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PRINCE IN WITNESS BOX

He Tells What Took Place at the Track.

CUNNINGHAM SAYS CHARGE IS UNTRUE

Dr. Shorey Produces Powdered Aloes Intended for Weller as Alleged.

The secrets of the Honolulu betting ring and poolroom "system" by which bettors place their money in order to be on the safe side of a "sure thing" methods of guarding, training, shoeing, plating and feeding of race horses, together with an exhibit of the powders which are commonly reputed to be given to racers on the sly to cause them to weaken at the critical moment and throw the race to another horse, were all dished up in the police court yesterday during the hearing of the alleged conspiracy case brought by Prince David Kawanakoa against William Cunningham and J. A. Morgan. All manner of citizens were placed on the witness stand. There were princes and blacksmiths, veterinary surgeons and clerks, plumbers and those who pay their bills, clerks who bet their money, and jockeys who ride and win or lose their simoleons. When it comes to airing the dirty linen of the race course scandals, the "rank outsiders" are surprised to learn of the people from all walks of life who are interested to a more or less extent in what horseflesh can do to win or lose fortunes.

Yesterday's hearing of the case told of the betting in the poolrooms, where for several nights previous to the races on June 11th, dozens of men gathered to buy pools which the auctioneers offered. Most of the witnesses said the poolroom was on the "waterfront," not specifying in that broad expanse of shore just where the center of attraction was. It was revealed, however, that the poolroom was in Reis' boat-house, and there it is believed the causes leading to the charge of conspiracy really originated. Much of the testimony which the prosecution endeavored to work out of the witnesses for the defense, and principally of Defendant Cunningham, was to the latter's being there on the night of Monday, June 10th. On this grievous point the case hung yesterday afternoon when an adjournment was taken until this morning, as the prosecution has summoned several new witnesses to testify whether or not they saw Cunningham alight at the poolrooms at or about 8 o'clock on the night in question. Judge Wilcox is as anxious as any one to get at the bottom of the whole matter, as he intimated to the attorneys yesterday afternoon, and expressed his willingness to continue until the last stone had been turned, as upon him devolved the weight and burden of rendering a decision.

Prince David Kawanakoa, the plaintiff, proved to be the star witness of the day. He stated that on Sunday following June 11th, the day when the races took place, Cunningham had come to him and asked him if he had heard anything about the charge that he had attempted to induce Jockey McAuliffe, who rode Prince David's Weller, to pull the race. The Prince replied that he intended to investigate the matter, but he did not mention that Cunningham was implicated. The Prince stated that after that remark Leeper, the boy who acquainted him with the alleged attempt of Morgan to "dope" Weller, rode by, and Cunningham, catching sight of him, remarked that, using an epithet, if Leeper "squealed" he would make it warm for him.

At the afternoon session the Prince was again in the witness box. "Cunningham came to me and said, I believe, that he wanted to square himself with me in regard to the 'doping' business. McAuliffe was near by. I think he put the question to McAuliffe, asking him if he had at any previous time been approached by him (Cunningham), to pull the race. He did not mean 'doping' then. McAuliffe said that Cunningham had not approached him to pull the race. Cunningham told McAuliffe to ride straight for me. I told Cunningham that I did not have anything against him, and I never have had anything against Cunningham.

"I never told him that I had a charge against him for tinkering with my horse. Cunningham said he had heard rumors about it, connecting him with the affair. I told him I was going to investigate the matter. I did not mention to him that he was connected with it, although I knew at the time that his name was mixed up in it." Judge Stanley, for the defense, and the Prince had a clash as to what constituted telling the truth in statements that the Prince might have made to Cunningham, but the examination went along smoothly after a few moments of parleying.

"Leeper went by just then," continued the Prince, "and Cunningham said, 'if that squeals I will make it warm for him.' I told Cunningham I did not like the way he approached my jockey; that he should have come straight to me before he went to McAuliffe, to ask whether he intended to ride for me on the 11th."

"Weller had a record then of 1:45 1/2; Aggravation 1:46. In a previous workout Weller had made 1:43 1/2, but I don't know what McCloskey's record was." Jockey McAuliffe was about the hardest witness the defense had to contend with thus far. His answers were given with such directness that the attorneys for the defense were unable to break him down or make him nervous. Even Cunningham, the defendant, admitted that McAuliffe was as "straight as a string," and that he was a man that couldn't be bought to pull a race. He told of a conversation he had with Cunningham at the race track on

the Sunday before the races, between 2 and 4 o'clock in the afternoon. Cunningham met him and asked about Weller. McAuliffe told him the animal was all right. "He says to me," remarked McAuliffe, "well, I don't think you will win tomorrow; I think McCloskey will beat you sure." I told him the horse ran in 1:43. I told him if I lost I would not be worth a cent, and that if I did, I would have to come to him to get my fare back to Australia. Cunningham said, 'sure.' He said further, 'I don't think you will ride, as I hear you're going to pull the horse.' I told him if he thought I was going to pull the horse I would not ride at all, and said I would see David about it.

"Morgan came to me on the day of the race and asked about Weller. I told him he would not eat his oats; I told him I thought something was wrong with him. He asked me what I thought was the matter with him. I told him the horse was not sweating at all, and was off his feed. Morgan turned away with a sort of smile on his face. I had a suspicion about something being wrong, and told Morgan that, although the horse was in fine condition, I suspected something would happen a week before the race, and not from what Leeper had told him the night before.

"On Monday Cunningham told me he thought there was a 'job' up, and I told him I thought there was. I told David to get a pair of field glasses and watch me all around the track, so that if I didn't happen to win the race he could not blame me for it." Dr. Shorey, the government chemist, was examined as to the contents of the pill or cathartic alleged to have been given the boy Leeper to place in Weller's mouth, but which he handed to Prince David instead. Dr. Shorey produced the capsule, which was about three inches long. He said it had contained 277 grains of black powder which, upon analysis, proved to be powdered aloes. He said it was a powerful cathartic, the maximum dose for a human being being twenty grains. He had made his report in writing. He could not say what effect 277 grains would have on a horse, not being a veterinary. He thought a small dose of aloes would act in about twelve or fifteen hours on a human being.

Veterinarian Dr. Shaw said it would take from eighteen to twenty hours to act as a purgative upon a horse. It weakened a horse. He said that seven or eight drachms would affect a horse. The entire court then computed what eight drachms would be reduced to grains, the solution being about 450 grains, or much more than the capsule in question had contained. John Corburn testified to having received the capsule from Prince David the night before the races, and giving it to Dr. Shorey on the morning of the 12th.

Defendant William Cunningham said the charge against him was not true. He claims Leeper did not see him in the Favorite saloon the night before the races, as testified; that he was not in his saloon all that evening. He had been at the poolrooms and went home about midnight. He had seen Leeper at the track during the afternoon. He did not give Morgan a capsule containing the powdered aloes, and did not give Morgan \$200 to be given to Leeper. He told of his conversations with McAuliffe and the Prince, practically as testified to by those witnesses. He testified that he had told David that if the latter had any evidence that he was a party to giving the pill to Weller, he could go ahead and investigate. Cunningham then told of various persons he had seen when he arrived at the poolrooms, several of whom are to be subpoenaed and examined this morning. "I saw Will Vida, Bob Balyntyne, George Lucas, Prince David, Billy Cornwall, Harry Murray, George Rodek, Frank Turk, Johnnie Wright and a number of others. I bought three pools for myself, for about \$12 each, and Pacheco bought four for us together, amounting in all to about \$40. I took second choice in the Weller race, while Pacheco bought the field."

Harry Murray and C. H. Brown testified to having seen Cunningham at the poolroom about 8 o'clock. "You say Mr. Brown did some plumbing work for you, Mr. Cunningham?" inquired Judge Wilcox.

"Yes, sir." "And you still had money to bet?" and the judge shook his head dubiously. A moot question which the prosecution would like to decide is, what hack and which hackman carried Cunningham from the Bethel street stand to the poolroom on the night when he bought second choice on the race which Weller eventually won? Cunningham said on the stand that he did not know, but gave it as his dim recollection that it was a Hawaiian driver, Lawyer Kinney, for the prosecution, prodded the defendant on this question for about half an hour, but rack his brain as he would, Cunningham did not seem to be able to remember who took him to the famous poolroom site.

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