

EVENING BULLETIN

IT IS THE BEST AND CHEAPEST ADVERTISING OFFERED TO THE PEOPLE OF HONOLULU

Never use an advertisement that is not thoroughly understandable to every reader—the other kind costs the same price and brings more business, and a single word often transforms the whole from a puzzle to an intelligent announcement. THE ADVISOR.

STEAMER TABLE.	
From San Francisco—	
China	Sept. 26
Sierra	Sept. 30
For San Francisco—	
Alameda	Sept. 24
Peru	Sept. 30
For Victoria—	
Mowers	Oct. 22
From Victoria—	
Aorangi	Sept. 27

VOL. XII. No. 2259.

HONOLULU, TERRITORY OF HAWAII, WEDNESDAY, SEPTEMBER 24, 1902

PRICE 5 CENTS.

Judges and the Courts Discussed

DOUBLE DISCOUNT IS DISALLOWED

Mandamus Writ Granted Against Claims Commission.

TWO DECISIONS GIVEN BY JUDGE GEAR TODAY

COMMISSIONERS ARE ORDERED TO CHANGE THEIR WARDS IN TWO CASES INVOLVING INSURANCE.

A decision of great importance to the insurance companies was rendered by Judge Gear this morning, in which the Liverpool, London & Globe Insurance Co. was sustained in its petition asking for a writ of mandamus to compel the Fire Claims Commissioners to award the company \$1,500, the amount paid by the company to Sing Chan Co. as loss in the great plague fire.

Petitioner alleged that Sing Chan Co. filed its claim for loss in the sum of \$11,816.92 and that the Claims Commission found for the claimant in the sum of \$7,877.95 and awarded for their loss \$4,590.85, being the value of the Sang Chan Co. property destroyed by fire. On March 12th 1900, the Sang Chan Co. duly assigned to the petitioner their claim up to the sum of \$1,500. Not only was the amount of petitioner's insurance policy deducted from the amount found to be due the Sing Chan Co., but the award of the reduced amount was expressly made subject to the claim of the insurance company and the Sing Chan Co. will receive as net under its award what remains after deducting the amounts of the insurance policies twice.

It was contended by the Attorney General that the court had no authority to act in the premises as the Legislature determined the judgment of the commissioners shall be final and no appeal therefrom. The court is necessarily required to pass upon the matter for if the Legislature has power to constitute a court whose judgments shall be final and not subject to review in any way by this court, then the proceeding should be dismissed for want of jurisdiction. The part of the act which makes the judgment of the Commission final and non-appealable is contrary to the Organic Act and must therefore be held to have been beyond the power of the Legislature.

By the terms of the Organic Act the judicial power of the Territory is vested in a Supreme Court, Circuit Courts and such other courts as the Legislature may from time to time create.

The law is well settled that the Legislature cannot under such an act create any but an inferior court and it has no power in creating that court to provide that its judgments shall be final and not appealable. State vs. Noble, 10 Am. St. Rep. 143.

I am of opinion that this statute cannot take away the power of this court to act by the writ of mandate and in so far as it has attempted to do so it is unconstitutional. The Attorney General contends that if a claimant suffered a loss of \$10,000 and has insurance of \$10,000 which is paid, the insurance company taking an assignment of the claim that it is proper for the commission to refuse to pay any one this amount.

I am convinced that the commissioners had a plain duty to perform to give the insurance companies the amount paid them. The writ in this case asked for will be granted, commanding the commissioners to amend their award to petitioners so that the same shall be for the sum of \$1,500. A decree according to the above will be signed upon presentation.

Judge Gear also rendered a decision in the case of Sing Chong Company against F. W. Macfarlane and the other Commissioners of Fire Claims. Three policies of insurance were paid to the petitioner: \$1500 by the L. L. & G., \$1000 by the F. P. and \$787.10 by the R. The petitioner claimed \$11,816.92 as his loss, but the Commissioners found the loss to be \$7877.95.

(Continued on Page 5.)

REGISTER EARLY.

The Senatorial Commission met a little after 9:30 o'clock this morning with George W. Davis on the stand. Witness stated that he had been in the country seven or eight years. He then went into a history of his service as Deputy Attorney General before Judge Kalua. He stated that it was necessary for him to administer the oath to the Grand Jury and to make the charge. Kalua requested him to do this. He couldn't do it himself. He prepared three charges to the jury. In the opinion of the witness, Judge Kalua was incompetent to prepare the duties of his office. Besides that, he was satisfied from his investigations that Judge Kalua was corrupt. The continuance in office of such a man was a serious menace and reflected on the appointing power. It was known to the local Government that Kalua was incompetent when he was appointed to be Circuit Judge. He was first appointed by President Dole and his Cabinet and continued in office on the recommendation of parties whose identity he had not been able to learn.

Supreme Court Justices. Mr. Davis then went on to state that so far as the Justices of the Supreme Court were concerned, he could find no record of their having tried a case in a court of law before their appointment. He referred to Chief Justice Frear and Associate Justice Perry. He hadn't much to say against Frear. He was a man of ability. As to Perry, from whence all the Judges came. W. O. Smith, he had been in favor of was away when he himself was appointed to the Bench, else he never would have been there. In the opinion of the witness, the positions on the Supreme Bench could be better filled by men who had had some experience in the practice of the law.

Amend Organic Act. Witness stated that he would like to see the Organic Act amended, limiting the number of Circuit Judges to two. Previously, he had been in favor of three, but he had changed his mind after calm judgment. He would recommend that the court be separated into two divisions, allowing one Judge to try civil and one criminal cases, but both sitting at the same time. He would also recommend that the salaries be \$4,000 instead of \$3,000, since the Judges of the Circuit Court had jurisdiction over cases involving from \$1 to \$1,000,000 and ranging from petty crimes to murder.

Life Sentence. Asked a question regarding life sentence, witness said that in Hawaiian law, murder, manslaughter, burglary and embezzlement were subject to life imprisonment. He then branched off and gave an instance of a case where it was the decision of the Supreme Court that a man could be convicted in a case such as sodomy on the uncorroborated testimony of his accomplice.

Vacancies on Supreme Bench. Answering a question regarding vacancies on the Supreme Bench, witness started out by saying that it had been the plan of Dole, W. O. Smith and Hartwell to secure life tenure for the Judges of the Supreme Court. They wanted no Grand Juries and no unanimous verdicts. Fortunately, American principle prevailed, and this thing that the local government had been working for did not go.

Witness here deprecated the practice of calling in members of the Bar to serve on the Supreme Bench without oath and sometimes without conscience. Such men were not judicial officers, and the practice he believed to be both un-American and unconstitutional. For men to pass on human life, they should be properly sworn and commissioned.

A Change Necessary. Mr. Davis said that he believed it to be a mistake in a Republic such as this to continue any administration in office for a period of ten years. The present local government had been in office for that length of time and the interests of the country demanded a change. As long as the present local administration continued in office there would be the same unrest and dissatisfaction.

Smith Speaks for Kalua. W. O. Smith was given permission to speak for Judge Kalua with reference to the charges that had been made against him. In answer to a question by him, Mr. Davis said he had not charged Kalua directly with being corrupt but had said that his information was to such effect. He was absolutely certain the man was incompetent.

Smith then went into Davis' connection with the Bar Association as a member of the executive committee and followed the latter's acquiescence to the plan of three Judges up to within a few days ago. Davis answered very calmly that he had changed his mind since that time. Smith then asked if the objection to three Judges did not come from the appointment of De Bolt to the Bench and Davis answered that that was partly his reason. De Bolt was neither qualified nor fit to fill the position. If the law could not be changed he was, of course, in favor of three Judges, but if it could be, then two Judges were plenty enough.

Kalua Defended By W. O. Smith—Chief Justice Frear Gives His Opinion on Court Work = Wilcox Favors Federal Control of Settlement.

ed if the objection to three Judges did not come from the appointment of De Bolt to the Bench and Davis answered that that was partly his reason. De Bolt was neither qualified nor fit to fill the position. If the law could not be changed he was, of course, in favor of three Judges, but if it could be, then two Judges were plenty enough.

Mitchell—The chair wishes to state that after the testimony antagonistic to Kalua had been taken aboard the boat on the way to Hawaii, a letter was addressed to him telling him that the Commission would be here in Honolulu from Monday until Thursday and would be glad to hear what he had to say.

Smith stated that Kalua was an educated and bright Hawaiian and, as Hawaiian lawyers go, ranked high among them. He then went into the history of his appointment, stating that he was one of those who had recommended Kalua to President McKinley.

As to charges of corruption, these had been general, and he believed that it was wrong to arraign a man without more tangible evidence. If he was so notorious and corrupt, why were not charges preferred against him.

Senator Mitchell interrupted the witness here and proceeded to read the charges made against Kalua by J. L. Coke, A. N. Keopikoi and G. B. Robertson, saying that they were specific and of a very serious nature. The B. N. Kula, Coelho, Fred. Wood cases and others were all read by the chairman of the Commission, who stated that if Kalua did not present himself previous to the departure of that body, a copy of the charges would be made and sent to him in order that he might be able to send forth any written explanation he might see fit.

Smith stated that if the charges were true, the removal of Kalua would be justified. He then went on to state that the G. B. Robertson who signed his name to the charges was the editor of the Maui News referred to and Senator Burton, interrupting him, said: "You don't need to spend any time defending anyone from charges made in the newspapers." He went on to state that no harm could come to Kalua through the Commission since the only way in which this matter concerned the members was as to its application to the administration of affairs here. The charges were a matter for the Department of Justice.

As to a Check. Davis asked Smith if he thought it proper that a man should sit on the bench of the appellate court who had no commission and who was not sworn. The answer was that he did under certain conditions. Asked as to what check there was on such a man, Smith said he could be prosecuted, but not as a judicial officer.

Chief Justice Frear Testifies. Chief Justice Frear stated that he wished to say something as to the filling of temporary vacancies on the Supreme Bench. The present system was objectionable from some standpoints but the question was as to whether or not there was a better alternative. He then told of the time Chief Justice Judd was ill and he himself, an associate justice, was absent on official business—the Hawaiian commission to Washington. A large number of cases came up at that time. However, the conditions were now more normal. There were between eighty and ninety decisions of the Supreme Court from the first of the year to the end of the term in July and, of these, only five were tried with substitutes on the bench.

A Bit of History. Frear next went into history a little, stating that the act with reference to the reorganization of the judiciary, was drafted by Dole, Hartwell and C.

W. Ashford. This was in 1892. In 1894 there was permanent legislation providing for the filling of vacancies. This was inserted in the constitution. Two years later, in 1896, the statute of 1892 was amended. The former statute permitted a substitute in the case of one member disqualified. Cases came up where two members of the Supreme Court were disqualified and the statute was amended to provide for the disqualification or absence of two of the members. There had been several sessions of the Legislature since then and there had been no opposition to the extension.

In answer to a question by Senator Mitchell, witness stated that the Organic Act stated that vacancies should be filled in a manner provided by law and the local Legislature had framed the law under which vacancies were now filled.

Supreme Court Eliminated. Senator Mitchell asked if it was not possible under the present system for the whole Supreme Court, made up of three judges named by President McKinley, to be eliminated and the Supreme Court to be made up of three lawyers.

Frear answered that he did not so construe the act. It was rather a nice point to say whether a man appointed from the bar was a justice or simply an acting justice.

Senator Mitchell then making his point more clear, said: "Supposing for instance, a court is convened today and one of the three justices is absent by sickness or for other cause. There would be two remaining justices and they would select a member of the bar. Now the case goes on on the next day, another justice goes out for some cause or other. The remaining justice chooses another member of the bar. The case is not yet finished and continues. On the next day, the third justice is found to have been killed during the night. Now comes the query, Cannot these two judges from the bar fill the third vacancy?"

Frear—That would be a question as to whether those members were within the contemplation of the statute.

Mitchell—But give us your opinion? Frear—My off-hand opinion would be that if the act should be so construed, the Legislature could remedy the objection quickly.

Mitchell—In either case that I have stated, the Supreme Court would be eliminated would it not? Either the two judges to fill the vacancies would act alone or else they would fill the third vacancy?

Frear—Yes. As I say, the thing is objectionable but the question is as to an alternative.

Witness then went on to give a number of States where members of the bar were called in to sit on the Supreme Bench.

Matter of Selection. Next came the matter of selection of substitutes and Davis asked if Circuit Judges had not been called in. Witness said he did not know. Davis then insisted on being told why the Circuit Judges had not been called in and Frear answered that there were a very few cases from which they were not called in. They had in most instances been either disqualified or too busy. Stillman and Thurston asked several questions with reference to appeals on writs of error and the cost of appeals to the Court of Appeals of California. Wherefore? Davis then wanted to know why he had never been called in and Frear answered that there were many members of the bar who were going to be called in. Davis asked if attorneys who had been in the country less than two years had not been called in and Frear answered that they had. It had been the general practice to call in judges of the Circuit Court. Gear Steps In. At this point, Judge Gear stepped

into the arena and asked why the Circuit Judges had never been called in. Frear answered that they had been called in in several cases. Gear then asked how many and made the statement that he had been called in in just one case. Frear stated that he was absent from the country for a long time and Gear then asked how many times while he was in the country had he been called on. Frear answered that in many cases the Circuit Court Judges were either disqualified or absent. There were a very few cases in which they had not been called in. Gear then asked if it was not a fact that the Circuit Judges had been passed over and attorneys chosen instead and Frear answered that, as a rule, Circuit Court Judges were chosen.

Wilcox on Rapid Transit. Delegate Wilcox was the next witness. His initial remarks were with reference to Senator Kalaokalani, N. W. Holl and Mrs. Kaahanaui Kawahoa whom he stated had lived on crown lands which had been taken from them without notice by the Public Works Department and used for the benefit of the Rapid Transit Co., a monopoly. He wished that this kind of business on the part of the local government would be brought to the notice of the Interior Department and the practice stopped.

Witness registered a complaint about street widening and then protested against the expenditure by the Territorial government of \$100,000 for wharf building, as this was a matter belonging to the Federal Government.

Mr. Wilcox then read and filed a memorial, which he stated referred to matters distinct from his oral evidence. In referring to the fire claims, he orally digressed to describe Chinatown before the fire as an eyesore which people often said it would be a good thing if burned down.

Mitchell—Do you think Congress should appropriate the \$1,500,000 asked for payment of fire claims? Wilcox—I think Congress ought to help this Territory because it is poor. The people with fire claims are poor. The government squandered \$300,000 on the plague.

Mitchell—Was the fire caused by a disposition to get rid of Chinatown, or an honest effort to stop the plague? Wilcox—Well, it stopped the plague but it gave them a chance to burn Chinatown at the same time. I was not here at the time, being in Washington working for the franchise to Hawaiians, which the Commissioners, one of whom is here (Chief Justice Frear) were trying to prevent.

Mr. Wilcox went on reading and stopped under questions to denounce the proposition of buying a site for a Federal building. It should be erected in the Palace yard (Capitol grounds) which was a large place belonging to the government.

The memorial went on to advocate the extension of the Federal land laws to the Territory with the modification that forty acres shall constitute a homestead. An expert should be sent by the Federal Land Commissioner to survey all public lands.

Witness complained of giving away valuable land to Kapiolani Estate in exchange for strips to widen streets for the benefit of the Rapid Transit Co. There were two million acres, or 6489 square miles, of public lands. He heard of people taking but 50 acres; it was not true; this government was selling more land than ever.

Comparative Values. Mr. Wilcox took the report of Dr. (Continued on Page 4.)

IF YOU WANT TO VOTE IN NOVEMBER, YOU MUST REGISTER.

DEMOCRATS OUT IN GOLD WORLD

Only Oahu Delegates Will Recognise 16 to 1 Party.

KALAUOKALANI WOULD NOT SUPPORT THE PLAN

BIG ISLAND WANTS NO FUSION OR COMBINATION OF ANY KIND. FIFTH DISTRICT IS OBDURATE.

The delegates to the nominating convention of the Home Rule party were to have met at 10 o'clock this morning but owing to the fact that Delegate Wilcox and Senator Kalaokalani were both in attendance at the Senatorial Commission, the meeting was postponed until 2 o'clock this afternoon in Waverly hall.

So far as fusion is concerned, that proposition of the Democrats has been turned down by the executive committee of the Home Rule party. However, at a caucus of the Fourth District delegates last night, it was decided to give the Democrats representation, but only on the representative ticket.

The Fifth District is obdurate and will have nothing whatever to do with even a combination proposition so far as this island is concerned. It is understood that the unwillingness of the Home Rulers of this island to fuse comes from the passivity of Kalaokalani who, guided by the voice of his people of Hawaii, has held off from any fusion proposition whatever, when those in favor of fusion were trying their best to accomplish their object. Kalaokalani remained quiet and spoke neither one way nor the other. This made the members of the executive committee suspicious and they came out with a vote of 27 to 16 against fusion. It is said on reliable authority that had Kalaokalani agreed to the proposition, it would have gone through without any objection whatever.

Now then, as to Maui. Billy Cornwell is angry on account of the failure of the plans of the Democrats. He is now willing to step down and out of Senatorial aspirations and take to the House. He has found Maui too strong in favor of Wm. White and no action on the part of any section of the Home Rulers here has been able to budge the man from Maui.

The alternative is this. An attempt will be made to get Charles Makekau and Kawahoa to drop out of the race on the island of Maui, substituting Cornwell and Thos. Clark. Whether or no the plan will work remains to be seen. Wm. White and S. E. Kalua have somewhat to say on that matter themselves and the hostility which both of

(Continued on Page 5.)

REGISTER EARLY.

WHEN IT COMES TO BUYING SHOES



there are many things to be taken into consideration. The price, appearance, wearing qualities and fit are all very important features. We have high priced, medium priced and low priced shoes and many makes, but aim at all times to give better value for your money than you can get elsewhere. For a low priced shoe that looks well, wears well and fits well, we recommend our

HIGHLAND CALF PRICE \$3.00

Come have a look at it and try it on.

Manufacturers' Shoe Co., Limited 1057 FORT STREET

HAWAII REPUBLICANS

A wireless telegram received by Secretary Atkinson last night from H. L. Holstein says: Governor Baker, Paris and Desha are stumping Hawaii with the Prince in Hamakua. At Waipio last night and had had heart to heart talks with Home Rulers. Lots of good has been done there and crowds were assembled along the route to Laupahoehoe. Everything satisfactory.

S. S. Alameda, Sept. 24th

Next Express Steamer to Coast. Express closes 10 a. m. day of sailing. Wells, Fargo & Co. Express TEL. MAIN 108. Masonic Temple, with American Messenger Service.

Henry Waterhouse & Co.

Stocks and Bonds bought or sold with care and discretion.

Fire Insurance All inquiries will receive prompt and courteous attention.

Real Estate We offer bargains in residence property. Several choice houses FOR RENT.

All business entrusted to us will receive our careful attention.

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MASONIC TEMPLE



WEEKLY CALENDAR.

- MONDAY Hawaiian—Third Degree. TUESDAY Pacific—Third Degree. WEDNESDAY Hawaiian—Postponed. THURSDAY Perfection—Regular. FRIDAY Honolulu Chapter—Most Excellent. SATURDAY Chapter—Royal Arch.

All visiting members of the order are cordially invited to attend meetings of local lodges.

HARMONY LODGE, NO. 3, I. O. O. F.

Meets every Monday evening at 7:30 in Harmony Hall, King street. E. L. CUTTING, N. G. E. R. HENDRY, Secretary.

MYSTIC LODGE NO. 2, K. of P.

Meets every Tuesday evening at 7:30 o'clock in Harmony Hall, King street. Visiting brothers cordially invited to attend.

OAHU LODGE, No. 1, K. of P.

Meets every Friday evening at Harmony Hall, King street, at 7:30. Members of Mystic Lodge, No. 2, Wm. McKinley Lodge, No. 8, and visiting brothers cordially invited.

WM. M'KINLEY LODGE No. 8, K. of P.

Meets every Saturday evening at 7:30 o'clock in Harmony Hall, King street. Visiting brothers cordially invited to attend.

HONOLULU LODGE 616, B. P. O. E.

Honolulu Lodge No. 616, B. P. O. E., will meet in their new hall, on Miller and Beretania streets, every Friday evening.

THEOSOPHICAL SOCIETY.

Mr. THOMAS PRIME will lecture on DREAM CONSCIOUSNESS Thursday, Sept. 25th, 1902, 8 p. m., at ARION HALL (back of Opera House).

Jas. T. Taylor

CIVIL AND HYDRAULIC ENGINEER 306 Judd Building. Telephone Main 294.

P. H. Burnette

Agent to Grant Marriage Licenses. Notary Public and Typewriter. Real Estate, Insurance, Collections.

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WHOLESALE GROCERS AND WINE MERCHANTS. 225 Queen St., Honolulu, H. I.

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LIMITED. Real Estate and Insurance Agents OFFICERS: A. V. Gear, President; Henry Smith, Vice President; Emmett May, Secretary; J. H. Fisher, Treasurer; J. D. Holt, Auditor; W. G. Ashley, Auditor; T. E. Wall, Auditor.

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The NEW ENGLAND BAKERY

have enlarged and refitted their popular Dining Room in order to accommodate their many customers.

handsome private rooms

for ladies, with Electric Lights and Fans—Cool and Pleasant.

LIGHT LUNCHEON served, suitable for this climate and at such prices that only a First-Class Bakery could afford to make, including the finest cup of coffee in the city.

... GIVE US A CALL.

HONOLULU CANDY CO.

in rear of New England Bakery

MANUFACTURERS and Wholesale CONFECTIONERS.

We carry everything in our line, such as Chewing Gums, Pop Corn Goods, Prize Goods, and a large stock of quick selling 5-cent Candies, just the thing for retail stores.

Special inducements to plantation stores and others buying in large quantities.

Goods sold at wholesale only.

WAIKIKI BEACH RESIDENCE

We offer for sale a beautiful place at Waikiki, opposite Kapiolani park. The property has a frontage of 150 ft. on the beach, and contains a comfortable and attractive residence, large stables, servants' quarters, etc. This property can be bought in fee simple for a reasonable sum, two thirds of which can be covered by a mortgage.

For fuller particulars apply to

Castle & Lansdale

REAL ESTATE AND INSURANCE AGENTS; INVESTMENTS. 506-507 Stangenwald Building. Telephone Main 70.

PURE TOKAY WINE

is an excellent tonic when you feel run down or your appetite failing

75c per gallon at Hoffschlaeger Co

LIMITED. 25 King St., near Bethel

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LOCAL AND GENERAL

REGISTER EARLY. Read "Wants" on page 6.

Kona coffee to be good must be pure. C. J. Day sells it.

No meeting of the Board of Health will be held this afternoon.

Rainier and Primo beers on draught at Criterion. 10c a glass.

The PEEBLES PRESERVING PAINT will stop leaks or no pay.

Sealed tenders are advertised for by the Board of Public Works. See ad.

IF YOU WANT TO VOTE IN NOVEMBER, YOU MUST REGISTER.

Order a dozen Manila Anchor Lager from Lovejoy & Co. You will like it.

A furnished cottage, centrally located, is advertised for rent. See ad, page 8.

New today—Bohemian beer on draught at the Pantheon; 10 cents a glass.

Centrally located furnished or unfurnished rooms are advertised for rent. See ad page 8.

Governor and Mrs. Dole are to leave next week for Waimea, Hawaii, on a short vacation.

The weekly edition of the Evening Bulletin gives a complete summary of the news of the day.

J. C. Jenkins announces the engagement of his daughter, Miss Eva Jenkins, to J. J. Belser.

Miss B. Mossman leaves in the Alameda today for San Francisco there to become the bride of Mr. Holland.

Johannes F. Eckardt, head of the Queen's Hospital, leaves in the Alameda for a vacation, the first he has had in several years.

Mrs. Harry A. Baldwin, who has been spending a month with her parents in the city, returned to her home on Maui yesterday.

Commissioner Wray Taylor sent twenty-two bags of seed potatoes to the Kula and Makawao districts of Maui by the regular steamer yesterday.

Pia, or Hawaiian starch, manufactured by W. H. Rice, Lihue, Kauai, for sale in lots to suit. Ask your grocer for it. California Feed Co. wholesale agents.

YOU CAN'T VOTE UNLESS YOU REGISTER.

Princess Kalaniana'ole left in the Claudine yesterday, for Mahukona, there to meet her husband. She was accompanied by Mrs. J. D. Cockett and Miss Nalani Jones.

D. L. Van Dine of the United States Agricultural Department left in the Claudine for Waimea, Hawaii, yesterday to look into the cut worm's ravages on the Long farm.

There will be a basketball match on the Giffard premises Friday afternoon, the hostess being Miss Jennie Giffard who will entertain both the teams and friends of the Y. W. C. A.

Don't forget Camarinos of the Callornit Fruit Market when you want fruit and vegetables. He always has on hand a fresh supply of both California and island fruits. Telephone Main 378.

The registration of voters up to last evening was close to 4400 for the entire Island of Oahu. The registration up to the end of last week was about the same as two years ago in the same week but is now beginning to fall off slightly.

The first At Home of the season given by the Literary Circle of the Kilo-hana Art League will take place Saturday afternoon, October 4, at 3 o'clock at the Art League rooms, Progress block. Mrs. Charles Bartlett Dyke will talk on "Imaginary Companions."

BENEVOLENT SOCIETY

The semi-annual meeting of the Japanese Benevolent Society was held in the Japanese school house on Nuuanu street last evening. There were eighty-five members present. A resolution raising the monthly dues from ten to twenty-five cents was adopted. The resolution likewise showed that a petition was duly filed with Treasurer Wright for leave to amend the charter of incorporation of the society. It was resolved further that the proceedings of the society had at the general meeting, October 19, 1901, be ratified.

The report of the treasurer of the society for the past six months showed a cash balance of \$1673.20. The total amount of receipts aggregated \$583.75, while the disbursements were \$4159.55, of which \$4037.80 was paid to the hospital expenses.

The following list of subscriptions was presented: Messrs. H. Hackfeld & Co., agents for the Pacific Mail Steamship Co., O. & O. Steamship Co., and Toyo Kisen Kaisha, \$2437.50; Five Japanese Emigration Companies, \$500; Japanese Hotel Union, \$57.55; Dr. I. Mori, \$250 (\$25 monthly); H. Tanaka, \$10; H. Genzo, \$7; Shin-nippon Sha, \$5.75; Hawaii Shimpo Sha, \$4.50; Yamato Shin-bun Sha, \$4; Honolulu Shin-bun Sha, \$2.25.

A. N. SANFORD,

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A Combination of Art and Utility. Used by many in preference to other makes of the same price. It is demonstrating its merits. Built to Sew Well and to Last. Call and inspect the different styles.

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Sole Agents for the Hawaiian Islands. Large stock of new goods ex. Alameda. Take advantage of our low prices.

GOO KIM DRY GOODS AND GENTS' FURNISHINGS, 1116 Nuuanu St.

Look at This

If you don't buy these lots you'll miss it, because you will miss doubling your money in one year or less. Prices bed-rock. Finest, coolest and healthiest location in Honolulu, right on King St. below Waikiki Turn, on line of Rapid Transit, seven minutes' straight run to Fort St. Will build houses for \$700 up and guarantee renters for this price, \$25.00. Call and see

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THE WEIR SELF-SEALING --- STONE FRUIT JARS

These jars have been on the market for a number of years, and have given the best of satisfaction. They are a perfect SELF-SEALING JAR; are practically unbreakable, will exclude the light as well as air; and you can tell in advance whether fruit will keep. The jar can be opened and closed by a child without burning of fingers or scalding of hands. No slivers of glass can get into the fruit. No metal comes in contact with the fruit. No corrosive substance can gather in the lids or threads of the jar. The most perfect sanitary jar made.

THESE JARS make an excellent container for milk and butter, as they can be placed in the refrigerator and the contents of the jar are absolutely protected from taint.

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COMMISSION MERCHANTS.
Dealers in Fine Tea and Grass Linens. Chinese and Japanese Goods of All Kinds.
HONOLULU

Chamber of Commerce RICE PLANTERS AND LAWYERS Before the Commission

The Senatorial Commission resumed business at five minutes to three yesterday afternoon. Persons noticed at the meeting included Secretary H. E. Cooper, Delegate R. W. Wilcox, Cecil Brown, W. W. Hall, W. O. Smith, J. G. Spencer, E. R. Stackable, W. C. Wilder, John Kidwell, A. B. Loebenstein, Dan. Case, Fred. Wundenberg, John A. Cummins, John E. Bush, Roy H. Chamberlain, Andrew Brown, Ed. Towse, J. W. Girvin, F. W. Macfarlane, Solomon Mebeula, T. R. Mossman, Prince David Kawanakoa, John M. Thurston, Wong Leong, Lum Chin, L. Ahlo, Edgar Cayless, Sam Parker, D. G. Camarinos, C. H. Brown, Isaac Noar, L. R. Crook, Judge Esteve, W. E. Fisher, W. M. Minton, Harry Jueh, Dr. J. T. Wayson.

Charles M. Cooke resumed as witness representing the Chamber of Commerce. By request he read the following memorial of that body:

CHAMBER OF COMMERCE STATEMENT.

Statement presented to the Members of the Commission of the United States Senate by the Chamber of Commerce of Honolulu, T. H., September 23, 1902.

Gentlemen:—It is with pleasure that the Chamber of Commerce of Honolulu cordially endorses the statements presented to your Commission by the Hawaiian Sugar Planters' Association, the Merchants' Association, the Bankers of this city and the Builders and Traders' Exchange, so far as they refer to the commercial interests of this Territory.

Labor.
In connection with the suggestions made to your Commission as to the employment of Chinese labor on the plantations of Hawaii, under certain restrictions, we respectfully draw your attention to the fact that Governor Taft recognizes the importance of Chinese labor to the Philippines and the proposition has been set forth to "clothe the Philippine Commission with power to regulate the entrance of Chinese labor." The Philippines have a large native population, in which respect they hold an advantage over Hawaii; so, if it is an assured fact, that to the Philippines the Chinese immigrant is a necessity, he is certainly doubly necessary to this Territory, entirely dependent, as its plantations are, on foreign labor.

The remedy proposed for the relief of the labor situation in the Philippines is the admission of Chinese, as plantation laborers only, under sufficient bonds and a proper system of identification which will guarantee the return of such labor to China after a certain specified time. This, gentlemen, is what has been suggested to you by the Planters' Association of Hawaii, and we recommend its adoption in this Territory, feeling assured that all the business interests in this Territory will, thereby, directly and indirectly be benefited.

Honolulu Harbor.
The proposition for lighthouses, presented by Secretary Cooper, cannot be too highly commended, especially the one on Makapuu Point and one on Mokolai, as these will mark this channel, which is the great avenue of ocean travel. Regarding the improvement of the harbors of this Territory, we beg to remind your Commission that the opening of the Isthmian Canal, connecting the Atlantic and Pacific Oceans will render the port of Honolulu of vastly more importance to the Federal Government than it is today, and that it is now none too early to begin preparations for enlarging and deepening this harbor, in order that the vast amount of shipping which will make Honolulu a port of call may be accommodated just as soon as the canal is open. We anticipate that, with the opening of the canal, the shipping at this port will be largely increased and that vessels of all nationalities will touch here on their way to and from the Orient.

Hawaiian Silver.
In the judgment of this Chamber the recommendation of the bankers as to the redemption of Hawaiian silver cannot be put into effect at too early a date. We urge the prompt passage of Senate Bill 2210.

IF YOU WANT TO VOTE IN NOVEMBER, YOU MUST REGISTER.

Fire Claims.
We unqualifiedly endorse the statements made by the Merchants' Association of Honolulu regarding the Fire Claims. This indebtedness on the part of the Territory was incurred in an attempt to suppress the bubonic plague in the quickest and most effective manner, and the greatest care has been exercised in adjudicating the above claims, which could not be paid by this Territory except by largely increasing the Territorial taxes. The earning power of the people has been so seriously affected by the present conditions of trade consequent on the difficulties of the sugar industry, and considering also that the Organic Act has since prohibited the issuing of bonds of the Territory for such a purpose, that to now pay the Fire Claims would be an unupportable burden.

Coffee.
As your Commission has expressed a desire to be supplied with further information regarding the coffee trade and its possibilities we beg to furnish the following facts:

The exports of coffee from Hawaii to the United States in the last two fiscal years have been as follows:

Year ending	Pounds	Value
June 30, 1901	2,119,543	\$239,318
1902	1,082,994	114,340

These figures show a decrease in exports of one-half within a year, owing to low price of coffee on the Mainland and the difficulty of securing reasonable labor for our coffee plantations.

Brazil supplies the bulk of the coffee (viz. 900,000,000 lbs.) used in the United States, and, in proportion to the benefit derived by Brazil from this trade, the return made by that country is very small, her total purchases in the States last year amounting to only about \$10,000,000. The character of Hawaiian coffee is dissimilar to Brazilian. It is of a milder, but, to the connoisseur, more acceptable flavor and although, on this account, it cannot be expected altogether to take the place of the stronger coffees, its fine character and the fact that it is grown on American soil should entitle its cultivation to that encouragement which a duty or a bounty would afford.

The extent to which the coffee industry on these Islands can grow under such fostering care is difficult to arrive at, as no proper estimate can be made of the amount of capital obtainable for the establishment of coffee estates, nor the amount of labor which—even under a partial suspension of the Chinese Exclusion Act—for their cultivation, but it is certainly safe to say that the area under coffee would be largely increased and as rapidly as the conditions admitted of, and, as this industry is one in which the small farmer can engage, with its revival an increase of this most desirable class of agriculturalists may be expected.

We submit these facts to show that some aid is necessary in order to stimulate the production of coffee on Hawaii, either in the form of protection or of a bounty, as well as by a provision for a sufficient labor supply.

Hawaiian Trade.
It has already been stated by the Hawaiian Sugar Planters' Association that the trade between the United States Mainland and this Territory is the largest done with any country of the size and population of Hawaii, a fact which is statistically proved beyond question, and, as the prosperity of this Territory increases, so must of necessity its trade with the Mainland manufacturers and merchants. It follows, therefore, that, apart from the benefits to be gained by our local population from the prosperity of our staple industries, the advantages derived by the Mainland from such prosperity are considerable and not to be overlooked.

No record exists of the imports from the Mainland since June, 1900, but for the five months and fourteen days to June 14, 1900, the importations from the Mainland were valued at \$8,609,820, being at the rate of about \$18,785,000 per annum, and these figures convey some idea of what our trade with the Mainland can be brought to under favorable conditions.

The value of the exports from Hawaii for twelve months to June 30, 1902, was \$24,754,922, all of which went to the Mainland, excepting \$54,365 which was exported to foreign countries.

has been carried on here to a limited extent, is sure to become a large industry if we can have the necessary labor, for the Hawaiian pineapple is most highly esteemed for its size and flavor which have commanded for it a higher price in the Mainland markets than other canned pineapples.

Sisal is another infant industry which is commanding attention. The plant grows well and readily here and, without a doubt, large quantities of this valuable fibre could be raised here with the necessary labor to do the de-fortinating and preparing thereof.

Shipping.
A fact worth mentioning is that all of the exports from Hawaii to the United States are now carried by American vessels, and this can be said of no other country that trades with the Mainland.

For the fiscal year ending June 30, 1902, the tonnage and number of vessels entering Hawaiian ports in the "Coastwise" trade—that is, the trade with the Mainland—was 917,689 tons, represented by 593 American vessels.

Foreign vessels entering the ports were 210, of a tonnage of 359,649. It will thus be seen that the total shipping entered at all the ports of the islands for the year was 803 vessels of 1,216,138 tons, which indicates, as well as anything else can, the extent and value of the trade of this little mid-Pacific group.

New Buildings.
We ask your consideration of the great need of this Territory for Federal buildings. There should be new post-offices in Honolulu and Hilo. In both places business has far outgrown the accommodations. The quarters now used by the Federal courts in their various departments are totally inadequate. Persons held for offenses against United States laws, or as witnesses, have to be placed in the already overcrowded Territorial prisons.

No such place as a general house of detention exists. The business of the United States courts is already large and must inevitably increase in the immediate future.

Health Matters.
The necessity for establishing and maintaining at the port of Honolulu a most modern and effective disinfecting plant for use on steam and sailing vessels, and also of a thoroughly equipped quarantine station, is, no doubt, manifest to you.

As diseases, when epidemic, gradually extend to other countries along established lines of travel, this port should be prepared to care for any infected vessel which might arrive; taking therefrom and caring for any sick persons without endangering this community, and cleaning the vessel before allowing it to proceed on its course to Mainland ports.

As the greater part of the vessels from the Orient now stop at this port on their way to San Francisco and other coast ports this place becomes a "buffer" as it were, between the East and the West, and efficient quarantine work here becomes a matter of great importance to the Pacific Coast as well as to this community.

Officers of the Marine Hospital Service, we presume, have made this matter plain to you and indicated what the special needs of this department are. It is a pleasure to state that the Marine Hospital Service and the Territorial Board of Health have worked together, thus far, in complete harmony in health matters.

Land Laws.
In the opinion of this Chamber it is deemed that any radical change of the land laws as now existing in this Territory would be subversive of its best interests.

Funds for Needed Improvements.
We respectfully call your attention to the fact of the increase of the revenue of the United States through our Customs receipts and respectfully request that liberal appropriations be made by Congress for the various improvements that have been suggested as commensurate with the amounts collected.

Respectfully submitted,
THE HONOLULU CHAMBER OF COMMERCE.

Signed by its Vice President:
CHAS. M. COOKE.

(Continued on Page 6.)

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Ladies—WATCH—GENTS—
We Mean What We Say—Your
Choice—Solid Silver—Gold—Plate
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A new and easy plan. Send Stamp
and we mail instructions, testimonials
and send FREE as a Souvenir a
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If you care to know more about them, let us know where to find you.

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You will find our stock of freshly smoked ham to be extra fine. They are the best sugar cured hams imported and smoked by us, which gives them a much finer flavor than when the meat is smoked in the states and shipped here. Furthermore, they are full weight and not dried out. Try one.

Metropolitan Meat Co., Ltd.
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BURIAL ASSOCIATION**

Messrs. Harrison Mutual Burial Association.
Gentlemen:—I have carefully investigated the plans of your association and am heartily in favor with the idea. You may put me on your list as a member, and I recommend everyone to join whether they think they will need the benefit or not. Respectfully yours,
WM. W. HALL.
Harrison Mutual Burial Association.
Gentlemen:—Your association not only assures every member of a proper and decent burial at a very small cost, but relieves others of a responsibility they are not always prepared to meet. Yours respectfully,
FATHER H. VALENTIN.
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From the Springs at Puna.

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TERMS:—
One Case of 100 Bottles (pints) \$8.50
One case of 50 Bottles (pints) \$4.25
A rebate of One Dollar will be made upon the return of shipping case and 100 bottles.
Telephone Main 279.

Bulletin 75c per month

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Weekly edition of the Bulletin, \$1 a
year.

Schlitz

It is proper to mention here that fresh and canned fruits could be made articles of export to a much larger extent than at present were our labor conditions more favorable. For example, the canning of pineapples, which

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WEDNESDAY, SEPTEMBER 24, 1902.

Senator Mitchell in his address at the luncheon given by Federal officials said just enough to show the people of Hawaii that the Commission has reached a conclusion on the first necessity of this Territory.

The amount of time occupied in the courts by the great amount of interfering that has to be done has a bearing on the work of our courts which it is somewhat surprising was not brought out before the Commission by members of the bar.

Governor John Baker's entrance to the list of Republican party workers tells its own story of how the sentiment of leaders among the Hawaiian-Americans is steadily shaping into channels which assure a Republican victory. John Baker is admittedly one of the strongest Hawaiian leaders of his island if not the Territory.

The Commission has evidently taken the position that the changes and problems brought about in Hawaii by annexation have been sufficiently revolutionary and difficult to solve without going back to straighten out the revolutions of the past. Few citizens of this Territory can doubt the good sense of this conclusion. Furthermore, the unanimous sentiment in favor of granting the Queen a liberal compensation for the losses occasioned by the overthrow of the monarchy ought to lead Congress to favorable action which will materially assist in smoothing over the rough places of the past.

The Chamber of Commerce is to be heartily commended for the succinct, temperate, plain statement of conditions and necessities placed before the Commission in its memorial. The document presents the business affairs of the Islands without prejudice, and sets out calmly but none the less positively matters of public moment which are believed to be for the interest of the Territory and deserving the careful attention of Congress. The spirit of the memorial is one of "live and let live" at the same time expressing the conviction of what is necessary in order that all may live. Full recognition is given every phase of industrial activity and what seems to Hawaii to be the plain duty of the Federal government in promoting public work of a purely national character is touched upon in a way that ought to carry conviction and secure speedy action.

JUDGES AND THE COURTS DISCUSSED

(Continued from Page 1.)

Stubbs of the U. S. Agricultural department and mingling his own comments informed the Commission that Ewa made \$400 an acre net profit; it raised 10 tons of sugar to the acre.

L. A. Thurston volunteered the information that it cost \$17 a ton to send sugar to New York.

A. S. Humphreys—it costs \$35 a ton to raise sugar at Ewa, an enormous profit.

Mr. Wilcox said \$450 an acre could be made out of taro growing. The crop takes 15 months. Taro land was worth \$1,000 an acre. Chinese were getting it for \$30 or \$40, and were paying as high as \$100 an acre rent for rice lands. This was why he wanted an expert. One acre of taro land will support a family. The Government does not want farmers.

American Farmers Needed. A thousand American farmers could

be accommodated. We have the best climate anywhere. When I was in Washington I was asked. White men will work on sugar plantations if you pay them, but the planters don't want white men. Get Chinese and Japanese and they will stay six or eight months on plantations and then come to town to compete with other people. The Leper Colony. Mr. Wilcox wanted the leper colony taken over by the Federal Government as a reservation to receive all lepers from the Mainland but not from other parts. He did not want any from the Philippines, where there were a million lepers. Answering L. A. Thurston, he repeated his proposition to take lepers from the States. There are only 300 there. Lepers on Molokai are taken not care of now. They are fed on rotten salmon and stale bread, to make a big profit for the Settlement store. Witness promptly answered in the affirmative a question by Mr. Humphreys, if the store was not maintained so that favorites of the Dole Government might unload their shelf-worn stocks on the lepers. If the store were abolished the Board of Health would have to go out of business.

Since segregation, forty years ago, leprosy had not decreased, the number restrained being 1,000 or so from year to year. Vaccination had spread it and the people had no confidence in the Board of Health physicians.

Public Improvements. Witness wanted to lighthouses taken over by the Federal Government. Also, an engineer to be sent to survey harbors for improvements. To Senator Mitchell's question if he had anything more, he said no, that his main reason for appearing was to advocate the transfer of land administration. Again he referred to improper disposal of land.

Answering questions by Mr. Humphreys, he stated that the Government exercised its right of eminent domain for the benefit of corporations, in particular the Rapid Transit Co. Also, under the same heading, he told of the Government's recommendation to pay the O. R. & L. Co. \$60,000 under a law of 1890 and the grant the Legislature made of \$50,000. This was where the real bribery talked about should be placed.

Contradiction. W. O. Smith arose to correct a statement made by the Rapid Transit Co. had nothing to do therewith. He also took exception to the statement regarding Polipoli spring, asking Mr. Wilcox if he did not know that Raymond engaged to supply the people here with water. Wilcox said the Kanaloa land transaction was not an exchange but a lease, but Smith said he drew the papers and knew. Wilcox also said the Legislature some years ago directed the piping of the Polipoli water, but the Government did not carry out the legislative will. It waited to give the privilege to a private individual.

Mr. Humphreys put a proposition, which witness affirmed, that supporters of the Government bought valueless strips of land in Honolulu to be exchanged for valuable agricultural lands.

Wilcox—Fourteen acres for a little strip of worthless land in town.

Dr. C. B. Wood, as president of the Board of Health at the time, asked Wilcox whom he meant by "they" as his informants in the statement that a windy day was selected for the sanitary burning in Chinatown with the intent of destroying Chinatown.

Wilcox—Chinamen. (To Mitchell)—Not only one Chinaman, some Chinamen; heard it from several fire claimants.

Wood—That is all.

Charles Creighton, as an attorney of sixteen years' practice here, asked an opportunity for a hearing relative to statements made by the Chief Justice and was told to come forward after luncheon.

The Third Judge. F. M. Hatch, who held ministerial positions under the Hawaii Government here and in Washington and had been a law practitioner here for twenty-four years, was next heard on the matter of a third Judge in the First Circuit.

He was strongly of opinion that three Judges were necessary. At some recent terms nothing but criminal cases were heard. The ruling that only one Judge could hold a term session ought to be changed by legislation.

The fact that Judges have attended to probate matters was instanced as one reason, and an economical practice withheld, for having three Judges. Translations impeded business, as evidence was taken in English, Hawaiian, Chinese, Japanese, Portuguese and Spanish.

There was a lively discussion between the witness and Senator Burton over the Hawaiian system eliminatory of exclusively probate judges. Mr. Hatch's reasons were that a probate Judge should be on an equal plane with a Circuit Judge, as often a probate case developed into one of equity, and further the system was satisfactory under local conditions as well as economical.

Mr. Burton pressed him to say why practice should differ here from the Mainland.

Mr. Hatch maintained his opinion that the Hawaiian practice was an improvement on that of the Mainland. He went into the early history of English jurisprudence for justification of his position.

Mr. Burton finally asked if the fact was not that the Judiciary like everything else in Hawaii was not modeled and conducted on the monarchical plan rather than the republican.

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ANDROMEDA WAITS ORDERS The Norwegian bark Andromeda which arrived yesterday in distress will stay in this port for quite a while as she will have to await orders from her owners, who are in Norway. It is possible that she may have all her repairs made here in which case she will have to remain here for a considerable period as her repairs will necessarily be extensive. It is also possible, that she will be fitted out with a jury rig here and go to San Francisco where she can be repaired much cheaper. IF YOU WANT TO VOTE IN NOVEMBER, YOU MUST REGISTER.

GREAT THOUGHTS GRANDLY SPOKEN "MODERN ELOQUENCE" AFTER DINNER SPEECHES, POPULAR and CLASSIC LECTURES, GREAT ADDRESSES ANECDOTE, REPORTEES, REMINISCENCE, ANALYTICAL, SUBJECT and CONCORDANCE INDEX. OVER 8200 SUBJECTS and points of interest are fully treated, and interestingly and instructively referred to in the Lectures, Addresses and Speeches contained in "MODERN ELOQUENCE".

SUMMER INJUNCTION IS DISMISSED Judge Robinson granted and signed an order today, dismissing the suit of John K. Sumner by his next friend, Maria S. Davis, against the Oahu Railway and Land Company and Bishop Gulistan F. Rupert, to set aside a certain trust deed and lease and for an injunction. John K. Sumner, the alleged insane person, specially appearing moved to dismiss the case. He based his motion upon fourteen separate and distinct grounds, but the judge is of opinion that the sixth ground alone need be considered, being that Sumner has not been and is not insane, incompetent or unfit to conduct his business, and that he does not and has never needed the appointment of a guardian or of a next friend to protect his property. Upon this question Judge Robinson accepts the affidavits of seventeen reputable citizens and the affidavit of Sumner himself, together with the answer of the Bishop of Honolulu.

These affidavits are absolutely uncontroverted," the court declares, "and the only affidavit filed in opposition to the motion is that of Geo. A. Davis, counsel for the complainant, Maria S. Davis, as next friend of said John K. Sumner, which relates not to the present mental condition of said John K. Sumner, but to his mental condition at various periods of time several years prior to the commencement of this suit. It is held that the averments of the bill in such a case cannot stand by themselves against affidavits of later date absolutely uncontroverted and uncontradicted. The order goes on to hold that the mental condition of Sumner on September 4 is not material to the motion when it has been shown that on September 19 he was perfectly sane and competent to manage and conduct his own business and affairs. The sole reason for the appointment of a next friend to prosecute a suit or action on behalf of another is that the real party in interest is laboring under some disability such as infancy, coverture or insanity. "As the sanity and mental capacity of said John K. Sumner at the present time has been fully established for the purposes of this motion," says the judge, "it would be absurd to conclude that said John K. Sumner could not, upon being restored to capacity, if he had been previously judicially declared insane or incompetent (which is not the case at bar, as the former adjudication of incompetency was reversed on appeal) or upon his otherwise becoming sui juris, assume personal control of a suit or action commenced in his behalf or move in propria persona or by counsel of his own selection for its dismissal. All parties are to bear their own costs. No counsel for the petitioner was present when the order was made by Judge Robinson, hence no appeal was noted if any were intended in the event that happened. Mr. Highton, who made the motion, was in court when it was granted. There are likely to be important developments in the Public Works office delinquency matter within the next twenty-four hours. It is common knowledge, and has been for some days, that the pressure on Auditor Austin to resign is severe. Also, it is known that Mr. Austin has thus far been disposed to oppose strong resistance to removal. None of the government officials thus far will talk about the matter, except that the Governor stated this noon that there would probably be important developments within the next twenty-four hours.

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O. R. & L. Co. TIME TABLE. From and after January 1, 1898. TRAINS. STATIONS. DAILY (Outwards) DE. SUN. DAILY DE. SUN. DAILY DAILY DAILY (Inwards) DE. SUN. DAILY DAILY DAILY DAILY (Outwards) DE. SUN. DAILY DAILY DAILY DAILY (Inwards) DE. SUN. DAILY DAILY DAILY DAILY Honolulu 7:10 7:15 11:05 3:15 5:15 7:15 7:10 7:15 11:05 3:15 5:15 7:15 'Aiea City 8:05 8:10 11:55 4:05 6:05 8:05 8:05 8:10 12:00 4:55 6:55 8:55 'Aiea Mill 8:35 8:40 12:30 4:35 6:35 8:35 8:35 8:40 12:30 5:25 7:25 9:25 'Aiea 9:05 9:10 12:55 5:05 7:05 9:05 9:05 9:10 1:00 6:05 8:05 10:05 'Aiea Mill (Inwards) DE. SUN. DAILY DAILY DAILY DAILY 'Aiea 9:30 9:35 1:25 6:30 8:30 10:30 'Aiea 10:00 10:05 1:55 7:00 9:00 11:00 'Aiea City 10:30 10:35 2:25 7:30 9:30 11:30 'Aiea Mill 11:00 11:05 2:55 8:00 10:00 12:00 Honolulu 11:30 11:35 3:00 8:30 10:30 12:30

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NAWILIWILI WHARF NEAR TO COMPLETION

The steamer Kaula arrived from Kaula ports this morning with 30 head cattle, 200 sheep, 4 bolls goat skins, 3 tons rice bran, 30 bags taro and 89 packages sundries.
Purser Hapai reports the following sugar left at Kaula ports ready for shipment: K. S. M., 1000; V. K., nil; W. nil; Mak., 2250; G. & R., 4640.
The steamer Waiialeale was at Waiialeale discharging coal. The steamer Ke Au Hon was on her way to Hanalei. She will be at Anahola today to discharge. The steamer Nihau was at Ahukini discharging freight. Weather has been very good on Kaula lately until yesterday when it started to breeze up. NE trades and choppy seas crossing channel.

Purser Hapai further reports that the new wharf at Nawiliwili landing is now almost completed and is expected to be entirely finished by Saturday. There was formerly only a small jetty running out into the sea at Nawiliwili. It was often entirely inadequate to hold all the freight discharged from the steamers and goods often had to be piled in the road. As it was uncovered the goods landed often suffered from wind and weather before they could be taken away.

The new wharf is a hundred feet long and eighty feet wide. It is covered by a fine shed, the eaves of which project over the edge of the wharf to both sides thus affording the boats landing goods there ample protection from rain. The wharf has been built under the superintendence of Joe Morse. It was started at about the 15th of last month. Mr. Morse is proud of his work and is reported to have said that his new wharf is the best wharf in the group outside of Honolulu. As there is quite a large amount of shipping at Nawiliwili this new wharf will be of great use to the shipping as well as to the steamship company.

The Board of Registration went on the Kaula from Kaula to Nihau this trip to attend to the registration of the voters of that small island. The board remained there about half a day and returned to Kaula by the same steamer. The members of the board are: Chas. Rice, John Candall, Eric Knudsen and Mr. Smith.

REGISTER EARLY. MOLOKAI REGISTRATION

Lahaina, Sept. 23.—The S. S. Lehua called at Lahaina during the small hours this morning and carried the following passengers to the leper settlement at Kalaupapa: C. H. Dickey, Sam Keilinoi, Sam Kalama, W. P. Haia, L. von Tempky, Philip Pali, Joel Nakaleka, W. F. Pogue, Rev. S. Kapu, Rev. I. Kakino, F. W. Hardy, R. C. Searle, N. W. Aluli.

The Registration Board registered slightly over two hundred and fifty voters. This is a falling off of about seventy votes from the last election.

While the people were being sworn by the board the politicians held the 'near the landing. They talked, perspired and gouted for hour after hour, much to the delight of the crowd.

In the meantime the Lehua retraced her tracks to Waiau for coal. She returned in the evening about 4:30. Later she left for Pukoo where some of the candidates with the registration board will land and tour Molokai while the others will return to Lahaina where the Lehua will pick up Mr. McClannan and then hurry to Honolulu in time to catch the out-going Alameda.

Dr. Goodhue is becoming accustomed to Kalaupapa and says he likes the place first rate.

Father Wendelin goes to Honolulu for a two weeks' trip.
Superintendent McVeigh expects to see the settlement people stir things up pretty lively between now and election time as they will have many heated meetings among themselves over the different political issues brought before them. Some of the most prominent men think they would be better off if politics had been cut out of the settlement and they had never been allowed to vote.

Fifty cows were landed at Kalaupapa this morning. By mixing milk with poi many of the inmates can eat it with a relish when nothing else can be retained upon their stomachs.

FINAL RECITAL BY MORLEY

Mr. Morley closed his season of recitals last evening at the Castle residence, Manoa valley. It was cool and a charming spot for an evening of music and most of the lovers of music had the pleasure of hearing Mr. Morley once more in this his last program. His numbers were taken from such masters as Bach, Rubinstein, Schumann, and Chopin and rendered in a manner to please the most fastidious. He was obliged to respond to many honors, all of which were dainty and pleasing. In his closing number the D. Minor Concerto by Rubinstein, he was ably assisted on the second piano by Miss Carrie Castle. She entered into the work with her whole soul and fulfilled her part of the program in a praiseworthy manner. Mrs. L. Tenney Peck was the vocalist of the evening, her first number being "The Magic Song" by Meyer Helmund in which she displayed her ability as a true artist. She responded to an encore with a dainty little ballad showing great dramatic ability. Miss C. B. Hyde was the accompanist, and did her work well.

LOCAL AND GENERAL

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Geo. Harrison; money to loan. 208 School street.

When other dentists fail try the New York Dental Parlors.

The place to get pure Kona coffee is at C. J. Day's grocery.

A fine selection of wall papers at Deal's going at less than cost.

IF YOU WANT TO VOTE IN NOVEMBER, YOU MUST REGISTER.

Auction sale of palms and ferns at Morgan's, Friday, Sept. 26, at 10 a. m.

Nicely furnished rooms, Popular House, 1249 Fort St., \$1.50 per week up.

For baby carriages and sewing machines and stoves and safes, call on Hoffschlaeger Co., Ltd.

The steamship Alameda did not leave for San Francisco at 12 o'clock today as scheduled as she was delayed for a great measure by late freight. She did not leave before 1 o'clock.

For good, honest dentistry at low prices—the kind that will NOT give trouble afterwards—have the **Up-to-Date Expert Dentists** in Arlington block, 215 Hotel street, off Union, do your work.

The wireless telegraph service is now open for business to Mahukoua and all points on Hawaii and Maui. Telegrams will be received at the Inter-Island Telegraph Company's office, lower Fort street.

High Sheriff Brown prosecuted in the Police Court this morning owing to the absence of Deputy Sheriff Chillingworth who went over to the other side of the island last night accompanied by Officer Renear and McDuffie.

DOUBLE DISCOUNT IS DISALLOWED

(Continued from Page 1)

Petitioner assigned to the insurance companies so much of its claim as would cover the amounts they paid it, the total being \$3287.19. The Commissioners deducted this amount from that of their finding of loss and awarded petitioner \$4599.85. "Not satisfied with this, however," says the judge, "they proceeded to deduct this same amount from the money due petitioner by awarding the last-mentioned sum, subject to the subrogation of this claimant to said companies." This would leave the Seng Chong Co. but \$1303.75 instead of the \$7877.85 found to be due the petitioning company.

The judge is of the opinion that it was the duty of the Commissioners to have awarded the petitioner the sum of \$4599.85, without making it subject to the subrogation to the insurance companies. For the reasons given in this case and that of Liverpool and London and Globe Insurance Co. vs. Maccarlaine et al., the demurrer is overruled and the Commissioners will be directed and commanded to amend their award to petitioners so that the same shall be for the sum of \$4599.85 without lien or subrogation.

Hatch & Stillman for writ of mandamus, in both cases; Attorney General E. P. Dole for Fire Claims Commissioners.

MILITARY ORDERS

Orders for election in two of the companies of the National Guard have been posted at headquarters. They are as follows:

Honolulu, Hawaii, Sept. 18, 1920. General Orders No. 28.

Pursuant to orders from General Headquarters of which the following is a copy:

General Headquarters, Territory of Hawaii.

Adjutant General's Office, Honolulu, H. I., Sept. 18, 1920. Special Orders No. 12.

1. An election will be held in the company room at the Drill Shed on Friday, Sept. 26, 1920, at 7:30 p. m., for the election of the following officers:

One First Lieutenant Co. C, First Regiment, N. G. H., vice J. Machado, commission expired.

One Second Lieutenant Co. C, First Regiment, N. G. H., vice T. P. Mellin, commission expired.

2. An election will be held in the company room at the Drill Shed, on Tuesday, October 7, 1920, at 7:30 p. m., for the election of the following officers:

One Captain Co. E, First Regiment, N. G. H., vice L. J. Nahora Hips, commission expired.

One First Lieutenant Co. E, First Regiment, N. G. H., vice J. K. Manloa, commission expired.

One Second Lieutenant Co. E, First Regiment, N. G. H., vice Thos. Katalia, commission expired.

Lieutenant C. H. Traey, Adjutant Second Battalion, First Regiment, N. G. H., will preside at said elections.

By order of the Commander-in-Chief, JAMES W. PRATT, Major and Acting Adjutant, General Staff, National Guard of Hawaii.

The commanders of Companies C and E will assemble their companies at the time and place above ordered.

By order of Col. Jones, JOHN SCHAEFER, Captain and Adjutant.

Dr. Jean Jacques, a well-known specialist of diseases, attached to the University of Paris, diagnosed his own ailment as indigestion, when it should have been cancer of the stomach, and died.

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LOT 31



Our Ladies' Kid-laced Boot at \$3.00, the greatest value, the greatest style, the greatest comfort, combined into \$3.00 boot.

We are offering this boot on its merits, and have cut the margin of profit in half, to immediately introduce the boot.

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NEW and Dainty Line of STATIONERY JUST OPENED UP
"Roxboro" Paperette—New Shape; Dresden Blue.....25c Box
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"Old Amsterdam"—New Shape.....35c Box
(The usual prices of this grade of goods, 50c.)
"Thespian"—High Grade Paperette.....20c Box
"Evangelist"—Paperette.....15c Box
At Bond Note and Letter Tablets Ruled or Plain.....20c
Parchment Bond Tablets, White and Dresden Blue.....20c
Parchment Bond Letter Tablets, White and Dresden Blue.....25c
Colonial Bond Note Tablets.....15c
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In the pantry Antoline is invaluable as it is not a poison but has the desired result.

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Never had so beautiful a stock as we have now.
Handsome beds, white enameled with brass trimmings and all sizes.
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Honolulu, SEPTEMBER 24, 1920.

NAME OF STOCK	Capital Paid Up	Bid	Asked
MERCANTILE.			
G. Brewer & Company	1,000,000	100	100
L. B. Kerr & Co., Ltd.	500,000	50	50
SUGAR.			
Sea Plantation Co.	1,000,000	100	100
Hawaiian Agricultural Co.	1,000,000	100	100
Hawaiian Sugar Co.	1,000,000	100	100
Honolulu Sugar Co.	1,000,000	100	100
Kona Sugar Co.	1,000,000	100	100
Kahala Sugar Co.	1,000,000	100	100
Maui Sugar Co.	1,000,000	100	100
Waialeale Sugar Co.	1,000,000	100	100
Waialeale Sugar Co.	1,000,000	100	100
Waialeale Sugar Co.	1,000,000	100	100
MISCELLANEOUS.			
Walter Steamship Co.	1,000,000	100	100
Inter-Island Steam N. Co.	1,000,000	100	100
Hawaiian Electric Co.	1,000,000	100	100
Hon. Rapid T. & L. Co.	1,000,000	100	100
Mutual Telephone Co.	1,000,000	100	100
Oahu Ry & L. Co.	1,000,000	100	100
BONDS.			
Hawaiian Gov 5 per cent	1,000,000	100	100
Hon R R Co. 5 per cent	1,000,000	100	100
Hon Planters 5 per cent	1,000,000	100	100
Oahu R & L Co. per cent	1,000,000	100	100
Oahu Planters 5 p. c.	1,000,000	100	100
Oahu Planters 6 p. c.	1,000,000	100	100
Waialeale Agricul 5 p. c.	1,000,000	100	100
Kahala 5 per cent	1,000,000	100	100

THOMAS SQUARE CONCERT.

The band will play the following selections at a concert in Thomas Square this evening, beginning at 7:30 o'clock:
PART I.
Overture—Ivan.....Contorno
Coronet Solo—Eleanor (by request)
.....Boetger
Mr. Charles Kreuter.
Selection—Mignon (by request).....
Vocal Selection—Lucrezia Borgia.
.....Donizetti
Miss J. Kellina and Mrs. N. Alapai—Chorus and Orchestra.
PART II.
Selection—The Burgomaster.....Luders
Lancers—The Army and Navy.....Allen
Patrol—The Arabian.....Ellenberg
Mazurka—The Countess.....Translatour
The Star Spangled Banner.

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MANAGER INSURANCE DEPT'MT.
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We have sold a large number of Ping-Pong sets, but still have a very choice assortment on sale. We have a complete stock of

INDIVIDUAL RACKETS BALLS ETC.

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Ads in this column will be inserted... Per line, one insertion... Per line, two insertions... Per line, one week... Per line, two weeks... Per line, one month... This is the cheapest advertising war offered the people of Honolulu.

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DO YOU WANT ANYTHING?

If so, consult these columns. If you want employees or if you want employment. If you want lodging or boarding, or have them to let. If you want to rent rooms advertise in the Bulletin Want Columns. Advertise any want you have and advertise your business.

WANTS

SITUATIONS WANTED.

SPECIAL NOTICES.

PACRECO'S DANDRUFF KILLER is one of the most cooling and refreshing of hair tonics. At Union Barber Shop.

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FOR SALE—100 ft. of excellent cucumber, either as a whole or in parts. Equipped of Honolulu Photo-Supply Co. 2258-1w

FOR SALE—6-room rooming house, centrally located; cheap; leaving city; 27 occupied. Enquire this office. 2257-1w

FOR SALE—Furniture 5-room house; privilege renting. 1243 Alapai St. 2254-1w

FOR SALE—Bakery on Kaula, with all necessary fixtures, in good condition. Apply EX. this office. 2253-5w

GASOLINE ENGINE FOR SALE—44 horsepower gasoline engine, in perfect condition. Apply to M. L. Smith Superintendent of The Honolulu Clay Co. Ltd., telephone white 2221, or to Castle & Lansdale, Stansfeld Bldg. 2165-1f

FOR SALE—1 Lodge & Shipley power lath, 1 drill press, 1 pipe cutter, cuts up to six inches; all new machines, now on hand in Honolulu; also one steam launch. W. H. Pain, Pasadena. 2126-1f

TO LET.

TO LET—On Makiki St. near Wilder Ave., cottage of five rooms and bath. Enquire of J. Ousterhirk, 1527 Makiki St. 2258-1w

FOR RENT—House on Green St.; 7 rooms, kitchen, pantry and bath; fine location; good sea view; rent \$40. Apply C. B. Reynolds, 1040 Green St. 2257-1f

TO LET—Cottage containing parlor, 2 bedrooms, dining room, kitchen, bath; possession give immediately. Apply 252 Vineyard St. nr. Miller. 2255-1f

FOR RENT—Desirable front room on Backfield near Lunallilo; mosquito proof. Address T. this office. 2254-1w

FURNISHED large front bedroom, use 2 parlors and kitchen suitable for married couple, \$10. Back room \$6. 52 Vineyard St. 2248-2w

FOR RENT—Two elegant suites of rooms, suitable for office or living. Metropole Bldg., Alakea St. Apply Honolulu Investment Co., Ltd., Judd Bldg. 2201-1f

TO LET—Roomy bath tub, with either hot or cold water and all modern improvements. Call at Silent Barber Shop. 8019-1f

TO LET—Furnished rooms at Mrs. McDermott's Garden lane 2055-1f

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HELEN'S COURT—Most centrally located mosquito-proof rooms in town; \$2.50 and up per week; Adams lane. Mrs. J. Duggan, Prop. 2258-1w

LOST.

LOST—A bay mare 14 hands high; long mane and tail; brand, Diamond K on left hind haunch. Reward for return this office. 2258-1w

LOST—Square watch charm; initials use side; diamond on other. Reward \$5. Return this office. 2258-1w

LOST—Black and white fox terrier about 5 months old; answers to name of Chief. Reward if returned to Dr. J. T. Wayson, 445 Beretania St. 2257-1w

LOST—Many thousands of dollars worth of plate glass at The Honolulu Investment Co. represent four of the strongest fire insurance companies. 2051-1f

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FOUND—Columbia bike. Apply Willie Hoopii, Pauoa. 2257-1w

FOUND—Insurance against the breaking of plate glass at The Honolulu Investment Co. 2051-1f

HELP WANTED.

WANTED—Boy to learn jeweler's trade. Apply W. H. Foster, Hotel St. 2254-1w

STENOGRAPHERS.

Have your machine put in condition for neat work. We repair the best and cheapest. For positions leave your address with us. WASHINGTON LIGHT CO.

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J. W. PODMORE, 39 S. King St. cor. Bethel, is offering:

FOR RENT.

THREE STORES on Alakea and corner of Merchant and Alakea. New Building. Fireproof. THE RESIDENCE of John Cassidy at Walkiki. Fine large house, 4 bedrooms, dining room, sitting room, lanai and good bathing. CHEAP.

AGENT.

Phoenix Insurance Co. of Hartford. Columbia Bar-Lock Typewriters.

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FOR RENT.

COTTAGE, barn and bath house, at Beach. \$20. COTTAGE on King St. at Cottage Grove, 3 bedrooms. FIVE ROOM COTTAGE, two blocks from Hawn Hotel, furnished or unfurnished. Low rent. HOUSEKEEPING rooms, nicely furnished.

FOR SALE.

THE LEASE of 6 lots at the Beach with cottage and barn; also bath. House of 11 rooms. 18 yrs. to run. Price, \$1,500; \$300 down; balance \$25 per month. Sugar stock taken in payment for above property.

F. E. KING.

Cottage Grove, King Street. Tel. White 1461.

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The Keystone Watch Case Co. Philadelphia, U.S.A. America's Oldest and Largest Watch Factory. For sale by The Principal Watch Dealers in Hawaiian Islands.

Jos. Schwartz—Importer of—WATCHMAKERS' AND JEWELERS' TOOLS AND MATERIALS. Drills for Drilling Red Beams. Room 303 Boston Building.

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H. P. BERTELMAN'S Carpenter Shop IS - MOVED. To rear of old stand. Entrance on King street. Orders left at either shop or office at John Not's store, Klatsch street, will receive prompt attention.

Weekly edition of the Bulletin, \$1 a year. The Bulletin, 75 cents per month.

CHAMBER OF COMMERCE, Rice Planners and Lawyers BEFORE THE COMMISSION

(Continued from Page 5.)

By its Secretary: JAS. GORDON SPENCER. The foregoing statement was approved at a special meeting of the Honolulu Chamber of Commerce held on Sept. 22, 1902. JAS. GORDON SPENCER, Secretary.

To HON. JOHN H. MITCHELL, Chairman. HON. J. A. BURTON, HON. A. G. POSTER, Mr. Cooke Quizzed.

Burton—You say that any change in land laws of this Territory would be subversive of its interests?

Cooke—Yes, sir. Burton—You think the Territorial Government should control and manage the public lands?

Cooke—I do. Burton—Do you believe that the Territorial Government should keep the lands, or dispose of them to corporations and individuals?

Cooke—I think they should dispose of them partly. That is, lands suitable for farming should be disposed of. So far as the mountain lands are concerned, they should be retained by the Government and leased to corporations for their water rights.

Burton—Would not corporations be able to make as good a disposition of the mountain water as politicians?

Cooke—Still believed that it would be better for the Government to control such lands under the existing laws.

One good reason for keeping the control in the Territorial Government rather than at Washington was the distance from the Federal Government.

Burton—Asked if witness did not know that Hawaii was not further removed from Washington City today than Washington State and Oregon were forty years ago.

Cooke—Did not know. We are far enough. It takes a long time to get any business through at Washington.

Burton—From my observation here land matters are put through in Washington much quicker than your land matters are here.

Cooke—Thought it was different. Burton—Have you any other reason for believing that the Territorial Government should keep the public lands?

Cooke—They are a source of revenue for one thing. Burton—Would there be more revenue from rents than from taxes?

Cooke—Could not say, only know the revenues from rents were considerable.

Burton—Then you are talking from mere guess? Do you think the Honolulu water works are managed better by politicians than they would be by a private corporation?

Cooke—They are managed very well. Pressed for a direct answer, witness created a laugh by saying, "If they are good politicians."

After a little more sparring to the same effect, the witness was excused. John A. Cummins being sworn presented a memorial, but was not questioned.

The Bar Association. Dan H. Case, secretary of the Hawaiian Bar Association, was called to present a memorial of that body on the question of a third Judge in the First Judicial Circuit. To Senator Mitchell he said he was familiar with the business done in this circuit.

Believed that three Judges were necessary; did so from condition of the calendar; amount of business arrears was enough to keep the courts busy for months if not years. There was a Circuit Court ruling that only one Judge could hold court at a time. He thought three Judges would be necessary even if more than one Judge held court the same time.

Senator Burton asked him about Shawnee county, Kansas, as the place he came from. Witness said there were two trial Judges there, and when Mr. Burton told him he was mistaken, answered by giving the names of Judges Johnson and Hayes, of two separate courts but with concurrent jurisdiction. The Kansas Senator rejoined that one Judge did the entire business now. Mr. Case remarked, "He tried to do it."

Mr. Burton asked if, supposing the Shawnee Judge failed to do the work demanded, there would not be a new Judge. Mr. Case had heard the Judge say that there was too much work. Conditions might have changed since he left there in 1896. He had heard a great deal of complaint about the want of ability of the Judges there to dispose of the business.

Mr. Burton asked if Shawnee county had not enough influence to obtain what it wanted in courts. Mr. Case said, "Shawnee generally is heard," which Mr. Burton remarked, "I think

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has imitators—some dealers will substitute if you don't wash out. Be sure you get Coke, the original guaranteed cure for Dandruff, falling hair, scalp exema, etc.

Mr. Case could not explain why there was so much business in the First Circuit. He was unable to state the population of Honolulu at the time when he spoke of the Territory's population as 150,000.

Burton—Were there not peculiar conditions associated with the passage of the bill for a third Judge? Case—I was not on the inside. Burton—Was it not a fact that the bill was held up until a certain man could be appointed third Judge?

Case—I cannot say that; I never heard it before; it is news to me.

Witness was then requested to read the memorial, which is here given: Memorial of the Executive Committee of the Bar Association of the Hawaiian Islands in the matter of Judges of the First Circuit Court of the Territory of Hawaii.

To the Honorable Sub-Committee of Senate Committee on Porto Rico and Pacific Islands. At a meeting of the Executive Committee of the Bar Association held on the 18th day of September, A. D. 1902, the undersigned was instructed to submit the following statement with regard to the matter of Circuit Judges for the First Circuit Court of this Territory:

At a meeting of the Bar Association, held on the 19th day of January, 1901, a resolution was adopted in words as follows: "It is the sense of this Association that there is needed an additional Judge for the First Judicial Circuit."

Subsequently the Legislature, by Act 19 of the Laws of 1901, approved on the 30th day of April, 1901, provided for the appointment of three judges of the Circuit Court of the First Circuit to be styled respectively, First, Second and Third Judge; and

On May 11, 1901, at a meeting of the Bar Association the following resolution was offered and adopted: "Resolved, That the attention of the President of the United States be called, by the Bar Association of the Hawaiian Islands to Act 19 of the Session Laws of 1901, providing for the appointment of three judges of the Circuit Court of the First Circuit in place of two as heretofore;

"Resolved, That the increase in the number of Judges for the Legislature has provided for by the Legislature great increase of legal work in the Circuit Court, and that said increase was provided for in response to the unanimous request of the Bar Association of the Hawaiian Islands.

"Resolved, That the President of the United States be, and he is hereby, respectfully requested to nominate and appoint a third Judge of the Circuit Court of the Hawaiian Islands in accordance with said Act of the Legislature."

That, in the opinion of the Executive Committee of the Bar Association of the Hawaiian Islands, the same need exists now for a third Judge of the First Circuit as existed at the time when the foregoing action was taken. DANIEL H. CASE, Secretary.

Dated at Honolulu, September 18, 1902. Burton—What do you think of the constitutionality of the law providing for a third Judge? Case—In presence of so many eminent lawyers I should hesitate to express an opinion on a constitutional question.

Burton—If the Legislature has the power to create one judgeship, which the President of the United States is obliged to fill, you might as well have a hundred and provide for all you fellows.

Chairman Mitchell asked how many members the Bar Association had and was told seventy. Burton—Don't you think a delicate ethical sentiment should have inspired the Bar Association to ask the President about the constitutionality of the measure before having the bill passed?

Case—Did not feel obliged to answer for the sentiments of the whole Association. Asked, "Do you think any member of the Association believes that the law is constitutional?" he answered, "It is hard for me to say."

Champion Enters Lists. W. O. Smith came forward with a request to be heard on the matter in hand. He said that under the Hawaiian statutes the number of Judges was to be fixed by the Legislature. Reading from the Organic Act he showed it provided that the Territorial Judiciary should consist of a Supreme Court,

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Circuit Courts and such inferior courts as the Legislature might from time to time create. He went on to tell of the pressure of work in the courts, finally causing the action taken by the Bar Association in behalf of a third Judge.

Witness never raised the question of constitutionality until two or three days ago. He fully believed the law was constitutional. The matter was placed entirely in the control of the Legislature by the statutes. Congress had confirmed the Territorial laws in that respect.

Mitchell—What do you think of the construction of the statute that only one Judge can sit at a time? Smith—I think it is a strained construction. It only applies to jury terms, however, as chambers and probate work is now going on along with term work by division of labor between the Judges.

Attorney Humphreys corroborated this latter statement. Mr. Smith proceeded to say that prior to the ruling in question, two Judges at terms held jury trials simultaneously in separate rooms. He did not know whether the Circuit Court's ruling against that practice was right or not, but thought certainly an effort should be made to have the rule reversed legally.

Supreme Court Filing. Mitchell—What do you think of the practice of filling up the Supreme Court with members of the bar? Smith—I think it has been somewhat misrepresented to you. There are three Justices. Sometimes one of them is disqualified through property interests of himself or the interest of relatives in a cause.

Mitchell—Doesn't the law also say absence as a reason for filling a vacancy? Smith—I think it says absence. Humphreys—Absence or sickness. Smith—The law then provides for the appointment of a Circuit Judge to fill the vacancy. Sometimes Circuit Judges from the other Islands are called in. Judges Little and Edings have been summoned on occasions. The statute has been there for some time and provides that failing a Circuit Judge—there are cases where those within reach are disqualified from former relations as attorneys—they can call in a member of the bar. They must first exhaust the Circuit Judges. It is a reasonable and proper provision to facilitate the administration of justice. Members of the bar have the conceit that all the knowledge of law is not on the bench.

Mitchell—Suppose I am called as a member of the bar, am I sworn or not? Smith—No. Members of the bar have to take an oath on their admission. Mitchell—Do you think it is a good practice? Smith—I think it is a good practice—under our circumstances—it is better than something worse. Some Rapid Firing.

Burton—At the time the Enabling Act was passed, the Judiciary was composed of Supreme and Circuit Courts? Smith—Yes. Burton—The First Circuit Court consisted of two Judges? Smith—Yes. Burton—And the Enabling Act continued the power of the Legislature. Do you mean to hold that the statute is extended so that the Territorial Legislature is clothed with the power to create an office which the President of the United States must fill?

(Continued on Page 7.)

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F. M. BROOKS—Attorney; rooms 9-10 Spreckels bldg.; Tel. Main 344.

CARLOS A. LONG—Attorney; 15 Kaahumano St.; Tel. 381 Main.

J. M. DAVIDSON—Attorney-at-Law, 109 Kaahumano St.

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DR. DERBY—Dentist; Fort and Hotel Sts.; Gas administered for extracting.

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E. TAPPAN TANNATT—Civil and electrical engineer; office, room 4, Spreckels Block; residence, 1312 Wilder Ave.; Tel. Main 132.

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W. BEAKBANE—Card engraving and stamping; 129 Hotel St.

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DR. McLaughlin's Electric Belt

Legal Notices

NOTICE TO CREDITORS.

The undersigned having been duly appointed Administrator with the will annexed of William Auld, late of Honolulu, Territory of Hawaii, deceased: NOTICE IS HEREBY GIVEN to all persons to present their claims against the estate of said William Auld, deceased, duly authenticated, whether secured by mortgage or otherwise, to the undersigned at his office in the Campbell block, Honolulu, Oahu, aforesaid, within six months from the date hereof, or they will be forever barred.

Corporation Notices.

NOTICE

Is hereby given that Mr. Chang Cheng has this day been appointed manager of the Wui Chun Tong Co., Druggists' store of Honolulu, vice Mr. Lew Yen Sen, resigned. All notes, documents, etc., which have heretofore been signed or endorsed by the said Lew Yen Sen, or all other business transacted by the same, shall be presented to the Treasurer's Office for approval within two weeks from date, between the hours of 12 m. to 3 p. m. every day, Sundays excepted.

Business Notices.

NOTICE

Parties supplying the Kamehameha Schools with supplies are requested to have their bills presented at the Clerk's office at the School not later than the evening of the 2d day of each month. Bills not so presented will go over to the following month. Bills presented on the 2d of the month will be immediately audited and paid not later than the 10th day of that month.

REMOVAL NOTICE.

Mrs. A. M. Mellis has removed her dressmaking parlors to "Sachs Block," Beretania street (ground floor), where she will be pleased to see her friends and patrons. Tel. Blue 941. 2248-1m

Curse DRINK

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White Ribbon Remedy will cure or destroy the diseased appetite for alcoholic stimulants, whether the patient is a confirmed intemperate, a temperate drinker or drunkard. Impassive or anyone to have an appetite for alcoholic liquor after using White Ribbon Remedy.

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CHAMBER OF COMMERCE, Rice Planters and Lawyers, BEFORE THE COMMISSION

(Continued from Page 6.)

Smith—That is just what Congress has done. They had the law before them while considering the Organic Act.

Burton—Did the Organic Act enlarge the power of the Legislature under that law?

Smith—There is no enlargement at all.

Burton—Then the Legislature may create a hundred offices which the President must fill?

Smith—That is just what Congress did.

Burton—And you do not think it is unconstitutional?

Smith—Some very able lawyers in Washington considered the question and saw nothing unconstitutional in the law.

Burton—I don't think anybody in Washington ever held that it was constitutional. That question never came up there.

Humphreys—There is the report, which has nothing whatever about it. Mr. Smith being asked to name anybody in Washington who had considered the question, referred Mr. Burton to Representative Knox, chairman of the Committee on Territories.

Burton—I don't think I need to ask anybody. That is for you to do.

Smith—I am sure.

Burton—Two of your Judges have testified that a third Judge is not required.

Smith—I think they are mistaken.

Burton—Do you think they would take an oath and deliberately make a misstatement?

Smith—I do not think so.

Burton—Is there not another Judge, if he cares to speak?

Smith—Judge Robinson has been on the Bench only a short time.

Humphreys—Cases have been held back by attorneys to procure a choice of Judges for their trial. One instance is that of Desky vs. Hawaiian Electric Company.

Smith—There may have been a few such cases. Every lawyer knows that such things occasionally happen, but it does not account for the congestion of business.

Humphreys—Two Judges can do all the work and loaf half the time.

Smith—Retiring when excused by the chair—Why don't they do it?

The Rice Industry.

James W. Girvin came forward with a memorial on the rice industry. Chairman Mitchell held him back to ask if there was anything further to be offered by the Chamber of Commerce, whose hearing had only been temporarily suspended to receive the statement of the Bar Association. There was no response and Mr. Girvin was sworn. Witness was a native of Canada and had been made an American citizen by operation of the Organic Act. He read the following memorial:

RICE MEMORIAL.

The Honorable Senatorial Commission, Gentlemen:—As you have so kindly called upon all within the Territory of Hawaii who have grievances to present them to your Honorable Commission we, Chinese residents engaged in the culture of rice, avail ourselves of your invitation.

Chinese Earliest Immigrants. The Chinese were among the earliest immigrants to these islands. History showing that in 1802 a Chinese sugar planter brought from Hongkong a sugar mill and engaged in planting cane, which venture unfortunately proved a failure. It, however, initiated that industry and by it Americans have grown wealthy. Since that time their numbers on the islands have steadily increased.

Naturally they sought to introduce the cultivation of rice, which is the staff of life of so large a proportion of the Asiatic, the knowledge of which has been known to them for thousands of years.

Waste Lands Brings Money. They found the climate and soil adapted to that industry. Having been accustomed and inured to plowing, planting or transplanting in lands covered with water, as taro is planted, they saw that much of the land was well suited to rice growing. They perceived also that much land, which from ancient times had not been used by the natives for any purpose, being partly tide lands and covered with tules, could be utilized and a large area of this class has been reclaimed by them and made to produce. As the natives became numerically less and the demand for taro proportionately decreased the abandoned lands were converted into rice patches and produced rentals for the owners where otherwise no income could have been obtained. Most of this waste land is or was the property of the common people, who thus received the benefits of the industry.

to valley, shows that the acreage is 11,286. Besides this area a large amount in addition is leased for pasturage, vegetable gardens, etc., probably about 9000 acres, making in round numbers about 20,000 acres dependent upon this industry.

Two Crops Per Annum.

In most places in the Territory, two crops are produced per annum, the yield being averaged at 1 1/2 tons per acre or 3 1/2 tons per annum of paddy. The yield therefore is about 39,501 tons of paddy for the 11,286 acres or 79,002,000 pounds. This losses in weight by cleaning and polishing about one-third, making the net quantity produced about 53,701,334 pounds of rice which brings in the market, at the rate of 1 1/4 cents per pound, the sum of \$2,282,306.70.

This shows the rice industry to be second to sugar in the Islands.

From the crude process of cleaning rice by hand power which obtained in China, and which was followed here, to the adoption of steam and electrical power and American machinery for polishing was a step not slow to be adopted. Gradually the industry increased until we were not only able to supply home consumption but had an excess for export.

Reputation of Hawaiian Rice.

The reputation acquired by Hawaiian rice for its cleanliness and nutritive qualities soon caused the demand to exceed the supply. Under the beneficial effects of the Treaty of Reciprocity with the United States an impetus was given to this industry as well as to sugar. It was then asserted that those engaged in the industry were important Oriental rice (upon which a low duty was imposed) for home consumption and exporting the main portion of the crop. While this was not true, and was an argument of enemies of Hawaii, the Hawaiian Legislature imposed a duty of 2 1/2 cents per pound on Oriental rice which was prohibitive. Under the fostering care of this impost the rice industry rapidly increased and the extensive demand for suitable lands caused rents to advance to a high figure. In 1898 when annexation was effected the area under cultivation to rice had reached its maximum, all available land having been brought under the plow. Some close calculators estimate that it requires the attention of one man to two acres, as an average the year round. At this rate there would be 5643 men directly engaged in the industry, to say nothing of their families, the teamsters, the sailors who bring the product to market, etc. Some of the mills are run by water power, others by steam and gasoline, and all of the machinery for polishing, etc., is of American manufacture. It is difficult to estimate the amount of capital invested in the business.

Complaint Two-Fold. You ask wherein we have a grievance? Our complaint is two-fold. Firstly, the union with the United States brought with it the lower United States tariff, which is but two cents per pound on polished rice and 1 1/4 cents on brown rice or that from which the husk merely has been removed, whereas the Hawaiian duty was 2 1/2 cents per pound. As the Japanese on the islands are numerically the greatest among the various nationalities, they consume most of the rice used and prefer the product of their own country. The importation of Japanese rice therefore fixes the price of Hawaiian rice, and in fact the anomaly exists of an inferior article bringing a higher price than the superior product of this country. This is said to be due to Japanese patriotism (?), which induces them voluntarily to pay a higher price for the commodity being fixed and rents and labor being exceedingly high, there is no longer a profit in the business.

Exclusion Laws. Secondly, under the Exclusion Laws of the United States the coming of further Chinese laborers is prohibited. As we have already stated these people are accustomed and inured to working in swamp and overflowed lands and are the only people who can do the work as it is done in this country. Owing to the topography of the country, the land being partitioned into small patches enclosed by embankments, it is not possible to use steam plows or horse power to any extent and we see no method other than that now in use for the cultivation of rice, if such tracts of land are to be made of value to their owners.

Higher Wages Demanded. The coming of further laborers being prohibited naturally those now employed are shrewd enough to demand higher wages. Their ranks are continually being diminished by the numbers returning to China and by those worn out in the service until today rice plantation laborers are being paid more than double what they received in 1893. It is therefore quite apparent that the ebb tide of this industry has set in and it can be but a few years until, under the present conditions, it must cease to hold its position as the "second industry of the Islands." Already there is a serious decrease in the amount of land cultivated.

Policy of United States. As the policy of the United States is to multiply the number of industries in Hawaii it should be then its policy to foster such as have been successfully carried on, especially as all agricultural industries are linked together in the general welfare of the country. It requires no reasoning to show that if laws are enacted delimiting the number of those employed in any special industry to those actually so employed, that it would be only a matter of time until such industry should cease, and as we have conclusively shown that Chinese only can do this work it is ap-

REAL ESTATE TRANSACTIONS

Instruments Filed for Record Sept. 22, R. Watson et al.—A. Kellett D. Napoe et al.—A. Kellett D. Castle & Cooke—Castle & Cooke Ltd. D. Tr. S. F. Cartwright—W. Kaluna, Rel. A. Young—Hon. Home for Incapacitates A.M. Kaamal et al.—Hutchinson Sug. Ptn. Co. L. L. Lyon, gen.—Hakalau Plantation Co. L. S. Kuby—W. H. Weinberg M. Instruments Filed for Record Sept. 23, Kamai—Hirabara L. ***** zen? Were you born here? Can you vote? Wong Leong—Yes, I am; I no born here. I been here thirty-two year. I got school United States. Yes, I can vote. I Republican.

Harry Juen was next called in connection with his petition. Asked if the statements contained therein were true, witness said that so far as he knew, they were. He did not have much further to say.

Senator Mitchell asked as to the portion referring to the alleged illegal arrest of the witness and others during 1895 and on Mr. Juen starting in on a history of that troublesome time, the chairman said the Commission could not go into a history of the revolution. The Commission advised the witness to see an attorney and decide what to present before the Commission. It should be remembered, however, that there would be no going into the right or wrong of the revolution. If there were claims, there was an avenue of redress.

Following is the memorial presented by Juen: Honolulu, September 22, 1902. To the Honorable John H. Mitchell, Chairman Sub-Committee on Pacific Islands and Porto Rico, Honolulu, Territory of Hawaii.

Sir:—The undersigned, an American citizen, born at Stamford, Conn., begs leave to present to your Honorable Commission the following: In the year 1895 myself and a number of American citizens were illegally arrested and thrown into prison at Honolulu. After being confined for many days varying from twenty to sixty, a number of us were forced, under duress, to leave the country we had for some time called our home. All of us have damage claims filed at Washington, D. C., where they have laid every stone.

Besides myself the following claimants have requested me to bring this matter before your Honorable Commission for the purpose of having this matter taken up and settled, viz: Capt. John Ross, John Mitchell, P. M. Rooney, Arthur White, Harry von Werthern, N. Peterson, James Durrell and Charles Molteno.

While I understand that matters of this nature are not settled in a day, it is hard for any of us to realize that seven years have passed without any sign of a settlement having been made. The claims were filed at Washington, D. C., at that time (1895) against the Republic of Hawaii, but since then the islands of Hawaii have been annexed to the United States of America, and I believe all just claims against the Republic of Hawaii will be paid by the country that assumed these liabilities.

The imprisonment and subsequent exile from this land worked a terrible hardship upon us, and most of us, by reason of the same, were entirely broken up in home, health and business.

As the statement of each claimant on file in the Foreign Office at Washington speak for themselves, I will not here attempt to describe the abuse and ill-treatment we were all subjected to while in durance vile.

Since imprisonment and exile many of the claimants have become scattered, some have become despondent—some have lost hope—nevertheless we hope and pray that the American Government will take up this matter and give it a speedy settlement.

The writer therefore prays that your honorable Commission will bring the matter to the attention of the proper authorities and use its influence to secure for us a settlement.

I beg to remain, sir, your obedient servant, H. A. JUEN.

Bush Wants Chinese Labor. J. E. Bush came forward at this juncture and said that, as a representative of the Hawaiian people, he deemed it proper that he should appear before the Commission to endorse the appeal of the Chamber of Commerce for Chinese labor on the plantations. The situation here was a peculiar one, and it would be a gratifying thing if the Commission would make allowances to help the country. Mr. Bush was thanked.

At about 4:20 o'clock, the Commission adjourned until this morning at 9 o'clock.

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What a wonderful Discovery is PAIN-KILLER! It not only cures the ills of the human family, but is also the sure remedy for horses with colic. It has never been known to fail in a cure of the worst cases; and for sprains, galls, etc., it never fails—try it once. Directions accompany each bottle. Sold by druggists generally. Avoid substitutes, there is but one Pain-Killer, Perry Davis'. Price 25c. and 50c.

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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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Nuuanu St., Corner of Merchant TELEPHONE 308

SALE OF LANDS

To be sold at auction at Honolulu on Monday, October 20th, 1902, at 12 o'clock noon, unless previously disposed of.

All the right, title and interest of the Hamoa Plantation Company in and to the following lands, which comprise the Company's undivided interests in Hui lands and other individual parcels situate in the District of Hana, Island of Maui:—

- At Mookaalee. 1 75-100 acres more or less in R. P. No. 3256.
- 40 85-100 acres more or less in R. P. No. 2622.
- 14 acres more or less in R. P. No. 2644.
- 6 acres more or less in L. C. A. No. 4876B.
- 8 acres more or less in R. P. No. 2929.
- 16 acres more or less in R. P. No. 4916.
- 8 acres more or less in R. P. No. 4929.
- 4 60-100 acres more or less in R. P. No. 4990.
- 6 95-100 acres more or less in R. P. No. 2680.
- 3 85-100 acres more or less in R. P. No. 5389.
- 24 acres more or less in R. P. No. 2941.
- At Kawaloa. 1 15-100 acres more or less in R. P. No. 3253.
- 3 acres more or less in R. P. No. 4854.
- 33 acres more or less in R. P. No. 4388.
- 1 acres more or less in L. C. A. No. 5181.
- 6 55-100 acres more or less in L. C. A. No. 5181B.
- At Kauhukalahala. 4 17-100 acres more or less in R. P. No. 2850.
- 7 77-100 acres more or less in R. P. No. 1909.
- At Pohakalele. 19 28-100 acres more or less in R. P. No. 2089.
- 2 71-100 acres more or less in R. P. No. 3114.
- At Koali. 63 acres more or less in R. P. No. 382.
- At Kawaipapa. 9-10 acres more or less in R. P. No. 3227.
- At Pohakuula. 3 59-100 acres more or less in R. P. No. 4878.
- At Mokea. 38 21-100 acres more or less in R. P. No. 2621.
- 7 acres more or less in R. P. No. 3065.
- 5 50-100 acres more or less in R. P. No. 5399.
- At Pukuiua. 3 48-100 acres more or less in R. P. No. 2824.
- At Kapohue. 21 2-100 acres more or less in R. P. No. 2547.
- At Pueokauiki. 4 50-100 acres more or less in R. P. No. 4947.
- At Waiohenu. 10 acres more or less in R. P. No. 3435.

Removal Sale

Framed and Unframed Pictures, Enslaves, Mirrors, Window Poles, Brackets and Art Novelties.

Also Show Cases and Store Fittings. Must be sold by October 1st.

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PORTO RICAN STOWAWAYS.

Five Porto Ricans were discovered on board the Alameda this morning. A couple of them were plantation laborers while the rest had been working here in town. They intended to stow away and get to San Francisco whence they intended to continue on their journey back to Porto Rico. They were captured by the vessel's quartermasters, however, and brought to the station house where they were locked up. They appeared in court this morning, charged with vagrancy, but their cases were nolle pro'd.

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GOLBURN LAYS CLAIM TO LANAI PROPERTY

John F. Golburn through his counsel, C. W. Ashford, has filed a petition dated Sept. 23, in the Second Circuit Court, Maui, against Chas. Gay and A. C. Dowsett for restitution of the premises known as the ahupuaas of Kamoku and Paomai on the Island of Lanai.

The plaintiff in his declaration sets forth that on Dec. 19, 1890 the Commissioners of Crown Lands were vested in the control and the right to lease the lands mentioned. They subsequently leased the lands to F. H. Hayselden for a period of twenty-five years, the lease beginning Jan. 1, 1891, excepting therefrom the kuleanas and rights of native tenants.

F. C. Hayselden, and the plaintiff, who is now the owner of the lease by virtue of an assignment to him from Mr. Hayselden, have ever since enjoyed the possession of said lands until on Sept. 15, 1902, the defendants by themselves, their servants and agents without right or authority in law, and contrary to the rights of the plaintiff with force and arms went upon said lands and took possession of them and their appurtenances, evicting and ousting the plaintiff from his possession of the lands and further that the defendants are still unlawfully and wrongfully withholding the lands from the plaintiff to his damage in the sum of \$13,000.

Wherefore the plaintiff prays that the defendants appear before court at the December term that the plaintiff may have restitution of said lands with damages for the detention in the sum of \$13,000.

YOU CAN'T VOTE UNLESS YOU REGISTER.

BY AUTHORITY

Sealed Tenders will be received by the Superintendent of Public Works until 12 m. of Friday, the 31st day of October, 1902, for furnishing and erecting two steel bridges in City of Hilo, Island of Hawaii, Territory of Hawaii. One over Waiakea River, 190 foot span, pin centers; one over Waiuku River, 170-foot span, pin centers; both bridges, 20-foot roadway and two (2) 4-foot sidewalks.

LOADING:

Bridges to be proportioned for 12-ton steam road roller, 10-foot wheel base. Balance of roadway and sidewalks, 100 pounds per square foot.

FLOOR SYSTEM:

Steel floor beams and wooden stringers and wooden flooring. Bridge to be so proportioned and detailed that steel stringers, buckle plates, and concrete and bitumen floor system may be substituted for wooden stringers and floor.

Steel hand rail on sidewalks. All to be in conformity with Cooper's specifications.

Contractor will submit with proposal, strain sheets, showing strains and sizes of each member; with plan and details; shop drawings to be approved by Superintendent of Public Works. Contractors will state in their proposals:—

1st. The sum for which they will furnish each structure upon the site ready for erection.

2d. The sum for which they will erect each bridge ready for travel.

3d. Contractors will state on proposals, the time for delivery of each bridge at site; also time required to erect bridge ready for travel.

Piers and abutments will be erected by the Department of Public Works. Bridge sites are within one (1) mile of Government Wharf, Hilo Harbor. The Superintendent of Public Works reserves the right to reject any or all bids.

Contractor to remove old structures.

JAMES H. BOYD,
Superintendent of Public Works.
2259-3t

SHIPPING INTELLIGENCE

TIDES.

DAY.	High Tide	Low Tide	High Tide	Low Tide
Monday	4 30	10 30	1 30	7 30
Tuesday	5 15	11 15	2 15	8 15
Wednesday	6 00	12 00	3 00	9 00
Thursday	6 45	12 45	3 45	9 45
Friday	7 30	1 30	4 30	10 30
Saturday	8 15	2 15	5 15	11 15
Sunday	9 00	3 00	6 00	12 00
Monday	9 45	3 45	6 45	12 45

Last quarter of the moon on the 24th at 6:02 a. m.

Weather Bureau, Honolulu, Sept. 24.
—Temperature—Morning minimum, 75. Midday maximum, 83.
Barometer at 9 a. m. 30.00. Steady.
Rainfall 6.01.
Dew Point 66P.
Humidity at 9 a. m. 64 per cent.

ARRIVED.

Tuesday, Sept. 23.
Schr. Ada, from Koolan ports.

Wednesday, Sept. 24.
Str. Kama, Bruhn, from Koolan ports.
Am. bk. Diamond Head, Petersen, 2 0 days from Port Blakeley.
Str. Lehua, Naopala, from Maui and Molokai ports.

DEPARTED.

Tuesday, Sept. 23.
Str. Maui, Bennett, for Maui ports.
Str. Helene, Nicholson, for Hawaii ports.

Str. W. G. Hall, Thompson, for Kaula ports.
Str. Noenu, Musher, for Kaula ports.
Gas. schr. Eclipse, Townsend, for Molokai, Maui and Kona ports.

Wednesday, Sept. 24.
S. S. Alameda Herriman, for San Francisco, at 1 p. m.

WHY THEY COME

The work done by the New York Dental Parlors has stood the test of two years in Honolulu. Our oldest patrons are sending their friends to us because their work was satisfactory. Do not experiment. We have established a reputation in Honolulu that is past the experimental stage.

If money is an object to you, come and see us. We will tell you in advance exactly what your work will cost. No charge for examination.

All our instruments are thoroughly sterilized.

Hours, 8 to 6; Sundays, 9 to 12. Ladies in attendance.

New York Dental Parlors
Room 4, Elite building, Hotel street.
Over Hart & Co.'s Ice Cream Parlors.

WANTS

FOR WANT COLUMN See Page Six

TO LET.

TO LET—Nice, airy rooms, furnished or unfurnished; centrally located. Apply L. F. Sternemann, opp. Club Stable. 2259-4t

TO LET—Furnished cottage. Enquire 45 N. Vineyard St. Rent reasonable. 2259-1w

FOR SALE.

FOR SALE—Household furniture; private sale. 127 Vineyard St. 2259-1t

APPEALS ARE DECIDED

Three appeal cases were decided by Judge Robinson yesterday. In the case of Maria Julia Almeida vs. F. J. Tosta, judgment was rendered for plaintiff in the sum of \$116.35 with interest and costs. The suit was for rent during the time the property was in quarantine, and for which defendant claimed he was not to be charged.

In the case of H. Matsui vs. Hamoda Taiji judgment by default was rendered for plaintiff in the sum of \$163 and costs. The suit was for wages as carpenter.

In the case of Mrs. Emily C. Williams vs. W. R. Sims, administrator of the estate of Katie Sims, judgment was rendered for plaintiff in the sum of \$145 with interest from October 9, 1899. The suit was for funeral expenses.

The case of Walkiki Livery and Boarding Stables vs. Wong Fai was heard on evidence. Judge Robinson reversing his decision. The suit was for \$300 damages for the death of a mare and destruction of a rig hired from the plaintiff and driven over the Fall by the Chinese. The Chinese claimed to be but twenty years of age, and the defense is that he had no legal capacity to make a contract.

SAD DEATH OF J. W. McGHESNEY

A wireless telegram was received yesterday afternoon to the effect that J. W. McChesney of McChesney & Sons had been killed while riding on a plantation train at Kona plantation. The details were very meager and no further advices had been received up to the noon hour today.

The news was a terrible shock to Mr. McChesney's family and his many friends in the business community. Mr. McChesney was in the prime of life. He has held many important public positions and has been held in the highest esteem by all business men.

The body will be brought to the city on the Mauna Loa. The funeral will probably be in charge of Mystic Lodge, K. of P. of which Mr. McChesney was a prominent member.

DEMOCRATS OUT IN COLD WORLD

(Continued from Page 1.)

These feel on account of the effort to get White out, augurs ill for the Democrats of Maui.

Hawaii stands firm Home Rule. No Democrats are wanted, a resolution to this effect having been passed by the delegates of that island at the instance of Charles Notley.

Kauai is another solid rock in the Pacific so when it comes down to a combination, Oahu is the only island that will in any way help out the Democrats. Fusion is pau and the Democrats being split on account of the non-acceptance of their plan, it is now a case of get in and get as much as it is possible for the party to get. The action of the Home Rule convention this afternoon will undoubtedly show that the Home Rulers have decided to preserve their identity.

Special Waist Selling

what woman has enough shirt waists

She can always find a need for one more, especially when such an exceptional opportunity as this is presented. The waists comprise the finest creations in White Lawns, Silk Mulls, Swisses, Madras and Mercerized Fabrics. Mostly with long sleeves and the NEW STOCK COLLARS.

A NEW LOT OF WAISTS

We have just received a big new lot from one of the Best Waist Makers in the country. They come to us at so much less than normal, early summer prices, that we have marked them irresistibly low. In addition to this, many of the waists in our regular stock have been radically reduced. It's the Waist chance of the summer, and the last chance you will have at a fresh, crisp lot of the daintiest NEW YORK WAISTS.

WHITNEY & MARSH, LTD

NO PLATES REQUIRED

Full plate of Teeth \$5.00
Gold Crowns 5.00
Bridge Work, per Tooth 5.00
Gold Fillings \$1 and up as to size
Fillings. .50c to \$1 accdg. to material

New York Dental Parlors
Room 4, Elite building, Hotel street.
Over Hart & Co.'s Ice Cream Parlors.

BY AUTHORITY

Pound-Master's Notice of Estrays

Notice is hereby given that the animals described below have been impounded in the Government Pound at Makiki, Kona, Island of Oahu, and unless the pound fees and damages are sooner satisfied will be sold at the date hereafter named according to law:

Sept. 18, 1902.—1 Bay Horse, branded 15 on the left hind leg, lame on the fore legs, 4 legs black.

Sept. 18, 1902.—1 Bay Mare, branded C on the left side of the neck, white stroke on forehead, two legs black, and two white; all shad.

The following animals will be sold on Saturday, Oct. 4, 1902, at 12 o'clock noon, if not called for before the date mentioned.

K. KEKEUNE,
Poundmaster.

Sterling the Painter

Has added to his Paint Shop a large stock of—

WALL PAPER

Also an Experienced Paper Hanger as salesman, who will be pleased to give information about Paper Hanging and Decorating.

COMPETENT PAPER HANGERS employed and always on hand.

REASONABLE PRICES.

SAME OLD STAND, UNION STREET

LOTS FOR SALE

In Kapiolani Park Addition and in Kalihi.

DAVID DAYTON
157 MERCHANT STREET.

Public Typewriting
by Miss Ella Dayton

E. R. BATH, Plumber

Located at 165 King St., Opposite Young Bldg. Telephone Main 61.

AGENT FOR THE CELEBRATED DOUGLAS COLSET.

Artistic Floral Pieces

of any design made to order at short notice by the KING ST. FLORIST, also CUT FLOWERS.

T. C. MCGUIRE

NEW - TO-DAY

RE-OPENED
After the Dreadful Fire

The Island Curio Store
Jas. Steiner, Prop.
916 FORT ST., McInerney Block.

The finest collection of Hawaiian and South Sea Islands Curios of all sorts for sale.

JAS. F. MORGAN

Auctioneer and Broker

65 Queen St.

Auction Sale
—OF—
PALMS and FERNS

ON FRIDAY, SEPT. 26,
AT 10 O'CLOCK A. M.

At my salesroom, 65 Queen street, I will sell at Public Auction
A Collection of Palms and Ferns.

JAS. F. MORGAN,
AUCTIONEER.

Auction Sale
—OF—
Plantation Supplies

On Monday, September 29,
AT 10 O'CLOCK A. M.

At the yard, corner of Edinburgh and Halekaula streets, I will sell at Public Auction merchandise from Maunaloa Plantation, as follows:

- 1 Heavy lumber wagon, 5-1/2 tons.
- 1 Studebaker running gear.
- 4 Large dump carts.
- 1 Small dump cart.
- 1 Scrapper.
- 100 Pieces corrugated iron.
- 1 Anvil.
- 1 16-ft. windmill, wheelbarrows, Plows, pick axes.
- 1 Atlas engine, bibs, cement.
- 1 Ladders, doors, windows.
- 1 McNeale steel safe.
- 1 Pipe cutting machine.
- 1 Steam launch, "Talua," formerly used for towage at Kahului harbor.
- 1 Lodge and Shipley lathes and tools.
- 1 Large drill press.
- 1 Small drill press.
- 3 Good work mules, etc., etc., etc.

Inventory at my office, 65 Queen St.

JAS. F. MORGAN,
AUCTIONEER.

FOR RENT

Two cottages on Walkiki Beach Road. Six bedrooms each. Rent \$20 each. Includes water rates.

JAS. F. MORGAN,
65 QUEEN STREET.

JAS. F. MORGAN

Auctioneer and Broker

65 Queen St

SUCCESS

in life, social or business distinction, for man or woman, old or young, in these days of activity, depends largely on personal attractiveness. Without good teeth the most regular features will not be beautiful, and the HEALTH WILL BE POOR. For good honest dentistry at low prices, MAKE NO MISTAKE, but have the

SKILLED UP-TO-DATE EXPERT DENTISTS LOOK AFTER YOUR TEETH

All their work Fully Guaranteed and kept in repair free. No charge for examinations. Lady Assistant All instruments thoroughly sterilized before being used.

They are in the Arlington Block, 215 Hotel Street, off Union