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Ripened Wheat

We hoed today in a cultured farm,
And see soon for early shoes.
We looked out last on the aged face
With the look of peace on earth's peace,
And hoe like a silver crown.
We touched our oats in the city and finish,
From life's long labor at rest,
And among the blossoms white and sweet
We passed a hundred graves where
Charged close to the silent breast.
The blossoms whispered of fadeless blooms,
Of the land where falls no tear;
For the tips whisper low of rest and sun,
The patient waiting, and trusting prayer
The gathered gold of the year.
We know not what work the hands had found,
What rugged place for feet;
What cross was borne, what hardness of sight,
We saw for peace, the blossoms white,
And the hands of ripened wheat.—Cudney

To ----------.

I cannot forget thee, the spirit is here,
Unseen and a wizard the spell of my mass;
The months have passed since together we met,
Thy spirit still hauntest me I can never forget.
When the soft shining breeze waftes gentlest near,
Thy voice sweetly mingles in Sweet Thyme;
When bright loving visions at eve thy form
I see thee before me in fancy's bright dream.
In my heart thy sweet image to impress has made
That distance for absence shall cause it to fade;
For still in my heart I'll cherish thee yet,
I have seen thee and loved thee—I can never forget.

Supreme Court of the Hawaiian Islands—In Equity.

KALAUOKEKOI vs. KAREIE ET AL.

Opinion of Chancellor Judd.

The decision of the Supreme Court sustaining the demurrer, contains a statement of this case. The plaintiff now amends his bill by the statement that after the death of Kalaeokekoi I, (the awardee of the land) Keaka, the mother of said Kalaeokekoi, entered into possession of the land as his heir at law and remained in possession until she died in 1860, and the possession of the said Kalaeokekoi, and of the other defendants did not begin either personally or through any ancestor or predecessor until after the death of the said Keaka; and further that the plaintiff knew of the wrongful possession of the defendants or of some of them shortly after the death of Keaka but that he was then and for a long time afterwards without means and therefore unable to institute proceedings to obtain possession of the premises.

At the hearing had on the 29th October, testimony was introduced by the plaintiff to the effect that Keaka was in possession of the premises until her death in 1860; but they consisted mainly of general statements, and against them the defendant produced a lease from her former guardian to Mr. Buckle of a part of the kalo land at Kamakela, dated 1st January, 1863, and Mr. Buckle states that under this and subsequent leases, which he produces, he has held undisputed possession of this land under the defendant for over twenty years.

Mr. Monsarrat also states that he rented a part of this land from the guardian of the principal defendant soon after Kalakini's death, which occurred in 1862, and held possession undisturbed until his lease expired in 1870. There was testimony also that a man named Nihi who was cultivating some kalo patches (possibly under Keaka as testified to by plaintiff's witnesses) attorned to the defendant as early as the fall of 1868. We have, then, the following facts to consider. A Royal Patent granted in 1855 to Kalaeokekoi for Kalakini.

This is evident from an inspection of the original patent produced by defendant which is signed by the King and bears the seal of the kingdom. The copy which is kept in the bound volumes of the Department of the Interior has been tampered with and in three places the word "Kalakini" has been erased and the words "his heirs" written over the erasures.

This is a suspicious circumstance and must have been done by some one in the interest of the plaintiff. The forgeries are not skillfully done, for in the habendum clause in the recorded copy the word "her" still remains and it reads "Kalaeokekoi for his heirs, her heirs and assigns forever." Kalakini was a woman and the pronoun "her" was appropriate to her and not to Kalaeokekoi who was a man.

Now under a Royal Patent substantially to Kalakini, the guardians of her minor heirs take possession upon her death in 1862 of the land granted, and continue in possession by their tenants as to the major part for a period of full twenty years previous to the filing of this bill by the plaintiff to cancel the Patent; and undisputed possession for fifteen years is shown of the remaining part of the estate. The plaintiff, according to his own statement, born in 1836 and therefore became of age about a year after the Patent he now attacks was issued. His plea that he was poor and without means to prosecute his case cannot seriously be contended as a sufficient excuse for his laches. There is no allegation or proof that the alleged error or fraud of the Interior Department in issuing the Patent to Kalakini and not to the heirs of Kalaeokekoi was not known to the plaintiff immediately on its issue.

The adverse possession of the defendant should have put him on his inquiry.

As Courts of Equity act in obedience to the statute of limitations, relief must be denied to the plaintiff as to that part of the estate described in the Royal Patent conclusively shown to have been in the adverse possession of the defendant for a period of twenty years and to that part of the estate for which possession of defendant is shown for a somewhat less period he can have no relief, on the doctrine that the plaintiff's great laches in the prosecution of his rights and his long and unreasonable acquiescence in the assertion of the adverse rights of the defendants, obliges this Court of Equity to refuse to interfere in his behalf.

This doctrine is so well established that it needs no enlargement here.

See Story's Equity Jurisprudence, Section 1520 and notes.

The bill is dismissed.

S. B. Dole and R. F. Bickerton for plaintiff.
F. M. Hatch and Cecil Brown for defendants.
Honolulu, Nov. 21st, 1883.

Supreme Court of the Hawaiian Islands—October Term, 1883—In Banco.

KAPOOHINA vs. KALUAAHA.

Before Judd, C. J., and Austin, J. Opinion of the Court.

The plaintiff moves for a new trial on the ground that the verdict is against the weight of evidence.

The plaintiff's counsel cites Wait vs. McNeil, 7 Mass., 261, and Harding vs. Brooks, 2 Pick, 244-8 as establishing a doctrine that "the jury are not at liberty to disregard the testimony of a witness of fair fame whose testimony is unimpeached." If in these words quoted had been added the words "and uncontradicted" the whole, as so amended, would have correctly expressed the doctrine as shown by those cases, although there were only circumstances to contradict positive testimony of an unimpeached witness against the verdict rendered, the verdict was sustained.

In the case at the bar the plaintiff's witness Nakaleka swears to an admission by defendant that $35 had been paid by his wife to plaintiff on the contract for sale by tere. This is contradicted by the defendant; and also Hoopii his wife swears that she never paid plaintiff any sum on that contract, but loaned him $35. The rule referred to does not apply to such a case.

The plaintiff shows that the contract of sale was made Dec. 1879 and the payment on account of it was made in May 1880. The defendant shows however that the verbal contract was made in January 1879, and rescinded three months after, and that he remained near plaintiff till Dec. 28th, 1879, who never asked for payment up to that time, and that defendant went to Lahaina and remained a year. If defendant is right, as seems probable, as to the time of the contract the plaintiff waited a long time before asking any pay.

On looking at all the testimony although we think the verdict might have been the other way, we do not think it ought to be disturbed.

W. C. Jones, for plaintiff; J. W. Kalua, for defendant.
Honolulu, Nov. 19th, 1883.

By the decision of a New York justice of the peace in a recent singular suit the value of human blood is put at ten cents per drop. A clerk was dying from asphyxia and the attendant physician found that the only remedy would be transfusion of blood. A negro porter offered his services and about eight ounces of the vital fluid were transfused into the patient's system. The latter recovered and offered the porter five dollars. This was refused and suit entered. The justice decided in favor of the negro and allowed him damages at two hundred dollars.

The plan of burying in the earth animals which have died of charbon or other contagious diseases is unsafe, as the disease poison may find its way through the soil, and reach other creatures. Rome Alme Girard has experimented with a method of disposing of such dead bodies by dissolving them in concentrated sulphuric acid. The acid is capable of [illegible]

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SUGAR NOW COMING IN and for sale in quantities to suit purchasers, by
C. AFONG.

HAWAIIAN SOAP WORKS!
CREY & CO.,
Manufacturers and Dealers in
ALL KINDS OF SOAPS,
Leies, King Street, Honolulu.
Bone, Molten and Goat Tallow wanted. Orders left at Bolles & Co's, Queen Street, will meet with prompt attention. 1y

METROPOLITAN MARKET.
C. WALLER, Proprietor.
King Street, Honolulu.
Choicest Meats from Finest Herds.

SOLE & SADDLE LEATHER.
Tanned Goat and Sheep Skins
CONSTANTLY ON HAND AND FOR SALE
Waimea Tannery, J. P. Parker, Prop'r.
Hilo Tannery, F. S. Lyman, Proprietor.
A. S. CLEGHORN & Co., Agents.

KONA
Fruit Preserving Co.
Pine Apples
Put Up in Cans, 2 lbs. each.
This is really a DELICIOUS FRUIT, and
Carefully Prepared. For Sale at Wholesale and Retail,
by BOLLES & Co., Agents.

PATENT NOTICE.
WHEREAS A PATENT WAS ISsued to Kingdomer M. Jacobs, on the 8th January last, for his Modifier of the Incisor, under the laws of this Kingdom, for a Gas and Coke Trash Consuming Furnace, this is to warn all persons against infringement of the said Patent.
C. BREWER & COMPANY,
Agents of the Davis Furnace Co
Honolulu, February 1st, 1883. 6m

Hemp and Wire Cables.

Mechanical Cards.

CONFECTIONERY!
P. McINERNY
No. 71 Fort St., above Hotel St.,
KEEPS ALWAYS ON HAND
An assortment of the best French and California manufactured
Confectionery!
Which he offers for sale in the trade, or at retail,
AT REDUCED PRICES!
ALSO—
THE BEST BRANDS OF CHOICE CIGARS
To be had in the house.
THE BEST ICE CREAM, ICE WATER & CORDIALS
☞ CALL AND CONVINCE YOURSELVES

ARCHIBALD SINCLAIR,
MASON & BUILDER
IS NOW PREPARED TO ATTEND TO
All Kinds of Mason Work.
SPECIAL ATTENTION GIVEN TO
Setting Ranges, Bakers' Ovens and all kinds Cooking Apparatus.
Chimneys, Foundations, &c.,
built in a Thorough and Workmanlike Manner, and
ALL WORK GUARANTEED
Orders should be addressed to
ARCHIBALD SINCLAIR, Mason & Builder,
Care Honolulu Post Office.

CUTLER
AND
MACHINE SHOP!
BETHEL ST. HONOLULU, H. I.
J. M. DAIGLE, Proprietor.
All Kinds of Mechanical Repairing Neatly and Skillfully done.
Small Engines, from 3 to 10 horse power, with or without Boiler, on hand or made to order.
MUSICAL INSTRUMENTS REPAIRED, GUNS, ETC
Entire Satisfaction Guaranteed.
At Prices that defy Competition
☞ Give me a call

J. D. LANE'S
MARBLE WORKS,
130 FORT STREET, NEAR HOTEL ST.
MANUFACTURER OF MONUMENTS
Headstones, Tombs,
Tablets, Marble Mantels,
Washstand Tops, and
Tiling in Black and White Marble.
MARBLE WORK OF EVERY DESCRIPTION
MADE TO ORDER
AT THE LOWEST POSSIBLE RATES.
Monuments and Headstones Cleaned and Reset.
Orders from the other Islands promptly attended to.

MRS. THOMAS LACK,
No. 79 Fort St., Honolulu.
IMPORTER and DEALER
IN
Sewing Machines, and Genuine Parts, Attachments, Oil and Accessories.
AGENT FOR THE
White, New Home,
Davis, Crown, Howe, and
Florence Machines,
Howard's Machine Needles, all kinds & sizes;
Cortinilli Silk,
in all colors;
CLARKS' MILE END, MACHINE COTTON.
AGENT FOR
Malleable Bangor's Kitchen Utensils, Tin Ware Japanned and Polished Iron Ware in
Ribbon, Picots, Gems, and Spangles Gauze.
Shot, Powder, Caps, & Metallic Cartridges.

KEROSENE STOVES!
In all Sizes
☞ Having secured the services of a First Class Gun and Locksmith, and thoroughly furnished, I am now prepared to do work in that line, with promptness and dispatch. Island orders solicited.

THE CORNER HARNESS STORE
KING AND FORT STREETS.
CHARLES HAMMER
HAVING
Bought for Cash, a Large Stock
OF
First-Class Harness Fittings
is now enabled to manufacture
The Best Harness
EVER PRODUCED HERE.
Cheaper than any House
IN TOWN
"DON'T PURCHASE, UNTIL YOU HAVE SEEN HIS GOODS."
Fine Single and Double Harness
Concord and Main Harness.
Express and Plantation Harness.
Bridles, Whips, Carry Combs,
Brushes, Spurs, Bridoons, &c., &c.
Mexican Saddles,
THE BEST IN THE ISLANDS
☞ Repairing done in the best manner, and at the Lowest Rates. Only First Class Workmen Employed. 6m

GEO. LUCAS,
CONTRACTOR & BUILDER
Honolulu Steam Planing Mills,
Esplanade, Honolulu, H. I.
Manufacturers and Dealers in
Mouldings, Brackets,
Window Frames,
Blinds, Sashes, Doors
And all kinds of Woods on Plates.
Turning, Scroll and Band Sawing!
ALL KINDS OF
Planing and Sawing,
Morticing and Tenoning.

Insurance Notices.

Boston Board of Underwriters.
AGENTS for the Hawaiian Islands.
C. BREWER & CO.

Philadelphia Board of Underwriters.
AGENTS for the Hawaiian Islands.
C. BREWER & CO.

F. A. SCHAEFER,
AGENT for Bremen Board of Underwriters,
Agent of Dresden Board of Underwriters,
Agent of Vienna Board of Underwriters.
Claims against Insurance Companies within the jurisdiction of the above Boards of Underwriters will have to be certified to by the above Agent to make them valid. 8m 1y

Insurance Notice.
THE AGENT FOR THE BRITISH Foreign Marine Insurance Company (Limited) has received instructions to Reduce the Rates of Insurance between Honolulu and Ports in the Pacific, and is now prepared to issue Policies at the lowest rates, with a special reduction on freight net steamers.
THEO. H. DAVIES.
Agent Brit. For. Mar. Ins. Co., Limited

HAMBURGH-BREMEN
FIRE INSURANCE COMPANY.
THE UNDERSIGNED HAVING BEEN APpointed Agents of the above Company, are prepared to insure risks against fire on Stone and Brick Buildings, and on Merchandise stored therein, on the most favorable terms. For particulars apply at the office of F. A. SCHAEFER & CO.

HAMBURG-MAGDEBURG
FIRE INSURANCE COMPANY,
OF HAMBURG.
BUILDINGS, MERCHANDISE, FURNITURE and Machinery Insured against Fire on the most favorable terms.
A. JAEGER, Agent for the Hawaiian Islands

GREAT WESTERN
INSURANCE COMPANY.
Head Office, 50 Wall St. New York.
The above Company having established an Agency at Honolulu for the Hawaiian Islands, the undersigned is authorized to accept risks against Marine Risks on Merchandise, Freights, Treasure, Commissions and Bails, at current rates.
J. S. WALKER.
Agent for the Hawaiian Islands

UNION
Fire and Marine Insurance Company
OF NEW ZEALAND.
CAPITAL : : : : $10,000,000
HAVING ESTABLISHED AN AGENCY at Honolulu, for the Hawaiian Islands, the undersigned are prepared to accept risks against fire on dwellings, stores, warehouses, and merchandise, on favorable terms.
Marine Risks on cargo, freights, bottomry, profits and commissions.
Losses promptly adjusted and payable here.
J. S. WALKER.

The City of London Fire Insurance Co., Limited.
CAPITAL, : : : : : : $5,000,000!
HAVING ESTABLISHED AN AGENCY AT Honolulu for the Hawaiian Islands, the undersigned is prepared to accept risks against fire on Buildings, Merchandise, Furniture, Machinery, on the most favorable terms.
Losses Promptly Adjusted and Payable Here.
C. O. BERGER.
Agent for the Hawaiian Islands.

The London and Provincial
FIRE
INSURANCE COMPANY!
Limited.
Subscribed CAPITAL $5,000,000
£1,000,000.
☞ The above Company have now established an Agency here, and are prepared to take Risks on Property of every description within these Islands.
J. T. WATERHOUSE, Jr., Agent.

THE LION
FIRE
INSURANCE COMPANY
OF LONDON, ENGLAND
CAPITAL
$5,000,000.
A. JAEGER, Agent for the Hawaiian Islands.

THE
LIVERPOOL and LONDON and GLOBE
INSURANCE CO.
Assets, - - - - - - $31,161,000
Claims Paid, $88,714,000
HAVE ESTABLISHED AN AGENCY IN Honolulu, for the Hawaiian Islands, and the undersigned are prepared to accept risks against
FIRE ON BUILDINGS, MERCHANDISE & DWELLINGS
On favorable terms. Burning Risks a Specialty. Detached dwellings and contents insured for a period of three years. No premiums to be refunded. Losses promptly adjusted and payable here.
BISHOP & CO.

1845. ROYAL 1881
FIRE INSURANCE COMPANY
OF LIVERPOOL, ENGLAND.
Capital $10,000,000
UNLIMITED LIABILITY.
The Insurance of all descriptions will be effected on moderate rates of premium, by the undersigned.
J. S. WALKER, Agent for Hawaiian Islands.
☞ N.—The Royal Insurance Company has the largest subscription of any Fire Company in the world. 1y

GERMAN LLOYD
Marine Insurance Company of Berlin.
FORTUNA
General Insurance Company of Berlin.
THE ABOVE INSURANC