

# JURISDICTION OF TERRITORY IS IN DISPUTE

## Liability of Carrying Companies Under Industrial Accident Law Questioned

Whether the Oahu Railway is liable under the territorial compensation law is to be determined, it is said, by the United States supreme court. If the inter-island Steam Navigation Company is under the jurisdiction of the federal shipping board, the same question may be raised by that body as to its being raised by the railway company.

It was learned from a member of the industrial accident board today that the railway company is preparing the case that arises from the recent death of Lawrence Kukahiko, with the intention of taking it up to the United States supreme court for a final determination of the matter. It is the contention of the company that since the interstate commerce commission is paramount in its control it is not liable for damages resulting from injuries to employees of the railway department under the territorial law, but under the federal law. Its contention is strengthened by the fact that recently, after it had paid damages under direction of the territorial accident board, a judgment was recovered through Judge Clemons in the federal court and double payment thus exacted.

The industrial accident board claims jurisdiction over both railway and shipping companies, but admits that in some similar questions will arise. It is said that the inter-island is under the law shipping board. Thus matters of constitutionality of the territorial law and extent of territorial jurisdiction furnish the grounds upon which the opinion of the highest court will be sought.

# U. S. INSPECTORS TO INVESTIGATE

Hearings into the accidents occurring last week on the inter-island steamers Waiwale and Kaulani will be held by the local U. S. inspectors of boats and boilers, Joseph J. Meany and Thomas J. Heaney, according to a statement made today by Inspector Meany.

Hearings will be taken from the captains and officers of both boats and also any witnesses of the accidents. According to inter-island officials today, neither steamer is likely to be back to port here before the end of this week or the first of next.

The Waiwale accident was last Wednesday when a boiler named Eddie exploded, 200 feet from the mast to the bow and was instantly killed while the steamer was working at Kukulani.

Three alternates the Kaulani accident happened when at Paapeke a workman from the steamer was caught in the heavy machinery. One man's leg was broken and two others were taken to the Paapeke hospital.

The Waiwale cannot return to Honolulu now as the line to stay in Hilo to work cargo from the Matson steamer Enterprise. The Kaulani has been weathered at Puanuu, Kau, Hawaii, for several days.

# ANTI-MILITARISTS SCORE ACTIONS OF PRESIDENT

(Associated Press by Edward Wickson) WASHINGTON, N. Y., Jan. 7.—It is a member of the Republican Club here today declared that President Wilson's action in appointing the National Guard as the national standard is "wholly in-effective."

It was not accomplished the object and it is a mistake to appoint, he said, and it is a mistake to appoint the inability of the National Guard for some services and the need of the country is more than met by the national defense. President Wilson's action is the only of the bill now before Congress providing for increased military training.

Henry Ford was not present at the meeting of the Republican Club, but sent a telegraph message in which he declared that "the army and navy simply constitute a tool for the protection of monopolies, inefficient and destructive to the best interests of the people."

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# CLAIM BOARD HAS ITS JURISDICTION

(Continued from page one)

by Congress in House Bill 84. He says the public utilities commission is a creature of Congress, as is the interstate commerce body.

"The shipping board is also a creature of Congress, just as the interstate commerce commission," he says. "It is true that the act creating the shipping board is later legislation than is the congressional action on the utilities body. The shipping board act, however, does not purport to directly repeal the congressional action with regard to the public utilities commission and nothing in it is in any way inconsistent with the powers of the latter."

"The two can very well operate concurrently just as does the utilities and interstate commerce bodies."

Company Not "Seeking Shelter" In stating that the steamship company is preparing to file its accounts with the federal shipping board created by the last Congress, Attorney Warren made it clear today that the company is not seeking shelter. He says the intimation had gone out that the company had "something to hide" and that it stayed with the case until it was finished.

Judge E. M. Watson declined from making any comment on the situation today, having only come into the office of attorney for the commission recently. Commissioner Gilmour expresses the emphatic belief that the utilities commission has as much authority to go ahead with investigations and recommendations as ever.

# L. L. M'CANDESS IS BITTERLY AGAINST PROPOSED BOND ISSUE

"The increase in taxes on the island of Oahu for 1916 was \$475,669 more than in 1915 and \$883,691 more than in 1914," says L. L. McCandless, leader of the local Democratic party. "This means," he continues, "that the present board of supervisors has had \$883,691 more to spend during the last two years than any other board we have ever had."

"And now the supervisors are coming out and asking the voters for bonds with a record like this. I think by this showing and the work the supervisors have done they would all resign if they knew what the word shame meant."

McCandless added an inquiry as to what has been done with this money.

# FOOTBALL TEAM DINNER GUESTS

Members of the National Guard football team, representatives of the service teams and football boosters will be present this evening at a football dinner at the gold room of the Alexander Young hotel this evening at 7 o'clock.

National Guard has a clear title to the championship of the islands, and the dinner this evening will be in the form of a celebration. More than 60 have been invited to the dinner, and it is expected that there will be a real football spirit prevalent at the meeting.

The season has been a long one for the National Guard, but the spirit of good fellowship has prevailed throughout the year, and under the coaching of Frank Midkiff the squad has shown real football, making the final claim for honors on Saturday when the squad won from the pick of the Army.

The players will be awarded crests for the work during the season. Gen. Gen. Sam Johnson and Frank Midkiff have spared no time in the campaign to bring out a winning team. The evening victory on Saturday and the dinner this evening will be the climax of a successful season, and both will then feel that their work has not been for naught. There has been a feeling of unity in the Guard throughout the year and it is perhaps due to this fact more than anything else which gave the Guard the championship.

Gen. Johnson will preside as toastmaster this evening and short talks will be given by Governor Lucius E. Pinkham, Brig. Gen. Strong, Lieut. Charles Daly and Frank Midkiff. Members of the National Guard team will meet at the armory at 5 o'clock this evening to attend an important meeting. Gen. Johnson has issued a call to all the members of the squad to be present at this meeting.

# MORE BOY BABIES THAN GIRLS BORN TO JAPANESE

Births last year among the Japanese of Hawaii numbered 6676 and deaths were 3116. Thus it appears that the natural increase in Japanese population in the territory during 1916 was 3560. Consul-General R. Morici has compiled Japanese vital statistics for the year and from them the above were obtained.

In births among the Japanese boys were in excess of girls by 156 and in deaths there were 139 more men than women, so that in the natural population increase females gained 26 over males.

In securing a business license. He is said to have been arrested, released on his own recognizance, continued his business without a license, again to have been arrested and on that occasion held when he was unable to secure bail.

The Department of Commerce reports the exports of cotton for the week ending Nov. 18, at 122,425 bales against 98,473 bales in the corresponding week last year.

# STOCK SALES ARE MORE THAN 8000

Sales of 1665 shares between boards and 505 at the session was the record in listed shares on the Honolulu stock exchange today, the liveliest Monday in a long time, and unlisted securities were also active. Much of the listed market sales, however, was made up with McBrade of which stock 5330 shares sold at 15. Generally the market was strong. Prices were: Waiwale 21 1/2, Pioneer 40, Onomea 54 1/2, Brewery 19, Ewa 22 7/8, and Oia sold at 16 3/4, 16 7/8, 16 3/4 and 16 5/8.

Unlisted stocks Oil again sold at \$4.25 and in San Francisco was quoted at \$3.75 to \$4.00 though cables said there was no authentic information out and the advance had come on rumors, not specifying the rumors. Madera gold mining company stock made its first appearance on the market and upwards of 20,000 shares changed hands at 40 cents, an advance of 15 cents over subscription price. Officers were to be elected this afternoon after 3 o'clock and it is expected that certificates will issue from Armitage & Company according to allotment on Wednesday.

Essex Copper was again very strong, selling at \$5.14 and \$5.35 and being quoted 5.12-6. Montana-Bingham was 40 cents, Tipperary 4 cents and Mountain King was quoted 25 to 40 cents.

# VITAL STATISTICS

## BORN

COCKETT—In Kihel, Maui, January 4, 1917, to Mr. and Mrs. J. P. Cockett, a son.  
SMITH—In Honolulu, December 29, 1916, to Mr. and Mrs. Raymond Smith of Lualaba Home, Makiki, a son—Dexter Holly.  
HANNA—In Honolulu, January 7, 1917, to Mr. and Mrs. August Henry Hanna of 1828 Sereno road, a daughter.

WILCOX—In Honolulu January 5, 1917, to Mr. and Mrs. Robert Kipl Wilcox of 1251 Nuuanu, a son, Robert Manny.  
SANTOS—In Honolulu, Dec. 30, 1916, to Mr. and Mrs. Antonio Santos of 1661 Luahana street, a daughter.

PALEKA—In Honolulu, January 5, 1917, to Mr. and Mrs. Henry Paleka of Hobart avenue, a daughter, Ellen.  
MARRIED

KAIPO-MEYERS—In Honolulu, January 2, 1917, Robert Kaipoo and Miss Abbie Gale Meyers, Rev. W. S. J. O. Makeka officiating; witnesses—S. K. Makeka and Luka Makeka.  
KRANNO-WALSH—In Honolulu, January 6, 1917, William Kranno and Miss Mary J. Feilani Walsh, Rev. Samuel K. Kamstgill, assistant pastor of Kaunakakai church, Palama, officiating; witnesses—Mr. and Mrs. Peter Keonipi.

DE CAMBRA-FERNANDEZ—At Kawaiahao church, January 6, 1917, Valero De Cambra and Rosie Fernandez, Rev. H. H. Parker officiating. Henry F. Silva and A. Aranda, witnesses.

DIED  
JOSEPH—In the Queen's Hospital, Honolulu, January 5, 1917, Cooke Joseph, a native of Hawaii, 66 years old.  
KAHALERINI—Aboard the S. S. Waiwale, off Kukulani, Hamakua, Hawaii, January 4, 1917, Eddie Kahaletini, sailor, a native of Hawaii.  
QUNI—In Tokyo, Japan, December 13, 1917, Suzuki Quni, retired merchant, widower, a native of Japan, 70 years old; formerly established in business in Hilo and brother-in-law of Manuel Cordeiro, Sr., of Villa France.

CRUZ—At Kihel and Republican streets, January 8, 1917, Cecilia Vera Cruz, a native of Oahu, aged 17 years and 10 months.

E. H. SOTHERN FORCED TO GIVE UP STAGE WORK  
NEW YORK, N. Y., Jan. 7.—E. H. Sothern, one of the most famous of all living American actors, has been forced to retire from the stage by his physicians, who declare that his health will not stand a continuance of active work.

A report was in circulation that the New York State Progressive party has lost its right to a place on the official votes at the recent election.

# TRYING ALLEGED COUNTERFEITERS

Charged with counterfeiting six Filipinos were placed on trial before Judge Horace W. Vaughan in federal court today. Eight Filipinos were arrested as a result of raids made by detectives and federal officials. John Reyes has pleaded guilty and is awaiting sentence. This morning the case of Crispolo Basile was nolle prossed.

Alfred Ocampo, a detective and one of the witnesses called today, testified that Quino, one of the defendants, told him that Reyes was making counterfeit \$10 gold pieces. Detective Sergt. John Kelett testified that one of the defendants had told him of the buying of "medicine" presumably for use in making the coins.

The defendants are Sancho Quino, Fernando Ferrer, Faustino Estrella, Sirlano Enriquez, Jose Regidor and Andres de la Cruz. Attorney George A. Davis is representing the defendants.

# HONOLULU BOYS AT CORNELL WILL BOOST HAWAII AT ITHACA

Will Morgan of Honolulu, who is a student of Cornell, has written the Hawaii Promotion Committee in regard to the matter of furnishing material for a lecture before the student body. Morgan, who is a son of the late J. F. Morgan, is an excellent speaker, and has been named as the orator for the evening in the big Cornell program.

He also writes asking for leis and lua skirts, which will be used in the big Cornell Charity Vaudeville, which is given annually. Clayton Cousens, another Honolulu boy, has been named stage manager of the big show. One scene will depict life in Hawaii; with a scenic feature showing Diamond Head and Waikiki beach.

# PACIFIC-AMERICAN UNION PLAN OF PROMOTIONISTS

Delegate J. K. Kahanianale has been asked to present a bill in Congress for the establishment of a Pacific American Union. A. P. Taylor, secretary of the Hawaii Promotion Committee, has planned a grouping of the countries of the Pacific under the American flag along the lines of the Pan-American Union.

For the better exploiting of the territories of Hawaii, Alaska, American Samoa, Guam and the Philippines a plan has been devised whereby these sections of the world would be given more publicity than heretofore. Taylor maintains that the outlying possessions of United States have not been given their share of publicity, and it was with this aim in mind that the plan was outlined and proposed to Delegate Kahanianale.

# The Western and Hawaiian Investment Co., Ltd.

RESOURCES AND LIABILITIES AS OF DECEMBER 31ST, 1916.

RESOURCES		LIABILITIES	
Loans on Real Estate	\$79,375.97	Head Office	\$86,619.34
Furniture, Etc.	312.50		
Cash on Hand and in Bank	3,431.37		
Real Estate	3,495.50		
	\$86,619.34		\$86,619.34

Territory of Hawaii, City and County of Honolulu.  
I, J. B. GIBSON, manager of The Western and Hawaiian Investment Co., Ltd., do solemnly swear that the foregoing statement is true to the best of my knowledge and belief.

J. B. GIBSON, Manager.  
HENRY O. HAPAL, Notary Public, First Judicial Circuit, T. H. 6667—Jan. 8, 1917.

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