outlined in your communication to the President recently published, and affirmed in the President's message sent yesterday to Congress, I have the honor to hereby submit to you the claims of the Government which I represent in and concerning the premises.

If I correctly apprehend the propositions advanced by the Government of the United States they are:

First. That the Hawaiian monarchy was subverted by the action of the United States representatives and forces.

Second. That but for such action the monarchy would not have been subverted nor the Provisional Government created.

Third. That such conclusions are based upon the report made by the Hon. James H. Blount.

Fourth. That in view of such action by those representing the Government of the United States, it is proposed that the latter Government shall restore the status existing prior to such subversion of the monarchy.

In opposition to such proposed action I hereby, on behalf of the Government I represent, submit the following claims and reasons:

First. The Provisional Government of Hawaii is a duly organized and fully recognized independent Government, holding diplomatic relations with nearly all the nations of the world.

It has accredited its diplomatic representatives to the United States Government, which has received them in the manner customary in dealing with the representatives of friendly independent nations.

The United States Government has, in turn, accredited its representatives to the Provisional Government of Hawaii, and they have in like manner been formally received by it.

There is nothing lacking to constitute the present Government of Hawaii a full, free, and independent sovereignty, subject to all the obligations and entitled to all the rights, privileges, and courtesies accorded by the United States Government to the most favored nations with whom it is in treaty relations.

Second. It is submitted that the Government of the United States has acquired no jurisdiction over the independent sovereign state of Hawaii. There being two distinct sovereignties, jurisdiction by the United States can only be obtained in three ways, viz: (1) by conquest; (2) by treaty; (3) by voluntary submission to the decision of the United States Government in the nature of arbitration.

There is no claim made that the sovereignty of Hawaii is subordinate to that of the United States by reason of conquest, nor has it been surrendered by treaty.

There is a suggestion, however, in the communication by yourself to the President, above referred to, that authority by voluntary submission in the nature of a power to arbitrate has been conferred upon the Government of the United States. I refer to that portion wherein you state that, "The Government of Hawaii surrendered its authority under a threat of war, until such time as the Government of the United States, upon the facts being presented to it, should reinstate the Constitutional Sovereign; and the Provisional Government was created to exist until terms of union with the United States of America have been negotiated and agreed upon."

I submit that no such authority has been conferred, and in support of such contention present the following reasons: (1) If the parties in Hawaii contending for the control of the Government had intended to submit their differences to the arbitration of the United States, a formal statement to such differences and the points to be settled would