

THE INDEPENDENT.

Vol. XVI.

HONOLULU, T. H., FRIDAY, MARCH 13, 1903.

No. 2452

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ALAMEDA.....MAR 27	ALAMEDA.....APRIL 1
VENTURA.....APRIL 8	SIERRA.....APRIL 7
ALAMEDA.....APRIL 17	ALAMEDA.....APRIL 22
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THE LEGISLATURE.

Second Session of the Territorial Law Making Body of 1903.

THE HOUSE—TWENTIETH DAY.
(AFTERNOON SESSION)

On reassembling, unfinished business was taken up, and the Kalama resolution for an electric light at the southeast corner of the Capitol building, was adopted.

The House Emergency Bill, No. 70, came up on second reading. It was read by title, together with the report of the Finance committee. Harris said that since the report was made, a communication had been received by him from the Chief Justice which should have been in hand when the committee made its report. He moved that the House go into committee of the Whole for discussion; Carried. Chillingworth was called to the chair.

Harris then moved to at once proceed with the discussion, and Kanoho to suspend the rules, so that members may be at ease to take off their coats and to smoke. The Chairman put it that the members be "allowed to remove their outer garments and to smoke tobacco," and carried. On motion of Kumalae the bill was considered section by section.

The first item read was that of \$25,000 for roads and bridges in the Fourth District, including the Nuuanu bridge, under the head of Public Works Department. Much discussion was aroused thereby, the country members insisting to have their respective needs also inserted, Backley even going so far as to suggest to the other members to pledge themselves in advance to help certain needs of the outer districts and the country members would do likewise for the Honolulu members. In the discussion there were many suggestions and amendments offered. The item was finally passed as in the bill.

Then came the item of \$12,000 for the Fifth District. This also aroused much discussion. Kupihea moved to make it \$35,000, and Backley suggested that \$23,000 of it be for the opening up of another outlet other than King street from School street, the latter being accepted by the former. This item finally passed with \$1800 of it specified for the outer districts.

Kelinoi proposed to insert after it an item of \$16,000 for Maui roads and bridges, and spoke upon it, showing the immediate necessity of doing something for needed roads.

During the discussion Kanoho and Harris, tried to get the floor but the chair recognized Harris which created somewhat of a scene by the chair ordering Kanoho down, and he would not. (The scene is editorially touched upon in this issue).

On motion, at 5 o'clock, the Committee rose and reported progress, but failed to ask for leave to sit again.

Fernandez, from the Enrollment committee, reported that at 4 o'clock House Bill 84, relating to the flag for the Territory, was presented to the Governor for signature.

Vida, on a question of privilege, made the following statement which he had had put in writing:

"I wish to call the attention of the members of the press to the fact that they are here through courtesy of the House. We are glad enough to have them here, and we do not wish to curtail their privileges, but I certainly object, on behalf of this House, as well as individually, to slurring comments offered by some of the newspapers of this town on our intentions, whenever we introduce resolutions or bills. I call your attention to an

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FRANK GODFREY, City Editor and Business Manager

Residing in Honolulu.

FRIDAY MARCH 13, 1903.

CAVE CANEM.

Yesterday's Advertiser took the previous day's "buffoonery" too seriously, or its scribe did. Such "freaks," for pleasantry is part of human nature, to indulge in, amongst any body of men, and which is bound to occur good naturedly, some time or other, instead of being too sober and serious at all times, and which is likely to happen in the best regulated of families or institutions. When it occurred, the House was practically through with the business in hand. The account in last evening's Bulletin was all right and there was no cause to take it too seriously. It nevertheless created consternation among some and occasioned much laughter from many, i. e., the most sensible members.

Did the House expect that it could suppress the Press to prevent free expressions? What could it expect to do to the Press? The Press is within its portals by courtesy, but, for the House, through its dominating and idiosyncratic speaker, so deliberately, foolishly and injudiciously, attempt to throw odium on the brain, (not tongue), workers who represent the Press in the House then the House and their Speaker go beyond the courtesies and are not entitled to proper consideration, hereafter, until they or their representative mouth-pieces make the amende honorable, and admit that a mountain was made out of a molehill and that the Press did not go outside of any privilege. We are now, supposably, in a free country and a part of the land of that (so-called) liberty loving (?) people who believe in free speech, and in free views and open expressions of opinions. Should the House bar the Press from its floor, other means may be sought whereby the noisome House proceedings may be had. It does not pay to kick the Press too much. *Vive la bagatelle!*

THE BLUFF DIDN'T WORK.

Representative Chillingworth, as Chairman of the Committee of the Whole, attempted to "raise" a "bluff" in the House late yesterday afternoon, but it did not work as well as he had expected it to. The discussion was on the Emergency Bill, and besides, it was late, nearing 5 o'clock, when Representative Kaniho jumped and called the attention of the chairman. At about the same time Representative Harris was on his feet and did likewise. Recognition was given the latter to the dismay of the former, upon which Mr Kaniho called the chairman's attention to the plea that he was the first to call for his attention, saying that that was the usual course of procedure under the rules. And Mr Harris also demanded the floor and asked for a ruling, which was given in his favor.

But Kaniho would not down, and still called for attention, he was ruled out of order and instructed to sit down. Declining to do so, he still persisted, and was again ordered down by the Chair in a strenuous voice. Nothing daunted, still holding his, he told the Chairman that he would not sit down till the House was again in order, at which an order was given the Sergeant-at-Arms to put him down. That officer immediately proceeded to carry out the order, going towards the offending member, probably not knowing what to do in such a case, whether to obey or suffer the consequences for disobeying. Nearing the member, someone jumped up in time to prevent a scene by moving that the Committee rise and report progress, which carried, and Kaniho took his seat like a submissive child, yet he had carried his point. During the progress of this scene, it looked as if there would be an uproar, but it was timely prevented.

We think Mr Chillingworth exceeding his authority, as he was only the chairman of a committee, but in this instance, of the Whole House. When the House resolves itself into a committee of the Whole, the rules of procedure are virtually suspended for the time being, unlimited free speech may be indulged without abridgement or curtailment of any right, but the usual course of decency in procedure and decorum must be observed. Since the opening of the session, Chillingworth has been frequently ruled out of order as other members have also been. What a pickle and a jumble the House would have been in had he been elected its Speaker as he had expected he would and should have been.

No such chairman should, as of right, act as a dictator, but must temper himself with fairness and justice, as all are at perfect liberty to act within the bounds of propriety and decency. As such a chairman is not an officer of the House, he could not nor cannot instruct the Sergeant-at-Arms, in a mandatory fashion, to execute any of his orders, but that officer is there to preserve order and decorum, as well as the honor and dignity of that body, acting as such a committee, in order to find out the sense and the consensus of opinion upon any desired measure.

The Sergeant-at-Arms had no right to obey such an order nor could he be made to execute it by

such a chairman. But the Speaker, or the Vice, may order and force execution, and the officer must and shall execute it, to sustain the dignity and authority of such an honorable body. Upon such officer must fall the anger of any member, and upon his head must rest the responsibility for such a course. He must enforce the execution of any order, and to use force, if necessary, thereby sustaining the dignity and maintaining the authority of the House, or of the Senate, as decreed by its duly elected officers.

During yesterday's incident, we pitied the officious chairman while enjoying his brief authority, and more so, towards the officer who attempted and did attempt to carry such an order into effect and failed in the attempt. The member could not be bluffed, and the bluff of the bluffer chairman ignominiously failed to gain the desired effect of his pompous brief authority. Had the "policeman" of the House got his head caved in in the attempt, who would have to bear the brunt of this silly order, but himself for obeying the officious bluffing chairman. Too-to!

TOPICS OF THE DAY.

Representative Kealawas, the old man in the House, seems to be its joker. He presented two resolutions this forenoon which somewhat created a little merriment as to his freakishness. Poor old fellow from the country, it's too bad on him to be thus treated.

Why did Superintendent Cooper depart for Maui at this time? We don't know. And who does? The Treasurer may be, who evidently is in "caboots" with him. But Maui, may likely lose him, as Kahului is right handy by in close proximity, or either Kihei or Kaunapali.

Representative Ka'ama got flurried yesterday afternoon in the House, and it was a wonder and a surprise to many that he raised sufficient bravery to get up and enter a protest against Oahu members who want to "hog" it all, that is, everything in sight. Whoa, Bill! What's got him?

The "watch dog" and the "pup" of the House both yelped and barked yesterday afternoon, the latter being the strongest in defense of the Emergency Bill, of which he is its father, and did some good and effective work to keep the same intact. But "Out-of-Order" Wright was tame and very quiescent.

Much log-rolling was indulged in by members of the House yesterday afternoon during the discussion of the Emergency Appropriation Bill, making special appropriations for certain Governmental Departments. Nearly all and everyone followed the usual course of politicians and officials: "You scratch my back and I'll scratch yours," was very much in evidence. Tra la, to-to.

The County Bill (Republican) was expected in the House yesterday morning from the Printing committee, after one third of the working time of the session had expired. We are informed that it was to have been presented on the previous morning, but, through and on the request of a member of the minority faction of the "mystical seven," it

was courteously withheld. Why did that "chilling" member wish it to be thus withheld? We thought that he was in dead earnest and anxious for it.

And Senator McCandless has evidently got his deadly work in against the office of Electrical Inspector, now held by a competent man. The inspector must have run up against the Hawaiian Electric Co., or else, it has been made to do work properly in the proper wiring of buildings, and therefore, probably, for doing his duty well and properly, he has gained the displeasure of the Senators and of the corporations; such is our surmise.

Representative Kumalae offered a hot resolution in the House this morning, to have Superintendent Cooper sent for to come back to his post of duty. We think that it is proper for Department heads to be here during the sitting of the Legislature, but we think this resolution will not reach him nor cause him to return, even if sent by wireless telegraph. Better that the House issue a subpoena or a "bench warrant," and get him back. No harm to make a try at it.

MOVEMENTS OF STEAMERS.

TO ARRIVE.		
Date	Steamer	From
Mar. 4	Nebraska	San Francisco
6	Alameda	San Francisco
10	Nippon Maru	San Francisco
10	America Maru	Japan, China
11	Moana	Australia
14	Aorangi	Victoria, B.C.
17	Ventura	Australia
18	Sonoma	San Francisco
18	Siberia	San Francisco
20	Korea	Japan, China
21	Nevadan	San Francisco
26	Coptic	San Francisco
27	Alameda	San Francisco
28	Gaelic	Japan, China

TO SAIL.		
Date	Steamer	For
Mar. 10	Nippon Maru	Japan, China
10	America Maru	San Francisco
11	Alameda	San Francisco
11	Moana	Victoria, B.C.
14	Nebraska	San Francisco
14	Aorangi	Australia
17	Ventura	San Francisco
18	Sonoma	Australia
18	Siberia	Japan, China
20	Korea	San Francisco
26	Korea	Japan, China
28	Gaelic	San Francisco
31	Nevadan	San Francisco

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LOCAL AND GENERAL NEWS.

Business in all retail lines is stated to be very quiet.

H P Baldwin left by the steamer Mikahala yesterday for a trip to Makaweli, Kauai.

The Rapid Transit Co propose to install a line of automatic telephone along their lines.

The steamer Nebraskan will sail for the Coast this afternoon at about 3 o'clock. She will carry a mail.

The Aorangi is due here from Victoria, B C, on Sunday next; she will bring the latest news dates.

The House is not adding to its dignity by this making of a mountain, out of the "freak bill" molehill.

Political trouble is brewing between the Delegate elect and the members of the Republican Central committee.

With the moon full tonight, Barger and the band will celebrate the event by an open air concert at Thomas square.

Lenten services will be held in the Hall of the Y M C A at 5 o'clock this afternoon. Everybody is invited to be present.

The forecast of the weather for today and this evening is, "light, winds, variable weather; storm indications but not immediate."

Tomorrow Major Morgan, the popular auctioneer, will sell, at his salesroom on Queen street, a piece of land situated at Kewalo.

The naturalization papers previously granted to L T Kentwell making him an American citizen have been recalled by Judge Estee.

Taylor the former "sneak reporter" of a local paper is now adjudged guilty of embezzlement. His trial will take place when he gets caught.

Hawaii taxpayers will put up \$40,000 to represent the Territory at the 1904 St Louis exhibition. And Kewalo is minus streets and walks.

The members of the Y P S C E of the Central Union church, notwithstanding the Lenten season, will indulge in the pleasures of a ride in the trolley cars, this evening.

W F C Hason, the electrical inspector has proved himself a careful, capable and conscientious official, and the work of C Brown in working to have him removed, is deprecated.

"Old probs" predicts a heavy storm in the near future but whether an old time Kona or a blow from the north has not yet been definitely settled by him. The moon looked stormy last night.

The committee of arrangements for the St Patrick day celebration have arranged their literary programme, looked out for the inner man, but, they have, seemingly, forgotten "the ladies."

Berger is producing and reproducing a lot of time worn music seemingly "by request" at least the programme of music at Thomas square tonight bears that notice attached to many of the numbers.

The jury trying the Chilton abduction case, after a long and patient investigation returned a verdict, at a little past midnight last night, finding the defendant guilty of the "stealing" of Maggie Place a sixteen year old girl.

The \$7,000 necessary to cover the expense of the transportation of the \$1,000,000 award for Fire claims has been placed to the credit of the Secretary of the Federal Treasury and the agent and money are now presumed to be en route hither.

Both Lon Agnew and Jack Weday are now engaged in the preliminary training exercises to put themselves in proper physical condition for their coming boxing contest. The event, although yet only developing, is creating considerable interest among the many friends of each.

THE LEGISLATURE.

Second Session of the Territorial Law Making Body of 1903.

THE SENATE—TWENTY FIRST DAY.

Disposing of the usual routine business, a communication was read from the House, transmitting Bill 34, to better define and regulate the manner of electing directors and trustees of corporations. Passed by title and placed on the Order of the Day for today.

The Chair appointed the special committee on water supply: Isenberg, C. Brown, J. T. Brown, Dickey and Kaiue. Dickey presented two petitions from Kula and Hamakuapoko, that Waikuku be the county seat. To County Bill Committee.

Paris, from Public Expenditures, reported on the Governor's message, introducing another special Appropriation Bill for six months from July 1 to December 31, 1903, and recommends passage. Passed first reading, report to be considered with it.

Dickey offered a resolution to the effect that in case petitions are presented which are fac-similes of those previously introduced, the clerk be authorized to merely enter them by description only. Adopted.

Several notices and introductions of bills then followed, new bills taking the usual course.

The Printing Committee reported two bills, 82 and 89, as printed.

Crabbe called Isenberg to the chair, and moved that a committee of three be appointed to see all bills and then to kill all not wanted, but withdrew it again.

Isenberg still occupied the chair when the order of the day was taken up and the consideration of Bill 83, special appropriations for the six months to June 30, 1903, being first in order was taken up in Committee of the Whole on second reading. The bill was passed to second reading for third reading on Monday, but this motion was again reconsidered.

Bills 66, to regulate the practice and procedure in criminal cases, and 77, relating to the incorporation of societies for the prevention of cruelty to children, were then passed on third reading, the ayes and noes being called.

At noon, recess was taken.

THE HOUSE—TWENTY FIRST DAY.

After the usual routine business, a communication from Secretary Carter was read, notifying the House that the Governor had signed Senate Bill No. 6 (Act 3), relating to defraying the expenses in connection with the Fire Claims and their payment.

The Senate transmitted three bills as having passed, viz: 15, to license the retail sale of malt liquors; 62, relating to the giving of notice by publication; and 61, relating to the jurisdiction of District Magistrates and Circuit Judges. All passed first reading by title.

The Printing Committee made reports of bills printed.

Kumalae offered the following resolution:

"Whereas, it is necessary for the heads of Departments to be in the city of Honolulu when the Legislature is in session; and,

"Whereas, the Honorable Henry E. Cooper, Superintendent of Public Works, is away from the said city of Honolulu; therefore,

"Be it Resolved, by the House of Representatives, That the Clerk of this House be and is hereby instructed to send a message through the wireless telegraph to the Sheriff of Maui to be by him forwarded without delay to the said Honorable Henry E. Cooper, to return to this city by the S. S. Claudine on Sunday, March 15, 1903."

In support of the above, the introducer said that he is needed in the matter of the Chinese Fund, of which he is the chairman of the special committee. This resolution had been in mind two days ago, and now he would urge its passage. He had expected to make a report yesterday and today, but could not, as Cooper, who is an important factor in connection with this Fund, is away from his post of duty.

Chillingworth strongly supported the resolution, as he was a member of that committee, working from 8 o'clock in

the morning even to 10 o'clock at night. Nearly all information is in and Cooper is the only one more to explain.

On Vida's motion, it was unanimously adopted.

Pulaa introduced the following concurrent resolution:

"Whereas, by the annexation of the Republic of Hawaii to the United States as a Territory, we entered into a new era; therefore,

"Be it Resolved, by the House of Representatives, the Senate concurring. That it is the sense of the Legislature of the Territory of Hawaii, that it would be for the benefit of all that the Governor may pardon all those who were convicted, and discharged from jails, of criminal cases, giving them the benefit of voting hereafter."

In support of this resolution, the introducer said that there were many who were not yet pardoned, and they should be, under our changed conditions, so that they may enjoy the privileges granted them as American citizens.

Vida moved to adopt and Harris to refer to Judiciary Committee.

Haia said he thought that it interfered with the Governor in the exercise of his executive power.

Kaniho and Fernandez though otherwise, the latter saying that the Legislature was supreme, as it could override the Executive's veto power. The motion to refer was lost by a standing vote of 17 to 12, and adoption carried.

Andrade, Judiciary Committee, reported on various bills, making sundry recommendations. To be considered with the respective bills reported upon.

Vida introduced his bill for the sale of licenses to sell opium. Passed first reading.

Kealawa, that the Hilo band be accepted as a part of the Government band and that \$14,000 be set apart for its support. To Military.

Another that Hawaiians be permitted to practice medicine without license. To Health.

Kupihea offered the following joint resolution:

"Be it resolved by the Senate and House of Representatives of the Legislature of the Territory of Hawaii, that a commission of three members to represent Hawaii at the St. Louis Exposition be appointed as follows, to-wit:

"1—One commissioner to be appointed by the Governor of the Territory of Hawaii;

"2—One commissioner to be appointed by the President of the Senate and the other to be appointed by the Speaker of the House of Representatives of the Territory of Hawaii, provided further, that a quintette club of eight Hawaiian singers and musicians to entertain the visitors to Hawaii's Exhibits at the Exposition be selected by the Delegate to Congress, Prince Cupid Kalaniana'ole, and they are to accompany the Commission to the said Exposition, their salaries and passage money to be fixed by the Governor and the Commission for their services during the Exhibition." Referred to Finance.

Notices and introductions of bills and other resolutions came on.

Wright, that \$6500 be appropriated for the establishment of water closets and urinals about this city, enumerating where they should be.

Nakaleka, pertaining to pay of light house-keeper and a cottage for him to live in. Both referred.

Haia offered two (1) to repair school house at Hana, to Education, and (2) \$3000 for pay of Government physician at the same place, to Health.

Palee, \$2000 for a new road from Kula to the sea at Kallua, Koolau-poko. To Public Lands.

Olli and Damien introduced bills already notified and passed first reading.

The Printing Committee reported the Municipal Bill and House Rules as printed, but asked to refer the Rules to Committee on Rules. So referred.

Kupihea, to strike out the fire claims item in the Emergency Bill and substitute Molokai roads in place at \$15,000. To Finance.

The Speaker stated that hereafter petitions and memorials would only be received on Mondays.

Harris asked about his land titles bill, what has the Printing Committee done with it. He was told it had been reported this morning.

Haia, about Bill 4. It is in the hands of a committee and two weeks has passed by without being reported back.

Harris, for Finance, said the committee was ready to report, but was held back at the request of Kaniho, a member of said committee, who wanted to introduce another bill. An so to make less work, he held a report back so as to kill two birds with one stone. Recess taken to the usual time.

Detective McDuffee, from information received has succeeded in arresting a suspected fire bug whose investigation will be of benefit to the community. Much damaging evidence, in the shape of oil-soaked bags was found in the arrested party's room. He is a Chinese and of general bad character.

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The Legislature.

(Continued from 1st page)

article in the Hawaiian Star of, this evening, which commended that the resolution offered in regard to the Oahu Railway and Land Company was a hold up resolution. I wish to protest against such insinuations. I offered that resolution with the idea that if the public money was going to be paid to a private corporation, it is nothing more than right that it be given with the understanding that said corporation should employ citizen labor. I wish to warn members of the press against insinuations of this kind, and other kinds which have gone before, and ask them, further, to misunderstand the intent of the members of this House less."

On Keliioi's motion, it was ordered spread upon the Journal.

Following this, the Speaker made the following statement:

"It is my duty, as Speaker, to see that accommodation is given to the press. But at the same time, if they have taken advantage of the courtesy and privileges extended to them, it is our right also to take away the privileges they enjoy. It is also the right of the press to criticize the actions of the representatives of the people. But any instance where they cast reflections on the honest intent of the members by insinuations and innuendoes will not be sanctioned or overlooked by the Chair. And any further demonstration of that sort in public print will necessitate the curtailment of the courtesies extended to the press."

Under unfinished business in the Order of the Day, the Keliioi resolution relating to extending the use of the Legislative Hall for the laying in state of the late Prince Albert K. Kuuniakes, the introducer accepted the Vida amendment.

Aylett offered an amendment that the Speaker and the members of the House attend the funeral on Sunday. With these amendments embodied the resolution was unanimously adopted.

A motion to take a recess to 7:30 o'clock, by Kupihea, was put and at 5:10 adjournment was taken.

A Place For His Boy

Sol Smith Russell, who saw humor in many commonplace happenings, used frequently to tell of meeting an old farmer at a railway station in a small New York town whose philosophy was particularly apt, even though his deduction were hardly complimentary to the actor, says the *Chicago Tribune*. Russell and his companion were awaiting the train when the old gentleman walked up, eyed the star a minute or two and asked:

"Be you the feller that cut up capers at Parker's hall last night?"

"My company and I gave a performance there last evening, yes," replied Russell politely.

"I thought so I was there, and I had to laugh sometimes. I wanted to tell you about my boy. He's just your way—ain't no good for work. Won't stick to anything, but wants to play clown and crack jokes all the time. He's got a job at the hub factory, but all he does is to keep 'em a-laughin' when he orter be workin'. You orter tak' him 'long with your troupe, for he's the derndest fool I ever seed!"

Under the management of Henry Edward Warner, of the Baltimore News, an association has been organized of newspaper paragraphers, porters and special writers of all parts of the United States, and a convention is to be held in Baltimore in May. The Springfield Union suggests that the association take the name of the Amalgamated Association Throwers of the Heavy Hammer. The membership, it adds, should be divided into three classes: tank, sledge, and trip. The heraldic device of the association should be an axe, rampant, crossed by a seltzer bottle and a slapstick, couchant. Motto: "Soak 'im; he has no friends!"

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