

JURY QUESTION
IN HAWAII.Is a Verdict, in Criminal Cases, by
Nine Jurors Legal?

CONSTITUTION IS INVOLVED.

Does It Follow the Flag?—Appeal May
Be Taken to United States
Supreme Court.

Honolulu, Aug. 13.—(Correspondence of the Associated Press.)—The question of the constitution and the flag is not yet settled in Hawaii, as applicable to criminal matters. The supreme court has just begun a special term to consider the cases of a number of prisoners released by the circuit court on the ground that they were illegally convicted because, after annexation, they were found guilty and sentenced on verdicts of nine jurors. It is contended by Atty.-Gen. Dole that the recent irregular decisions contain nothing to sustain an appeal to the national supreme court that the first ten amendments to the constitution "follow the flag," but that the said decision simply covers the point that annexation territory ceases to be foreign, as far as territorial considerations are concerned, as such annexation is complete.

The supreme court here heard lengthy arguments on the question yesterday. There are about 25 convicted men whose cases depend on the decision of the court. The issue is as to whether the constitution followed the flag, not only as to tariffs, but including all its provisions, and this, it is claimed, the court at Washington has not yet decided.

Two brothers who had followed the sea for thirty-one years without ever seeing of hearing of one another, one sailing on a vessel and the other, as a seaman looking for a berth. They met on a Honolulu street last Friday, one as master of a vessel and the other as a seaman looking for a berth. They are Capt. Ludwig Jensen of the American schooner F. M. Stada, and Frederick Sorenson, one of the crew of the burned bark Empire. Frederick ran away from his home in Denmark three years ago, and nothing has been heard of him there since.

Frederick Sorenson, the runaway, has had a most remarkable career since he left his old home. He was on the U. S. S. Trenton when she was wrecked at Apia, and has served twelve years in the navy. He has been wrecked off the British coast, off Delagoa bay, South Africa, and now off the coast of Hawaii, and he was shanghaied at Valparaiso in 1884 during the war with Peru and compelled to serve on the frigate Chilli. He will now serve on his brother's vessel.

Whaler Grampus Wrecked.

Seattle, Wash., Aug. 22.—Officers of the steamer Grampus, which was wrecked July 13, in the Arctic, near Point Smith, of the San Francisco whaler Grampus. No lives were lost. The vessel was caught in the ice and driven ashore.

Break in Lockout Expected.

Spokane, Wash., Aug. 22.—Development late last night promise a break of the big lockout at Roseland and a resumption of work in all the mines. Bernard Macdonald, manager of the Roseland, has just signed a contract with the miners, to produce at least 150 tons of ore daily from the mine.

Chilian Training Ship Expected.

New York, Aug. 22.—The Chilean training ship General Baggadino, with a number of cadets recently graduated from the naval academy at Valparaiso, is expected to arrive in New York within a few days. The cadets will visit Annapolis. They are bringing with them a bronze tablet, the gift of which was placed in the Washington monument.

Elevators for Buckingham Palace.

New York, Aug. 22.—It is understood that an elevator contract in London is at work on two elevators for Buckingham palace, Eng., on an order from King Edward sent indirectly to this country.

CASTRO WILL BE DOWNED.

Gen. H. O. Jeffries Says There Will Be No Declaration of War.

New York, Aug. 22.—Gen. H. O. Jeffries, second in command to Gen. Albin, is quoted by the Colon correspondent of the Herald as saying that he believed President Castro will be overthrown.

There will be no declaration of war, Gen. Jeffries said.

In 1894 when President Zelaya of Nicaragua invaded Honduras there was no declaration of war. There are no declarations of war in these countries. There is neither honor nor respect between one nation and another.

"While affairs are quiet now, they may not remain so. Only small bands of robbers and bushwhackers are in the country."

"Nicaragua recently called Gen. Elmer, intending to send him in to Colombia, but there will be no war either through the machinations of President Castro or those of others who are betting the liberals."

"It is time the United States put its foot and said 'Stop.' The duty now here is to send four expeditions. That government is supporting the president of Costa Rica a candidate who served four years in the state prison of New York for counterfeiting."

"I do not say that all liberals are thieves, but all thieves are liberals."

"When the liberal governments have ruled these countries have all become bankrupt. Nicaragua has previously been recognized by the world as an American Switzerland, and was in a flourishing condition, owing nobody, owing railroad and owning ships, having a surplus with its exchange at 15. The exchange is now at 200."

"Nicaragua, Ecuador and Venezuela are in misery. Their best people are being driven out of their homes for their lives after being robbed of all by their governments. The countries are now in a state of anarchy. Liberty is being translated into robbery and murder. Liberty how many crimes are committed in this name?"

"There is no chance for the Colombians, unless their victory can give no security either to foreigners or the natives."

WHITE WINGS
SHUT OUT FARMERSGilt Edged Pitching by Meredith
and "Pink" Hawley.

CLINCHED SECOND PLACE.

Score of the First Game, 2 to 0; Second Was 8 to 0—Bicycle
Races.

STANDING OF THE CLUBS.

Club	P	W	L	P.C.
Ogden	41	31	10	.756
Salt Lake	41	28	13	.684
Lagoon	42	23	19	.548

HER White Winged imitations, known sometimes as Doc Webster, covered themselves all over with glory and diamond dust down at the ball park yesterday afternoon when they presented the Lagoon fans with a couple of goose eggs and drove a hand spike through second place.

The first game was a red hot one until the sixth inning when a long and senseless wrangle ensued over the question of how many innings should be played. Manager Stoney insisted that they play nine innings, and Doc Webster was equally determined that the game should go on seven. Everybody tried to talk at the same time and some of the gestures were real touching to behold. Some of them jabbered so long and loud they left their faces in embarrassment. There was a dance of the jaw bone.

During the war of words and frantic gesticulations, an incident occurred in the grand stand that came very near causing a riot. The incident was that Charles Mostyn Owen, as the victim. The crowd was yelling, "Play ball," but Owen wanted to be more original and gave vent to a vulgar expression that caused several ladies present to hide their faces in embarrassment. There were two or three gentlemen there who made angry threats that boded no good for Owen. One of them said he wanted to choke him into a spell of decency, but concluded to leave him alone.

The wrangle over the game continued for at least 20 minutes, and finally President Beardsley told the umpire to call the game in favor of Salt Lake, which was done. The contest was then resumed and ended in seven innings. Manager Stoney gave notice of protesting the game, but as the action of the umpire was upon the advice of President Beardsley, and as the president will have to settle the matter, it is very difficult to see wherein the Lagoon manager can gain a point.

Elmer Meredith pitched the first game for Salt Lake, and was given almost faultless support. Although handicapped with a lame hand he made the farmers sing small. Newmeyer pitched in excellent form for Lagoon, and both teams got out of some very tight places.

In the second inning Webster and Williams smote out two baggers. Webster did not score on Williams' hit, owing to a delay in leaving second. This was followed by some pretty play on the part of the farmers. Faithful Kimmerer was next up and sent a sizzling grounder down to Newmeyer. The latter let him go and fired the ball to score. Then to head off Webster, Williams went to third and Kimmerer attempted a steal to second. Seare made a pretty throw to Hollingsworth and while the latter and Stoney were chasing "Kim" heaven knows what happened. Hollingsworth was quick as flash Hollingsworth shot the ball to Seare, and the professor was benched, while "Kim" got safely to second. He then tried to reach home and as Seare threw the ball to McNichols, Kimmerer hit the ball and was declared out.

Not a run came until the fourth when Hanley was assaulted with the ball and took his base. Taylor and Williams contributed a hit each, scoring Hanley and Webster brought in another run. That was all. But for injudicious base running the score would have been four instead of two to nothing.

Meredith did not give a base on balls, only hit one man and allowed but five well scattered hits. Webster, Williams, McCausland and Hanley were the stars aside from the pitcher. Their work was of the highest order. Doc Webster made some very fine one-handed catches that bit off base hits. Hanley never missed a chance and McCausland caught in his usual good form. Professor Williams not only devoured everything sent to his territory, but was

"DOES MOTHER WANT ME?"

The little fellow has blown with all his strength, and the downy tufts still cling to the dandelion stem. According to the oracle of childhood mother does not want him.

But mother would tell a different story. She has noticed the weakness of the lungs, and if she saw him now, flushed with his unusual effort and struggling to stifle the cough which followed it, she'd feel how much she wanted him, and lungs that were strong, that she might not lose him.

For "weak" lungs, obstinate cough, hemorrhage, weakness and emaciation there is no medicine so healing and so strengthening as Dr. Pierce's Golden Medical Discovery. It is especially valuable for children, building up weak bodies with sound, healthy flesh. It is entirely free from alcohol and narcotics.

"Winter before this, my eldest boy (who is now nearly five years old), had a terrible cough; he had it the whole winter and all summer," writes J. M. Farr, Esq., of Cameron, Arkansas. "Dr. Gold's Discovery did him good and nothing my wife and I could do did him any good. After your 'Discovery' had cured my cough, quickly, when everything else failed, I wrote my wife to bring him back from the country, she having carried him there to see if the change would do him good. We were living in Savannah, Ga., at the time. She brought him back and after giving him your great 'Golden Medical Discovery' for a time, he is entirely recovered."

The Common Sense Medical Adviser sent free on receipt of stamps to pay expense of mailing only. Send 21 cent stamps for paper-bound book, or 31 stamps for cloth bound. Address Dr. R. V. Pierce, Buffalo, N. Y.

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Long Hair

"One year ago my hair came out very fast, so I tried Ayer's Hair Vigor. It stopped the falling and made my hair grow, until now it is 45 inches long."—Mrs. A. Boydston, Atchison, Kans.

St. All druggists. J. C. AYER CO., Lowell, Mass.

also the star batter. It might be said here that the gent from the cultured "Hub" is causing some batting averages to shrink to his own glory and gain. He was sick yesterday, but his work was perfect.

Following is the score:

SALT LAKE.										
A.	B.	R.	H.	P.	O.	A.	E.			
Hickey, lb.	3	0	0	8	1	0				
McCausland, c.	3	0	0	2	0	0				
Hanley, rf.	3	0	1	0	0	0				
Taylor, cf.	3	0	1	1	0	0				
Webster, 2b.	3	0	1	2	3	0				
Williams, 2b.	3	0	3	0	1	4	0			
Kimmerer, lf.	3	0	0	2	0	0				
Cope, ss.	2	0	0	0	0	1				
Meredith, p.	2	0	0	1	1	0				
Totals	22	0	6	21	9	1				

LAGOON.										
A.	B.	R.	H.	P.	O.	A.	E.			
Stone, 2b.	4	0	0	0	0	0				
Hollingsworth, ss.	3	0	1	2	0	0				
Bradley, cf.	3	0	1	2	0	0				
Weaver, lf.	3	0	0	0	0	0				
Newmeyer, p.	3	0	0	0	0	0				
Hoffer, lb.	3	0	0	0	0	0				
Seare, c.	3	0	0	0	0	0				
McNichols, 2b.	3	0	1	1	3	1				
Schnabel, rf.	2	0	1	0	0	0				
Totals	26	0	5	18	8	1				

Score by Innings.

Inning	1	2	3	4	5	6	7	8	9
Salt Lake	0	0	1	0	2	0	0	0	0
Hits	0	0	2	0	2	0	2	0	0
Errors	0	0	0	0	0	0	0	0	1
Lagoon	0	0	0	0	0	0	0	0	0
Hits	0	0	0	0	0	0	0	0	0
Errors	0	0	0	0	0	0	0	0	0

THE SECOND GAME.

Hawley Proved to be an Enigma to Farmers.

The second game could be disposed of in one sentence.

Hawley was in the box. Only one man was allowed to get to first and that man was Bradley, who hit off a hit for two-cushions in the first inning. Hawley thought this a mean advantage to take and indulging in a mum's extra dry smile he began to deal out mysteries such as were never seen before. Not a base on balls, not another hit, and not a run in the game.

The game was really the second act of that touching little drama entitled, "How Jockey Got His Bumps." He got them from first to last and the score might as well have been 28 to nothing as 8 to 2. Some Hawley's control could not have been better. Judging from "Pink's" demeanor one would have thought he was taking a small part in a Sunday school picnic.

He smiled serenely all the while, during which the Farmers were breaking their wishbones in trying to connect with his wonderful shoots. His support was worthless. If you don't believe it, look at the error column. The holding out Williams, Webster and Taylor was again the feature. Taylor made one of the greatest running catches seen on the local diamond. The pyrotechnics were started by the locals in the second when Hoffer, who by the way played first, muffed a throw from Hollingsworth on Hanley's ground-burner. McCausland went out ably assisted by Jockey Kestrel. The latter hit on the shoulder. Jockey didn't like the way Mr. Williams was using his stick, so passed him to first, filling the bases. Here "Pink" strode up and smashed one out to Ancient Buck Weaver out in the left pasture. There was nothing on Hanley and Webster to do then but to sprint home.

Hickey singled and tore up the dirt sliding to second. Kestrel's throw after hitting Kimmerer's hit. Hickey scored on Taylor's pump to left. All this time the "goons" were giving lessons in somnambulism. It was so sad! In the sixth five more runs came in after one man struck out. McCausland dropped one to right, Webster smashed out a double, Stoney made two errors on grounders from Williams and Hawley, and Cope and Hickey partook of a single and a double. Kestrel became wild and threw the ball high, letting in two of the five runs. The little fellow ran to the plate to head off Hickey and there was a crashing collision which put the little fellow out of the game. Mcmeyer grinned and took his game. He could not stop the batting Lagoon went out in 1, 2, 3 order in every inning but the first. Think of it! Here is the score:

SALT LAKE.										
A.	B.	R.	H.	P.	O.	A.	E.			
Cope, ss.	4	1	1	1	0	0				
Hickey, lb.	3	0	0	0	0	0				
Kimmerer, lf.	3	0	1	0	0	0				
Taylor, rf.	3	0	1	4	0	0				
Hanley, cf.	3	1	0	3	0	0				
McCausland, c.	2	1	1	5	0	0				
Webster, 2b.	2	0	1	1	1	0				
Williams, 2b.	2	0	1	2	0	0				
Hawley, p.	3	1	1	0	0	0				
Totals	27	8	10	21	5	0				

LAGOON.

SALT LAKE.										
A.	B.	R.	H.	P.	O.	A.	E.			
Stoney, 2b.	3	0	0	3	2	2				
Hollingsworth, ss.	3	0	0	2	1	0				
Bradley, cf.	3	0	1	1	0	0				
Weaver, lf.	3	0	0	0	1	0				
Hoffer, lb.	3	0	0	0	0	0				
Seare, c.	2	0	0	5	1	0				
McNichols, 2b.	2	0	0	0	3	0				
Schnabel, rf.	2	0	0	1	0	0				
Kestrel, p.	2	0	0	0	2	0				
Newmeyer, p.	2	0	0	0	0	0				
Totals	22	0	1	17	10	3				

TONIGHT'S RACES.

Single and Double Motor to Go Ten Miles.

The feature of tonight's races at the Salt Lake will be a ten-mile race between John M. Chapman's motorcycle and Maxwell's single motor. The

latter will be handled by Oscar Julius, the only man who can manipulate it successfully.

There will be a quarter mile open for amateurs, and an Australian pursuit race for professionals. The entries for the latter follow:

First Heat—John Lawson, scratch; Julius, 32-3 yard; Chapman, 73-1-3; Green, 110; Vaughan, 146-2-3; Kina, 183-1-3. Second heat—Charles Turville, scratch; Staver, 35-2-3; Neiderhofer, 73-1-3; Samuelson, 110; Gus Lawson, 146-2-3; Clem Turville, 183-1-3.

OUTSIDE EVENTS.

EASTERN BALL GAMES.

Fight in Washington and Police are Called In.

STANDING OF THE CLUBS.

Club	P	W	L	P.C.
Pittsburg	93	55	38	.591
Philadelphia	100	58	42	.580
Brooklyn	101	56	41	.554
St. Louis	103	57	46	.553
Boston	93	49	50	.494
New York	94	40	54	.425
Cincinnati	95	40	56	.416
Chicago	103	40	63	.388

YESTERDAY'S GAMES.

Cincinnati, 1; Chicago, 9.
St. Louis, 4; Pittsburg, 3.
Boston, 5; New York, 2.
Philadelphia, 6; Brooklyn, 2.
Chicago at Cincinnati.
New York at Brooklyn.

BOSTON 5, NEW YORK 2.

Boston, Aug. 21.—The locals bunched hits in the first and eighth innings and won out. Attendance 80.
Score.
R. H. E.
Boston.....5 10 1
New York.....2 12 4
Batteries—Dusen and Kitzredge; Denzer and Warner. Umpire—Dwyer.

CINCINNATI 1, CHICAGO 9.

Cincinnati, Aug. 21.—The first game of what was to have been a double-header here this afternoon was taken in easy style by Chicago. The second game was called off and will be played tomorrow. Attendance 2,800.
Score.
R. H. E.
Cincinnati.....1 3 3
Chicago.....9 11 0
Batteries—White and Bergen; Waddell and Kahoe. Umpire—Behle.

ST. LOUIS 4, PITTSBURG 3.

St. Louis, Aug. 21.—The game today was a twelve-inning battle between Powell and Tannehill. Attendance 2,500.
Score.
R. H. E.
St. Louis.....4 14 2
Pittsburg.....3 10 1
Batteries—Powell and Ryan; Tannehill and Zimmer. Umpire—O'Day and Brown.

PHILADELPHIA 6, BROOKLYN 2.

Philadelphia, Aug. 21.—Kittson's winning streak for the Brooklyn was broken here today when the Philadelphia's landed on his delivery for twelve hits and pounded out six runs. White was invincible after the third inning. Attendance 1,160.
Score.
R. H. E.
Philadelphia.....6 12 1
Brooklyn.....2 14 2
Batteries—White and Douglas; Kittson and Farrell. Umpire—Emslie.

AMERICAN LEAGUE.

STANDING OF THE CLUBS.

Club	P	W	L	P.C.
Chicago	101	61	40	.603
Boston	100	59	41	.590
Baltimore	99	56	43	.565
Detroit	101	54	47	.534
Philadelphia	101	52	49	.514
Chicago	98	44	54	.444
Washington	97	41	56	.422
Milwaukee	103	37	66	.359