

What is Best for Maui
is Best for the News

MAUI NEWS.

If you wish Prosperity
Advertise in the News

VOLUME XVII

WAILUKU, MAUI, H. T., SATURDAY, FEBRUARY 19, 1910

NUMBER 1

Miss Biggart on Maui

Is Gathering Material for
New Book.

Miss Mabelle Biggart, of New York City spend a few days on Maui last week, visiting the Plantations, some of the schools and the churches, and made several interesting trips about Wailuku, gathering material for her new book, "Aloha, Hawaii."

The book that Miss Biggart is writing will be novel in that it does not go into the usual details of Hawaiian history that every one knows, and can read in a dozen books, nor will she put in the worn out pictures that every postal card fiend can obtain, nor those that have repeatedly appeared in all the books that have come out during the last five years. Miss Biggart has struck out upon a path of her own, and intends to write of the philanthropic, industrial and racial characteristics of the Islands, and has spent much time and pains in obtaining pictures that will be unusual, though typical of the life and scenery that every Islander loves.

Miss Biggart has had the generous support of the Government officials and of the leading people in the Islands, and of many of the friends she has made in her trips to the different places of interest. She was charmed with the location and beauty of Wailuku, and thought Iao Valley most picturesque. She was the guest of the Maui Hotel.

The Daily Review, Pacific Grove, California, of May 29th 1909, speaks in a very interesting way of Miss Biggart's companion book to the one on Hawaii. The book on California, the prospectus of which Miss Biggart had with her here is the first in her "Seeing the World Series," and contains valuable sketches by such noted men as Charles Warren Stoddard, Wm. Keith, the artist, John Muir, the historian. This book is now in the hands of the publishers, and promises to be of unusual interest to all those who know or love California.

Miss Biggart is also an interesting speaker, and while on Maui addressed the audience of the Wailuku Union Church upon "Simon, the Cross Bearer." She spoke somewhat dramatically, influenced by her early training for the stage, and she held her audience, for an hour deeply interested in the many illustrations of how people can bear the cross. Her wealth of picture comes from a varied experience in many lands. She has spoken in Central Union Church and also in the Lihue, Church, Kauai.

Auto Cos. Consolidate

Maui and Union Auto Cos.
Now One.

A deal has been effected by which the Maui Auto Co., which is the pioneer auto company of Maui and the Union Auto Company have consolidated and the business will now be under one management.

Carey's garage will be enlarged to meet the requirements of the new conditions. A force of men are now at work enlarging the new building.

The main office of the company will be at Carey's garage, Wailuku. It is probable that at least one machine will be kept at Kahului for the accommodation of the residents of that place.

Many Claims Pouring In

Common Carriers Meet
Many Demands.

One frequently hears complaints against the steamship and railroad companies and an occasional kick against some local express company. The other side of the story is seldom heard.

J. F. Russ in the January number of the Railway Age Gazette says:

Education is the greatest power that can be applied by man. Its movement and advance are irresistible. By being properly directed, education has achieved wonders. There should be a community of interest between the people and the railways. How is it? Selfishness seems to be inherent in almost all human beings. For years the people were educated by rebates and passes. During that time the "claim fever" was largely held in check. Education stopped the rebates and cut off the passes, but did not cure the people of selfishness. Not so many years ago claims against a railway company had to have merit and be supported by evidence before they would be paid. But the railways found that they could not get justice before a county jury, and this, with so much adverse and drastic legislation, led them to pay claims more freely and grant many other concessions to appease adverse agitation.

Has this course been successful? No; on the contrary these efforts to appease the people have only aggravated the disease of claim fever. Claim fever is an old disease, but by this system of education it has steadily grown worse every year, until it has become a serious malady and highly contagious; in fact, an epidemic.

The claim department always has plenty of business on hand. The number and variety of claims presented is simply appalling. Each claim paid educates not only the party who gets it paid, but every other person doing business with the railways that learns of the claim being paid, and the "fever" is being constantly spread by this means of education. No typhoid bacillus could multiply faster. In most cases the slightest pretense of responsibility, the faintest chance to get damages, augments the "fever" and develops a case. A passenger on a train learns that there is a wheel off the track. He may not know it until he finds they have made an unusual stop, but suddenly he discovers his back is injured or he has been sprained in some way. This is the course generally taken by the fever if no visible mark of injury appears.

In case of accident to a passenger train, claim department representatives meet the passengers and secure a release and settle. Mr. A. sees Mr. B. get \$10 or \$15 for signing a release. He knows that Mr. B. was not injured, but takes advantage of the circumstance to get a little money himself. This course of education increases the number of cases of "claim fever." Warning signs are posted in the coaches for passengers to be seated but they will stand up in the aisle or sit on the arm of a seat, where any little jar or rough management of the air brakes upsets them, and they are immediately attacked by the "fever."

Both Juries Are Drawn

Grand Jury Called For
March 16th.

In the presence of a number of attorneys and others, the grand jury consisting of twenty-three men were drawn from the box to serve during the March, 1910 term. They are to report for duty on March 16th, at 10 a. m.

After the drawing of the grand jury the clerk drew twenty-six of the one hundred names to serve as trial jurors. In view of the fact that there is much work for the grand jury at this term of court the trial jurors will not be called until March 23rd, 1910, at 10 a. m.

The Juries are as follows:—Grand Jury. J. Garcia, G. K. Kunukau, A. H. Silva, Wm. Sniffen, George Copp, A. H. Langraf, Wm. Robb, W. F. Cole, Allen Newton, H. McCubbin, D. Mookini, Geo. Rhoades, Geo. B. Schrader, R. A. Wadsworth, Ernest H. Paul, A. J. Fernandes, T. P. Downey, Geo. W. Stephenson, D. T. Carey, Thomas Hussey, E. R. Lindsey, R. C. Searle Jr., A. D. Furtado.

Trial Jury. R. A. Drummond, C. J. Austin, Frank Silva, Geo. B. Cooke, Chas. Kiakona, E. H. Cockett, E. F. Deinert, J. D. Seabury, John Vasconcellos, Chas. Molteno, F. P. Rosecrans, S. R. Maples, Jas. Caswell, S. E. Taylor, R. A. Wilhelm, Lot C. Kealoha, Chas. Ako Jr., Alfred Martensen, James A. Hattie, Joe. Ambrose, August Pestano, W. A. Engle, D. Quill, John A. Kanaeholo, Joseph Whitford, J. K. Taylor.

A passenger will stand up in the end of a car with hand on the door jamb, door swings shut, pinching his fingers, and the company is held responsible for his lack of common sense; and business is created for the claim department.

Passengers will go to sleep in their seats and expect to be awakened and carried out at their destination; and then if they are carried by their station they are immediately afflicted with the malady.

The farmer stacks his hay or straw near the railway and his temperature may be indicated by the distance between the stack and the right of way fence. If it burns, the hay was A-1, and the straw he usually burns each year to get it out of his way has become very necessary and valuable. If fire gets out and runs over his land, everything it touches has a high value, and the probable worth for some time to come is included in his computation of his claim. If any live stock is killed, it is almost always blooded stock with a fine pedigree.

If an accident occurs at a public road crossing or street, the claim will be particularly heavy, for in every case the fact is established that the whistle was not sounded nor bell rung.

The stock man ships a car of cattle. He is furnished transportation to look after it, but he rides in the caboose, and then holds the company responsible for the condition of the animals on arrival at destination. In the meantime the "fever" is working on him and his claim is based on rough handling, delays, shrinkage, and even on a decline in the market. If his fever is not high enough on arrival, the commission firm will increase it by kindly reminding him of his

School Fads Denounced

Vigorous House Cleaning is
Advocated.

We give herewith a communication from one of Maui's leading citizens.

February 15th, 1910.
Editor "MAUI NEWS"
Wailuku.

Dear Sir,

After carefully reading over the "Tribune" editorial, the letter from five scholars of the Papaikou public school, and the rejoinder of the "Tribune", it is clear to any unprejudiced person that the school letter was not justified.

The signers of the letter were Portuguese or Porto Rican, Hawaiian, European and Japanese, and apparently were selected by some one for the job. No one of average intelligence can believe that those five hopefuls composed the letter in question, nor that they had any idea that it was an underhanded attack upon School Commissioner Moir, whose practical conceptions as to the scope of public instruction are plainly set forth in the Tribune editorial, and which are really what called forth school opposition.

The whole incident is a manifestation of the need of a vigorous house cleaning in the department of public instruction. Let the pedagogy, methods, and fads of all kinds, (to quote the Tribune) that encumber the public school system, be cut out. Let common sense rule, and let the education freely given by the state to the children of citizens and aliens alike, be on a solid foundation, but foundation only; upon which the superstructure of advanced education may be built up by the wish, and at the expense of individuals.

Very truly yours,
MAUI CITIZEN.

opportunity of at least getting his freight money back. And this in a branch of the business that is not nearly so profitable as it seems. The stock car has to be hauled to shipping point empty and when loaded must be rushed to market; tonnage sacrificed for time. It is hauled at a very cheap rate compared with the cost of transportation and facilities furnished.

The railways' education of the stock shipper has done great things for him. He must be furnished good pens, plenty of water, feed and troughs, scales to buy his stock over, and have his hogs watered along the road; he must be compensated for bedding the car, which often he fails to do, apparently with a view to justifying some kind of a claim. Some of the more highly educated ones have learned to order a short car, when only large ones are available, and have it billed "short car ordered, large one furnished." This is especially true if the car is not going to run over a track scale.

An elevator man ships a car of grain and his temperature begins to rise; the fever microbe gets to work at once. When he gets returns they do not show as much grain as he figured that he loaded, and he concludes the car must have been leaking; and so he presents a claim for his alleged loss.

Many commodities are shipped in packages made of material entirely too frail to stand the handling they must receive on freight trains. By the laxness of the railway, the shipper has been educated to the point where, by using these frail boxes, he sees he can reduce the weight of his shipment and then hold the company responsible for the damage that is very likely to occur.

MONGOLIA BRINGS MANY RUSSIANS

Believed Ship Subsidy Bill will Pass.—Postal Savings Bank Bill Safe.—Russian Government Opposes Immigration.

(SPECIAL TO THE MAUI NEWS.)

Sugar 96 deg. test 17 Beets 13s 4d.
HONOLULU, February 18.—The Mongolia with many Russians, Japanese and Hindus arrived yesterday. She will leave at noon tomorrow for the coast.

The Alameda will arrive this morning. The supervisors may enforce the sidewalk law. The ship subsidy bill will encounter opposition but Captain Matson says it will win.

More arrests have been made in the opium smuggling business.
ST. PETERSBURG, February 18.—Russians are warned at St. Petersburg against further immigration to Hawaii. One great cause of complaint is the charge of hold ups at the plantation stores.

QUELLON, February 18.—Thirty-two of the ship wrecked persons on the Lima are supposed to be lost and search for them has been abandoned.

GONDOKRO, February 18.—Roosevelt arrived here and will meet Mrs. Roosevelt at Kartoum.

SAN LORENZO, February 18.—The powder works blew up here killing five persons.

SAN FRANCISCO, February 18.—The Coubo jury disagreed. Jim Jefferies arrived to talk fight with Gleason and Rickard.

WASHINGTON, February 18.—Taft declares the postal savings bank bill safe.

CAIRO, Ill., February 18.—A mob attacked the jail yesterday in an effort to get a negro who snatched a woman's purse. The sheriff's party fired on the mob and killed several. The mob now threatens to lynch the sheriff.

HONOLULU, February 17.—The civic federation has asked congress for federal control of the liquor traffic.

New blind pigs were raided yesterday. Breckons believes much opium has been brought here and arrests of higher up chinese are expected. The S. S. Wilhelmina arrived last night. John F. Walker has been appointed secretary of the board of immigration in place of Savage who has resigned.

HONOLULU, February 16.—The supreme court reverses the decision of the lower court and over rules the demurrer in the case of Hackfeld versus S. A. Metcalf.

Bird poachers are given five days in which to plead. Three auto scorchers were fined in the district court.

WASHINGTON, February 17.—Taft is disgusted with the dilatory methods adopted by congress and called upon members to explain why they do not push along measures before them and redeem their party pledges.

SAN FRANCISCO, February 17.—McCarthy cannot oust members of the board until the court takes action.

CHICAGO, February 17.—Ex-Queen Liliuokalani is returning to Hawaii, broken hearted and dejected on account of Congress failing to do anything for her.

CHICAGO, February 17.—Johnson was again elected president of the American baseball league.

SAN FRANCISCO, February 16.—A contest was begun today to determine the right of the mayor to oust the executive board.

Taylor secured an injunction prohibiting the McCarthy board from assuming any authority as a school board.

KANSAS CITY, February 16.—Agnes Elkins, a niece of Senator Elkins attempted suicide by shooting today.

SAN FRANCISCO, February 16.—Rudolph and Claus Spreckels have applied for letters of administration of their mothers estate.

WASHINGTON, February 16.—The house military committee reported favorably on the recommendation to make Sickels Lieutenant General.

HONOLULU, February 16.—Kuhio cables that the joint resolution proposes an election on the liquor question on July 26th. An expense appropriation is included in the bill. The vote will be on the following question, shall the legislature be instructed to pass at the next session a law prohibiting the manufacture or sale of intoxicating liquors except for medicinal or scientific purposes?

Congressional sentiment opposes inserting the provision allowing women to vote.

The anti tuberculosis and mosquito campaign was actively started yesterday.

The S. S. Wilhelmina is expected this afternoon.

Eggs are shipped in cases that only by the most careful handling can be kept whole; and a very large portion of egg shippers have the fever. Claims are being paid on eggs that, so far as can be told from the package, are in perfect condition when delivered, but when the candler goes at them, he finds some cracked eggs, and presents his claim for settlement. Every hold-up claim paid (and 90 per cent. of them are straight hold-ups) only aggravates and increase the number of cases of claim fever.

THE MAUI NEWS

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A Republican Paper Published in the Interest of the People Issued Every Saturday.

Maui Publishing Company, Limited. Proprietors and Publishers

SUBSCRIPTION RATES, IN ADVANCE \$2.50 per Year, \$1.50 Six Months

Hugh M. Coke, Editor and Manager

SATURDAY, FEBRUARY 19, 1910

Taft is Boss The announcement Thursday by cable and wireless that President Taft had called a number of legislators to account for their dilatory tactics in matters of legislation lends color to the truth of the charges of the dailies and other leading publications that President Taft is afflicted with growing Rooseveltian tendencies in usurping the prerogatives of the legislative branch of the government.

Strange to say, while the discussion has called forth notes of warning from strict constitutionalists, and occasional sharp criticism, the general impression seems to be that while it is as wrong for Mr. Taft as it was for Mr. Roosevelt to interfere with or attempt to usurp the prerogatives of Congress, the former has, in a large measure, been forced to go outside his province in this particular.

It is recalled, in his behalf, that he was manifestly indisposed at the beginning to meddle in affairs at the other end of the avenue, and that it required a great deal of persuasion, and pressure from the outside as well as from the inside, to induce him to interfere in the tariff discussion. But pressure was used, and very effectively. It was shown to him that he had been committed by his party to a scaling down of certain of the tariff schedules, and that on the strength of his party's platform pledges he had given his personal promise to the country that these reforms would be carried out. He decided to take a hand in the fight, and we know the rest. We remember that he began with a plea and ended with a demand, and that while he did not accomplish all he sought, he scored a practical victory over the party leaders.

The theory is now advanced on one side that this success created in Mr. Taft an appetite for dictatorial power, but this is overborne by the well-supported statement on the other side that Mr. Taft has not interfered in the affairs of congress in a single instance where he has not been invited, or urged, or actually forced, to do so by the "regulars" or the "insurgents" or by both; and that sometimes one of these elements, sometimes the other, and sometimes the two combined, have so shaped the circumstances and formed the conditions that he could not avoid stepping into the arena and "losing" the situation.

There appears to be an openly declared or tacitly conceded admission in all quarters at present that Mr. Taft has taken the reins of his own party in Congress. As this means the majority, and as the majority controls, the inference is that the legislative branch of the government will do business in a manner acceptable to the executive branch.

Kanekoa Dies in Seattle

Was a Resident of Kula Maui.

The Kahului postmaster has received the following clipping from a Seattle paper which he has turned over to us with a request that we publish the same in the hope that the relatives of the deceased may know of his death.

"Dying far from his home and family in sunny Hawaii, a stranger in a strange land, the last request of James Kanekoa, a kanaka who breathed his last at the city hospital yesterday morning, was that word would be sent to his wife and little ones. To A. A. Braymer, chief clerk in the department of health and sanitation, who from long acquaintance in the Hawaiian islands, could speak the man's native tongue, Kanekoa confided a message of love to his little ones.

Kanekoa had been away from his home ten years. He came to the States in the hope of making sufficient money to bring his family here, away from the poverty and hardship which was their lot in the province of Kula, on the island of Maui.

"Kanekoa told me he had been here ten years," said Mr. Braymer. "He held a job up to a short time ago at Port Blakeley, where he performed common labor at the mill and sent his small savings back to his family. He had hoped to save enough to bring them all to this country.

"The man was picked up on Saturday by a policeman, who found him under a building where he had crawled. He was deathly sick and strange to the city and did not know where to go. I do not understand how he came here from the mill unless he was discharged because unable to work, and possibly expected to find something here. The man had no money, but I hope to get some Honolulu paper to take notice of his death."

Elks Carnival an Attraction.

The interest in the Elks' carnival which is to be given on Washington's birthday in connection with the Floral Parade, is spreading. The good people on all of the other islands have contracted a desire to go and look on and perhaps take part, for it is to be the greatest show of the kind ever given in Honolulu. It is the first time the Elks have shown particular interest in the affairs on that anniversary and in consequence they are to do big things in real Elk style.

The Inter-Island steamship company has decided to make an excursion rate between Hilo, Mahukona and Kawaihae and Honolulu as well as from Maui and Kauai ports. The Hilo excursion will cost \$16.00 and from Mahukona and Kawaihae the rate has been set at \$13. From Maui and Kauai ports the fare will be \$7.50 and the price includes round trips. The steamer from Maui and Hawaii will arrive as usual on Saturday morning and will return at ten o'clock Wednesday morning, the 23rd, instead of Tuesday, so the excursionists will have an opportunity to see the high jinks and parade which will take place on the night of the 21st. The parade on the 22d and the supplementary Elks jinks on the night of the 22d. The Kinau will return to Kauai on the night of 22d at 10 o'clock.

As the Hilo masonic lodge is to have a dedication and banquet on the 24th there will be a number of persons go up to attend, the steamer Mauna Kea leaving on Wednesday, giving them a splendid opportunity to kill two birds with one stone. Persons intending to take advantage of the low price should book now. This trip will give the public a chance to visit the volcano, also, which at this time is extremely active.

D. W. BURCHARD ATTORNEY-AT-LAW

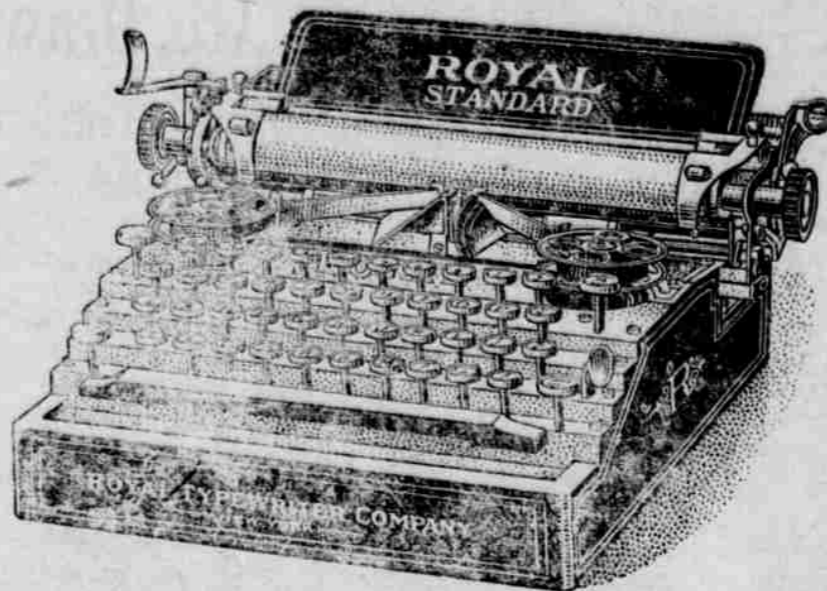
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KAHULUI STORE

BY AUTHORITY.

IN THE CIRCUIT COURT OF THE SECOND CIRCUIT, TERRITORY OF HAWAII.

In Probate—At Chambers. In the Matter of the Estate of Keamini late of Waikapu, Maui, deceased.

Notice is hereby given that pursuant to an order of the Honorable Selden B. Kingsbury, Judge of the above entitled Court, the undersigned was on the 19th day of January A. D. 1910, duly appointed administrator of the estate of Keamini, deceased, and that letters of Administration have been issued to the undersigned.

All creditors of said Keamini, deceased, and of said Estate are hereby notified to present their claims with the proper vouchers, if any exist, even if the claim is secured by mortgage on real estate, to the undersigned at his office at Wailuku, Maui, Territory of Hawaii, within six months from the date of this notice.

It is Ordered that Monday, the 7th day March, A. D. 1910, at 10 o'clock A. M., before the Judge presiding at Chambers of said Court, at his Court Room, in Wailuku, Maui, be and the same hereby is appointed the time and place for hearing said Petition and accounts, and that all persons interested may then and there appear and show cause, if any they have, why the same should not be granted, and may present evidence as to who are entitled to the said property. And that notice of this order be published in the MAUI NEWS, newspaper printed and published in said Wailuku, for three successive weeks, the last publication to be not less than two weeks previous to the time therein appointed for said hearing.

Dated the 26th day of January, 1910. S. B. KINGSBURY, Judge of the Circuit Court of the 2nd Circuit.

Attest: EDMUND H. HART, Clerk of the Circuit Court of the 2nd Circuit.

Jan. 29, Feb. 5, 12, 19.

IN THE CIRCUIT COURT OF THE SECOND CIRCUIT, TERRITORY OF HAWAII.

At Chambers—In Probate.

In the Matter of the Estate of TORAKICHI KUWAHARA, Deceased.

Order of Notice of Hearing Petition for Administration.

On Reading and Filing the Petition of Sada Kuwahara, of Wailuku, Maui, alleging that Torakichi Kuwahara, of Wailuku, died intestate at Wailuku, on the 7th day of November, A. D. 1909, leaving property in the Hawaiian Islands necessary to be administered upon, and praying that Letters of Administration issue to C. D. Lufkin.

It is Ordered that Monday, the 28th day of February, A. D. 1910, at 10 o'clock A. M., be and hereby is appointed for hearing said Petition in the Court Room of this Court at Wailuku, Maui, at which time and place all persons concerned may appear and show cause, if any they have, why said Petition should not

be granted, and that notice of this order shall be published once a week for three successive weeks in the MAUI NEWS, a newspaper in Wailuku, Maui.

Dated at Wailuku, January 20th, 1910.

S. B. KINGSBURY, Judge of the Circuit Court of the Second Circuit.

Attest: EDMUND H. HART, Clerk of the Circuit Court of the Second Circuit.

Jan. 22, 29, Feb. 5, 12, 19.

IN THE CIRCUIT COURT, SECOND CIRCUIT, TERRITORY OF HAWAII. In Probate—At Chambers.

No. 1359. In the Matter of the Estate of JOHN SWIFT, late of Waikapu, Maui, deceased.

Order of Notice of Petition for Allowance of Accounts, Determining Trust and Distributing the Estate.

On Reading and Filing the Petition and accounts of John Crowder, of Pakole, Koolau-poko, Oahu, Administrator of the Estate of John Swift, deceased, wherein petitioner asks to be allowed \$..... and charged with \$..... and asks that the same be examined and approved, and that a final order be made of Distribution of the remaining property to the persons thereto entitled, and discharging petitioner and sureties from all further responsibility herein.

month from the date of this notice, said date being date of the first publication of said notice; otherwise, such claim, if any, will be forever barred.

Dated at Wailuku, Maui, this 29th day of January A. D. 1910.

CHAS. WILCOX, Administrator Estate of Keamini, deceased.

Jan. 29, Feb. 5, 12, 19.

Born.

CARLEY—At Paia, Maui, February 14, 1910, to Mr. and Mrs. E. B. Carley, a daughter.

W. C. Peacock & Co. Limited.

Wine and Liquor Merchants

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H. Hackfeld & Co., Ltd.

WHOLESALE DISTRIBUTERS. HONOLULU.

Time Table--Kahului Railroad Co.

The following schedule will go into effect July 1st, 1909.

Table with columns: CLASS, STATIONS, Pass. No. 1, Pass. No. 2, Pass. No. 3, Pass. No. 4, Pass. & Frt. No. 5, Freight No. 6, Freight No. 7. Rows include Kahului, Paunene, Spreckelsville, Paia, and Kahului.

Kahului Railroad Co.

AGENTS FOR ALEXANDER & BALDWIN, LTD.; ALEXANDER & BALDWIN, LTD., Line of Sailing Vessels between San Francisco and Hawaiian Ports; AMERICAN-HAWAIIAN STEAMSHIP CO.

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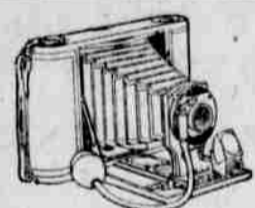
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We have them in both high and low, in Tan, Russia and Black Vici.

Add 25 cents for Freight.



MANUFACTURER'S SHOE COMPANY, Ltd.

1051 FORT STREET, HONOLULU.

**Mixed Opinion
Handed Down**

Supreme Court Partly Sustains Circuit Judge.

The supreme court on Monday, the 7th, handed down an opinion in the case of Frank Robello, Frank Pires, Solomon Kealoha and Mafong, partially upholding the verdict and judgment of the lower court and partially overruling the circuit judge and verdict bis of jury. The exceptions of Robello and Pires are sustained; those of Mafong and Kealoha are overruled.

The defendants were convicted of larceny in the first degree upon an indictment charging that at Kula, district of Makawao, in the Island of Maui, on March 7, 1909, they did unlawfully and feloniously steal, take and carry away certain cattle, seven in number, of the value of \$100, the property of the Halekaha Ranch Company, then and there found and not derelict. The court sentenced Robello to one year at hard labor, Pires ten months, Mafong one year at the reformatory school and suspended the sentence of Kealoha. After arraignment, when the case was called, the defendant objected to further appearance of C. W. Ashford as counsel for the prosecution on the ground that no authority authorizing him to appear had been presented, and excepted to the overruling of their objection. This was a second trial, the jury having failed to agree at the former trial in which, without objection by the defendants, Ashford was counsel for the prosecution. A stipulation was made in court between him, representing the prosecution, and counsel for defendants, that retrial be set for April 14, 1909, and on April 8, that the case be set for April 13. Other cases taking precedence this case was called April 15, when the first objection to Ashford's appearance was made. The Syllabus says:

Criminal law—counsel assisting prosecution—separate trials—change of venue.

Unless otherwise directed by the attorney general a county attorney may consent to private counsel assisting the prosecution.

It may be proper to grant a motion for a separate trial if seasonably made by defendants having antagonistic interests.

A motion for change of venue on the ground that extensive corporate and personal interests prevent a fair and impartial trial in the circuit is properly denied, the appearing to be no abuse of discretion.

Larceny—evidence by recent possession untruthfully explained—verdict in part not sustained by evidence.

Taking with felonious intent by defendants M. & K. may be inferred by recent possession untruthfully explained. There being no evidence other than hearsay of stealing by defendants R. & P. the verdict against them is not sustained.

Jury—challenges for favor—instructions.

Jurors in the employ of corporations controlled by the president of the ranch corporation owning the stolen property, who having friendly and even intimate relations with him desire to retain his good will, are not thereby disqualified, the judge upon their examination finding them to be "indifferent in the case." It is not error to find a juror disqualified by an opinion formed by hearing general talk leaving an unconscious tendency to "lean on one side," and to "weigh one side a little heavier than the other," but not a fixed opinion as it would be changed if what he heard was not true and "be subject to the evidence on both sides," nor to find that a juror has sufficient knowledge of English although unable to define such words as "impartial," "unbias," "prejudice," "testimony" or "obligation."

A person representing the interests of the prosecution is allowed

**Roumanian
Industry**

**Government Submits Unique
Industrial Law.**

A new industrial law which the Roumanian government is submitting to the Parliament reveals a unique condition of affairs in the industries of the country. By this law it is proposed to place the question of industrial employees on a radically new basis for the reason that as matters stand today, the percentage of Roumanians among the mill operatives and other employees is relatively insignificant. It is surprising to learn that in this most advanced of the Balkan states, which enjoys great international prestige, it has been found practically impossible in the past to recruit the technical and commercial personnel of the local enterprises from the Roumanians proper. As the law hitherto in force provides that a certain percentage of all employees must be Roumanians, the manufacturers obeyed the letter of this law by employing the required number of Roumanians for the manual work and recruiting the higher employees without regard to nationality. In this way an indispensable class of employees of alien race formed itself, made up in a large measure from the Jewish element, which, though very numerous in Roumania and as native as the Romanians proper, is legally considered foreign. It is this state of affairs that the new law proposes to mend, once for all, in favor of the Roumanian by an ingenious system of privileges to be granted to existing and future industrial enterprise on condition of employment of Roumanian citizens at a progressive rate. Among these privileges are notable such as these: Release from taxes to the state, the counties and the communes; free use of water power; exemption from import duties on the entire equipment, machinery and supplies; reduction of duties on all raw materials; reduction of railroad freight rates. In order to enjoy the privileges the concern must, at the beginning, pay at least 25 per cent of its total wages to Roumanian citizens, and this proportion must have risen to 50 per cent at the end of five years, to 75 per cent if the privileges are to be extended over another seven years, and to 80 per cent for a final period.

How Roumania is going to dispense with the foreign mercantile and industrial personnel without seriously discouraging foreign capital is admittedly a very grave problem. The new law does not attempt to solve it, although such capital at present dominates the industries completely. But it is also evident that Roumania cannot hold her place on a level with progressive countries, let alone developing in proportion, unless the nationalization of her industries, as provided by that law, proceeds at a steady rate. King Carol's speech from the throne at the recent opening of the Roumanian Parliament contained a notable passage in reference to the building up of native-owned and native-operated enterprises as the indispensable condition for the decisive role that Roumania, by her position and her history, is called upon to play in the development of southeastern Europe.

during the trial to sit with the prosecuting officer.

Instructions need not repeat the essential ingredients of larceny whenever "taking" or "getting possession" is mentioned if they have been already defined. The explanation given of reasonable doubt is approved. Certain comment on evidence does not justify setting aside verdict.

Do not throw away your old books. Send them to the Maui Publishing Co., Printers and Book-binders.

THE FIRST NATIONAL BANK OF WAILUKU

C. H. Cooke, President W. T. Robinson, 1st Vice-President
D. H. Case, 2nd Vice-President R. A. Wadsworth, Director
C. D. Lufkin, Cashier A. Aalberg, Auditor
J. Garcia, Asst. Cashier

EIGHTH ANNUAL STATEMENT
at the close of business, December 31, 1909

RESOURCES		LIABILITIES	
Loans and Discounts.....	\$143,642.41	Capital Stock.....	\$ 35,000.00
United States Bonds.....	25,000.00	Surplus and Profits.....	27,502.95
Bonds.....	63,554.50	Due to Banks.....	3,891.34
Cash and Due from Banks.....	53,995.67	Dividends Unpaid.....	1,400.00
Banking House, Furniture, etc.	5,900.00	Circulating.....	23,997.50
5% Redemption Fund.....	2,250.00	Depositors.....	202,050.87
	\$291,342.58		\$291,342.58

E. & O. E.
C. D. LUFKIN, Cashier.

TERRITORY OF HAWAII,)
COUNTY OF MAUI,) SS

I, C. D. Lufkin, Cashier of the above named bank, do solemnly swear that the above statement is true to the best of my knowledge and belief.

Subscribed and sworn to before me this 4th day of January, 1910.

H. M. COKE, Notary Public Sec. Jud. Circuit.

The Alcohol in beer is a trifle—less than 3 per cent in Primo Beer.

The effective ingredients are barley and hops—a food and a tonic.

Every doctor knows how beer benefits. If you need more strength or vitality he will prescribe good beer.

The best beer to drink in Hawaii is

PRIMO The Beer that's Brewed to Suit the Climate.



We Sell These.

You want the best. Are you ready for it this season?

We are prepared as never before to give you the best in vehicles and harness. There's nothing superior to what we are showing, in taste, style and service. Absolute honesty in make and price. You will agree when we sell you

**IT'S THE FAMOUS
Studebaker Line
WE CARRY.**

No matter what you want—if it's a harness or something that runs on wheels, we've got it or will quickly get it.

Count on us and square with us. Everybody knows this place.

**DAN T. CAREY
WAILUKA, MAUI, T. H.**

P. S. The Studebaker nameplate on a vehicle is its guarantee. Don't forget this.

INNER-PLAYER
The name adopted in despatch exclusively the player action manufactured only by the Cable Company



AN impromptu musicale is always possible when you have an **INNER-PLAYER** Piano.

Use it alone or to accompany other instruments. It is ready whenever you are.

When we say "INNER-PLAYER Piano", we do not mean any ordinary player piano. We refer to those made by The Cable Company—the only ones to which this title **INNER-PLAYER** properly applies.

These instruments have many special, patented features which you do not find in any other pianos containing player devices. And it is these features which enable you to play any composition with the human expression obtained when a skilled pianist plays by hand.

All you have to do with an **INNER-PLAYER** Piano is to operate the pedals and move three little levers. It is simplicity itself and yet you produce the most pleasing effects.

Call and we will place an **INNER-PLAYER** Piano at your disposal. You can then see for yourself how easy it is to play your favorite selections on one of these instruments.

C. D. LUFKIN, Agent.

DELINQUENT TAX LIST, 1909.

SECOND TAXATION DIVISION, TERRITORY OF HAWAII

In accordance with Section 1268, Revised Laws of Hawaii, as amended by Section 1 of Act 89 S. L. 1905, the following list of Delinquent Taxpayers is hereby published, comprising Taxes for the year 1909 remaining unpaid on December 31, 1909, including 10% Penalty and Advertising Costs. Interest at the rate of 1% per month on Income Tax and 10% per annum on all other Taxes, not included.

Table listing delinquent taxpayers across various districts: WAILUKU DISTRICT, LAHAINA DISTRICT, MOLOKAI DISTRICT, HANA DISTRICT, and MAKAWAO DISTRICT. Each entry includes the taxpayer's name and a numerical value representing the amount owed.

I hereby certify that the foregoing is a correct list of the Delinquent Taxpayers of the Second Taxation Division, Territory of Hawaii, for the year 1909, to the best of my knowledge and belief.

Wailuku, Maui, January 22, 1910. J. H. KUNEWA, Assessor, Second Taxation Division.



Who Handles Your Stocks and Bonds?

The Stockholders of the Bank of Hawaii, Ltd., own a controlling interest in our Company. You know that means stability and reliability. We are members of the Honolulu Stock and Bond Exchange.

HAWAIIAN TRUST CO., LTD. HONOLULU 923 Fort St. P. O. Box 447

CENTRAL SALOON

MARKET STREET WAILUKU ANTONIO BORBA, Prop. Full line of popular brands of WINES, LIQUORS, CORDIALS, BRANDIES, WHISKIES, GINS

Celebrated Primo & Seattle Bottled Beer

25c 2 Glasses 25c

H. MONGEN

CONTRACTOR and BUILDER Plans and Estimates Furnished. Small Jobs and Repair Work by Day or Contract. WAILUKU, MAUI, T. H.

Fresh Roasted Peanuts

always on hand Orders taken for Ice Cream, Fruits, Nuts and Cigars. Ice Cold Drinks

H. OKAMURA

Market Street, Wailuku. LODGE MAUI, No. 984, A. F. & A. M.

Stated meetings will be held at Masonic Hall, Kahului, on the first Saturday night of each month at 7.30 P. M. Visiting brethren are cordially invited to attend.

J. N. S. WILLIAMS R. W. M. BENJAMIN WILLIAMS, t. f. Secretary.

ALOHA LODGE NO. 3 KNIGHTS OF PYTHIAS.

Regular meetings will be held at the Knights of Pythias Hall, Wailuku, on the second and fourth Saturdays of each month. All visiting members are cordially invited to attend. L. M. BALDWIN, C. C. JOHN J. WALSH, K. OF R. & S.

Advertisement for American Photography featuring 'ELECTRIC AND MECHANIC' and 'AMERICAN PHOTOGRAPHY' logos. Text describes the quality and variety of photographic services offered.

Advertisement for Patents featuring '60 YEARS' EXPERIENCE' and 'PATENTS' logo. Text describes the services of Scientific American in patenting inventions.

Locals and Personals

W. B. Lamer is in Wailuku. J. S. Spitzer, the drummer is on Maui this week. Mrs. Teixeira was a passenger to Honolulu this week. D. H. Davis paid Wailuku a flying visit Saturday. Mrs. N. Omsted of Hana went to Honolulu this week. Miss Deas of Hana was a passenger to Honolulu this week. Miss Richards took the Claudine to Honolulu Wednesday. Mrs. E. Kruger went to Honolulu by the Claudine Wednesday. H. M. Coke of Wailuku wants your insurance and auction business. C. B. Dixon was a passenger to Honolulu by the Claudine of Wednesday. C. W. Hall and wife came up on the Mauna Kea Tuesday and returned Wednesday. W. J. Coelho came up Saturday from his home in Honolulu and returned Wednesday. Mrs. M. Sequeira of Kahului went to Honolulu Wednesday to seek medical attendance. The Kahului Railroad Company is laying a new switch to the round house in Kahului. H. E. Hendrick, the Hawaiian Iron Fence and Monument Works man, is on Maui this week. Mrs. Baggs left Monday by the Lurline for the coast where she will make her home for a time. The Mauna Kea brought forty-two sacks of mail for McGregors landing Tuesday evening. Mrs. Rodriguez, formerly of Honolulu has opened dressmaking parlors in the Tam Yau Block, Makawao. Patronage invited. The Woman's Guild of the church of the Good Shepherd will hold a business meeting on Tuesday, Feb. 22nd, at the Rectory, Wailuku. Much of the material for the new wharf at Kahului has been received and work will begin shortly. The Lurline left Monday evening with much freight and a number of passengers for Honolulu and the coast. A younger brother of Manager John J. Walsh and Wm. Walsh arrived by the Lurline and is visiting his brothers here. Otto Burmester of Oakland California has taken a position in the freight department of the Kahului Railroad Company. Mrs. F. Crawford and two children returned to Honolulu Wednesday. She has been visiting her sister Mrs. John J. Walsh of Kahului. Carl F. Rose, our popular deputy county clerk has been assisting with the work of the Wailuku Post office during the absence of James Hart. W. A. Anderson the manager of the Nahiku Rubber Company went to Honolulu Wednesday. He was accompanied by Mrs. Anderson and the children. The Wailuku Auto Company wants your business. We have good cars and careful drivers. ANTONE DO REGO, Manager. Mrs. James Kirkland returned to her home in Honolulu Wednesday after spending a very pleasant visit with her daughter, Mrs. Wm. Walsh of Puanene. M. R. Pereira of the Maui Publishing Company left Monday for a month's vacation. He goes direct to San Francisco, where he will spend most of his time. T. S. Choy of the Kihei store has resigned his position as assistant postmaster at Kihei and his position with the store at that place. Mr. Choy has been employed at Kihei since 1899. The old Hygeia building has been moved to a site near the customs building in Kahului and is being filled up for use by the Kahului Railroad Company by whom the building is now owned. The Trustees of the Kaahumanu church have held several sessions this past week, making plans for the repainting and improving the church. Revs. Kaunehewa and Dodge are the committee in charge. Attorney Lorin Andrews has opened offices in the Judd Building for the practice of law. Mr. Andrews is one of the most successful attorneys in Honolulu, and will doubtless build up a large practice. The directors of the Kaahumanu church have let a contract to A. B. Naone to repaint the church building. The contract price is \$288. Carpentry work amounting to about \$600 will be done by other parties. On February 27th Rev. C. N. Pond, D. D., a graduate of Oberlin College, and a learned man in Biblical literature, who is spending a few months on the Islands, will preach at the Wailuku Union Church. The public are cordially invited to hear him.

G. W. Carr is on Maui this week and on Thursday began the weighing of the mail carried daily over the Kahului Railroad this will be kept up for a period of three months and the average daily weight will be used as a basis for payment for carrying the mail for the next four years. Rev. L. D. Keliipio and wife and child returned by the Claudine Wednesday to their home in Wailuku Oahu. They have been on Maui a month and were supposed to be on a vacation but both of these good people have been most active in religious work while on this island and have endeared themselves to all who have met them. The annual meeting of the Maui Aid Association will be held at the Baldwin National Bank on Thursday, February 24th at 10 a. m. for the hearing of the reports of the Secretary and Treasurer of the Association for the past year, the election of officers and for the transaction of any other business that may properly come before the Association. Rev. Henry P. Judd and wife are expected this coming week on the Mauna Kea for a few days visit on Maui. Mr. Judd comes to attend the annual meeting of the Maui Aid Association of which he is a charter member, and will also hold special services in some of the churches while he is here. He and Mrs. Judd leave on March 1st for the Napoopoo Association meetings on Hawaii. While on Maui they will be guests at the Parsonage.

he is a very poor and lazy worker, and when he is a little sick he lays the whole day in bed, and I have to do all the work and this means labor when it is necessary to get so many people. He never lifts a finger and all this work is done by me.

"Lloyd also works little. Most of the time they are enjoying themselves. Lloyd even now continues to knock about the Cafe Chantons and this will add a large expense to the business and most important the whole business is suffering.

"Most of the time is being lost and we can come to no agreement with laborers. All this is interfering with my work greatly and I want to get through this business so as not to be detained.

"Generally I do all the work, but I do not mind as long as no one interferes, but when it comes to preparing papers in English I cannot do without the 'boss and stenographer.' I have nothing against him for not helping me as long as he does not interfere with me. At the end of this business, and even now, he reports on what he and only he is doing. There was a time when I wanted to send a cablegram to the board of immigration about such poor helpers, and I refused to work any more. Jack understands now that it is better not to interfere with me.

"As I have always said in private life he is a very pleasant man, but in business, impossible. He has a very long tongue and sometimes has spoiled business.

"I am sending you newspapers and correspondence and would ask you to save them as I have no others. From them you will understand what difficulties we are encountering in carrying out this business. You will note what we have to wrestle with, but fortunately the masses are on our side."

The article published in the Harbin papers, forwarded by the Russian consul at Yokohama, is as follows:—

"To the Editor, Harbin News:— I have the honor to respectfully ask you not to refuse to publish in your paper the following request received by me from twenty-four Russian subjects who emigrated to the Hawaiian Islands this year.

"Manager Russian Imperial Consul: We have the honor to request your highness to look into our critical condition and to help us as it is known to you that we were taken through Yokohama by Mr. Perelstrous and Mr. Atkinson.

"They have cheated us in every word. When they gathered us in the city of Harbin, they explained to us that they were taking us at the expense of the American government so as to populate the Islands with white people who did not have the means to procure their own property. There would be work for which the men would receive 45 and the women 35 rubles per month and quarters, firewood, lights, water, hospital, schools and a half-acre of land. At the expiration of three years the house would come into our possession but if anyone desired to leave he would receive for the same house 300 rubles.

"They explained to us that we would work ten hours from breakfast to dinner. At the same time they said food was very cheap and even advised us not to take shoes as nothing was expensive to buy.

"We listened to them and now it is shown that here in the store it is twice as expensive and it is all rotten. The flour is fit only for horses and is not good. For one bag a little over eighty pounds, they take from us \$2.00. Lights are at our expense.

"Here we have learned that they have taken us not by the government but by the trust and have scattered a few on the different plantations. We work like mules from six in the morning until four in the afternoon and have to walk seven miles to work. The men receive 22 rubles and the women 13 which she uses on herself.

"At the gathering in Harbin, they explained to us that there was no need of an agreement but that we were taken on honest American

BY AUTHORITY.

Notice is hereby given that the Board of Equalization will meet at the Tax Office, Honolulu, beginning March 14th and daily thereafter between the hours of 9:00 A. M. and 4 P. M., to and inclusive of the 19th of March.

D. L. CONKLING, Treasurer, Territory of Hawaii. Treasurer's Office, Honolulu, February 11, 1910. February 19.

NOTICE.

Notice is hereby given that at the regular meeting of the Board of Supervisors of the County of Maui, Territory of Hawaii, held at Wailuku on the 10th day of February 1910 the following proposed ordinances were introduced and passed first reading:

An Ordinance creating the office of "Sanitary Inspector" in the several districts of the County; defining the powers, prescribing the duties, determining the responsibilities of, and providing certain penalties concerning the same; and repealing resolution numbered 75, relating to Sanitary Inspectors.

An Ordinance creating the office of "Food Inspector" in the several districts of the County; defining the powers, prescribing the duties, determining the responsibilities of, and providing certain penalties concerning the same; and repealing resolution numbered 76, relating to Fish and Food Inspectors.

And an Ordinance regulating the sale of meats, fish, poultry, game, vegetables, produce, fruits, provisions and milk. Notice is likewise given that further consideration will be had, and action taken concerning said proposed ordinances by the Board of Supervisors at its next stated meeting, to be held in Wailuku, on March 18, 1910, at 10:00 a. m., or as soon thereafter during said session as the same can be heard.

Wm. FRED KAAE, County Clerk, County of Maui. Dated at Wailuku, County of Maui, Territory of Hawaii, this 16th day of February, A. D. 1910. Feb. 19, 25.

POSTPONEMENT.

The opening of bids for the laying of the galvanized iron pipe for the Kula pipe line has again been postponed until 12 m. of Monday, February 28, 1910.

MARSTON CAMPBELL, Superintendent of Public Works. Department of Public Works, Feb. 5, 1910. Feb. 12-19-26.

Card of Thanks.

The family of Edmund H. Hart take this means of thanking their many friends for the floral offerings and expressions of sympathy during the time of their recent bereavement.

Fresh Roasted Peanuts

always on hand

Orders taken for Ice Cream, Fruits, Nuts and Cigars. Ice Cold Drinks

H. OKAMURA

Market Street, Wailuku.

word. Every-one of us sold our horses and carriages for a cheap price and now it is up to us to even lose that amount in living.

"They charge us what they please in the store and there is no one here for us to turn to, therefore, we would ask that your highness does not overlook our request but that you help us in this critical condition and would ask also that you inform the consul in the city of Dalny and especially in Harbin about the conditions of the families they allowed to go to a foreign land.

"It is evident to us that we have been cheated because they (Mr. Perelstrous and Mr. Atkinson) brought us here in the night and have not been here again but have disappeared and from that time we have not seen them."

This is signed by twenty-seven people and the original is kept in the Russian Imperial Consulate, Yokohama.

The reply to this article, written by Mr. Perelstrous, is published in a subsequent number of the same paper, the writer contradicting flatly some of the statements. He states that those who sold horses and carriages, went to Hawaii under false pretenses, if there were any, as they could not have intended to go to work as laborers, for which purpose their fares to Hawaii were being paid.

BULLETIN NO. 1 HONOLULU REAL ESTATE FOR SALE Six room bungalow in Makiki, electric lights, gas, sewer, small lot, new. Price \$2750. Six room house, 5 minutes walk from Punahou, Anapuni street, modern, barn, servant's quarters. Price \$3250. Six room, 1 1/2 story, modern bungalow, near Pawa Junction, 10 minutes walk from Punahou, modern, barn, servants quarters. Price \$3200. Six room house, Makiki street. Price \$4500. College Hill Lots from \$640 up to \$1500. Trent Trust Co., Ltd.

Honolulu Iron Works Co. ATLAS STEAM ENGINES STANDARD GAS ENGINES SCANDINAVIA BELTING

SPALDING The name that you always find on the very best Sporting Goods made. We are the Spalding Distributors for this Territory and carry a splendid stock of these well known goods. Do you play Base ball, Foot ball, Basket ball, Tennis, Golf, Hand ball, Croquet or any of the many games that are played in these Islands? If you do, or if you go in for Athletics of any sort, send to US for your equipment and we will guarantee satisfaction. E. O. HALL & SON, Ltd. HONOLULU.

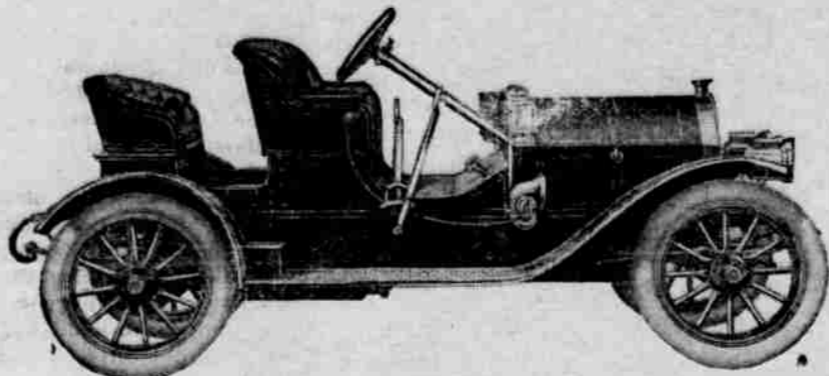
Just Enough Many people need nourishment and Stout is recommended by very prominent physicians. For this particular trade we have imported it in half-pints, just enough and no more. No waste. We have also just received a consignment of Lexington Club Whiskey in bulk and in bottles. There is none better. Maui Wine & Liquor Co.

ELECTRICAL AND MECHANICAL. AMERICAN PHOTOGRAPHY. Photographs taken by everybody. AMERICAN PHOTOGRAPHY teaches it. Beautiful pictures, made by price contents, picture saloons, studios, etc. Send for sample over free if you mention this paper. American Photography 6 Boston St., Boston, Mass.

Honolulu Merchants This paper is on file and advertising contracts may be made in the office of The Chas. R. Frazier Co.

MITCHELL AUTOMOBILES

The 1910 Runabout represents greater automobile value for a nominal figure than has ever before been offered to the public.



COMPARE IT WITH OTHER CARS AT SAME PRICE AND SEE IF THEY HAVE

30-35 Horse-Power, Three Speed Selective Transmission, 100 inches Wheel Base, 32x3 1-2 Tires, Magneto and Battery, Option of Rumble Seat, Surrey or Runabout Deck.

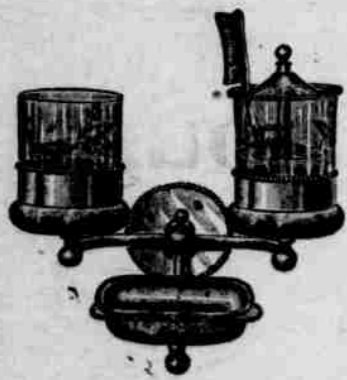
We are offering this magnificent car at \$1275.00 set up at Kahului.

Bathroom Accessories

A shipment of the finest nickle plated Bathroom Fittings and Accessories just received. They embody a full line of

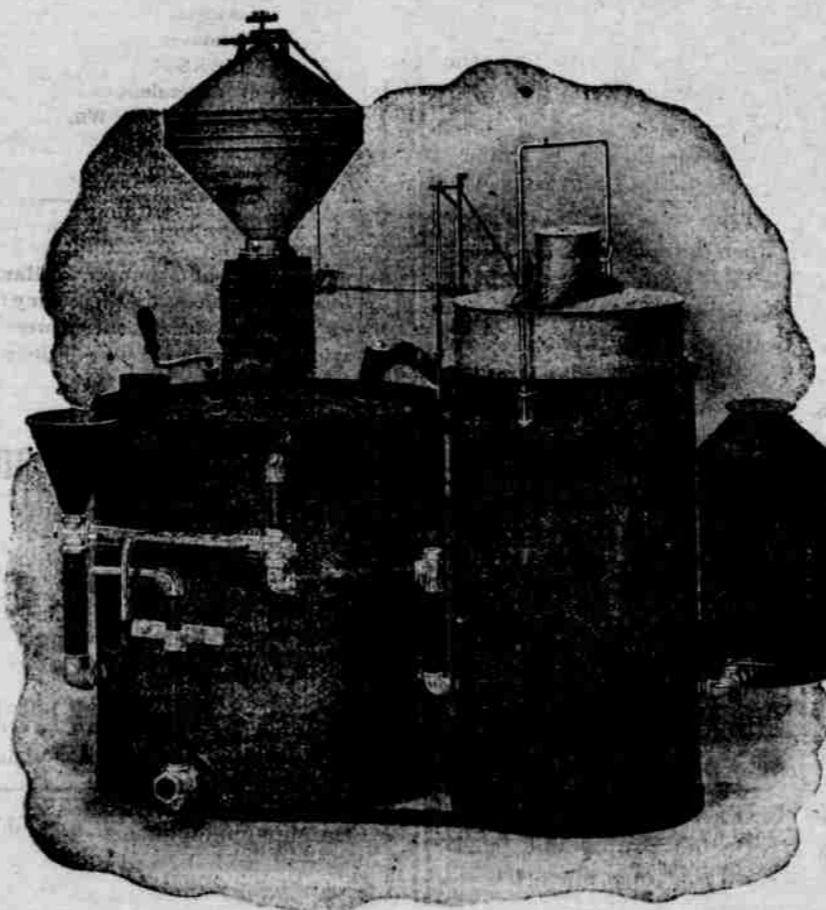


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Combination Tooth
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Crystal Towel Bars,
C. & B. Holders,
Sprays,
Showers, etc.



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The Gas Machine of the Age. SUNLIGHT OMEGA



We have now completed almost thirty installations on the island. The magnificent results obtained are the only testimonial we require. Let us figure with you.

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No. 10 and No. 11

VISIBLE WRITING



The newest and latest achievement in clerical labor saving is the

Remington No. 11 with Wahl Adding and Subtracting Attachment.

Writes and adds at one operation.

Always ready when needed. Never in the way when not needed.

The most complete and universal mechanical appliance ever devised for office use.

Ask for prices and demonstrations.

MERCHANDISE DEPARTMENT, KAHULUI RAILROAD COMPANY

KAHULUI, MAUI, T. H.