

L A W S

OF

HIS MAJESTY KALAKAUA I.

KING OF THE HAWAIIAN ISLANDS,

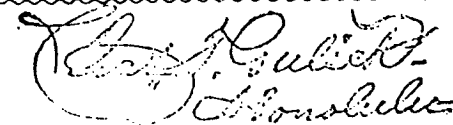
PASSED BY THE

LEGISLATIVE ASSEMBLY,

AT ITS SESSION

1886.

Printed by Order of the Government.



HONOLULU, H. I.

F. C. ADVERTISER STEAM PRINT,

1886.

SESSION LAWS OF 1886.

CHAPTER I.

JOINT RESOLUTION.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom assembled:

That the sum of Thirty-five Thousand (\$35,000) Dollars, be and the same is hereby appropriated out of the public monies for the purpose of defraying the necessary expenses of the Legislature Session of the year A. D. 1886.

Approved this 6th day of May, A. D. 1886.

KALAKAUA REX.

CHAPTER II.

AN ACT

TO REGULATE THE ERECTION AND REPAIRING OF BUILDINGS IN THE CITY OF HONOLULU WITHIN CERTAIN FIRE LIMITS.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. That part of the city of Honolulu which is bounded as follows, to wit: By the water front, by the easterly side of Maunakea street, extending from the water front to the south corner of King street, thence along the

makai side of King street to a point intersecting the easterly line of Konia (formerly Smith) street were said line extended; thence along the easterly side of Konia (formerly Smith) street to a point eighty feet mauka of Hotel street; thence easterly along a line eighty feet mauka and parallel with said Hotel street, to a point eighty feet easterly of the easterly line of Alakea street, and thence along a line eighty feet easterly and parallel with said easterly line of Alakea street to the water front, including all the land now or hereafter to be reclaimed within the said limit; also both sides of Nuuanu and Fort streets, between Hotel and Beretania streets to a distance of eighty feet from each side, shall be known as the fire limits of Honolulu. On all streets where one side only is within the fire limits, the buildings on the opposite side (if not fire-proof) shall not exceed one story of not over 16 feet in height and the highest point or ridge pole, of the roof shall not be over 30 feet above the street grade.

SECTION 2. Every building or structure except water closet or privies, hereafter built within the fire limits of Honolulu, shall have the external walls thereof constructed of brick, stone, concrete, iron or other approved fire-proof material, provided, that if of iron, the frame-work shall also be of iron, and that rafters and roof timbers; if covered with approved fire-proof material, may be of wood. The interior of fire-proof buildings shall be ceiled with fire-proof material or lathed and plastered. The provisions of this Act, shall not apply to such sheds as have been or may be hereafter erected by the Hawaiian Government on the wharf frontage, for wharf accommodation.

SECTION 3. No wooden building or structure now erected within the fire limits of Honolulu shall be altered, repaired or changed without permission in writing, signed by the Minister of the Interior, which permit shall only be granted upon application in writing accompanied by particulars sufficient to indicate the nature and extent of alterations, repairs and changes contemplated, and no such permission shall be

granted when such alteration, repair or change amounts to a renewal of one-third or more of the original structure, and such permission shall become void unless the work for which it is issued is begun within ten days and completed within ninety days after the date of said permission.

SECTION 4. No person owning or occupying any building fronting on any street, lane, alley or place within the fire limits of Honolulu, shall construct or cause to be constructed or maintained, any awning, shade or balcony, except in accordance with the following provisions: Such awning, shade or balcony, should be securely supported on wrought-iron brackets built into the walls, and shall be supported without posts, and shall be not less than eleven feet above the line of the curb levels of the sidewalk, and shall have a gutter formed to carry off the water to the line of the building, and from thence to the street gutter; provided, that no gutters will be required to be constructed on cloth or canvass awnings or shades; also, provided, that the height of all moveable canvas or cloth awnings or shades, hereafter constructed, shall not be less than seven and a half feet above the line of the curb level or the sidewalk. No awning, shade or balcony shall extend beyond the line of the curb. No awning, shade or balcony shall be inclosed to a greater height than three feet six inches; provided, that no awning, shade or balcony shall be erected on any building facing on any streets, lane, alley or place which is thirty feet or less in width; and no awning, shade or balcony shall be constructed on the sides or rear of any building within the fire limits unless there is a clear space of not less than thirty feet between such building and the adjacent buildings, and then they shall be constructed of fire-proof materials. No signs shall be placed on the front, rear or sides of any building higher than its blocking course or fire wall, and no sign made of wood, canvas or cloth shall exceed three feet in height. All signs must be securely bolted to the building upon which they are placed. No frame-work shall be placed above the roof of any building

and covered with inflammable material, for signs or any other purpose.

SECTION 5. No cornice, entablatures, belt courses, or other ornamental projections of wood, shall be placed on any fire-proof building within the fire limits of Honolulu. All exterior cornices, entablatures, belt courses, and other projections of an ornamental character, shall be constructed of some fire-proof material; if of iron to be riveted together with rivets not more than 2 inches apart, and shall be supported on wrought-iron brackets, built into the wall at distances not to exceed 2 feet apart; and in every instance the greatest weight of stone, iron or other material of which they shall be composed, shall be on the inside of the outer line of the wall on which they may rest, in the proportion of 4 of wall to 2 of cornice in weight; allowance must be made for the excess of leverage produced by the projection of cornice beyond the face of the wall; all cornices shall be well secured to the wall with iron anchors, independent of any wood work, and in all cases the walls shall be carried up to the planking of the roof; and when the roof is below the cornice then the wall shall be carried up to the top of the cornice or the blocking over the same, and shall be coped with some fire-proof material. All wooden cornices or gutters on fire-proof buildings that are now or may hereafter become unsafe, shall be taken down and reconstructed of some fire-proof material, upon an order from the Minister of Interior.

SECTION 6. All openings in side or party walls must be protected by iron, or iron-covered shutters, to be approved by the Minister of Interior and all side or party and front and rear walls of any building 15 or more feet high shall be built up and extend at least 30 inches above every point where the roof meets the wall, and such wall shall be not less than 12 inches in thickness.

SECTION 7. Any person violating any of the provisions of this Act, shall be deemed guilty of a misdemeanor, and on conviction shall be punished by a fine not more than five

hundred dollars; the continuance or maintaining of such violation after conviction, shall be deemed a new offense for each day on which the same is so continued or maintained, and shall be punished accordingly.

SECTION 8. It shall be the duty of the Fire Marshal of Honolulu, the Marshal of the Kingdom, his Deputy, or any Police Officer to report any infringement of the provisions of this Act to the Minister of Interior, who shall immediately take the necessary steps for the prosecution of the offender.

SECTION 9. All laws and parts of laws not in conformity with this Act, are hereby repealed.

Approved this 29th day of May, A. D. 1886.

KALAKAUA REX.

CHAPTER III.

AN ACT

AMENDING SECTIONS 16, 16A, 18 AND 23, CHAPTER XLIV, OF THE LAWS OF 1882, AS AMENDED BY CHAPTER 36 OF THE LAWS OF 1884, RELATING TO THE REGULATION OF THE SALE OF SPIRITUOUS LIQUORS:

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. Section 18 of Chapter XLIV of the Laws of 1882, is hereby amended to read as follows:

"Section 18. The sale and vending of spirituous liquors shall be regulated as to the time, place, quantity and manner in which the licensee is by such license authorized to sell and dispose of such liquors, by the terms of the license consistently with existing statutes, and any person who shall sell, or cause to be sold, any spirituous liquors, except as regulated by his license or by law, shall, for the first offense, be fined not less than twenty-five dollars nor more than fifty dollars,

and for the second offense be fined not less than fifty dollars nor more than two hundred dollars, and for the third offense shall forfeit his license and be fined not less than two hundred dollars nor more than five hundred dollars, or be imprisoned at hard labor for not less than three months nor more than six months, or be both fined and imprisoned as aforesaid at the discretion of the Court; provided, that in the event of the destruction of the premises wherein such traffic is carried on, the Minister of the Interior may, at his discretion, give such licensee permission in writing to carry on such traffic on premises other than those in the license mentioned."

SECTION 2. Section 23 of Chapter XLIV of the Laws of 1882 is hereby amended to read as follows:

"Section 2. Any person, other than the agent or servant of a person thereto licensed, who shall sell or dispose of any spirituous liquors within this Kingdom, or shall cause or authorize therein any spirituous liquors to be sold or disposed by any person employed, hired or engaged for such purpose, without being thereto authorized by license as in this Act provided, shall, for the first offense, be fined not less than one hundred dollars nor more than five hundred dollars, and for every subsequent offense shall be imprisoned for not less than three months nor more than six months at hard labor and shall also be fined not less than five hundred dollars nor more than one thousand dollars."

SECTION 3. Section 16A of Chapter XLIV of the Laws of 1882 as amended by Section 3 of Chapter 36 of the Laws of 1884, is hereby amended to read as follows:

"Section 16A. It shall not be lawful for any retailer of spirituous liquors to sell the same to minors or women, or to any person or persons who may be habitually intemperate."

SECTION 4. Section 16 of Chapter XLIV of the Laws of 1882 is hereby amended to read as follows:

"Section 16. Such last mentioned license shall authorize the licensee to sell and dispose of any spirituous liquors, by

the glass or bottle, on the premises therein specified, between the hours of half-past five o'clock in the morning and half-past eleven o'clock at night, on every day except Sunday."

SECTION 5. This Act shall take effect from and after the date of its approval.

Approved this first day of June, A. D. 1886.

KALAKAUA REX.

CHAPTER IV.

AN ACT

TO AMEND CHAPTER 44 OF THE SESSION LAWS OF 1874 RELATING TO THE ENCOURAGEMENT OF STEAM NAVIGATION.

Be it enacted by the King and the Legislative Assembly of the Hawaiian Islands, in the Legislature of the Kingdom Assembled:

SECTION 1. Chapter 44 of the Session Laws of 1874 is hereby amended to read as follows:

"Section 1. The Minister of the Interior on behalf of the Hawaiian Government is hereby authorized to enter into agreements with such steamship Companies which now make and with such as hereafter may make regular trips between any port in the Hawaiian Islands and foreign ports, and which carry Hawaiian mail to enter, load, discharge and leave freight and passengers at Honolulu without port charges for light houses, buoys, wharfage or water from the Government pipes; provided such water is not wasted or used in washing decks."

SECTION 2. All coal, machinery, and supplies required for the use of said steamship Companies' lines shall be admitted free of duty and all vessels bringing to the port of Honolulu coal, machinery and supplies for the own use and consumption of said Companies shall be exempted from port charges

for light house, buoys and wharfage, unless such coal, machinery and supplies are only part of the cargo of such vessel in which case the Collector General of Customs shall appropriate such exemption; provided however that such vessel shall be charged wharfage for the time during which they remain at the wharf after twenty-four hours from the discharge of such coal, machinery and supplies.

SECTION 3. The Minister of the Interior is hereby authorized to set apart for the use of said steam line or lines a lot or lots of land for a coal depot and warehouse accommodation for the storage of machinery supplies and merchandise which may be imported or exported by such steamship Companies.

SECTION 4. This Act shall become a law from and after the date of its approval.

Approved this 30th day of June A. D. 1886.

KALAKAUA REX.

CHAPTER V.

AN ACT

TO CONFER JURISDICTION UPON THE POLICE JUSTICE AND THE DISTRICT JUSTICE OF THE DISTRICT OF KONA, ISLAND OF OAHU IN CASES OF VIOLATION OF THE PROVISIONS OF AN ACT ENTITLED "AN ACT TO REGULATE THE ERECTION AND REPAIRING OF THE BUILDINGS IN THE CITY OF HONOLULU WITHIN CERTAIN FIRE LIMITS" APPROVED THE 29TH DAY OF MAY A. D. 1886.

Be it enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom assembled:

SECTION 1. Whenever the provisions of the Act of the Legislature entitled

"An Act to regulate the erection and repairing of the

buildings in the City of Honolulu within certain fire limits" approved the 29th day of May A. D. 1886 are violated, the Police Justice of Honolulu and the District Justice of the District of Kona, Island of Oahu shall have jurisdiction to hear and determine such cases.

Approved this third day of July, 1886.

KALAKAUA REX.

CHAPTER VI.

AN ACT

TO PROVIDE FOR THE PAYMENT OF SALARIES, EXPENSES OF COURTS, AND OTHER EXPENSES OF THE GOVERNMENT UNTIL THE 31ST DAY OF AUGUST A. D. 1886.

Be it enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom assembled:

SECTION 1. The Minister of Finance is hereby authorized to continue to pay three-quarters of the monthly salaries of Government officers, excepting the Judges of the Supreme Court at the rate appropriated by the Appropriation Bill of 1884-1886. the compensation of school teachers, of soldiers and constables, the current expenses of the Bureau of Education, of the Board of Health, the expenses of the Fire Department, of the Supreme Court and of Circuit Courts, and of witnesses in Criminal Cases, Government Stocks and interest accruing thereon, the support of prisoners and the expenses of supporting the Insane and the Lepers in the respective Hospitals, Post Office, salaries of the keepers of Government nurseries, dredging Honolulu Harbor, repairs of Wharves Honolulu, roads and bridges throughout the Kingdom until the 31st day of August 1886, unless new appropriations are made before that date.

SECTION 2. This Act shall go into effect from and after its approval.

Approved this tenth day of July A. D. 1886.

KALAKAUA REX.

CHAPTER VII.

AN ACT

SUPPLEMENTARY TO ARTICLE 26 CHAPTER 9 OF THE CIVIL CODE.

Be it enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. The Minister of Finance with the advice and consent of the King in Privy Council, may appoint any port in the Hawaiian Islands and proper places within the same, to be legal quays, wharves or landing places for the lading and unlading of goods, and declare the bounds and extent of such quays and wharves, and annul any such appointments now made or hereafter to be made and declare the same to be no longer a legal port, quay, wharf or landing place, or may alter the names, bounds and limits thereof.

SECTION 2. No vessel arriving from foreign or domestic ports having goods or stores on board shall without permission of the Collector General of Customs or one of his deputies, go to any place in this Kingdom not being at the time of the passage of this Act a legal port of entry or a port appointed in accordance with the provisions of this Act, except when driven thereto by stress of weather, want of provisions or other unavoidable circumstance; any master or other person in command of any vessel who shall violate the provisions of this Act, shall be punishable by a fine not exceeding five hundred dollars.

SECTION 3. If any goods or articles prohibited from being

imported by any private persons shall be found in any ship within the limits of any port of this Kingdom, such goods and articles and the packages containing the same and all merchandise or part of the invoice in which such goods and articles were imported, shall be forfeited, and all ships or boats coming into any port in this Kingdom having opium on board concealed in false bulk-heads, false bows, double-sides or bottom, or in any secret or disguised place whatsoever constructed in such ships or boats, shall be forfeited.

SECTION 4. Any officer of Customs or other person employed for the prevention of smuggling, may go on board any ship or boat, foreign or domestic, within the limits of any port in this Kingdom, and search such ship or boat for opium or other prohibited or dutiable goods and articles.

SECTION 5. Any officer of Customs or other officer may search any person whom he may have reason to suspect of smuggling, and also any goods or baggage on board of any ship or boat or on any wharf or in any warehouse, or on any cart, wagon, railroad car or other conveyance, provided however that such search is made within twenty four hours after the landing of such passengers, baggage or goods.

SECTION 6. Before any such person or baggage or goods shall be searched, such person or the owner or consignee of such baggage or goods may require to be taken with all reasonable dispatch to the Collector of Customs or his deputy, who may if he sees no reasonable cause for search, discharge such person and release such baggage and goods; and no officer having probable cause and making such search shall on account thereof be liable to any prosecution or action of law.

SECTION 7. Any person who shall destroy or attempt to destroy any goods or other article to prevent a seizure thereof or shall obstruct any officer mentioned in Sections 4 and 5 of this Act, in the execution of his duty, shall be punishable by a fine not exceeding five hundred dollars.

SECTION 8. Any person who shall be in any way knowingly concerned in carrying, removing, depositing or concealing or in any manner dealing with any opium or other article the importation whereof is prohibited, or any dutiable goods upon which no duties have been paid, shall be punished by a fine not exceeding five hundred dollars.

SECTION 9. The proceeds of all forfeitures, fines and penalties for violation of the provisions of this Act, shall be paid to the Collector General of Customs, who shall dispose of the same as provided in Section 672 of the Civil Code.

SECTION 10. All Acts and parts of Acts in any way conflicting with the provisions of this Act are hereby repealed, provided that nothing in this Act contained shall affect Article XVI of the Civil Code.

SECTION 11. This Act shall take effect from and after the date of its passage.

Approved this 12th day of July A. D. 1886.

KALAKAUA REX.

CHAPTER VIII.

AN ACT

TO REGULATE THE PRACTICE IN THE ESCHEAT OF LANDS TO THE HAWAIIAN GOVERNMENT.

Be it enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. In all cases where real property escheats by law to the Hawaiian Government, the Attorney General of the Kingdom shall file an information in the Supreme Court, setting forth the facts upon which the claim of the Hawaiian Government to such escheat is based.

The Court thereupon shall cause summons to be issued

in other actions at law, which summons the Attorney General shall cause to be served upon any party in possession of the property, and shall also cause a copy thereof to be published for the space of three months in a newspaper of general circulation published in Honolulu. Upon the hearing of the matter if the Court shall find the facts averred in the information substantiated by proof and sufficient in law, it shall make and cause to be entered a decree declaring such property an escheat to the Hawaiian Government.

SECTION 2. In all actions provided for in Section 1 of this Act the following shall be conclusive presumptions of fact:

I. That the person who last owned the property has died intestate, if it be shown that such owner has been absent from the Hawaiian Islands and not been heard of for the space of fifteen years, and has neither in person nor through any agent thereto authorized in writing, nor through any tenant occupying the premises in question under a valid lease, had possession or exercised dominion over such premises during that time, and that no application for letters testamentary or of administration have been filed in any Court within the Kingdom having jurisdiction of Probate proceedings within said time.

II. That the person who last owned the property has left no kindred, if it be shown that no person claiming to be kin has made claim to such property within five years after the lapse of the fifteen years in this Section before mentioned.

SECTION 3. In such actions as are in this Act provided for no person shall be allowed to defend against the Hawaiian Government on the ground of being in possession of the property, unless he shall prove that he is in possession under color of title, or has been in adverse possession thereof for a period not less than twenty years, and that the Government taxes upon said property have been paid by him during the last six years of said period.

SECTION 4. If a decree be entered in favor of the Hawaiian Government the Minister of the Interior shall cause the premises to be sold at public auction, and the proceeds of such sale after deducting all costs and expenses shall be deposited in the Hawaiian Treasury and there abide the claim of any heir or other person thereto lawfully entitled; provided, that no claim to such proceeds shall be allowed unless such claim be made within five years after such deposit.

SECTION 5. Any person claiming the proceeds of sale of escheated property may present his petition to the Supreme Court in that behalf, notice whereof shall be given to the Attorney General who may appear and defend on behalf of the Hawaiian Government; and if said Court render a judgment in favor of such person, the Minister of Finance shall pay such proceeds to such person, with interest not to exceed six per cent. per annum.

SECTION 6. This Act shall take effect from and after the date of its approval.

Approved this 12th day of July 1886.

KALAKAUA REX.

CHAPTER IX.

AN ACT

TO PROVIDE FOR THE PAYMENT OF THE SALARIES OF GOVERNMENT OFFICERS AND THE EXPENSES OF THE SEVERAL DEPARTMENTS OF THE GOVERNMENT, UNTIL THE PASSAGE OF THE APPROPRIATION BILL OF 1886 & 1888.

Be it enacted by the King and the Legislative Assembly of the Hawaiian Islands, in the Legislature of the Kingdom assembled:

SECTION 1. The Minister of Finance is hereby authorized to continue to pay Salaries of Government Officers and the

expenses of the several Departments of the Government, including the Civil List as provided for in the Appropriation Bill of 1884 and 1886; until the passage of and approval of a new Appropriation Bill by the Legislative Assembly now in session.

SECTION 2. The Act entitled "An Act to provide for the payment of Salaries, expenses of Courts and other expenses of the Government, until the 31st day of August A. D. 1886." approved July 10th, 1886. is hereby repealed.

SECTION 3. This Act shall take effect from and after its approval.

Approved this 23rd day of July A. D. 1886.

KALAKAUA REX.

CHAPTER X.

AN ACT

PROVIDING FOR INQUESTS OF FIRES.

Be it enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. The Marshal of the Kingdom or his Deputy or any Sheriff, Police or District Justice within whose jurisdiction any fire has occurred whereby any house or other building or any cane field, land or forest in such jurisdiction has been wholly or in part consumed shall inquire into the cause or origin of such fire and ascertain whether it was kindled by design or resulted from negligence or accident, provided that no such inquests shall be held in any case unless such officer shall have reasonable grounds to suspect that such fire was the result of culpable negligence or of design

or occurred under such circumstances that the interests of justice and the protection of property require an investigation.

SECTION 2. For the purposes aforesaid any one of the officers hereinbefore mentioned may issue subpoenas for witnesses returnable forthwith or at such time or place as he shall therein direct.

SECTION 3. The said officers may summon and empanel a Jury of not less than three nor more than six persons from among the householders or freeholders residing in his district, to hear the evidence which may be adduced touching or concerning such fire and to render a verdict under oath thereupon, according to the facts.

SECTION 4. Minutes of the evidence and of all proceedings in writing shall be taken and a copy thereof certified by the officer before whom the inquiry is held and filed with the Attorney General.

SECTION 5. Any person who shall fail to appear after being duly summoned as a juror or witness and any such witness who may refuse to give his testimony under oath when thereto required shall be punished upon conviction before any Police or District Magistrate by a fine of twenty dollars, and in default of payment of such fine shall be imprisoned for twenty days.

SECTION 6. This Act shall be in force from and after its approval.

Approved this 14th day of August, A. D. 1886.

KALAKAUA REX.

CHAPTER XI.

AN ACT

TO AUTHORIZE A NATIONAL LOAN AND TO DEFINE THE USES TO WHICH THE MONEY BORROWED SHALL BE APPLIED.

Be it enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom assembled:

SECTION 1. The Minister of Finance with the approval of the King in Cabinet Council is hereby authorized to issue coupon bonds of the Hawaiian Government of a denomination not less than one hundred dollars and in the aggregate not exceeding two millions of dollars in the manner and for the purposes in this Act stated.

SECTION 2. Said bonds shall be exempt from any taxes whatsoever and shall bear interest payable semi-annually at the rate of not more than six per centum per annum and shall be redeemable not less than five nor more than twenty years after the date of their issue, the principal and interest to be paid in gold coin of the United States or its equivalent.

SECTION 3. Said bonds shall be signed by the Minister of Finance and by the Registrar of Public Accounts and be sealed by the seal of the Department of the Minister of Finance and shall not be issued at less than their nominal par value in gold coin of the United States of the present standard except that the Minister of Finance with the approval of the King in Cabinet Council may allow a commission not exceeding five per centum to any person or syndicate which may negotiate said bonds provided however that such commission shall not be allowed for any bonds sold in this Kingdom or to residents of this Kingdom.

SECTION 4. The sums borrowed under this Act shall be placed in the Treasury to the credit of the "Loan Fund"

and shall be paid out for the following purposes and no other :

SCHEDULE.

1. To recall and cancel all bonds bearing seven and nine per cent interest issued under any Act of the Legislature prior to the date of this Loan, and to pay interest on the same.....	\$300,000.00
2. Encouragement of Immigration.....	250,000.00
3. Honolulu Water Works.....	75,000.00
4. Sewerage of Honolulu.....	100,000.00
5. Improvement of the Harbor of Honolulu and for new wharfs.....	350,000.00
6. Improvement of the streets of Honolulu and roadways of the Kingdom.....	250,000.00
7. Interisland cable communication.....	250,000.00
8. New Bridges and Landings.....	75,000.00
9. Highway across Island of Oahu.....	75,000.00
10. Repayment special Loan.....	150,000.00
11. Purchase steam tug Eleu.....	39,000.00
12. Expense Floating Loan, &c.....	86,000.00
	<hr/>
	\$2,000,000.00

SECTION 5. The Minister of Finance is hereby authorized to pay out of the moneys so borrowed under this act such commission as may be allowed as commission under section 3, hereof and such expenses as may be incurred for preparing said bonds, and coupons.

SECTION 6. The Minister of Finance shall make such proper arrangements as will enable the holders of said bonds to receive the interest due on the same either in Honolulu or in the city of San Francisco or in such financial centre as he may deem advisable.

SECTION 7. This Act shall be in force from and after its approval.

Approved this 1st day of September A. D. 1886.

KALAKAUA REX.

CHAPTER XII.

AN ACT

TO AMEND SECTION 1 OF CHAPTER XXI OF THE SESSION LAWS OF 1884 RELATING TO CHALLENGES OF JURORS.

Be it enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom assembled:

SECTION 1. Section 1 of Chapter XXI of the session laws of 1884 is hereby amended to read as follows :

"Section 1. In addition to the challenges of Jurors now allowed by law in all trials by Jury plaintiff and defendant shall each be allowed to challenge peremptorily two Jurors without assigning any reason therefor; but where there are several parties on either side they must join in such challenges."

SECTION 2. This Act shall take effect from and after its passage.

Approved this 12th day of July 1886.

KALAKAUA REX.

CHAPTER XIII.

AN ACT

TO AMEND SECTION 12 OF CHAPTER LI OF THE SESSION LAWS OF 1884 RELATING TO PUNISHMENT FOR CRUELTY TO ANIMALS.

Be it enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom assembled:

SECTION 1. Section 12 of Chapter LI of the Session Laws of 1884 is hereby amended to read as follows :

"Section 12. Any person convicted under the provisions

of this Act shall forfeit and pay any sum not exceeding twenty dollars or be imprisoned with or without hard labor not exceeding one month or be punished by both such fine and imprisonment."

SECTION 2. This Act shall be in force from and after its approval.

Approved this 12th day of July A. D. 1886.

KALAKAUA REX.

CHAPTER XIV.

AN ACT

TO AMEND SECTION 101 OF THE CIVIL CODE.

Be it enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom assembled:

SECTION 1. That Section 101 of the Civil Code be and the same is hereby amended so as to read as follows:

"Section 101. The Minister of the Interior may grant a license to ply boats for hire in the harbor of Honolulu, Lahaina, Hilo and Kahului for the term of one year, upon receiving for the boats for the harbor of Honolulu eight dollars for every boat with four or more oars, and four dollars for every boat with less than four oars, and for the boats for the harbors of Lahaina, Hilo and Kahului eight dollars for every boat with four or more oars, and four dollars for every boat with less than four oars."

SECTION 2. This Act shall become law on the date of its approval.

Approved this 28th day of August A. D. 1886.

KALAKAUA REX.

CHAPTER XV.

AN ACT

TO AMEND CHAPTER XLI., SESSION LAWS OF 1884, ENTITLED "AN ACT TO ENCOURAGE OCEAN TELEGRAPH CABLES."

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. Chapter XLI of the Session Laws of 1884 is hereby amended to read as follows:

"Section 1. Whenever telegraph communication shall be established between Honolulu and San Francisco or any other port or place on the North American Continent connecting with the American Telegraph system, the Minister of Finance is hereby authorized to contract with the person or persons maintaining such Telegraph communication for the paying of an annual subsidy not exceeding Twenty Thousand dollars, and for a period not exceeding fifteen years."

SECTION 2. This Act shall take effect from and after the date of its approval.

Approved this 28th day of August A. D. 1886.

KALAKAUA REX.

CHAPTER XVI.

AN ACT

TO REGULATE THE CONSTRUCTION OF BUILDINGS IN THE CITY OF HONOLULU AND ELSEWHERE WITHIN THE KINGDOM.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom assembled:

SECTION 1. No person shall, within the city of Honolulu,

erect, place or move any building without permission in writing from the Superintendent of Public Works.

SECTION 2. The Superintendent of Public Works, or such other competent officer as may be appointed for that purpose, shall grant permission to erect, place or move any building within the city of Honolulu upon the application of any person, firm or corporation, and upon compliance with the following conditions:

1. That upon filing such application the applicant shall submit the plans and specifications of the building as it is intended to be when so erected, placed or moved.

2. That if upon the examination of such plans and specifications it shall appear to the satisfaction of the Superintendent of Public Works, or of such architect, builder or other person as shall be designated by the Minister of the Interior to examine the same, that the materials of which such building is to be constructed, or to consist when completed, are of sufficient strength and size, and properly placed and fastened, to make the building strong and safe for the uses and purposes for which it is intended.

SECTION 3. If upon such examination the plans and specifications are not approved and the permission is refused, which refusal shall be in writing, stating the reasons therefore, the applicant may ask for a Board of Arbitration, and appoint one of such Board, the Minister of the Interior shall appoint another of such Board, and the two so appointed shall select the third member thereof. The plans and specifications shall be submitted to and examined by them. A decision agreed to by two members of the Board shall be final as to whether the permission sought shall be granted.

SECTION 4. The provisions of this Act shall also apply to the erection, moving or placing of all buildings hereafter to be erected anywhere within the Kingdom, to be used as churches, school-houses, court-houses, hotels or other places of assembly.

SECTION 5. The provisions of this Act shall not apply to any building to cost less than one thousand dollars.

SECTION 6. Any person who shall erect, move or place any building in violation of the provisions of this Act, shall be liable to a penalty of one hundred dollars. And the Minister of the Interior may, in his discretion, order the said building to be taken down or properly strengthened, and upon service of a copy of said order, the said building shall be taken down or strengthened as directed, and the owner or builder thereof shall be liable to a penalty of twenty-five dollars for every week or part of a week during which the order is not complied with, after the expiration of one week from the date of receiving such order.

SECTION 7. For the purposes of this Act the city of Honolulu shall comprise that portion of the Honolulu District in the Island of Oahu, within the following limits:

The Kalihi Stream on the west, the Manoa or Kalia Stream on the east, the Sea in front and mauka a distance of three miles inland from the sea.

SECTION 8. The several Police and District Justices throughout the Kingdom shall have jurisdiction to hear and determine complaints for the violation of any of the provisions of this Act, and to impose any of the penalties herein prescribed.

SECTION 9. This Act shall take effect from and after the date of its publication.

Approved this 23th day of August A. D. 1886.

KALAKAUA REX.

Charles R. Smith
Minister of the Interior

CHAPTER XVII.

AN ACT

PROVIDING FOR THE MEASUREMENT OF VESSELS UPON REGISTRY
AT THE CUSTOM HOUSE.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom assembled:

SECTION 1. The officer, or any person by whom the measurement of any vessel, upon application for registry at the Custom House is made, shall, for the information of and as a voucher to the Collector, by whom the registry is to be made, grant a certificate specifying the building of the vessel, her number of decks and masts, her length, breadth and depth, the number of tons she measures, and such other particulars as are usually descriptive of the identity of a vessel; and that her name and the place to which she belongs are painted on her stern on a black ground with white letters not less than three inches long, which certificate shall be countersigned by an owner, or the master of such vessel, or by some other person who shall attend her admeasurement, on behalf of her owner or owners, in testimony of the truth of the particulars therein contained, without which the certificate shall not be valid.

SECTION 2. The registry of every vessel shall express her length and breadth, together with her depth and height under the third spar deck, which shall be ascertained in the following manner: The tonnage deck in vessels having three or more decks to the hull shall be the second deck from below; in all other cases the upper deck of the hull is to be the tonnage deck. The length from the fore part of the outer planking on the side of the stern to the afterpart of the main stern-post of screw steamers, and to the afterpart of the rudder-post of all other vessels measured on the top

of the tonnage deck, shall be accounted the vessel's length. The breadth of the broadest part on the outside of the vessel shall be accounted the vessel's breadth of beam. A measure from the under side of the tonnage deck-plank amidships to the ceiling of the hold (average thickness) shall be accounted the depth of hold. If the vessel has a third deck, then the height from the top of the tonnage deck-plank to the under side of the upper deck-plank shall be accounted as the height under the spar deck. All measurements to be taken in feet and fractions of feet; and all fractions of feet shall be expressed in decimals.

SECTION 3. No part of any vessel shall be required by the preceding section to be measured or registered for tonnage that is used for cabins or state-rooms, and constructed entirely above the first deck which is not a deck to the hull.

SECTION 4. That from the gross tonnage of every Hawaiian vessel there shall be deducted the tonnage of the spaces or compartments occupied by or appropriated to the use of crew of the vessel; but deduction for the crew space shall not in any case exceed five (5) per centum of the gross tonnage. And in every such vessel propelled by steam, or other power requiring engine room, there shall also be deducted from the gross tonnage of the vessel the tonnage of the space or spaces actually occupied by or required to be enclosed for the proper working of the boilers and machinery, including the shaft trunk or alley in screw steamers, with the addition in the case of vessels propelled with paddle wheels of fifty per centum; and in the case of vessels propelled by screws of seventy five per centum of the tonnage of such space; but in no case shall the deductions from the gross tonnage exceed fifty (50) per centum of such tonnage, and the proper deductions from the gross tonnage having been made, the remainder shall be deemed the net register tonnage of such vessels.

SECTION 5. The provisions foregoing relating to the measurement of vessels shall not be deemed to apply to any vessel.

not required by law to be registered, or enrolled, or licensed, unless otherwise specially provided.

SECTION 6. The register tonnage of every vessel built within the Hawaiian Islands, or owned by a citizen or citizens thereof, shall be her entire internal cubic capacity in tons of one hundred (100) cubic feet each, to be ascertained as follows :

Measure the length of the vessel in a straight line along the upper side of the tonnage deck, from the inside of the inner plank, average thickness ; at the side of the stern to the inside of the plank on the stern timbers, average thickness ; deducting from this length what is due to the rake of the bow in the thickness of the deck and what is due to the rake of the stern timber in one-third of the round of the beam ; divide the length so taken into the number of equal parts required by the following table according to the class in such table to which the vessel belongs :

TABLE OF CLASSES.

Class one. Vessels of which the tonnage length, according to the above measurement, is fifty feet or under, into six equal parts.

Class two. Vessels of which the tonnage length, according to the above measurement, is above fifty feet, and not exceeding one hundred feet, into eight equal parts.

Class three. Vessels of which the tonnage length, according to the above measurement, is above one hundred feet, and not exceeding one hundred and fifty feet, into ten equal parts.

Class four. Vessels of which the tonnage length, according to the above measurement, is above one hundred and fifty feet, and not exceeding two hundred feet, into twelve equal parts.

Class five. Vessels of which the tonnage length, according to the above measurement, is above two hundred feet

and not exceeding two hundred and fifty feet, into fourteen equal parts.

Class six. Vessels of which the tonnage length, according to the above measurement, is above two hundred and fifty feet, with sixteen equal parts.

Then the hold being sufficiently cleared to admit of the required depths and breadths being properly taken, find the transverse area of such vessel at each point of division of the length as follows : Measure the depth at each point of division from a point at distance of the one-third of the round of the beam below such deck ; or, in case of a break below a line stretched in continuation thereof, to the upper side of the floor-timber at the inside of the limber-strake, after deducting the average thickness of the ceiling which is between the bilge-planks and limber-strake ; then if the depth at the midship division of the length do not exceed 16 feet, divide each depth into four equal parts ; then measure the inside horizontal breadth at each of the three points of division, and also at the upper and lower points of the depth, extending each measurement to the average thickness of that part of the ceiling which is between the points of measurement, number those breadths from above, numbering the upper breadth one and so on down to the lowest breadth ; multiply the second and fourth by four and the third by two, add the products together, and to the sum add the first breadth and the last or fifth, multiply the quantity thus obtained by one-third of the common interval between the breadth, and the products shall be deemed the transverse area ; but if the midship depth exceed sixteen feet, divide each depth into six equal parts instead of four, and measure as before directed the horizontal breadth at the five points of division and also at the upper and lower points of the depth, number them from above as before, multiply the second, fourth and sixth by four and the third and fifth by two, add these products together and to the sum add the first breadth and the last or seventh, multiply the quantities thus obtained by one-third of the common interval between the

breadths, and the products shall be deemed the transverse area.

Having thus ascertained the transverse area at each point of division of the length of the vessel as required above, proceed to ascertain the register tonnage of the vessel in the following manner: Number the area successively 1, 2, 3, etc., No. 1 being at the extreme limit of the length at the bow and the last number at the extreme limit of the length at the stern; then, whether the length be divided according to the table in six or sixteen parts, as in class 1 and 6, or by an intermediate number, as in classes 2, 3, 4 and 5, multiply the second and every even numbered area by four and the third and every odd numbered area except the first and last, by 2, add these products together and to the sum add the first and last if they yield anything, multiply the quantities thus obtained by one-third of the common interval between the areas, and the product will be the cubical contents of the space under the tonnage deck, divide this product by one hundred, and the quotient, being the tonnage under the tonnage deck, shall be deemed the register tonnage of the vessel, subject to the additions hereinafter mentioned. If there be a break, a poop, or any other permanent closed in space on the upper decks, or the spar deck, available for cargo or stores or for the berthing or accommodation of passengers or crew, the tonnage of such space shall be ascertained as follows: Measure the internal mean length of such space in feet, and divide it into an even number of equal parts of which the distance as under shall be most nearly equal to those into which the length of the tonnage deck has been divided, measure at the middle of its height the inside breadths, namely, one at each end and at each of the points of division, numbering them successively, one, two, three, and so forth, then to the sum of the end breadths add four times the sum of the even numbered breadths and twice the sum of the odd numbered breadths, except the first and last, and multiply the whole sum by one-third of the common interval between the breadths; the product will give the

mean horizontal area of such space. Then measure the mean height between the planks of the depth, and multiply by it the mean horizontal area, divide the product by one hundred, and the quotient shall be deemed to be the tonnage of each space and shall be added to the tonnage under the tonnage decks, ascertained as aforesaid. If a vessel has a third deck or spar deck, the tonnage of the space between it and the tonnage deck shall be ascertained as follows: Measure in feet the inside length of the space at the middle of its height from the plank at the side of the stern, to the plank in the timbers of the stern, and divide the length into the same number of equal parts into which the length of the tonnage deck is divided; measure also at the middle of its height the inside breadth of the space at each of the points of division, also the breadth of the stern and the breadth at the stern; number them successively one, two, three and so forth, commencing at the stern, multiply the second and all other even numbered breadths by four, and the third and all the other odd numbered breadths except the first and last, by two; to the sum of these products add the first and last breadths, multiply the whole sum by one-third of the common interval between the breadths, and the result will give in superficial feet the mean horizontal area of such space; measure the mean height between the plank of the two decks and multiply by it the mean horizontal area, and the product will be the cubical contents of the space; divide this product by one hundred, and the quotient shall be deemed to be the tonnage of such space and shall be added to the other tonnage of the vessel, ascertained as above directed. And if the vessel has more than three decks, the tonnage of each space between decks above the tonnage deck shall be severally ascertained in the manner above described and shall be added to the tonnage of the vessel, ascertained as above directed.

In ascertaining the tonnage of open vessels, the upper edge of the upper strake is to form the boundary line of measurement, and the depth shall be taken from an athwart-ship line

extending from the upper edge of such strake at each division of the length.

SECTION 7. The register or other official certificate of the tonnage or nationality of a vessel of the Hawaiian Islands, in addition to what is now required by law to be expressed therein, shall state separately the deductions made from the gross tonnage, and shall also state the net or register tonnage of the vessel.

SECTION 8. The outstanding registers or enrollments of vessels of the Hawaiian Islands shall not be rendered void by the addition of such new statements of her tonnage, unless voluntarily surrendered, but the same may be added to the outstanding document, or by an appendix thereto, with a certificate of the Collector General of Customs, that the original estimate of tonnage is amended.

SECTION 9. The compensation for services as measurer shall be:

For vessels under 100 tons, \$5; over 100 and under 200 tons, \$7.50; over 200 and under 300 tons, \$10; over 300 and under 400 tons, \$12.50; over 400 and under 500 tons, \$15; over 500 tons, one cent per register tonnage additional.

SECTION 10. Every steam vessel of the Hawaiian Islands, in addition to having her name painted on her stern, shall have the same conspicuously placed in distinct plain letters of not less than six inches in length on each outer side of the pilot house, if it has such, and in case the vessel has side wheels, also on the outer side of each wheel house; and if any such steamboat be found without having the name placed as required, she shall be subject to a penalty of not more than \$50.

SECTION 11. That Section 633 of Article XXIV of the Civil Code be and the same is hereby repealed.

SECTION 12. This Act shall take effect from and after the date of its passage.

Approved this 28th day of August A. D. 1886.

KALAKAUA REX.

CHAPTER XVIII.

AN ACT

TO RE-ENACT CHAPTER 34 OF THE SESSION LAWS OF 1884, APPROVED ON THE 29TH DAY OF AUGUST 1884, AND TO AMEND SECTIONS 1, 6 AND 13 OF SAID ACT.

Be it enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. Section 1 of Chapter XXXIV of the Session Laws of 1884 is hereby amended to read as follows:

"Section 1. The right is hereby granted to William R. Austin and his associates and assigns or such corporation as may be incorporated or organized by him or them to construct, lay down, maintain and operate for the term of thirty years from the passage of this Act, a single track street railway with all the necessary curves, switches and turn outs or double track street railway, along and upon the following streets in the city of Honolulu, commencing at the junction of King street and Nuuanu street, thence easterly along King street and the Waikiki road to Kapiolani Park; from the aforesaid junction along King street westerly to Moanalu; from the aforesaid junction northerly along Nuuanu street to the Pali. Also, from the junction of Judd street with Nuuanu street, along Judd street to Liliha street, and along Liliha street to its junction with King. Also from the junction of Beretania street with Nuuanu street, along Beretania street to Punahou street, and along Punahou street to Manea road, and along Keeaunoku street, from Beretania to King street. Also from the junction of Alakea street with King street, northerly along Alakea street to Beretania street, and southerly along Alakea street to the mauka side of the street along the water front, and along Allen street to Custom House."

SECTION 2. Section 6 of Chapter XXXIV of the Session Laws of 1884, is hereby amended to read as follows:

“Section 6. Said William R. Austin, his associates and assigns or successors shall be required by the Minister of the Interior:

Firstly—To construct said railway in such manner as will cause the least obstruction to the free use of the streets in which it may be laid down.

Secondly—To construct said tracks, as nearly as possible, in the middle of the said streets; unless otherwise directed by the Minister of the Interior.

Thirdly—To pave or macadamize the entire length of the streets used by his or their track between the rails and between the tracks, if there be more than one track laid; and to keep the same constantly in repair flush with the streets and with good crossings; such materials shall be used in such paving, macadamizing or repairing as may be directed or permitted by the Minister of the Interior.

Fourthly—That said tracks shall not exceed in width sixty inches within the rails. The rails used in making such track shall be flat rails only; and in no case shall the use of T rails be allowed.

Fifthly—That in laying down the track not more than one block shall be obstructed at any one time, nor for a longer period than fifteen working days.

Sixthly—That the cars must be of the most approved construction for comfort and convenience and safety of passengers.

Seventhly—That the said railway must be completed and equipped and ready for transportation of passengers within two years and if not so completed, within the said two years then all rights hereby granted shall terminate and the franchise hereby granted become void and of no effect. Provided that for such portions of said road as shall at that time

be completed and equipped as above required, the right herein granted shall stand and be of full force and effect.”

SECTION 3. That Section 13 of said Act be amended by adding the following clause:

“This Act shall take effect and the time named in Section 2, shall begin from the passage and approval of this Act.”

SECTION 4. Whereas it appears that Chapter 34 of the Laws of 1884 has expired by its own terms, the said Chapter as amended by this Act is hereby re-enacted.

Approved this 15th day of September A. D. 1886.

KALAKAUA REX.

CHAPTER XIX.

JOINT RESOLUTION.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom assembled:

That the further sum of Fifteen Thousand (\$15,000) Dollars be and the same is hereby appropriated out of the public monies for the purpose of defraying the necessary expenses of the Legislative session of the year A. D. 1886.

Approved this 20th day of September A. D. 1886.

KALAKAUA REX.

CHAPTER XX.

AN ACT

TO NATURALIZE ABRAHAM HOFFNUNG AND SIDNEY B. FRANCIS HOFFNUNG.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom assembled:

SECTION 1. The Minister of the Interior, with the approval

of the King, is hereby authorized to grant to Abraham Hoffnung, and Sidney B. Francis Hoffnung, Letters Patent of Naturalization as citizens of the Hawaiian Kingdom, and to confer upon His Majesty's Consul General resident in London, England, authority to administer the oath of allegiance and to sign the Jurat thereof.

SECTION 2. This Act shall take effect from and after its approval.

Approved this 22nd day of September A. D. 1886.

KALAKAUA REX.

CHAPTER XXI.

AN ACT

TO AMEND SECTION 47 OF AN ACT ENTITLED AN ACT TO REPEAL CHAPTER 10 OF THE CIVIL CODE APPROVED ON THE 10TH DAY OF JANUARY 1865.

Be it enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom assembled:

SECTION 1. That Section 47 of the Act entitled an Act to Repeal Chapter 10 of the Civil Code approved on the 10th day of January, 1865; be and the same is hereby amended by striking out the words "twenty five cents" and inserting in their place the words "one dollar" so that the said Section shall read as follows:

"Section 47. It shall be the duty of the Minister of the Interior, upon the nomination of the Board of Education, to appoint a suitable number of agents in the several districts of the Kingdom, whose duty it shall be to grant marriage licenses, agreeably with the laws; which agents shall be entitled to the fee of one dollar for each license, to be paid by the party applying therefor. Any such agent who shall

charge more than that amount for any such license, or who shall receive a bribe for the same, shall be liable to a fine not exceeding fifty dollars, upon conviction before any Police or District Justice."

SECTION 2. This Act shall become law from the date of its approval.

Approved this 21st day of September A. D. 1886.

KALAKAUA REX.

CHAPTER XXII.

AN ACT

TO ORGANIZE THE MILITARY FORCES OF THE KINGDOM.

WHEREAS, for the purpose of more complete military organization in any case requiring recourse to arms and to maintain and provide a sufficient force for the internal security and good order of the Kingdom, and being also in pursuance of Article 26th of the Constitution, Therefore:

Be it enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom assembled:

SECTION 1. There shall be established a Department of War and of the Navy, to be styled the Military and Navy Department. The Minister of Foreign Affairs shall be Secretary of War and of the Navy, and it shall be his duty to account for all monies disbursed by the Military and Navy Department, and to accept and approve all drafts upon the Treasury therefor.

SECTION 2. There shall be a Staff, the Chief of which shall hold the rank and title of Lieutenant General, appointed and commissioned by His Majesty the King, to hold office during His Majesty's pleasure.

This officer shall be Commander-in-Chief of all the armed

forces of the Kingdom, under the supreme command of His Majesty as Generalissimo.

SECTION 3. The officers composing the Staff under the Lieutenant-General shall consist of an Adjutant General and Quarter Master General with their subordinates, an Intelligence Officer, an Aide-de-Camp and Secretary.

All Officers of the Military, Volunteer and Naval forces of the Kingdom shall be nominated by the Lieutenant General and appointed and commissioned by His Majesty the King, and shall hold their commissions during His Majesty's pleasure.

SECTION 4. There shall be enlisted a regular Military and Naval force, not to exceed two hundred and fifty men, rank and file. The term of enlistment shall be for five years, which term may be extended from time to time by re-enlistment.

For the purpose of giving effect to this Act and to provide for the permanent organization of the staff and armed forces of the Kingdom, there shall be appropriated and applied to such purpose from monies in the Public Treasury not otherwise appropriated, the sum of Twenty one Thousand Dollars for each biennial period.

Appropriations for defraying the cost of the King's Guard, Volunteer or other Military or Naval organization, under and by virtue of any law or enactment in force in this Kingdom, shall be expended and accounted for as provided for by this Act.

SECTION 5. The Chief of Staff, by approval of His Majesty the King, shall from time to time, issue and proclaim rules and regulations for the better guidance of the forces in time of peace or war, to be entitled the "Regulations of the Army and Navy."

SECTION 6. Governors duly appointed and commissioned under the Constitution and laws of the Kingdom shall, by virtue of their office, hold the rank and title of Major General, and their military Staff shall, upon nomination of such

Governors, be appointed and commissioned by His Majesty the King and shall hold office during the Royal pleasure.

SECTION 7. All Governors shall have control of the military in their respective jurisdictions. Should it become necessary at any time to call out the military forces of any Island, the Governor thereof may recommend the appointment of a Commander-in-Chief for such Island during such military exigency, who shall be appointed and commissioned by the King, together with his military Staff and officers necessary to the operations in prospect.

The Governors in their military capacity, shall have power to order and constitute Courts Martial for the trial of offenders against the "Regulations of the Army and Navy" which Regulations shall have the force and effect of law.

The findings of such Courts Martial, together with a complete record of all the proceedings thereof, shall be forwarded by the respective Governors to the Commander-in-Chief, who shall examine the same, and may confirm, modify or reverse the findings of such Courts.

The Governors shall have power to direct and control the movements and operations of the forces under their respective commands when embodied as aforesaid, and to recommend for appointment by His Majesty the King an Assistant Adjutant-General and Assistant Quartermaster-General, Aide-de-Camp and Secretary, who shall compose their Military Staff.

The Governors, as Military Commanders, shall have power, in aid of their military operations, to declare martial law in their respective Islands, and to lay embargoes upon the several parts thereof, when directed so to do by His Majesty the King through the Commander-in-Chief.

SECTION 8. All Volunteer Military Corps and all other armed forces of the Kingdom, shall be enrolled and organized under this Act, and shall in time of war or for the suppression of riot, mutiny or revolution be liable to be called out for active service by the Commander-in-Chief, and shall be con-

sidered to be, and shall serve, under the "Regulations of the Army and Navy" aforesaid during the continuance of such operations.

His Majesty the King as Generalissimo shall designate the name, number and precedence of each Volunteer Corps, and, upon such designation by His Majesty, it shall be the duty of the Secretary of War and of the Navy to gazette the same.

The King is the sole judge of the necessity for organizing, disbanding or consolidating Volunteer Military Companies.

All drafts upon the Military, Volunteer and Naval Appropriations shall be made through the Chief of Staff, who shall submit the same to the Secretary of War and of the Navy for approval, provided that no liability or expenditure shall be incurred without the approval in writing of the Commander-in-Chief, who shall cause proper vouchers for the same to accompany each requisition for a draft upon the Public Treasury, which voucher shall be retained by the Secretary of War and of the Navy.

SECTION 9. All persons enlisting in the Military or Naval forces of the Kingdom or enrolling themselves in any Volunteer Military Corps or Company, shall be exempt from all personal taxes. No furlough or absence from his Corps shall be allowed to extend for a period exceeding six months, except in case of illness or absence from the country upon leave.

In time of peace, Volunteer Military Corps or Companies shall not be called upon to perform regular military duty, nor be drafted to stations distant from their usual place of residence; but for the purpose of perfecting their drill, Volunteer Military Companies shall be placed under the control of the Military Authorities of the Kingdom, organized by virtue of this Act.

All enlistments or enrollments shall be signed by the persons so enlisting or enrolling, and shall be certified to by the signature of the enlisting or enrolling officer.

In cases of desertion by enlisted men or by Volunteers in

active service, Police or District Judges on being applied to for that purpose, shall issue warrants for the arrest and capture of such deserters; and for any other offense committed by an enlisted man or Volunteer against the "Regulations of the Army and Navy," the civil authorities upon being applied to for that purpose, shall aid and assist in his arrest and convey him to the military authorities who shall deal with his case in accordance with said Regulations.

SECTION 10. After ten years of service in the Military or Naval forces of the Kingdom organized under this Act or any amending Act, a good conduct badge shall carry a Pension of Sixty Dollars a year; after twenty years service it shall carry One Hundred and Sixty Dollars a year.

SECTION 11. At His Majesty's command the Land and Naval forces on each Island shall rendezvous at any point designated by him, for the purpose of parade, review, inspection or campaigning, whether wholly or in part within the Kingdom.

SECTION 12. All laws and parts of laws in contravention of this Act are hereby repealed.

SECTION 13. This Act shall take effect from and after the date of its approval.

Approved this First day of October A. D. 1886.

KALAKAUA REX.

CHAPTER XXIII.

AN ACT

TO AMEND CHAPTER XXVI OF THE LAWS OF 1870 BEING AN ACT ENTITLED AN ACT AMENDING THE STATUTES CONCERNING THE SATISFACTION OF FINES AND COSTS IN PENAL JUDGMENTS.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom assembled:

SECTION 1. That Section one of Chapter XXVI of the

laws of 1870 is hereby amended so as to read as follows:

"Section 221. When any person shall be sentenced to pay a fine and costs or either of them and to be imprisoned until the same be paid, the time of his imprisonment shall be deemed to discharge the same at the rate of fifty cents a day."

SECTION 2. This Act shall take effect from and after the date of its approval.

Approved this seventh day of October A. D. 1886.

KALAKAUA REX.

CHAPTER XXIV.

AN ACT

TO CONTINUE THE SUBSIDY HERETOFORE GRANTED FOR MAIL COMMUNICATION BETWEEN THE HAWAIIAN ISLANDS AND THE UNITED STATES OF AMERICA.

WHEREAS, the Legislative Assembly of the Hawaiian Islands, with the approval of His Majesty the King, did, in the Session of the Legislature of 1884, grant to the Oceanic Steamship Company for carrying the mails between the Ports of Honolulu and San Francisco a subsidy of Fifteen Hundred Dollars for each round trip made by the Steamers of said Company, under which subsidy the said service has been continued under the conditions heretofore prescribed by law, since the 31st day of March A. D. 1886, and,

WHEREAS, it is of public importance and necessity that said Mail service should be continued without interruption, therefore,

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. A Subsidy of Fifteen Hundred Dollars for each round trip shall be paid to the Oceanic Steamship Company for carrying the mails between the Ports of Honolulu

and San Francisco respectively; said Subsidy to commence from the 31st day of March, 1886, and to expire on the 31st day of March 1888.

SECTION 2. Said subsidy is granted upon condition:

1. That no increase shall be made in the rates charged for freight and passengers during the last two years past.
2. That the rate of freight on specie shall not exceed one-half of one per centum.
3. That said mail shall be carried on first class steam vessels, not less than eighteen hundred tons register.
4. That said subsidy shall not be paid for more than two round trips each month.
5. Provided that the charge upon bananas shall not exceed fifty five cents a bunch.

SECTION 3. The Minister of Finance is hereby authorized, upon satisfactory proof to him that said services have been performed, and the conditions in this Act mentioned have been fulfilled, to pay to such Steamship Company, the said Subsidy, at the end of every month in like manner as other appropriations are paid.

SECTION 4. This Act shall go into effect from the date of its approval.

Approved this seventh day of October A. D. 1886.

KALAKAUA REX.

CHAPTER XXV.

AN ACT

TO AMEND SECTION 62 OF THE CIVIL CODE, RELATING TO LICENSES.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom assembled:

SECTION 1. Section 62 of the Civil Code is hereby amended to read as follows:

"Section 62. Every person who shall sell any goods, wares or merchandise of foreign product or manufacture, without license or in contravention of Section 60, and every person holding any license who shall permit or allow any person not licensed to sell any such goods, wares and merchandise under the name of such licensed person except such person or persons as are regularly and in good faith employed by him at his usual place of business, shall be fined in a sum not exceeding five hundred dollars, and in default of payment be imprisoned not exceeding six months, with or without hard labor, in the discretion of the Court; provided, that if any master or other officer in charge of any vessel, import any such goods, wares or merchandise, he may dispose of the same after obtaining a written permit from the Minister of the Interior, for which permit he shall pay into the Treasury of the Government the sum of one hundred dollars."

SECTION 2. This Act shall become a law from the date of its approval.

Approved this seventh day of October A. D. 1886.

KALAKAUA REX.

CHAPTER XXVI.

AN ACT

TO AMEND SECTION 191 OF THE CIVIL CODE AND TO REGULATE THE GOVERNMENT WATER SUPPLY.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom assembled:

SECTION 1. Section 191 of the Civil Code is hereby amended to read as follows:

"Section 191. The Minister of the Interior shall have the

general charge of the pipes or conduits of water to supply the City and Harbor of Honolulu and other places within the Kingdom.

He may from time to time regulate the rates to be paid for water and whenever such rates shall be changed, notice thereof shall be duly advertised not less than once a week for at least four weeks in the Hawaiian and English languages in two or more newspapers published in Honolulu.

Applications for a permanent supply of water from any Government system or source of supply shall be in writing, signed by the applicant. Such applications shall be upon a printed form to be supplied by the Minister of Interior to the Superintendent of Water Works, and shall contain a statement of the terms and conditions upon which water may be used. If permission shall be granted the applicant shall be furnished with a duplicate of the form of application, and shall be entitled to a water privilege as specified in such application. Water rates shall be payable half yearly in advance on the first day of January and the first day of July each year at the office of the Water Works.

The Superintendent of Water Works shall, at least ten days before such water rates shall be payable notify all persons then holding water privileges as aforesaid, by advertisement in one or more newspapers published in the English and Hawaiian language that such rates are payable on the first day of January or July, as the case may be, next following such notice.

If such rate shall remain unpaid for fifteen days after it is due, ten per cent. in addition to the regular rate shall be charged to and become due by the person holding such privilege, and the Superintendent may forthwith, without notice, shut off the water from such privilege, charging the expense for so doing to the person holding such privilege.

SECTION 2. The Minister of Interior shall within six months after the passage of this Act send or deliver to each ratepayer having a water supply at that time from the Gov-

ernment, the duplicate form of application provided in Section 1. He may from time to time make such further rules and regulations for the Government Water Supply System and revise the same as shall be necessary, not in any case to conflict with the provisions of this Act.

SECTION 3. All laws and parts of laws conflicting with the provisions of this Act are hereby repealed; and this Act shall take effect and become a law from and after the date of its approval.

Approved this seventh day of October A. D. 1886.

KALAKAUA REX.

CHAPTER XXVII.

AN ACT.

TO RELIEVE CERTAIN ARTICLES OF IMPORT FROM CUSTOM'S DUTIES.

Be it enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom assembled:

SECTION 1. That from and after the publication of this Act Live Stock, Firewood, Cocoanuts, Copra, Coconut Oil, Cocoa and other fibres, Fans and other articles made of Palm-leaf, Corals, Pearl-shells, specimens of Natural History, Ethnological specimens and Nuts, when imported into this Kingdom shall be free of duty.

Approved this seventh day of October A. D. 1886.

KALAKAUA REX.

CHAPTER XXVIII.

AN ACT

TO LICENSE PAWNBROKERS.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom assembled:

SECTION 1. Every person who shall advance for interest or for or in expectation of profit, gain or reward any sum of money upon security of any goods or chattels whatsoever, taken by such person by way of pawn or pledge, shall be deemed and taken to be a pawnbroker within the meaning of this Act; provided that nothing herein shall be held or construed to apply to loans or advances made on any goods or chattels, bonds, bills or other security taken by merchants, bankers, commission agents or auctioneers in the ordinary and bona fide course of mercantile or banking transactions.

SECTION 2. The Minister of the Interior is hereby authorized to grant licenses for the respective periods of one year to carry on the business of pawnbroking, upon payment of the sum of One Hundred and Fifty Dollars.

SECTION 3. Every such license shall be issued upon these express conditions set forth in such license:

That the person receiving such license shall not charge or receive interest at the rate of more than four per centum per month for any loan under twenty dollars, nor more than two per centum per month for any sum above twenty dollars, and under one hundred dollars, nor more than one per centum for any sum over one hundred dollars, nor exact any other gain, profit or reward by charging commissions, discount, storage or other charge, or by compounding or by any other device increasing such interest.

That he shall not sell any article pledged to him and unredeemed within six months after the last day fixed by contract for the redemption, nor make any such sale without

publishing at least twice in a newspaper published in Honolulu, in English and Hawaiian, at least ten days before such sale a notice containing a list of the articles to be sold, and specifying the time and place of sale.

That he will disclose to the pledgor or his agent the name of the purchaser and the price received by him for any article so pledged and sold.

That he will keep a register in the English or Hawaiian language and enter in such register the date, duration, amount, rate of interest on any loan made by him, an accurate description of the property pledged, the name and residence of the pledgor and will deliver to the pledgor a copy of such entries and will also enter in such register an account in writing of all sales made by him.

That he will produce for inspection his register and exhibit all articles received by him in pledge and his account of sales to any officer authorized under a search warrant to search for property or holding an order of a magistrate directing such officer to inspect such register or such articles pledged or such account of sales.

That he will notify the Marshal of the Kingdom or his deputy of any offer made by any person to pledge any articles which said licensee has reasonable cause to suspect of having been stolen.

SECTION 4. Any person who carries on the business of pawnbroker except by authority of the license provided for in this Act shall be liable upon conviction before any District or Police Magistrate to a fine not exceeding three hundred dollars.

SECTION 5. Every licensed pawnbroker who shall fail to comply with any of the conditions mentioned in Section 3 of this Act shall upon conviction before any District or Police Magistrate be liable to a fine not exceeding three hundred dollars and shall forfeit his license.

Approved this 7th day of October A. D. 1886.

KALAKAUA REX.

CHAPTER XXIX.

AN ACT

TO REGULATE THE HAWAIIAN BOARD OF HEALTH.

Be it enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom assembled:

SECTION 1. His Majesty the King shall appoint five native Hawaiians to be a Hawaiian Board of Health, and His Majesty the King shall appoint one of them to be President of said Board, and all of said Board shall be persons skilled in the practice of native medicine, of good character, and they shall serve during the King's pleasure.

SECTION 2. It shall be the duty of said Hawaiian Board of Health to hear all applications made by native Hawaiians who wish to practice native medicine in this Kingdom for the cure of any kind of disease, or for the cure of chronic diseases or hereditary diseases, or for the cure of broken bones.

SECTION 3. Said Board, or a majority thereof, shall give to each applicant a certificate certifying to the Minister of the Interior the qualification of the applicant to practice native medicine in any kind of disease, or for the treatment of chronic disease or hereditary diseases, of the cure of broken bones, as may be stated in the application.

SECTION 4. The Minister of the Interior shall grant on the order of the said Board a license to any applicant who has received a certificate of his qualification to practice medicine in any kind of disease, upon receiving twenty dollars.

SECTION 5. Every person so licensed to practice medicine, as in Section 4 of this Act specified, shall keep records of his practice of medicine, and shall enter correctly in such records all the business done by him. Any person who has

received a license, as authorized by this Act, who shall practice hoomanamana, hoopiopio, anaana, or hounaana, shall have his license cancelled immediately.

SECTION 6. Any native Hawaiian who shall practice native medicine without having obtained a license, shall be fined upon conviction thereof before any Police or District Magistrate in the sum of twenty dollars.

SECTION 7. The said Board shall have authority to appoint three persons of good character and residents of the district, and who are proficient in the practice of medicine, in each taxation district, except the District of Honolulu, to be a local Board; and it shall be the duty of such local Boards to report to the Hawaiian Board of Health on the qualifications of applicants to practice native medicine, and to state if the remedies proposed are suitable for the cure of the diseases mentioned in Section 2 of this Act.

SECTION 8. The President of the said Board may appoint the times of meeting of the Board for the transaction of all business under the provisions of this Act.

SECTION 9. For the purposes of this Act, Section 48 and 49 of the Penal Code, as amended by an Act approved on the 15th day of September, A. D. 1876, and also Sections 50, 51, 52 and 53 of the Penal Code, Chapter 55, are hereby repealed.

SECTION 10. This Act shall take effect from and after the date of its approval.

Approved this seventh day of October A. D. 1886.

KALAKAUA REX.

CHAPTER XXX.

AN ACT

TO AMEND CHAPTER XI OF THE LAWS OF 1880 BEING AN ACT ENTITLED "AN ACT FOR THE PROTECTION OF PARTIES TO CONTRACTS AUTHORIZED BY SECTION 1417 OF THE CIVIL CODE."

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom assembled:

SECTION 1. That Section one of Chapter XI, of the laws of 1880 is hereby amended so as to read as follows :

"Section 1. In order to carry out the provisions of this Act the Minister of Interior is hereby authorized to appoint an Agent or Agents in each elective district of this Kingdom who shall have the power to take acknowledgments to the contracts authorized by Section 1417 of the Civil Code, provided, however, that such Agents shall be authorized to appoint a deputy during their temporary absence from their districts and the deputy so appointed shall be empowered to perform all the duties of the said Agents as prescribed by this Act. Such Agents so appointed shall have the authority and they are hereby required to cancel contracts by writing with ink their names across such stamps. Nothing herein contained shall authorize the appointment of any Judge or his deputy or any employee on a sugar plantation or any store keeper to such Agency. Any Agent to take acknowledgments authorized by the provisions of this Act, who shall certify to the acknowledgment of any contract not fully stamped shall be liable to a fine not exceeding fifty dollars upon conviction thereof before any Police or District Justice.

SECTION 2. This Act shall take effect from and after the date of its approval and all laws and parts of laws in contravention herewith are hereby repealed.

Approved this seventh day of October A. D. 1886.

KALAKAUA REX.

CHAPTER XXXI.

AN ACT

TO AMEND CHAPTER LXXXVI OF THE PENAL CODE.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom assembled:

SECTION 1. Section 5 of Chapter LXXXVI of the Penal Code shall be amended so as to read as follows:

"Section 5. The Inspectors of Election, namely, the Police or District Justice, the Tax Collector and the Tax Assessor or Agents appointed by them, shall, at least fifteen days before the day of holding any election for Representatives, excepting such as may be ordered pursuant to the provisions of Sections 797 of the Civil Code, make out and cause copies to be posted at the place where the election is to be held, and at least two other public places in the district correct alphabetical lists of all the persons in the district who may be qualified to vote, and whose names may appear upon the list returned to the Inspectors of Election by the Tax Collector of the district, as in the last preceding section required."

SECTION 2. The words "Inspectors of Election" shall include all such agents appointed as aforesaid and whenever the words "Inspectors of Election" or "Inspector of Election" shall occur in any of the sections of the said Chapter such sections shall be read and construed as if the words, or such agents appointed as aforesaid were inserted after the words "Inspectors of Election" or "Inspector of Election" as the case may be.

SECTION 3. This Act shall become law from and after the date of its passage. All laws and parts of laws in contravention herewith are hereby repealed.

Approved this seventh day of October A. D. 1886.

KALAKAUA REX.

CHAPTER XXXII.

AN ACT

TO AMEND SECTIONS 13 AND 15 OF CHAPTER 43 OF THE SESSION LAWS OF 1882 APPROVED ON THE 7TH DAY OF AUGUST A. D. 1882.

Be it enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. That Section 13 of Chapter 43 of the Session Laws of 1882, be and the same is hereby amended so as to read as follows:

"Section 13. All Real property in this Kingdom shall be subject to an annual tax of one per cent upon the value of same."

SECTION 2. That Section 15 of Chapter 43 of the Session Laws of 1882, be and the same is hereby amended so as to read as follows:

"Section 15. All personal property within this Kingdom not subject to specific taxes shall be subject to an annual tax of one per cent upon the cash value of the same."

SECTION 3. This Act shall take effect from and after the date of its approval, and all laws and parts of laws inconsistent herewith are hereby repealed.

Approved this 8th day of October A. D. 1886.

KALAKAUA REX.

Charles K. Hulick
Honolulu

CHAPTER XXXIII.

AN ACT

TO AMEND SECTION 409 OF THE CIVIL CODE.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom assembled:

SECTION 1. Section 409 of the Civil Code is hereby amended by striking out the word "any," in the first line, and inserting the words "the General," also, by striking out the words "one year, in the second line, and inserting the words "three months," and also to strike out the words "the same," in the fourth line and insert the words "all domestic letters;" and as an addition to the said section, "that all foreign letters, after remaining in the General Post Office for three months shall be considered dead letters; and as such shall be returned to the country from which they originated," so that the said section shall read as follows:

"Section 409. All letters uncalled for after having remained in the General Post Office for three months, shall be considered dead letters; and it shall be the duty of the Post-Master General, under such rules as he may provide, to have all domestic letters opened; and if found to contain no valuable enclosures, to cause the same to be destroyed; and in all cases where valuable enclosures are found it shall be his duty to preserve the same, and use all proper means to restore the said enclosures to their rightful owners. That all foreign letters, after remaining in the General Post Office for three months, shall be considered dead letters; and as such shall be returned to the country from which they originated."

Approved this eighth day of October A. D. 1886.

KALAKAUA REX.

CHAPTER XXXIV.

AN ACT

TO AMEND SECTION 6 OF CHAPTER 46 OF THE LAWS OF THE YEAR 1884, ENTITLED "THE HAWAIIAN POSTAL SAVINGS BANK ACT."

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom assembled:

SECTION 1. That Section 6 of Chapter 46 of the laws of the year 1884 being an Act entitled "The Hawaiian Postal Savings Bank Act," be and the same is hereby amended so as to read as follows:

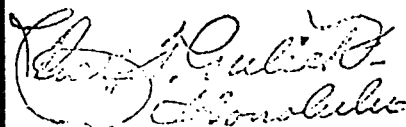
"Section 6. The rate of interest payable on deposits made under this Act shall not exceed five per centum per annum, nor shall interest be paid upon deposits exceeding at any one time one thousand dollars. Interest shall not be calculated on any amount less than five dollars or some multiple thereof and not commence until the first day of the calendar month next following the day of deposit; and shall cease on the first day of the calendar month in which such deposit is withdrawn.

All deposits not exceeding one thousand dollars in any one account that shall have been on deposit one month prior to July 1st of each year shall not be assessed for taxes and shall be free from all Government taxation.

SECTION 2. This Act shall take effect and become law from the date of its approval.

Approved this 11th day of October A. D. 1886.

KALAKAUA REX.



CHAPTER XXXV.

AN ACT

TO REGULATE THE CURRENCY OF THE HAWAIIAN KINGDOM.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom assembled:

SECTION 1. The gold coins of the United States of America are the standard and legal tender at their nominal value in the payment of all debts public and private within the Hawaiian Kingdom.

SECTION 2. The silver coins of the Hawaiian Kingdom are legal tender at their nominal value for any amount not exceeding ten dollars in any one payment.

SECTION 3. All outstanding silver certificates and all certificates to be issued under this Act—except the ten dollar certificates—whether they contain the words "Silver Coin" or not, shall be redeemed at their nominal value on demand in United States gold coin, and all certificates so redeemed shall be forthwith withdrawn and cancelled by the Registrar of Public Accounts.

And it shall be lawful for the Minister of Finance to issue or cause to be issued from the Treasury from time to time certificates of deposit of the denomination of ten, twenty, fifty, and one hundred dollars respectively upon transferring from the general fund and setting apart as a special deposit an equal amount of lawful coin of the Kingdom as security for the redemption of such certificates, the whole amount of such out-standing and new issue of certificates as aforesaid not to exceed in the aggregate at any one time the sum of three hundred and twenty-five thousand dollars, of which, not exceeding thirty thousand dollars shall be in certificates of the denomination of ten dollars.

SECTION 4. The certificates provided for in Section 3 of this Act shall be signed by the Minister of Finance and

countersigned by the Registrar of Public Accounts, and the special deposit of coin in the Treasury for their redemption shall be used only for the payment and redemption of such certificates and shall be kept as a special deposit for such purpose and no other.

SECTION 5. Chapter XVIII of the Session Laws of 1884 and all other Laws conflicting with the provisions of this Act are hereby repealed.

SECTION 6. This Act shall take effect from and after its approval.

Approved this 15th day of October, A. D. 1886.

KALAKAUA REX.

CHAPTER XXXVI.

AN ACT

TO AMEND AN ACT ENTITLED AN ACT "TO AUTHORIZE A NATIONAL LOAN AND TO DEFINE THE USES TO WHICH THE MONEY BORROWED SHALL BE APPLIED," APPROVED SEPTEMBER 1ST, 1886.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom assembled:

SECTION 1. That Section 2 of said Act be and the same is hereby amended so as to read as follows:

"Section 2. Said bonds shall be exempt from any taxes whatsoever and shall bear interest payable semi-annually at the rate of six per centum per annum the payment of which interest shall be a charge upon the consolidated revenue of the Kingdom and shall be redeemable not less than ten nor more than thirty years after the date of their issue either by means of a sinking fund to be established after the tenth year of the issue of the bonds or otherwise as may by the Minister of Finance with the approval of the King in Cabinet Council be deemed most advisable at the periods of such redemption; the principal and interest to be paid in gold coin of the United States of the present standard or its equivalent.

SECTION 2. That Section 3 of said Act be and the same is hereby amended so as to read as follows :

“Section 3. Said bonds shall be signed by the Minister of Finance and by the Registrar of Public Accounts and be sealed by the seal of the Department of the Minister of Finance and shall not be issued at less than at the rate of ninety eight per centum of their nominal par value in gold coin of the United States of the present standard or its equivalent except that the Minister of Finance with the approval of the King in Cabinet Council may allow to any person or syndicate which may negotiate the sale of said bonds a commission not exceeding five per cent. of the first issued portion of the Loan to wit for \$1,900,000.00 and such percentage as may be found necessary upon further issues but not to exceed five per cent. upon such further issues.

SECTION 3. That Section Four of said Act be and the same is hereby amended so as to read as follows :

“Section 4. The sums borrowed under this Act shall be placed in the Treasury to the credit of the Loan Fund, and shall be paid out for the following purposes and no other.

1. To re-call and cancel all Bonds at present outstanding, issued under any Act of the Legislature prior to the date of this Loan ; Special Loan and the interest accrued on Special Loan and outstanding bonds..... \$ 1,235,000 00
2. Encouragement of Immigration 150,000 00
3. Inter-Island Cable and Electric Light, Honolulu 100,000 00
4. Honolulu Water Works. 50,000 00
5. Improvement of the Harbor of Honolulu and New Wharves..... 100,000 00
6. Improvement of the Streets of Honolulu and Roadways of the Kingdom 150,000 00
7. New Bridges and Landings 75,000 00
8. Purchase of Steam Tug “Eleu” 40,000 00
9. Expense of Floating Loan, &c..... 100,000 00

\$2,000,000 00

SECTION 4. This Act shall be in force from and after its approval.

Approved this 15th day of October A. D. 1886.

KALAKAUA REX.

CHAPTER XXXVII.

AN ACT

TO AMEND AN ACT, ENTITLED AN “ACT TO CONSOLIDATE AND AMEND THE LAW RELATING TO INTERNAL TAXES,” APPROVED ON THE SEVENTH DAY OF AUGUST, A. D. 1882.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom assembled:

SECTION 1. That Section 14 of said Act be and the same is hereby amended so as to read as follows :

“Section 14. The term ‘Real Property,’ for the purposes of this Act, shall be deemed to mean and include all lands and town lots, with the buildings, structures, fences, wharves, improvements and other things erected on or affixed to the same.”

SECTION 2. That Section 16 of said Act be and the same is hereby amended so as to read as follows :

“Section 16. The terms ‘Personal Property,’ for the purposes of this Act, shall be deemed to mean and include all household furniture and effects, jewelry, watches, goods, chattels, wares and merchandise, machinery, all ships and vessels whether at home or abroad, all moneys in hand, leasehold and chattel interest in lands and real estate, franchises, patents, contracts, growing crops, public stocks and bonds, and all domesticated birds and animals not hereinbefore specifically taxed.”

SECTION 3. That Section 17 of said Act be and the same is hereby amended so as to read as follows :

"Section 17. All foreign Fire, Marine, and Life Insurance Companies carrying on business in this Kingdom, shall pay for and in respect of every one hundred dollars received by such companies, or their agents, respectively, for premiums during the year preceding the assessment, the sum of two dollars; and such companies shall not be charged with any other taxes or duties under this Act."

SECTION 4. That Section 21 of said Act be and the same is hereby amended so as to read as follows:

"Section 21. Every agent for any person temporarily or permanently absent from this Kingdom, and every banker, broker, money lender, attorney at law, trustee, treasurer, executor, administrator or guardian, shall be assessed separately in respect of each property or trust which he represents, and shall be chargeable with the tax payable in respect thereof in the same manner as if such property were his own, and he shall be assessed respectively in his name as representative of the property or trust he represents; and such assessment shall be kept separate and apart from his individual assessment."

SECTION 5. That Section 22 of said Act be and the same is hereby amended so as to read as follows:

"Section 22. Every agent, banker, broker, money lender, attorney at law, trustee, treasurer, executor, administrator and guardian shall, for the purposes of this Act, be deemed agent, and shall be answerable for the performance of all such acts, matters or things as are required to be done by virtue of this Act in respect of the assessment of the property which he represents, and the payment of taxes thereon; and shall be under and subject to the like penalty or liability for any neglect, refusal or default as any other person, and shall be authorized to recover from any person in whose behalf he is compelled to pay any tax, the amount so paid by him, or to retain out of any money which shall come to him in his representative character so much from time to time as shall be sufficient to pay such tax, and shall be indemnified

for all payments which he shall make in furtherance of this Act."

SECTION 6. That Section 25 of the said Act be and the same is hereby amended so as to read as follows:

"Section 25. The interest of every person in any property shall be separately assessed (except as hereinbefore provided in respect to shareholders in or members of companies) and every person shall be liable to taxation in respect of the full cash value of his interest in such property."

SECTION 7. That Section 27 of the said Act be and the same is hereby amended so as to read as follows:

"Section 27. The interest of any person as tenant, lessee, or occupier of any real estate that is exempt from taxation, shall be assessed to such person who shall be liable to taxation in respect of the value of such interest."

SECTION 8. That Section 28 of the said Act be and the same is hereby amended so as to read as follows:

"Section 28. The full cash value of the interest of any person in real or personal property shall be estimated at a sum which such interest might reasonably be expected to bring at a sale by public auction for cash."

SECTION 9. That Section 29 of said Act be and the same is hereby amended so as to read as follows:

"Section 29. The Minister of Finance, with the approval of the King in Cabinet Council, shall appoint annually, on or before the first day of July, an assessor for each taxation district of the Kingdom, whose duty it shall be in accordance with the provisions of this Act, to make on or before the fifteenth day of September a faithful assessment of all taxes imposed by law within their respective districts, and to furnish an accurate list of the same according to blank forms to be furnished by the said Minister of Finance; which shall exhibit the names of all persons assessed, and the different items of taxation charged against them. In case of non-

residents, the list shall state their residence, if known, otherwise such residence must be described as 'unknown.'

SECTION 10. That Section 30 of said Act be and the same is hereby amended so as to read as follows :

"Section 30. Each assessor on his appointment to office, and before entering upon his duties, shall execute, and deliver, to be filed, a bond to the Minister of Finance in such penal sum not less than \$2,000, as may be fixed by said Minister of Finance, with two or more sufficient sureties satisfactory to said Minister of Finance, and shall take and subscribe before a Police or District Justice, or other officer authorized to administer oaths, an oath of office which shall be immediately forwarded to said Minister of Finance. The oath shall be substantially in the following form :

"I—— having been appointed Assessor of Taxes for the District of——, on the Island of——, do solemnly swear, or affirm, that I will make a fair assessment of taxes in said District, according to the best of my judgment and ability, and discharge all the duties of the said office according to law. So help me God."

SECTION 11. That Section 31 of said Act be and the same is hereby amended so as to read as follows :

"Section 31. No assessor shall be entitled to receive any compensation for his services, unless his oath of office and bond shall have been filed with the Minister of Finance."

SECTION 12. That Section 37 of said Act be and the same is hereby amended so as to read as follows :

"Section 37. It shall be the duty of each assessor, on or before the fifteenth day of September in each year to make and complete two copies of his tax list as hereinbefore prescribed."

SECTION 13. That Section 38 of said Act be and the same is hereby amended so as to read as follows :

"Section 38. It shall be the duty of each assessor to attend on all days except Sundays, between the 20th day of

September and the 1st day of October, at some convenient place or places in his district, between the hours of 9 o'clock in the forenoon and 4 o'clock in the afternoon, with his tax list, which tax list shall, during such times, be open for the inspection of all persons liable to taxation in the district, without fee or reward."

SECTION 14. That Section 39 of said Act be and the same is hereby amended so as to read as follows :

"Section 39. It shall be the duty of each assessor to give written or printed public notice to be affixed in at least eight conspicuous places in his district, of the time and place at which his tax list shall be open for inspection as provided in the last preceding section."

SECTION 15. That Section 40 of said Act be and the same is hereby amended so as to read as follows :

"Section 40. Any person whose name may appear on such tax list and who shall have made his returns to the Assessor as hereinbefore provided, and if entitled to exemption, shall have claimed such exemption, and who may deem himself aggrieved by any excess made by the Assessor in the valuation of the property as returned, or in the amount or character thereof, or whereby the amount payable by such person is increased beyond the amount which would be payable by him according to such return, or whose claim for exemption shall not have been allowed, may appeal from such assessment on lodging with the Tax Assessor on or before the 5th day of October, a notice in writing stating his grounds of objection to his assessment, or to such portion thereof as the objection applies to, and depositing therewith a sum for cost of appeal."

SECTION 16. That Section 43 of said Act be and the same is hereby amended so as to read as follows :

"Section 43. The Assessor shall on or before the first day of September in each year send written notices by depositing the same in the Post Office of his district, addressed to the last known place of residence, to those owners of real estate

within their respective districts who are non-residents of such district, but residing within the Kingdom, and who have made returns to the Assessor according to law; and who are hereby required to make returns to the Tax Assessor as provided for in Section 33 of Chapter 43 of the Session laws of 1882, said notices shall describe the property assessed to said owners, and state the proposed assessment thereof. Provided that no such notice shall be required to be given unless the Assessor has raised the valuation of said property or shall have refused to allow any claim for exemption made by such owners."

SECTION 17. That Section 51 of said Act be and the same is hereby amended so as to read as follows :

"Section 51. The members of the said Courts, shall receive and be paid out of the public treasury compensation for their services at a rate not exceeding five dollars per day for each day's actual attendance, and their actual traveling expenses."

SECTION 18. That Section 55 of said Act be and the same is hereby amended so as to read as follows :

"Section 55. Such Tax Collectors, before entering upon the discharge of their respective duties, shall severally file with the Governor a bond to the Minister of Finance conditioned for the faithful performance of their duties according to law, with two or more sureties, to be approved by said Minister of Finance, in a penal sum equal to the amount of taxes to be collected by them as shown by the tax-list, a certified copy of which shall be immediately forwarded to the Minister of Finance."

SECTION 18A. That Section 58 of the said Act be and the same is hereby amended so as to read as follows :

"Section 58. If any tax payer shall fail or neglect to pay his taxes to the Tax Collector on or before the 15th day of December, the Tax Collector may levy the same by distress upon so much of the goods and chattels of such person as he may deem sufficient for the payment of the taxes due and

expenses of collection, and sell the same upon the order of a District Judge or Police Magistrate, after a public notice of five days. Or the Collector may sue for the amount of taxes in his own name, on behalf of the Hawaiian Government, with ten per cent. added thereto, in any District or Police Court notwithstanding the amount claimed, and execution may issue therefor the same as in ordinary civil suits. Provided that no property not especially exempt from taxation shall be exempted from levy and sale under such execution. And provided also that in case of personal taxes, if no property can be found whereon to levy, the tax collector shall have authority between the first day of November and the thirtieth day of June following to order any constable to take such person before any District or Police Justice, and the defendant, if able-bodied, may by sentence of said Judge or Magistrate, be imprisoned at hard labor until he discharge the amount of his tax and costs at the rate of fifty cents per day."

SECTION 19. That Section 61 of said Act be and the same is hereby amended so as to read as follows :

"Section 61. It shall be the duty of each collector, on or before the last day of December in each year, to pay over to the Governor of the Island in which his district is situated the amount of taxes by him collected, with the exception of such taxes as now or may hereafter be required by law to be paid to any other Government officer or department, and any collector who shall have failed to do so at the time last specified shall be liable to forfeit ten per cent. of the amount of compensation for his services as collector, which forfeiture shall be at the discretion of the Minister of Finance; and it shall be the duty of the Minister of Finance to prosecute on or before the first day of February the bond of any collector who shall have failed to pay over to the Governor aforesaid the amount of taxes prescribed in the preceding sections; and every such collector so failing to pay over all moneys collected by him

on or before the first day of March shall be guilty of embezzlement, and be punished accordingly."

SECTION 20. That Section 68 of said Act be and the same is hereby amended so as to read as follows :

"Section 68. Real property belonging to the King or Queen, to the Government, to the Board of Education for the use of schools, to incorporated or private schools, to the Queen's Hospital, to religious societies for church sites and burying grounds, such church sites and burying grounds not to exceed five acres in extent, shall be exempt from taxation. Personal property belonging to the King or Queen, or to the Government, to the Board of Education for the use of schools, to incorporated or private schools, and to the Queen's Hospital is also exempt. Provided always that the tax of one per cent. hereinbefore imposed upon property shall be collected only upon property in excess of the value of three hundred dollars, be the same real or personal. Provided, however, that no exemption shall be allowed from the property of corporations, companies, estates of deceased persons, or non-residents, and the exemption of three hundred dollars, under the provision of this Act, shall be allowed in but one district of the Kingdom, and that district shall be the one in which the property-owner resides."

SECTION 21. All Acts and parts of Acts conflicting with this Act are hereby repealed.

SECTION 22. This Act shall take effect and become a law from and after the date of its approval.

Approved this 15th day of October, A. D. 1886.

KALAKAUA REX.

CHAPTER XXXVIII.

AN ACT

MAKING SPECIAL APPROPRIATIONS FOR THE USE OF THE GOVERNMENT DURING THE TWO YEARS WHICH WILL END WITH THE THIRTY-FIRST DAY OF MARCH, IN THE YEAR ONE THOUSAND EIGHT HUNDRED AND EIGHTY-EIGHT.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. The following sums amounting to \$4,552,477.16 are hereby appropriated out of any money in the Treasury for the service of the biennial fiscal period commencing with April 1, 1886, and ending with March 31, A. D. 1888.

CIVIL LIST.

His Majesty's Privy Purse and Royal State.....	\$ 50,000 00
Her Majesty the Queen.....	17,000 00
H. R. H. the Heir Presumptive.....	16,000 00
H. R. H. Princess Likelike.....	12,000 00
H. R. H. Princess Kaiulani.....	6,000 00
His Majesty's Chamberlain and Secretary.....	7,000 00
Household expenses.....	35,000 00
	<hr/>
	\$ 143,000 00

PERMANENT SETTLEMENTS.

H. R. H. Princess Poomaikelani.....	\$ 7,000 00
Hon. H. Kuihelani.....	2,400 00
Hon. A. Fornander.....	2,400 00
Hon. W. C. Parke.....	2,400 00
Thomas W. Everett.....	2,400 00
Mrs. P. Nahaolelua.....	600 00
Mrs. Emma Barnard.....	600 00
	<hr/>
	\$ 17,800 00

LEGISLATURE AND PRIVY COUNCIL.

Expenses of Legislature of 1886.....	\$ 50,000 00
Secretary of the Privy Council.....	200 00
Incidentals of the Privy Council.....	100 00
	<hr/>
	\$ 50,300 00

JUDICIARY DEPARTMENT.

Salary of Chief Justice and Chancellor.....	\$ 12,000 00
Salary of First Associate Justice.....	10,000 00
Second Associate Justice.....	10,000 00
Third Associate Justice.....	10,000 00
Fourth Associate Justice.....	10,000 00
Clerk of Supreme Court.....	6,000 00
Deputy Clerk of Supreme Court.....	4,000 00
Second Deputy Clerk of Supreme Court..	3,000 00
Interpreter, Supreme and Police Courts..	4,800 00
Circuit Judge, Maui.....	4,000 00
His travelling expenses.....	300 00
Salary of Circuit Judge, Hilo and Kau.....	2,400 00
His travelling expenses.....	200 00
Circuit Judge, Kohala, Kona, etc.....	2,400 00
His travelling expenses.....	200 00
Circuit Judge, Kauai.....	4,000 00
His travelling expenses.....	100 00
Police Judge, Honolulu.....	7,200 00
Police Judge, Hilo.....	3,000 00
Police Judge, Lahaina.....	2,400 00
Police Judge, Wailuku.....	3,600 00
District Judge, N. Hilo.....	1,000 00
District Judge, Puna.....	800 00
District Judge, West Kau.....	1,200 00
Second District Judge, E. Kau.....	800 00
District Judge, N. Kona.....	1,200 00
District Judge, S. Kona.....	1,000 00
Police Justice, N. Kohala.....	2,400 00
District Judge, S. Kohala.....	1,200 00
District Judge, Hamakua.....	2,000 00
District Judge, Honuaua.....	1,000 00

Judiciary Department—continued.

District Judge, Makawao.....	\$ 2,400 00
District Judge, Hana.....	1,800 00
District Judge, Lanai.....	800 00
District Judge, Molokai.....	1,800 00
Salary of District Judge, Ewa.....	800 00
Salary of District Judge, Waianae.....	800 00
Salary of District Judge, Waialua.....	1,000 00
Salary of District Judge, Koolauloa.....	1,000 00
Salary of District Judge, Koolaupoko.....	2,000 00
Salary of District Judge, Hanalei.....	1,000 00
Salary of District Judge, Kawaihau.....	1,000 00
Salary of Police Justice, Lihue.....	1,800 00
Salary of District Justice, Koloa.....	1,000 00
Salary of District Justice, Waimea.....	1,000 00
Salary of Clerks, Second Judicial Circuit.....	600 00
Salary of Clerk, Third Judicial Circuit.....	1,000 00
Salary of Clerk, Fourth Judicial Circuit.....	600 00
Expenses of Supreme Court.....	10,000 00
Expenses of Circuit Courts and Witnesses in Criminal Cases.....	10,100 00
Purchase of Law Books.....	1,000 00
Stationery and Incidentals.....	3,000 00
Translating and Printing Hawaiian Reports in the Hawaiian and English languages.....	10,000 00
Compiling and Printing Laws in Hawaiian under the authority and direction of the Supreme Court.....	4,000 00
Pay of Clerk, Police Court, Honolulu.....	2,400 00
Pay of Chinese Interpreter and Translator.....	3,000 00
Pay of Messengers, Judiciary Department.....	2,400 00
	<hr/>
	\$ 173,500 00

DEPARTMENT OF FOREIGN AFFAIRS.

Salary of Minister.....	\$ 12,000 00
Salary of Secretary.....	6,000 00
Pay of extra Clerks, Copying Clerks, and for translating.....	2,400 00

Department of Foreign Affairs—continued.

Salary of Librarian and Curator.....	\$ 3,000 00
Salary of Janitor	600 00
Salary of Messenger.....	1,200 00
Salary of Envoy to Washington	12,000 00
Clerical aid and expenses of Legation at Washington	6,000 00
Expenses of Foreign Missions.....	35,000 00
Reception of Official Guests.....	6,000 00
Expense of Foreign Agents	6,000 00
Incidentals, Foreign Office.....	4,000 00
Education of Hawaiian Youths abroad.....	30,000 00
Relief and return of Indigent Hawaiians from abroad	1,000 00
National Museum	4,000 00
National Library	2,000 00
Purchase of current Hawaiian Literature to be placed in the Library	150 00
King's Guard	80,244 00
Military and Naval organization and staff as provided for by Act.....	21,000 00
Military Engineers	2,000 00
Band, flags and salutes	40,000 00
Aid to Volunteer Military Companies, and purchase of arms, ammunition, etc., for the military forces of the Kingdom	46,254 34

\$ 320,848 34

INTERIOR DEPARTMENT.

Salary of Minister	\$ 12,000 00
Chief Clerk	6,000 00
Second Clerk.....	3,600 00
Third Clerk.....	4,000 00
Fourth Clerk.....	3,600 00
Fifth Clerk	2,400 00
Sixth Clerk	2,400 00
Governor of Oahu.....	3,600 00
Governor of Maui.....	3,600 00

Interior Department—continued.

Governor of Hawaii	\$ 4,000 00
Governor of Kauai	4,000 00
Clerk to Governor of Oahu	2,400 00
Clerk to Governor of Maui	2,000 00
Clerk to Governor of Hawaii	2,000 00
Clerk to Governor of Kauai	1,600 00
Jailor of Oahu Prison.....	3,600 00
Salaries Keepers of Mausoleums.....	4,320 00
Back salary of Physician under Law to Mitigate, to June 30, 1886	1,500 00
Back salary of Agent of Board of Health under Law to Mitigate, to June 30, 1886	900 00
Doctor and Agent of Board of Health under Law to Mitigate	2,800 00
Guards to Government Buildings and Jails.....	10,000 00
Relief of Crown Commissioners.....	9,613 50
For payment of certain expenses connected with Coronation.....	22,867 72
	<hr/>
	\$ 112,801 22

BUREAU OF POST OFFICE.

Salary of Postmaster-General	\$ 8,000 00
Deputy Postmaster-General	6,000 00
Pay of Clerks in the Post Office	26,000 00
Pay of Postmasters	18,000 00
Pay of Mail Carriers.....	23,000 00
Postal Money Order Fund	3,000 00
Incidentals of Post Office.....	16,000 00
Outstanding claims against Post Office.....	8,000 00
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	\$ 113,000 00

BUREAU OF SURVEYING.

Salary of Surveyor General	\$ 8,000 00
Expenses, Bureau of Surveying	40,000 00
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	\$ 48,000 00

Interior Department—continued.

BUREAU OF HONOLULU WATER WORKS.

Salary of Superintendent of Water Works and Clerk of Market	\$ 4,800 00
Salary of First Clerk of Water Works	3,000 00
Salary of Second Clerk of Water Works	1,800 00
Running expenses of the Honolulu Water Works ..	6,000 00
Repairs and additions to Water Works	75,000 00

\$ 90,600 00

BUREAU OF FORESTRY.

Maintenance of Nurseries	\$ 12,000 00
Thomas Square	3,000 00
Emma Square	700 00
Aid to Kapiolani Park Association	5,000 00
Aid to Royal Hawaiian Agricultural Society	1,000 00

\$ 21,700 00

BOARD OF IMMIGRATION.

Salary of Inspector General	\$ 6,000 00
Salary of Japanese Inspectors and Interpreters ..	4,000 00
Salary of Secretary of Board of Immigration	1,200 00
Incidentals	1,500 00
Encouragement of Immigration	150,000 00

\$ 162,700 00

BUREAU OF PUBLIC IMPROVEMENTS.

Salary of Superintendent of Public Works and Civil Engineer	\$ 6,000 00
Travelling expenses, stationery and incidentals of Bureau	500 00
Completion of new Police Court building, Honolulu ..	26,000 00
Alterations and repairs of Post Office, Honolulu ..	7,500 00
Repairs of Custom House, Honolulu	8,000 00
Repairs and furniture, Aliiolani Hale	6,500 00
Office and safe for Governor of Kauai	2,000 00
Cost of building saluting battery at Kakaako	4,500 00
Repairs and furniture, Iolani Palace	8,500 00

Interior Department—continued.

Repairs of walls and improvement of grounds	\$ 5,000 00
Palace Stables	15,000 00
Repairs Government buildings, contingent	10,000 00
New Custom House Warehouse, Honolulu	8,000 00
Court House and Lock-up at Koolauloa	1,500 00
Court House and Lock-up at North Kona	1,500 00
Enlarging Court House and Lock-up at Hana	500 00
Repairing Jail and Court House fence, Waimea, Hawaii	500 00
Fence around Court House at Kapaa, Kauai	100 00
Court House at East Kau	500 00
Lock-up at Honuaula, Maui	600 00
Repairs to Court Houses and Lock-ups, District of Hilo, and building Receiving Station at Hilo ..	3,000 00
Repairs to Court Houses and Jails, North Kohala ..	1,000 00
Safe, cupboard, etc., Court House, Waialua	200 00
Jails at Waipio and Honokaa	1,000 00
Expenses moving Court House from Makawao and putting it up at Paia	1,000 00
Repairs to Court House and Jail, Wailuku	5,000 00
Preliminary surveys and estimates for water supply at Wailuku and Kahului	1,000 00
Laying water pipes at Wailuku and Kahului	10,000 00
Laying water pipes at Lahaina	3,000 00
Laying water pipes at Hilo	15,000 00
Laying water pipes at Laupahoe	1,500 00
Wharves, contingent	10,700 00
New wharves and repairs	40,000 00
Government aid for building wharf at Honuapo, provided the owners thereof make no charge for wharfage on freight or passengers—an undertaking in writing to that effect to be given to the Government	5,000 00
Wharf at Hookena, Hawaii	3,000 00
Enlarging landing and wharf at Lahaina	4,000 00
Repairs and improvements to landing at Makena, Maui	500 00

Interior Department—continued.

Landing at Hamoa, Maui	\$ 500 00
Wharf at Keauhou, Kona	2,500 00
Repairs to landings outside of Honolulu Harbor, contingent fund	5,000 00
Wharf at Pukoo, Molokai	2,000 00
Landings at Napoopoo and Hoopuloa, Kona	800 00
Landing at Kailua, Hawaii	1,000 00
Wharf at Kaunakakai, Molokai	2,000 00
Landing and wharf at Kamalo, Molokai	1,800 00
Landing at Waimanalo, Oahu	1,000 00
Improvements to Landing, Heeia, Koolaupoko	1,000 00
Landing at Waimea, Kauai	1,000 00
Landing at Kula, Puna	500 00
Ookala Landing, to be paid to Ookala Sugar Com- pany	1,000 00
Anchors and buoys	3,000 00
New Lighthouse, Honolulu Harbor	4,000 00
New Lighthouse, Makena, Maui	500 00
New Lighthouse, Makahanaloa Pt, Hilo	600 00
New Lighthouse, Barbers Point	3,000 00
Repairs and running expenses of Lighthouses	13,000 00
Lighting city of Honolulu with electric light	35,000 00
Inter-Island cable	65,000 00
Purchase of steam-tug Eleu	39,839 18
Purchase of steam launch	5,000 00
Running expenses of steam tugs	15,000 00
Dredging Honolulu Harbor	40,000 00
Purchase of a Government steam vessel	100,000 00
Running expenses of Government vessel	50,000 00
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	\$ 611,639 18

BUREAU OF ROADS AND BRIDGES.

Pay of Road Supervisors

Road tax unexpended to be expended in Districts where
collected, as follows :

Interior Department—continued.

HAWAII DISTRICT :

District of Hilo	\$ 4,364 65
Puna	116 00
Kau	10,268 96
S. Kona	523 71
N. Kona	2,444 00
S. Kohala	433 48
N. Kohala	11,511 10
Hamakua	3,517 52

MAUI :

District of Lahaina	1,779 46
Wailuku	13,887 71
Makawao	8,672 39
Hana	2,000 00
Island of Molokai	2,176 86
Island of Lanai	16 00

OAHU :

District of Kona	2,987 98
Ewa and Waianae	1,859 63
Waialua	430 35
Koolauloa	1,679 08
Koolaupoko	1,826 80

KAUAI :

District of Lihue	4,347 92
Koloa	3,193 90
Kawaihau	920 86
Hanalei	2,280 79
Waimea	1,099 65
Island of Niihau	248 37

Road Tax, 1886, 1887, to be expended in the dis- tricts where collected	120,000 00
Road damages	275,000 00

ROADS AND BRIDGES, ISLAND OF HAWAII :

Roads, District of Puna	2,000 00
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Interior Department—continued.

Roads, Kau	\$ 3,000 00
S. Kona	2,000 00
N. Kona	2,000 00
District of Kawaihae, S. Kohala	2,000 00
Kawaihae-uka	1,000 00
Bridge over Waiaka stream, S. Kohala	500 00
Roads and Bridges, Hamakua	6,000 00
N. Kohala	3,000 00
District of Hilo	20,000 00
Wharf at Hilo	5,000 00
Bridge at Kaiwilahlahi, Hilo	600 00
Landing at Laupahoehoe	1,000 00
ISLAND OF MAUI:	
Roads in Hana	5,000 00
Landing at Keanae	500 00
Roads in Makawao	4,000 00
Roads in Wailuku	3,000 00
Roads in Lahaina	2,500 00
Wharf at Olowalu	500 00
Bridge at Honokohau	3,000 00
Roads in Kaanapali	2,500 00
Survey of Road from Lahaina to Wailuku by the sea shore	1,500 00
Bridge at Waihee	1,500 00
ISLAND OF MOLOKAI:	
Pali road from Kalae to Kolaupapa	2,000 00
Bridge at Halawa, Molokai	800 00
Roads on Molokai, including the Wailau and Pelekuna roads	2,500 00
ISLAND OF LANAI:	
Roads on Lanai	2,000 00
ISLAND OF OAHU:	
Road from Reformatory School to Insane Asylum ..	1,000 00
Roads in Manoa Valley	1,500 00

Interior Department—continued.

Widening and straightening Pauoa road	\$ 1,500 00
Liliha Street	1,200 00
Road to Iwilei	1,000 00
Roads on east side of Kalihi Valley	3,000 00
Moanalua Road	1,000 00
Road from Kamoiliili to Maunaloa	2,000 00
Extension of Beretania Street through Kamoiliili to Kapiolani Park	5,000 00
Roads in Ewa	5,000 00
Roads in Waialua	4,400 00
Roads, Breakwaters and Bridges in Koolauloa	7,000 00
Breakwater at Kaalaena	6,000 00
Roads in Koolaupoko	5,000 00
Road over the Nuuanu Pali	75,000 00
ISLAND OF KAUAI:	
Road from Waioli to Haena	1,000 00
Bridge at Lumahai	5,000 00
Bridge at Kapaa	4,000 00
Bridge at Waipouli	500 00
Road from Hanapepe to Mana	1,500 00
Breakwater in Stream at Waimea	2,000 00
Roads in Hanalei	1,500 00
Roads in Kawaihau	1,500 00
Roads in Lihue	1,500 00
Roads in Koloa	1,500 00
Roads in Waimea	200 00
Road from Nawiliwili to Kalapaki and Hanamaulu ..	500 00
Roads on Niihau	500 00
Raising Bridge at Anahola	6,650 00
Contract for rebuilding Waimea Bridge, Kauai ..	10,000 00
Roads and Bridges, contingent	4,000 00
Bridge and grading Punchbowl Street	5,000 00
Bridge and grading Kinau Street	2,000 00
Opening road from Kamakela to Smith's Bridge ..	
Bridge, Wailua, Kauai, balance due to estate of J. G. Hayselden on contract	4,554 78

Interior Department—continued.

Bridge, Waimea, Kauai, balance due to estate of J. G. Hayselden on contract.....	\$ 2,123 11
Sundry rents.....	7,096 68
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	\$ 758,716 74

MISCELLANEOUS.

Pay of Messengers, Interior Department.....	\$ 2,400 00
Incidentals, Interior Office.....	3,000 00
Incidentals, Governor's Office.....	500 00
Government printing.....	10,000 00
For purchase of Lunalilo lot adjoining Aliiolani Hale.....	3,000 00
Books and stationery for Registrar of Conveyances.....	300 00
Queen's Hospital.....	12,000 00
Expenses filing certificates of boundaries.....	200 00
Expenses of election of Representatives; including pay of W. L. Haao, clerk of election.....	1,000 00
Aid to Honolulu Sailors' Home Society.....	5,000 00

ENCOURAGEMENT OF CULTIVATION OF RAMIE.

Encouragement of Ramie culture, to be paid to planters of Ramie at the rate of fifty dollars per acre of Ramie ready to be cleaned.....	\$ 5,000 00
Encouragement of manufacture of Ramie, \$200.00 per ton, to be paid to the owner or owners of the machine or machines that will best prepare the Ramie for market at the lowest cost to the producer.....	5,000 00
Hawaiian Ramie Company, in aid of cultivation and manufacture of Ramie.....	2,500 00
Repairs of Mausoleums by tender.....	2,437 00
Purchase of lands, Kaluwao, Molokai.....	5,000 00
Janitor, Aliiolani Hale.....	1,200 00
Support of prisoners.....	50,000 00
Pay of Physicians, management of Jail, and so forth.....	35,000 00

Interior Department—continued.

Road damages to Kainaphu by the opening of the Kamehameha Road, on condition that he convey all his title in the said road to the Hawaiian Government, deeds at expense of the Government.....	\$ 500 00
Maintenance of Insane Asylum.....	20,000 00
Repairs of Insane Asylum.....	5,000 00
Honolulu Fire Department.....	40,000 00
For perfecting the Government title in the ground of the Fish Market and adjoining lots.....	5,000 00
Quarantine of diseased animals.....	5,000 00
Wharf at Nawiliwili.....	800 00
Water pipes for Waiohinu, Kau.....	500 00
Water pipes for Kalaupapa.....	15,000 00
Wharf at Waimea, Kauai.....	2,000 00
Repairs to wharf at Waianac, Oahu.....	2,000 00
Extension of Queen street to Waikiki.....	6,000 00
Purchase of new books, Honolulu Library.....	1,200 00
Aid to Hon. A. Fornander in publishing "Polynesian Race".....	2,500 00
Of Hon. A. Fornander, purchase of manuscripts in relation to Hawaiian and Polynesian literature.....	2,500 00
Aid to Thomas Spencer in publishing "Lives of Eminent Men" in Hawaiian.....	250 00
Diamond Head Signal Station.....	1,600 00
Illuminating clock at Lucas' shop.....	180 00
Encouragement of the cultivation of Cinchona in the district of Hamakua to W. H. Purvis.....	3,500 00
Expense of lighting streets throughout the Kingdom.....	17,000 00
Buoys and landmarks to enable vessels to enter the harbor of Kapuuiki, Waialua.....	500 00
Subsidy for services in running between Lanai, Maui and Molokai during the past biennial period, as follows:	
To the steamer "James I. Dowsett".....	1,200 00
To the steamer "Mokolii".....	4,000 00

Interior Department—continued.

Subsidy to steamer to run between Honolulu, Kalaupapa, Pukoo, Lahaina and Lanai, and to touch regularly at ports on the way.....	\$ 5,200 00
M. Kealoha, refund for price of land	65 00
Payment of bills incurred by Cabinet Relief Committee for sufferers by the great fire.....	6,836 00
Payment of bill to Conchee for roadwork, Kawaihau, Kauai	426 00
Relief of C. B. Wilson.....	5,000 00
Keeper of Fish Market and incidentals.....	1,000 00
Board of Genealogy of Hawaiian chiefs	12,500 00
New Kerosene Warehouse	1,200 00
Celebrating His Majesty's 50th birthday	15,000 00
Hospital Fund (estimated receipts), all receipts to be paid to Queen's Hospital.....	15,000 00
	<u>\$ 327,094 00</u>

FINANCE DEPARTMENT.

Salary of Minister.....	\$ 12,000 00
Salary of Auditor General.....	10,000 00
Salary of Registrar of Public Accounts.....	6,000 00
Salary of Clerk Finance Office.....	3,600 00
Pay of Tax Assessors	33,000 00
Pay of Tax Collectors.....	31,000 00
Pay of Tax Appeal Boards	1,500 00
National debt falling due.....	267,900 00
Interest on National debt.....	255,000 00
Incidentals	6,000 00
Printing certificates of deposit	2,000 00
Stamps and dies.....	500 00
Dog tags.....	1,000 00
Messenger	1,440 00
Japanese Immigration Fund, to be transferred to Postal Savings Bank.....	45,232 15
Interest on Japanese Fund.....	3,000 00
Salary of Collector General	8,000 00
Deputy Collector	6,000 00
Harbor Master, Oahu	6,000 00

Finance Department—continued.

Statistical Clerk.....	3,600 00
Port Surveyor, Oahu.....	3,000 00
Storekeeper	4,800 00
Assistant Storekeeper	2,400 00
Second Statistical Clerk.....	3,000 00
Third Statistical Clerk	2,400 00
Entry Clerk	3,000 00
Second Entry Clerk.....	2,400 00
Collector, Kahului.....	3,600 00
Collector, Hilo.....	3,600 00
Collector, Mahukona.....	3,600 00
Collector, Kawaihau	100 00
Collector, Koloa	100 00
Collector, Kealakekua.....	100 00
Port Surveyor, Kahului	2,400 00
Store House Keeper, Kahului.....	1,200 00
Port Surveyor, Hilo.....	2,000 00
Keeper, Kerosene Warehouses.....	2,000 00
Assistant Guards at all Ports.....	16,000 00
Additional aid for assistant Guards at all Ports.....	4,000 00
Custom House Boat.....	1,200 00
Incidentals, Custom Bureau.....	5,000 00
Subsidy to Oceanic Steamship Company.....	72,000 00
Lohe, Return of Taxes.....	3 00
J. W. Kalawakua, Return of Taxes.....	6 00
Kanohokula, Return of Taxes.....	6 00
Moses Nakuaau, Return of Taxes.....	5 00
Road damages, Kaiu.....	100 00
J. F. Brown, Return of Taxes.....	232 57
W. P. Kahale, Return of Taxes.....	12 00
Kama, Return of Taxes.....	4 10
Kailihakuma, Return of Taxes.....	20 25
Estate of Bernice Pauahi Bishop, Return of Taxes.....	41 85
Balance due A. W. Ilaalilio, Tax Assessor.....	132 68
Balance due J. Kaelemakule as Tax Assessor for District of North Kona, Hawaii.....	6 08
	<u>\$ 841,241 68</u>

ATTORNEY GENERAL'S DEPARTMENT.

Salary of Attorney General	\$ 12,000 00
Salary of Clerk of Attorney General	6,000 00
Salary of Marshal	8,000 00
Salary Clerk of Marshal	4,000 00
Salary of Second Clerk of Marshal	2,400 00
Salary of Sheriff of Maui	5,000 00
Salary of Sheriff of Hawaii	5,000 00
Salary of Sheriff of Kauai	4,000 00
Salary of Clerk, Sheriff of Maui	1,800 00
Salary of Clerk, Sheriff of Hawaii	1,800 00
Salary of Clerk, Sheriff of Kauai	1,000 00
Police of Oahu	100,000 00
Back pay of Wm. Tell as Police Captain	240 00
Back pay of F. W. Fehlbehr as Police Captain	240 00
Police of Maui	44,280 00
Police of Hawaii	59,280 00
Police of Kauai	20,280 00
Coroner's Inquests	2,000 00
Incidentals, Criminal and Civil expenses	10,000 00
Messenger	1,200 00
Indebtedness of Department, accrued prior to March 31st, 1886	1,483 50
For relief of Jno. H. Soper, ex-Marshall	362 50
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	\$ 290,366 00

BOARD OF EDUCATION.

Salary of Inspector General of Schools, or pay of Inspectors of Schools, including travelling expenses	\$ 7,000 00
Salary of Clerk of Board of Education	6,000 00
Support of Hawaiian and English Schools and Common Schools	115,000 00
Industrial and Reformatory School	20,000 00
Buildings and repairs to same	5,000 00
Building and repairs of school houses	15,000 00
Repairs and permanent improvements to boarding schools	20,000 00

Board of Education—continued.

Stationery and Incidentals	\$ 800 00
Pay of Messenger and office assistance	2,100 00
Printing English-Hawaiian Dictionary	1,500 00
Compiling School History of the Hawaiian Islands, and printing and binding the same	2,500 00
Nine scholarships at Oahu College, or any depart- ment thereof	720 00
Professor of Chemistry and Natural Science, Oahu College	2,400 00
Technical instruction and so forth	5,000 00
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	\$ 203,020 00

BOARD OF HEALTH.

Secretary of Board of Health	\$ 6,000 00
Lepor Settlement	100,000 00
General expenses of Board of Health	25,000 00
Repairs and maintenance of Hospitals, cost and expenditure of each Hospital to be reported separately	40,000 00
Repairs and care of Quarantine	4,000 00
Kapiolani Home	8,000 00
S. H. Meekapu	150 00
Salary of resident Physicians	50,000 00
Physician at Lepor Settlement, to reside there per- manently	10,000 00
Medicines to be distributed gratuitously	18,000 00
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	\$ 261,150 00

RECAPITULATION.

1st. Civil List	\$ 143,000 00
2nd. Permanent Settlements	17,800 00
3rd. Legislature and Privy Council	50,300 00
4th. Judiciary Department	178,500 00
5th. Department of Foreign Affairs	320,848 34
6th. Interior Department	2,246,251 14
7th. Finance Department	841,241 68

8th. Department of the Attorney General.....	\$ 290,326 00
9th. Department of Education.....	203,020 00
10th. The Board of Health.....	261,150 00
Grand Total.....	\$4,552,477 16

SECTION 2. The Minister of Finance shall credit to the appropriations of the last biennial fiscal period all the amount appropriated by the Act approved on the 28th day of August, 1884, and remaining unexpended March 31st, 1886, not otherwise re-appropriated, and such amount shall be deemed no longer available for the objects for which they were originally appropriated.

SECTION 3. The Minister of Finance shall continue to pay the salaries appropriated by this Act, the payments under Civil List, Permanent Settlements, Post Office, Custom House, pay of Physicians, the compensation of soldiers and constables, the compensation of school teachers and the current expenses of the Bureau of Education, the Board of Health, the expenses of the Fire Department, of the Supreme Court and Circuit Courts, Survey Department, Insane Asylum, General aid to Queen's Hospital, Government Stocks and the interest accruing thereon, the support of prisoners and the expenses of the Leper Settlements, until the 30th day of June A. D. 1889, unless new appropriations are made before that date.

SECTION 4. The Minister of Finance shall not cause or allow to be paid from the Treasury any money for objects not authorized by this law, except such money as may be drawn under the provisions of Section 9 of Chapter 46 of the laws of 1884, relating to Postal Savings Bank, nor for any object herein authorized over and above the amount appropriated therefor.

SECTION 5. No person holding more than one office for which salaries are provided shall be authorized to draw more than the salary of the highest grade of office held by him, if the salary of any office held by him shall amount to two

thousand dollars or more per annum, and he shall be entitled to no other or further compensation.

SECTION 6. All and every contract for constructing or repairing Public Works, amounting to over \$500.00, and for furnishing material, provisions and other supplies, under the appropriations of this Act, shall be awarded only upon public advertisement for tenders.

SECTION 7. This Act shall take effect and become a law from and after the date of its approval.

Approved this 14th day of October A. D. 1886.

KALAKAUA REX.

CHAPTER XXXIX.

AN ACT

TO INDEMNIFY THE MINISTER OF FINANCE.

WHEREAS, it appears by the report of the Minister of Finance that the sum of Sixty-one Thousand Eight Hundred and Forty-three ~~14~~-100 Dollars (\$61,843.14) was paid out of the Hawaiian Treasury during the Biennial Period ending March 31st, 1886, on the following account, to-wit:

Expenses of Supreme Court.....	\$ 2,500 00
Interest Account on Bonds.....	6,750 00
Interior Department.....	2,855 59
Support of Prisoners.....	20,171 93
Expenses of Civil and Criminal cases.....	1,000 00
New Building, Kapuwaiwa.....	7,192 00
Custom House Incidentals.....	600 00
Interest on Special Loan.....	9,725 22
Government Surveying.....	1,875 00
Return Taxes by order of Supreme Court.....	1,412 07
New Police Court Building.....	2,926 40
Pay of Tax Assessors.....	2,747 84
Pay of Tax Collectors.....	2,807 09
Total.....	\$61,843 14

the same being in excess of the provisions of the Appropriation Bill for said period; and,

WHEREAS, it appears that said several amounts were paid out after careful consideration by order of the Cabinet Council; and,

WHEREAS, the Minister of Finance has requested a Bill indemnifying those legally responsible and discharging them from further liability on account of the aforesaid expenditures; now, therefore,

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. That the Minister of Finance and all others legally responsible, are hereby indemnified and discharged from all liability on account of the expenditures above mentioned, and that the accounts of the Finance Department be adjusted accordingly.

SECTION 2. This Act shall become law from and after the date of its passage.

Approved this 15th day of October A. D. 1886.

KALAKAUA REX.

CHAPTER XL.

AN ACT

TO AMEND SECTION 1 OF CHAPTER XXXVII OF THE PENAL CODE AND THE ACT AMENDATORY THEREOF RELATING TO VAGRANTS AND IDLE AND DISORDERLY PERSONS.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. Section 1 of Chapter XXXVII of the Penal Code and the Act amendatory thereof is hereby amended to read as follows:

“Section 1. Any person who having no visible lawful means or insufficient lawful means of support on being thereto required by any Magistrate, or who having been duly summoned for such purpose or brought before any Magistrate in pursuance of the provisions of this Act does not give a good account of his means of support to the satisfaction of such Magistrate; or who is the occupier of any house which is frequented by reputed thieves or persons who have no visible lawful means of support, and any person found in any such house in company with such reputed thieves or persons who does not give a good account of his lawful means of support and also of his being in such house upon some lawful occasion; or who wanders abroad or places himself in any public place to beg or gather alms, or causes or procures or encourages any child so to do; or who is found by night armed with any gun, pistol, sword, bludgeon or other offensive weapon or instrument, and who being thereto required by any Magistrate, does not give a good account of his means of support and assign a valid and satisfactory reason for his being so armed; or who has on or about his person without lawful excuse (the proof of which excuse shall be on such person) any deleterious drug or substance; or who violently resists any constable or other peace officer apprehending him and is subsequently convicted of the offense for which he shall have been so apprehended; or who solicits, gathers or collects alms, subscriptions or contributions under any false pretense; or who imposes or endeavors to impose upon any charitable institution or private individual by any false or fraudulent representation either verbally or in writing with a view to obtain money or any other benefit or advantage; or who has in his custody or possession without lawful excuse (the proof of which excuse shall be on such person) any picklock-key, crow, Jack, bit or other implement of house-breaking; or who is found by night having his face blackened or wearing felt or other slippers, or is dressed or otherwise disguised with a felonious intent; or who is found by night without lawful excuse (the

proof of which excuse shall be on such person) in or upon any dwelling-house, warehouse, coach-house, stable or out-house or any enclosed yard, garden or area or in or on board any ship or other vessel when lying or being in any port, harbor or place within the Kingdom shall be liable to imprisonment with hard labor for any time not exceeding six months; or may be bound out to labor for a time not exceeding two years at any one time with any agriculturist planter or farmer or with any mechanic, artisan or housekeeper. The hire, if any, paid for the service of such person shall go two-thirds to the person bound and one-third to the Government, and in case the person thus bound shall neglect or refuse to do the reasonable labor required of him the person to whom he is bound is authorized to use such reasonable coercive measures as the Police or District Justice of the District in which he resides may from time to time indicate and every such pick-lock key, crow, jack, bit or other implement, and every such gun, pistol, sword, bludgeon or other offensive weapon or instrument, and every such deleterious drug and article of disguise as aforesaid shall by the conviction of the offender become forfeited to the Government.

Approved this 15th day of October A. D. 1886.

KALAKAUA REX.

CHAPTER XLI.

AN ACT

SUPPLEMENTARY TO CHAPTER XXXIX OF THE PENAL CODE
RELATING TO GAMING.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. No person under any pretence, form, denomination or description whatsoever, or by means of any device

or contrivance whatsoever shall sell or dispose of or agree or promise, whether with or without consideration, to sell or dispose of any real or personal property whatsoever to or among any person or persons whomsoever by means of any game of chance or of any other contrivance or device whatsoever whereby any such real or personal property shall be sold or disposed of or divided or allotted to or among any person or persons by lottery or chance whether by the throwing or casting of any dice or drawing of any tickets, cards, lots, numbers or figures or by means of any wheel or otherwise howsoever.

SECTION 2. Every person who shall, contrary to the provisions hereof, sell or dispose of, or agree or promise, whether with or without consideration, to sell or dispose of any lands or tenements or any estate or interest therein, or of any ship or vessel, goods, wares or merchandise whatsoever, shall for every such offence forfeit and pay a sum not exceeding five hundred dollars.

SECTION 3. Any person who shall establish, commence or be a partner in any lottery or in any scheme by which prizes, whether of money or of any other matter or thing are gained, drawn for, thrown or competed for by lot, dice or any other mode of chance, or who shall sell or dispose of, or purchase or have in possession, any ticket or other means by which permission or authority is gained or given to any person to throw for, compete or have any interest in any such lottery or scheme, and any person who shall manage or conduct or assist in managing or conducting any such lottery or scheme shall for every such offence forfeit and pay a sum not exceeding five hundred dollars, and for any second offence, besides such penalty shall be liable to imprisonment with or without hard labor for any term not exceeding six months.

SECTION 4. If any person being the owner of any painting, drawing, sculpture or other work of art, or literature, or mineral specimens or mechanical models shall apply to the Minister of the Interior for permission to dispose of the same

by raffle or chance, it shall be lawful for the Minister of the Interior, if he think fit, to grant a license for that purpose subject to such conditions and restrictions as he may think it right to impose, and if such conditions and restrictions are complied with, the provisions of this Act or any other law for the time being in force relating to gaming and lotteries shall not apply to such owner or to any other persons who may be bona-fide concerned in such transaction. Notwithstanding anything in this Act or any other law for the time being in force relating to gaming and lotteries it shall be lawful for any association formed for the purpose of promoting agriculture, or horticulture or for improving the breed of poultry to dispose of by lot or chance any specimens bona-fide shown at any show held under the control or management of such association.

SECTION 5. Any person who shall have unlawfully in his possession any tool, device, implement or ticket used or which can be used for the drawing, carrying on or playing at any lottery, game of faro, monte, roulette, lansquenet, rouge et noire or any other banking game played with cards, dice or any device shall be punishable by a fine not exceeding five hundred dollars for the first offence, and for every subsequent offence by a fine not exceeding five hundred dollars and imprisonment with or without hard labor not exceeding three months, and such tool, device, implement or ticket shall be forfeited and destroyed.

SECTION 6. Police and District Magistrates throughout the Kingdom shall have power and jurisdiction to hear and determine, subject to appeal, all complaints for the violation of the provisions of this Act.

SECTION 7. This Act shall become a law from and after the date of its approval.

Approved this 15th day of October A. D. 1886.

KALAKAUA REX.

CHAPTER XLII.

AN ACT

EXEMPTING CERTAIN PERSONS FROM THE PAYMENT OF PERSONAL TAXES AND TAXES UPON PERSONAL PROPERTY AT KALAWAO AND KALAUPAPA, ISLAND OF MOLOKAI.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. All Lepers residing at Kalawao and Kalaupapa on the Island of Molokai are hereby declared exempt from the payment of any personal tax, or taxes upon personal property, owned and kept by them at Kalawao and Kalaupapa, Molokai.

SECTION 2. This Act shall take effect from and after its approval.

Approved this 15th day of October A. D. 1886.

KALAKAUA REX.

CHAPTER XLIII.

AN ACT

TO AMEND AN ACT, APPROVED THE 30TH DAY OF APRIL, 1868, "TO AUTHORIZE THE COLLECTOR GENERAL OF CUSTOMS TO PERMIT THE WITHDRAWAL OF ALCOHOL IN CERTAIN CASES."

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. The Collector General of Customs, in his discretion, may allow Alcohol to be withdrawn from the Custom House for medicinal, mechanical or scientific purposes, on the payment of a duty of three (3) dollars per gallon; the party or parties applying for and withdrawing the same, giving satisfactory security that it shall be used only for such purposes.

SECTION 2. All laws or parts of laws inconsistent with the provisions of this Act are hereby repealed.

SECTION 3. This Act shall take effect from and after the date of its approval.

Approved this 15th day of October A. D. 1886.

KALAKAUA REX.

CHAPTER XLIV.

AN ACT

TO AMEND CHAPTER XI OF THE SESSION LAWS OF 1880, RELATING TO THE DIVISION OF TAXATION, EDUCATIONAL AND JUDICIAL DISTRICTS.

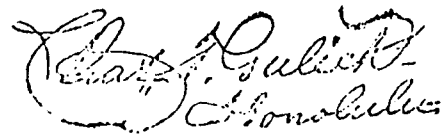
Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. That Chapter XI of the Session Laws of 1880, approved on the 13th day of August, 1880, be and the same is hereby amended so as to read as follows:

“Section 498. For taxation, educational and judicial purposes the several islands shall be divided into the following districts.

The Island of Hawaii shall be divided into nine districts as follows:

1. From the boundary of Hamakua and Hilo to the Kaka-lau Stream, to be called the North Hilo District;
2. From the Hakalan Stream to the boundary of Hilo and Puna to be called the Hilo District;
3. Puna;
4. Kau;
5. South Kona;
6. North Kona;
7. South Kohala;
8. North Kohala;
9. Hamakua;



Charles G. Gulick
Honolulu

The Islands of Maui, Molokai, Lanai and Kahoolawe shall be divided into six districts as follows:

1. From Kahakuloa to Ukumehame, inclusive and also including Kahoolawe to be called the Lahaina District;
2. From Waihee to Honuaula inclusive to be called the Wailuku District;
3. Kahikinui, Kaupo, Kipahulu, Hana and Koolau to be called the Hana District.;
4. Hamakualoa, Hamakuapoko, Haliimaele, Makawao and Kula to be called the Makawao District;
5. Molokai;
6. Lanai.

The Island of Oahu shall be divided into five districts, as follows:

1. From Maunulua to Moanalua inclusive, to be styled the Honolulu District;
2. Ewa and Waianae, to be styled the Ewa District;
3. From Kaena Point to and including the Ahupuaa of Waimea, to be styled the Waialua District;
4. From Waimea to Kaoio Point, to be styled the Koolauloa District;
5. Koolaupoko.

The Islands of Kauai and Niihau shall be divided into six districts as follows:

1. From Nualolo and including to Wahiawa to be styled the Waimea District;
2. From Wahiawa to Mauhaulepu inclusive, to be styled the Koloa District;
3. From Kipu to Hanamaulu inclusive, to be styled the Lihue District;
4. From Wailua to Pila inclusive, to be styled the Kawaihau District;
5. From Pila to Honopu inclusive, to be styled the Hanalei District;
6. Niihau.

SECTION 2. All Laws and parts of Laws in conflict with the provisions of this Act are hereby repealed.

SECTION 3. This Act shall take effect from and after its approval.

Approved this 15th day of October, A. D. 1886.

KALAKAUA REX.

CHAPTER XLV.

AN ACT

TO PROVIDE FOR THE PAYMENT OF CERTAIN BILLS INCURRED BY HIS MAJESTY'S CHAMBERLAIN DURING THE CORONATION OF HIS MAJESTY, AND IN FINISHING AND FURNISHING IOLANI PALACE.

WHEREAS, the expenses incurred in the Coronation of His Majesty the King, did exceed the amount authorized by the Act approved on the 9th day of August, A. D., 1882; and,

WHEREAS, certain bills having been incurred in finishing and furnishing Iolani Palace; and,

WHEREAS, the sum thereof amounting, in all, to the sum of twenty-two thousand eight hundred and sixty-seven dollars and seventy-two cents, (\$22,867.72) being now due and unpaid, and are a burden to His Majesty's Privy Purse; therefore,

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. That the Minister of Finance is hereby authorized and directed to pay out of any moneys in the Treasury, not otherwise appropriated, upon the draft of the Minister of the Interior, the sum of twenty-two thousand eight hundred and sixty-seven and seventy-two cents, being the amount of the several bills hereinafter set forth.

Her Majesty Queen Kapiolani.....	\$ 1,000 00
J. T. Waterhouse.....	935 33
A. S. Cleghorn.....	756 26
A. S. Cleghorn.....	92 00
G. W. Macfarlane and Company (A. Hoffnung)...	3,255 55
C. E. Williams.....	981 00
Honolulu Steam Planing Mill (G. Lucas).....	5,548 17
Mr. Redward.....	1,533 75
Brown and Philips (2 bills).....	180 48
His Majesty's Chamberlain on account of the following bills paid by him on account of the Coronation, and for finishing Iolani Palace :	
Samuel Nott.....	400 38
H. G. Crabbe.....	36 00
T. H. Davies.....	137 45
Edward Lucas.....	66 00
W. Miller.....	92 00
A. B. Kerr.....	1,138 84
E. Lucas.....	46 00
W. Miller.....	110 00
Brown and Philips.....	387 00
E. Lucas.....	24 00
A. D. Davenport, \$711 45; (exchange, \$17 77)...	711 45
Shreve, Crump and Low.....	565 48
Exchange on draft to Davenport.....	17 77
Exchange on draft to Shreve, Crump and Low.....	14 12
John Nott.....	358 00
Brown and Philips.....	430 24
Lewers and Cooke.....	494 83
G. F. Wells (Lycan and Company).....	1,352 60
Gas Fixtures—amount paid Williams, Dimond & Co.	1,502 22
Wages of workmen on Healanii House per Day Book :	
December 9.....	\$ 30 00
December 16.....	43 30
December 23.....	80 00
December 30.....	80 00
January 6.....	89 00
January 13.....	90 00
January 20.....	97 50
January 27.....	100 00
February 10.....	100 00
	233 30
	367 50
	100 00

\$22,867 72

SECTION 2. It shall be incumbent upon His Majesty's Chamberlain to present all accounts to the Auditor General for approval, before such drafts are drawn on the Minister of Finance, as provided for in Section 1 of this Act.

Approved this 15th day of October A. D. 1886.

KALAKAUA REX.

CHAPTER XLVI.

JOINT RESOLUTION.

FOR THE RELIEF OF THE BOARD OF GENEALOGY OF
HAWAIIAN CHIEFS.

WHEREAS, there is no Appropriation made to meet the expenses of the Board of Genealogy of Hawaiian Chiefs as provided in "an Act to Amend Section 2, of Chapter 7, of Session Laws of 1880," Approved August 3, 1882, and it is desirable that the work of the Board shall continue and complete its session and investigation, therefore ;

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

That the Minister of Finance be and he is hereby empowered and instructed to pay out of any moneys that may be in the Treasury to the order of the Minister of the Interior on the requisition of the President of the Board of Genealogy such sums as may be required from time to time during this Biennial Period, not exceeding in all the sum of Twelve Thousand Five Hundred Dollars (\$12,500).

Approved this 15th day of October A. D. 1886.

KALAKAUA REX.

CHAPTER XLVII

AN ACT

TO PROVIDE A PERMANENT SETTLEMENT FOR HER ROYAL
HIGHNESS THE PRINCESS POOMAIKELANI.

WHEREAS, Her Royal Highness the Princess Poomaikelani has held an important office in this Kingdom, and no irregularities have been known to have existed in her office during the time she has held the same; and,

WHEREAS, she has become enfeebled during the time she has held this important and honorable office; therefore,

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled :

SECTION 1. That the sum of three thousand five hundred dollars per year is hereby granted to Her Royal Highness the Princess Poomaikelani during the term of her natural life, and the Minister of Finance is hereby authorized and required to pay the same out of the Public Treasury in such proportions as it may be usual to pay any other salaries or allowances due by the Government, to be paid annually.

SECTION 2. Her Royal Highness the Princess shall be entitled to draw from the Public Treasury, as in the preceding Section set forth, from and after the date of the passage of this Act; provided, however, that no sums shall be paid out of the Public Treasury, and no allowance made under this Act, until Her Royal Highness may have resigned or ceased to hold the office of Governess.

SECTION 3. This Act shall take effect and become law from the date of its approval.

Approved this 15th day of October A. D. 1886.

KALAKAUA REX.

CHAPTER XLVIII.

AN ACT

TO PROVIDE FOR A PERMANENT SETTLEMENT FOR HONORABLE
W. C. PARKE.

WHEREAS, the Honorable W. C. Parke has been for a long time in the employ of this Government, during the reigns of their late Majesties Kuuikoaouli, Kamehameha III, Kamehameha IV, Kamehameha V, Lunalilo, and during the reign of His present Majesty Kalakaua, and has been for thirty-four years in the Government employ; therefore,

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. That the sum of one thousand two hundred dollars per annum is hereby granted to the Honorable W. C. Parke during his lifetime, and the Minister of Finance is hereby directed to pay the same out of the Public Treasury in like manner with other salaries and appropriations payable by the Government, annually or by the month.

SECTION 2. The said Honorable W. C. Parke shall be entitled to draw upon the Public Treasury for the pension provided in the preceding section from and after the date of the passage of this Act, Provided that if said W. C. Parke shall at any time accept a salaried office under the Hawaiian Government this pension shall cease.

Approved this 15th day of October A. D. 1886.

KALAKAUA REX.

CHAPTER XLIX.

AN ACT

TO PROVIDE A PERMANENT SETTLEMENT FOR A. FORNANDER.

WHEREAS, the Honorable A. Fornander has long and faithfully served this Kingdom, and no irregularities have existed in his office, and he has ever been a man of trust and integrity, and,

WHEREAS, he has grown aged and feeble in the service of this country; therefore,

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. That the sum of one thousand two hundred dollars per year is hereby granted to A. Fornander during the term of his natural life, and the Minister of Finance is hereby authorized and required to pay the same out of the Public Treasury in such proportion as it may be usual to pay any other salaries or allowances due by the Government, whether the same be payable yearly or by the month.

SECTION 2. A. Fornander shall be entitled to draw from the Public Treasury as in the preceding section set forth, from and after the passage of this Act. Provided, however, that no payments of the settlement hereinbefore granted shall be made by said Minister of Finance so long as said A. Fornander shall hold any salaried office under the Government.

Approved this 15th day of October A. D. 1886.

KALAKAUA REX.

Robert C. Gulick
Secretary

CHAPTER L.

AN ACT

TO MAKE A PERMANENT SETTLEMENT ON THOMAS W. EVERETT.

WHEREAS, Thomas W. Everett has long and faithfully served this Kingdom in the office held by him, and he has now become aged and feeble and unable to perform the duties of his office; therefore,

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. By this Act there is granted to Thomas W. Everett the sum of one thousand two hundred dollars per year during the term of his natural life, and the Minister of Finance is authorized to pay the same out of the Public Treasury as it may be usual to pay any other salaries or allowances due by the Government to be paid quarterly.

SECTION 2. The said Thomas W. Everett shall be entitled to draw from the Public Treasury as in the preceding section set forth from and after the date of the passage of this Act; Provided, however, that no sums shall be paid out of the Public Treasury or allowance made under this Act, until the said Thomas W. Everett has resigned the office now held by him under the Government. And if the said Thomas W. Everett shall at any time accept a salaried office from the Government the pension herein granted shall cease.

SECTION 3. This Act shall become a law from and after the date of its approval.

Approved this 15th day of October A. D. 1886.

KALAKAUA REX.

CHAPTER LI.

AN ACT

TO PROVIDE A PERMANENT SETTLEMENT FOR THE WIDOW OF THE LATE JOHN E. BARNARD.

WHEREAS, The late John E. Barnard was for eighteen years in the service of this country as Chief Clerk of the Supreme Court, and was in such service at the time of his death; and,

WHEREAS, The said John E. Barnard during the time of his said service was highly respected by the Judges of the Supreme Court, by the members of the Bar, and by all persons who had business in the Courts by reason of his strict attention to his duties and his uniformly courteous conduct; and,

WHEREAS, The said John E. Barnard at his death left his widow Emma Barnard almost wholly unprovided for; therefore,

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. That the sum of Three Hundred Dollars per annum is hereby permanently settled upon the said Emma Barnard during her lifetime; provided, however, that in case she shall marry again, then this provision shall become void and of no effect.

SECTION 2. From the date of the approval of this Act the Minister of Finance shall pay the said sum out of the public Treasury to the said Emma Barnard in like manner with other salaries and appropriations annually or by the month.

Approved this 15th day of October, A. D. 1886.

KALAKAUA REX.

CHAPTER LII.

AN ACT

TO AMEND SECTION 847 OF THE CIVIL CODE RELATING TO THE CHANCELLOR AND VICE-CHANCELLORS OF THE KINGDOM.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. Section 847 of the Civil Code is hereby amended to read as follows:

“Section 847. The Chief Justice of the Supreme Court is the Chancellor of the Kingdom, and as such shall possess all the powers incident to that office at Common Law. He shall have power in Chambers to decree the foreclosure of mortgages, and generally to hear and determine all matters in Equity, Bankruptcy and Admiralty; and the Associate Justices of the Supreme Court shall act as Vice-Chancellors and shall have concurrent jurisdiction in Chambers with the Chancellor of the Kingdom.”

Approved this 15th day of October, A. D. 1886.

KALAKAUA REX.

CHAPTER LIII.

AN ACT

TO REGULATE THE OBSERVANCE OF SUNDAY.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. All labor on Sunday is forbidden, excepting works of necessity or mercy, in which are included all labor that is needful for the good order, health, comfort or safety

of the community, or for the protection of property from unforeseen disaster, or danger of destruction or injury, or which may be required for the prosecution of or attendance upon religious worship, or for the furnishing of opportunities of reading or study. Provided, however, that on Sunday until nine o'clock in the morning, barber shops may be kept open and fresh meat and fresh fish may be sold and delivered; that until nine o'clock in the morning and after three o'clock in the afternoon, milk may be delivered and cattle, sheep and swine may be slaughtered; that during the entire day meals may be sold to be eaten on the premises where sold or served elsewhere by caterers, drugs, medicines and surgical appliances may be sold, personal baggage may be conveyed to and from vessels leaving and arriving at port on that day, that the railroads may on Sunday carry passengers to connect with the steamers and public carriages, horse cars and licensed shoreboats may convey passengers for hire, and that all labor which may be lawfully performed on Sunday shall be conducted, as far as possible, so as not to interfere with the right of the community and of each individual to quiet and repose.

SECTION 2. All public amusements, sports, shows and games on Sunday are hereby forbidden, and no one shall so prosecute or take part in any recreation, amusement, sport or game not of a public character, on Sunday, in such a manner as to interfere with the right of the community and of each individual to quiet and repose.

SECTION 3. Any person violating any of the provisions of the first or second sections of this Act, shall, on conviction, be fined not over fifty dollars or be imprisoned not over thirty days:

SECTION 4. No person shall serve or execute any civil process on Sunday, and any such service or execution shall be void.

SECTION 5. Sunday within the meaning of the provisions

of this Act, is the first day of the week and includes the time between the midnight preceding and the midnight following the same day.

SECTION 6. Section two, three, four, five and six of Chapter 35 of the Penal Code are hereby repealed.

Approved this 15 day of October A. D. 1886.

KALAKAUA REX.

CHAPTER LIV.

AN ACT

AMENDATORY OF SECTION 2 OF CHAPTER 28 OF THE SESSION LAWS OF 1878 RELATING TO IMPORT DUTIES UPON WINES.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. Section 2 of Chapter 28 of the Session Laws of 1878 is hereby amended to read as follows:

“Section 2. There shall be levied, collected and paid upon the following goods imported into this Kingdom, specific duties as follows, to-wit:

On kid and all other leather and skin gloves, three dollars per dozen pairs;

On cigars and cheroots, ten dollars per thousand, and twenty-five (25) per cent. ad valorem. On Chiua tobacco, fifty cents per pound;

On camphor trunks, in nests of four, two dollars per nest; and in nests of two, one dollar per nest;

On China matting, two dollars per roll;

On port, sherry, madeira and other wines of like nature above twenty-one per cent. of alcoholic strength; also on all cordials, bitters and other articles of any name or description containing alcohol, or preserved in alcohol or spirits above

that rate or strength and below that rate or strength, other than that provided for, two dollars per gallon;

On champagne, sparkling moselle and sparkling hock, three dollars per dozen reputed quarts, and one dollar and fifty cents per dozen reputed pints;

On claret, Rhine wine, and other light wines under twenty-one per cent. of alcoholic strength, not otherwise provided for, forty cents per dozen reputed quarts, twenty cents per dozen reputed pints, and fifteen cents per gallon, if in bulk;

On ale, porter, cider, and all fermented drinks, not otherwise provided for, forty cents per dozen reputed quarts, twenty cents per dozen reputed pints, and fifteen cents per gallon if in bulk.

SECTION 2. This Act shall become law from and after the date of its approval.

Approved this 15th day of October A. D. 1886.

KALAKAUA REX.

CHAPTER LV.

AN ACT

TO AMEND SECTION 517, ARTICLE XV, OF THE CIVIL CODE.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. That clause 1 of Section 517 of the Civil Code be and the same is hereby amended so as to read as follows:

“1. On alcohol and other spirits of the strength of alcohol, ten dollars per gallon; on brandy, gin, rum, whiskey and all other spirits or strong waters of whatever name or description; and on all liqueurs, cordials, bitters, brandied fruits, perfumery and other articles of merchandise sweetened or mixed containing alcohol or spirits of the strength

of thirty per cent. or upwards and not exceeding fifty-five per cent., three dollars per gallon; and all above fifty-five per cent., pro rata.

SECTION 2. The provisions of this Act shall apply to all goods in bond at the time it shall come into operation.

SECTION 3. This Act shall take effect and become law from and after the date of its passage.

Approved this 15th day of October A. D. 1886.

KALAKAUA REX.

CHAPTER LVI.

AN ACT

TO AMEND SECTION 32 OF CHAPTER 44 OF THE LAWS OF 1882,
RELATING TO THE SEIZURE OF SPIRITUOUS LIQUORS.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. That Section 32 of Chapter 44 of the Laws of 1882 is hereby amended to read as follows:

“Section 32. Any District or Police Justice, the Marshal, his Deputy, or any Sheriff, Deputy Sheriff or Constable may, without warrant, seize and take away all such spirituous liquor as he shall have reasonable cause to suspect is carried about for sale or to be exposed or offered for sale in any highway or foot path, or in any booth, tent, store or shed, or in any other place whatever, by any person not licensed to sell the same, and all vessels and utensils used for containing, drinking or measuring the same. And such Justice, on proof of such offence may convict any person so offending and may thereupon sentence such offender to pay a fine of not more than two hundred and fifty dollars, and not less than fifty dollars, and to imprisonment at hard labor for any term not

more than six months and not less than one month, and one-half of the fine shall be paid to the party who gave the information which led to such conviction, and such Justice shall upon such conviction adjudge such spirituous liquor, and the vessels and utensils used for containing, drinking, or measuring the same, to be forfeited and may direct the same to be sold on account of the Hawaiian Government. Provided, however, that in all cases where such liquor is seized while being carried on the way from one place to another, the burden of proving that such liquor was not carried for sale or to be exposed or offered for sale, shall be upon the person or persons owning or claiming the same.”

Approved this 15th day of October A. D. 1886.

KALAKAUA REX.

CHAPTER LVII.

AN ACT

TO ADD A NEW SECTION TO THE CIVIL CODE, TO BE NUMBERED SECTION 128A, TO RESTRICT THE GRANTING OF LICENSES IN HONOLULU.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

A new Section shall be added to the Civil Code to be called Section 128A, to read as follows:

“Section 128A. The Minister of the Interior shall refuse to issue licenses for any business whatsoever, except in fire proof buildings in that part of Honolulu east of Alakea Street, and north of Beretania Street, if in his opinion or discretion the nature of such business or the location thereof might endanger the safety of the neighborhood from fire.”

Approved this 15th day of October A. D. 1886.

KALAKAUA REX.

CHAPTER LVIII.

AN ACT

AMENDING SECTION 1023, CHAPTER 18, OF THE CIVIL CODE RELATING TO THE ISSUING OF EXECUTIONS AND PROCEEDINGS THEREUPON.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. Section 1023 of the Civil Code is hereby amended to read as follows:

“Section 1023. The officer shall, after levy, advertise for sale the property levied upon whether real or personal, for thirty days, or for such times as the court shall order, by posting a written or printed notice in three conspicuous places within the district where such property is situated, and if on the Island of Oahu, by advertisement thereof at least three times in one or more newspaper or newspapers published at Honolulu, Island of Oahu, Hawaiian Islands.

SECTION 2. This Act shall become a law from the day of its passage. All laws and parts of laws in contravention of the provisions of this Act are hereby repealed.

Approved this 15th day of October A. D. 1886.

KALAKAUA REX.

CHAPTER LIX.

AN ACT

RELATING TO THE JUSTICES OF THE SUPREME COURT.

WHEREAS, by Article 65 of the Constitution granted by His late Majesty Kamehameha V of beloved memory, it is provided that the Supreme Court shall consist of a Chief

Justice and not less than two Associate Justices, any of whom may hold Court;

AND WHEREAS, it is expedient that the Supreme Court shall consist of a Chief Justice and four Associate Justices, and that their respective salaries and duties shall be defined by law; therefore,

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. The Supreme Court shall consist of a Chief Justice and four Associate Justices, any of whom may hold the Court, and when so held shall have and exercise all the powers and jurisdiction committed to said Court.

SECTION 2. The Chief Justice of the Supreme Court is the Chancellor of the Kingdom and as such shall possess all the powers incident to that office at Common Law. He shall have power at Chambers to decree the foreclosure of mortgages and generally to hear and determine all matters in Equity, Bankruptcy or Admiralty.

SECTION 3. The Associate Justices shall be Vice Chancellors of the Kingdom and shall have full and concurrent jurisdiction in all matters at Chambers with such Chancellor.

SECTION 4. The like powers and duties as are possessed and exercised by the First Associate Justice of the Supreme Court shall be possessed and exercised in like manner by each of the Associate Justices of the said Court.

SECTION 5. The Justices of the Supreme Court shall hold their office in accordance with said Article 65 of the Constitution.

SECTION 6. The Chief Justice of the Supreme Court shall receive an annual salary of six thousand dollars and the Associate Justices respectively an annual salary of five thousand dollars, which said salaries shall be paid out of the Treasury of the Kingdom.

SECTION 7. The Chief Justice shall reside on the Island of Oahu. The First, Second, Third and Fourth Associate Justices shall be stationed and reside as His Majesty the King may please to designate and commission.

SECTION 8. Sections 827, 846 and 847 of the Civil Code, and an Act entitled "An Act to fix the salary of the Second Associate Justice of the Supreme Court and amend Section 846 of the Civil Code," approved on the thirtieth day of December, 1864, and also an Act entitled "An Act to amend an Act entitled 'An Act to fix the salary of the Second Associate Justice of the Supreme Court and amend Section 846 of the Civil Code,'" approved on the twenty-sixth day of May, 1886, and also an Act entitled "An Act to regulate the powers and duties of the Second Associate Justice of the Supreme Court," approved on the seventeenth day of July, 1862, are hereby repealed.

SECTION 9. This Act shall take effect and be in force from and after its approval.

Approved this 15th day of October A. D. 1886.

KALAKAUA REX.

CHAPTER LX.

AN ACT

TO PREVENT WANTON DESTRUCTION OF GAME.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. It shall be unlawful to take, kill or destroy any migratory wild duck, plover, snipe, turnstone, curlew, or stilt, between the 1st day of May and 1st day of October; to take, kill or destroy any native wild duck, quails, or pheasant between the 1st day of March and the 1st day of

September; to take, kill or destroy any wild hen pheasant at any time; to take, kill or destroy any wild dove, wild pigeon, or mud-hen between the 1st day of February and the 1st day of July; to take, gather or destroy the eggs of any wild duck, mud-hen, pheasant, dove, pigeon, or quail at any time; to buy, sell, offer for sale, transport or have in possession any of said game at any time when it is unlawful to kill the same.

SECTION 2. For violating the provisions of this law, the penalties are a fine not less than ten dollars, nor more than fifty dollars; or, in default of payment of such fine, imprisonment not less than ten days, nor more than two months.

Approved this 15th day of October, A. D. 1886.

KALAKAUA REX.

CHAPTER LXI.

AN ACT

TO LICENSE THE CARRYING OF FIREARMS FOR HUNTING PURPOSES.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. The Minister of the Interior may at any time, upon the recommendation of the Governor, license for a term of one year, any applicant for such license, to use and carry firearms for hunting purposes, in the Island of Oahu, on receiving for such license the sum of five dollars.

SECTION 2. Any person in said Island who shall use or carry for hunting purposes any gun, carbine, rifle, pistol, or other firearms, without having first obtained a license as hereinbefore provided, shall, upon conviction therefor before

any Police or District Justice, be fined in a sum not to exceed fifty dollars for every such offense, and, in default of payment of such sum, shall be imprisoned until such fine and costs are paid according to law.

SECTION 3. All such licenses shall be signed by the Minister of the Interior, numbered according to their respective dates, and impressed with the seal of his department, and no such license shall be transferable.

SECTION 4. Every person holding a license under this Act shall give any information which he may have of his own knowledge of any violation of the law to prevent wanton destruction of game, to the Marshal of the Kingdom, or, in default thereof, shall forfeit his license.

SECTION 5. Chapter XX of the Session Laws of 1870 is hereby repealed.

Approved this 15th day of October, A. D. 1886.

KALAKAUA REX.

CHAPTER LXII.

AN ACT

TO AMEND THE LAW REGULATING APPEALS FROM POLICE AND DISTRICT JUSTICES COURTS.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. From and after the passing of this Act any person desirous of appealing from the decision of any Police or District Justice in any case whether civil or criminal may upon giving the notices and paying the costs and giving the bonds now required by law appeal from any such decision to any Circuit Judge at Chambers, or if on the Island of Oahu to one of the Justices of the Supreme Court in Chambers, or to the Circuit Court of the same Judicial District, or

if on the Island of Oahu to the Supreme Court, at the election of the party appealing, to be stated at the time the appeal is taken, and no further or other appeal on any question of fact shall be allowed. In appeals where no bond is now required by law, none shall be required hereunder.

SECTION 2. All laws and parts of laws inconsistent with the provisions of this Act shall be and the same are hereby repealed.

SECTION 3. This Act shall be in force from and after its passage.

Approved this 15th day of October, A. D. 1886.

KALAKAUA REX.

CHAPTER LXIII.

AN ACT

TO AMEND AN ACT ENTITLED "AN ACT REGULATING THE PRACTICE OF LAW IN THE POLICE AND DISTRICT COURTS," APPROVED ON THE 5TH OF AUGUST A. D. 1878.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

That Section 1074c of the Civil Code as amended by the Act entitled "An Act regulating the Practice of Law in the Police and District Courts," approved on the 5th day of August A. D. 1878, be and the same is hereby amended, so as to read as follows :

"Section 1074c. No person shall be allowed to practice law in the Police and District Courts of the Kingdom without a license, provided that any person may appear to prosecute or defend his own cause, and that of any one of his own family. The word family in this section shall be held to

mean a man's parents, brothers, sisters, wife and descendants.

All laws and parts of laws inconsistent herewith are hereby repealed.

Approved this 15th day of October, A. D. 1886.

KALAKAUA REX.

CHAPTER LXIV.

AN ACT

TO ESTABLISH THE GRADE OF STREETS AND HIGHWAYS, AND THE GRADES AND WIDTHS OF SIDEWALKS IN THE CITY OF HONOLULU.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. It shall be the duty of the Minister of the Interior to appoint a commission of three civil engineers, one of whom shall be the Superintendent of Public Works, to establish the grades of all streets and highways, and the grades and widths of all sidewalks thereon, in said city of Honolulu; any vacancy on said commission shall be filled immediately. Said commissioners, or any of them, may be removed for cause by the Minister of the Interior. Such commission shall be paid from the appropriation for the Bureau of Survey, excepting the Superintendent of Public Works.

SECTION 2. It shall be the duty of the commission, provided for in Section 1 of this Act, to carefully survey, level and grade the streets, highways and sidewalks, as they may be directed by the Minister of the Interior, and make proper and complete plans and profiles of the same, with the grade lines and widths recommended by them, distinctly marked thereon. Such plans and profiles shall be signed by the

Commissioners, and the Minister of the Interior shall countersign the same, and cause the official seal of the Department of the Interior to be affixed thereto.

SECTION 3. The plans and profiles described in Section 2 of this Act shall be known as the official map, showing grades and sewers of the streets, highways and sidewalks which they describe, in the said city of Honolulu, to which all work on the streets, highways and sidewalks shall conform, and they shall be preserved in the archives of the office of the Superintendent of Public Works. Such plans and profiles shall be open, at all times, to the inspection of parties interested, without charge; copies thereof may be furnished by the Superintendent of Public Works to parties desiring same at the usual charge for such work, and the amount so received shall be returned to the Department of the Interior as a Government realization.

SECTION 4. For the purposes of this Act the city of Honolulu shall comprise that portion of the Honolulu District in the Island of Oahu, within the following limits: The Kalihi stream on the west, the Manoa or Kalia stream on the east, the sea in front, and mauka all highways to a distance of three (3) miles inland from the sea.

SECTION 5. All laws and parts of laws in conflict with the provisions of this Act are hereby repealed.

Approved this 15th day of October, A. D. 1886.

KALAKAUA REX.

Charles K. Gulick
Honolulu

CHAPTER LXV.

AN ACT

TO PREVENT THE OBSTRUCTION OF THE STREETS OF HONOLULU,
LAHAINA, WAILUKU, KAHULUI AND HILO.

*Be it Enacted by the King and the Legislative Assembly of the
Hawaiian Islands in the Legislature of the Kingdom Assembled:*

SECTION 1. No person shall place, leave or deposit in any street, lane, or alley, or upon any side or cross-walk, or upon any public wharf in the city of Honolulu, or in the towns of Lahaina, Hilo, Wailuku or Kahului, any goods, wares, or merchandise, or any substance or material whatever, except as hereinafter permitted.

SECTION 2. No person shall hang, suspend, place, construct, or cause or permit to grow over any such street, lane or alley, side or cross-walk or wharf, any sign, awning, frame, balcony, tree, bush, vine, provided such tree, bush, vine or other growth shall obstruct the street, or any other projection whatever, except as hereinafter permitted.

SECTION 3. No person shall dig any such street, lane, alley, side or cross walk, or wharf, or remove or carry away any dirt, soil, plank, paving or flagging stone, or other material of which the same may be constructed, or take up or disturb any such plank, paving or flagging stone except as hereinafter permitted.

SECTION 4. No person shall erect or place in or upon any such street, lane, alley, side or cross-walk, or wharf, any hitching-post, telegraph or telephone poles, or flagstaff, or other structure, except as hereinafter permitted.

SECTION 5. Any person who shall do any of the acts prohibited by either of the foregoing four sections shall upon conviction thereof be fined not less than five dollars, nor more than twenty-five dollars, for each and every offense.

SECTION 6. The Road Supervisor shall notify any person who shall have placed, left or deposited any substance or material contrary to the provisions of the first Section of this Act, or who shall have hung, suspended, placed, constructed, or permitted to grow, any projection or article contrary to the provisions of the second Section of this Act to remove the same, and the person so notified shall forfeit and pay a penalty of five dollars for every twenty-four hours that the same shall remain after such notice shall have been given.

SECTION 7. The Road Supervisor may grant permission in writing to any person about to erect any building to occupy a portion of the street and side-walk in front of the lot upon which such building is about to be erected, not exceeding one-half of the width of the street, and one-half of the width of the side-walk, for a reasonable time during the erection of such building; such permission shall not be granted for a longer period of time than two months, but may be extended by the Minister of the Interior, and may be revoked at any time by him if it shall be found to create a serious obstruction of the street or side-walk. When the time limited in such permission shall have expired, or such permission shall have been revoked, the person to whom such permission shall have been granted, shall cause all materials placed by him, and remaining in the street or upon the side-walk pursuant to such permission, to be removed within five days, and in default thereof shall be liable to a penalty of five dollars for every day that the same shall remain thereafter. Any person so occupying any portion of such road or side-walk shall place and maintain such lights near the obstruction as will prevent accidents.

SECTION 8. An person may leave any goods, wares or merchandise, which shall be about receiving or delivering, for a period of time not exceeding three hours upon the side-walk in front of his building, such goods, wares and merchandise not to cover more than two-thirds of the width of

the side-walk, and not to be piled up to a greater height than four feet.

SECTION 9. Signs securely fastened to the building may be suspended over the sidewalks not extending more than three feet from the building, at a clear height above the sidewalk of not less than eight feet.

SECTION 10. Awnings supported by iron frame-work securely fastened to the building in front of which such awning shall be placed, every part of which frame work shall be at least eleven feet above the side-walk, extending to the outer edge of the same: Provided however, that in case such balconies or verandas shall not reach as far as the edge of the sidewalk, they shall be supplemented by an additional roof or awning extending as far as the edge of the side-walk, not more than the width of such side-walk; and in case the awning is suspended from such frame, it shall be suspended on a line with the outer edge of the side-walk. On streets not less than fifty feet in width, balconies or verandas may be constructed, no part of which shall be less than eleven feet above the side-walk. In no case shall such balcony or veranda exceed six feet in width, and in all cases the plans therefor shall be first approved by the Minister of the Interior or his agent.

SECTION 11. Posts for the purpose of hitching horses or other animals may be placed at the outer edge of the side-walk, or on the edge of the road in front of any building, and such posts shall be not more than four feet in height.

SECTION 12. The Minister of the Interior may grant permission to place, plant, or set out ornamental or shade trees within any side-walk not more than one foot from the outer edge thereof, and may grant permission to erect flagstaffs, telegraph or telephone poles in any or all of the streets or roads as may be for the public convenience; and the said Minister is hereby authorized to make regulations for the placing and erecting of the same, and such regulations must

be strictly complied with by any person, firm or corporation to whom such permission shall be granted.

SECTION 13. The Road Supervisor may grant permission to any person, firm or corporation to dig up the side-walk and street in front of his or their lot or building, for the purpose of making a connection with any water or gas main or public sewer, or for other purposes. The person, firm or corporation to whom such permission shall be granted, shall, within twenty-four hours from the time of the work is commenced, finish the same, and refill, replace, rebuild and relay the street and side-walk taken up or disturbed by him, in a substantial and workmanlike manner, and leave the same in as good condition as it was when said permission was granted. If any excavation made for the purposes mentioned in this section shall remain open at night, the party having the permission shall place and maintain such light or lights near the opening as will prevent accidents.

SECTION 14. Goods, wares, and merchandise may be placed or piled upon any wharf in such manner as shall be most convenient, provided that suitable and convenient roadways and means of access are left open, and the said goods, wares and merchandise are not so placed or piled as to be dangerous to any person going to or upon said wharf, or dangerous to said wharf, and the Harbor Master is authorized to regulate such placing or piling, and any person placing or piling the same in a manner contrary to the direction of the Harbor Master shall be liable to a penalty of five dollars for each and every offense, and the same penalty for each day during which each such offense is continued.

SECTION 15. If any person who shall have received the notice provided in Section 6 of this Act shall not comply with such notice for the space of twenty-four hours, the Road Supervisor may remove the obstruction at the expense of such person, and such person shall be liable for the cost of such removal in addition to the penalty provided in such section.

SECTION 16. If any person who shall have received the permission provided in Section 7 of this Act shall fail to remove any material placed by him and remaining in the street or upon the side-walk within twenty-four hours after the time limited in such permission shall have expired, or after such permission shall have been revoked, or shall fail to place and maintain the lights therein required, the Road Supervisor may remove the same, and may place and maintain such lights at the expense of such person, and such person shall be liable for the cost of such removal and of such lights in addition to the penalty provided in such section.

SECTION 17. Any person who shall violate any of the provisions of Sections 8, 9, 10, 11 and 12, of this Act, shall be liable to a penalty of not less than five dollars, nor more than twenty-five dollars, for each and every offense.

SECTION 18. If any person who shall have received the permission provided in Section 13 of this Act shall fail to replace the street or side-walk, or to place the lights as therein provided, he shall be liable to a penalty of not less than five dollars, nor more than twenty-five dollars, for every twenty-four hours that the said default shall continue, and the Road Supervisor may replace the same, or place the said lights at the expense of such person, and such person shall be liable for the cost of such replacing, or of such lights in addition to said penalty for delay.

SECTION 19. No person shall drive, draw, or cause to go upon any side-walk any vehicle whatsoever, except when it shall be necessary for such vehicle to cross such side-walk for the purpose of going into some yard, or lot, or into some place where such vehicle is kept when not in use.

SECTION 20. No person shall hitch or fasten any horse, or other animal, to any ornamental or shade tree in the streets or side-walks, or to any box or frame around such tree.

SECTION 21. No person shall leave any horse or mule in

any street, lane or alley, unless said horse or mule shall be securely tied or fastened.

SECTION 22. No person shall hitch or fasten any horse or animal in such a manner that such horse or animal, or the appliance used for hitching or fastening such horse or animal, shall obstruct the free passage along any side or cross-walk.

SECTION 23. No person shall leave or permit to remain upon any street, lane or alley, any vehicle belonging to him, or over which he shall have control, for a longer time than fifteen minutes, unless there shall be attached to said vehicle some draught animal. Nor shall any person unnecessarily obstruct the passage of any street, lane, alley or cross-walk, by means of any vehicle or animal.

SECTION 24. No person shall move, or cause to be moved, or assist in moving any building into, upon, along or across any street, lane, alley or side-walk, without having first obtained permission in writing so to do from the Minister of the Interior, or the Road Supervisor.

SECTION 25. No person shall fly kites in or upon any street, lane, alley or sidewalk.

SECTION 26. Any person who shall do any of the acts prohibited by, or violate any of the provisions of the Sections of this Act, numbers 19 to 25, both inclusive, or remove or extinguish any lights placed as provided by this Act, shall be liable to a penalty of not less than five, nor more than twenty-five dollars, for each and every offense.

SECTION 27. The several Police and District Justices throughout the Kingdom shall have jurisdiction to hear and determine complaints for any violation of the provisions of this Act.

SECTION 28. Nothing in this Act shall be held to conflict with any laws or regulations which now exist, or which may hereafter exist for the fire control or management of the district known as the "Fire Limits of Honolulu." The pro-

visions of this Act shall apply to all public streets, lanes, alleys or side-walks in the towns mentioned herein within such limits as may be from time to time fixed by the Minister of the Interior.

SECTION 29. This Act shall take effect from and after date of its approval, and all laws or parts of laws in conflict with this Act are hereby repealed.

Approved this 15th day of October, A. D. 1886.

KALAKAUA REX.

CHAPTER LXVI.

AN ACT

TO PRESCRIBE THE RESIDENCE REQUIRED BY LAW AS NECESSARY TO THE EXERCISE OF THE ELECTIVE FRANCHISE.

WHEREAS, a difference of opinions has arisen, and different conclusions have been made as to the residence required previous to the exercise of the elective franchise, and doubt and confusion exists as to the meaning of the term "List of Voters of his District" as used in Article 62 of the Constitution. therefore :

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. That no person otherwise qualified to vote shall be allowed to deposit a ballot for representative unless such person shall have actually resided in the election district where such ballot is offered, for at least thirty days immediately preceding the election.

Any person polling a vote in any election district unless fully qualified as herein provided shall, on conviction before any Police or District Magistrate, be punished by fine of not less than ten nor more than one hundred dollars, or be imprisoned at hard labor not to exceed two months.

SECTION 2. This Act shall take effect and become a law from and after its approval, and all laws and parts of laws contrary hereto are hereby repealed.

Approved this 15th day of October A. D. 1886.

KALAKAUA REX.

CHAPTER LXVII.

AN ACT

AUTHORIZING THE MINISTER OF THE INTERIOR TO RELEASE AND QUIT CLAIM TO HERMANN KOCKEMANN, BISHOP OF OLBA AND VICAR APOSTOLIC OF THE HAWAIIAN ISLANDS, IN TRUST FOR THE CATHOLIC MISSION OF THE HAWAIIAN ISLANDS CERTAIN PREMISES OCCUPIED BY SAID MISSION FOR ELEMOSYNARY PURPOSES.

WHEREAS, on the twelfth day of July, A. D. 1839, His Majesty the late King Kamehameha III. granted to the Government of France for a church site the following-described premises to wit: That piece of land situate in Honolulu in the tract of land called by the people Kalanikahua, being 132 feet long and 111 feet broad, together with a roadway thirty-three feet wide :

AND WHEREAS, the Catholic Mission of the Hawaiian Islands has held and occupied said premises since said time as an asylum for aged and infirm Hawaiians of the Roman Catholic faith :

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. The Hawaiian Government do by this Act remise, release and quit claim to Hermann Kockemann, Bishop of Olba and Vicar Apostolic of the Hawaiian Islands, the premises above described in trust for the Catholic Mission of the Hawaiian Islands, provided that the said premises and

the rents, issues and profits thereof shall be used for eleemosynary purposes only.

SECTION 2. The Minister of the Interior of the Hawaiian Islands is hereby authorized to execute a deed of release and quit claim on behalf of the Hawaiian Government of the premises in this Act described to Hermann Kockemann in trust for the Catholic Mission of the Hawaiian Islands upon condition that said premises are used for and devoted to eleemosynary purposes only, and that no allowance of damage be made for taking of any portion of said premises for widening or extending streets in Honolulu, and no assessment be made against said premises for any betterment by reason of such widening and extension.

Approved this 15th day of October A. D. 1886.

KALAKAUA REX.

CHAPTER LXVIII.

AN ACT

FOR PREVENTING COLLISIONS AT SEA.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. The Act approved on the thirtieth day of July, in the year of Our Lord one thousand eight hundred and eighty, entitled "An Act to repeal an Act approved on the thirty-first day of December, in the year of Our Lord one thousand eight hundred and sixty-four, entitled an Act for preventing collisions at sea, and to make other provisions in lieu thereof," shall be and the same is hereby repealed.

SECTION 2. It shall be the duty of all masters of Hawaiian vessels to observe and enforce on board the vessels under their command the several rules and regulations contained in the schedule hereto.

SCHEDULE.

STEAM AND SAIL VESSELS.

ARTICLE 1. In the following rules every steamship which is under sail, and not under steam, is to be considered a sailing ship, and every steamship which is under steam, whether under sail or not, is to be considered a ship under steam.

LIGHTS.

ARTICLE 2. The lights mentioned in the following articles numbered three, four, five, six, seven, eight, nine, ten and eleven, and no others, shall be carried in all weathers, from sunset to sunrise.

LIGHTS FOR STEAMERS.

ARTICLE 3. A sea-going steamship, when under way, shall carry :

(a) On or in front of the foremast at a height above the hull of no less than twenty feet, and if the breadth of the ship exceeds twenty feet, then at a height above the hull not less than such breadth, a bright white light, so constructed as to show a uniform and unbroken light over an arc of the horizon of twenty points of the compass, so fixed as to throw the light ten points on each side of the ship, namely, from right ahead to two points abaft the beam on either side, and of such a character as to be visible on a dark night, with a clear atmosphere, at a distance of at least five miles.

(b) On the starboard side a green light, so constructed as to show a uniform and unbroken light over an arc of the horizon of ten points of the compass, so fixed as to throw the light from right ahead to two points abaft the beam on the starboard side, and of such a character as to be visible on a dark night, with a clear atmosphere, at a distance of at least two miles.

(c) On the port side a red light so constructed as to show a uniform and unbroken light over an arc of the horizon of ten points of the compass, so fixed as to throw the light from right ahead to two points abaft the beam on the port side,

and of such a character as to be visible on a dark night, with a clear atmosphere, at a distance of at least two miles.

(d) The said green and red side-lights shall be fitted with inboard screens projecting at least three feet forward from the light, so as to prevent these lights from being seen across the bow.

LIGHTS FOR TOWING STEAMERS.

ARTICLE 4. A steamship when towing another ship, shall, in addition to her side-lights, carry two bright white lights in a vertical line, one over the other, not less than three feet apart, so as to distinguish her from other steamships. Each of these lights shall be of the same construction and character, and shall be carried in the same position as the white light which other steamships are required to carry.

VESSELS NOT UNDER COMMAND.

ARTICLE 5. (a) A ship, whether a steamship or sailing ship, which from any accident is not under command, shall at night carry, in the same position as the white light which steamships are required to carry, and if a steamship in place of that light, three red lights in globular lanterns, each not less than ten inches in diameter, in a vertical line, one over the other, not less than three feet apart, and of such a character as to be visible on a dark night, with a clear atmosphere, at a distance of at least two miles, and shall by day carry in a vertical line, one over the other, not less than three feet apart, in front of, but not lower than her foremast head, three black balls or shapes, each two feet in diameter.

VESSELS LAYING TELEGRAPH CABLES.

(b) A ship, whether a steamship or sailing ship, employed in laying or in picking up a telegraph cable, shall at night carry in the same position as the white light which steamships are required to carry, and if a steamship, in place of that light, three lights in globular lanterns, each not less than ten inches in diameter, in a vertical line, over one another, not less than six feet apart. The highest and lowest of these

lights shall be red, and the middle light shall be white, and they shall be of such a character that the red lights shall be visible at the same distance as the white light. By day she shall carry, in a vertical line, one over the other, not less than six feet apart; in front of but not lower than her foremast head, three shapes not less than two feet in diameter, of which the top and bottom shall be globular in shape and red in color, and the middle one diamond in shape and white.

WHEN TO CARRY SIDE LIGHTS.

(c) The ships referred to in this article, when not making any way through the water, shall not carry the side-lights, but when making way shall carry them.

(d) The lights and shapes required to be shown by this article are to be taken by other ships as signals that the ship showing them is not under command, and cannot therefore get out of the way. The signals to be made by ships in distress, and requiring assistance, are contained in article twenty-seven.

LIGHTS FOR SAILING VESSELS.

ARTICLE 6. A sailing ship under way, or being towed, shall carry the same lights as are provided by article three for a steamship under way, with the exception of the white light, which she shall never carry.

EXCEPTIONAL LIGHTS FOR SMALL VESSELS.

ARTICLE 7. Whenever, as in the case of small vessels during bad weather, the green and red side-lights cannot be fixed, these lights shall be kept on deck, on their respective sides of the vessel, ready for use, and shall, on the appearance of or to other vessels be exhibited on their respective sides in sufficient time to prevent collision, in such manner as to make them most visible, and so that the green light shall not be seen on the port side, nor the the red light on the starboard side. To make the use of these portable lights more certain and easy, the lanterns containing them shall

each be painted outside with the color of the light they respectively contain, and shall be provided with proper screens.

LIGHTS FOR STEAM VESSELS AND SAILING VESSELS AT ANCHOR.

ARTICLE 8. A ship, whether a steamship or a sailing ship, when at anchor, shall carry where it can best be seen, but at a height not exceeding twenty feet above the hull, a white light, in a globular lantern of not less than eight inches in diameter, and so constructed as to show a clear, uniform, and unbroken light, visible all round the horizon at a distance of at least one mile.

LIGHTS FOR PILOT VESSELS.

ARTICLE 9. A pilot vessel, when engaged on her station on pilotage duty, shall not carry the lights required for other vessels, but shall carry a white light at the mast-head, visible all round the horizon, and shall also exhibit a flare-up light or (a) flare-up lights at short intervals, which shall never exceed fifteen minutes. A pilot vessel, when not engaged on her station on pilotage duty, shall carry lights similar to those of other ships.

LIGHTS FOR OPEN BOATS AND FISHING VESSELS.

ARTICLE 10. Open boats and fishing vessels of less than twenty tons net register tonnage, when under way, and not having their nets, trawls, dredges, or lines in the water, shall not be obliged to carry the colored side lights; but every such boat and vessel shall in lieu thereof have ready at hand a lantern with a green glass on the one side and a red glass on the other side, and on approaching or being approached by another vessel, such lantern shall be exhibited in sufficient time to prevent collision, so that the green light shall not be seen on the port side, nor the red light on the starboard side.

The following portion of this article applies only to fish-

ing vessels and boats when in the sea off the coast of Europe lying north of Cape Finisterre.

(a) All fishing vessels and fishing boats of twenty tons net registered tonnage or upwards when under way, and when not having their nets, trawls, dredges or lines in the water, shall carry and show the same lights as other vessels under way.

(b) All vessels when engaged in fishing with drift-nets shall exhibit two white lights from any part of the vessel where they can best be seen. Such lights shall be placed so that the vertical distance between them shall be not less than six feet, and not more than ten feet, and so that the horizontal distance between them, measured in a line with the keel of the vessel, shall be not less than five feet, and not more than ten feet. The lower of these two lights shall be the more forward, and both of them shall be of such a character and contained in lanterns of such construction as to show all round the horizon on a dark night, with a clear atmosphere, for a distance of not less than three miles.

(c) All vessels when trawling, dredging or fishing with any kind of drag nets, shall exhibit, from some part of the vessel where they can be best seen, two lights. One of these lights shall be red and the other shall be white. The red light shall be above the white light, and shall be at a vertical distance from it of not less than six feet, and not more than twelve feet; and the horizontal distance between them, if any, shall not be more than ten feet. These two lights shall be of such a character and contained in lanterns of such construction as to be visible all round the horizon on a dark night, with a clear atmosphere, the white light to a distance of not less than three miles, and the red light of not less than two miles.

(d) A vessel employed in line-fishing, with her lines out, shall carry the same lights as a vessel when engaged in fishing with drift-nets.

(e) If a vessel, when fishing with a trawl, dredge, or any

kind of drag-net becomes stationary in consequence of her gear getting fast to a rock or obstruction, she shall show the light and make the fog-signal for a vessel at anchor.

(f) Fishing vessels and open boats may at any time use a flare-up in addition to the lights which they are by this Article required to carry and show. All flare-up lights exhibited by a vessel when trawling, dredging, or fishing with any kind of drag-net, shall be shown at the after part of the vessel, excepting that if the vessel is hanging by the stern to her trawl, dredge, or drag-net, they shall be exhibited from the bow.

(g) Every fishing vessel and every open boat when at anchor between sunset and sunrise shall exhibit a white light, visible all round the horizon at a distance of at least one mile.

(h) In a fog a drift-net vessel attached to her nets, and a vessel when trawling, dredging, or fishing with any kind of drag-net, and a vessel employed in line-fishing with her lines out, shall, at intervals of not more than two minutes, make a blast with her fog-horn and ring her bell alternately.

VESSELS BEING OVERTAKEN.

ARTICLE 11. A ship which is being overtaken by another shall show from her stern to such last-mentioned ship a white light or a flare-up light.

SOUND SIGNALS FOR FOG, &C.

ARTICLE 12. A steamship shall be provided with a steam-whistle or other efficient steam sound signals, so placed that the sound may not be intercepted by any obstructions, and with an efficient fog-horn, to be sounded by a bellows or other mechanical means, and also with an efficient bell. (In all cases where the regulations require a bell to be used, a drum will be substituted on board Turkish vessels). A sailing ship shall be provided with a similar fog-horn and bell. In fog, mist, or falling snow, whether by day or night, the

signals described in this Article shall be used as follows, that is to say :

(a) A steamship under way shall make with her steam-whistle or other steam-sound signal, at intervals of not more than two minutes, a prolonged blast.

(b) A sailing ship under way shall make with her fog-horn, at intervals of not more than two minutes, when on the starboard tack one blast, when on the port tack two blasts in succession, and when with the wind abaft the beam three blasts in succession.

(c) A steamship and a sailing ship when not under way shall, at intervals of not more than two minutes, ring the bell.

SPEED OF SHIPS TO BE MODERATE IN FOG, &C.

ARTICLE 13. Every ship, whether a sailing ship or a steamship, shall, in a fog, mist, or falling snow, go at a moderate speed.

STEERING AND SAILING RULES.

SAILING VESSELS.

ARTICLE 14. When two sailing ships are approaching one another so as to involve risk of collision, one of them shall keep out of the way of the other as follows, namely :

(a) A ship which is running free shall keep out of the way of a ship which is close-hauled.

(b) A ship which is close-hauled on the port tack shall keep out of the way of a ship which is close-hauled on the starboard tack.

(c) When both are running free with the wind on different sides, the ship which has the wind on the port side shall keep out of the way of the other.

(d) When both are running free, with the wind on the same side, the ship which is to windward shall keep out of the way of the ship which is to leeward.

(e) A ship which has the wind aft shall keep out of the way of the other ship.

STEAM VESSELS MEETING.

ARTICLE 15. If two ships under steam are meeting end on, or nearly end on, so as to involve risk of collision, each shall alter her course to starboard, so that each may pass on the port side of the other. This Article only applies to cases where ships are meeting end on or nearly end on in such a manner as to involve risk of collision, and does not apply to two ships which must, if both keep on their respective courses, pass clear of each other. The only cases to which it does apply are when each of the two ships is end on, or nearly end on, to the other; in other words, to cases in which by day each ship sees the masts of the other in a line, or nearly in a line, with her own, and by night to cases in which each ship is in such a position as to see both the side lights of the other. It does not apply by day to cases in which a ship sees another ahead crossing her own course, or by night to cases where the red light of one ship is opposed to the red light of the other, or where the green light of one ship is opposed to the green light of the other, or where a red light without a green light, or a green light without a red light, is seen ahead, or where both green and red lights are seen anywhere but ahead.

TWO STEAMERS CROSSING.

ARTICLE 16. If two ships under steam are crossing so as to involve risk of collision, the ship which has the other on her own starboard side shall keep out of the way of the other.

STEAMSHIPS TO KEEP OUT OF WAY OF SAILING VESSELS.

ARTICLE 17. If two ships, one of which is a sailing ship and the other a steamship, are proceeding in such directions as to involve risk of collision, the steamship shall keep out of the way of the sailing ship.

STEAM VESSEL APPROACHING ANOTHER VESSEL.

ARTICLE 18. Every steamship, when approaching another

ship so as to involve risk of collision, shall slacken her speed, or stop and reverse if necessary.

SIGNALS OF STEAMERS SHOWING COURSE.

ARTICLE 19. In taking any course authorized or required by these regulations, a steamship under way may indicate that course to any ship which she has in sight by the following signals on her steam-whistle, namely: One short blast to mean "I am directing my course to starboard;" two short blasts to mean "I am directing my course to port;" three short blasts to mean "I am going full speed astern." The use of these signals is optional, but if they are used the course of the ship must be in accordance with the signal made.

VESSEL OVERTAKING ANOTHER.

ARTICLE 20. Notwithstanding anything contained in any preceding Article, every ship, whether a sailing ship or a steamship, overtaking any other shall keep out of the way of the overtaken ship.

STEAMER IN NARROW CHANNEL.

ARTICLE 21. In narrow channels every steamship shall, when it is safe and practicable, keep to that side of the fairway or mid-channel which lies on the starboard side of such ship.

RIGHT OF WAY.

ARTICLE 22. Where by the above rules one of the two ships is to keep out of the way, the other shall keep her course.

SPECIAL CIRCUMSTANCES AND DANGERS.

ARTICLE 23. In obeying and construing these rules, due regard shall be had to all dangers of navigation, and to any special circumstances which may render a departure from the above rules necessary in order to avoid immediate danger.

NO SHIP UNDER ANY CIRCUMSTANCES TO NEGLECT PROPER PRECAUTIONS.

ARTICLE 24. Nothing in these rules shall exonerate any ship, or the owner, or master, or crew thereof, from the consequences of any neglect to carry lights or signals, or of any neglect to keep a proper lookout, or of the neglect of any precaution which may be required by the ordinary practice of seamen, or by the special circumstances of the case.

RESERVATION OF RULES FOR HARBOR AND INLAND NAVIGATION.

ARTICLE 25. Nothing in these rules shall interfere with the operation of a special rule, duly made by local authority, relative to the navigation of any harbor, river, or inland navigation.

SPECIAL LIGHTS FOR SQUADRONS AND CONVOYS.

ARTICLE 26. Nothing in these rules shall interfere with the operation of any special rules made by the Government of any nation with respect to additional station and signal lights for two or more ships of war, or for ships sailing under convoy.

DISTRESS SIGNALS.

ARTICLE 27. When a ship is in distress, and requires assistance from other ships or from the shore, the following shall be the signals to be used or displayed by her, either together or separately, that is to say :

IN THE DAY TIME.

1. A gun fired at intervals of about a minute.
2. The international code signal of distress indicated by N. C.
3. The distant signal, consisting of a square flag, having either above or below it a ball, or anything resembling a ball.

AT NIGHT.

1. A gun fired at intervals of about a minute.

2. Flames on the ship (as from a burning tar-barrel, oil-barrel, and so forth).

3. Rockets or shells throwing stars of any color or description, fired one at a time, at short intervals.

Approved this 15th day of October, A. D. 1886.

KALAKAUA REX.

CHAPTER LXIX.

AN ACT

TO AMEND AND CONSOLIDATE THE LAW RELATIVE TO THE COMMISSIONERS OF PRIVATE WAYS AND WATER RIGHTS.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. The word "Commissioners" wherever used in this Act shall refer to and mean the Commissioners of private ways and water rights. The word "Court" shall refer to and mean the Circuit or Supreme Court *in banco* as the case may be. The word "party" or "parties" shall refer to and mean the respective parties to the controversy before Commissioners or Court. The word "controversy" shall refer to and mean the matter or question at issue before the Commissioners. The words "private individuals" or "persons" shall relate to and mean either individuals, companies, corporations, the Commissioners of Crown Lands, or any others, except the Government.

SECTION 2. There shall be appointed by the Minister of the Interior in each election district of the Kingdom three competent persons to act as Commissioners of private ways and water rights, provided however that nothing herein shall prevent the appointment of one person for two or more districts, if the same can be done without prejudice to the

rights of the inhabitants thereof. No person shall act as Commissioner in any case in which he shall have a direct personal interest, or where he shall have direct business relations with either party, or shall be connected with either by ties of relationship of blood or marriage. In case of disability from these or any other cause, a Commissioner *pro tem* shall be appointed at once by the said Minister of the Interior if on the Island of Oahu, or by the Governor if on any other island. Any vacancy shall be filled as soon as possible by a new appointment by the Minister of the Interior as aforesaid.

SECTION 3. It shall be the duty of such Commissioners within their several districts to hear and determine all controversies respecting rights of private ways and water rights between private individuals, or between private individuals and the Government. Any person or persons interested, or the Government, may apply for the settlement of any rights involved hereunder whereupon the Commissioners shall issue a written or printed summons in like form as that used in the District or Police Courts, to the party or parties defendant. It shall be personally served upon each landowner or occupant having an interest in the controversy whenever such owner or occupant can be found. If however any such owners or occupants cannot be found for such service, the Commissioners shall cause notices in the Hawaiian or English language, or, as the case may be, to be published either by posting on the premises, the owners or occupants whereof cannot be found, or by insertion in one or more newspapers, which publication shall continue for at least two full weeks prior to the date set for hearing. Such notice shall designate the time and place of hearing, shall indicate the nature of application made, and shall notify all parties interested to attend and prove their rights, or they will be adjudicated without such attendance, besides any other matter deemed important by the Commissioners. Such notices may be published in any case in the

discretion of the Commissioners. No summons shall be set aside or dismissed because of any technical informality, provided it shall set forth the time and place of hearing, and the nature of the right claimed in terms sufficiently clear for the appraisal of all parties interested. Parties may appear personally or by properly authorized attorney.

SECTION 4. At the time set for hearing, service of summons or publication of notice having been proved, the Commissioners or a majority of them shall hear the evidence offered relative to the right in controversy, and shall, as far as possible, ascertain the rights of absent parties not served where notice as herein provided shall have been published. They may if they deem it desirable or conclusive to the rendering of a correct decision, visit the locality where the controversy arose. They shall give such decision as may in each particular case appear to be in conformity with vested rights, and shall be just and equitable between the parties. The decision shall state expressly the findings of fact on the evidence, and shall in case of rights of way clearly indicate the location (if possible) and nature of the way, if on a water right it shall state the proportion or time for use and any other things necessary to the right. It may also regulate the methods by which water may be obtained, and by which its supply can be controlled. All of the testimony and the decision shall be recorded in books of record to be kept and preserved by the Commissioners. The said books when filled shall be deposited with the clerks of the respective Courts. The decision of the Commissioners shall be final and binding upon all parties, except those who may be absent from the Kingdom without a legal representative in this Kingdom during the whole time of the pendency of such suit, subject to the right of appeal.

SECTION 5. There may be taxed as costs in cases arising hereunder besides the usual statutory costs as allowed in Police Courts for service, summons, oaths and otherwise, the fees of the Commissioners not to exceed two dollars a day

for each Commissioner for each day's hearing, and their reasonable actual expenses in visiting the locality, and not over twenty cents a folio for copies of the evidence and decision either on appeal or as furnished to any party. The case may, in the discretion of the Commissioners, be divided, or taxed against the losing party. In case of appeal the final award as to costs shall abide the decision of the Court.

SECTION 6. Any party aggrieved by the decision of the Commissioners may appeal therefrom to the Court within ten days from the rendition of the decision, and within said period shall pay all costs accrued and for certificate and record on appeal and deposit with the Commissioners a good and sufficient bond to the Clerk of the Court in the sum of one hundred dollars conditioned for the payment of costs further to accrue in case of defeat. In case of appeal the Commissioner acting as chairman shall promptly transmit to the Clerk of the Court a copy of the record, approved by a majority of the Commissioners, together with any exhibits filed, the bond for costs, and all costs not strictly retainable by them or actually disbursed. The Court may permit the introduction of new evidence which could not with due diligence have been obtained before, and its decision shall be final and binding except as aforesaid.

SECTION 7. The Commissioners shall have power to administer oaths, to punish contempts, to grant adjournments, to subpoena and compel the attendance of witnesses, to issue execution for costs, to enforce a specific performance of judgment, and generally to exercise the same authority in regard to their special jurisdiction as is by law conferred upon Police Courts.

SECTION 8. Nothing in this Act contained shall be construed to interfere with the several laws authorizing the Minister of the Interior to take possession of land and water for the benefit of the Honolulu Water Works, nor with the provisions of an Act to Regulate the Passage of Water over

Lands of those not benefitted thereby approved September 18, 1876.

SECTION 9. Sections 996, 997 and 1001 of the Civil Code as amended by the Act of 1860, entitled An Act to Amend Article 44, Chapter 16 of the Civil Code; Sections 998, 999 and 1003 of the Civil Code, as amended by Chapter XIX of the Laws of 1878; Sections 1000 and 1002 of the Civil Code, an Act entitled An Act to Amend Article 44, Chapter 16 of the Civil Code, approved the 28th day of August A. D. 1860, an Act entitled an Act to amend Section 999 of the Civil Code, approved the 13th day of May, A. D. 1868, and all other laws and parts of laws in contravention hereof are hereby repealed.

SECTION 10. This Act shall take effect from and after the date of its approval.

Approved this 15th day of October, A. D. 1886.

KALAKAUA REX.

CHAPTER LXX.

AN ACT

TO AUTHORIZE AND REGULATE SPECIAL PARTNERSHIPS.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

ARTICLE I—FORMATION OF PARTNERSHIP.

SECTION 1. A partnership may be formed between two or more persons for the transaction of any lawful business. A special partnership may be formed between one or more persons, called general partners, and one or more persons called special partners, for the transaction of any business.

SECTION 2. Persons desirous of forming a special partnership must severally sign a certificate stating:

First—The name under which the partnership is to be conducted.

Second—The general nature of the business intended to be transacted, and the place or places where such business is to be transacted; giving, if possible, the street and number on the street.

Third—The names of all the partners and the residence of each; specifying which are general and which are special partners.

Fourth—The amount of capital which each special partner has contributed to the common stock.

Fifth—The periods at which such partnership will begin and end.

SECTION 3. Certificates under the last section must be acknowledged by all the partners before some officer authorized to take acknowledgments of deeds, and filed in the office of the Minister of the Interior, who shall preserve the same and keep a record of the same, which shall be duly indexed. Such certificate, record and index shall, during all business hours, be open to the inspection of the public free of charge. A fee of fifty cents shall be charged for each name signed to any such certificate. If any false statement is made in any such certificate, all the persons interested in the partnership shall be liable, as general partners, for all the liabilities thereof.

SECTION 4. An affidavit of each of the partners, stating that the sums specified on the certificate of the partnership as having been contributed by each of the special partners, have been actually paid in the lawful money of the Kingdom, must be filed with the certificate above mentioned.

SECTION 5. No special partnership is formed until the provisions of the last four Sections are complied with.

SECTION 6. The certificate mentioned in this article, or a

statement of its substance, except the amount of capital contributed by any special partner, must be published in at least two newspapers printed in the English language, in Honolulu, once a week, for four successive weeks, beginning within one week from the time of filing the certificate. In case such publication is not so made the partnership must be deemed general.

SECTION 7. An affidavit of the making of the publication mentioned in the preceding section, made by the printer or publisher of the newspaper in which such publication is made, may be filed with the original certificate above mentioned, and shall be *prima facie* evidence of the facts therein stated.

ARTICLE II—POWERS, RIGHTS AND DUTIES OF THE PARTNERS.

SECTION 8. The general partners only shall have authority to transact the business of a special partnership.

SECTION 9. A special partner may at all times investigate the partnership affairs and advise his partners or their agents as to their management.

SECTION 10. A special partner may lend money to the partnership or advance money for, or to it, and take from it security therefor; and as to such secured loans or advances has the same rights as any other creditor, but in case of the insolvency of the partnership all other claim which he may have against it must be postponed until all other creditors are satisfied.

SECTION 11. In all matters relating to a special partnership its general partners may sue and be sued alone, in the same manner as if there were no special partners.

SECTION 12. No special partner, under any pretence, may withdraw any part of the capital invested by him in the partnership during its continuance.

SECTION 13. A special partner may receive such lawful

interest and such proportion of profits as may be agreed upon, if not paid out of the capital invested in the partnership by him or some other special partner, and is not bound to refund the same to meet subsequent losses.

SECTION 14. If a special partner withdraws capital from the firm, contrary to the provisions of this Article, he thereby becomes a general partner.

ARTICLE III—LIABILITY OF PARTNERS.

SECTION 15. The general partners in a special partnership are liable, to the same extent, as partners in a general partnership.

SECTION 16. The contribution of a special partner to the capital of the firm, and the increase thereof, is liable for its debts; but he is not otherwise liable therefor, except as follows:

(1) If he has wilfully made or permitted a false or materially defective statement in the certificate of the partnership, the affidavit filed therewith, or the published announcement thereof, he is liable as a general partner to all creditors of the firm; or,

(2) If he has wilfully interfered with the business of the firm, except as permitted hereinabove, he is liable in like manner; or,

(3) If he has wilfully joined in or assented to an act contrary to any of the provisions of Article II of this Act, he is liable in like manner.

SECTION 17. When a special partner has, unintentionally, done any of the acts mentioned in the last section, he is liable, as a general partner, to any creditor of the firm who has been actually misled thereby to his prejudice.

ARTICLE IV—ALTERATION AND DISSOLUTION.

SECTION 18. A special partnership becomes general if, within ten days after any partner withdraws from it, or any

partner is received into it, or a change is made in the nature of its business or in its name, a certificate of such fact, duly verified and signed by one or more of the partners, is not filed with the Minister of the Interior and notice thereof published, as is provided in Article I of this Chapter for the publication of the certificate.

SECTION 19. New special partners may be admitted into a special partnership upon a certificate and affidavit being filed and recorded according to the provisions of Article I of this Act.

SECTION 20. A special partnership is subject to dissolution in the same manner as a general partnership, except that no dissolution, by the act of the partners, is complete until a notice thereof has been filed and recorded in the office of the Minister of the Interior and published, at least once in each week, for four successive weeks in at least two news papers printed in Honolulu in the English language.

SECTION 21. The name of a special partner must not be used in the firm name of the partnership, unless it be accompanied with the word "limited."

Approved this 15th day of October A. D. 1886.

KALAKAUA REX.

CHAPTER LXXI.

AN ACT

TO ENCOURAGE THE MANUFACTURE AND EXPORTATION OF
"TARO FLOUR."

WHEREAS, the Alden Fruit and Taro Company is already engaged in this enterprise, and it is expedient to aid and

encourage the said Company in its said undertaking; therefore:—

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. That the Minister of Finance be and is hereby authorized to pay to the Alden Fruit and Taro Company, its successors or assigns, from any monies in the Treasury of the Kingdom, not otherwise specially appropriated, the sum of twenty dollars for each ton of Taro Flour that may be manufactured and exported and sold abroad by it from this Kingdom for the term of three years from and after the approval of this Act.

SECTION 2. This Act shall become a law from and after the date of its approval.

Approved this 15th day of October A. D. 1886.

KALAKAUA REX.

CHAPTER LXXII.

AN ACT

TO LICENSE THE BREWING OF MALT LIQUORS IN THE DISTRICT OF HONOLULU.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. The Minister of Interior is hereby authorized to issue a license for the brewing of malt liquors in the District of Honolulu; on the Island of Oahu, for a term of fifteen years; provided, however, that no sales of such malt liquors shall be made by the owner of the license in less quantity than five gallons in bulk, or if in bottles, not less than two dozen quart. bottles, or four dozen pint bottles.

SECTION 2. The owner of the license shall upon the receipt thereof pay to the Minister of Interior one hundred and fifty dollars for each year, and shall pay a special tax of five cents a gallon for all malt liquors made and sold by him.

SECTION 3. The Minister of Finance is hereby authorized to remit import duties upon such articles used for the purpose of brewing malt liquors as may be admitted free of import duties without conflicting with existing treaties.

SECTION 4. The owner of the license shall keep correct accounts of all malt liquors made by him, which accounts shall at all times during business hours be open to the inspection of the Minister of Interior, and shall make at the end of each quarter to the Minister of Interior a sworn report of the quantity of malt liquor sold by him during such quarter, and shall thereupon pay the special tax provided by Section 2, on account of the liquors sold during such quarter.

SECTION 5. Any person licensed to brew malt liquors under this Act, who shall distill alcoholic liquors of any kind, or who shall in the manufacture of malt liquors make use of any deleterious or poisonous drug or substance, or who shall manufacture or offer for sale malt liquors of an alcoholic strength above ten per cent., shall upon conviction before the Police Justice of said District of Honolulu, forfeit his license and be punished by a fine not exceeding one thousand dollars, or by imprisonment at hard labor for a term not exceeding one year.

SECTION 6. Any license granted under this Act shall become void unless the owner thereof shall be ready to begin the manufacture of malt liquors and shall begin such manufacture within one year from the date of such license.

SECTION 7. The legal representative or representatives of the person to whom the license is issued shall be the owner or owners thereof, and entitled to all the privileges and be subject to all the disabilities of this Act; provided, that no

owner of such license shall voluntarily sell or transfer the same without the written consent of the Minister of Interior.

Approved this 15th day of October, A. D. 1886.

KALAKAUA REX.

CHAPTER LXXIII.

AN ACT

TO REGULATE THE IMPORTATION AND SALE OF OPIUM IN THIS KINGDOM.

Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom Assembled:

SECTION 1. The Minister of the Interior is hereby authorized, with the consent of His Majesty the King in Cabinet Council, to grant to some one applying therefor a license to import and sell opium or any preparation of opium in this Kingdom, upon the said Minister of the Interior receiving for such license the sum of thirty thousand dollars for each year.

SECTION 2. Before the license provided for in this Act is issued the person or persons who have obtained the same shall make and execute and deliver to the Minister of the Interior a good and sufficient bond in the sum of Ten Thousand Dollars, with not less than one good surety to be approved by the said Minister, conditioned that the party or parties who have obtained the license will not sell, give or furnish any opium or preparation of opium to any native Hawaiian or Japanese or to any other person who has not received a certificate from some physician stating that opium is the proper remedy for the disease from which the bearer is suffering, and that the rules and regulations contained in the license will not be violated.

SECTION 3. The person receiving such license shall keep in a book of record, to be furnished him by the Minister of the Interior, a record of the names of all persons to whom such licensee has sold any opium, with the date of such sale and the quantity sold, and the name of the physician issuing the certificate on which sale is made, and the date of such certificate. Such record book shall be kept in the English and Hawaiian languages, and shall be open to inspection at any time to any member of the police force and the Minister of the Interior. The person holding the license shall give to each person purchasing opium a receipt stating the date of such purchase and the quantity of opium sold.

SECTION 4. Every person not having a license who shall have possession of any opium contrary to the provisions of Section 3 of this Act, or who shall sell or furnish any opium or preparation of opium to any person or persons contrary to law shall, upon conviction thereof, be fined in a sum not less than One Thousand Dollars nor more than Five Thousand Dollars, and be imprisoned at hard labor for any term not more than ten years nor less than two years.

SECTION 5. The person who has obtained a license under this Act is hereby authorized to import opium or preparation of opium through the Custom House, paying a duty upon the same of fifteen per cent. ad valorem, and there shall be charged on each container of opium at the rate of one dollar for each half pound of opium imported for a stamp to be put on each tin of opium imported. All opium seized which has been brought into this Kingdom without paying duty, and all opium which has not been stamped, shall be forfeited to the Government, and shall be stamped with the Government stamp. The Government may dispose of such opium to the party who has received the license upon his paying the duty upon the same of fifteen per cent. ad valorem, and one dollar per tin for the stamp.

SECTION 6. The person who has obtained a license who

shall violate any of the provisions of this Act shall have his license cancelled, and the penalty of the bond provided for in this Act enforced, and be imprisoned at hard labor for a term not more than ten years nor less than two years, and pay a fine of not more than Five Thousand Dollars nor less than One Thousand Dollars.

SECTION 7. In addition to the license prescribed by Section 2 of this Act, it shall be incumbent upon any person or persons desiring to purchase or use opium or any preparation thereof that they obtain a license from the Marshal or his Deputy as hereinafter provided, authorizing the intending purchaser to use opium or any preparation thereof.

SECTION 8. The Minister of the Interior shall have authority to make rules and regulations for the proper regulation of the sale of opium or its preparations under this Act, and such rules and regulations, after being duly published, shall have the force and effect of law, and upon any violation thereof the party or parties so violating the same shall be subject to the penalties provided in Section 6 of this Act for four years, which shall be the length of time for which such license shall be granted, and it shall be so stated in the license.

SECTION 9. Jurisdiction is hereby conferred upon Police and District Magistrates to hear and determine all cases which may arise under this Act.

SECTION 10. One-half of the money penalties provided for by this Act shall be paid to the party who gave the information which led to the conviction of the offender fined.

SECTION 11. All laws and parts of laws in conflict with the provisions of this Act shall be and the same are hereby repealed; provided, however, that should no license be issued under the provisions of this Act, that then and in such case this Act shall not be deemed to, nor shall it repeal Chapter 56 of the Laws of 1874, as amended by Chapter 63 of the Laws of 1876, and Chapter 18 or the Laws of 1880.

SECTION 12. This Act shall take effect and become law from and after the date of its approval.

Approved this 15th day of October, A. D. 1886.

KALAKAUA REX.

Charles J. Gulick
Honolulu

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That no next of kin left, or if left no claim made within five years after lapse of fifteen years (Section 2).

No person can defend against on ground of possession, unless proved that he is in possession under color of title or has been in adverse possession for not less than twenty years, and has paid Government taxes for last six years (Section 3).

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Personal property means all household furniture and effects, jewelry, watches, goods, chattels, wares and merchandise, machinery, all ships and vessels, whether at home or abroad, all moneys in hand, leasehold and chattel interest in lands and real estate, franchise, patents, contracts, growing crops, public stocks and bonds, and all domesticated birds and animals not hereinbefore specifically taxed.
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Officers may search passengers and baggage
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If no cause passengers may be released by the
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Any person destroying articles to prevent a seiz-
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Minister of Finance, with approval of the King in Cabinet Council, to issue Hawaiian Government bonds of not less than \$100 and not exceeding \$2,000,000 (Section 1).

Bonds exempt from taxes; interest semi-annually, six per cent per annum, and redeemable five to twenty years, payable in United States gold or its equivalent (Section 2).

Not to be issued at less than their nominal par value in United States gold coin. Minister of Finance, with approval of King in Cabinet Council, may allow commission of 5 per cent for bonds sold out of this Kingdom (Section 3).

Shall be placed in Treasury as "Loan Fund" for purposes of schedule attached (Section 4).

Minister of Finance may pay out commission (Section 5).

Interest may be paid in Honolulu, San Francisco or other financial center (Section 6).

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Interest on bonds to be a charge on consolidated revenues of country, redeemable ten to thirty years, either by sinking fund after ten years or as Minister of Finance (King in Cabinet Council) may determine (Section 1).

Bonds signed by Minister of Finance and Registrar of Public Accounts and sealed by Finance Minister, and not to be issued at less than 98 of nominal par value. Commission of five per cent. on issued portion of loan, \$1,000,000, and commission on further issue not to exceed five per cent. (Section 2).

Schedule (Section 3).

M *Charles Gulick*
Honolulu

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Raises marriage licenses from twenty-five cents to one dollar. Gives Minister of Interior, upon nomination of Board of Education, authority to appoint agents in the Kingdom to grant such licenses and to collect fee. Dereliction of duty fine not exceeding \$50.

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MILITARY FORCES of the Kingdom, to organize..... 37

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Lieutenant General's staff to consist of Adjutant General, Quartermaster General, with their subordinates, an Intelligence Officer, an Aide-de-Camp and Secretary.

All officers of the military, volunteer and naval forces shall be nominated by Lieutenant General and commissioned by the King during His Majesty's pleasure.

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Any person other than the agent or servant of a person thereto licensed selling liquors or authorizing others to do so contrary to this Act shall, first offense, be fined not less than \$100 nor more than \$500; subsequent offenses imprisonment not less than three months nor more than six months at hard labor and be fined not less than \$500 nor more than \$1000 (Section 2).

Not lawful for retailer of liquors to sell the same to minors or women or to any person who may be habitually intemperate (Section 3).

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All coal, machinery and supplies required for the use of said steamship companies' lines shall be admitted free of duty, and all vessels bringing to Honolulu coals, machinery and supplies for the own use and consumption of said companies shall be exempted from port charges, unless such are only part of cargo, when the Collector shall apportion such exemption. To be charged wharfage after twenty-four hours (Section 2).

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