

## PRESERVE THE TREES Gov. Dole Will Be Active to Save Forests.

(From Monday's daily.)

**F**ORESTATION is one of the uppermost subjects in the mind of Governor Dole. Since his return from his vacation on the Island of Hawaii the Chief Executive is more than ever impressed with the necessity of hard and consistent work for the preservation of the forests, and those whom he has met have found him enthusiastic in his belief that all must be done that is possible for the keeping and building up of the vast tree-clad areas. One of the first acts of Governor Dole will be the setting aside of a forest reserve which will have for its purpose the protection of the young trees from animals.

Governor and Mrs. Dole returned from their two months' outing on Hawaii by the Kinohiwa Saturday morning. Both are much improved in health. Governor Dole has taken on flesh, is browned and ruddy, and looks better than he has before in several years. He said last evening that he felt better than for some time and was in shape for work again. He will not take up the duties of his office at once, however. Acting Governor Cooper has been at work for several weeks upon the report of the Territory for the past year. This document will be an important one and it must be in Washington by the middle of September. Governor Dole feels that he could not take hold of it now and make the work what it should be, and his plans are to postpone taking up the duties of office until Mr. Cooper has finished the report. This will be about the end of the week.

"I was most thoroughly impressed with the necessity of forest protection," said Governor Dole last evening, "by what I saw while in the mountains between Mauna Kea and Hualala. There are sheep ranges about the slopes and the sheep have completely wiped out any young growth in the sections over which they feed. Many sheep have wandered away from the flocks and have become wild. Wherever they go there is nothing left but the standing timber which is too big for them to eat. I was impressed by the number of great trees which are about to fall in those forests. Giant koa trees, which seem to have lived to a ripe old age, and which have taken their share of nutriment out of the soil, are ready to fall before any wind, and there is no young growth in that section of the mountains to take the place of the old trees. Within a year or two there will be a great reduction in the forests, simply by the falling of this timber. The region is so inaccessible that much of this timber cannot be saved for use."

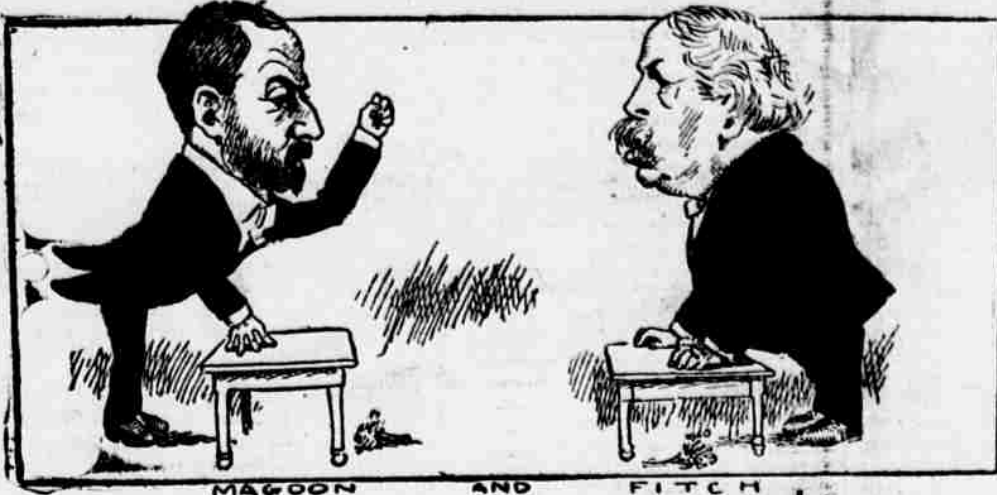
"It is my intention to set aside for a forest reserve a tract of land between the two mountains, probably between 40,000 and 50,000 acres, which, if nothing is done to save it, will become denuded of trees in a few years. There might be a few fences necessary to keep the sheep off part of it, and it would be my plan to give permits to persons who are reliable and who would not set fires in the timber, to go in there and hunt the wild animals. This would result in the clearing out of the sheep and would preserve the trees and permit the young growths to come up to replace them in a few years. This is not the only forest reserve which I contemplate, as there are many other places where the timber should be kept from the possibility of being wiped out, and as soon as the leases come in the plan will be to set aside the forests as reservations. I believe that this is in my power."

"Of the public works which I consider most necessary, the road around the Island of Hawaii is very important. There remains a few miles in Kona uncompleted and this should be finished as soon as possible. Nothing will be decided perhaps until the return of Superintendent Boyd from his trip about the Islands, and then the most-needed works will be taken up and given immediate attention. Another thing which is very important is the water supply of Hilo. The spring from which the supply is now taken is in the middle of a settlement. The houses have been built up all about it and there is danger of contamination. Higher up there is a spring which would supply the city for many years, and I hope to be able to make a reservation which will keep that from the danger. The plan will be to take in the spring and the lands about it on both sides of the valley in which it lies, so that there will be no danger from the residences which are springing up or from the cane lands, for the fertilizer which is used may poison the water."

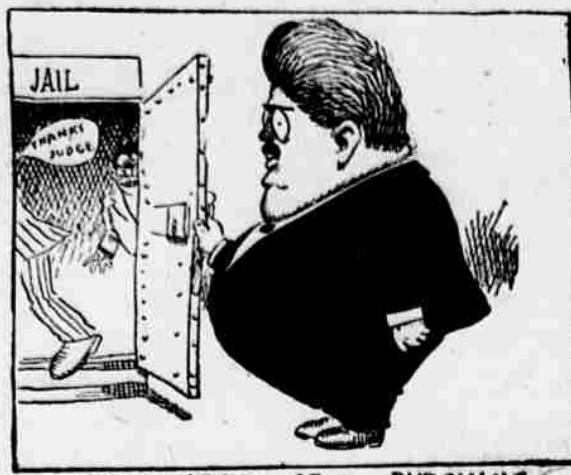
"I was very much pleased to find that there is more interest in small farming on the Island. I saw in Hilo an American farmer making arrangements for the disposition of his crops. This is one thing which is having the attention of the Government, and which will be prosecuted as much as possible."

(Continued on Page 8)

## PICTORIAL HISTORY OF THE WEEK.



MAGOON AND FITCH



JUDGE GEAR STILL PURSUING THE OPEN DOOR POLICY.



CAPT. BERGER GETS A NEW BAND STAND



LEWERS AND COOKE SHOWED THEIR APPRECIATION

### HAWAIIAN MAILS GROW HEAVIER

Immense Increase in Island Postal Business Since the Annexation.

WASHINGTON, August 14.—G. W. Carr, assistant superintendent in charge of the railway mail service in Hawaii, was in conference with Acting Postmaster General Shallenberger today. He says the volume of the mails in Hawaii has increased fully 100 per cent since the American regime began. Save for himself, two inspectors and three clerks from San Francisco, the entire Hawaiian postal system is administered by resident officials and employees. The postmasters throughout the Islands, besides the native Hawaiians and the Americans who were there before the American regime was installed, include English, German, Portuguese and other nationalities. None of the ninety or one hundred postoffices on the Islands has had to call on the United States for employes of any kind. Carr will return to Honolulu by the 15th proximo, when he will arrange transportation service for four years beginning next year. He will go from here to New York to look into the seaport mail service on the American line, preliminary to instituting a similar service on the Oceanic line between San Francisco and Honolulu, under which a postal clerk will be aboard each steamer.

### TRANSFORMED RUSSIA.

Gen. Frederick D. Grant Notes Great Improvements There.

NEW YORK, Aug. 16.—Speaking of his experiences in Russia where he made a tour, General Frederick Dent Grant, who has just arrived from Europe, said the general feeling of the people of the middle and upper classes was favorable to the United States. The Russians regard the United States more as a country to buy from than to sell to. "I found the greatest improvement since my last visit to Russia in 1872," said the General. "Even the houses are better built and show that Russia is advancing with the times and is prosperous. The improvement in the conditions of the serfs is really remarkable. They were liberated about the same time that our negroes were, but they have advanced infinitely further in the same space of time. Army service has helped in their development physically and mentally in a way that goes far to make up for the burden on the nation at large."

### Selling Medical Degrees.

NEW YORK, August 16.—Governor Voorhees of New Jersey, investigating the complaint of D. M. J. Mitchell, secretary of the State Board of Health, expects to locate a manufacturer of bogus diplomas in Jersey City. The complaint is in the shape of a circular letter to Dr. Mitchell offering to confer a degree and diploma of a "university" in Jersey City concerning which the educational department has no record. In the circular the degree of M. D. is offered at the bargain price of \$10, or, coupled with Ph. D., for \$15. The Governor says the authorities will at once take action against the promoters of the alleged university. He says he has received complaints from citizens in Texas, Minnesota and other Western States enclosing copies of the circular.

### A TERRIFIC STORM VISITS GULF—TIDAL WAVE EFFECTS

ATLANTA, Ga., August 15.—The tropical storm which has been raging in the Gulf of Mexico for two days culminated in a tidal wave which swept the coast from Pensacola, Fla., to the mouth of the Mississippi. All communication is cut off, and it is believed that the villages which were destroyed in the storm of 1893, when 2,000 people were drowned, have again been overwhelmed.

NEW ORLEANS, August 15.—The big storm has practically subsided here and both the river and the lake are falling. The water has rapidly receded from the section of the city which was overflowed yesterday. Large bodies of men have gone to work to repair the damage done at the lake resorts, which bore the brunt of the storm. Little news has come thus far from the Mississippi sound, but there has been no loss of life in that reach of territory. The Louisville & Nashville railroad is still badly crippled. No trains have come in or gone out over this line since night before last. The subsidence of the water, however, makes it probable that the damage to the tracks will be quickly repaired and that the traffic will be resumed by tonight. A large number of cotton and other business men are still bottled up on the coast and unable to get to their offices. The northeastern road has had some trouble, but the Illinois Central has aided both the Louisville & Nashville and Northeastern in handling their passenger traffic.

The Cromwell liner Comus reached the city today. Dr. J. N. Thomas of the quarantine station boarded the Comus near the mouth of the river and told Captain Franklin that an unknown schooner and a small boat had been wrecked in that vicinity and six lives lost.

The news of the loss of the Cobden family of fifteen, above quarantine station, has not been confirmed. At Shell Beach the wind has ceased, but the water is rising and there has been considerable damage to crops. Rice has been damaged considerably down the river.

The United Fruit Company's steamer Esther arrived here today. She experienced heavy winds, but was not injured and saw no vessels in distress. The Esther reported that there was no serious damage at quarantine station, but that considerable property had been swept away at Port Eads.

The fruit company fears for the safety of another of its ships, the Fulton. The Fulton left Ceiba fourteen and a half days ago and is now ten days overdue. She has never been reported. Captain Stevenson of the Esther brought up Captain Samuel J. Dunham and four members of the crew of the tug Biloxi, which capsized during the storm.

### Cold Storage on Sailing Ships.

The ship Falls of Clyde and the steamer Enterprise, when the latter vessel returns to San Francisco from the Hawaiian Islands, will both be fitted with cold storage plants like that recently put on the bark Roderick Dhu. The trips taken by the Roderick Dhu under the new arrangement have demonstrated the value of a cold storage plant, even in a sailing vessel, and other ships of the "brown" line are to be similarly equipped.

the storm. The five rescued men clung to a tree until rescued. They reported that two of the crew of the tug were missing. Captain Stevenson also reported that he saw a ship's mast, possibly a fruiterer's, sticking out of the water about nine miles from Southwest Pass. He was unable to identify the vessel and saw none of her crew.

The Esther had as passengers Juan Carrillo, a family of twelve and four servants, all of Belize. They had been at the quarantine station for several days and passed safely through the storm. Captain Stevenson said a houseboat and some small craft had been battered to pieces in the vicinity of the station, but he had heard of no loss of life.

MOBILE, Ala., August 16, 10 a. m.—As far as known at this hour there has been no loss of life from the terrific storm in Mobile or its immediate vicinity. No reports have as yet been received from the coast or any of the islands below. Several vessels have been lost, but the crews are believed to be safe.

The water, which reached a high stage in the city, has subsided and is now almost normal. The aggregate loss to property in Mobile is considerable. Nobody is a loser, however, to a great extent.

ATLANTA, Ga., August 16.—Communication with Mobile was established at 9 o'clock this morning over an unreliable wire, entering the city by way of Meridian. The operator said that no loss of life in Mobile had been reported up to 10:15 a. m. Some of the points cut off below Mobile are Fort Morgan and Point Clear. The first information from these points as well as many summer resorts on the bay is expected by boat, as the telegraph wire from Mobile to Fort Morgan was destroyed.

ATLANTA, Ga., August 16.—Weather Forecaster Harbury said today:

"The storm that has prevailed along the Gulf for the past few days is now confined principally to the eastern portion of the Mississippi valley—the storm center this morning being over Meridian, Miss. The path of the storm seems to be in a northerly and northeasterly direction. Normal barometric pressure is reported as far north as Cincinnati.

The disturbance has caused heavy rains over Alabama and Northern Georgia, while to the westward the rainfall in the past twenty-four hours has been light. The storm is apparently moving a trifle east of north, in the direction of the eastern Ohio valley, and its influence will doubtless be felt in that section on Saturday.

Among the heavy rainfalls reported were: Mobile, 3.75; Meridian, 3.62; Montgomery, 2.56; Atlanta, 1.99; Knoxville, 1.14.

### Manila Harbor Contract.

MANILA, August 13.—The contract providing for harbor improvements has been signed, and work will begin immediately. The cost of the improvements will amount to \$1,500,000.

Henry M. Flagler, the Standard oil magnate, known as the King of Florida, has been divorced from his insane wife. He is 79 years of age and may marry a very young Southern beauty.

### BISMARCK OF ITALY IS DEAD

Signor Crispi, Once the Premier, Passes Quietly Away at Naples.

NAPLES, August 11.—Signor Crispi died at 7:45 o'clock this evening. He was surrounded by the members of his family and several intimate friends. The news was immediately telegraphed to King Emmanuel and Queen Helena. The newspapers assert that the body will be conveyed by steamer to Palermo, where the municipal authorities will arrange for a great public funeral. It is rumored that Signor Crispi's will authorizes a prominent Italian politician to examine his papers and to publish his memoirs.

It is rumored that the affairs of the deceased are in the greatest confusion and that Signora Crispi will have to depend solely on the proceeds of the sale of the memoirs. The body will lie in state for three days in the drawing-room of the Villa Lina, in Naples, the walls of which are adorned with frescoes and presenting the principal episodes of the Garibaldian epoch. Signor Jorato, the sculptor, has taken a cast of the face. Seals have been affixed to the belongings of the deceased, and Signor Laureonzana of the Chamber of Deputies has been appointed trustee of the will. Veteran soldiers, firemen and police will act as a guard of honor during the lying in state. A great state funeral will be held in Naples before the body is removed to Palermo. King Victor Emmanuel will be represented.

### BRIDE WAS A HOODOO.

Whereupon the Bridegroom Returns Her to Her Parents.

NEW YORK, August 11.—A special to the World from Danbury, Conn., says: Morgan Burgess, who married three weeks ago Anna Goodwin, a Vermont girl, pretty and accomplished, has sent her back to her parents. It was a sad parting and the end of a strange story. Burgess loves his bride, but is firmly convinced that she is a "hoodoo" and that his life would be in danger if he did not get rid of her. When the young man assisted his bride from the carriage in front of his mother's house after the wedding, Mrs. Burgess came out to meet him. "Mother," said Burgess, "this is my wife, whom I have brought from Vermont as a surprise to you." Without a word Mrs. Burgess reeled and fell dead at his feet. Doctors said the cause of death was heart failure.

Two nights after the funeral the house was entered by burglars and several hundred dollars were taken. A few days later a valuable horse and two cows became ill with a mysterious ailment and died.

### Swimming Match.

A special match swimming race series has been arranged by the Olympic Club of San Francisco between Scott Leary and H. A. Wideman, of Honolulu, the champion swimmers of the club, which offers a special medal for any records broken. The final race, 100-yard dash, was to have taken place last night.

A fight in Austria resulting from a vendetta of twenty years' standing caused the death of seven and wounded twenty-three.

## INCOME LAW IS VALID Minor Defects Do Not Affect Tax.

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★ The income tax law is valid. ★  
★ The illegality of the law in ★  
★ sections not vital does not ★  
★ make the law in its entirety un- ★  
★ constitutional. ★  
★ The Legislature has the power ★  
★ to discriminate between individ- ★  
★ uals and corporations, providing ★  
★ the classification is not arbitrary. ★  
★ The exemption of \$1,000 is not ★  
★ excessive, and the Legislature ★  
★ has the power to place insur- ★  
★ ance companies in a class by ★  
★ themselves for the purpose of ★  
★ taxation. ★  
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The above are in brief the holdings of the Supreme Court of Hawaii in the test of the income tax, made upon a statement of agreed facts. The test as to corporations was made by the Waimea Sugar Company, which paid the tax and then appealed from the refusal of the assessor to return the money. The test as to individuals is made in the case of George H. Robertson. The opinion sustaining the law as passed by the Legislature is written by Chief Justice Frear, Judge Galbraith dissenting. No further move will be made in the case until after consultation between the interested parties.

The substance of the findings of the court is given in the syllabus, which is as follows:

"Parts of a statute may be invalid without rendering the statute invalid as a whole. No opinion is expressed as to the invalidity of certain clauses of the income tax law which are claimed to violate the constitutional guarantee against self-incrimination, unreasonable searches and seizures, excessive fines and cruel and unusual punishments, inasmuch as no action has been taken under those clauses, and they would not, if invalid, affect the remainder of the statute.

"If the Territorial Legislature cannot tax the interest from United States bonds and the salaries of the judges of the Supreme and Circuit Courts of the Territory, still the income tax law would not be invalid as a whole though general in terms and not expressly excepting such interest and salaries. A law may in cases be invalid or impliedly inapplicable to some of the objects within its letter without being void as a whole. The invalid part, to avoid affecting the remainder of the law, need not be in a separate clause.

"The Legislature may classify the objects of taxation, provided the classification is not merely arbitrary.

"The Legislature may place individuals in one class and corporations in another class, exempting the incomes of the former up to one thousand dollars in lieu of a deduction for personal and family expenses, and not allowing a similar exemption to corporations, they having no such expenses, a deduction of other necessary expenses being allowed in both cases.

"An exemption of all incomes to the amount of one thousand dollars is not invalid on the ground that it is excessive.

"Such exemption is valid though allowed only for the aggregate income of all members of a family composed of one or both parents and one or more minor children, or husband and wife; and for each ward except where two or more wards are comprised in one family, in which case the aggregate deduction shall not exceed one thousand dollars.

"In estimating the income from sales of personal property, a taxpayer may lawfully be permitted to omit products produced and consumed by himself and his family.

"The Legislature may lawfully put foreign insurance companies in a class by themselves, and tax them one per cent. on their gross income and other persons and corporations two per cent. on their net income and one per cent. on their property."

### Lower Court Affirmed.

The Supreme Court handed down an opinion yesterday affirming the decision of the lower court in the case of the Waialuku Sugar Company vs. the Hawaiian Commercial & Sugar Co. The opinion was written by Judge Perry, Chief Justice Frear dissenting. The complainant asked for an injunction to restrain respondent from digging a tunnel under, through or across certain land, situate at Waialuku, Maui, which he claimed. The question was as to the ownership of the land crossed by the tunnel and hinged upon the interpretation of the Hawaiian words in the deeds. The court holds that the complainant did not prove title to land in question and affirms the lower court, which was for defendant. Judge Frear dissents, holding that the words in the deed conveyed the land to the center of the stream to the complainant.

"Her Majesty, Liliuokalani, invites you to a breakfast at Washington Place, Monday, September 3," is the way the queen's invitation to her friends reads. The occasion is her majesty's birthday, which will be celebrated in fitting style. The day will commence with a breakfast, and in the afternoon a big luau will be given, which will be presided over by Liliuokalani in person.