

# EX-LOCAL MAN AN EMBEZZLER?

### "Mysterious Thayer" Disappears from Manila With Calamba Estate Funds.

Mysterious circumstances surround the disappearance of Alfred Finley Thayer, noted by Manila files received yesterday on the transport Logan, and he is now being searched for by the police of various oriental cities, is accused of embezzlement by some, by others said to be a suicide, and is generally the storm center of varying indignation and sympathy.

About September 21 he left Manila for Hongkong in company with a representative of the stockholders in the Calamba Sugar Estate, of which he was manager and representative. For several weeks it had been known that his affairs were in a complicated condition, his accounts overdrawn, and he was also charged with misrepresentation.

About a week later a rumor reached Manila to the effect that he had disappeared, and investigation showed that all the company's money had disappeared with him. Stockholders in the estate asked that his affairs be placed in the hands of receivers, which was done.

His announced intention of going to Hongkong was to interest British capital in the enterprise and pull himself out of the hole in which he had placed himself. The next heard of him from the British oriental capital was that he had disappeared from that city.

Instead of being discouraged by the disappearance of the estate's funds and manager, the stockholders, petitioned the courts to cite him to appear and show cause why he should not be punished, and went ahead to clear up the company's affairs and put it on a working basis again. In their petition they stated that "he left Hongkong for parts unknown in a secret and clandestine manner, and that he owes large sums of money in Manila, a part of which debts were incurred under circumstances which would render him liable to answer under the criminal laws of these islands."

It seems that P20,000 of Manila capital is interested in the deal, besides the money Thayer is known to have taken with him from Honolulu. The Manila press unite in saying that the Calamba estate contains the richest sugar lands on Luzon, and incidentally express the belief that the Dillingham interests in Hawaii, which Thayer claimed he represented, would help the estate out.

Finally a cable reached Manila from Hongkong, saying in effect that Thayer had disappeared and all the funds were gone. Verification was cable for, and the answer stated that he had left his trunk in the hotel and gone to Canton. That was the last trace of him found.

Later issues of the Manila papers assert the belief of many of his friends that he had committed suicide. His financial difficulties were stated as partially deranging him, making him dependent, worried and nervous.

Finally all his papers were turned over to the courts, included among them, according to report, being his correspondence with the Dillingham people. Walter P. Dillingham several months ago made public copies of all the correspondence he had ever held with Thayer, it all being confined to reports on the prosperity which the estate seemed to be enjoying. They proved conclusively that the Dillingham interests had no financial connection with the matter at all.

Thayer was formerly city editor of the Bulletin here and was well known around the city. He then became assistant to Doctor Clark in the taking of the census of Hawaii, and earned the highest approval from the latter. He left for Manila on two days' notice, alleging that he represented Hawaiian sugar interests and claiming to have \$15,000 of local money.

He was the author of several books, one, the "Forest Empire," being published here, and the second, the "Big Steel," being published in Manila. His next book will probably be entitled the "Getaway."

# ALLEGED EMBEZZLER IS PLACED IN CELL

Pacifico, somewhat more turbulent than his name, is resting easy in a cell in the police station, facing a charge of embezzlement. His case has not yet been thoroughly investigated by the police, but already enough evidence has been secured to convict him, in the estimation of the officers.

The man is a Filipino and had been living with some fellow countrymen on a plantation. During his sojourn with them he was entrusted with some money, amounting to over fifty dollars, and one fine day, when no one happened to be around, he disappeared and did not leave the coin behind.

He was lately located by Chief McDuffie living with a Hawaiian family in Honolulu and is now devising the necessary explanations.

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The Canadian-Australian Steamship Makers will arrive from Victoria on Friday in route to Sydney via Honolulu and Suva.

# SEWER CASE IS FINALLY ARGUED

### Supreme Court is Now Deciding on Law's Validity—Verdict May Be Far Reaching.

(From Saturday's Advertiser.)

The case of Territory against The Bun was argued yesterday in the supreme court and taken under advisement. P. L. Weaver of Maunaloa and Weaver arguing the case for the defendant, and E. W. Sutton, deputy attorney-general, appearing for the plaintiff.

The points involved are far reaching in their effect, if successfully maintained by the defendant. The case is a test brought to try the validity of the many contracts which the superintendent of public works has required all sewer users to sign before he will allow them to connect with the sewer. The defendant, in 1901, signed an agreement to pay such rate for the use of the sewer as shall be fixed. He paid the rates thereafter for a year and a half and after that refused to pay anything further on the ground that the rates charged were illegal and void, and that the agreement which he signed, was made under compulsion of the criminal statutes, which provided penalties for not connecting with the sewer.

If The Bun succeeds in maintaining his point the validity of the statute authorizing the superintendent of public works to charge a sewer rate for the use of the sewer will be denied.

The defendant, who is one of many such in the district court, has made the point that the application which he made to the superintendent to connect with the sewer was made under threats from the board of health, that if he did not do so, he could not maintain his lodging house on Maunaloa and Hotel street in Honolulu. He claims that he wanted to make a cesspool and that he knew he would be arrested if he did not connect with the sewer. He claims that the board of health regulations compelled him to connect under heavy fines, and that therefore the agreement to pay the sewer rate is void as against him.

He claims also that he is a taxpayer and as such has paid for the construction of the sewer with others and that therefore there is no consideration for his agreement to pay a new rate. He claims that he has already paid sufficient unless the legislature hereafter enacts a law compelling him to pay a special assessment.

The Territory claims that he made a good contract and is bound by his application. Another point made by the defendant is that he is not liable to pay anything because he has made no agreement to pay any rate, and that there is no valid statute which requires him to pay any rate.

The Territory claims that an act passed in 1904 gave the superintendent the power to fix the rate for using sewers, and makes the rate a lien on the premises connected with the sewer. The defendant makes the point that the legislature can not delegate the power to make the rate of the assessment and that the rate established by the superintendent is not valid. Therefore, the sewer rates are not a valid charge against him, outside of the claim made by the Territory on the written application which he made in 1901.

The defendant also says that the rate attempted to be charged is in the nature of a special assessment, because it attempts to make the sewer-user connect with the sewer whether he wish to or not, and makes the rate charged a lien on the land. He says the rate so charged can be legally charged only after it is properly set by the legislature itself, and calculated by the superintendent of public works and an opportunity given to the rate payer for a hearing after notice. The statute, as now enacted, provides no means for the rate payer to object to the rate, as unjust and disproportional. The defendant contends that under the present law the superintendent exercises an illegal power and that he could set the rate at two and one-half the rate charged without the ratepayer being able to object in a procedure provided in the sewer rate law itself. The rate itself is not exorbitant, but the law violates the constitution in providing no opportunity for a hearing before the rate is made compulsory upon the defendant. In short, he claims that it is a special assessment for the use of the sewer, and that he is deprived of his property without due process of law.

The supreme court has many important points to consider in this case which involves several constitutional questions.

# CLAIMS BELLE ELMORE TO BE STILL ALIVE

NEW YORK, November 6.—Declaring his belief that Dr. Hawley Crippen, who is to hang Tuesday next for the murder of his wife, is innocent and that his wife is still alive, Doctor Munyon of Philadelphia, famous all over the country through his "remedies," has offered a reward of \$50,000 for the production of the woman.

Belle Elmore, as Mrs. Crippen was known on the stage, is, according to the doctor's belief, being hidden away, but he gives no motive for such an act, if such is the case. Other friends of the convicted physician are working hard for him, in the few days he has to live, to secure a commutation.

LONDON, November 5.—The appellate court today confirmed the sentence imposed two weeks ago on Dr. Hawley Crippen, the American dentist, who murdered his wife, Belle Elmore, the actress. Crippen is sentenced to hang next Tuesday. His trial was short and conclusive.

# ROOSEVELT IS SHEER MADNESS TO OPPOSE JAPAN NOW FACING LIBEL

### Still More Hard Knocks for the Ex-President From the Democratic Ranks.

### MISQUOTED JUDGE BALDWIN?

### Teddy's Fight in New York Continues to Land Him in Difficulties.

NEW HAVEN, Connecticut, November 6.—Adding to Col. Theodore Roosevelt's many troubles at the present time, Judge Simeon E. Baldwin, Democratic nominee for governor of this State, has announced that he will commence libel proceedings against the ex-President.

Judge Baldwin, one of the most prominent figures in eastern Democracy was attacked by Roosevelt a short time ago over what the latter called Baldwin's views on labor legislation.

Baldwin claims that Roosevelt was merely playing for the labor vote and that the statements attributed to him were fabrications. Large damages will be asked in the courts.

Judge Baldwin is professor of constitutional and international law at Yale and is chief justice of the supreme court of errors, Connecticut.

# NEW YORK HERALD POSES AS PROPHET

NEW YORK, November 6.—One of the strongest and most influential "regular" Republican papers in the country, the New York Herald, came out this morning in a declaration that John A. Dix, the Democratic candidate for gubernatorial honors in the Empire State would win out with a plurality of 50,000.

The declaration is accompanied with the results of an investigation made by the Herald through straw votes and other means to arrive at the temper of the electorate. The Herald is one of the bitterest opponents which ex-President Roosevelt has in the country and the latter's state wide denunciation of Dix is believed to have been the inspiring motive of the Herald's prediction.

Going further, the Herald concedes Ohio to Harmon, the Democratic governor out for re-nomination, allowing him a plurality of 10,000 votes. A third Democratic victor named by the Herald is Dr. Woodrow Wilson, the former university president who is running for the governorship of New Jersey.

# BOTH SIDES CLAIM THE VICTORY ON MAINLAND

NEW YORK, November 5.—The end of the strenuous campaign in this State finds both sides claiming victory by large majorities. Democratic leaders predict the election of Dix for governor by a hundred thousand plurality, and they say that they expect to elect four of the thirty-seven congressmen from this State.

The Republican campaign committee has made a statement in which the election of Stinson for governor is predicted by 100,000, and confidence is expressed in the general success of the State and congressional ticket.

SAN FRANCISCO, November 5.—The Republican and Democratic leaders are each claiming a sweeping victory in California in the election of Tuesday. Hiram Johnson, insurgent Republican candidate for governor, has been making a whirlwind campaign as a progressive Republican and as an opponent of the Southern Pacific machine.

In giving their estimates today, both of the campaign committees claimed victory.

The betting is even in this city that Johnson will have a plurality of 20,000 in the entire State.

CHICAGO, Illinois, November 5.—The Democratic congressional campaign committee claims that it will carry the election in enough districts to give the Democrats a majority of 51 in the next house of representatives.

The Republican congressional committee's estimates are that the Republicans will retain a safe working majority in the house.

# EARTHQUAKE STIRS GOLD MINING CENTER

GOLDFIELD, Nevada, November 6.—A sharp earthquake was felt here late last night, throwing the city into temporary panic and causing much confusion. No serious damage was done, but the dishes and other chinaware in most of the houses in the town were broken.

# AVIATORS FLY TOO HIGH IN DEMANDS

SAN FRANCISCO, November 6.—Negotiations between the San Francisco aviation promoters and the aeronauts who are now exhibiting in the East were broken off yesterday. After San Francisco had raised \$125,000 for an international meet of "birdmen," the San Francisco Aeronautic Club declared the demands of the aviators to be too severe, their prices having soared with every rise in the altitude record.

### Tokio Journal Gives Some Advice to New Subjects in the Province of Chosen.

Notice of Japan's intention to establish herself firmly in Korea and put down any revolutionary tendencies on the part of the natives of that province with an iron hand, is given the world in the Japan Times of October 22. The Times is the official English organ of the government, or is so regarded, and its "plain words" to the Koreans have more than an editorial significance. The Times says:

The return to Tokio, today, of General Viscount Terauchi is significant of many things, the most important of which, however, undoubtedly is the very fact of his excellency's home-coming, at this early date after the great historic task which he so successfully carried out. And that fact covers all the rest. For, that the governor-general finds time to leave his office at Seoul to report in person to his sovereign on the progress of affairs is convincing evidence that all is well in Chosen, and that is a most satisfactory state of things for Koreans themselves as well as for the Japanese nation.

To be candid, we were not without misgivings when General Viscount Terauchi was appointed five months ago successor to the late Resident-General Viscount Sone; lest an ideal war lord, as he had proved himself to be, he might find it not altogether congenial to his soldierly habits to carry out plans laid down by a civilian statesman even of such a political genius as the late Prince Ito. True, the road had been paved for the annexation of Korea by the general's predecessors; but to act and accomplish the object before him was another matter, especially as it was most desirable that that consummation should be achieved in a friendly diplomatic way. It required a man who had both tact and power of calculation of a very high order, backed by a most perspicacious grasp of the situation, as well as by unshakable resolution to do this. Not that we suspected General Terauchi of any lack in these qualities; but he had not been given the opportunity to show them before, at least not to be seen and appreciated by the public, and we thought that the choice might have fallen with better results upon some other statesman long versed in Korean affairs.

It is on the program, as we understand, that General Terauchi will not stay long here, but that he will go back to his Korean post before the end of the year. It may not be out of place for us, then, to avail ourselves of the present time to say a few words as to the future administration of our newly acquired continental territory, and also as to what we should expect from our fellow subjects there.

First of all, it is idle to ask at this twelfth hour whether Japan has or has not made a mistake in establishing herself as a continental power. For this matter, however, why such a step before now the reason, we have stated was legitimate and inevitable for this country to take. Suffice it to say, for the present purpose, that the great fact is that Japan is determined that the peninsula shall forever remain an integral part of the empire, and that she will put in motion and exhaust the powers of all that goes to make up her strength, her army, her navy and her wealth, before she will relax in this determination. There can be and will be no reversing the wheel, except at the expense of tremendous convulsions which would shake the whole far East.

It would be sheer madness, then, for any misguided Koreans to attempt to run counter against the Japanese rule in their country. After all, however, what is it that a nation, a people, can aspire to as the noblest end of its existence? Undoubtedly the living under and being the foundation of a good and progressive government. But a good, progressive and permanent government is an impossibility over a divided people. And as a nation consists of many people of many minds, it can not but be divided if everybody is to have his own way in its affairs.

Hence it follows that for a government to be good and progressive it must stand on the foundation of a united people, willing to assist it in appropriate measures it proposes. Koreans should thus see that it is quite as much their duty to help to make their government general good and progressive as it is for our emperor to give them a good administration. In other words, they must not expect to be governed well without their doing their utmost to be loyal and law-abiding, being at all times ready to meet all calls to the duties of citizenship. Nor must they think that their government general will deal leniently with any neglect of their responsibilities, just because they are Koreans.

We are fully persuaded that our fellow subjects of Chosen are all sufficiently intelligent to understand these plain remarks, and it is a source of great satisfaction to us to find that they have shown themselves amenable to the new regime in peace and contentment. It is now in order for us to say a word of what we have in our mind about the government general.

To judge from the course of events, General Viscount Terauchi has not only proved himself a complete master in his arduous task, but he also seems to have won the confidence and respect of the Korean people in general. It is our desire, then, that he should retain his viceregal office permanently, for reasons too obvious to be explained. Furthermore, his public utterances since the annexation bear the stamp of wise and broadminded statesmanship for the regeneration and general well-being of the Koreans.

It seems, indeed, to have a plan mapped out to raise them to their present exalted life and ambitious habits, not need he to be told any common platitudes about the

# THREATENS IRWIN WITH LIBEL SUIT

### Criminal Proceedings May Be Started Today Against Democrat Editor.

(From Monday's Advertiser.)

It is highly probable that a warrant charging criminal libel will be served on Edward F. Irwin today, sworn to by City Attorney John W. Cathcart. Mr. Cathcart denied Saturday night that he knew anything of the matter but the belief that such a move is intended remains just as strong.

The article which offended Cathcart appeared in the Democrat of Saturday in which a "red hot roast" was handed out to the present city attorney, charging him with a misuse of his power and sundry other things, specifically dealing with the notorious Lane case, which a grand jury had to take out of Cathcart's hands.

Cathcart called on Colonel McCarthy, head of the Democratic county campaign committee and demanded a retraction of the statements, threatening a criminal libel suit if such was not done. The committee thereupon deliberated and decided that Cathcart was bluffing and they need not retract and no retraction will therefore appear.

The police understood Saturday night that such a warrant would be given them to serve and orders were left in case it was presented, but so far no such instrument has been placed in their hands.

# VOTED FOR TRENT; THIS TIME SHINGLE

### Five Republicans in Barber Chairs Give Reasons for Backing Pithale.

Five men occupied as many barber chairs in a Fort street establishment on Saturday, and while the lather was being laid on and worked into the roots by the obliging and Republican-betting artists of the razor and brush, politics filled the air. George A. Davies, who occupied the final chair, cut into the conversation with an oratorically-rounded summary of the political situation, and after the suds were wiped from his lips, had something to say about Trent, the Democratic candidate.

Davies inquired why in the Sam Hill Trent hadn't said something publicly about his stand in the present situation and concluded:

"Well, I voted twice for Trent as treasurer, but this time there are issues up between the two parties, and a man who gets my vote must declare himself and tell me why he expects my vote. This time we have a candidate who has declared himself on the question of the hour—Robert W. Shingle, candidate for treasurer. I voted twice for Trent, but this time there's nawthin' doin'. I vote for Shingle."

Up from the suds covering the four heads lying on the cushions of the other four chairs, came a ripple of concurring statements:

"Me, too; me, too;" and so on down the line.

Everyone of the Republicans in those chairs had formerly voted for Trent, when there were no issues at stake. This time every one will vote for his party's man, and it's generally the same sort of talk heard on the streets. They voted for Trent before, these Republicans did, but tomorrow they vote for Shingle, their party man, not only because of Shingle's personal popularity, but because of the issues which have made the campaign famous.

# COST HIGH EVEN IF LABOR IS SUPPLIED

HILO, November 4.—The road from the Volcano House to the Halemauau crater has cost the County of Hawaii \$9116.91. The prisoners and their food were furnished by the Territory, all other expenses being paid by the county. The salaries of prison guards, from October, 1906, to September 30, 1910, amounted to \$4516.70. The cost of material and supplies, mules, dump carts and other things was \$4220.21. The length of the road is about six miles so that, without wages, it cost about \$1500 a mile to build the circular road to Hales.

# FIFTEEN DIE IN MINE.

SEATTLE, November 7.—News of a tragedy in the Black Diamond mining region was telegraphed to this city yesterday, reporting the death of fifteen in an explosion. The disaster occurred in the Lawson Mine, the causes remaining vague until further investigation is made.

# CAN NOT ARBITRATE.

CHICAGO, November 7.—Arbitration in the strike of the garment workers was called off today, and all attempts to reach an agreement between employers and employees have come to nothing. The strike will continue, with the striking workers bringing every possible influence into play.

# BARON OSAKI VISITOR HERE

### Is Member of the House of Peers—Hongkong Maru Finishes Long Quarantine.

Her quarantine having expired, the T. K. K. steamship Hongkong Maru proceeded to railroad wharf No. 2 early yesterday morning to discharge her cargo of nitrates and take on two hundred tons of coal, preparatory to departing for Yokohama today.

Her passengers are naturally delighted to be released from the restraint, though on all hands praise is heard for the officers and crew for their efforts to make the time pass as pleasantly as possible for the ninety cabin and steerage passengers aboard. Angling was the chief pastime, thousands of all kinds and sizes of fish being hooked from the decks of the imprisoned liner as the lay outside.

**Baron Osaki Aboard.**  
Baron Osaki, a member of the house of peers of Japan, is a passenger on the Hongkong Maru, returning to his home in Yokohama after heading a party of Japanese business men, who left Yokohama July 12 on an observation tour through Mexico and Central and South America. They were widely entertained, and while in the Argentine Republic were among the prominent men present at the celebration in honor of Argentina's centennial. The Mexican chambers of commerce, at the different cities visited, tendered banquets and receptions to their distinguished guests.

Baron Osaki expressed himself as being much pleased with Honolulu during his short stay, and not a little surprised at its size and beauty.

The wife of the mayor of Tokio, who is expected to arrive in the Tenyo Maru this morning from San Francisco, is a daughter of Baron Osaki.

**Doctor From Singapore.**  
Dr. E. L. Souza, a prominent doctor of Singapore, who has been on service for a large Chinese steamship company at Callao and Lima, Peru, is returning to recuperate after a severe illness. Doctor Souza is directly connected with a large rubber estate in the Straits Settlements, and says that in vegetation and climate Honolulu closely resembles his native country.

# CANE KNIFE ENDS PECULIAR AFFAIR

### Disadvantage in Having Two Lord and Masters Are Exposed.

An unbloody pact between a Spaniard and Porto Rican came to light yesterday morning when the police were called upon to take the wife of the former to the Queen's Hospital where it was found that her wrist had been nearly severed by a blow from a cane knife.

From the story learned by Chief McDuffie in the course of his investigation, the Spaniard, Thomas Safta by name, had become angered over the absence of his wife with the Porto Rican and made an attack on the other man with the cane knife yesterday morning. Mrs. Safta stepped in between the men and received the blow on her own wrist, cutting it deeply and severing an artery. The woman was rushed to the hospital which was just across the way and placed under an anesthetic while her wound was dressed.

This is the last chapter of a story which is about to receive a final appendix in two courts. Several weeks ago there was a divorce pending in the circuit court brought by Safta against his wife which was discontinued by virtue of what was claimed to be an agreement between the men and his wife. The real motive of the discontinuance has just been learned.

Safta had been in San Francisco and sent money to his wife to come to him there. This money she used claiming that she had spent it in doctor's bills for the children. Safta in consequence returned and found his wife living with Jacintho Garcia, the Porto Rican, who is a musician in Berger's band and runs a hat cleaning establishment on the side. The divorce suit followed this discovery.

After the suit had been pending for a week or so the Porto Rican and the Spaniard entered into an agreement by which the latter was to transfer his interest in his wife to the Porto Rican in fee simple for a certain portion of the time and in return the Safta family, consisting of the parents and three children, were to receive board and lodging from Garcia.

Night before last Garcia had an invitation to a dance to be held at Asala and insisted upon taking Mrs. Garcia Safta with him. Safta protested, saying that the Porto Rican was holding in on other than the stipulated terms, but the pair went down anyway. When they returned yesterday Safta was ready with the cane knife and the fracture ensued.

Safta will probably be charged with assault with a deadly weapon in the territorial courts and while slave proceedings will be brought against him in the federal court, Honolulu Act proceedings will be brought against Garcia in the latter court, also, as he has a wife living in the neighborhood of Waialua and he could be charged with a similar crime in the police court if it was so desired.

A few weeks ago one of Garcia's employees in the hat cleaning establishment contacted a dollar from him and he had him arrested. The man was tried and convicted and being found to have a long record of similar offenses was sentenced to six months in prison. He will be tickled to death to be joined by his employer.