

DEED HAS ARRIVED

For Site of Carnegie Library

Work Cannot be Begun Until the Formal Acceptance Has Been Made by His Agent.

The announcement made in the morning paper to the effect that work would begin in a few days on the actual construction work of the Carnegie library was a little premature to say the least. It is true the deed to the lots arrived from New York on the last mail and is now in the hands of W. H. B. Lyons, the representative of the Ladeu interests in the city, but the document has not been turned over to the city, the money for the lots has not been paid and so far there are none of the Carnegie funds available, the agent of the latter not even having notified the city council of his acceptance of the conditions originally imposed and which are now all fulfilled. Nothing will be done in the matter beyond what has already been done until word has been had from Mr. Carnegie or his agent expressing his satisfaction at the efforts of the council to comply with the stipulations with which he has hedged his donation of \$25,000 for the library. Such letter, however, is expected on any mail and it is believed that it will contain instructions to draw upon the donor for sufficient amount to begin the work.

Mayor McLennan was seen this morning and fully corroborated the foregoing. As to the funds to pay for the lots, such are available at once and his worship can sign a check for the needed amount at any time, but as matters of character are not taken up except in council meeting the formal transfer of the property will probably not take place until after the next council meeting on Monday evening, the 15th. Then a bylaw will be introduced and given all its readings authorizing the payment of the sum of \$2650 for the two lots, 11 and 12 in block K, being the 100 feet square at the southwest corner of Queen street and Fourth avenue, and the transaction will be complete in every detail.

The matter of drawing the plans, clearing the lots and the beginning of actual work is something that can not be considered until the funds or at least a portion of them are here on deposit so that the city will be compelled to assume no obligations that they are not in a position to meet the moment such are due. As to the plans, it is not even known whether they are to be furnished by Mr. Carnegie or if he will let such be determined by the council through which his money will be distributed. The model of the building has not been thought of except that it will be two story, modern in every particular and possess some architectural beauty which can not be said of many buildings in the city.

There is still a great deal of red tape to be handled before the library exists except on paper, but the members of the council will do everything in their power to hurry it to a completion before fall when the funds from the philanthropist's strong box become available.

The deed to the lots bears the signature of E. E. Botsford, president of the Ladeu Company, accompanying it was a letter from Mr. Botsford saying that after its execution he had taken it to the office of Mr. Carnegie's American agent who resides at Hoboken, across the river from New York, showing it to him in order that he may know the transaction was complete and the title perfect. He seemed very well satisfied with it and there is but little doubt but that a letter will be had

HAY SHORT

Price is High and the Supply Very Limited

Among other commodities that have been soaring skyward during the last few weeks is hay.

The visible supply has now dwindled down to a very few tons which is being sold out to consumers a bale at a time.

An effort was made to maintain a 15 cent price but in spite of the shortage the attempt did not succeed. The White Pass Company had a few tons left over from last season and the whole amount was taken by a local dealer yesterday at something less than 9 cents.

There is plenty of hay at Whitehorse and upper Lebarge but none to speak of in Dawson, and that's where the rub comes.

It is expected that every available pound will be consumed before the boats manage to get through.

Case Enlarged
John Harvey who was recently acquitted in the territorial court of the charge of trespassing on the Klondike toll bridge was again before Mr. Justice Macaulay this morning charged with having on June 6th assaulted John R. Howard and John Laumeister, employees of the bridge owners. Attorneys Walsh and Geo. Black appeared in the case, the former for the prosecution and the latter for Harvey.

As the charge was not what the defense thought it would be and owing to the further fact that the defendant had not been served, the case was enlarged until tomorrow morning.

Old Master Retired.

Toronto, May 10.—The resignation of Mr. J. A. Wismer from the staff of the Jameson Avenue Collegiate Institute occupied the High School Board for a considerable part of their session last night. There was a recommendation from the School management Committee that the resignation of Mr. Wismer be accepted, and that in view of his long service and permanent ill-health a year's salary, \$1,800, be granted him, to be paid from June 30 next. A number of the members, while not opposing the payment of the bulk sum, considered that payment should be extended over a period of three years, but a resolution to this effect was voted down. A year's salary will therefore be given to Mr. Wismer. To replace the latter, who was mathematical master, and who also gave instruction in the elementary commercial course, a new master is to be engaged at a salary of \$1,000 a year. The offer of Mr. Archibald McMurchy of a collection of educational reports and examination papers, dating nearly fifty years back, was accepted.

A Quick Lunch

"Where can we get a quick lunch?" asked one of the official stenographers of the National Civic Federation who came on from Chicago to report the proceedings of the executive committee of the industrial department of that organization, reports the New York Times.

Before the reporter to whom the question was addressed could tell of the neighboring "beef-and" places which met his idea of a "quick lunch," the Chicago stenographer asked how far it was to a restaurant, mentioning a place where a New Yorker would not go unless he had several dollars to spare for luncheon and a couple of hours to devote to gustatory delights.

The stenographers compromised on one of the best downtown restaurants.

"We had a good, quick lunch," said one of the stenographers on their return. "And it only took us an hour."

"Do you call that a 'quick lunch' in Chicago?" asked the reporter. "Anything over 15 minutes we call a dinner in New York."

LOST, pair glasses, in case. Please return Beecker & de Journal crt

DECISION RECEIVED

Finding of the Supreme Court

Belcher-McDonald Case is Sent Back for a New Trial.

The full decision of the supreme court of Canada in the famous Belcher-McDonald suit has been received in Dawson.

The case has attracted widespread attention owing to the prominence of the parties, and the large sum of money involved.

The matter was taken on appeal from the Yukon territorial court to the supreme court of British Columbia, where the original decision was affirmed. Thence it was carried to the supreme court of Canada by which the findings of the lower courts have been reversed and a new trial ordered.

The attorney for the plaintiff, Mr. C. M. Woodworth and for the defendant the firm of Noel & Noel. The latter state that the case will be carried to the Privy Council.

The findings of the Supreme court are contained in the following:
In the Supreme Court of Canada.
Frank J. Belcher, Plaintiff,
vs.
Alexander McDonald, Defendant.

Present: Sir Edwar Taschereau, C. J., and Sedgewick, Davies, Mills and Armour J. J.

On appeal from the supreme court of British Columbia, sitting in appeal from the Yukon territorial court.

Judgment of the court delivered 5th May, 1903.

Armour J.—

This appeal should, in my opinion, be allowed. It is impossible, in the evidence before us, to uphold the judgment of the trial judge affirmed by the supreme court of British Columbia being, as it manifestly is, against the evidence.

The admissions made by the defendant to the plaintiffs of his indebtedness to Calder in the \$50,000 balance of the \$100,000 note, and in one-half of the clean-up to 1899 amounting to \$26,222, none of which admissions did he go into the witness box and deny. His assignment to the plaintiffs of Calder's one-undivided half of the claim 27 Eldorado, his assignment of the dumps to the plaintiffs, and his offering security to the plaintiffs for the amount of his indebtedness to Calder in respect of the \$50,000 and \$26,222, were wholly inconsistent with the more than doubtful story which he afterwards set up that the \$100,000 note was given by him to Calder "in lieu of property and whatever I owned at that time."

The erroneous rulings of the trial judge suffice also to set aside his judgment, among which were his refusing to amend allowing the plaintiffs to allege an account stated, his refusing to allow the referee to consider the \$50,000 and refusing to allow evidence to be given of the deposits made by the defendant in 1898 in banks and elsewhere.

The appeal should, therefore, be allowed and a new trial had and the defendant should pay the costs of this court and of the court appealed from and the costs of the last trial, with leave to the parties to amend their pleadings as they may be advised.

Klondike Souvenirs, Goetzman's, 200 photos, \$1.00. 125 Second ave.

Klondike Dairy. Phone 147a.

Job Printing at Nugget office.

HEIDLER AT SEA

Don't Know Whether He Has a Hotel or Restaurant.

NOT SUSTAINED.

James A. Young Dismissed on Charge of Theft.

James A. Young, known as "Slim" was dismissed by Magistrate Wroughton yesterday after a hearing on the charge of the theft of a watch and chain from a man named Anderson on May 16th. Anderson admitted that at the time he lost the watch he was drunk and did not know how it was lost. It was proven, however, that the watch was in Young's possession but it was not proven that he had stolen it.

Jumped H's Bond.

San Bernardino, Cal., May 23.—George Ryan, who was arrested here yesterday by telegraphic instructions from the chief of Police of Middleton, N. Y., jumped a bail bond of \$2,500.

He is a bartender by profession, and when he skipped out from Middleton, just after the arrest for grand larceny and seduction, he was an officer and active member of Knights of Pythias.

He took with him \$500 and went to Chicago, from there to Denver, and then to Los Angeles. He was quickly traced from one point to the other, the officers first getting a clue to his plans by a remark he let fall to a friend, saying that he would go to the towns mentioned.

Ryan's record is "one of the worst of the sort yet brought to light, in that his victims are numerous and all are mill girls."

He appears to have carried on a regular business of satisfying his desires in this direction, counting on the fact that those wronged were of a class who had not the means to assist financially in his prosecution. He is the son of rather wealthy parents, his father being proprietor of the leading hotel in Middleton.

Here the young folks of the town gathered for their social gayeties and this added to the use of his criminal plans.

It chanced that one of the victims decided to make him keep his promises to her, and toward that end entered a charge of seduction under promise of marriage. He was no sooner behind the bars than another girl with an infant only a few weeks old was also forced into notoriety by filing a similar charge, and Ryan having secured his release soon after his arrest, his friends going bond in the sum of \$2,500, decided that things were getting too hot for him and so skipped the state.

April Fool Joke

At an amateur dramatic performance in the Naval Academy on April 1 one of the instructors played a new April fool joke. The audience had assembled and everything was in readiness for the curtain to be rung up, when one of the instructors made his appearance, carrying in his hand a telegram. "I wish to make an announcement—a very sad announcement," he said in funeral tones.

"Under the circumstances it scarcely seems fitting that the entertainment should proceed. Word has just been received that one of the navy's vessels has gone down with all on board." A hush of horror followed this gravely delivered speech, for most of those in the audience were connected by close family ties with the navy.

"What was the name of the vessel?" came a voice from the rear of the hall. "The submarine boat Holland," replied the instructor, as he dodged and made a hasty exit. Chicago Tribune.

Klondike Souvenirs, Goetzman's, 200 photos, \$1.00. 125 Second ave.

Power of Attorney Blanks for the Tanana-Nugget Office.

LITIGATION OVER WAGES

Chas. Bowhay's Employees After Him

Young Frenchman An Accurate Book Keeper in His Own Crude Way.

The woes of the mine owner are not all in sitting up and guarding his treasure with a Gatling gun. He has others. Only a few days ago John Murray had worked since last fall for Chas. W. Bowhay on Gold Hill, paid himself from some gold he saw in a blower and for which Murray is now serving an eight day sentence. This morning Bowhay was defendant in three cases before Mr. Justice Macaulay for wages alleged to be due from him to men who worked for him. Attorney Aikman appeared for Bowhay in the several cases and Attorney Geo. Black for the plaintiffs.

Chas. Murray sued for \$102.50 on a time check which he had already negotiated to a man at Grand Forks who in turn had settled it with Bowhay taking part cash and a note for the balance. This case was dismissed.

A man named Boudoin sued Bowhay for \$380 of which amount Bowhay was willing to admit \$367.50 but Boudoin showed that his own system of book-keeping was infallible in that he carried a calendar and marked down on the date every evening the number of hours he had worked that day. He scoffed at the imputation that he had on certain occasions been too drunk to mark down his time and said that while drinking he did not attempt to do any work. Bowhay finally admitted Boudoin's time to be correct and judgment for the amount claimed was given. Attorney Black asked if Bowhay could not be thrown into jail in case of failure to pay and his honor said that such could not be done unless fraud was proven and that no charge of fraud had been made in the complaint.

W. H. Green also had suit against Bowhay for \$250 but as he had not kept his own time his settlement was made according to the time kept by Bowhay who desired to charge him \$50 for getting drunk and allowing water to freeze in a boiler. Judgment was also given Green for the amount due.

King is Scored

London, May 23.—The Work, a religious weekly, that upon more than one occasion has distinguished itself for narrow-mindedness, has eclipsed its previous performance by its comments upon the visit of King Edward to the Pope. Here are a couple of extracts from the latest issue:

"The King of Great Britain and Emperor of India has had to demean himself by asking graciously to be received by a miserable old man who personally is worthy of little respect, and who officially is nothing better than an international nuisance, who is the enemy of Great Britain at home and abroad. The whole thing is a miserable burlesque, in which the King of England has divested himself of all his sovereign attributes and become lackey to the enemy of good."

The paper which reported the arrangements for King Edward's visit to Leo XIII, also recorded the great disaster to his majesty's troops in Somaliland. Perhaps the Somali reverse and the volcanic disaster in Canada may serve to remind that the papal blessing nearly always has proved an omen of evil."

NEW TIME TABLE

The Orr & Tukey Co., Ltd., stages beginning Monday, June 8th, will leave daily except Sundays for Gold Run, 244 below lower-Dominion, and Sulphur via Bonanza at 9 a.m., for Caribou and 33' below lower-Dominion via Hunker daily at 9:30 a.m., for Gold Bottom 9:30 a.m. and 3 p.m., for Grand Forks daily 9 a.m., 12 noon and 5 p.m. Noon stages omitted on Sundays.

Job Printing at Nugget office.

PAIR OF DRUNKS

After One Year's Absence Miners Become Hilarious

Still Confined.

Lawrence Cobb, the young Englishman brought in from Sulphur a week or more ago suffering from mental aberration, is still confined at the police asylum. He was this morning remanded one more week for further observation.

Fred Knance, an account of whose falling from the Aurora dock into the muddy waters of the Yukon while drunk was published in the Nugget yesterday, was gloriously sober this morning. Fred had come to town on Saturday after hibernating on Last Chance for a year. He pleaded guilty and said, "I was a little intoxicated too much." He paid \$1 and costs.

European plan. Heated with hot water. Electric lights and call bell. Queen Street. DAWSON.

Dr. Deimel (LINEN-MESH) Underwear. Get acquainted with the most perfect Underwear for the year round. The Dr. Deimel Underwear of Linen-Mesh gives greater comfort and safety, better health and more satisfaction than any other garment. Give yourselves a treat by getting on the inside of it. All Deimel garments bear the Deimel name on a woven trademark label. Booklet telling all about it with samples of linen-mesh, free on request. SARGENT & PINSKA, 116 Second Ave.

EMPIRE HOTEL Macdonald & Evoldsen Proprietors. European plan. Heated with hot water. Electric lights and call bell. Queen Street. DAWSON.

..For Whitehorse.. THE WHITE PASS STEAMER SYBIL Friday, June 12, 8 p. m. Carrying His Majesty's Mail. No Chance for Delay by Taking This Boat.

A. B. HALL THREE NIGHTS June 11, 12, 13. Fernande de Journal presents MISS JESSIE JONES And the entire BITTNER COMPANY in the farcical comedy "DIBBS" Seats at Rudy's.

Always Increasing Our RENT COLLECTION continues to increase every day. The reason is self evident. You obtain maximum result with a minimum of trouble. STAUF & PATTULLO, Real Estate, Mining and Financial Agents, N. C. Co. Office Building, Dawson.

STR. PROSPECTOR Will sail from Aurora Dock for Duncan's Landing and Stewart River Points Thursday, June 11, 8 p.m. FRANK MORTIMER, Manager

..For Whitehorse.. STR. TYRRELL WILL SAIL FOR WHITEHORSE Tonight, June 9th, at 8 p. m. No Extra Charge Whatever if Boat Is Delayed on Account of Ice at Lake Lebarge. For information, rates, etc., apply Aurora Dock. Frank Mortimer, Agent.

Some of Our Standard Lines! The Genuine "Silver Dollar" Shovels All Steel and Verona Picks Celebrated Columbus Scrapers Genuine Plough Steel Cable Troemer Gold Scales And we guarantee our prices cannot be beaten. Don't fail to get one of our catalogues. Dawson Hardware Company, Limited, Second Ave. Phone 36

The Nugget From Skagway Vol. 4—No. 138 IS SUED FOR An Endorsement Called La France Claims on Which He Not Carry The case of the North America vs. was begun before M. and a jury yesterday. Timed this forenoon, probability of it being given to the jury by the day's session. The bank is to recover, signed by Charles J. dorned by La France of the wealthiest cattle men in Manitoba. Admits signing the note that is necessary to prove the note is not pay it, the court upon him. From the testimony hearing yesterday it appears that for a man France has been upon market with being largely through one of the points. At different times, very extensive credit, and also with the plaintiff. On October defendant arrived in charge of beef cattle. Bousny was very ing. He at that time to the bank in a complete arrangement was the bank advanced to pay for the consignments afterward securing taking a chattel mortgage on everything worth of \$11,550, the number 14 of the conditions \$10,000 thirty days and the bank interest to be eighteen per cent. the beginning of the interest at that abandoned, changed of seven per cent. The cattle were paid NEW DENTAL DR. A. V. TWENTY-FIVE YEARS Filling, Gold Bridge QUEEN STREET. Ladies and Children FURNISHING Millinery & Trimmings AT THE BELL SUMMERS & ..FOR STRATHCONA IS BELOW NINE ROOMS WELL GOOD Will sell at a bargain LUMBER ARCTIC SALES All Kinds of Building Material Mining, Stock and Special Orders at 1017 E. 1st St. of New York. 1017 E. 1st St. of New York. Dawson, Yukon Territory.