

# THE INDEPENDENT.

Vol. XVII.

HONOLULU, T. H., TUESDAY, DECEMBER 8, 1903.

No. 2680

## 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: |         |
|---------------------|---------|--------------------|---------|
| SIERRA.....         | SEPT 2  | SONOMA.....        | SEPT 1  |
| ALAMEDA.....        | SEPT 11 | ALAMEDA.....       | SEPT 16 |
| SONOMA.....         | SEPT 23 | VENTURA.....       | SEPT 22 |
| ALAMEDA.....        | OCT 2   | ALAMEDA.....       | OCT 7   |
| VENTURA.....        | OCT 14  | SIERRA.....        | OCT 13  |
| ALAMEDA.....        | OCT 23  | ALAMEDA.....       | OCT 28  |
| SIERRA.....         | NOV 4   | SONOMA.....        | NOV 3   |
| ALAMEDA.....        | NOV 13  | ALAMEDA.....       | NOV 18  |
| SONOMA.....         | NOV 25  | VENTURA.....       | NOV 24  |
| ALAMEDA.....        | DEC 4   | ALAMEDA.....       | DEC 9   |
| VENTURA.....        | DEC 16  | SIERRA.....        | DEC 15  |
| ALAMEDA.....        | DEC 25  | ALAMEDA.....       | DEC 30  |

In connection with the sailing of the above steamers, the Agents are prepared to issue, to intending passengers, coupon through tickets by any railroad from San Francisco, to all points in the United States, and from New York by any steamship line to all European ports.

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## Carter's Opinion Re Hatch's Trip.

In a letter to the Hatch trip meet-  
ing in Progress hall last evening,  
Governor Carter expressed the fol-  
lowing views:

The seriousness of the Territory's  
situation was first called to my at-  
tention by United States District  
Attorney Breckons. A few days later,  
in order to understand the situation  
I invited a number of gentlemen to  
meet with the Attorney General and  
myself and discuss the matter. At  
that meeting the importance of  
prompt action was made evident.  
There remained less than a month  
before the County Act would take  
effect. To secure an opinion of the  
Supreme Court on all points within  
this time was impossible. I think  
all of the attorneys present at that  
meeting were unanimous in the  
opinion that the Supreme Court  
would not decide on the Act as a  
whole, but only on each question as  
it was raised. The decision already  
given illustrates the general rule  
laid down by the Court. In that  
case as many points as could possi-  
bly be thought of were submitted.  
One only was decided, and the rest  
left for future consideration.

There being an appeal from our  
Supreme Court by writ of error, no  
matter what its decision, whether  
for or against the County Act, it  
was pointed out that disgruntled  
taxpayer could appeal to the United  
States Courts, necessitating litigation  
involving not less than a year's  
time and consequences of a serious  
nature. In the practical working  
out of this question, it seemed very  
doubtful that the County Act, as a  
whole, would be declared illegal, but  
if at all, would be slowly dis-  
integrated, as the courts decided  
from time to time in what points it  
was in conflict with the Organic Act.

With such conditions confronting  
us, what would be the status of the  
Territory and our community as a  
whole? Looking at it in the worst  
light, i. e., the Act being thrown out  
entirely, there would certainly be a  
period of chaos before it would be  
possible to call the Legislature into  
extra session and have them enact  
further laws making appropriations  
for those departments which are to  
be turned over to the Counties—a  
situation hardly creditable to the in-  
telligence of our community.

Now, suppose the Act was not de-  
clared invalid, but attacked from  
time to time in the different points?  
How, under such circumstances, are  
we to successfully launch county  
government? Would it not be a con-  
tinual period of turmoil, of lack of  
confidence, and one which would  
give our community as a whole the  
reputation of being incapable of self-  
government—an accusation that  
every patriotic citizen must resent.

The cutting out of the Territorial  
Board of Public Institutions was not  
a matter of great moment. The  
harm was done in discrediting the  
County Act. The moment public  
confidence is lost, the difficulty of  
carrying out the provisions of the  
County Act become infinitely greater.

On the other hand, if the matter  
can be, with the assistance of our  
Delegate, put before Congress in the  
light that we are attempting to  
build up independent communities  
on traditional American lines; that  
this subject of county government  
had been before two separate Legis-  
latures; that the voters of the Terri-  
tory were overwhelmingly in favor  
of such a measure; that an act had  
passed the last Legislature almost  
unanimously, which as nearly as  
could be was satisfactory to the peo-  
ple and fitted our conditions; that  
owing to wide differences of opinion

(Continued to 4th page.)

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M. H. Whitney, Jr.....Treasurer & Secretary  
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lights. Artesian water. Perfect  
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TUESDAY, DEC. 8, 1903.

## THE HATCH MISSION.

There is a great deal of kid business in this discussion of the mission of Mr. Hatch to Washington, as well as in the beginning and progress of the mission. It is a matter that will have to be handled with gloves, or the business is certain to be misunderstood and there will be a rebound that will hurt the country in many ways.

The time for the Supreme Court to consider the County Act was last Summer, as we repeatedly pointed out and urged. If there were defects in it they should have been pointed out and established at the time the case in regard to the Board of Public Institutions was before the court. In case that the law, or any part or parts of it, had been declared in conflict with the provisions of the Organic Act, there would have been ample time for a special session of the Legislature for the purpose of amending the Act, and all questions in relation to the law would have been settled before now.

But, no; our Republican friends would not have it. Chief Justice Frear had worked a few hours overtime and had to have a rest. Justice Perry was a little tired and needed a respite in the cooler atmosphere of California. That element of the Republican party which had opposed County government from the start, backed this program with the result that the question then

up went over and was not determined until after the election. At this late day, after every chance for thoroughly threshing out the matter in the Supreme Court, before the law goes into effect, has passed, and without cause, the same crowd comes in and points out defects in it.

The object of this crowd is plain. They do not want county government and are willing to do anything to defeat it. If they were in favor of county government they could easily have had every clause of the Act threshed out by the Supreme court three months ago and every part of it settled. They won in the effort to have a consideration of the case put off until after the election, and are now working to either defeat or postpone the operation of the law.

To refer the matter to Congress will be to bring about two things: It will prevent the going into effect of the County Act in January, and may defer it indefinitely, for the reason that Congress already has its hands full with Panama, internal and other matters and has no time to give to small and inconsequential incidentals of this sort. It would be damaging, in the second place, for the reason that it would create an impression that we are not able here to intelligently pass our laws and to conduct our own affairs. There would, upon the presentation of any such request, enter the minds of Congressmen the suspicion that our political machinery here was a kindergarten affair, and the thought would without doubt suggest itself that the best thing to do would be to take over every part of Hawaiian government business, and manage it as is done in the District of Columbia and the District of Alaska. The tendency would certainly be in the direction of depriving us of what little independence we now have, inasmuch as it would shatter confidence in our ability to go it alone.

It may be the object of Governor Carter, George W. Smith, Mr. Breckons, F. M. Hatch and others in this conspiracy to lead the country into this position, in the hope of thereby downing the influence of the native Hawaiians, knowing that they themselves will be able to swim in the whirlpool that would certainly follow. If that be so, however, Governor Carter has proved himself not to be the man we had hoped of him at the beginning of his administration a few days ago.

It is a bad scheme to run to Congress with matters that affect only our local interests, and with business that we are capable of handling ourselves. In our Organic Act the Government conceded to us extraordinary powers—that is to say, more power and greater privileges than are granted to other territories. In doing so the Congress expected this territory to stand alone and look out for itself in every matter not involving foreign or Federal interests. To run to it with every little matter that may crop up is bound to give the impression that we are not

capable of handling our affairs, and may result in such amendments to the Organic Act as will transfer the entire control of our affairs to Washington. Does anybody in the Islands want that? We think not.

### TOPICS OF THE DAY.

It is treasonable, when the truth is told, and vile and rampant blackguardism when the mark has been hit strongly. Probably the more the truth, the more the teaser howls in pain.

Because certain of the Ellises went into Attorney Breckons' office to ask for a legal opinion with respect to their suit against their old grand-uncle Sumner, an opinion which he didn't give, he brought suit for a claim of \$250 in our District Court and got judgment for the full amount. Isn't that a clear case of graft? But we consider it worse than graft. Mr. Breckons should discharge some of his ill-gotten fees, and may be, perquisites.

District Attorney Breckons must have been the father of that Federal grand jury report and he must have really felt happy and relieved when he unloaded it by compelling all the jurors to sign it. That may have been because he is the best Federal friend of those who would down Hawaiians, by frequently feeling him to do many chores for them. It was not so with the late Mr. Baird, for he was one not very easily influenced, even by throwing fees within his way.

How about the Advertiser's graft in connection with the printing of a certain volume of the Hawaiian Reports, which Chief Justice Frear had already awarded to its business end, and at the same time advertised for tenders? The Independent would like some explanations from our good, pure, honest and clean contemporary, which is now horrified that others have invaded its somewhat sacred precinct and confines. It is the only one entitled to do any grafting, all others being interlopers of its rights and privileges.

The F. M. Brooks case came out just about as we thought it would. He was discharged by Judge Dole this morning for the reason that there was absolutely nothing against him, save alone that he advised certain Japanese clients in a matter or matters thoroughly in line with his duty as an attorney and counsellor at law. It is a pity that the case did not come to trial, for if it had Mr. Brooks would have been enabled to show in detail his connection with the case. However, the complete vindication by the court without hearing the defense at all is satisfactory.

### LOST.

A ladies Brown Hand Satchel on Nuuanu street, between Vioyard street and the Royal Mausoleum. Finder will be suitably rewarded upon the same being returned to this office. 2680 lw

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**LOCAL AND GENERAL NEWS.**

The INDEPENDENT 50 cents per month.

The Iolani Guild is holding its monthly meeting this afternoon.

The Hongkong Maru will be due tomorrow afternoon from the Coast.

The E M Jones murder case was on in the Circuit court all of today.

The Alameda will sail at 9 o'clock tomorrow morning for San Francisco.

A ladies satchel has been lost and the finder will be rewarded. See notice elsewhere.

Officers of the National Guard will attend Emperor Carter's ball tonight in full dress.

The Firemen's Fund Insurance Co are issuing their usual hanging leaf calendars for 1904

Electric cars will be run an hour late tonight on account of the inaugural ball at the Palace.

The transport Logan arrived in port just before noon with troops for Manila. She also brought a mail.

A nicely furnished front room and a middle room at No. 9 Garden Lane, are for rent. 2866-1m

The transport Solace left San Francisco today with sailors and supplies for Admiral Evan's fleet here.

An axle of car No 24 broke on the Waikiki road Sunday night, throwing the schedule out all over the city for several hours.

Two of the three sisters of E M Jones, as stated by the Star last evening, who were watching his trial, were his daughters.

Along the waterfront it is anticipated that Admiral Evans' cruiser fleet will arrive Sunday and the trio of battleships five days later.

The offices of THE INDEPENDENT is in the brick building next to the Hawaiian hotel grounds on Bereania street, Waikiki of Alakea. First floor.

The Republican Central Committee has endorsed J C Lane for appointment as a member of the Board of Health to succeed the late S K Kane.

The Hoola Labui Society will hold its monthly meeting at Kapioani Maternity Home tomorrow, at 10 a m. All members are requested to attend.

Following are the new officers of the Mystic Shrine: Dr M E Grossman, Illustrious Potentate; C L Crabbe, Chief Rabbai; Dr C B Cooper, Assistant Rabbai; M Phillips, High Priest and Prophet; E C Brown, Oriental Guide; H E Webster, Treasurer; H C Morton, Recorder.

The map of the world, with steamer routes marked out, bordered with the colored flags of all nations, is a beautiful compendium to a calendar for 1904 now being issued with the compliments of Theo H Davies & Co, Ltd. At the top are pictures of Honolulu and harbor, in the centre, and on the sides are those of their business places in this city and Hilo.

**The Queen in Washington.**

Word has been received here that Queen Liliuokalani has arrived in Washington and was staying at the Ebbitt House, where Delegate Kalanians'ole had also been staying. But that the latter had rented a house since, and upon the Queen's arrival, he called upon her and invited her to stay with them, which invitation she accepted and are now all staying together.

**Brooks Vindicted.**

The F M Brooks case came to a sudden end in the United States district court this morning. It was plainly shown from the sole representations of the prosecution itself that it had not a leg to stand on in the matter, and Judge Dole dismissed the case.

**The Inaugural Ball.**

Great preparations are being mad for the inaugural ball at the Palace tonight. About 3,000 invitations have been issued. The reception will last from 8 to 10 p m, after which there will be dancing and social diversion in the old throne room and in the hallway and chambers upstairs. Two native orchestras will supply music. Following are the committees in charge:

Committee on Arrangements—Colonel J W Jones, Hon C L Crabbe Major Geo C Potter, Geo H Smithies, Andrew Brown, J A Gilman, Henry C Hapai, W F Dillingham, Major J W Pratt, Capt Marston Campbell, N Aluli.

Decorations—Captain Marston Campbell.

Supper—Andrew Brown.

Reception—All committeemen.

Floor—Major Geo C Potter, floor manager; Messrs Geo E Smithies, W F Dillingham, Henry C Hapai.

**Was All Talk.**

The meeting last night to consider Mr Hatch's mission to Washington resulted in a great deal of talk but no action of any tangible sort except to adjourn to Thursday evening. A motion to have a committee appointed to draft resolutions in opposition to the Hatch mission fealily passed. Speeches had previously been made by Attorney General Andrews, District Attorney Breckons, Judge Humphreys, C W Ashford, W O Smith and others. The consensus of opinion among the speakers seemed to be that to ask the intention of Congress in the County Act question would be a mistake.

**Booked To Leave.**

Per stmr Alameda, for San Francisco, December 9—Miss C L Schluter, E W Schluter, Miss McAdam, Miss E Earle, Miss Irina Spitzer, Mrs J S Spitzer and son, Frank Lassen, wife and son, Mrs E B Robertson, Sister Benedicta, Sister Albins and maid, J A Graham and wife, F D Elwell, R W Moigae, W G Hyman, J H Hunt and wife, Mr Medbury, H W Phelps, Dr Pischel and wife, R Wells, I Rubenstein, I J Bradish, S Kurabara.

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Every Family in the Islands should have a case of Soap at this price. The best Soap made for the Kitchen and Laundry. Try a case. It is cheaper than buying by the bar.

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Carter's Opinion.

(Continued from 1st page)

as to the interpretation of the Organic Act and a doubt on the part of some as to the validity of a small portion of the Act, a contest had arisen and the matter had been tested in the courts, which resulted in an adverse opinion, and this had so discredited the Act that it greatly reduced the chances of a successful launching of county government, the difficulties would be greatly reduced.

Under these circumstances, if Congress was willing to simply ratify the Act as it stood and the election held under it, leaving to our Legislature the responsibility for it and the authority to amend it in future, this would be the surest and safest method of handling the question; such action on the part of Congress would clear away all doubt as to conflict with the Organic Act. It would assist to a large extent our attempt to build up American institutions in these Islands by sanctioning this County law as drafted and passed by our own Legislature.

The first plan was to send Mr Breckons. Mr Hatch had come to the meeting without knowing its purpose, and had heartily agreed in the proposed course as being by far the wisest. He stated that he was going to San Francisco and would do what he could in the matter, and the next day (Mr Breckons having found it impossible to undertake the mission) it was arranged for Mr Hatch to go on at once, to confer with our Delegate, to sound the chairmen of the important committees and to cable back what, if anything, could be done.

Thus, you see, from the very first step there has been nothing to secrete or keep from the public. Those representatives of the press who have asked have been given a full statement of the affair.

The people of this Territory have expressed an unqualified desire for county government; for an opportunity to have a larger voice in the management of their own affairs. This has been repeatedly promised them and the Legislature did its part, so that the Administration would be lacking in good faith did it not do everything in its power to bring about county government.

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