

VOL. VIII.

HONOLULU, H. I., SATURDAY, OCTOBER 12, 1901.

No. 2987

IT WAS A CLOSE VICTORY

COLUMBIA WINS ONLY BY TIME ALLOWANCE.

Her Third Race Won by so Narrow a Margin as to Leave Much to Be Desired.

NEW YORK, October 4.—The Columbia won her third race and for the second time successfully defended the cup today. It was a close race and the defender won only by the time allowance the challenger conceded. It was half an hour before the preparatory gun when the committee boat Navigator hoisted the signal "D. C. S." indicating that the course would be fifteen miles to leeward and return. The wind at that time came from the north-northwest and was blowing all of twelve miles an hour. Both races came out in tow of their tugs and seemed slow in getting their sails set. The Shamrock was first to hoist her mainsail and also first to get up her largest club topsail. The Columbia, evidently waiting to test the strength of the wind, did not set her club topsail until 10:40 o'clock. Captain Barr decided that the wind was not too strong for his No. 1.

At the preparatory signal at 10:45 o'clock both boats were far up to the windward and came down toward the lightship and just before the warning gun again headed up into the wind simultaneously and worked back to their former positions. Both were on the port tack and close-hauled, with the Columbia on the weather quarter of the challenger. The American boat was first to come about after the warning gun at 10:55 o'clock. Shamrock immediately followed and planted herself directly astern of the defender, at the same time breaking out her tremendous balloon jib and letting fall to starboard her spinnaker pole. It was Shamrock's game to cross last if possible. This he was able to do, but while he had the pride of position in a leeward start, he found himself thirty seconds behind the handicap gun.

Barr, in the meantime, had delayed breaking out his light sails and still held the Columbia's sheets in slat. Thus he, too, handicapped his boat in coming, but not so much as his rival, for it is estimated that he was only fifteen seconds behind the handicap gun. Spinnakers on both boats were broken out on the line and away they went on what proved to be the last race of the international series of 1901. Both boats began handicapped. The official time of the start as posted on the bulletin board of the committee boat was as follows:

Shamrock, 12:02:15. Columbia, 11:02.

Hardly had the boats got over the line before it was seen that the Shamrock was gaining on her rival. Slowly she crept up and at 11:17 was on even terms. Half a minute later she showed her spinnaker ahead, and from then on led the Columbia to the outer mark.

The ran down the wind was uneventful until the Shamrock took the lead, except at a few moments before the turn, when the Columbia, catching first a fresh puff of wind, ran up on the challenger's weather quarter. The boats were then very near the turning buoy, so that the Shamrock took in her spinnaker and balloon jib and set with a greater speed than had yet been shown by the British crew her jib and staysail. As soon as these two headsails filled with wind the British boat luffed out under the bow of the Columbia, took on new life and romped ahead again. Columbia kept her spinnaker until within two minutes of the mark, hoping with this additional sail to pull up. But she was unable to do so and had to turn forty-nine seconds behind her rival. The official time of turning the outer mark was as follows:

Shamrock, 12:48:46. Columbia, 12:49:35.

Thus, on the run straight down the wind the challenger had gained, according to official time, 49 seconds, but in reality she had done better than this, for to this 49 seconds are to be added the 15 seconds which the Columbia led her over the starting line. After rounding the mark the Shamrock stood off for some minutes on the starboard tack. Just before 1 o'clock the defender came about and stood over on the starboard tack toward the Shamrock. The two boats held along together on the same tack for five or six minutes. Then the Shamrock put about and at 1:05 crossed the Columbia's bows and tacked well on the American boat's weather. Then, exactly as

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THE CHURCH IN HAWAII

ITS MEMORIAL PRESENTED IN EPISCOPAL CONVENTION.

Committee on Elections Recommends Giving a Seat in the House of Deputies to Rev. John Osborne.

SAN FRANCISCO, October 5.—The matter of the Church in Hawaii has twice come up in the House of Deputies of the Episcopal convention, October 3, a memorial was presented by Dr. S. D. McConnell of Long Island in reference to the Anglican community in the Hawaiian Islands. It was referred to the committee on constitution and canons. On October 4 Mr. Murdoch of North Carolina presented the following report on behalf of the committee on elections. Your committee on elections begs to report that it has received certificates of election of the clerical and lay deputies from every diocese in the union embodied in this convention and from the various missionary districts.

Your committee has also received a communication from the chairman of the vestry of St. Clement's Chapel, in the city of Honolulu, to the effect that Rev. John Osborne had been duly elected by that vestry to visit the convention in this city. Your committee, therefore, recommends that Rev. John Osborne be invited to occupy a seat in this house. Rev. W. E. Taylor of Los Angeles said that in view of the condition of the affairs of the church in Hawaii was to be brought before the convention, he considered it unwise at this time to accord the distinction of a seat in the house to any representative of any congregation in Hawaii. He therefore moved to lay the recommendation of the committee on the table. This motion prevailed by a vote of 187 to 99.

A private letter from the Rev. John Osborne, who went from here to the convention, states that the Hawaiian squabble has been referred to a committee. The committee was to report some time in the week beginning October 7, and the matter would be discussed after the report had been received. "There is much sympathy expressed for Hawaii," said the Rev. Osborne.

IN DEFENSE OF HANKEY

EDITOR STAR: We regret to see in this morning's edition of the Advertiser in an editorial headed "TO WHOM IT MAY CONCERN" the statement that Judge Humphreys' exoneration by the Attorney General was due partly to the fact that "the representative of the Bar Association at Washington made no brief of the evidence entrusted to him and let the case go practically by default."

As members of the committee who prepared and forwarded the charges and the evidence thereunder we most emphatically repudiate the insinuations made against Mr. Hankey and wish to state that we have the fullest confidence in him and his handling of the evidence entrusted to him as well as his personal integrity and good faith in this matter. In justice to Mr. Hankey who is absent from the country we take this earliest opportunity to express our endorsement of his actions as our representative.

CECIL BROWN, Chairman. GEORGE A. DAVIS, J. T. DE HOLT, L. STANLEY, LORIN ANDREWS. Honolulu, October 12, 1901.

A SPECIAL ELECTION.

Votes Must be Registered to Fill Vacancy in First District.

The first electoral work liable to be done by the new registrar of elections, Harriet Austin, who has been selected to fill the vacancy caused by the impossibility of Commissioner of Agriculture Wray Taylor holding two government positions simultaneously, will probably be in connection with the special election that will be held on account of the death of J. Ewaliko, a member of the House of Representatives from the first district of Hawaii. That occurred some time ago and left the first district short one in its representation. The organic act prescribes that the vacancy shall be filled by a special election, but does not provide when or where such election shall be held. It is the province of the Governor of the Territory to call this special election. No announcement so far has been made.

ICE HOUSE DELICACIES.

Camariños California Fruit Market is the place for ice house delicacies. Everything the California market affords at this season of the year can be found at Camariños.

Fine Job Printing, Star Office.



Puppy Food, Dog Biscuit, Dog Soaps, Combs and Brushes, Dog Medicines, Collars, Chains, Muzzles and Kennel Sundries.

PEARSON & POTTER CO., LTD. 926 Fort Street Telephone Main 317

THE GOLD CURE TANGLE

A NEW LEGAL PUZZLE FOR JUDGE GEAR.

How Vincent Fernandez Was Accepted As a Juror—Action Taken by The Court.

The official record of court stenographer Case showing the questions asked to the alleged disqualified juror Vincent Fernandez, before he was accepted as a juror, have been written up for the benefit of the attorneys in the case. The issue as presented to Judge Gear this morning is said to be practically without parallel, and the many lawyers who have been diligently working on it since yesterday, declared that they had not been able to find a similar case. The record shows the following questions by Attorney A. G. M. Robertson, with the answers, and no questions at all by the attorneys for the defense: "Have you formed or expressed any opinion with regard to this case? No."

"Are you acquainted with Mr. Magoon? I am." "Have you any business dealings with him? I had about six or seven years ago." "Did he act as your attorney? No." "You have no business dealings with him now? No." "And are under no obligations to him or he to you? No." "Are you acquainted with Mr. Ables? I am." "Have you any business dealings with him? No." "None whatever? No." "Under no obligations to him in any way or he to you? No." "Are you acquainted with Mr. McStocker? I am." "Immediately acquainted? No." "Are you under obligations to him in any way? No." "No business dealing with him at the present time? No." "Do you know of any reason why you cannot be a fair impartial juror in this case? No."

Similar questioning of the other jurors took place, and then the attorneys on both sides announced that the jury was "satisfactory." No one suspected that the "business" Fernandez said he had had with Magoon some years ago was connected with taking the Hagey cure, as it is now said to be, and the trial went on.

This morning the attorneys spent an hour in legal preliminary sparring, before beginning to argue the question of whether the verdict of the jury should be received. McClannahan asked for a postponement until he could prove that none of the defendants or attorneys for the defense had known of the reason for Fernandez' alleged disqualification. As the defendant McStocker is on Hawaii and it was stated that Ables could not be found, this meant some days and Robertson objected. It was finally agreed that the matter of the motion to withdraw a juror should be argued first, admission being made for the purpose of the argument that the defendants and their attorneys did not know of Fernandez having taken the cure. Attorneys Ballou, McClannahan, Kinney and Magoon took the stand in turn and swore that they had no knowledge of the fact. It was announced that affidavits would be forthcoming from Ables and McStocker, and then the argument on the motion to withdraw the juror were begun. McClannahan opening. He remarked at the outset that the motion should be argued first, in his search for authorities he had not been able to find one in which the same issue was presented.

TO REPLACE NATIVE KOA. Australian Blackwood To Be Substituted. Among the trees specially recommended by Forester Haugs for the replanting of the forests, is a species of koa, known as foreign koa or Acacia melanoxylon. This tree is a native of Australasia, commonly known as the blackwood and is destined to take the place of the native koa. In some few places, the young native koa trees are doing well but in the majority of instances it is practically impossible to grow the indigenous tree on account of the borers that persistently attack the young trees. The blackwood however appears to be able to resist borers and according to Forester Haugs grows readily. The bark if of great use in tanning purposes and it may contain some principle or other quality that is obnoxious to the borers. The wood is fully as beautiful and available for cabinet purposes as the regular koa of the islands. The tree grows to the height of from 80 to 100 feet.

RAIN AT HAMAKUA.

Reports by the Kinau and Maui which arrived today from the Hamakua coast are to the effect that there had been a small rain in that section last Tuesday. The showers were not sufficient to be of much benefit, however.

ECLIPSE DELAYED IN SAILING.

The gasoline schooner Eclipse was delayed in sailing on her regular run yesterday, owing to a special shipment of cargo for the Kona Sugar company. She sailed today about noon.

EASY TERMS.

It only requires from \$200 to \$500 cash to buy a lot at College Hills. Remainder is carried by the College at the low interest rate of 6 per cent.

DON'T SUFFER.

Pacheco's Dantruff Killer is a most successful preparation for prickly heat, one application will give instant relief from the tormenting skin torture.

123 CASES.

One hundred and twenty-three cases of new goods have been added to the big stock of L. B. Kerr & Company, Queen street. The goods comprise novelties in every department.

The "Allston" will prove the most popular shoe here. It's new to Honolulu and can be had at McInerney's.

MAIL LETTING CONTRACTS

WILL BE PAID MONTHLY BY SPECIAL ARRANGEMENT.

Los Angeles, Seattle or Other Coast Ports May Capture Contract From San Francisco.

On account of the great distance of the Territory from Washington and the unavoidable length of the consumed in communication with the Post Office Department, the "law" regulating the payments for contract mail service in the Territory of Hawaii has been changed and such service will hereafter be paid for by the Post Office Department at the expiration of each month, instead of quarterly as heretofore.

Assistant Superintendent O'Donnell of the Railway Mail Service in this Territory has by special arrangement made this change of payment with the Washington officials, a change that will be of great benefit to local holders of contracts for carrying mail, many of whom could ill afford to wait for the regular length of time between quarterly payments, and which would, by reason of the distance, take perhaps six months before the first quarter's warrants came to hand. The present payments, as now arranged, will be made by warrants at the end of each month. All proposals for mail contracts must reach the Honolulu office by November 15 in order to be forwarded and received at the Department in Washington by December 1, at which time all bids will be closed.

The other states in the fourth or western division have almost twenty more days allowed them for filing contracts than Hawaii, by reason of their proximity to the Department, but no difficulty is anticipated in getting satisfactory and sufficient bids for the Territory within the allotted time. The district comprises most of the states west of the Missouri river and includes Hawaii and Alaska.

In the advertisement asking for bids for mail carrying between the coast and the territory, no particular port is specified while letters and blanks have been sent to all the postmasters. Thus it is within the limits of possibility that the mail contracts may not be allotted to a steamer line plying from San Francisco and may be awarded to Tacoma, Seattle, Los Angeles or San Diego if their proposals are satisfactory to the Department.

THAYER LOSES A FEE

SUPREME COURT WORKS VERY QUICKLY. A First Circuit Court Order Allowing a Fee of Forty Dollars is Reversed.

The Supreme Court consisting of Galbraith, Perry and Little did very rapid work with the appeal in the matter of the fee allowed to W. W. Thayer in the estate of Alina. The case was submitted last week and this morning a decision was given, reversing the order of the First Circuit Court, allowing Thayer \$40. The decision in substance was as follows: "Where the amount of commissions due an administrator have been definitely settled by decision of this court and the cause is remanded to Circuit Judge for such further proceedings as may be necessary in conformity with the foregoing views, it is error for the Circuit Judge to allow an attorney's fee to the attorney of the legatees and make the same a charge against the administrator's commissions."

THE PACIFIC CABLE.

WASHINGTON, October 4.—At today's Cabinet meeting the matter of granting the application of the Postal Telegraph Company for permission to land at San Francisco, Guam, Honolulu and the Philippines a cable to connect all of the United States new possessions in the Pacific was discussed. The Attorney-General stating that one week from today he would be prepared to place before the President his opinion on the question of the President's right to grant the application should he decide to do so, together with a statement showing what steps Congress has taken in the matter and the precedents for executive action.

BASEBALL GAMES OFF.

The baseball games set for this afternoon are off, as there are no grounds available. The Makiki ground were engaged some time ago for a cricket game, and the Punahou grounds cannot be had.

NOTICE TO HOUSEHOLDERS.

We are now showing wonderful value in table linen, napkins, sheeting and towels. L. B. Kerr & Company, Queen street.

A SAFE COMPANY.

Among the safe and liberal companies, where sound life insurance may be secured, the Provident Savings Life Assurance Society, of 246 Broadway New York, may be especially mentioned. It has risen to the first rank, under the splendid administration of its president, Mr. Edward W. Scott. The Provident is represented in Honolulu by A. Newhouse, office 15-16 Progress Block.

A GOOD APPETIZER.

A ride up Pacific Heights is a good appetizer. THE LATEST FAD. Evening parties at the "Tea House" on the Heights is the latest fad.

JOHN EMMELUTH RETURNS

MAKE A CAREFUL STUDY OF TAXATION METHODS.

Cleveland's Mayor and His System. Emmeluth Points a Moral to Adorn His Tale.

Representative John Emmeluth, who has just returned from a somewhat lengthy trip back East has been ardently working in his favorite cause of clean government, aside from boodie and political strings. "I have been working even harder than I did in Legislative days in the matter of the Taxation Commission," said Emmeluth this morning. "I stopped off at Utah and Colorado where they are working along the same lines of tax reform that we are attempting to establish here."

"Very interesting were the methods of Mayor Johnson of Cleveland, who secured his election on the plank that the city valuations were undervalued by the property owners. This was just after the regular decennial valuation, and on election Mayor Johnson at his own expense prepared plans of the city and at appointed times gained the views of actual residents of the various blocks. The result was that Cleveland valuations are twice what the property owners made them. "Despite the firm trust in the ability of the new executive there is a stagnation of business east at present. At Buffalo the fair declined after the assassination and practically stopped. "As to the Humphreys matter, I think it should touch us all one thing, to attempt to make friends rather than estrange each other by display of personal enmity. Another matter I feel strongly about. We must establish American methods here and realize that the forms of 150 years are not going to be swept away by Hawaiian likes or dislikes."

IS CHARGED WITH PERJURY

GRAND JURY INVESTIGATES A CIVIL SUIT.

A Charge That Rank Perjury Was Committed in the Case of Cook Against Hobron.

A charge of rank perjury has been made by Attorney C. C. Zitting in a motion for a new trial of the case of John Cook against E. Colt Hobron, and the Grand Jury has taken the matter up and is making an investigation of the testimony given by one of the witnesses. "Where the amount of commissions due an administrator have been definitely settled by decision of this court and the cause is remanded to Circuit Judge for such further proceedings as may be necessary in conformity with the foregoing views, it is error for the Circuit Judge to allow an attorney's fee to the attorney of the legatees and make the same a charge against the administrator's commissions."

The case was tried before Judge Little two weeks ago, a jury being waived. It was a suit for damages brought by Cook on account of the alleged failure of Hobron to carry out a contract to supply water to a Eschmold lot. The lot had been bought by Cook from Hobron with a contract, it is claimed, by which the seller agreed to provide a water system for the lot, and Cook claimed that Hobron had failed to carry out the contract.

After hearing the evidence in the case Judge Little gave a judgment in favor of the defendant. Some of the statements by one of the witnesses for the defense were called to the attention of the grand jury, and that body called for the records in the case, and proceeded to make an investigation. The jury now has the papers and is looking into the matter with a view of inflicting the witness in question for perjury. If an indictment is found, the fact will be used in behalf of the motion for a retrial of the case.

For sprains, swellings and lameness there is nothing so good as Chamberlain's Pain Balm, Try it. For sale by all dealers. Benson, Smith & Co., agents, Hawaiian Islands.

THE SEARCHLIGHT.

Look out for the searchlight on the Heights.

BEAL'S WALL PAPER.

The public is beginning to know us for the extraordinary values we give in wall papers, linoleum and window shades. Call at our new store on Beretania Street Beal's.

The 20 per cent reduction sale of stationery and blank books inaugurated by the Golden Rule Bazaar has proven to be quite a hit. The sale is still on, and remember that 80 cents pays for one dollar's worth of goods at 316 Fort street, one door from King street.

REPAIRING

SKILLFULLY DONE....

We have a competent repairer at our store, and will now be able to do all repairing with despatch and in a satisfactory manner

ROYAL Baking Powder

Made from pure cream of tartar.

Safeguards the food against alum.

Alum baking powders are the greatest menaces to health of the present day.

ROYAL BAKING POWDER CO., NEW YORK.

COLUMBIA'S GREAT RACE

SHE WON BY NEARLY THREE MINUTES.

Sailed the Course Two Minutes and Fifty-two Seconds Faster Than the Shamrock, Elapsed Time.

NEW YORK, October 3.—In the most superb contest ever sailed by single stickers for the America cup the unapproachable white Yankee sloop Columbia vanquished in a piping breeze today, over a triangular course off Sandy Hook, Sir Thomas Lipton's challenger, Shamrock II. The wind, from the northwest, held true from start to finish, and at times had a force of about eighteen knots. The Shamrock was beaten over the thirty-mile course by two minutes and fifty-two seconds, actual time, and three minutes and thirty-five seconds, corrected time. It was the swiftest sailing on record by sloop or cutter in a cup race. On the first ten-mile leg of the tussle, with the wind a few points abaft the port beam, or when the yachts were sailing free and readily able to lay their course, the Columbia beat the Shamrock by twenty-seconds.

The low-out of the racers from their advantage to the starting line was devoid of interest. There was no heavy swell to cause the skippers anxiously about their obstructions. Thus it was that the Shamrock set the largest of her club topsails and, nothing daunted, the Columbia followed suit. When the preparatory gun was fired it was clearly evident that the Columbia was in the lead for the start, which was made to leeward on a close reach, the triangular course offering no benefit to the craft first away. There was no true battle for position.

At 10:29 o'clock, both yachts in tow under bare poles headed up in the wind and hoisted their mainsails. Their headsails were already in steps. The Shamrock was first to cast loose from her tug and a moment later her headsails were broken out from their stops and she made a clean run for the lightship. The Columbia, which had been making the water's end of the line, eased off sheets and stood for the mark, signals were hoisted from the committee boat that the course would be triangular, which meant that there would be two close reaches and one dead beat to windward for home.

The yacht headed to a scupper breeze when the preparatory gun was fired at 10:45 o'clock. The Columbia far to the eastward stood down before the wind for the line, meanwhile the Shamrock was circling around the lightship. Before the warning gun was fired, ten minutes after the preparatory signal, Columbia was ahead, and, not wanting to cross the line too early, luffed up with her headsail shaking until she almost stood still. This put the Shamrock in the better position, and, wearing close around, she crossed the line ahead of the Columbia, which had been elected to cross considerably more than one minute behind. Many experts thought the Columbia would be handicapped, but Barr was on the alert, and sent her across the line in time to save himself.

With the wind forward on the port beam and with a tiny jib topsail set on the Shamrock and a much larger and better pulling sail on the Columbia, the boats started out on the first leg of the triangle. During the first few minutes it was impossible to say whether the Columbia was gaining or not. In the gusts of wind, the signal, which also appeared to steer a slightly higher course. The wind, though heading true from north-northwest, varied in violence. Occasionally a heavy squall would strike one of the racers, and the gusts of wind, toward the mean of the puffs, neither could be said to have been favored. It soon became apparent that the race was to be sailed in very quick time. The gain of the Columbia, which the turn of the first mark proved she had made, was almost imperceptible. Toward the mark the wind had changed. The Columbia, with a lesser sail spread, seemed to stand stiffer than her rival; but there was little to choose between

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