

Will Quench That Thirst



Look for the Trade-Mark

M'CLELLAN SAYS PAY-DAY COULD HAVE BEEN MET HAD THE TREASURER BORROWED

Also States That Bank Deducts Fee for Cashing Warrants Charge Is Denied

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notwithstanding that large sums are in the special funds. Says Bank Deducts Fee. "At the time when Treasurer McCarthy went to the Bank of Hawaii and the Bishop & Company bank to borrow \$30,000—\$40,000 from each—he could have just as well gotten \$75,000 more. A Lewis of the Bank of Hawaii has told me that this was the case. This money—since the question has been raised by former Governor George R. Carter—is not borrowed in the usual sense of the word; an agreement is simply reached that the banks will accept registered warrants up to that sum, holding them at a rate of interest of 5 per cent, as allowed by law.

"McCarthy, however, did not attempt to get the additional \$75,000. After he was notified by Conking that he would not turn over any advance money, he simply prepared to allow Saturday's pay-day to pass without provision. As a consequence the warrants are now being discounted, which means that in place of the county bearing the cost of the present situation, the one who holds the warrant is obliged to suffer. For the warrants are being discounted by the Bank of Hawaii; a fee is deducted from the amount a warrant calls for—a fee amounting to a month's interest at the rate of 5 per cent per annum. The minimum fee charged is 50 cents.

"I am told that—to cite a case in point—that James Goo, a clerk in the roads department, took his warrant to the Bank of Hawaii yesterday and it was discounted; he was charged 50 cents for cashing it." The amount of Goo's warrant was \$37.50.

Bank Deducts Charge. Emphatic and categorical is the denial on the part of the Bank of Hawaii, Ltd., that it is exacting double toll of interest and discount on municipal warrants cashed by it. Neither has the bank loaned money to the city and county of Honolulu, according to the statement of its manager, A. Lewis, Jr., made to the Star-Bulletin.

"We are not loaning any money, nor have we loaned any money, to the city and county of Honolulu, nor to C. J. McCarthy, city and county treasurer," said Mr. Lewis on being apprised of the rumor just mentioned.

"The city and county was without funds, Mr. McCarthy, under the law, then registered warrants. The warrants as registered bear 5 per cent interest until paid. The warrant is then presented to the Bank of Hawaii by the party in whose name the warrant is issued, and the bank then purchases the warrant from the party in whose name it is issued.

"It is bought at its face value without discount, and the city and county employ receives one hundred cents on the dollar. We will receive only 5 per cent interest from the city and county."

"That was prior to Saturday. Treas-

CITY FATHERS OF OPINION AUTHORITY OF CIVIL SERVICE IS VERY LIMITED

Reports of Newly Created Body Fail to Meet Approval of Local Lawmakers

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essary to pay it to protect the "innocent creditor." Commissioner "Private Citizens." Both of the reports were adopted. Supervisor Pacheco, whose name appears as a committeeman not concurring in the financial report, was the only one to vote against them. On the first report—that concerning the commission's recommendations—the report was unanimous. A copy of the latter report is to be sent to the commission together with the opinion of P. L. Weaver, first deputy city and county attorney, on whose opinion the report is based. This opinion was printed in full in The Star-Bulletin Saturday.

That the chief engineer of the fire department and the superintendent of the police and fire alarm had no right to make official reports to the commission, and shall not do so again, that the recommendations of the commission are to be regarded as merely coming from private citizens, that the report of the commission is made up for the most part of suggestions for legislation, which might constitute matter for preparing a party platform or in making a budget, that the commission is attempting not to act as a civil service commission, but as a fire and police commission—these are a few of the points made in the reports.

Says the first report near the close: "We find also a complete traffic ordinance inserted under the rule of back inspector in contravention of municipal ordinances now in force. The commission has attempted to enforce a criminal statute by giving a right of way to ambulances, and making violation thereof a misdemeanor."

Then the report adds: "If we allow the powers assumed by the commission to go unchallenged, we would be negligent in our duty. The board has been elected to have entire control of the two departments, except as otherwise provided."

Says Report Out of Place. Another paragraph to the same point is as follows:

"The report contains suggestions for legislation in making up a yearly budget. As a report of the civil service commission it is out of place. It appears to us, strictly speaking, that such use of power is a usurpation of the powers of the board of supervisors, which the board is bound, by the powers granted to it, to prevent. Especially is this the case with the act accepting official reports from the chief engineer of the fire department

urer McCarthy is not now registering any more warrants. If a party brings us a warrant which is legal and genuine we will discount it, the discount rate being figured on the basis that the warrant will be paid on November 23, when the territorial treasurer will pay to the county treasurer the funds belonging to the county, and at which time the county treasurer being in funds will pay."

NUT PLANTATION IS SUGGESTION OF A VISITOR

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information as to just what this product is which he intends deriving from the husk of the coconut, saying that all this would come out later in case he can interest small farmers and others in growing the nuts.

"If I could secure a million nuts to-day, I would immediately go about establishing a factory. The only drawback now is to get the farmers interested in the growing so that, should we start the factory, we could be assured of a constant supply of material. I intend visiting on Oahu and on the other islands during my stay here, and from Honolulu I shall go to the Philippines and make a like investigation there.

"I believe that if my plans are carried through, as well as those of the company, it will result in the forming of a new, paying industry for the Hawaiian Islands. The factory which we would establish would be able to make use of all the coconuts obtainable and for an indefinite length of time. With regard to securing the nuts, our plan would be to contract for them while on the trees for periods of a year or more. Here is a splendid chance for the small farmer, as well as the large farmer, for the prices which we would pay for the nuts would be well worth their growing."

Following investigations conducted during his recent visit at Hilo, Superintendent J. W. Caldwell of the public works department has advised Health Inspector D. S. Bowman of that city to serve notices on contractors and others storing dynamite that such storage must be regulated by the statute passed by the legislature in 1911, which so far, Caldwell says, has been completely ignored there. The general carelessness in handling explosives at Hilo, he found, is a source of great danger to the city and the people.

and superintendent of the police and fire alarm. It was probably done without due consideration and when called to the attention of the commission the error will be apparent."

With the adoption of the reports the incident did not quite close. "Once near the close of the meeting, Supervisor Petrie, excusing the misplacement of bid for road work, stated that 'as about three of the clerks in the city and county clerk's office had been used by the commission during the day,' it was not unreasonable to expect the bids to be misplaced.

"If that is true," declared Supervisor Pacheco, "that three clerks have been used at the commission's high jinks, a stop should be put to it. They are only entitled to their one clerk."

At the meeting of the commission yesterday, referred to by the two speakers, E. D. Bufandeau was the only clerk used, except during the morning session when Antone Fernandez acted as bailiff.

'CONSPIRACY' IS ASSERTION OF ATTORNEY

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get out of this witness—a bit of truth."

Perez, arrested some time ago by Kellett for passing worthless checks, said that he at first denied his guilt to Kellett, and that after the latter had proved him a liar, he was struck by the detective. Perez is now serving time in the county jail. Kong Kung Do, a dope fiend by his confession and a chicken and clothes thief by the accusations made against him, said that he was struck by Kellett several times, fell to the floor, begs Kellett's pardon, etc.

The cross-examination of this man has not yet been taken up. It promises to throw some new light on the charge; it is said it will bring out the story of the wild-goose chase the Korean took Kellett and other detectives when they were looking for the owner of the chickens the prisoner admitted having stolen. This cross-examination will begin when the commission convenes Friday afternoon or Saturday morning.

Following the disposal of the brutality charges, the commission will hear the charge against Kellett of taking evidence money, and also that of wearing a gold ring and watch belonging to a prisoner. He denies his guilt on all of these counts.

Woo Closely Examined.

Deputy Sheriff Rose took the place of Sheriff Jarrett when the hearing of the Kellett charges before the civil service commission was resumed at 9 o'clock this morning. The commission made a rule yesterday that either the sheriff or his deputy should be present at all the hearings in the case.

Officer Woo, who was under cross-examination in the Joseph charge of brutality when the commission adjourned yesterday afternoon at 4 o'clock, took the stand again this morning. One of the first questions he was asked by Peters was whether he had discussed his testimony, after leaving the stand yesterday, with any witnesses who are to be called.

Names Are Given. "Yes," he said. And he then gave the names of Detective Swaden and MacKaye, a reporter on the Advertiser. When Smith a minute later asked Peters the purpose of his question, the latter exclaimed:

"I do not feel called upon to state the purpose of my questions whenever counsel may ask; but in view of the statements in the Advertiser this morning—that I was bullyingragging counsel—I feel that I should show extreme gentleness and lamblike mien in this hearing. So I will state that the purpose of my question is to show that this man Woo is a liar, an unmitigated liar; and that when he said he saw Kellett catch Joseph by the throat as the two stood on the sidewalk in front of the police station, he lied—and lied deliberately and lied for a purpose which we will show."

Peters continued to explain that Woo was working with others to oust Kellett. His statements brought Smith to his feet with objections. He said that he did not wish the proposition of conspiracy to come in at this time. He said Peters' conjecture that, because Woo had talked with other witnesses, effort is afoot to corrupt their testimony was not well-founded.

Doesn't Want Witnesses to Talk. Said Peters:

"Though a bullyragger I may be, as the morning blast would have it known, I do not wish to attempt to bullyrag counsel. But I do object to this man relating his testimony to other witnesses who are waiting to be called. To what purpose is the order of the commission that witnesses are not to be allowed in the room, if one, after leaving the stand, can go to the others and tell them all that took place, all that he has told us. If this man Woo goes to Swaden and to MacKaye, the reporter on the Advertiser, and tells them all he told us, we had better have those two persons here. This man Woo knows what is required of a witness. He has been in the service of the detective department for four years. In that time he has learned that a witness is not to talk to other witnesses, and yet he deliberately goes out and talks to them. They ask him how he is getting along, and he says: "Oh, I'm getting along all right." "And then no doubt the reporter on the Advertiser says: "Well, we'll fix it up all right in the morning issue."

"So that is the result we get when witnesses are ordered from the room. I do not object to Mr. Smith conferring with his witnesses at all times; but I do most thoroughly object to the witnesses being allowed to coach

each other and patch up their testimony."

Peters Wins Ruling. Chairman Wirtz then made the ruling for the commission that all witnesses were to be directed not to discuss the matter of their testimony with other witnesses.

With that the examination of Woo recommenced. "Do you know anything," began Peters, "in either the Joseph case or the Robinson case beside the fact that you saw the men struck—do you remember any other incident, any other persons present, any words said—anything, in short, beyond the fact that the men were hit by Kellett as you described?"

"I can not say," replied the witness. Continually throughout the examination of Woo, and in fact throughout the morning session, the question of conspiracy came up. It appears from the statements made by both Peters and Smith, that point will be the feature of the defense. Several times Smith objected to such matters coming up at this time.

Would Impeach Veracity. By a few minutes after 10 o'clock, the Joseph case was completed. Peters is attempting to throw a grave doubt over the veracity of the whole of Woo's testimony. The incident of the stairs yesterday afternoon was brought up to weigh heavily against the Korean's testimony. Woo had sworn that when Kellett choked the negro, Kellett and the prisoner were on the sidewalk, while he, Woo, was at the top of the stairs leading to the detectives' quarters. The examination proved yesterday that it is almost impossible to see a man on the sidewalk from such a point; and absolutely impossible unless the observer leans far down.

Two Courts Concluded. By the close of the session yesterday afternoon, the first two counts of brutality against Kellett had been virtually finished so far as the case of Deputy Attorney-general Smith goes. It yet remains, however, for Peters to put in Kellett's defense.

Kellett's accusers thus far are: Clarence Robinson, a negro who has a long prison record built by convictions for larceny, gambling, etc. He has testified that while drunk and under arrest, he was struck by Kellett. Kellett denies this and says he can prove that it is not true. Abraham B. Joseph, a negro recently from the reform school, and since that time found guilty of several offenses. He says that he was struck by Kellett. Kellett also denied this and has evidence, he says, to prove that he did not treat Joseph brutally. Abraham came before the commission yesterday. Joseph said he had misgivings about appearing against Kellett, and had turned over in his mind the proposition of withdrawing the statement he made to Smith. He had been looked up by Detective Woo, he testified, and induced to make a statement.

Joseph took the stand in the afternoon session, following Clarence Robinson. The latter's case had occupied all the morning session and a part of the afternoon. Detective Woo was the witness in both cases to corroborate the testimony given. Woo showed a remarkable memory yesterday remarkable both in what he remembered and what he did not remember. Peters once lost patience with him and declared that the Korean was not telling what he knew.

"This man Woo has the most peculiar memory of any man I have ever seen on a witness stand. He can remember the acts constituting the alleged brutal treatment—the acts per se—but nothing else! His mind is, he would have us know, a perfect blank on all points but the ones concerning the blows Kellett is said to have struck the two prisoners. It is a funny thing that this man cannot remember about what time of day it was, who else was in the room at the time—though he admits somebody else was in the room. It seems to me that this kind of testimony has gone far enough," said Peters.

"By 3:40 Woo had reached a point in his statement where he swore that he had seen, while standing on the top step of the flight leading to the detectives' quarters, Kellett catch Joseph by the throat. This act he said occurred on the sidewalk.

Peters then asked that the commission adjourn and go to the police station to see if it is possible to see the sidewalk from such a position. The commission found that by carefully stooping down, a narrow strip of the sidewalk could be seen.

The Hawaii Vulcanizing Company of Hilo has filed articles of association in the office of the territorial treasurer. The firm begins business with a capitalization of \$8000 divided into 800 shares, with a maximum capitalization limit of \$50,000. The officials are W. H. Beers, president; D. McDonald, vice-president; Robert Blum, secretary; W. H. Jackson, treasurer; Charles Shaw, auditor; J. A. Harris and T. A. Dranga, directors.

Government physicians have been ordered to Kodiak and Afognak islands, Alaska, to check the epidemic of measles.



Peep in the Window

at that fetching display of nobby Gotham Shirts we've put on view "for the goodness that's in 'em." Gotham Shirts are usually their own salesmen: Most any man can see a good shirt.

The prices:- \$1.50, \$2.00

THE CLARION

Now Come the Closing Days OF THE Gigantic Slaughter Sale AT 152 Hotel Street

If you haven't bought a \$7 Stetson Hat for \$2.95, or other items of Men and Boys' Apparel at less than 50 per cent of the usual price—Come in Quickly!

Soon we will have disposed of Lando's entire \$25,000 stock, when it will be too late to offer such tremendous discounts.

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Tickets on sale at Hawaii Promotion Committee rooms, Young Building, on and after Friday, November 26, 1913. \$1.50, \$1.00, \$75, \$50.

Advertisement for Makiki Heights Poultry Ranch, featuring a circular logo and a list of poultry products and prices.

Large advertisement for "The Flying Circus" at the POPULAR THEATRE Today, featuring a large title and promotional text.