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PUMPING OUT OF DRY DOCK IS GIVEN UP

The pumping operations at the first section of the Pearl Harbor drydock have been abandoned, after about a week's work, it having been found impracticable, in view of the nature of the ocean bottom, to empty the caisson for the purpose of cementing the bottom. This means a change of plans involving some months' delay.

The contractors are sending for piles, and will proceed as soon as possible to drive them into the ocean bed, making an artificial bottom on which they can lay the fifteen feet of cement which are to make the final bed of the drydock.

It was found that the natural bottom of the dock is not firm enough to stand the pressure from below.

From the preliminary tests which were made on the drydock site by the government it was considered worth while attempting to build the dock on the strata of rock which was encountered at a depth of fifty feet, the idea being that if this strata would hold the weight of the dock that the labor and expense of stiffening up the bottom would be saved.

The entire basin of the dock, 840 feet in length, was dredged, and the inner section, 162 feet long, and of the full width, was coffer-dammed with sheet piling driven ten to twenty feet below the rock floor of the dock. A crib structure bracing the sides and ends of this inner section was erected and sun, and last Wednesday the pumping operations for emptying this section of the dock were commenced. As the water was lowered it was as-

Judge A. N. Kepoikai Died Early This Morning

(Wireless to The Star.)
WAILUKU, May 9.—Judge A. N. Kepoikai died at four-thirty this morning.

The late Judge Kepoikai was one of the best known and most popular of Hawaiians, both here and on the mainland. He had been to Washington, and had attended one of the Republican National conventions as a delegate from Hawaii, and at his home on Maui he entertained members of Congress who visited the Islands. No one made warmer friends for himself and for his race, than the Maui judge. The members of the various parties of Congressmen were enthusiastic in their appreciation, not only of his hospitality, but of his personality.

Kepoikai was one of the ablest of Hawaiian lawyers, and when annexation came about he took part in the discussions of the Cullom commission,

which framed the Organic Act of Hawaii.

Under Governor Sanford B. Dole, Kepoikai was treasurer of the Territory. He declined to resign when Carter succeeded Dole, and there was considerable controversy as to whether the new governor, who wanted to appoint his own men, could remove him. The question was finally disposed of by his accepting the circuit judgeship of Maui.

Judge Kepoikai's home on Maui was an open house to scores of Honolulu friends, a number of whom sent telegrams of condolence to the widow this morning. The funeral was set for half past three o'clock this afternoon, from the family residence in Wailuku. The deceased left no children.

The deceased was in good financial circumstances up to a few years ago, when he became involved in enterprises that did not prosper, and it is understood that the property he left is all heavily encumbered.

Conkling Can't Pay All So He Won't Pay Any

How can Treasurer D. L. Conkling pay \$48,000 with \$20,000?

Answer is, he can't. Result is, he won't.

Legislature appropriated \$20,000 to refund merchandise licenses, the collection of which was declared unconstitutional by the Hawaiian Supreme Court in January, 1901, and the amount to be refunded under the bill which became law through the last legislature, is \$48,000.

Now the territorial treasurer is calmly waiting for somebody to sue him as treasurer for the refund of license fees paid prior to the knocking out of the law by the supreme court.

As far as the treasurer is concerned he can not pay out a cent of the \$20,000, for the reason that he has no right to prefer one claim against an-

other and if he pays out the \$20,000, there will still be \$28,000 due and the people to whom that amount is due will naturally feel aggrieved. Why should they be left out in the cold while the favored ones are taken into the warmth of a snug \$20,000?

These merchandise license fees were for the privilege of selling foreign merchandise and the system was unconstitutional for the reason that only Congress can regulate taxation on foreign commerce.

Nor has the territorial treasurer the right to pay the claimants a proportion of what is due them. He must pay all or nothing.

If somebody will please sue the treasurer, perhaps the courts can do something so that the money will be spent. But that is all in the air.

STATEHOOD TALK CALLED PREMATURE

By J. A. BRECKONS, (Special Correspondence of the Star) WASHINGTON, May 1.—That the House committee on Territories has not seriously considered the matter of statehood for Hawaii, and that such a measure would receive but little or no consideration during the present Congress, is established by a poll of the twenty members of this committee by a Star representative. "Premature," "Hardly advisable at this time," "Hadn't thought of it seriously," are some of the answers given by members of the House committee on Territories, who did not care to be quoted. Of the twenty members composing this committee, nine expressed themselves as opposed to statehood for Hawaii at this time, but refused to be quoted. Seven other members interviewed declined to make a statement on short notice and declared they had never given the question serious thought.

"You may tell people of Hawaii they have my sincere sympathy," said Delegate Ralph Cameron of Arizona. "I certainly wish them well, and hope they won't have as much trouble as we have had in getting into the Union. Judging from our experience, I wouldn't say it was not too soon to commence to talk about it, but I do not believe they will get any further along with it for some time."

Andrews of Mexico, who overheard Cameron's remarks, said he would concur with the member from Arizona. "And I might add my condolence to Delegate Kalanana'ole," he

remarked with a smile, "if the people of Hawaii are really in earnest about it at this time."

"It presents a novel question," said Representative Martin of Colorado, who made a specialty of friar land cases in the Philippines during the last Congress. "But if New Mexico and Arizona have had such hard work to get in, what will a country like Hawaii, isolated from the mainland, have to experience before she can pose as another star on the flag? Too soon, I should say, from what I know of conditions there. They had better wait awhile."

"Delightful country, most interesting people," commented Representative Mondell of Wyoming, "and some of the most pleasurable experiences of my life were enjoyed on my trip to Hawaii several years ago. But from what I know of her people and conditions, I should imagine it would be better to wait awhile before asking for statehood."

Members of the Senate committee on Territories are equally evasive in reference to statehood for Hawaii. Senator Smith, of Michigan, who had just been named as chairman of the committee, does not care to discuss the question at this time, as he has not given it serious consideration. Senator Chamberlain, of Oregon, a new member of the committee, says he sympathizes with the people of Hawaii, and at first blush would be inclined to favor statehood. Before committing himself definitely on the

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CLAIM UNCLE SAM IS BOUND BY BARGAIN TO MAHUKA SITE

Those who are trying to have the federal building site changed will, it is said, be given a new obstacle, if their campaign seems likely to succeed, in a claim that the federal government is bound by a definite agreement to use the Mahuka site. When the site was selected, various property owners donated land for the opening of Bishop street, from Kings towards the sea, on condition that the federal building be placed on the

Mahuka site. A fund of \$30,000 was raised to buy other property for the street extension, on the same agreement, it is claimed.

"The federal government is bound by a bargain," said one of the opponents of the plan to change the site, this morning. "If the building doesn't go on the Mahuka site, those who gave away \$30,000 to get it there are entitled to their money back, and those who gave land are entitled to the value of the land."

THE WORLD'S NEWS CONDENSED

(Special mail report to The Star from San Francisco.)

LATEST NEWS BULLETIN. (Originating the Day the Steamer Sailed.)

The British House of Commons has passed one of the most important sections of a bill having to do with the curtailment of the power of the House of Lords.

After a closely contested election in Baltimore, James H. Preston, a Democrat, was elected mayor for the next four years. The winner's majority will not exceed 500.

The sale of the famous Hoe library in New York has realized over \$800,000 during the ten days the selling has been going on.

Rebel Chinese have proclaimed a new republic in the Province of Kwangtung, and the commander of the "citizen army" has sent a greeting to all nations friendly to China.

Lloyd B. Christy, Republican, was elected mayor of Phoenix, Arizona, by a majority of 101.

A Scotch marble tablet is to be erected to the memory of Robert Louis Stevenson at the cabin in Napa county, Cal., where Stevenson lived when he wrote "The Silverado Squatters."

The first construction work on the municipal railway on Geary street, San Francisco will begin next month.

It is the intention of the Finance Committee of the United States Senate to press the reciprocity measure to a speedy report.

Pay-as-you-enter cars, known as P-A-Y-E cars, have been introduced in San Francisco, and seemingly a suc-

cess, are gradually being extended to all the important lines in the city.

The ministers of San Francisco have ended their alliance with the Board of Health in conducting a city clinic for the women of the underworld. The ministers intimate that the clinic has become a grafting institution.

The Ohio legislature has passed the Wyman bill, providing for the Oregon plan of electing United States senators.

The wife of Charles G. Gates, son of "Betcher a Million" Gates, has sued him for divorce. There is an affinity in the case.

The famous Baldwin Locomotive Works of Philadelphia have been sold to Drexel & Co., bankers, for approximately \$100,000,000. It is reported that Morgan interests secured the property to prevent Charles M. Schwab getting it.

Andrew Carnegie has donated a hero fund of \$125,000 to Switzerland. Mountain guides will probably secure most of the benefits.

WESTERN NOTES.

(Originating West of the Mississippi) Thos. W. Stanford, brother of the founder of Stanford University, who lives in Australia, has given \$100,000 to the University. Part of the money is to be used to found a chair of spiritualism. The donor is a spiritualist.

May Robson, the popular actress, fainted on the stage at Santa Bar-

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REBEL FORCES OVERCOMING THE FEDERALS

(Associated Press Special to The Star.)

EL PASO, May 9.—The general attack on Juarez by order of Madero has continued all day. The rebels are in possession of many parts of the city and a formal demand for its surrender has been made.

Juarez Set on Fire.

EL PASO, May 9.—The rebels have fired the postoffice and other buildings in the section of Juarez that they hold and the city is threatened with destruction. The rebels are occupying the federal trenches and the federals are making their last stand in a church.

Tia Juana Taken.

SAN DIEGO, May 9.—The rebels have captured Tia Juana. Many are killed or wounded.

Wants Americans Protected.

WASHINGTON, May 9.—Senator Stone (Dem.) in a speech protested at the inactivity of the government in protecting Americans on the Mexican border.

WOULD FREE THE PHILIPPINES.

WASHINGTON, May 9.—Senator Gore has introduced a joint resolution declaring it to be the purpose of the United States government to surrender the sovereignty of the Philippines at the first practicable moment.

TO DEFEND THE DYNAMITERS.

WASHINGTON, May 9.—The American Federation of Labor has issued a call for funds to defend the McNamars from the charge of blowing up the publication office of the Los Angeles Times.

BASEBALL RECORDS.

SAN FRANCISCO, May 9.—American League: Cleveland, 4; Boston, 5; Detroit, 10; New York, 0. National League: Boston, 3; Cincinnati, 6; Philadelphia, 1; Pittsburg, 8; New York, 5; Chicago, 3; Brooklyn, 0; St. Louis, 2.

MORNING CABLE REPORT.

EL PASO, May 9.—The rebels attacked Juarez yesterday, captured the works defending the bridge and took the custom house. Thirty men were killed and sixty wounded. There was street-fighting in Juarez, but when it grew dark the rebels retired to the positions they had gained. In El Paso five Americans were killed and a dozen or more wounded. The citizens refused to keep under cover. The Mexicans say the armistice was not official and that the bearer of a flag of truce from their lines was shot.

CITY OF MEXICO, May 9.—President Diaz has called a cabinet meeting to consider the situation at Juarez.

WASHINGTON, May 9.—The house passed the "Farmer's Free List" yesterday by a vote of 236 to 109. Over one hundred Republican amendments were voted down.

WASHINGTON, May 9.—The house committee on Territories reported in favor of amending the Arizona constitution by resubmitting to the people the section providing for the recall of judges.

*NEW YORK, May 9.—A conversation was carried on over a telephone wire last night between this city and Denver. The experiment is considered a practical success.

FREAR-KUHIO-SHINGLE PROGRAM

Delegate Kuhio, who is leaving for Washington tomorrow will continue his fight against Governor Frear. Kuhio will do all in his power to prevent Frear from getting a re-appointment, when Frear's term expires next December. The delegate and some others have already been working on the matter, it is stated, and there has been some casting about for another candidate. Kuhio himself is believed to cherish an ambition to take the governorship and will probably be a candidate if things look right for him. This would result in his resignation as delegate and there would be a special election in which, it is said, "Bob" Shingle would run for the Washington job.

JOHNSON HAS QUITE A RECORD

In testifying against J. A. Johnson, a chauffeur charged with operating automobile No. 705 without lights after dark, Officer Abreu stated that in June last year, Johnson was arrested for breaches of sections three, twenty-nine, thirty, thirty-six and thirty-eight; on January 22d this year he was requested to light his lamps; on January 31st a similar request was made; on March 5th he was fined \$5 for no lights; on March 9th he was arrested again on a similar charge but on agreeing to have his lights attended to the charge was not pressed, and on March 12 he was again requested to light up. Johnson has quite a record in this connection.

FREAR, CONKLING OR MOTT-SMITH

Someone will have to go east to arrange for the sale of the first installment of bonds authorized by the legislature and that someone will likely be Governor Frear, Treasurer Conkling or Secretary Mott-Smith.

Restrictions on swimming in the harbor was considered. D. Currie, of the federal health station, was present, and gave it as his opinion that it would not be safe to make the term less than thirty days from the last case. So far nothing definite has been done, but it is probable that this advice will be followed.

The matter of taro planting has been under consideration for some time, some of the taro planters have attorneys present to place their views before the board.

ACCIDENT TO SON OF JUDGE HUMPHREYS.

One of the eight-year-old twin sons of Judge A. S. Humphreys is at the Children's Hospital with a very badly broken arm. He fell from a tree last Friday and broke the arm in several places. The fractures are so bad that it is feared that amputation of the arm will be necessary.

WILL NOT YET ALLOW BATHING

The Board of Health met at two this afternoon to discuss quarantine matters. It was decided to continue all the restrictions for the present, including the one against bathing.

The question of removing the re-