

EVENING BULLETIN

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REASON FOR DELAY IS NOW EXPLAINED

Home Rulers Await Beckley's Return from Frisco.

GILFILLAN SCORES THE PUBLIC HEALTH COMMITTEE

Claims That They Never Visited the Board to Investigate—Letter Received from Beckley—Monsarrat's Little Resolution.

The cause of all the late delays in the House has at last been explained. For some time back, everyone at all interested in the House knew the why and wherefore of the trouble. That is, they could have guessed pretty close to the mark, but today all need of guessing turned out to be a thing of the past, for the Home Rulers divulged the secret themselves this morning.

CONCURRENCE RESOLUTION

Whereas, this extra session of the first Legislature of the Territory of Hawaii, has been in session for sixteen days and nothing accomplished, and whereas, for some reason, the members of this honorable body do not seem inclined to pass the Appropriation bill in the present time, and whereas, the \$30,000 appropriated for the expenses of the extra session, is about exhausted, and in order to save expenses.

J. MONSARRAT, Representative Second District.

Makekau wanted to adjourn until the twelfth as he would need all of that time in order to recuperate his brain, which was getting sadly wearied with its unaccustomed exertions. Prendergast then let the cat out of the bag by moving that they adjourn for only three days as there was no need for any long adjournment.

PERSONAL

YOU'VE BEEN LOSING MONEY for the past year or two on sugar stock. Better change your method and try our savings and spare money in a good home at...

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they have gone to work and stricken out the doctors, while they have raised the wages of the odorless excavator tenders. I am in favor of printing the report; yes, printing it in every newspaper in the country, so that it will show us up for just what we are."

The following letter from Beckley was received just before adjournment: Hon. J. A. Akina, Speaker, House of Representatives. Sir:—Your special committee to whom was delegated the presentation of your House Resolution extending the greetings of Hawaii to the President on his western tour and wishing him to further extend the same to the islands, beg leave to report that the same has been duly presented; also, as per wording of said resolution, other matters such as documents and papers given me and duly enumerated in said resolution.

PARDONS NOT DISCUSSED IN THE "COUNCIL"

Did the so-called Executive Council have a hand in or endorse the action of Acting Governor Cooper in granting pardons to Hartwell, Kinney and Ballou under sentence for contempt of court? This is one of the questions that is now being asked about the action of Cooper on Saturday afternoon, the Council met Monday forenoon.

THE "BLUE AND GREY"

The Ellefords scored another success last night in their production of the "Blue and Gray." The play was the most elaborately staged of any of the performances yet put on by the company and the rapidly changing scenes and the stirring events kept the audience keyed up to a high state of interest.

FOR GROCERIES, Ring up Blue 911.

By the last steamer from the Orient, the Japanese received the joyful news of the birth of a grandson of the Mikado of Japan. The child is thirty days old today and, in celebration of the event, the Japanese have arranged for a festive occasion to take place in the rooms of the Japanese primary school, Nuuanu street, this evening, beginning at 7 o'clock.

OCCIDENTAL No. 2.

The Occidental No. 2 is in sand at a depth of 765 feet, and oil is running over the casing. The well is conceded to be one of the strongest in the Sunset field. It will be completed in a few days and when perforated, great things are expected of it.—The Daily Californian, of Bakersfield, May 10, 1901. Stocks in this company are for sale by Judd & Co., 307 Stangenwald building.

The following cases were disposed of in the Police Court this forenoon: August de Rego, Manuel Rogan and Antonio Correa, larceny in the second degree by taking fruits from the home of Dr. Wood in Makiki, six months in the reform school; Sin Tun, heedless driving, \$25 and costs; George Kaulua and five other native boys, escaping from the reform school, three months additional in the same institution; Hoohuli, assault and battery on L. N. Pahuelua, \$6 and costs; F. Ferreira, assault and battery on Mary Dias, discharged; Kapea, assault and battery on Kamaka, \$10 and costs; W. Carey, leaving a horse untied in the street, \$5 and costs; Ah Chun, gambling, \$15 and costs.

HUMPHREYS SURROUNDED BY ENEMIES STANDS FIRM

The proceedings in the First Circuit Court this morning are printed below in full. Mr. Fitch—May it please your Honor, I ask the privilege of saying a few words in what, were it before a legislative body, I should call a question of privilege, and I think it may be properly so considered in Court.

I find in the Advertiser of yesterday morning I have not been able to be here before and now bring the attention of the Court to it—an affidavit made by Arthur W. Pearson, in which among other things he states, that said Oscar Lewis (referring thereby to the bailiff of this Court), accompanied by Turk, his former partner, called on me at my office. Lewis said to me that he had some information to give me on the dead end, and that Tom Fitch had told him that the officials—meaning Secretary Cooper and ex-Superintendent of Public Works, McCandless, whose case was then pending before Judge Humphreys upon the charge of contempt, would be discharged by Humphreys next Tuesday on the grounds of hearsay evidence, but that said Judge would burn them up in his decision.

I do not know of course what Mr. Lewis said to Mr. Pearson or how Mr. Pearson may have interpreted what Mr. Lewis said to him, but I do know that neither to Mr. Lewis the bailiff of this Court nor to any person at any time or place anywhere have I undertaken to state what the decision of this Court would be upon any question. It would be impossible that I should do such a thing. Of course I do not know, I think likely I may have said this; it is altogether possible that I did say this; in fact I remember that Mr. Lewis came to me while I was seated at this table, I don't know how long after the argument, whether it was the same day or the next day, and asked me how the case would go and I made answer to him that I did not see how your Honor could decide it any other way,—the remark was made without thought, with no idea that any attempt would be made to make merchandise of it,—that I did not see how your Honor could decide it any other way than to discharge the rule upon the ground of the testimony being hearsay.

I was called upon by the Court to act as amicus curiae in the case, and I have never believed that the duties of that position called upon the person who filled it to do anything else than to advise the Court with reference to what he might suppose to be the views of the Court; but to advise the Court as to what he believes to be the law in the case. I said then and I have said since, that I do not see how your Honor could decide the case in any other way than to discharge the rule upon the ground that the parties had testified that the evidence brought to their knowledge was hearsay. I endeavored to discharge the duties of amicus curiae with fairness and certainty without malice, for I possess none and have none now in the case, nor did I say, nor could I have said that it was the intention of your Honor to burn them up alive. In fact, the two statements are inconsistent. If the Court discharges them on the ground that no law has been violated, I could not presume that the Court would take it upon itself to make any remarks that were other than appropriate to the occasion.

The matter may seem of small consequence, but I do not like to be placed upon anybody's statement or inadvertence before the community, or before the Court, in the light of expressing opinions even—certainly in the light of stating what the decision of the Court would be. I have never as your Honor knows, had any conversation with you directly or indirectly on this subject, or said anything to you about it, except what I have said in open Court. It would be as improper for me to do that as it would be for your Honor to listen to it, if you would listen to it, as I know you would not.

There are other matters in this affidavit which are perhaps more the business of the Attorney General than they are of mine, relating to an attempt of the bailiff to sell what he did not have and could not get if he did that to Mr. Smith, a verdict of acquittal from a jury to be picked for that purpose. I thank your Honor for having given me your attention on this matter to set myself right as I have stated.

The Court—The Court is very much obliged to Colonel Fitch for having called its attention to so much of the matter set forth in the alleged affidavit as reflects upon the Court and as reflects upon Colonel Fitch.

and F. W. Hankey appeared for Smith. He asked that the case go over to Friday. The Court granted the request. Judge Humphreys then stated that he would not try the case but would assign it to Judge Gear as he had been informed that he had sailed for Honolulu.

MEMORIAL DAY PLANS

The plans for the observance of Decoration Day, next Thursday, are complete. The management will present a request to the Board of Education, asking that the day be made a whole holiday for the school children. The formation for the march to the cemetery will be as follows: Squad of Mounted Police, Sixth U. S. Artillery, Hawaiian Band, First and Second Regiments, N. G. H., Kamehameha School Band, Kamehameha Cadets, Uniform Rank Knights of Pythias, Grand Army of the Republic, Carriages for Orator, etc. Private Carriages.

BAILIFF O. C. LEWIS RESIGNS HIS OFFICE

The resignation of O. C. Lewis as bailiff in the First Circuit Court was filed this morning. The endorsement of Judge A. S. Humphreys is as follows: "This resignation is accepted to take effect at once."

NO LEAK IN THE WIRELESS

J. L. Coerper was interviewed by a Bulletin reporter this morning concerning the matter of the wireless telegram. He said that he told L. A. Thurston that a reporter for this paper had told him that he knew of the telegram being sent, urging him to come to Honolulu.

The reporter then told Mr. Coerper that he was mistaken in telling Mr. Thurston such a thing, because, the Bulletin reporter knew of no wireless message, nor of Coerper's coming, arrival, and perplexity until he heard the whole story over coffee, duck eggs and toast in a Chinese restaurant from the lips of Mr. Coerper himself at about 8 o'clock Monday morning.

"Was that the first you knew of the message?" said Coerper to the reporter, this morning, "you told me so many things I did not know, that I thought you told me you knew a message was sent to me. Now I was mistaken and as soon as I get through with the Grand Jury I will see Mr. Thurston and the Inter-Island Telegraph people and remove all appearance that there was a leak in the telegraph office."

Kennedy Made Manager.

W. H. Johnson, manager of the Honolulu Republican, has resigned, and J. H. Kennedy, advertising solicitor for the same paper, has been promoted to the vacant position. Mr. Kennedy is a young man who has had considerable success as a solicitor and it was due largely to this and to his known ability as a business man, that the directors decided to give him the management. Mr. Kennedy will begin his new duties the first of the month.

Children to Have Holiday

Superintendent of Public Instruction A. T. Atkinson states that the children of all the public schools will be given a full holiday on Thursday, May 30th, Decoration Day.

Eighty-six applications have already been filed in the Court of Fire Claims. One was filed today, by Yee Wo Chai, Company, asking for compensation to the amount of \$77,700.

Mary Halemano, a Hawaiian woman aged 26 years, was sent to the insane asylum this morning.

BECKLEY CALLS ON WILLIAM MCKINLEY

Refrains from Pushing Objects of His Mission Too Far.

HAS DECIDED TO RETURN TO HONOLULU ON THE 30TH

Delegate Wilcox Left for Washington on 21st.—Tells of Sentiment in Favor of Ousting Dole.

The following letter from Representative Beckley, under date of May 21, and telling of his work in San Francisco, was received by the Coptic yesterday: "I write to let you know that all papers given me were duly presented, according to the order of the House of Representatives."

Waimoa Corporation.

Articles of incorporation were filed yesterday with the Treasurer by C. B. Hofgaard, John Tassuth, T. Barnitt, E. Emahoun and W. I. Wells, under the firm name of C. B. Hofgaard & Co., Ltd. The principal place of business of the new firm will be at Waimoa, Kauai. The business will be to deal in lumber and general merchandise. The capital stock is \$50,000, divided into 5,000 shares of \$10 each. The liabilities are limited to \$20,000.

Gell Will Hold Services.

Rev. Wm. Edgar Gell, the traveling evangelist, talked before a good sized crowd at the Y. M. C. A. hall last Sunday afternoon. Yesterday at the Central Union church he spoke before another enthusiastic audience, his subject being "Mary, Martha and Lazarus."

Hereafter Mr. Gell will speak every evening at 7:30 o'clock in the Central Union church. Every afternoon at 4 o'clock, Bible lectures will be given.

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