

THE INDEPENDENT.

VOL. XI.

HONOLULU, H. I., WEDNESDAY, JULY 25, 1900.

No. 1567.

Oceanic Steamship Company. TIME TABLE:

The Fine Passenger Steamers of This Line Will Arrive and Leave This Port as Hereunder.

FROM SAN FRANCISCO:	FOR SAN FRANCISCO:
AUSTRALIA..... JULY 4	AUSTRALIA..... JULY 10
MOANA..... JULY 18	ALAMEDA..... JULY 20
AUSTRALIA..... AUG. 1	AUSTRALIA..... AUG. 14
ALAMEDA..... AUG. 15	MARIPOSA..... AUG. 24
AUSTRALIA..... AUG. 29	AUSTRALIA..... SEPT. 11

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THE TRAM FIGHT.

Some Interesting Statements Made in Connection With the Local Controversy.

The Hawaiian Tramways Company, Limited, has filed an answer to suit brought in the name of the government by Superintendent of Public Works McCandless, praying for an injunction against the company for track-laying on King street.

The answer admits that the company claims to be a foreign corporation; that rights were granted to Wm. R. Austin under the Session Laws of 1881 and 1886, to construct, lay down, maintain and operate for the term of thirty years a single track street railway, with all the necessary curves, etc.; that respondent is the lawful successor of said Wm. R. Austin; that said Wm. R. Austin and his successors were and are required, among other things, to construct said railway in such manner as would cause the least obstruction to the free use of the streets on which it might be laid down; that at the time mentioned in the plaintiff's bill prior to June 14, 1900, the Minister of the Interior was charged with the superintendence of the internal improvements of the government and authorized to appoint a road supervisor for the District of Kona, Island of Oahu, including Honolulu, and had full charge over all highways in Honolulu; respondent says that such charge was subject to the rights vested in this respondent by acts of the Legislature.

It admits that on the 14th of June, 1900, the powers and duties of the Minister of the Interior, which related to streets and highways, were vested in the Superintendent of Public Works.

Respondent admits that prior to January 11, 1900, it was engaged in laying certain rails on King street, between the courthouse and Fort street, but it says that the commencement of said operation was long prior thereto, to wit, in the month of July, 1899, it notified the Minister of the Interior that it proposed to exercise the power given it by law to lay a double track on certain streets in Honolulu; that it obtained the sanction and approval of the Minister of the Interior and of the Executive Council to said proposal; that it thereupon proceeded at once to carry out said work, commencing on King street at a point near the Nuuanu stream; that the work proposed on King street, between the point last named and the turnout near the courthouse, involved the moving of the existing track from the center of King street to a location on the mauka side of the center of the street, as provided by law; that the proposed location of its tracks received the approval of the Minister of the Interior; that it then proceeded with the work and moved the track between the points stated, but the moving of the track was not done with the intent to abandon the prior location of defendant company, and was not, in fact, an abandonment of any existing right it then had in the street. Then at great length is cited the Southwick litigation.

The defendant further says that it has lawful authority to construct switches or loops for the purposes of its business, and that the plaintiff has no lawful authority to prevent the completion of the loop in question.

That it neither admits nor denies that said track and switch, if laid, constructed and maintained as begun, makai of the main track of the company, would cut off, block and intercept any other tramway company or street railway from the use of King street in the section thereof aforesaid. And it denies that the same was attempted to be laid, constructed and maintained for said purpose.

Respondent further says that its right to the location of its tracks on King street is superior to that of any rights acquired by any company since the date of the franchise granted the respondent. And respondent further says that the question whether or not the laying or construction of its tracks would cut off, block or intercept any other tramways or street railway company from the use of King street is not a matter of public concern nor a matter over or in which the complainant, in his public capacity, has jurisdiction or interest. And respondent further says that it is informed and believes and alleges on information and belief that bill of complaint was filed in the interest of and to promote the purposes of a rival street railway company, to-wit, the Honolulu Rapid Transit and Land Company.

It admits that on the 11th, 12th and 13th of January it received communications from Alexander Young, then Minister of the Interior; that respondent refused to comply with the several orders and requisitions of Young on the ground that they were in violation of rights vested in the respondent. It admits that the manager of respondent company was arrested at the instance of the Minister of Interior on the charge of common nuisance in digging up streets without authority of law and in violation of the orders of the Minister of the Interior.

It admits that on the 16th day of the present month that respondent resumed the work of laying tracks and connecting a switch on the makai side of its main track on King street and persisted in doing so until prevented by the Deputy High Sheriff, acting pursuant to orders of the Attorney-General; that in preventing respondent from connecting said switch or loop with its main track the Superintendent of Public Works acted without warrant of law and in violation of the vested and established rights of respondent.

Respondent denies at length that it is its intention of laying a double track on King street. It admits that it intends, if the injunction is dissolved, to immediately complete its switch on King street.

Wherefore, it prays that the bill may be dismissed with costs.

Paul Neumann, Holmes & Stanley and F. M. Hatch solicitors for respondent.

Ambiguous.

A West Australian paper, reporting the banquet given at Freemantle to the troops leaving for the front, pleasantly remarks: "The ladies who waited at the officers' table wore evening dress, but those at the other tables wore simply a distinguishing badge—a rosette or a piece of ribbon." The phrase seems somewhat ambiguous, but the proceedings passed off quietly.

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Returning, will sail from Hilo on Friday at 10 A. M. for above named ports, arriving at Honolulu on Saturdays.

Passengers and freight will be taken for Makana, Mahukona, Kawaihae, Hilo, Kaula, Honouliuli, Papaikou and Pepeekeo. Passengers and PACKAGES ONLY will be taken for Kaula, Lahaina, Maui, Bay, Kihel and Laupahoehoe.

Stmr. CLAUDINE

MACDONALD, Master.

MAUI.

Will leave Honolulu every Tuesdays at 5 P. M., touching at Lahaina, Kaula, Hilo, Hana, Hanalei and Kipahulu, Maui. Returning, touches at above named ports, arriving at Honolulu Sunday mornings. Will call at Nuu, Kaupo, once each month.

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Sails every Monday for Kaula, Kaula, Hilo, Hana, Hanalei, Kipahulu, Maui, Honolulu, Olowalu. Returning arrived Honolulu Saturday mornings.

This Company reserves the right to make changes in the time of departure and arrival of its Steamers without notice and it will not be responsible for any consequences arising therefrom.

Consignees must be at the Landings to receive their freight; this Company will not hold itself responsible for freight after it has been landed.

Live stock received only at owner's risk. The Company will not be responsible for money or valuables of passengers unless placed in the care of the purser.

Passengers are requested to purchase tickets before embarking. Those failing to do so will be subject to an additional charge of twenty-five per cent.

The Company will not be liable for loss of, nor injury to, nor delay in the delivery of baggage or personal effects, of the passengers or freight of shippers, beyond the amount of \$100.00, unless the value of the same be declared, when received by the company, and an extra charge be made therefor.

All employees of the Company are forbidden to receive freight without delivering a shipping receipt therefor in the form prescribed by the Company and which may be seen by shippers upon application to the pursers of the Company's Steamers. Shippers are notified that if freight is shipped without such receipt, it will be solely at the risk of the shipper.

C. L. WIGHT, President,
S. B. ROSE, Secretary,
CAPT. T. K. CLARKE, Port Supt.

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THE INDEPENDENT

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F. J. TESTA, Proprietor and Publisher.

EDMUND NORRIS, Editor.

W. HORACE WRIGHT, Assistant Editor.

Residing in Honolulu.

WEDNESDAY, JULY 25, 1900.

NO AVAILABLE HAWAIIANS.

It is a pity that the first selection of jurors to serve on the grand jury, or on the trial jury, should have given occasion to cause misgivings in the hearts of the Hawaiians, and furnish a substantial proof that we were right in our contention that the government of the territory and its hired organs are drawing the color line.

The High Sheriff and his Deputy were instructed to select suitable persons to serve on the juries. The Deputy High Sheriff is reported in the official organ as expressing his regret that a feeling should exist, that the color line had been drawn in the selection of jurors in the following words:

"In selecting the names of the members of the grand jury Marshall Brown and I tried to select the best men possible. We intended to include in the list an equal number of Hawaiians and foreigners, and we went over a long list of prominent Hawaiians, endeavoring to find some of them who could be eligible. But in all cases we found that the men who were qualified by their knowledge of English were in government employ, or were members of the bar or were otherwise barred from sitting on the jury. Some that would have been eligible were out of the city, others were ill and in the whole list we could find none eligible. All that were placed on the list were substantial citizens, and such men as Mark P. Robinson and R. W. Holt are on the list so it cannot be said that we used any undue discrimination."

The High Sheriff and his Deputy are not strangers here, in fact they know everybody who has resided here, and that they are well acquainted with all intelligent Hawaiians who speak the English language, as well as the two Sheriffs do. While Mr. Brown and Mr. Chillingworth could find no available Hawaiians to serve as jurors, with a few exceptions, Judge Kalukou assisted by a few friends in five minutes this morning wrote out a list of 100 intelligent, available and eligible Hawaiians, whose names cannot be unknown to those who selected the jurors. We believe the list was presented, with compliments to Mr. Brown but it was of course too late to have a change in the panel made. We have the list before us and perhaps ought to publish it, but we presume the "hundred" are glad, that they were not called upon to serve on juries, and that they would resent the publication of their names, as they might furnish material for the next time.

It is no use for Mr. Brown to say that there were only two "available" Hawaiians for the Grand Jury. He is insulting those Hawaiians with whom he has associated since childhood by making such an idiotic statement. As a matter of fact he can't walk from Merchant to Hotel streets at any hour of the day without meeting Hawaiians who are as competent to serve on a grand jury as the two only "available" Hawaiians whom he found for that onerous and important function.

THE FINANCIAL STRINGENCY.

Mr. S. M. Damon in an interview with an Advertiser man has advanced some very interesting reasons why there is such a serious stringency in our money market to-day. We have read the interview with Mr. Damon very carefully but we admit frankly that we do not understand what the reasons are which caused the unwarranted stringency. Mr. Damon is reported as saying that "there is enormous capital invested here on the Islands in mills, machinery, ditches, pumping plants, all of a solid and substantial nature, this has all been done by courageous and enterprising people." Quite true, the invested capital is here—in machinery, etc. Mr. Damon also says, "our credit has maintained its level by meeting these obligations promptly." This in reference to our imports figured at \$9,000,000. And we finally quote the following paragraph from the interview:

"When in London some years ago I had the pleasure of meeting Baron Rothschild, and in talking over the affairs of the Islands he asked for the rates that were being paid, and when I mentioned the rates, he wanted to know if we were a solvent country that could afford to pay such enormous rates for any length of time. That would, I think, as I said before, go to make more clear that we have still a very wide margin for shrinkage to work on."

Now, we ask Mr. Damon why our money market should be crippled in the manner it is when, in his own words, it has "an enormous capital invested here," "a credit which has maintained its level," and a "very wide margin for shrinkage to work on." Under such circumstances could not sufficient ready money be obtained from Rothschild or the Seligmans, or from some San Francisco banks to relieve the market of this mysterious stringency? We think it could but we do not for a moment believe it necessary to call for money from abroad if our local capitalists will only open the coffers and roll out the ducats needed to relieve the business market but held back—for a purpose. We reiterate what we have said before in our columns that the real cause of the stringency of the money market is the inflated value placed upon real estate property by the owners. We don't think with Mr. Damon that money spent in London or Paris by Hawaiian capitalists cuts the very thinnest ice in our financial conditions. That our capitalists kick against inflated values on real estate is natural. They own a great deal of that commodity, and they prefer the tax assessor to accept their valuation of property instead of that of the man who wants to borrow. We hope to see Mr. Damon in the Legislature and there expound his always conservative and interesting views on the question, "how to regulate the local money market."

TOPICS OF THE DAY.

In spite of Rev. Morris Kincaid, Dr. Sereno Bishop, the ex-Chaplain of the Legislature and our picturesque High Sheriff, not only has the sect of Buddha obtained a foothold in Hawaii but also that of Juggernaut. To Buddha and spiritualism as expounded by its representatives here THE INDEPENDENT leaves the matter to intellectual consciences but to Juggernaut it objects. Scarcely a day passes by but some untrained oriental handling the reins of a hack or a dray drives over an American citizen. Possibly we are still in a transition period; only prematurely born as a Territory of the United States, and yet scarcely aware, in spite of Judge Humphrey's efforts to get us into shape, and yet THE INDEPENDENT ventures to suggest that some means should be found by which only competent drivers should be permitted to have licenses to drive vehicles. THE INDEPENDENT intends also to renew its fight against bell-less bicycles and noiseless automobiles. Our streets should be preserved for the use of pedestrians as well as for those who ride. The Dole Governments have done many things contrary to the

letter of the law. Let them appoint a commission to examine the competency of drivers.

Attorney Davis pays several compliments to the High Sheriff in this morning's Republican. When Mr. Davis refers to the High Sheriff as a "supercilious, peacocking official," we warn him that he is infringing on the copyright of THE INDEPENDENT. If there is one thing we resent it is the stealing of our lightning and plagiarism.

When THE INDEPENDENT remembers the days of '93 and '95, and the ensuing sears among the supporters of the present administration, and since then the various warnings it has given to the divers governments we have had, in reference to the Chinese and Japanese, it must confess that it is highly amused to-day. By this time Governor Dole and Secretary Cooper must appreciate that the whirly gig of politics which now ends in Washington, D. C., is an unpleasant *ignis fatuus* to follow. Accumulations of charges of misconduct on the part of the Hawaii towards the Imperial Chinese Government have already been piled up there. Perhaps the most unpleasant little diplomatic pill that they may be compelled to digest after a cabinet council report is that that they have permitted, with full knowledge, a revolutionary scheme to be fostered in this country, and permitted it to go so far that even the representative of America's "great and good friend" in a crisis has to ask for the protection of the local police force. Hawaii is not England where political refugees could find a shelter. Gentlemen of the government, will you ever come to your senses and study international law and common sense, instead of personal politics.

In the old country, and by that term we include not Europe alone but that section of the present United States that had climate and good ancestry combined, there were "dog days" and they generally happened

about July when the thermometer ranged high. As a rule we of ancient ancestry took a rest in those days. Hawaii which has a perpetual summer does not so far as our Republicans are concerned take a vacation but intends to drag out crowds to increase the present heat by a torchlight procession to-morrow night in honor of the republican delegates returning, and to ratify the nominations of the warriers McKinley and Roosevelt. We think the health authorities ought to interfere for the bacteria and bacilli from torches exhumed from past monarchical ages may be far more dangerous than the leprous articles of our morning contemporaries. The Humane Society's official might also interfere on the ground that there is cruelty to animals in making the republican elephant stalk through the streets in such sultry weather. In politics many promises are made and few fulfilled. If the attendance at the precinct clubs last evening is to be an augury of to-morrow's parade we can congratulate our rivals upon a rank failure and split in the ranks.

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LOCOMOBILE FOR SALE.

One New Locomobile, No. 377, Style 2, made by The Locomobile Co. of America, of Newton, Mass., U. S. A., patented Nov. 14, 1899. Very little used, the property of the late Joseph Heleluhe, and run by gasoline.

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One Bicycle,

in very good order.

For particulars, apply to Mrs. Heleluhe, at Washington Place, or to F. J. Testa, this office.



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AND MANY OTHER ARTICLES

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LOCAL AND GENERAL NEWS.

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The German man-of-war Geier may arrive to-morrow from San Francisco en route to China.

Honolulu Messenger Service delivers messages and packages. Telephone, 878.

Don't fail to ring up Telephone 411, American Messenger Service, if you have any messages or packages to deliver.

The Democrats will be at the wharf when the Rio arrives to-morrow to receive their Delegates from Kansas City.

The subscription for Mrs. Uhlbrecht, whose husband met a horrible death in the ocean a short while ago has reached nearly \$2000.

When you want a hack ring up 191. On that stand you will get a reliable and good driver, a fine hack, and no overcharging.

The residence of the Chinese consul is being guarded by police owing to the threatening letters received by the consul evidently from members of the Bow Wong society.

When you are thirsty call at the junction of King and Boretania streets where Harry E. Juen's Fountain shall thy thirst be quenched either in beer or first class liquors.

The City Carriage Co. is now in the livery business. It has buggies, surreys, wagons, etc., on hand at all hours of the day or night. Telephone 113.

Forty lepers are at the Kalibi Receiving Station and will be examined next week by a board of Physicians composed of Doctors Wood, Dar, Emerson, Myers, Howard and Hoffmann who will decide the fate of the unfortunates.

The bicycle thieves are still among us. On Monday Judge Stanley's wheel was "borrowed," but the owner was fortunate enough to get it back although the "borrower" wasn't caught.

Horace Crabbe was slightly better this morning and his injuries received by being run over yesterday are not necessarily of a dangerous nature. The shock is the most serious nature in his condition.

Band played at the Hawaiian Hotel last evening instead of at Thomas square as announced. The change was due to the serious illness of J.C. Cook, of T. H. Davis & Co, who lives close to the square.

H. B. Ames, a hackdriver was arrested last evening for not displaying his badge sufficiently while on duty. He will have a hearing to-morrow morning in the District Court.

Wm. Miller, a deserter from the Sixth U. S. artillery appeared in the police court yesterday morning as a witness in the case against Frank Fisher. He was recognized by Officer Hanrahan who immediately arrested him, and later on he was turned over to the military authorities.

Attorney Geo. A. Davis wants to cite the High Sheriff and the Jailor for contempt of Court by their sending a prisoner, now in Oahu Jail and whose case has been appealed to the Federal Court, to work in the chain gang. The prisoner has not yet been heard from and the papers have not been served on the police officials.

Champion Beer Drinker.

A man who has just died in a New York hospital had the distinction of being reputed the champion beer drinker of New York City. For 21 years he drank on an average seven quarts of beer a day, and his weight increased from 180 lbs. to 460 lbs. During most of that time he never went to bed, for fear that death might ensue if he assumed a reclining position. During the eight months he spent in the hospital his weight was reduced nearly 300 lbs. During his lifetime, he said he supposed he had consumed about 20,000 gallons. The doctors say that the man had one of the worst cases of cirrhosis of the liver that had ever been in the hospital.—Ex

For the Primaries.

The Merchant's Exchange laid in a fine stock of necessary material for the holding of the primaries, and conventions. Try the superfine liquors kept on hand for the consumption of customers and you will come out a winner. No charges to those who belong to the right party.

Will Stand Trial.

C. Donahoe will appear before Judge Wilcox on Monday morning and stand trial on a charge of selling liquor without a license at Long Branch on Sunday last, and incidentally answer why he changed his plea of guilty to one of not guilty. The case was before the Magistrate and the man plead guilty—with a string attached to the plea. The "string" was that sentence should be suspended and Donahoe leave the country. The Judge did not approve of the measure but took the case under advisement. This morning His Honor announced that he would not allow sentence to be suspended in this case, as he had been informed that as soon Donahoe left the police station he had remarked that he wouldn't leave the country because the Marshal had told him, it would all "blow over" in a few days. By request of the High Sheriff the defendant was allowed to change his plea and continuance was granted till Monday next when the Magistrate will listen to the strong evidence of the prosecution with great attention.

It Was Not a Prisoner.

The telephone in the office of the cashier of the Police Department was moved this afternoon. The wall in which it is placed is of solid stone and it took a great deal of hammering to fasten the instrument to the wall. Next door lives one of our local capitalists and insurance agents. He was dozing when he heard the tap, tap, tap, on the wall and he immediately arrived at the conclusion that a prisoner was trying to escape. As a good citizen he notified the authorities and felt relieved when Mr. Dow told his messenger that he and his clerk had no idea of leaving their office through the wall. They prefer the front door.

He Was Weak-Minded.

A nolle prosequi was entered in the District Court this morning in the case of Mr. Clemenshire, charged with heedless driving. The complaining witness declined to prosecute and both gentlemen were waived out of the Court by the Magistrate who, as a parting shot to the complainant, said: "You evidently lost your temper when you swore to a warrant for the arrest of Mr. Clemenshire, and now you have found it. Next time you appear in this Court I hope you won't be as weakminded as you are to-day."

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Horses will be taken to pasture at Waialae and will be fed green feed twice a day. Best of care taken of animal but no responsibility assumed for accidents or escapes.

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Included in the improvements on the fee simple portions, is a roomy modern dwelling house furnished with sanitary and other conveniences; there is also situated thereon a roomy carriage-shed and stable.

The celebrated Waialeale (Water of the Gods) Falls is in near proximity and the cool, clear, sparkling water therefrom flows through the grounds, supplying ample opportunity for increased irrigation to the acreage already planted and which is capable of considerable improvement.

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Honolulu, March 28, 1900.
1493-4

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1. Business lot on Fort st.; corner lot; about 8000 square feet.
2. Fine house and lot; 100x100; Waikiki road.
3. One lot, McCully tract; 75x150; King st.
4. Two lots, Kawaiahae st; 50x100 each; Kewalo.
5. House and 3 lots at Kaiulani tract.
6. Four lots, Waikiki addition, near Camp McKinley; 50x100 each.
7. Nine-year lease, with 2 houses; Punchbowl.
8. House and lot, Hanaiwai st., Kewalo, 25x100.
9. Ten-year lease and 2 houses; Punchbowl; 60x110.
10. Four lots, Kalihi, near King st.; 50x100 each.
11. Three lots near Diamond Head; 55x95 each.
12. House and lot, with stables; 53x133; Upper Punchbowl.
13. House and lot, Queen st.; 50x100.
14. Ten-year lease, with 2 cottages and store doing good business; 60x100.
15. One share Waimea Hui land.
16. Eleven and a half years' lease, with 3 cottages, grapes and other plants; 75x200.
17. Beautiful lot on Fort st., between School and Vineyard sts.
18. Lot 100x110, with 2 new cottages, Wilder ave.
19. Two lots, Waikiki road; 50x100 each.
20. Five lots, Beach road, near the sea; 60x102.
21. Two acres land at Kalihi, with 2 houses; beautiful country residence.
22. House and lot, Hanaiwai st., Kewalo; 50x100.
23. Lot on Fort st., extension.
24. Lot corner Wilder ave. and Makiki; 226x221.
25. Lot 80x278, King st., near McCully tract.
26. Three lots at Kalihi; 20x95.

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We are showing the largest assortment of EUROPEAN RUGS

We have ever handled at prices that cannot be repeated, as the present duty on these lines is prohibitive. They comprise:

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NOTICE.

W. Austin Whiting has resumed the general practice of law and has taken the offices of Hon. A. S. Humphreys, corner King and Bethel Streets, Honolulu, P. O. Box 735.

DIVIDEND NOTICE.

A dividend is due and payable to the stockholders of the Inter-Island Steam Navigation Co., Ltd., at their office, Queen Street, on Thursday, July 12, 1900. The stock books of the company will be closed to transfers from July 11th to the 13th, inclusive.

C. H. CLAPP,
Secretary.
Honolulu, July 10, 1900.
1533-1w

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With breaker's song, give lullaby.
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Ladies and children especially never far.

FOR SALE.

47 ACRES OF LAND IN GRANTS
2130 and 910 at Kamasee, North Hilo
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Real Estate Agent,
15 Kaahumanu Street
1355-47

BY AUTHORITY.

IN THE SUPREME COURT OF THE
TERRITORY OF HAWAII.

JUNE TERM, 1900.

GRAND JURIES.

1. When Required.

"No person shall be held to answer for a capital, or otherwise infamous crime, unless on a presentment or indictment of a grand jury, except in cases arising in the land and naval forces, or in the militia, when in actual service in time of war or public danger." U. S. Const., Amend. Art. 5.

2. How Drawn.

"Until otherwise provided by the legislature of the Territory, grand juries may be drawn in the manner provided by the Hawaiian statutes for drawing petty juries." Org. Act, Sec. 83.

3. Qualifications of Jurors.

"No person who is not a male citizen of the United States and twenty-one years of age, and who can not understandingly speak, read and write the English language, shall be a qualified juror or grand juror in the Territory of Hawaii, and all juries shall hereafter be constituted without reference to the race or place of nativity of the jurors." Org. Act, Sec. 83.

4. Number of Jurors.

"The number of grand jurors in each circuit shall not be less than thirteen" nor more than twenty-three. See Org. Act, Sec. 83.

5. Sessions.

"Until otherwise provided by the legislature of the Territory, grand juries * * * shall sit at such times as the circuit judges of the respective circuits shall direct." Org. Act, Sec. 83.

6. Challenges.

Before the grand jury retires, the prosecuting officer, or any person held to answer a charge for criminal offense, may challenge the panel or an individual juror, for cause to be assigned to the court. All such challenges shall be tried and determined by the court.

7. Foreman.

From the persons summoned to serve as grand jurors and appearing, the court shall appoint a foreman, and may remove him for cause. The court may appoint another foreman when the necessity arises.

8. Oath of Grand Jurors.

Substantially the following oath shall be administered to the grand jurors:

"You, and each of you, do solemnly swear (or affirm) that you will diligently inquire, and true presentment make, of all such matters and things as shall be given you in charge, or shall otherwise come to your knowledge touching this present service; that you will present no one through envy, hatred, or malice, nor leave any one unpresented through fear, favor, affection, gain, reward or hope therefor, but will present all things truly as they come to your knowledge, according to the best of your understanding; and that you will keep secret the proceedings had before you."

9. Charge of the Court.

The grand jury, being impaneled and sworn, shall be charged by the court. In doing so, the court shall give them such information as it may deem proper as to their duties and as to the law pertaining to such cases as may come before them. The court may further charge the jury when the necessity arises.

10. Officer in Attendance.

The court may appoint an officer

to attend upon the grand jury.

11. Retirement of the Grand Jury.

The grand jury shall then retire to a private room and inquire into the offenses cognizable by them.

12. Clerk.

The grand jury may appoint one of their number to be their clerk, to preserve minutes of the proceedings before them, which minutes shall be delivered to the prosecuting officer, when so directed by the grand jury.

13. Subpoena of Witnesses.

"The several circuit courts may subpoena witnesses to appear before the grand jury in like manner as they subpoena witnesses to appear before their respective courts." Org. Act, Sec. 83.

14. Swearing Witnesses.

Witnesses appearing before the grand jury may be sworn in open court or by the foreman of the grand jury, or, in his absence, by any member thereof.

The oath or affirmation may be substantially as follows:

"You do solemnly swear (or affirm) that the evidence which you shall give before the grand jury shall be the truth, the whole truth, and nothing but the truth."

15. Presence of Others with Jurors.

The prosecuting officer or any member of the grand jury may interrogate witnesses before the grand jury. The prosecuting officer shall advise the grand jury in regard to the law of the cases that come before them, and draw the indictments.

An interpreter may be present at the examination of witnesses before indictments or presentments, when found, shall be presented by the foreman, in the presence of the other grand jurors, to the court, and shall there be filed; but such as are found for a felony against any person not in custody or under recognizance, shall not be open to the inspection of any person except the prosecuting officer, until the defendant therein shall have been arrested.

The foregoing rules relating to grand juries are hereby prescribed.

By the Court:

HENRY SMITH, Clerk.
Honolulu, Territory of Hawaii,
July 5, 1900. 1556.

Certificates of Deaths.

Following are the deaths recorded and not reported by us, for which burial certificates have been granted by the Board of Health, viz:

THURSDAY'S RECORD (July 19.)

Louis Moreno, Spanish male, 15 months, 9 days; born in Spain and died on Punchbowl street, mauka side above the Mormon church, after 14 days' illness, of worms; attended by Dr. Alvarez; Catholic cemetery.

Stillborn infant of Joseph Ross, Hawaiian female; born and died at Relief Camp No. 1; Dr. Garvin was called in after death; Catholic cemetery.

FRIDAY'S RECORD, (July 20.)

Olivia Souza, Portuguese female, 6 months; born and died at the corner of Kinau street and Quarry road, after 14 days' illness, of diarrhoea; attended by Dr. Alvarez; Catholic cemetery.

S. Aratani, non-resident Japanese male, 35 years; born in Japan and died at the Japanese hospital, Kapalama, after three days' illness, of enteritis from intestinal obstruction; attended by Dr. Kojima; Makiki cemetery.

Lepaka, Hawaiian married female, 47 years; born in Puna, Hawaii, and died on Punchbowl street, near extension of Kuakini street, after five months' illness, of pulmonary tuberculosis; attended by Dr. Howard; Pauoa cemetery.

Infant of J. W. K. Keiki, Hawaiian male, 4 hours; born and died at Waikiki, next lot Ewa of Mr. Robert Lewers' residence, of premature birth; attended by Dr. Herbert; Waikiki cemetery.

Kukaula, Hawaiian married male, 49 years; born in Kohala, Hawaii, and died at Puunui, Ewa of L. K. Lane's residence, after six days' illness, of intestinal obstruction; attended by Dr. Wood; Kalaepohaku cemetery.

William Santos, Portuguese male, 11 months; born and died on Beretania street, near Alapai, after 21 days' illness, of meningitis; attended by Dr. Hoffmann; Catholic cemetery.

SATURDAY'S RECORD (July 21.)

Chin Lau, Chinese female, 27 months; born in Honolulu and died

in the store at the corner of Wylie street and Nuuanu avenue, after ten hours' suffering, of severe scalds over the whole body; attended by Dr. Sims, U. S. A.; Makiki cemetery.

Chin Hong, Chinese-Japanese female; born and died on King street, Kapalama, rear of Magoon's buildings, of premature birth; attended Dr. Chu Fong; Makiki cemetery.

Anna Burke, part-Hawaiian female, 13 months; born at Moanalua and died at Niolops, makai of 'Bus stables, after three months' illness, of tuberculosis; attended by Dr. Noblitt; Maemae cemetery.

SUNDAY'S RECORD (July 22.)

M. Mouye, Japanese male, 26 years; born in Japan and died on Liliha street, near King, Kalihi side, after one month's illness, of typhoid fever; attended by Dr. Mori; Makiki cemetery.

S. Nogahori, Japanese male, 27 years; born in Japan and died at the Japanese hospital, Kapalama, after 21 days' illness, of malarial fever; attended by Dr. Mori; Makiki cemetery.

Lu', Hawaiian married male, 63 years; born in Kau, Hawaii, and died on South street, near the new Iron Works, after one day's illness, of heart disease and alcoholism; post-mortem examination held by Dr. Garvin; Kawaiahaeo cemetery.

Per AUSTRALIA, for Camarinos Refrigerator—An extra fresh supply of Grapes, Apples, Lemons, Oranges, Limes, Nuts, Raisins Celery, Fresh Salmon, Cauliflower, Rhubarb, Asparagus, Cabbage, Eastern and California Oysters (in tin and shell), Crabs, Turkeys, Flounders, etc. All game in season. Also fresh Rock-Port, Swiss and California Cream Cheese. Place your orders early. prompt delivery.

CALIFORNIA FRUIT MARKET

THE INDEPENDENT 50 cents per month.

TIMELY TOPICS.

Honolulu, July 21, 1900.

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\$1400. LEASE OF COTTAGE centrally located. 20 years to run. Ground Rent \$12 per month. Apply to WILLIAM SAVIDGE, No. 310 Fort Street. 1317-47