

THE \$30,000,000 SUIT AGAINST SUGAR TRUST

NEW YORK, March 2.—A complaint in an action for \$30,000,000, with costs and attorneys' fees, was filed in the United States Circuit Court here yesterday against the American Sugar Refining Company by the Pennsylvania Sugar Refining Company of Philadelphia. The latter is the company in which Frank K. Hipple, president of the Real Estate Trust Company of Philadelphia, held 25,000 shares of stock (the controlling interest), and which in turn he had placed in the hands of Adolph Segal, the Philadelphia promoter.

Hipple killed himself when his enterprises went to smash about a year ago and the trust company of which he was president went into the hands of a receiver.

Conspiracy to ruin a rival concern is alleged in the complaint and the \$30,000,000 is three times the amount of damages alleged.

The suit is brought through the law firm of Battle & Marshall of this city. The complainant alleges that through Segal negotiating a loan from Gustav E. Kiesel, the banker acting as agent for the American Sugar Refining Co., the latter corporation secured control of the Pennsylvania Sugar Refining Company. This was possible because the voting power in the Pennsylvania company had been placed with the American Sugar Refining Company when Segal turned over, among other collateral for his loan, the receipt for 25,000 shares in the Pennsylvania Sugar Refining Company. This was Hipple's property that had been placed with Segal as security.

In an agreement made between Kiesel and Segal at the time Segal's loan, which was for \$1,250,000, was secured, it was stipulated that the lenders should have the voting power of that stock. An agreement alleged to have been drawn up between Kiesel and Segal setting forth all these facts is annexed to the complaint. This agreement, it is set forth, was made on December 20, 1903.

The sum and substance of the complaint is that the American Sugar Re-

fining Company secured control of a Philadelphia rival, elected a controlling lot of directors and thus was able to shut down the plant. Besides naming the American Sugar Refining Company as defendant the complaint also names Henry O. Havemeyer, John E. Parsons, Gustav E. Kiesel, Walter D. Robinson, George L. Trigg and Morris J. Werner as individual defendants. Mr. Havemeyer is the president and a director of the American Sugar Refining Company, Mr. Parsons a director and vice president and the four others are named through the fact that they were elected directors in the Philadelphia concern. It is alleged in the suit that all of these individual defendants conspired to put an end to the activity of the Philadelphia corporation.

The complaint is sworn to by William Howard Ramsey as president of the Pennsylvania Sugar Refining Co. It is set forth in the complaint that Segal negotiated the loan from Kiesel for use in promoting his Champion Construction Company. Attached to the papers in the suit is an agreement signed by Segal as president and William H. Whiteside as secretary of the Champion Construction Company, giving the lenders of the \$1,250,000 power to use the 25,000 shares of the Pennsylvania Sugar Refining Company according to the agreement drawn up between Segal and Kiesel.

The loan expired and the receipt for first mortgage bonds of \$100 each on his Majesty's Apartment House Company of Philadelphia and also 500 first mortgage bonds of \$100 each that Segal held in the Philadelphia sugar concern.

According to the complaint the Pennsylvania Sugar Refining Company had a total authorized capital stock of \$5,000,000 in 50,000 shares of \$100 par value each. The stock was issued and outstanding in the hands of various parties, and the corporation held a valuable tract of land in Philadelphia, a wharf on the Delaware river, railroad sidings and a plant erected and completed for operation.

CROWDS SEE A JAPANESE WOMAN BURN

(From Wednesday's Advertiser.)

A little Japanese woman was horribly burned to death last night by a fire which started in the crowded Palama district and which, but for the prompt efforts of the fire department, would have been a much more disastrous conflagration.

Nakana, wife of Mitsuki, a wrecker of local fame, about eight o'clock was filling a glass kerosene oil lamp by the light of another lamp.

This foolish act was performed on the landing of a ten-story tenement house on the line which runs between Liliha street and Deoha lane, and in immediate proximity to the later.

The lamp exploded and the flaming oil splashed on the poor woman on fire from head to heel.

Shrieking like a tortured soul, Nakana rushed out of the house as quickly as she could and in despair rolled in a pool of water in the back yard.

The occupants of the house, a mixture of nationalities, rushed into Liliha street, intent on saving their poor belongings.

Only herculean Mitsuki grazed desperately at his burning home, powerless to save the frail wife of his bosom, despite the gift of his giant strength.

The yard is surrounded by a seven-foot fence stoutly built, and despite the woman's piteous moaning note could go to her salvation until Superintendent Rath of the Palama Mission and Harry Auld, who live nearby, chopped an opening in the fence.

Nakana was found lying in the pool. She was conveyed to a nearby residence by willing hands.

She was a faithful spectacle where she lay. She was entirely denuded of clothing and the devouring flames had eaten off her ears, her nose and reduced her eyes to glazed, staring balls.

The police ambulance was telephoned for and soon had the charred wreck of humanity at Queen's Hospital.

Mrs. Rath went in the first direct alarm and then someone broke the glass of Box 52, corner of Liliha and King streets and—the warning whistle droned out.

Engines No. 2 and No. 4, as well as Central's chemical, arrived in short order.

An immense crowd of Asiatics was soon on the spot and their presence, together with the spirited hustling of the neighbors to save their possessions, made the scene a lively one.

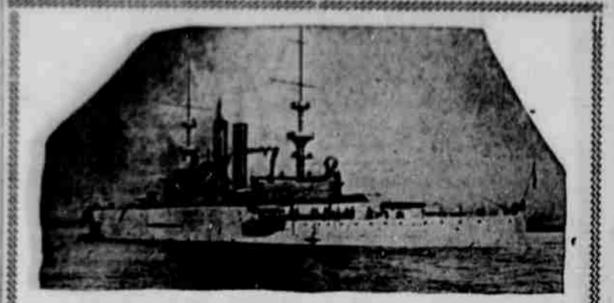
At a late hour last night the owner of the ruined property, for the house was gutted, had not been located.

On the Waikiki side of the doomed building, a number of horses tethered in a stable, neighed in abject terror.

LATER—THE WOMAN DIES.

Word was received from the Queen's Hospital that the woman died of her burns at 11:15.

BATTLESHIPS FOR NEWLY ORGANIZED PACIFIC FLEET



WASHINGTON, March 13.—Three battleships and six armored cruisers of the first-class are the warships in sight for the nucleus of the consolidated United States commands in the Pacific ocean, which are hereafter to be known as the Pacific fleet.

The battleships are the Oregon and the Wisconsin, these two being out of commission, but could be gotten ready in a short time, and the Nebraska, nearing completion at Seattle. The armored cruisers are the West Virginia, the Colorado, and Pennsylvania and Maryland, now afloat, and the California and the South Dakota, nearly completed at San Francisco.

An official statement was made at the Navy Department today describing the proposed consolidation. In that statement is a semi-apologetic clause which was evidently inserted for the peace of mind of Japan. The official utterance on this subject is as follows:

"The Navy Department wishes it understood that this consolidation of command is in pursuance of a well defined policy which was carefully outlined in the report of the chief of the bureau of navigation in October last, and that no particular considerations for the present time have contributed in any way to the proposed organization."

The plan of consolidation is described as follows:

"Orders dated February 27, 1907, have been sent by the Navy Department to Rear-Admiral W. H. Brownson, U. S. N., directing consolidation under one administrative command of all cruising vessels in the Pacific ocean. Rear-Admiral Brownson will be the first commander of the new Pacific fleet, which will be composed of the present Asiatic fleet and the Pacific squadron combined, the limits of the station comprising what is now assigned to both stations.

The order will go into effect on its receipt by Admiral Brownson or as soon as he makes the necessary arrangements, and the date is expected to be about the end of March. Rear Admiral J. H. Dayton, U. S. N., will become the commander of the third squadron of the Pacific fleet and Rear Admiral Swinburne, U. S. N., will be the commander of the second squadron.

The following is the prospective position of the Pacific fleet:

First division—West Virginia, Colorado, Maryland, Pennsylvania.

Second division—Chattanooga, Galveston and two others of the same class.

Third division—Charleston, Milwaukee, St. Louis, Chicago (Chicago to be replaced by New York).

Fourth division—Albany, New Orleans, Cincinnati, Raleigh.

Fifth division—Rainbow, Concord, Helena, Wilmington.

Sixth division—El Cano, Callao, Quires, Villa Lobos, Paragua, Pampana, Panay, Arayat (or available

CASE NOW UP TO CATHCART

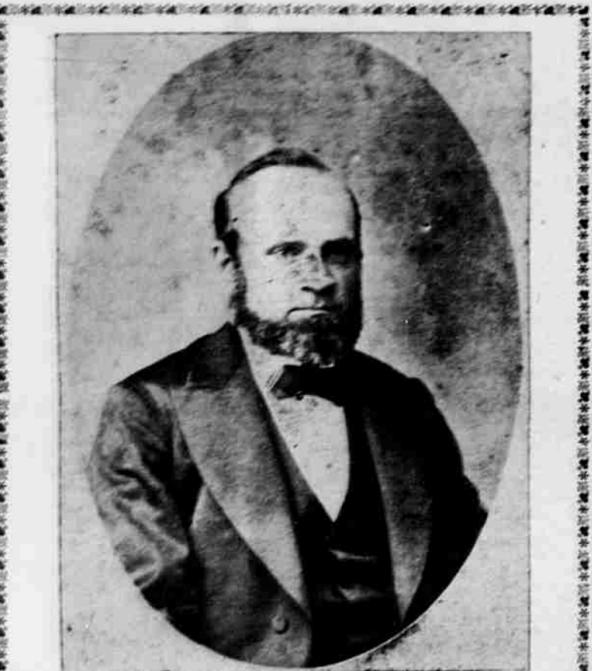
The charge of grafting which has been hanging for some weeks over the head of Eugene Duvauchelle, a special police officer, during which time he has been suspended from the department, was brought to a head yesterday at the trial of Tin Hoon, his alleged accomplice. Tin Hoon was discharged and Judge Whitney took the occasion to say that Duvauchelle was the man to be tried for the offense. Accordingly the evidence which the police have gathered, together with that presented during the trial, has been laid before County Attorney Cathcart by Chief Taylor and it is now up to the county prosecutor to say whether the matter will be pushed farther or not. Duvauchelle's suspension from the force, in the meantime, has been made final by his discharge.

GOVERNOR ON IMMIGRATION

Governor Carter stated yesterday that the attitude of those he had talked to on the matter of immigration, did not lay such stress on the immigration law per se, as the means to be adopted toward furthering immigration.

He thought that a general tax would be the way out of the difficulty, as the Legislature seemed to be in favor of getting mainland farmers to come to Hawaii and a general tax would be applied to help in this direction, whereas a special tax would perform specific in its usage.

DEATH OF A MAN WHO SAW SUGAR BEGINNINGS HERE



THE LATE JABEZ TURNER, EX-MAYOR OF SACRAMENTO, WHO BUILT A SUGAR MILL HERE IN THE 60'S FOR SAMUEL WILDER.

"The death of Hon. Jabez Turner, ex-Mayor of Sacramento, and the father of Ralph Turner of Honolulu, will be of interest to many old-time Honoluluans. Mr. Turner built a sugar mill here in the 60's for the late Samuel G. Wilder and was a personal friend of the famous Dr. Judd. Speaking of his career a Sacramento paper said:

"Ex-Mayor Jabez Turner was one of those men who make a city rich. He represented a type of character to which the nation owes all that it possesses of stanch and unselfish public spirit—a type that is not quite so common as once it was, but that will certainly come once more into demand and appreciation. Jabez Turner was a man who worked with his hands, and who used his advancement to his character and to his skill. When the time came to accept the high office of Mayor of Sacramento that was offered upon him he withdrew from his position as a workman and a director of workmen and devoted himself to the good of the city. When his majority term had expired he returned to his work in the shops until he was retired from active occupation, full of years and honor. He was not a politician. He sought no preferment, but the preferment sought him, and because of this his term of office has never been surpassed in its wealth of wholesome activities and permanently valuable acquisitions.

"It would be well for the city if it had many men such as Jabez Turner—men who desire nothing that the city can give them except its respect and goodwill—men who have no private interests to serve and who are yet ready and anxious at all times to give their counsel and their aid. If we had any considerable number of such men we should never lack a guidance in public affairs, which would command universal respect, not only because of the experience and wisdom behind it but because there would be no suspicion of self-interest and no shadow of self-seeking. A more admirable and a more dignified use of the privileges of independent old age it would be impossible to imagine, and even the activities of youth would give place to it in public appreciation. It was in such a way that Jabez Turner crossed his old age. The city has been in his debt since his entry into public life. It will add to that debt so long as the memory of his splendid old age remains with us."

JUMPED OFF A CAR

The mystery connected with the accident which occurred last Sunday evening in front of the Susanna Wesley Home has been cleared up, or partially so. A Japanese young man, whose name it was difficult to understand, but which he bade was an express car, as the Wells Fargo cars do not run on Sundays, the man is evidently mistaken. It was his intention, he said, to get off at the Waikiki turn, but as the car did not stop he rode as far as the Susanna Wesley Home where he jumped off. As a result, one eye is injured for life, and the young man will carry the scars on his scalp and around his mouth, to his grave.

RHEUMATISM CAN BE CURED

There is no disease which inflicts more torture than rheumatism and there is probably no disease for which such a varied and useless list of remedies have been suggested. To say that it can be cured is therefore a bold statement to make but Chandler's Pain Balm, which enjoys an enviable fame in the treatment of this disease wherever it has been tried. One of two applications of this liniment will relieve the pain and hundreds of sufferers from this disease testify to permanent cures by its use. For sale by Benson South & Co., 124-A, Agents for Hawaii.

PRETTY WEDDING AT GERMAN CHURCH

The wedding of Mr. A. Schreiber and Miss Annie von Berg was solemnized by a pretty ceremony at the German church last evening.

The bride, accompanied by her sister, Miss Florida von Berg as bridesmaid and bearing on her arm of her father, proceeded down the aisle side by side, where she was joined by the groom, he being supported by Mr. Fred Auld as best man.

After a short service of praise and thanksgiving the happy couple left in a private car for their home and spending in Germany.

Immediately afterward, a reception was held at the home of the bride, where many friends enjoyed their hospitality. The bride and groom, accompanied by their bridesmaids, were seated throughout the evening. Mrs. Auld, who was the mother of the bride, presided at the table.

HAWAIIANS WANT EXTENSIVE LANDS

Commissioner of Public Lands Pratt has received a petition from Hawaii, with ten signatures, requesting the opening of two kipukas in the vicinity of Kapapala, to be used for grazing purposes. The petition is the latest on record.

The land asked for aggregates 25,000 acres and is situated above the Volcano Road on the Kona side of the Volcano House.

Kipuka possesses the originality of being an island set in the lava. It affords fine grazing and may be fitted for agricultural purposes.

It is 4500 feet above the sea and in other characteristics resembles the land on which the Volcano House is situated. It is a bit higher than the Volcano House, but its temperature and rainfall is practically the same as that prevailing at the favorite pleasure resort.

Commissioner Pratt has written back to the petitioners requesting them to get their papers in proper shape as required by law, and referring them to further information to Sub-agent G. H. Williams of Hilo, who has been told to help them out.

T. White's district borders on the land but in the present case Williams is the more convenient man to get at.

CHICKEN THIEF IS GIVEN ONE YEAR

Hon Tuck, the notorious chicken thief, is again in the hands of the police. Last Monday Tuck had a "chicken feeling" and entered the house of a Portuguese on Vineyard street, where he found eleven choice chickens, one of them a game rooster, which he appropriated for himself. Chicken stealing has been quite prevalent of late, and the police have notified the buyers of fowls at the market to let them know whenever any one tries to sell them chickens at low prices.

Hon Tuck had not been informed of this state of affairs, and bright and early yesterday morning he took the captured fowls to the market and asked 75 cents apiece for his supply. He was offered 50 cents which he accepted, agreeing to come later in the afternoon to receive his money. The police were notified and an officer was detailed to watch for the man. When he arrived he was promptly nabbed and yesterday morning pleaded not guilty. He was sentenced to one year of harder labor than stealing.

Nearly all the juveniles who were arrested on warrants for gambling were sent to the Reform school for one year. They have been given quite weeks' probation.

The police have been quite successful in capturing the proprietors of gambling games of late. George Kaea, a professional crap player and boss of the Kakaako hut which was caught on Sunday, was fined \$20 and costs. The costs amounted to three dollars so George got twenty-three for him.

Lieutenant Commander Carter, of the Ironsides, has asked the police to find three deserters from off his ship, Adam Smith of New Jersey, Herman Brikholt of Honolulu, and Jesse Williams, also of this city.

Nothing has been heard at the police station regarding the Japanese who was injured on King street last Sunday. The Rapid Transit people have received no information on the subject and the matter is still a mystery.

YOUNGEST HEAD OF BUREAU

H. B. Rossouw, recently appointed head of the bureau of yards and docks of the navy department, is the youngest man ever called upon to fill this responsible office. He is only 34 and ranks as a rear admiral. His rise in the engineering world has been phenomenal.