

HONOLULU REPUBLICAN.

VOLUME III. NO. 422.

HONOLULU, H. T., THURSDAY, OCTOBER 17, 1901.

PRICE FIVE CENTS

DIRT AND DUST IN HALL OF JUSTICE

Department of Public Works Will Take Action.

SANITARY OFFICER INVESTIGATES

BAILIFF NEY AND R. J. GREENE
FALL OUT OVER THE
JURY ROOM.

War of Words Disturbs Gear's Court
Judiciary Building in Very Dirty
Condition—Dangerous To Those
Who Spend Their Time There.

There was trouble in the Hall of
Justice yesterday afternoon, and the
lobbies were filled with the excited
voices of strong men in verbal com-
bust.

So loud was the argumentative con-
versation that the portal of the build-
ing in which Judge Gear presides
justice, was closed upon the distur-
bance, that the wheels of the law might
continue to turn undisturbed by the
sounds of the combat in the outer
pavilions of the building.

The trouble arose over the dirty
condition of the Judiciary building.
The Judiciary building has been
dirty for a long time, but it was only
recently that anybody thought of hav-
ing some of the dirt removed and
utilized for the filling in of ponds and
other similar purposes.

For a long time has justice been
compelled to lift her robes while pass-
ing through the temple which had
been erected for her abode, namely,
the Judiciary building. The building
is in a sad state of disrepair and dirt-
iness in many places, and jurymen and
others have of late registered numer-
ous and strenuous kicks in this re-
gard.

Yesterday a representative of the
Board of Health went through the
Judiciary building and noted the in-
sanitary and other conditions which
exist there. The Department of Public
Works was communicated with and
it was suggested by the health
officer that there was lots of work to
be done by the Public Works Depart-
ment in the building.

After City Sanitary Officer Tracy
had inspected the Judiciary building
and had seen all there was to be seen,
Superintendent of Public Works J. H.
Boyd, accompanied by R. J. Greene,
who has charge of the physical well-
fare of the government buildings as
far as keeping them clean is concern-
ed, visited the Judiciary building to
take a look around and to ascertain
if all the terrible things which had
been said of its condition were the
truth.

Boyd and Greene wandered from
one room to another in the big build-
ing, taking particular interest in the
trial jury room, a rather small affair
situated on the second floor, just over
the main entrance to the edifice. This
is certainly the dirtiest room in the
whole building, and Boyd and Greene
were evidently of this opinion.

As they left the trial jury room,
they discovered Territorial Grand
Juror Bailiff Ney, sitting in the
over the door of the chamber in which
the grand jury was at the time sit-
ting on a very delicate case.

The Superintendent of Public
Works inquired of Emil Ney if the
key to the trial jury room was to be
secured anywhere, as he was anxious
to make use of it.

Emil Ney, misunderstanding Boyd,
and thinking that he wanted the key
to the grand jury room where that
body was at work was immediately
on guard and declared by all that was
good that he would not let the key
out of his possession.

When it was more clearly explained
to Ney that it was the key to the
trial jury room that was desired, Ney
disclaimed any knowledge of its
whereabouts and suggested that Boyd
look elsewhere for it.

Emil Ney, having for many weary
days taken a strenuous interest in the
nobleness of the trial jury room, saw
here an opportunity to unburden his
soul.

"It is too bad that the room is not
kept clean," he said, "every morning
I am here at 6 o'clock. I have to look
after it myself. Nobody else takes an
interest in keeping it tidy. I like to
have it kept pleasant for the jurors.
It is not good for them to stay in a
room that is dirty all the time. What
should I know about the key? Ask
your janitor. I am not the janitor for
this building. I am the bailiff for the
grand jury."

Superintendent Boyd sought out
Bailiff Ellis and asked him concerning
the key, saying that the trial jury
room ought to be kept locked when it
was not being used by trial juries.
Ellis explained that he was subject
to the orders of Judge Gear and that
he had not been instructed that the
room should be locked.

Emil Ney put in another word or so
at this point. Going through a rapid
series of peculiar calisthenics, illustra-
tive of a man going through the
motions of dusting furniture, picking
up pieces of rubbish and shaking out
mattings and so forth, he launched

forth in a burst of eloquence address-
ed to Greene, who has charge of the
government buildings.

"I am all the time picking up rub-
bish in the trial jury room," he said,
"I am all the time trying to keep it
tidy. Why don't you do things in the
right way. Why don't you see that
the floor is scrubbed and the furniture
kept neat and in order. Why don't
you attend to your business?"

Greene answered back and wanted
to know how long Ney had been boss
of the Judiciary building, and then
Boyd remarked that Ney had better
attend to his own business.

Ney became indignant and went in-
to past history, saying that Greene
had done all his power to get him
in trouble and had written letters
about him to various parties in Hon-
olulu, saying things about him which
were not true.

The two old gentlemen, Ney and
Greene, went at it in loud tones for
several minutes, Bailiff Ellis warn-
ing them that they were likely to be
haunted in court and fined for con-
tempt unless they cut the verbal com-
bat pretty short. About this time the
door of Gear's court room was shut
with a slam that it might be possible
for the court to continue its business.

A small crowd of attorneys and oth-
ers witnessed the little fuss between
Ney and Greene. Ney seems to think
that the men, supposed to clean out
the trial jury room, have not been at-
tending to their duties.

It is the intention of Superintendent
of Public Works Boyd to immediately
make certain very necessary improve-
ments in some of the rooms in the
Judiciary building. As the trial jury
room is the dirtiest, more than any
other chamber in the building, work
will first be done in this apartment.
The room is kept open all the time
that it is not being used by trial
juries and the consequence is that it
is used by anybody and everybody as
a kind of landing place.

A large number of witnesses were
in the building yesterday. They were
waiting the call of the grand jury.

In the trial jury room, when Boyd
inspected that retreat, there were
about fifteen persons. A stupid little
Japanese lay sprawled on his face,
sound asleep, on the table upon which
verdicts of trial juries are written.
The sleeping beauty never even offer-
ed to share his couch with other who
must have been equally as tired wait-
ing to be summoned before the grand
jury.

The fourteen others lounged on the
benches and the winding stairs lead-
ing to the clock tower, or stood at the
windows and elected tobacco juice on
the sills and up against the masonry.

The room is at present used more
as a back-yard than anything else.
The tobacco stains decorate the walls
and floor and have, as time has pass-
ed, been applied as paint is applied,
coat by coat. There are several coats
of tobacco-stain on the floor. No
one is allowed to enter the room, the
ceiling is somewhat out of reach, to-
bacco chewers are obliged to expecto-
rate on the walls and floor or out of
the windows, perhaps on the heads of
passing people.

It is strange, but true, that there
are worms in the Hall of Justice.
Much of the water in the building
and the work of the worms is very
noticeable in some parts of the build-
ing. This has nothing to do with the
sanitary conditions of the Judiciary
building, however.

City Sanitary Officer Tracy put in
considerable time yesterday morning
looking over conditions in the build-
ing. He found abundance of dirt and
claims that the present condition of
the building is a source of danger to
those who occupy it.

Tracy will make his report to
Board of Health Executive Officer
Pratt this morning. The Board has
nothing to do in the matter beyond
drawing the attention of the Public
Works Department to the condition of
the Judiciary building. As Superin-
tendent Boyd has already taken the
matter up, there will be no necessity
of the Board of Health making any
report.

Most of the rooms in the building
are badly kept, the floors being cov-
ered with dirt and dust. The
condition is to be done away with.
The trial jury room will be thoroughly
cleaned and renovated and will then
be kept closed except when in use by
trial juries.

A little house-cleaning will be done
in other rooms also and it is expected
that justice will soon be able to walk
up and down in her abode without
having to lift her skirts from the dirt.

THE KILLEAN COMPANY.

Affairs of the Concern Now in the
Hands of Trustees.

The stock, fixtures and assets of the
M. E. Killean Millinery Company have
been turned over to the possession of the
creditors of that firm, and will doubtless
be sold to pay the debts which
stand against its name.

The liabilities of the company are
about \$10,000 or \$11,000 and the assets
consist of mainland firms, principally
San Francisco houses. The assets of the
company are placed at about \$11,000,
that being the amount of the inventory
of stock on hand and taken the past
week. The store has been practically closed
for the past two weeks, but the directors
have been making endeavors to straighten
out the trouble and the creditors have
considerably left the matter in abeyance
pending the result. The directors, how-
ever, have been unable to make any ar-
rangement and the local creditors and
Louis Schweitzer, of Murphy, Grant &
Company, having taken possession, Mr.
Schweitzer being made trustee of all the
creditors as well as of the company.

The company was organized over a
year ago to take over the business of
Miss Killean, who had started the store
three years previous. The corporation
was capitalized at \$40,000, of which
\$25,000 was paid up. The original busi-
ness was broadened to include dress-
making, hair-dressing, manicuring and
the selling of ready-made dresses.

GREAT CHANGES TO BE MADE IN CHINA

Local Chinese Receive Important Informa- tion From Home.

EMPEROR WILL MAKE REFORMS

GOVERNMENT SIMILAR TO UNIT-
ED STATES TO BE ES-
TABLISHED.

Statement is Made That Emperor
Will Institute New Arrangement
Promptly Upon His Arrival in
Peking—Bow Wongs Delighted.

Several local Chinese received let-
ters that bear important, general in-
formation at this period. If the state-
ments therein contained are true—
and there is no apparent reason to
doubt them—changes of the most im-
portant character are impending in
China. Briefly, it is stated in at least
three letters that the Emperor, upon
his arrival in Peking, intends to sub-
vert the political organism of the
Manchu dynasty and to venture boldly
upon the western scheme of govern-
ment. The letters indicate that the
Emperor has selected the government
of the United States as his prototype
in his campaign of reform. He will
abolish the monarchial impulse of China
and will not be discouraged, the fun-
damental principles of the new order of
things being a compromise between
the present system and the scheme of
Thomas Jefferson.

The letters received here appear
serious and have the air-marks of
fact. They relate that the Emperor is
on his way back to Peking, a fact
known in Honolulu. His journey is
being made in the manner of a triumph-
al tour. Speeches are not being
made from the rear of railway coaches,
of course, for that is impossible in
the middle east and west of China; but
the Emperor has, nevertheless, given
out his plans to the extent above
referred to.

Three letters examined last night,
from different parts of China, contain-
ed the statement that the Emperor
would forthwith, upon his arrival in
Peking, institute the extensive re-
forms above mentioned. Two of the
letters were from recognized Bow
Wongs, so it may be inferred that the
Reformers have been and still are in
touch with the young Emperor and
that he is co-operating with them in
their ideals and program. One of the
letters goes so far as to state that a
constitution, copied from that of the
United States, exists in the hands of
the Emperor, and that he is already
for an emperor, has been prepared
and will await the Emperor upon his
arrival at the nation's capital.

As a rule the Chinese of Honolulu
are pleased with the reports they have
received. Leading Bow Wongs espe-
cially are jubilant. Consul Yang Wei
dis doubts the correctness of the re-
ports, but as it is well known, he be-
longed to the Empress Dowager's kin-
dergarten of China's political arrange-
ment and is not in touch at all with
the Emperor and his intentions.

Since the Chinese Japanese war the
Reform party of China has claimed
reason to believe that the Emperor
was in accord with their aspirations.
For a long time the reform movement
was confined to the southern prov-
inces, but has since spread to the
north, and has been successful in
gaining immense support in Hawaii.
In San Francisco, Singapore and
Europe.

About two years ago the Reformers
secured what they have since con-
sidered positive assurance that the
Emperor was in sympathy with them.
The trouble at that time was that
Kwang Hsu was literally tied to the
apron strings of his mother, the Em-
press Dowager, who is a back num-
ber, and still clings to the systems of
hundreds of years ago. In the letters
to local Reformers the statement is
made that the Emperor has asserted
his position to the old lady, and that
in future he will run the government
himself. This program is also said
to meet the approval of the principal
advisers to the throne, except Li Hung
Chang, but owing to his bad health,
that official is not now interfering in
matters of public policy.

It was rumored among Chinese last
night that it was the intention of the
young Emperor, in the furtherance of
his Republican policy, to call several
of the brightest reformers to Peking
to consult with him. Among the num-
ber mentioned was Leung Chi-so, the
brilliant orator and organizer who
was here some time ago, and Dr. Sun
Yet Shin, a pupil of F. W. Damon's
school.

The Francis Murphy Temperance
Union will hold a meeting this evening
of members and pledge signers for the
purpose of electing permanent officers,
also to consider the matter of new
quarters, as they find it impossible
to keep the present hall on account of the
high rent.

The secretary reports that eight per-
sons signed the pledge last week and six
this week, the good work being pushed
ahead continuously.

The Francis Murphy Club at Ewa
plantation is to give an entertainment
Saturday evening next, and as they are
in need of talent to help the cause, Mr.
Book, chairman of the entertainment
committee has selected Mr. Trombly,
Mr. Wallace and Mr. Noyes to go with
him to put on the farce entitled "The
Book Agent."

The Stables Racket.
At the meeting of the Territorial
Stables Company yesterday afternoon
the usual squabble between the Schu-
man and Colburn factions again came
up. The result was probably the de-
position of John Andrade from the
office of manager, although he intently
still to make a fight. Late yesterday
Mr. Andrade was refusing to deliver
the books to his successor, and efforts
were being made by the opposing con-
tingent of stockholders to get them.

WOUNDED HORSE SHOT.

Animal Injured By Electric Car and
Deserted By Owner.

Yesterday afternoon Officer Ferreira
of the Police force ended the suffer-
ings of a horse which had been in-
jured the day before by getting in
the way of an electric car on Liliha
street, near Judd. The animal was
struck by the rear end of the car, and
both of its hind legs were broken and

smashed. The horse was left to suffer
in its painful condition by the nat-
ive who had been riding, and all
Monday afternoon and Tuesday morn-
ing it was left lying beside the road,
no one of sufficient humanity to put
it out of agony by killing it, happen-
ing along. Finally someone notified
Sheriff Brown by telephone, and he at
once sent out Officer Ferreira who
shot the animal. The cruelty of the
negligence on the part of those whose
attention was attracted to the animal
deserved censure, as it was clearly
the duty of any one witnessing the
poor beast's sufferings, to notify the
authorities.

TRIFLING CASE, BUT IMPORTANT PRINCIPLE

Gear Decides in the Morgan-Bettors Matter.

NO MORE COMMISSIONERS' JOBS

PETIT JURY EXCUSED BY JUDGE
ESTEE UNTIL TUESDAY
MORNING.

Pearl Harbor Motion For a Jury Not
Decided—Liquor Dealers' Case
For First Monday in November—
Underwood May Appeal.

A decision was rendered by Judge
Gear at noon yesterday in a case ap-
pealed from the District Court. The
appeal had been brought by Mrs. F. C.
Bettors in a suit brought against her
by Auctioneer J. F. Morgan, for the
recovery of \$3.25, the amount of
goods sold by plaintiff to defendant at
auction.

Judgment was for plaintiff in the
lower court and this judgment was
sustained by Judge Gear.
The defendant's attorneys contend-
ed that the records of marriages in
Hawaii in years gone by was too in-
complete and uncertain to be depend-
ed upon. Pake said that he was sure
that the couple had been married, for
he had heard them quarrel.

Judge Gear said that if the marriage
had really taken place the best way
to prove the fact was by the records
showing the issuance of the license,
but Attorney Andrews said that this
could not be done as the records had
not been properly kept. Kinney, on
the other hand, said that the records
were complete and that if there was a
license it should be found.

In Federal Court.
United States Judge Morris M. Es-
tee completed the petit jury panel for
the October term yesterday morning,
swearing in the following additional
jurymen: W. J. Hickey, H. Klemme,
F. C. McGowan, William Blaisdell, K. B.
Porter, Charles K. K. J. A. S.
Mossman, Charles F. Murray, A. S.
Prescott, George H. Turner, John D.
Holt.

The jurors were excused until next
Tuesday morning, so that ample time
might be allowed for the deliberations
of the Federal grand jury.

The judge announced that he was
not ready to render a decision on the
question of trial by jury for the Pearl
Harbor naval station land condemna-
tion cases. He wanted time for a
thorough examination of the authori-
ties. Commandant Merry of the Ho-
nolulu naval station and other naval
officers were present in court, expect-
ing that there would be a decision.
By request of J. J. Dunne, with Rob-
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liquor dealers' case was set for the
first Monday in November. The case
is that of the liquor dealers attacking
the constitutionality of the sole beer
licenses for retailing the Hawaiian
product.

The Federal grand jury again took
up the case of Captain Wallace, charged
with cruelty on the high seas. Many
more witnesses were summoned
yesterday.

The fine of \$100 imposed on Captain
Underwood of the schooner Robert
Lewers may be appealed to the Treas-
ury Department. Underwood was fin-
ed for sailing his vessel without the
required complement of licensed officers,
his mate having no license as
such. Collector Stackable communi-
cated with United States District At-
torney Dunne in the matter and
Dunne advised imposing the fine, as
there was nothing else to do under
the law, though the captain had evi-
dently been misled and had not in-
tentionally employed a man without a
license.

Attorney Long Admitted.
Carlos A. Long, who was born in
Honolulu 27 years ago, took the oath
before Justice Galbraith yesterday in
the Supreme Court for license to prac-
tice law in all courts of the Territory.
He is a Bachelor of Arts of the law
school of Georgetown University,
Washington, D. C., licensed to prac-
tice in the District of Columbia, also
in the Federal Court of Hawaii, and
since August last has held a tempo-
rary license from Judge Gear for the
Circuit Courts.

The subject of the sermon tonight
at the Cathedral will be the "Wages
of Sin." The series of meetings at
the Cathedral will close on Sunday
evening with "Solemn Benediction
and the Panel Benediction."

On Friday evening Father Magevney
will lecture on "What Catholics
Do Not Believe."

Plantain Will Begin.
Now that the rains have started in
Dr. Jared Smith will begin planting in
the lands of the government agricul-
tural experiment station above Punch-
bowl. The ground is now all laid out
and ready for active operations, which
it is the intention to begin at once.

Not long ago in another partition

RECEPTION TO PEARSON.

Pastor of the Methodist Church To Be Welcomed Home.

GOVERNMENT PHYSICIANS'

SEPTEMBER REPORT POSTED

Mumps Among Public School Chil-
dren—Influenza and Dysentery
Somewhat Prevalent.

The various government physicians
in the islands have sent in their re-
ports for September. These have
been condensed by the Board of
Health into one comprehensive state-
ment, which is posted in the office of
the Board.

A few diseases are more prevalent
than usual in some of the districts.
Although the general health of the
Territory is good.

Dr. H. H. Dinegan of Kihel, Maui,
reports an epidemic of mumps in the
public schools. Dinegan reports in-
fluenza and malaria a little too preva-
lent. He had 12 cases of influenza
and 36 of malaria.

Dr. W. F. McConkey of Makawao,
Maui, is also troubled by influenza
cases, which he reports 39, also 12
cases of dysentery. Dr. R. J. McGet-
tigan in the district of Hana reports
20 cases of dysentery.

At Koloa and Lihue, Dr. E. S. Good-
hue had eight cases of beriberi, which
were "controlled."

Hana's health showing is marked
by the general health is poor as it
always is in September," says Dr.
McGettigan. He attributes the poor
condition to the lack of pure water
for the people.

Dr. H. E. Winslow, since resigned,
reported for Koolauloa recommending
that the Board take steps to examine
cattle for tuberculosis.

SPECIAL MURPHY MEETING.
Will Be Held Tonight to Elect Officers
and Select Quarters.

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Union will hold a meeting this evening
of members and pledge signers for the
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both of its hind legs were broken and

case Judge Humphreys required of
the commissioner that he procure
written bids from the two Honolulu
auctioneers as to what they would
charge for their respective services.
The bids were received and the result
in that case was very satisfactory to
the parties concerned.

Commissioner Thompson was fully
aware of the order made by Judge
Humphreys, and the bids in this case
fully expected that he would conduct
his sales on the same basis. His fail-
ure to do so has displeased the mother
of my yard, and perhaps the other
hairs too. She even goes so far as to
claim that Commissioner Thompson's
failure to reduce expenses ought to
deprive him of any commission, and
that the auctioneer should get what
has been ordered paid to the commis-
sioner, as penalty for his seeming
neglect.

Returning now to the purported
claim of the auctioneer. To bring up
this matter in the shape of a claim in
this case, in face of the fact that the
commissioner repudiates it on the
ground of excessiveness, and on the
further ground that for the commis-
sioner to make the claim would be in-
consistent with the wishes of the par-
ties made at the time of receiving his
nomination as commissioner, would be
an unheard-of proceeding. I must
therefore perform my duty and ob-
ject strenuously to Fisher's alleged
claim."

Kamehameha Warrior Testifies.
Pake, a former soldier under King
Kamehameha the Fifth, occupied the
stand a good part of the morning in
testifying before Judge Gear in the
case of the Kapilani Estate against
R. Peck & Company, ejectment.

The warrior was on hand to prove
the marriage of Okuu and Hoopulu
about fifty years ago. The title to
certain property on Queen street is
largely dependant upon this marriage.
The defendant's attorneys contend-
ed that the records of marriages in
Hawaii in years gone by was too in-
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Plantain Will Begin.
Now that the rains have started in
Dr. Jared Smith will begin planting in
the lands of the government agricul-
tural experiment station above Punch-
bowl. The ground is now all laid out
and ready for active operations, which
it is the intention to begin at once.

Not long ago in another partition

FATHER MEGEVNEY ON THE LAST JUDGMENT

Remarkable Address at Catholic Cathedral Last Evening.

JUDGMENT ACCEPTED INSTITUTION

PROTESTANTS AND CATHOLICS
BELIEVE ALIKE IN BIBLE
TEACHING.

In an Intensely Forceful Way the
Missionary Tells of Judgment and
Urges Upon the Audience the Im-
portance of Confession of Sins.

In spite of it being the twelfth suc-
cessive night of the mission the Catholic
cathedral was crowded again last night
to its full capacity. The subject of the
lecture was one which appeals to every
man irrespective of creed, and Father
Megevney dealt with it in a forceful and
masterly manner.

"The Judgment" was the theme of the
evening.

"One of the most universally accept-
ed truths," said the speaker, "is the one
which deals with judgment. Everybody
believes in it; everybody dreads it.
Protestants and Catholics alike know
that the day will come when the angel
will sound the call which will bring the