

# THE SUPERVISORS HAVE NO SAY

## KEOLANUI WINS GREAT VICTORY

COUNTY SHERIFFS HAVE THE ABSOLUTE RIGHT TO APPOINT POLICE OFFICERS WITHOUT THE APPROVAL OF THE BOARDS OF SUPERVISORS—KEOLANUI'S SET OF HAWAII POLICE OFFICERS ARE LEGALLY IN OFFICE.

The County Sheriffs have the absolute power of appointment of police officers, without asking the approval of the Boards of Supervisors or the High Sheriff. This was decided by the Supreme Court this morning in the Hawaii cases. County Sheriff Keolanui won a complete victory over the Board of Supervisors. His set of police officers are the legally appointed ones, and they will get pay from the County. The rival set, which the Supervisors appointed, are apparently left out of the cold. In another decision the right of the Sheriff to appoint his clerk without approval is upheld, and the County Auditor is sustained in exercising discretion in issuing or refusing to issue a warrant after action of the board approving such warrant.

The main case was that of the Territory of Hawaii, on the petition of John T. Moir, a citizen and taxpayer against Harry A. Kneil, an officer appointed by Sheriff Keolanui and not approved by the Hawaii Board of Supervisors. Moir's petition set forth a claim that Kneil was illegally claiming to be a police officer, and a writ of quo warrantum was issued, directing him to show by what authority he claimed to hold the office of policeman. Judge Parsons held that Kneil was occupying the position of policeman without authority, and ordered that he be ousted from such office, basing the decision upon a conclusion that appointments of police by the County Sheriff require the approval of the Board of Supervisors. In a unanimous opinion, written by Justice Hartwell, the Supreme Court this morning reversed the Hilo decision.

(Continued on page five.)

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Never hesitate to say "No" to your dealer if he offers you a substitute for Chamberlain's Cough Remedy. It has no equal on the market for the prompt cures of coughs, colds, croup and whooping cough and you make no mistake in buying this medicine. For sale by all dealers, Benson, Smith & Co., agents for Hawaii.

### STARTLING RIBBON SALE.

Less than half prices on silk and satin ribbons will prevail at Sachs Dry Goods Co., Monday, Tuesday and Wednesday. This is a marvelous opportunity of buying materials and ribbons for fancy work.

### WORTH READING.

"Pam" by Bettina von Hutten. The Purple Parasol by Geo. Barr McCutcheon, at the book store of Arleigh & Co.

### GLEE CLUB AT ZOO.

The Kawaihau Glee Club will play and sing at the Kaimuki Zoo Sunday afternoons from 2:30 until 6 p. m. Just the music to please and satisfy you.

### Automobiles can be hired day or night at Club Stables, Fort Street.

### MISSED GOING DOWN IN ALAMEDA WRECK.

Just received our stock 1906 Pocket and Desk Diaries. Better make your selection early. Wall, Nichols Co., Ltd.

### THE SECRET WOULD OUT.

The Criterion's grateful customers would be sure to tell you about its excellent service if we didn't. Don't miss the mid-day lunch.

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Best goods, cheapest prices, customers kindly waited upon, orders punctually filled. K. Yamamoto, wholesale merchant, Hotel street.

### Lutted's Hawaiian Poi in Pound cans for sale by all druggists and grocers.

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If your adding machine, typewriter, or other machines of similar nature become broken or out of order send us word. We have an expert just here from the Coast who will put the most complicated part of machinery in order on short notice.

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## PARTRIDGE AND SCHMITZ

(Associated Press Cable to The Star).

SAN FRANCISCO, November 6.—The supporters of J. S. Partridge the fusion candidate for mayor and Eugene Schmidt the Union-Labor candidate are both claiming victory for their respective candidates at the municipal election tomorrow.

## CAN DO NOTHING FOR THE JEWS

WASHINGTON, D. C., November 6.—President Roosevelt has decided that no action can now be taken by him that will prove of any benefit to the Jews in Russia.

## RIOTING IN SIBERIA

TOMSK, Siberia, November 6.—Troops were forced here today to charge bayonets on the mob which was pillaging Jewish houses. Many members of the mob were killed and wounded by the soldiers.

## THE FINNS ARE SATISFIED

HELSINGFORS, Finland, November 6.—The Imperial manifesto meeting most of the demands of the Finns, has arrived. The constitutionalists are satisfied with the terms of the manifesto. The socialists are quiet.

### BLOODY RECORD OF ODESSA'S HORROR

ODESSA, November 6.—It is estimated that the number of people killed and wounded here during the recent rioting will reach 6,000 souls.

## Parker Case To Washington

MANY COMPLICATIONS IN THE THIRD CIRCUIT WHICH ARE TO BE FOUGHT TO A FINISH.

The Parker ranch controversy is now at issue only in the Third Circuit Court, where Judge Mathewman has appointed a receiver, who is now in charge of the property. From this court, it is stated, the features of the case which are being tried will be taken to the Supreme Court here and to the Supreme Court of the United States. No appeal has been taken yet from the decision of Judge Lindsay in the case brought to remove Guardian Carter, and the attorneys for the petitioner state that they do not know yet whether one will be taken or not.

The proceeding in the Third Circuit Court is a suit in partition. The Parker ranch has an extent of 286,000 acres, and there is a mixture of leases and titles which would seem to require an enormous amount of studying out. Numerous large tracts which are a part of the ranch are the sole property of Annie T. K. Parker. Other large parts are the sole property of Sam Parker. The same is true of large lease holdings. The separation of these holdings and determination of titles is to precede a partition of the remaining tracts which will arise in these matters, are what the attorneys say will undoubtedly be taken to the Supreme Court of the United States.

Attorney Lightfoot, Magoon's associate, said this morning that the partition suit would undoubtedly be resisted. He did not know whether an appeal would be taken in the guardianship case, from Lindsay's decision.

W. A. Kinney, leading counsel for Carter, said he was taking a rest from Parker ranch matters and catching up on other business. Matters were going on as before at the ranch, with the receiver in charge.

### Classified Advertising

#### Wanted

Blacksmith familiar with wagon work and horse shoeing. Lord & Belser, South and Kawaihau streets.

## BROKAW TELLS OF HIS CASE

ACCUSED CONSPIRATOR WHO SURRENDERED HIMSELF TO THE UNITED STATES AUTHORITIES GIVES AN OUTLINE OF THE CRIME WITH WHICH HE IS CHARGED—SAYS THAT HE BELIEVES HIMSELF TO BE INNOCENT BUT WILL FACE TRIAL.

There is absolutely no doubt that the man who says that he is G. L. Brokaw, and who is now in jail awaiting transportation to Seattle for trial in the United States court, is actually the man thing about sea life? Well, no. I had never been on a ship before, but I made out all right after awhile. I stayed a month in Sydney and then went to Brisbane where I was sick with stomach trouble. I got very tired of the whole country and was anxious to get back, so I shipped on the Charles Gounod and got back as far as Hawaii where I surrendered.

"You see, I don't think I am guilty," he said, "and I don't wish to say anything that would prejudice my chances."

It was pointed out that his case would not be prejudiced by a simple statement of the charge made against him upon which he consented to talk.

"The charge against Barrett, Bowen and myself was that while in Spokane, Washington, we conspired to obtain timber lands in Flathead County, Montana, under the Stone and Timber Act. By that act one man can only take up 100 acres, but big companies have from time to time got a number of men to take up tracts adjoining and then work the whole thing. I did not take up any land, I was afraid to. However, I was accused of conspiring to do so and also of subornation of perjury. The second indictment was dismissed on examination as I had never been in Flathead County in my life except in passing through on the train.

"I was released on \$700 bail on the conspiracy charge, but while in Seattle about a year ago I jumped my bond and shipped aboard the Henry Faling, bound for Australia. Did I know anything about sea life? Well, no. I had never been on a ship before, but I made out all right after awhile. I stayed a month in Sydney and then went to Brisbane where I was sick with stomach trouble. I got very tired of the whole country and was anxious to get back, so I shipped on the Charles Gounod and got back as far as Hawaii where I surrendered.

"Mind, I don't think I am guilty, but the other two have pleaded guilty and have been sentenced to a year's imprisonment each and fine of \$2000.

"The feeling that I was a fugitive from the law, whether guilty or not, was always bothering me and I am glad to go back. I expect to be tried in Seattle as Judge Hansford has transferred the case from Spokane, where the conspiracy is said to have taken place."

Just then the patrol wagon arrived to take Brokaw up to the federal court and the interview was cut short. The man looks haggard and worn. He is absolutely destitute and is dressed in a ragged old tweed suit that must have seen hard service. He is a tall rawboned fellow and talks grammatically with the peculiar accent of the middle west.

"I'll go back and take my medicine, if there's any medicine to be taken," he said in parting.

## Kauai County Loses Case

TERRITORY WINS INCOME TAX SUIT AND OAHU WILL CONTINUE TO GET TAXES.

Kauai County lost its income tax case by a decision of the Supreme Court this morning, written by Chief Justice Frear and concurred in by the other two justices. This is the case in which the County of Kauai sought to have Kauai plantations assessed for their income tax in the Kauai taxation division, instead of in Oahu, where the assessments were made under the theory that the principal places of business of the corporations were here. The County within which the collections are made gets one-half the tax and the Territory the other half. This was the cause of Kauai's complaint and the matter was taken up by Maui. The County of Oahu is the winner by the decision, as it continues to get half of the income tax of all outside plantations which have their principal place of business in Honolulu.

County Attorney J. D. Willard of Kauai and D. H. Case of Maui and Smith & Lewis appeared for Kauai County and Deputy Attorney General

M. F. Prosser for the tax assessors sued.

## PEACOCK DECISION

Judge De Bolt this afternoon gave a decision sustaining the demurrer in the case of W. C. Peacock and others against W. C. Peacock and Company and the officers of the firm. The court dismissed the bill and allowed ten days for amendment. Ballou and Judd appeared for Rothwell and associates and Ashford for Peacock. The demurrer was sustained on the ground that the complaint did not set forth a cause of action. There was no showing in the bill that Peacock or his associates had made an effort to compel the company itself to do the things he asks, and the court held that he could not come into court to see relief until other possible remedies as a stockholder had been exhausted.

### HOME COMFORTS.

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