

The Pacific Commercial Advertiser

U. S. WEATHER BUREAU, November 2.—Last 24 Hours' Rainfall, .18.
Temperature, Max. 80; Min. 70. Weather, variable.

ESTABLISHED JULY 2, 1856.

SUGAR.—95 Degree Test Centrifugals, 4.36c. Per Ton, \$87.20.
88 Analysis Beets, 11s. 9/4d. Per Ton, \$90.00.

VOL. L., NO. 8498.

HONOLULU, HAWAII TERRITORY, WEDNESDAY, NOVEMBER 3, 1909.

PRICE FIVE CENTS.

LEGISLATURE LOSES NO TIME IN GETTING TO WORK ON LAND LAWS

Organizes in Record Time—Senate Receives Bunch of Extraneous Bills From Coelho ---Want \$1000 Pay.

THE HOUSE.

Had Representative Charles Rice of Kauai followed up his advantage yesterday morning and forced a vote on the concurrent resolution introduced by him, the work of the special session, so far as the house is concerned, might have come to an end then and there, at least, so far as the business for which the legislators were specially convened is concerned. But Rice was generous and did not push his advantage. By not calling for a vote at that time on the concurrent resolution, he left the way open for oratory, discussion and amendment.

After the house had been organized and, after waiting on the senate for the organization of that body, had got down to business, Rice introduced a concurrent resolution as follows:

"Be It Resolved by the House of Representatives of the Territory of Hawaii, the Senate concurring:

"That in order to meet pressing needs and make possible a more rapid development of the Territory along American lines, the congress of the United States is hereby requested to amend the Organic Act of the Territory entitled, 'An Act to provide a government for the Territory of Hawaii,' approved April 30, 1900, substantially in the manner and form set forth in the following bill which the delegate to congress from the Territory of Hawaii is hereby requested to introduce and urge in congress;

"And Be It Further Resolved, That a certified copy of this resolution be sent to the President of the United States, the president of the senate, the speaker of the house of representatives and the delegate to congress from the Territory of Hawaii."

Accompanying the resolution was the administration or conference bill. Most of the members of the house apparently failed to appreciate the significance of the resolution, and had Rice moved for its adoption, there seems little doubt that it would have gone through without discussion. The resolution being concurrent, required but one reading. Its adoption would have meant that the house recommended to congress the passage of the conference bill for the amendment of the Organic Act.

Members Gasp.

A few members of the house recognized the significance of the resolution as was evidenced by their astonished gasps. But it happened that they were all members who are in favor of the administration bill, so had Rice called for a vote on his concurrent resolution, it would probably have passed without opposition. But he didn't. He apparently thought it would be wiser to leave the matter open for discussion, so as to avoid any accusations of bad faith and any recriminations. Consequently, the house members will have full opportunity, in committee of the whole, to rid themselves of any remarks they may have prepared.

How to Avoid Graft.

If grafting on the part of the members of the legislature is to be obviated, the only way to do it is to pay them at least \$1200 a session, according to the only deductions that may be made from a speech made yesterday afternoon by Representative Nawahine. Nawahine was quite frank about the matter; he didn't make any bones of it; the members, he said, needed the money and had to have it somehow. They couldn't afford to serve the Territory as lawmakers for the paltry sum of \$400 a session, with \$200 extra for special sessions and nothing for extra sessions. They must live, and they couldn't live on that pay. An increase to \$600 a session, even, as contemplated in the administration bill, would not be enough to insure against grafting; congress ought to authorize the payment of not less than \$1200 a session to insure the honesty of the members.

Holstein Blushes.

Nawahine did not put his speech in exactly those words, but that was the meaning of what he said, and the other members of the house who understood either sat back in their chairs and gasped in astonishment, or laughed with evident embarrassment. The speaker was distinctly observed to blush like a young girl kissed for the first time.

Representative Sheldon, of Kauai, was more modest in his demands. He thought that \$1000 a session would be enough to insure against grafting, and moved to amend that administration bill to make the figure the round thousand.

Aside from a few little breaks like that, however, the house made a record yesterday that promises the speedy conclusion of the work for which the legislature was called together. It organized in record time, and before the noon recess was taken, most of the im-

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THE SENATE.

The senate organized quickly, received a bunch of bills from the hands of Coelho, listened to the Governor's message, and the main resolution of the special session presented and adjourned.

The first few divisions gave the Democrats the first blood, but it is not thought that the Republicans are to stay on the defensive throughout the session.

Baker Calls to Order.

Senator Baker called the senate to order at ten o'clock, saying the legislature had been called in special session by proclamation of the Governor. Then he appointed John H. Wise as temporary secretary and asked him on coming to the desk to read the proclamation, which Mr. Wise did.

Rev. J. D. Iaea then offered prayer at the request of the temporary chairman.

Rollcall showed present: Senators D. K. Baker, J. T. Brown, C. F. Chillingworth, W. J. Coelho, F. R. Harvey, S. E. Kalama, E. A. Knudsen, C. J. McCarthy, E. W. Quinn, W. T. Robinson, W. O. Smith, E. P. Woods.

Absent—Fairchild, Makekahu, Moore.

On motion of Coelho the rules of the regular session were adopted.

W. O. Smith was nominated for president by C. J. McCarthy and was unanimously elected. Coelho and Knudsen by appointment of the chair escorted President Smith to his official seat.

President Smith said: "I trust the senate will do its work honestly, industriously and for the good of the Territory. Gentlemen, I thank you."

Senator Kalama, on nomination of Coelho, was unanimously elected vice-president.

John H. Wise, on the same member's nomination, was elected without opposition as clerk, also George K. Lowe as assistant clerk.

Rev. Isaac D. Iaea was nominated for chaplain by Coelho and was the last of the officers to go through without a contest.

John D. Holt was chosen for sergeant-at-arms.

Woods nominated G. W. Maxwell for messenger, Kealahake being put up by McCarthy. Maxwell got it—12 to 1.

McCarthy named T. U. Ulukou for janitor, landing him with seven votes to six for George Kawai put up by Harvey.

Between the election of the last two officers Representative E. A. Douthitt

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SLASHED AND CUT WITH RAZOR

Cavalryman Carves a Comrade in Spelling Dispute—Both Were Prisoners.

Because they could not agree how a word should be spelled, one of the cavalrymen of Leilehua carved another one with a razor, cutting him so severely that the doctors despaired of ever closing the many gaping wounds and stopping the flow of blood. Frawley and Merritt, of Troop K, were the principals in the row, the former being now in the camp hospital and the latter under guard awaiting the recovery of his victim before facing trial on a probable attempt at murder.

At the time of the assault both men were prisoners in the stockade. Frawley was writing a letter, putting his best work into the epistle, while Merritt sat beside him making gibing remarks about his penmanship and his spelling. Finally the letter-writer announced his intention of punching Merritt's head if the latter persisted.

Merritt sulked away to his bunk, then, without warning, sprang at Frawley, an open razor in his hand. Before Frawley could guard himself he had been slashed three or four times, and before help could reach him he had been cut, slashed and crisscrossed by the razor blade. Merritt seemed to grow crazy at the sight of the blood, and continued to hack and slash long after his man had fallen, faint with the loss of blood and the pain of the wounds.

The post surgeons worked for some hours in stitching up the wounds, and it was the opinion that Frawley could not survive such a cutting up. He has, however, and is now on a fair way to recovery.

The affair took place last week.

Fifty-Seven Years Old Today



MUTSUHITO, EMPEROR OF JAPAN.

JAPANESE EVERYWHERE WILL TODAY CELEBRATE EMPEROR'S BIRTHDAY

His Imperial Japanese Majesty Mutsuhito celebrates his fifty-sixth birthday today and the entire nation of Japanese will make a holiday and show their devotion to their sovereign in many ways.

An official reception will be held at the Consulate this morning from nine to half-past ten, when only Japanese subjects will be received. From eleven o'clock on and during the noon hour Consul-General Uyeno will receive foreigners. At this time representatives of the federal and territorial governments, army, navy and marine officers, members of the consular corps and resi-

dents generally will be received.

During the latter reception the Hawaiian band will serenade the consul. In the evening the consul will give an al fresco dinner on the consulate grounds for Japanese subjects. Tents have been raised to cover the tables and guests.

The Japanese merchants association will also have a reception next Saturday evening at Mochizuki Club, Waikiki, at half-past seven o'clock in honor of the Emperor's birthday.

Japanese residents are decorating their places of residence and stores with flags and will devote the entire day to pleasure-making.

NEW BOAT NOT YET ASSURED

Big Firms Conferring Over the Steamship Situation Are Not Decided.

A proposition has been made by the directors of Alexander & Baldwin and the Inter-Island Steam Navigation Company to Captain Matson and other Coast stockholders of the Matson steamship company to lay down another steamer for the San Francisco-Honolulu run, to meet the increased tourist business.

It is understood that Alexander & Baldwin figured on at least \$600,000 being raised by three corporations here toward the building of the steamer, the firm mentioned to take a quarter of a million dollars in it. It is also understood that the Inter-Island people were willing to take about \$200,000 of stock. Brewer & Co., it is stated, are not quite ready to give an answer, as they are just now engaged in completing negotiations for the merger of their corporation with W. G. Irwin & Co. Owing to the fact that the merger absorbs the steamship business of the Oceanic company at this port, and the fact that the detailed plans are not yet known, and will not be until Faxon Bishop returns about November 12, the Brewer people are undecided.

So far no answer has come from Captain Matson in regard to the proposed new steamer, and it is also understood that he has not been able to arrive at a favorable conclusion, despite the arguments favoring the

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KOREA GETS NEWS OF THE ELECTIONS

Operator Maddams of the Kahuku station received a message last night at eight o'clock from the Pacific Mail liner Korea which was then 2205 miles west of Honolulu, her position being wireless as follows: Lat. 27.43 N; longitude 162.47 E. Light variable airs and fine weather prevailing. The Korea is now talking both ways—to the Kahuku station on this island on one side, and to Japan stations on the other. The signals were very clear.

The election returns supplied by The Advertiser were wireless out to both the Korea and the transport Logan last night.

COMPANY IS INSTALLING DUCT

WILL BE IN WHEN WANTED

Ready to Serve Public as Soon as the Public Wish to Be Served.

"There seems to be still some misunderstanding among certain of the public of Honolulu as to the exact position of the telephone company in its manner of proceeding to work to lay the conduit in the public streets," said A. Lewis Jr., attorney for the company, yesterday. The impression conveyed is that the telephone company is proceeding in violation of the law or as though above the law. In order to correct this impression it should be stated that Ordinance No. 15, approved by the Mayor on October 25, 1909, has forced the company from a legal standpoint to proceed as it is at present.

"Section 2 of the ordinance provides that in case any corporation desires to dig up or disturb the public highways for the purpose of laying underground wires for any telephone system, the application for a permit so to do shall be made direct to the board of supervisors, and as a condition to the granting of such permit, the board of supervisors has the right to require such corporation to furnish the city and place in position, conduit facilities for the laying underground of the wires of the police telegraph and fire alarm systems of the city. In other words, the telephone company, in making its application, must agree that it will furnish a conduit free of charge to the city. It cannot make an application without being bound by such an agreement.

"As a consequence, the company has been forced into the position of proceeding without making any application.

This application it was willing to make by the agreement which was recently presented to the board, irrespective of its legal rights in the premises. It cannot now, however, since the passage of the ordinance, make such application without having its franchise or license burdened with the cost of the duct. Should it appear therefore that it is proceeding without consulting the county officials, it is not through any lack of courtesy to those officials, but solely and only for the reason that it is forced into the position which it is

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WHAT THE CITY FATHERS WANT

DEFINITE PROPOSALS MADE

Supervisory Committee Submits Four Propositions to the Telephone Company.

The five supervisors who have bucked the telephone agreement between the city and the Mutual Telephone Company last night dug a hole by which they might get out of the rather embarrassing position they hold in the eyes of those of the citizens who are in a hurry for an adequate telephone system.

They have drawn up "what they want from the telephone company," as requested to at a conference earlier in the afternoon, and in the evening presented four propositions they are willing the city should consider. This is what they are:

First—The board to pay the company \$136 per annum for the term of the charter (twenty-seven years) as rental on a basis of 13,000 feet, rent to be waived by the company for one year and fees to be waived by the city for one year.

Second—The board to pay fifteen cents per duct foot to the company for the use of its conduits, and the company not to be exempt from the inspection fees.

Third—The company to furnish free ducts to the city and county, and in return to be exempt from all inspection fees for the space of twenty-seven years, the term of its charter.

Fourth—The board to pay the company ten cents per lineal foot, the company to be exempt from all inspection fees for the term of one year.

The merchants' association has become the arbitrator between the deadlocked parties, and on its success depends the hopes of Honolulu for a decent system within a reasonable time. These four propositions are the result of the conference held in the afternoon between the board and a committee from the merchants' association, consisting of George W. Smith and Richard H. Trent.

After a general discussion of the status of the case at present, it was decided on motion of Quinn that the five supervisors, Aylett, Kane, Cox, McClellan and Ahia, should be named as a committee with the Mayor to present their idea of a satisfactory compromise. When this was presented last night Ahia voted no on the introduction of the four proposals as he did not know he had been named on the special committee and was not willing to vote with his fellow malcontents under the circumstances.

It was some time before the proposals actually came to the question, vague arguments being advanced pro and con, in which everybody got mixed up. When it finally came to a vote, Logan passed the buck and waited to see what the others said. He stated that he had

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QUINN HAS AN AUTO RATE BILL

SUBMITS RATE OF CHARGES

Supervisors Agree to Contract for Building Kahana Part of the Belt Road.

If Supervisor Jim Quinn has his way, Honolulu is soon to have a carefully regulated hack and automobile ordinance. The chairman of the road committee has always considered it his special duty to look after traffic regulations and last night he presented his latest ordinance, which is to further regulate the carrying of passengers by vehicles for hire, regulating fares and providing punishments.

The hack and automobile fares from the town proper to all spots of interest or to which travel is frequent are provided for with minute care. During the wee small hours they will be allowed to charge double the rates provided which are, in part, as follows:

For one mile, hacks 25 cents and autos \$1.00; two miles, 50 cents and \$2; four miles, \$2 and \$3; to Kapiolani Park, \$1.50 and \$3; to the Pali, \$5 and \$7; to the Punchbowl drive, \$3 and \$6; to Moanalua polo grounds, \$4 and \$5; Diamond Head and return, \$4 and \$5; Manoa Valley, \$4 and \$5; for funerals, \$1 and \$5 per hour.

These are all maximum figures and incidentally they are a raise in all hack rates while the automobile rates remain the same. Quinn explained that it was not fair to make the hacks go all the way out to Kaimuki for a dollar and he gave figures to show that the auto owners wouldn't make as much on these figures as the dear public might think.

The long distance rates for automobiles remain about the same, instances

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REFORMERS BEATEN IN ELECTIONS

San Francisco Returns to Its Vomit—McCarthy and Fickert Elected.

TAMMANY ELECTS ITS MAYOR

Pennsylvania Routs the Reform Element—Johnson Beaten in Cleveland.

(By Associated Press.)

SAN FRANCISCO, November 3.—

In the elections yesterday the supporters of the graft prosecutions were defeated all along the line. P. H. McCarthy, the candidate of the labor unions, and a close friend of ex-Mayor Schmitz, was elected mayor, with a majority of ten thousand over Dr. T. B. W. Leland, the reform candidate, with William Crocker, the straight Republican candidate, third.

Fickert has been elected district attorney, defeating Heney by over fifteen thousand.

The vote for supervisors is close, and there is yet some doubt as to who has been chosen. Over sixty-eight thousand votes were cast.

Tammany Defeated in Gotham.

NEW YORK, November 3.—Although Tammany elected its mayor in the elections yesterday, the organization lost in the election of Republican Fusion members of the board, and the legislature of the State is to be Republican, although with a reduced majority.

Judge Gaynor defeated Bannard, the Fusionist candidate, by seventy thousand, Hearst being a bad third. With the exception of Bannard, the Fusionists elected their municipal ticket.

Republicans in Boston.

BOSTON, November 3.—Eben S. Draper, the Republican candidate for governor, was elected yesterday by a majority of eight thousand over Vahey, the Democrat, who led in the city vote.

The legislature will be Republican.

Cleveland Defeats Johnson.

CLEVELAND, November 3.—Johnson, the reform candidate for mayor, was defeated by Baehr, the regular Republican candidate, whose majority is five thousand.

Reformers Defeated in Rout.

PENNSYLVANIA, November 3.—reformers were defeated all over the State yesterday, the rout being widespread. Ruten has been re-elected district attorney of this city.

Rhode Island Republican.

PROVIDENCE, November 3.—Potter, the Republican candidate, has been re-elected governor of the State.

"DEAD" MAN ONLY POWDER-BURNED

Arrested at Pearl City for Shooting at a Portuguese.

During a carouse last evening in the house of Peter Andrews, at Pearl City, when considerable dago red is reported to have been consumed, a row was started, ending with Peter reaching for a revolver and firing it point-blank at a Portuguese named Auguste. Fortunately for the latter, the aim was wild and the bullet sped past him, but the powder burned his cheek.

That ended the feast, and there was a hasty exit from the house. Domingo Ferreira, the jockey, was riding on the road and his horse and a man came in collision. The man proved to be one of the guests running for the police. He excitedly stated that a man was dead at Andrews' place and had been shot straight through the heart. Ferreira galloped to the house and searched for the "dead" man. After Andrews was arrested by the jailer at Pearl City and locked up, Ferreira rode into town and notified Deputy Sheriff Rose of the occurrence.

HUNGRY MAN IN BANYAN TREE.

Shortly after twelve o'clock this morning, Mattee Keypte, a native of Bohemia, was discovered quietly sleeping in the branches of a banyan tree in Thomas Square. When awakened and hauled down from his perch, he stated that he had no work, could not pay rent and had had nothing to eat for three days. He was taken to the police station and booked for vagrancy. A loaf of bread given to him was devoured ravenously.