

THE DAILY Pacific Commercial Advertiser IS PUBLISHED EVERY MORNING.

TERMS OF SUBSCRIPTION.

For annum \$5 00 Six months 3 00 For month 1 00 Daily and Weekly together, to one subscriber, 12 00

NOTICE.

From and after this date MR. A. M. MELLIS will take charge of the entire distribution of the daily and weekly Pacific Commercial Advertiser for the city and suburbs.

THE CURRENCY QUESTION.

The Chamber of Commerce meets again to-day to consider this subject. Since its adjournment some of its members have been actively engaged in trying to arrange with Ministers some method by which relief can be given to those traders who are hampered with silver in excess of what they can use.

It is a matter for regret that the state of Mr. Gibson's health will not permit him to be present at the meeting to-day. We believed that there would be a distinct advantage to both sides if there were more interchange of views between the leader of the Administration and our business men upon all topics in which both are interested.

MR. GIBSON. His Excellency the Premier has been confined to the house for several days past by severe illness. We are

Digest of Hawaiian Laws.

[CONCLUDED.]

"TENANT IN THE CURTAIN," at common law is a species of life tenant who, on the death of his wife, seized of an estate of inheritance, after having issue by her which is capable of inheriting her estate, holds her lands for the period of his own life; after the death of such child the husband is called tenant by the courtesy in fee, Co. Litt. 29; 2 Bl. com. 125; but to consummate the tenancy, the marriage must be lawful, the wife must have possession, and not a mere right of possession, the issue must be born alive, during the lifetime of the mother, and the husband must survive the wife. Ib. "The husband may sell or otherwise dispose of his right of tenancy by the courtesy, any time before or after his wife's death; subject, however, to her right of undisturbed possession, use and enjoyment of the property during her lifetime. Hitz v. Nat. Metr. Bank, 111 U. S. S. C. R. 711.

"DIVORCE for adultery by the husband shall not affect the legitimacy of the issue of the marriage." Civil Code, 1882, 437.

"DIVORCE for adultery of wife shall not affect the legitimacy of the issue of the marriage, but the legitimacy of such children, if questioned, shall be tried and determined by the Court," etc. Ib. 437.

"Whenever the Court shall make an order or decree requiring a husband to provide for the care, maintenance and education of his children, or for an allowance to his wife, the Court may require him to give reasonable security for such maintenance and allowance; and upon neglect or refusal to give such security, or upon default of him or his surety to provide such maintenance or allowance, the Court may sequester his personal estate, and the rents and profits of his real estate, and may appoint a receiver thereof, and cause such personal estate and the rents and profits of such real estate to be applied towards such maintenance as the Court shall from time to time seem just and reasonable." Ib. 438-433.

"If any person, after being divorced for any cause whatever, shall cohabit as husband and wife, they shall be liable to all the penalties provided by the laws against perjury." Ib. 439.

"SEPARATION" from bed and board, mensa et thoro, leaves the marriage in full force. 1 Bish. on Mar. and Div., sec 225. Such a divorce may be decreed.

"For excessive and habitual ill-treatment of the one party by the other, or for habitual drunkenness of either party, or for the refusal or neglect of the husband to provide his wife with the necessaries of life." See Civil Code, 1882, 440.

"NECESSARIES" are such things as are proper and necessary for sustenance of man. The term necessities is not confined merely to what is requisite barely to support life, but includes many of the conveniences of refined society. It is a relative term which must be applied to circumstances and conditions of the parties; and to ornaments of dress, such as are usually worn by the wife's rank and station in life. 7 S. & N. 247; 1 Camp. 120; 3 B. 326; 7 C. & P. 52; 1 Hodge, 31; 8 T. R. 578; 1 Leigh, N. P. 135.

"NECESSARIES" in this connection are articles bona fide purchased for use and not for ornaments, which are really needed, and which are consistent with the social position and condition in life, in which the party moves. They may consist of food, clothing, lodging, rent of house, furniture, medical or legal services, etc. Money loaned to the wife, even if used for necessities, is not regarded as necessary; and at law the party who advances it has no remedy against the husband. 6 Mees. and W. 42; 23 Ala. 327; 48 Ga. 338; 8 Watts and S. 83, 89; 9 Car. and P. 643; 2 Cow. 638; 54 Cal. 396; 12 Kansas, 177; McGill. and Y. 269; 30 Conn., 75, 76; Stewart on Mar. and Div., p. 180, and authorities. Horses, saddles, bridles, harness, pistols, powder, whips, and saddles have been held not to be necessities. 1 Bibb., 519; 1 McCord, 572; 2 N. and M., 524.

If, in any suit brought for separation, the defendant shall prove ill-conduct of the complainant, the suit may be dismissed. Civil Code, 1882, p. 440.

Upon decreeing a separation, the Court may decree for the support of the wife and children. Ib.

A decree of separation shall have the effect, during such separation, to reinstate the wife, whether the wrong-doer or not, in the right to sue or be sued, to alienate and convey property, to make contracts, and to do all other acts as if she were a feme sole. Ib.

A decree of separation may be revoked upon the joint application of the parties, and upon their producing satisfactory evidence of their reconciliation. Ib.

Upon the hearing of any petition for divorce or separation, the Court may examine both the parties, upon oath, in order to prevent collusion. Ib.

NULLITY OF MARRIAGE, ETC. The term divorce is sometimes also applied to a sentence of nullity, which establishes that a supposed or pretended marriage either never existed at all, or at least was voidable at the election of one or both of the parties.

"The Supreme Court, any Circuit Court, or any Justice of the Supreme Court at Chambers, may, by a sentence of nullity, declare void the marriage contract for either of the following causes existing at the time of marriage: 1. That the parties were related to each other within the fourth degree of consanguinity.

2. That the parties, or either of them, had not attained the legal age of marriage.

3. That the husband had an undivorced wife living, or the wife had an undivorced husband living (or that either party being divorced was the guilty party in such divorce, and that the former husband or wife was then living).

4. That the husband, being a foreigner, had failed to comply with the requirements of the law validating marriages with female subjects of this Kingdom.

5. That one of the parties was an idiot or lunatic.

6. That one of the parties was impotent or physically incapable of entering into the marriage state." See Civil Code, 1882, p. 432.

Besides the foregoing causes rendering a marriage voidable, there are those of the common law due to want of power to consent (24 N. J. Eq. 19, 23; 2 Paige, 601; 42 Vt. 720; want of the essential contract (13 Vt. 460; 712); no intention (21 N. Y. Eq. 225); fraud (Hop Ch. 478); error (10 Clark. and F. 534, 7-5); duress (see Hopk Ch. 478; Stewart on mar. and div. 139, 141, and authorities).

LEGAL AGE—"The male at the time of contracting the marriage shall be at least seventeen years of age, and the female at least fourteen years of age." See Civil Code (1882) 423.

IDIOT.—A person who has been without understanding from his nativity, and whom the law, therefore, presumes never likely to attain any. Shelf. on Inn. 2

LUNATIC.—"A person affected with insanity, formerly supposed to be influenced by the moon, or by its position in its orbit; a madman." Insanity (lunacy) is chiefly used, and the word is applicable to any derangement of mind, from slight delirium or wandering, to distraction. It is, however, rarely used to express slight temporary delirium, occasioned by fever or accident. In medical jurisprudence insanity is defined to be "the prolonged departure, without any adequate cause, from the states of feeling and modes of thinking usual to the individual in health." Gooch Lond Quart. Rev. 43, 355; Combe Ment. Derang. 196.

IMPOTENT.—Weak, feeble, wanting strength or power; unable by nature, or disabled by disease or accident, to copulate, or propagate the species.

New Advertisements.

WELLS, FARGO & CO'S EXPRESS.

MERCHANDISE, PACKAGES, PARCELS, GOLD, SILVER, BANK NOTES, BONDS, VALUABLE PAPERS, ETC., ETC., ETC.

Forwarded by Rapid Conveyance to all parts of the World and Promptly Delivered.

Favorable rates on Freight & Treasure

Prompt attention given to Collections and Commissions of every description.

G. W. MACFARLANE & CO., 232 1/2 Agents for Hawaiian Islands.

MAIL NOTICE.

THE MAIL BY THE STEAMSHIP "MARIPOSA" will close at the Postoffice at 10 A.M. Thursday, Jan. 15th, 1885.

A LATE LETTER BAG will be kept open till 11 P.M. to receive late letters, on which an additional fee of FIVE CENTS EACH LETTER must be paid.

Persons mailing correspondence on the morning of the steamer's departure are requested to stamp all letters before posting them.

Letters for REGISTRATION will be received till 9 o'clock to-day. H. M. WHITNEY, P. M. G. Postoffice, Honolulu, Jan. 13, 1885. 32 July 1885

Shipping.

OCEANIC STEAMSHIP CO.

THE NEW AND ELEGANT STEAMSHIPS 'MARIPOSA' & 'ALAMEDA.'

Will leave Honolulu and San Francisco on the FIRST and FIFTEENTH of each month.

PASSENGERS may have their names booked in advance by applying at the office of the Agents. PASSENGERS by this line are hereby notified that they will be allowed 250 pounds of baggage FREE by the Overland Railway when traveling within ninety days.

MERCHANDISE intended for shipment by this line will be received free of charge, in the Company's new warehouse, and receipts issued for same. Insurance on merchandise in the warehouse will be the Company's risk. WILLIAM G. IRWIN & CO.,

PACIFIC MAIL STEAMSHIP CO TIME TABLE.

For San Francisco

Australia..... On or about January 15, 1885

For Auckland and Sydney:

City of Sydney..... On or about Jan. 24, 1885

FOR SAN FRANCISCO.

THE FAVORITE ROUTE.

W. H. DIMOND.

HOUDLETT.....Master

Will have quick despatch for the above port. For freight or passage apply to

400 1/2 CASTLE & COOKE.

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Manufacturing Jeweler,

No. 60 Nuuanu Street, (Opposite Hollister & Co

Honolulu, H. I.

Particular attention paid to repairing. 121H

MACFARLANE & CO.,

WHOLESALE DEALERS AND GENERAL IMPORTERS IN WINES AND LIQUORS.

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GENERAL COMMISSION AGENTS.

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ED. HOFFSCHLAGER & CO.,

Importers & Commission Merchants.

Queen Street, Honolulu, H. I. 106-1/2

A. S. CLEGHORN & Co.,

Importers and Wholesale and Retail Dealers in

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S. J. LEVEY & CO.,

Grocers and Provision Dealers.

Family Grocery and Feed Store. Orders entrusted to us from the other islands will be promptly attended to. 32 Fort St., Honolulu 101-1/2

W. AUSTIN WHITING,

Attorney and Counselor at Law.

Agent to take Acknowledgments to Intra-Island Documents for the Islands of Oahu, No. 9 Kaahumanu Street, Honolulu, H. I. 108-1/2

WM. G. IRWIN & Co.,

DUAR FACTORS and Commission Agents, Honolulu, H. I. 101-1/2

DIVIDEND NOTICE.

A DIVIDEND OF THREE DOLLARS PER share is due and payable to the shareholders of the Inter-Island Steam Navigation Company, on the 14th instant, at their office on the Esplanade.

J. ENO, Jr., Secretary.

421 July

Advertisements.

OFFICE OF J. E. WISEMAN.

ESTABLISHED IN 1879.

DEPARTMENTS.

EMPLOYMENT AGENT, LIFE INSURANCE AGENT, FIRE INSURANCE AGENT, RAILROAD AGENT, ADVERTISING AGENT, AND GENERAL BUSINESS AGENT. ALSO, CUSTOM HOUSE BROKER, MONEY BROKER, AND EXCHANGE BROKER.

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WISEMAN Buys and Sells Real Estate.

WISEMAN Leases and Rents Property of all kinds.

WISEMAN Collects Rents, Pays and Discharges, Takes Insurance, and attends generally to Property Owners' interests.

WISEMAN Is the only recognized Passenger Agent for the noted Chicago, Burlington and Quincy Route.

WISEMAN Attends to Custom House Business: Enters Goods, Discharges Freight and Duty Bills, and Delivers same.

WISEMAN Finds Employment for all seeking work on the Islands.

WISEMAN Attends to Books and Accounts: the Distribution of Quarterly Bills and collects the same.

WISEMAN Loans Money on good Real Estate Security.

WISEMAN Insures your Life and protects you in Losses by Fire in the best Companies in the World.

WISEMAN Is known to be the only standing General Business Agent on the Hawaiian Islands.

WISEMAN Answers all Correspondence of every Business nature.

WISEMAN Receives orders of every description from the various Islands, and attends to shipments promptly.

WISEMAN'S office is conducted on Sound Business Principles, and all Patrons find him Energetic and Attentive to their business wants.

Give Wiseman a Call.

Mirrlees, Watson & Co's Sugar Machinery.

WE HAVE ON HAND

One Triple Effect, One Double Effect, One Set of Four Centrifugals, Engine and Mixer, Spare Spindles, bushes, &c, for Centrifugals,

One 30in x 54in Mill, with engine, gear, Cane and Messag Carriers Complete,

One Spare Roller 26in x 54in, One Spare Intermediate Wheel for Gearing of 26in x 54in Mill,

One 6in x 12in Diagonal Engine, One pair Compound Rollers, 6x19 1/2in and 15 1/2in.

We have to arrive per "Varuna" in August,

A set of two Centrifugal and Mixer, One Centrifugal and Mixer for adding to existing set of Machines,

Centrifugal Linings, Rubbers, Belting and Sugar-carrying Bands and Rollers, Clarifiers, Crab Winches, Drilling Machines, Flat Coolers, Tinting Coolers, Cooler Wagons, Filter Presses, Cane Top Cutters,

Chain Blocks to lift 10, 20, 30 and 40 cwt, Glass Saccharometers graduated from 0° to 15° and from 15° to 30° Baume Vacuum and Pressure Gauges, Thermometers for Vacuum Pans, Hand Thermometers, Rubber Valves for Vacuum Pumps, Hammers and Files.

Estimates Given for Machinery not in Stock.

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FRANK CERTZ,

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BOOTS & SHOES

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Advertisements.

TO THE LADIES.

READ! READ! READ!

Just Received by last Steamer one of the Largest Invoices of

LADIES', MISSES', CHILDREN'S & INFANTS' WARE.

Infants' Robes, Skirts, Dresses, Shawls, Chemises, Gowns, Wrappers

Ladies' Aprons, Drawers, Gowns, Skirts, Sequins, Collars, Fishnets, Corsets, Calico Wrappers

Children's Chemises, Aprons, Drawers, Skirts, Sun Bonnets, Waists, Dresses, Cloaks

ALL THE ABOVE GOODS WE ARE ABLE TO OFFER AS SPECIAL INDUCEMENTS.

We also would state that we are constantly receiving new and desirable styles of goods direct from the manufacturers, and that we shall spare no exertion to meet, by prompt attention, low prices, and the best of goods, your entire confidence.

Orders from the other Islands promptly attended to.

TEMPLE OF FASHION,

Nos. 61 and 63 FORT STREETS.

LEWIS & CO.,

(SUCCESSORS TO KENNEDY & CO.)

FAMILY GROCERS,

Nos. 67 and 69 Hotel Street.

Just Received ex. S. S. Mariposa,

California Grapes, California Apples, California Butter,

Dried Figs, Dried Cherries, Fresh Roll Butter, Pickle

Smyna Figs, 1/2 lb. boxes, French Prunes, 1 lb. boxes, Eastern Oysters in the tin

Spiral Lamb's Tongue, Canvas Covered Dried Beef, and shell,

Cape Cod Cranberries, Germea, for Breakfast,

AND A FULL LINE OF

STAPLE AND FANCY GROCERIES.

Prices Low and Good Guaranteed. Free Delivery to all parts of the City.

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OF LONDON. ESTABLISHED 1710.

INSURANCES EFFECTED UPON EVERY description of property at the current rate of premium.

Total sum Insured in 1883 - - £310,421,000.

Claims arranged by the local agents, and paid with promptitude and liberality.

The jurisdiction of the Local Tribunals recognizes

G. W. Macfarlane & Co.,

353 1/2 Agents for the Hawaiian Islands.

THE CURRENCY ACT.

The New Gold Law.

A FEW COPIES OF THE WEEKLY Pacific Commercial Advertiser of the 29th July, 1884, containing the FULL TEXT of the Currency Act, can be had on application to the P. C. Advertiser Office.

Price 25 cents each.

Publisher P. C. ADVERTISER.

NOTICE.

The People's Ice Company,

That Reduced the price of Ice to 1 1/2 cents per lb.

Will be prompt in commencing the delivery of ICE to their new customers who have given their orders to be served on and after January 1st, 1885.

Estimates Given for Machinery not in Stock.

G. W. Macfarlane & Co. Agents for Mirrlees, Watson & Co. Glasgow 117-1/2

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