mob! A two line ad. in the HOLOXUA would have settled the trouble.

IN THE CIRCUIT COURT, FIRST CIRCUIT of the Hawaiian Islands. In the matter of ERNESTINE GRAY, of Honolulu, Oahu, voluntary bankrupt. Upon reading and filing the petition of said Ernestine Gray alleging that more than six months have elapsed since she was adjudged bankrupt, and praying for a discharge from all her debts, it is ordered that FRIDAY, the 13th day of July, 1894, at 10 o'clock a.m. of said day, in the Courtroom of said Court, in Aliiolani Hale, Honolulu, be and the same is hereby appointed for hearing said application, at which time and place all creditors who have proved their claims against said bankrupt may appear and show cause, if any they have, why the prayer of said bankrupt should not be granted.

By the Court:
GEO. LUCAS, Clerk.
Honolulu, June 26, 1894. 31—eow

NOTICE.

THE MECHANICS' UNION will meet ON WEDNESDAY EVEN'G. June 27th, at 8 p.m., at the usual place. A Full Attendance is Requested.
ju25 3t PER ORDER.

Kamehameha Schools

CLOSING EXERCISES

Begin - on - Wednesday,

JUNE 27th.

Shops Open and Running at 1:30 p.m.

EXHIBITION, Both PREPARATORY AND MANUAL,

3 p. m., in Bishop Hall; Battalion Drill and Band Concert, 4:30 p.m. on Campos.

GRADUATION EXERCISES

— IN —

Kawaiahao Church, Thursday,

JUNE 28th, 8 p.m.

PUBLIC CORDIALLY INVITED. ju25

FEED STUFFS

To Arrive Per ss. Arawa,

WASHINGTON OATS!

400 Bags.

Washington Rolled Barley,

1,000 Bags.

WASHINGTON BRAN,

500 Bags.

At Lowest Trade Prices.

LARGE STOCK OF

Groceries Always on Hand

— AT —

THEO. H. DAVIES & CO.

ju21-1w

LOST.

A FOX TERRIER BITCH, answering to the name of "Patch." A reward will be paid for her recovery at the Anchor Saloon, corner of Nuanu and King streets.

Mortgage's Notice of Intention to Foreclose and of Sale.

In accordance with the provisions of certain Mortgage, made by KAAIAKALA (k) of Paeopaku, Hilo, Hawaii, to E. G. Hitchcock, dated August 16, 1890, recorded in Liber 125 on pages 256 and 258 and duly assigned to Kini Kanaeholo, dated October 9, 1891, recorded in Liber 126 on page 257. Notice is hereby given that the mortgage intends to foreclose the same for condition broken to wit: nonpayment of principal and interest notice is likewise given that after the expiration of three weeks from the date of this notice, the property conveyed by said mortgage will be advertised for sale at public auction at Hilo Court House on Saturday the 14 day of July, 1894, at 12 noon of said day.

Further particulars can be had of Kinney M. Koahou attorney at law. Dated, Hilo, June 18th, 1894. Terms Cash. Deeds at the expense of purchaser.

KINI KANAEBOLO.

The premises covered by said mortgage consists of:
The undivided interest in the land described in Royal Patent Number 1028 and more particularly described in deed from Keliikelaiki to Kaikala made 4th day of February, A. D. 1890, recorded in Liber 127 on pages 40 and 41.

HAWAII'S "BLUE" LAWS

CONSTITUTION and LAWS

Framed by the Missionaries.

LAWS of the HAWAIIAN ISLANDS.

Furthermore, let every man who possesses a farm in the Hawaiian kingdom labor industriously with the expectation of thereby securing his own personal interest, and also of promoting the welfare and peace of the kingdom.

Those men who have no land, not even a garden nor any place to cultivate, and yet wish to labor for the purpose of obtaining the object of their desire, may apply to the land agent, or the Governor, or the King for any piece of land which is not already cultivated by another person, and such places shall be given them. The landlords and King shall aid such persons in their necessities, and they shall not go to the field labor of the King and landlords for the term of three years, after which they shall go. But if neither the landlords nor King render them any aid until they bring such uncultivated ground into a good state of cultivation, and they eat of the products of the land without any aid, then they shall not for four years be required to go to the field on the labor days of the king, nor of the landlords. After these years they shall go to the field and also pay taxes. But the poll tax they shall always pay.

If any landlord wishes to transfer or lease any portion of his fields or uncultivated grounds, and the land agent object, he has a right to do so, if he designs to cultivate it himself. But if he wait a year and do not do it then the objections of the land agent become groundless and he shall pay all the loss sustained by the landlord in consequence of his objections.

It is furthermore recommended that if a landlord perceive a considerable portion of his land to be unoccupied, or uncultivated, and yet is suitable for cultivation, but is in possession of a single man, that the landlord divide out that land equally between all his tenants. And if they are unable to cultivate the whole, then the landlord may take possession of what remains for himself, and seek new tenants at his discretion.

7. OF RESIDUUM LANDS.

All residuum lands which have been separated by the chiefs as residuums from the main plantation, district or state, are now to be restored to that portion of land to which they formerly belonged. Let the occupancy and business of each state, district, plantation and farm be clear and distinct, each by itself. Let no one take that which belongs to another, for this is the statute in relation to such persons.—If any one takes the residuum which belongs to another, then the farm of him who took the residuum shall be given to the owner of the residuum. Such is the penalty of those who seize residuums, their farm shall be given to those whose residuums were seized.

This edict does not apply to those pieces of ground which have been merely appropriated as building lots, and house yards; nor does it apply to those pieces of ground which have been set apart as the royal demesne lands, for such divisions were not taken as residuums. Nor does the edict apply to places which have been taken by the chiefs for the public interests of the King. Residuums proper, which were taken as such are the only ones to be restored, not however those residuums which were taken previous to the country's becoming subject to Kamehameha I.

On Hawaii, these are the residuums to be restored, those which have been seized since the battle of Mokuohai—on Maui all that have been taken since the battle of Kauwau-pali—on Oahu all since the battle of Nuanu—on Kauai all since the friendly meeting of Kaunualii with Kamehameha I, on shipboard. But possessors of house lots that are large like farm gardens, must aid the owners of the farms from which they were taken, in payment of the yearly tax.

(To Be Continued.)

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