

CALIFORNIA LAWS AND THE JAPANESE

PEEKING A PEAK FOR FIRE CONTROL

DIGGING CONCEALED OBSERVATORIES IN THE SIDES OF DIAMOND HEAD TO BE CONNECTED BY PHONES WITH MORTAR BATTERY BEHIND LEAHI—FOUR OF SEVEN GUNS READY TO FIRE—WAITING FOR AMMUNITION.

Four of the seven twelve-inch mortars of the fort behind Diamond Head, the extinct crater of Leahi, are ready to fire and their three sisters will be in condition to belch blanks or brimstone in a few days, but there is no ammunition ready for the test. This is expected before spring and when the wherewithal for a test of the Leahi battery arrives there will likely be some detonating, some rattling of nearby windows and some vibration of the red crust of that section of the City and County.

The first test will be with "blanks," that is the mortars will be tried out with the explosive and without the projectiles. All the guns were tested before they were sent here, as all guns always are tested before they are sent from the "shop," but the mountings and emplacements must be tested and there can be no test other than firing. Later, though this is not certain, there may be target practice, either with specially constructed and simple raft targets or with some hulk.

The old Katmiloa, the only and original Hawaiian man-of-war, in fact the entire Hawaiian Navy at one time, might be used as a target if her present owners would surrender her as an oil tank.

One hears little of the Diamond Head fort for the reason that the common public is not permitted to visit the fortification, but it is almost complete and engineers who understand these things declare that the initial fortifica-

tion here, Leahi Fort, is all that could be desired and is the keystone of Cahu's defenses.

The tunnel through the crater side, from near the fort into the basin, is progressing, but before this is finished there will be other excavations started.

The plan is to "peek the peak" on the makai side, on the side toward the sea, that is, to cut out peeping places, observatories which cannot be observed from the sea, but from which the ocean can be observed. This will be one of the incidents of the "fire control," one of the stations from which can be directed the aim of the big mortars now slumbering in the rear of the extinct volcano.

There will be other peekahoo places from which may be observed the water on all sides upon which the ocean borders, and all will be dug out in such a way that they may not be spotted by the watchers with glasses aboard ships.

The watch-holes will be connected with the fort by telephone and they will be mysteries to people here, even.

Incidentally, curious ones are not permitted to pry about the crater premises where the army has reservation, and even those who trespass will have difficulty, when the watch holes are complete, in detecting the small apertures through which trained eyes will scan the sea. The caves will be covered as naturally as bear-traps or elephant-pits and none but the initiated will have ingress.

DRAWING BLANKS FOR FERN'S PAYROLL

City and County Auditor James Bicknell says that all blanks look alike to him. He is sure that he has authority to issue salary demand blanks—that is quite another question from paying demands when the blanks are filled out. Today there is a goodly number of appointees of Mayor Fern, in various departments, besieging the office of the Auditor and asking for blanks that they may write out their demands for pay, pay which is also demanded by the appointees of the Board of Supervisors, the consideration of which latter expense appropriations will come before the Board on Thursday evening.

There can be no court test, as to which gang gets paid, without a real issue, and, if either the Mayor or the Supervisors give in, there will be no issue; but there is little possibility of either the Supervisors or the Mayor and the lone Democrat of the Board of Supervisors giving in and occur some more sparring preparatory when the fight comes, centering about the action of Auditor Bicknell. It is expected there will be a quick appeal to the courts.

Both sides may mandamus the Auditor or both sides may bring injunction proceedings against the Auditor, mandamus him to pay the one set of claims or enjoining him not to pay the other set of claims. Meanwhile two double sets of employes, in some departments are on the working ground, the Supervisors' appointees doing the work and the Mayor's men reporting for duty, putting in time watching the other fellows work and hoping and even, expecting to draw pay.

If the courts hold that the Mayor's appointees are good, then the Supervisors' appointees, though they may have done the actual work, will be out of jobs and out of pay for the work already accomplished.

There is to be another meeting of either the Supervisors—and the Mayor—at 7:30 this evening, when will doubtless Board of Supervisors giving in and occur some more sparring preparatory when the fight comes, centering about the action of Auditor Bicknell. It is approaching final contest.

WHO PAYS KINNEY?

THE DEMOCRATIC ATTORNEY'S TASK PROBABLY A LABOR OF LOVE.

When the storm between the Mayor and the Supervisors, as to who's boss, blows over, or before, there will likely come before the Board of Supervisors an appropriation bill for attorney's fees.

It is a public secret that Attorney W. A. Kinney, Democratic leader and adviser and public spirited citizen, put a lot of brain-work into the Mayor's veto message in regard to Supervisor Logan's appropriation bill for general expenses, the consideration of which bill comes before the Board on Thursday evening.

The laborer is worthy of his hire and it is expected that Supervisor McClellan, the Democratic minority of the Board, will introduce a bill for remuneration for Kinney's services.

If he does, the Republican majority is almost likely to kill it, which event, by the way, will not cause Kinney to worry, for his was a labor of love.

LEGISLATURE WAITS TO HEAR FROM ROOSEVELT

(Associated Press Cable to The Star.)

SACRAMENTO, Cal., January 19.—Japanese legislation is held in abeyance pending a letter from President Roosevelt, Governor Gillett, it is expected, will veto the anti-Japanese bill, should it be passed.

NEW MEMBERS OF THE SENATE OF UNITED STATES

CHAMBERLAIN IN OREGON. SALEM, Ore., January 19.—Chamberlain was today elected United States Senator on the first ballot.
HUGHES SUCCEEDS TELLER. DENVER, Col., January 19.—Charles Hughes was elected today to succeed Teller in the United States Senate.
JONES THE WASHINGTON MAN. OLYMPIA, Wash., January 19.—Westley Jones was today elected Senator from Washington.
SMOOTH RE-ELECTED. SALT LAKE, Utah, January 19.—Smooth has been re-elected to the United States Senate.
ROOT BECOMES A SENATOR. ALBANY, N. Y., January 19.—Secretary Elihu Root was today elected United States Senator from New York.
BISMARCK, North Dakota, Jan. 19.—Johnson has been elected United States Senator from this State to succeed Senator Hansbrough.
PIERRE, S. Dakota, January 19.—Coe succeeds Crawford as United States Senator.
HARTFORD, Conn., January 19.—Brandegge was today chosen United States Senator.
RALEIGH, N. C., January 19.—Lee succeeds Overman in the Senate.
DES MOINES, Iowa, January 19.—Cummins was today re-elected to the United States Senate.
HARRISBURG, Penn., January 19.—Penrose is returned to the United States Senate.
CONCORD, N. H., January 19.—Gallagher was today re-elected Senator.

TENEMENT CASE ON SAYS GARFIELD FREED WALLACH

SUPREME COURT HEARING TEST OF COUNTY ORDINANCE—OTHER COURT ITEMS.

The Supreme Court this morning was hearing Territory vs. M. Suranaka, Milverton for Territory and Peters for defendant. This is the test case of the county ordinance prohibiting tenement houses within certain neighborhoods, particularly that of schoolhouses.

CRIMINAL COURT. Judge De Bolt has the Chick Wa assault case still on trial by a jury. There is a cloud of witnesses on hand. A. P. Taylor, former chief of detectives, is among those subpoenaed.

PROBATE. Hiram Kolomoku, guardian of Joseph Kolomoku, has filed his second annual account. He charges himself with \$124.44 and asks to be allowed \$0. As guardian of Cora L. Kolomoku he charges himself with \$124.99 and asks to be allowed \$2.50. As guardian of Heleu Kolomoku he charges himself with \$125.20. As guardian of Hiram Kolomoku Jr. he charges himself with \$124.44 and asks to be allowed \$5. As guardian of Hannah Kolomoku he charges himself with \$124.99 and asks to be allowed \$2.50.

LAW. In the suit of A. G. M. Robertson against Frank Godfrey, trustee of Thomas Metcalf, and a host of garishes, F. W. Milverton, one of them, makes answer to the effect that he has not nor had when the summons was served any money or property of Godfrey in his hands.

James D. McInerney received a cable dispatch from Frank Coffee of Sydney to the effect that he and a Mr. Duffy had purchased the wreck of the steamer Aeon, on Christmas Island, and will proceed at once to dismantle her. Harry Warren, an employe of Honolulu Iron Works for many years, left in the Mauna Kea for Hilo to take the job of boiler-maker with the Hilo Railroad Co. His brother Louis accompanied him to buy cattle on Hawaii.

Our watches are moderate in price. Correct in performance and lasting in quality. H. Culman, Fort near Hotel street.

MILLINERY CLEARANCE. There will be a big millinery clearance sale at Sachs, beginning Monday, January 18th, with tremendous reductions.

THE NEW "BERLINER." "Berliner" at the Young Cafe is a new pastry in Honolulu. Made from a German recipe, it is very delicious.

Here he began to tell of the noises heard around his house at night. These began about the first of October and

Dr. John Atcherley was on the witness stand in his own behalf almost the whole of this forenoon in police court, and at 12 o'clock appeared to hear the noon whistles with no little pleasure. At 1:30 this afternoon he was again called to the stand and will probably be the last witness of the day, as the defense still has a chance of questioning him on points already brought out by the prosecution.

The bulk of Dr. Atcherley's testimony this morning had to do with the details of his own ailment, his connection with Wallach, meetings with Wayson, trouble with the Board of Health and his own work with patients at his office and in Kalia. The facts of these matters have repeatedly been gone into by the papers, so that there was nothing really new until just before noon when Atcherley stated that Wallach was released from jail at the instance of Secretary Garfield when that official was here last summer.

"We sent a memorial to Secretary Garfield," said the witness, "telling about Wallach and giving him the particulars of his case. Mr. Garfield took the matter up and communicated with the Government, with the result that the specialist was immediately released from prison. The newspapers stated that Wallach had secured his release by paying the balance of his fine, but such was not the case. He was set at liberty by Mr. Garfield."

In answer to County Attorney Cathcart, Dr. Atcherley stated that he first suspected that designs were had upon his remedy when Dr. Wayson stated in the Board of Health meetings that the Nastine treatment was a failure. Sure enough the next move of the Board was after Wallach's cure. They obtained from Wallach exactly what Wallach had communicated to the witness, except for the one secret property which Wallach had not divulged. Shortly after that a two-ounce bottle of the Atcherley remedy, which had just been fixed up for use at Kalia, was stolen. He was sure that Dr. Wayson had either taken it or employed others to carry it away.

Pressed as to why he felt so sure of this Atcherley said he based his statement upon Dr. Wayson's attitude prior to the loss of the medicine and happenings immediately following. He told of cases that Dr. Wayson had since treated and declared that the results showed conclusively that the medicine of witness alone was being employed. He told of samples of other medicines that had been taken at the same time as the secret remedy had vanished, showing that a general analysis of his medicines had been undertaken.

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WADE AGAIN SET FREE

George Wade, pardoned on New Year's Day after about nine years' imprisonment under two sentences touching the killing of Gillespie, was yet in the custody of U. S. Marshal Hendry under a pending writ of habeas corpus. This morning Judge Dole signed an order in court discharging the writ and releasing Wade, "said Wade having been pardoned by the authorities of the Territory of Hawaii for the offenses named in the writ." These offenses were murder and assault with a deadly weapon, the second charge having been prosecuted while the first was held in abeyance on an appeal upon the question of whether the constitution followed the flag at annexation and before the Organic Act went into effect.

A. D. Larnach presented the order to the court, District Attorney Breckons suggesting changes of wording which were adopted.

Judge Dole, both in asking Mr. Breckons beforehand to appear as the court's adviser and in granting the order, expressed his gratification at the pardon of Wade. He said it was a wise action on the part of the Territorial authorities.

"If I had released Wade on habeas corpus," Judge Dole remarked, "it might have caused an embarrassing situation. He might possibly have brought damage suits for false imprisonment."

The anniversary of the birth of Emperor William of Germany falls on January 27, one week from tomorrow, and, as usual, there will be a grand public reception at the German Consulate in the imposing Hackfeld building on Queen and Fort streets. Everybody is invited and the entertainment will be, as it always has been in the House of Hackfeld, a splendid affair.

Federal, Territorial and City and County officers, the Consuls of various nations, Army and Navy officers and the influential and humble of the populace will all be represented at the festive gathering to wish long life and happiness to the kaiser.

GET A BOTTLE TODAY. Guard the health of your family by keeping at hand a bottle of Chamberlain's Cough Remedy. It has no equal for coughs, colds and croup. For sale by all dealers, Benson, Smith & Co., agents for Hawaii.

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BAIL OF \$3000

Arraignments under the seven indictments of six persons, all being Japanese, were held by U. S. Judge Dole this morning. All pleas were continued until Monday. Bail was fixed at \$3000 in each case excepting one in which C. F. Chillingworth as counsel was given time of an hour or two to make inquiry.

The seven indictments were reported yesterday, all relating to the statutes in restraint of the social evil.

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K. YAMAMOTO. Wholesale Merchant on Hotel street has received the largest consignment of Japanese goods which he is disposing of at very reasonable prices. Mr. K. Yamamoto is always the first man to import the first crop of goods from Japan, and we can promise the best of treatment from this popular merchant.

CAMERAPHONE CONCERT

Harry Werner has secured the cameraphone for a short season at the Opera House, opening Saturday, January 23. The cameraphone is the wonder of the age and has started the world talking. The moving pictures talk and sing and are as near reality as possible. The program consists of dramatic numbers on the screen, with the leading lady, the villain and all the characters that go to make up a play. They talk, act and sing, and hold an audience like a real drama. Mr. Werner has a change of program for four performances, made up of sketches, quartets, song and dance numbers, operatic selections, etc. Seats went on sale at the Bergstrom Music Co's yesterday morning at 9 o'clock. Prices, 15c, 25c, 35c, and 50c.

Best cup of coffee in the city at New England Bakery.

Have You Made Your Will?

Every man should make a will. It is a duty to his family, and one that he cannot afford to neglect. We prepare wills that state clearly just what you mean, and we make no charge for doing it. Why not consult us about your will?

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MESSINA NOW SUFFERS FROM FIRE

SMYRNA, January 19.—Sharper earthquake shocks were felt here today.

MESSINA, January 19.—A destructive fire is in progress here.

The consumption of the regal metal, gold, is unlimited, and the demand keeps on increasing. Buy "Mayflower" stock. Buy it now!

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AND IF YOU DO LOTS OF WALKING Try a pair of our

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You'll find them just the thing. No. 469. Price \$4.50.

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