

SEVENTH DAY OF TRIAL

(Continued from Page 1.)

When court convened after recess Saturday afternoon James M. Hildebrand was called to the witness box. He now lives at Caribou crossing and in the winter of '99 was employed as watchman on the steamer Nora on Lake Marsh, and near the head of Fifty-mile river; two ex-policemen were on the boat with him; one evening early in January of 1900 a man whom the witness identified as O'Brien called at the boat with two horses and a dog and asked to stay over night; he was told he could do so and the horses were put in a building the witness and associates were putting up for a roadhouse; O'Brien had a low sled; next stopping place above was the Indian post about three miles north from Tagish police post; there was a roadhouse at the Indian post kept by Tagish Charley; O'Brien stayed all night in the boat; O'Brien slept on the floor, he had a gun and buffalo robe; he slept in the robe and laid the gun and other stuff on the floor beside him; witness and prisoner chatted during the evening, Chalmers and Austin, the ex-policemen, having gone away after supper, returning about 10 o'clock; O'Brien told witness he had been in Dawson some time; had made money and sent it to his brother in the States, about \$500; prisoner told the witness that after sending the money to his brother, he (O'Brien) had been in bad luck and got on the woodpile at Dawson when he got off the woodpile he got the money back from his brother, having written to his brother so as to have the money when he got out of jail; O'Brien said he had used a part of the money and paid \$100 for the yellow dog he had with him; witness identified the dog when brought into court; O'Brien also told witness he had bought the two horses on Lebarge from a friend at Shoff's; he said he was going to Bennett for freight; O'Brien asked witness about Atlin and witness had said Atlin was a poor place; O'Brien told witness he was not allowed to cross the railroad cutoff, or railroad grade from Whitehorse to Caribou; O'Brien said his partner had gone over the cutoff; witness was up before O'Brien left the boat; while Austin and Chalmers were getting breakfast O'Brien took a small sack from his pants pocket and poured a few nuggets into his hand and asked witness if he wanted to buy them; witness took one nugget in his hand, looked at it for perhaps a minute, then tossed it a few inches on the table at which the concave part of the nugget, it being of peculiar shape, a smaller nugget fell down something like a trap door would fall, but did not become detached from the larger one; witness was surprised and carefully put small nugget back in place and handed it back to O'Brien; witness expected O'Brien to say something about the peculiar nugget; O'Brien looked surprised and put the nugget in the sack and the sack in his pocket; but did not say a word about it; O'Brien acted as though about to speak, but did not. The witness being furnished with a piece of pliable putty, made a representation of the two nuggets in one as they had been seen by him; the peculiar shaped nugget was worth about \$50; witness exhibited the model of the nugget to the jury; O'Brien asked witness to buy his dog during the evening when on the boat; the dog was about 25 miles from Tagish post; in all, the nuggets O'Brien had were worth about \$50; O'Brien also had a small roll of bills about an inch or more thick; O'Brien settled his bill on the boat with Chalmers; Cross-examined, witness said that shortly after he had heard of O'Brien's arrest at Tagish a lady, Mrs. Dr. Connell, or some such name, came along and asked him, particularly about what O'Brien had told him and witness had told her about the twin nugget; he was not sure of the date when the woman called; the woman mentioned was Mrs. Stella Day McConnell now of Dawson; witness has been in Dawson since May 23rd; is stopping at the McDonald hotel; witness knows Florence Lamar; met her at the Standard, had a drink with her and talked about the peculiar nugget; did not remember of ever hearing her name until he met her coming to Dawson; witness went to Standard to pass away time; Capt. Hirth told witness Florence Lamar had about the peculiar nugget; witness asked Florence Lamar to describe the nugget and she did so, her description tallying with his own; witness said he had met Florence Lamar at Mr. Wade's office and they had again talked of the peculiar shaped nugget, but nothing additional to what he had already testified to was said; witness said many persons here appear to be familiar with the nugget as it appeared to have been handed around as a pocket piece; several people had mentioned to him the peculiarity of the nugget since witness came to Dawson; witness learned early last month that he would be a witness in the present case; more than a year ago witness wrote a description of the nugget for a police officer; Austin and Chalmers were not present when witness saw the nugget on the boat, the

Pilgrim Joe Again.
As I left the town of Stam-Bang and headed for Happy Day I had \$7 in my pocket, a heart that was gay and no cause to fear the law. As I jogged along in a contented frame of mind I felt to say to myself:
"He who hath riches may have oysters, but he who hath innocence hath more than a good thing." And also:
"Envy not the man who owns a two-humped camel. An old boss, a tinker outfit, a fighting dog and a trust in Providence are things not to be sneezed at."
And likewise:
"Look for goodness in all things and find no fault because it was a black dog instead of a white one which roared up the garden."
By and by, as I ambled along, I met up with a man and a woman on foot, and the man motions for me to halt and says:
"Pilgrim, whar goest thou so gayly?"
"I goest," says I, "I goest to the town of Happy Day, and therein will I take tintypes at 2 cents a take, display my orphan grasshopper in his bottle and very likely get up a horse race and a dogfight and win both events."
"You've evidently got a soft snap," he says, with a smile, "but I reckon you want to do good at the same time."
"I do," says I, "That's my great bolt—doin good and makin the world better. What kin I do to make you happier?"
"This woman and me wants to be married, but we hate to walk four miles farther into the town of Stam-Bang. S'posed you jine us?"
"But I'm no official," says he, while the woman nods her head. "You look like a preacher, talk like a preacher and shurely be the goodness of one. We'll be satisfied with that."
"I protested that it would be ag'in the law and no marriage, and then he hauls out a pistol as long as a fence rail and commands me to go ahead or he will bore holes in my carcass. Bein under duress, I performed the ceremony, even to the kissing of the bride, and the dollar which he handed up to me was placed with my other bundle. I wasn't exactly satisfied with things, though I had made two souls happy, and had traveled upward for about three miles when I met a bareheaded, barefooted man on the run.
"Has your dog got a bone in his throat that you thus fly with wings," says I as I halts my outfit.
"Doggone all dogs!" he yells as he comes to a stop. "But my wife has run away with a wall-eyed yam from Kansas. Maybe you met 'em on the road?"
"An undersized, redheaded and big footed woman with a lop shoulder?"
"That's my Hanner, and the joy of my life."
"And the feller was not beautiful to look upon, though he had nerve and a gun?"
"The same, the same! Stranger, say that you met 'em and that my chances of catchin up are good. With Hanner gone, my heart and my cabin are desolate indeed."
"Feller man," says I, feelin to pity him a good bit, "you might as well turn back. Your Hanner and the yam from Kansas are far away on their bridal tower. I met 'em on the road an hour ago and jined 'em to each other in matrimony."
"Great Scott!" he yelled. "But how could you?"
"I had to."
"But she was my wife!"
"Can't help it. The feller held a gun on me and threatened to bore. I'm sorry for you, but you'd better turn back and save your legs and your breath."
"Did Hanner seem willin?" he asked as a tear tobogganed down his cheek.
"Perfectly willin, if not anxious."
"And she looked happy?"
"As a clam at high tide."
"Then, darn her, and darn the yam from Kansas, and darn everything and everybody! I thought my heart would bust when I discovered her perfidy, but I guess I'll manage to pull through somehow."
M. QUAD.

Mr. Atwood Returns.
Mr. Fred Atwood, of the firm of Atwood & Cantwell, photographers, painters and taxidermists, has returned from the outside where he spent the winter. He was accompanied to Dawson by his wife who will remain with him here in future. Mr. Atwood is pleased to be back in Dawson.
Send a copy of Goetzman's Souvenir to your outside friends. A complete pictorial history of the Klondike. For sale at all news stands.
The Pacific Cold Storage Co. offers every facility for keeping frozen products.
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In the Territorial Court of the Yukon Territory.
Between ERNEST LEVIN, Plaintiff, and FRED TRUMP, PATRICK MARTIN and ANNER MARTIN, Defendants. To the Above Named Defendant, Fred Trump.
Take notice that this action was on the 17th day of June, 1907, commenced against you, and that the plaintiff by his writ of summons claims: An accounting of all partnership business, partition or sale of said partnership business, such other and further relief as the nature of the case may require, costs of this action.
And take notice that the court has by order dated the 17th day of June, 1907, authorized service of the said writ of summons on you by the insertion of this notice for three weeks after the date of said order in the Nugget newspaper.
And further take notice that you are required within 40 days after the last insertion of this advertisement inclusive of the day of such insertion, to cause an appearance to be entered for you in the office of the clerk of this court, and that in default of your doing this action and judgment may be given against you in your absence.
W. L. FHEG, Plaintiff, Advocate for Plaintiff.
Whose address for service is at the offices of Messrs. Woodworth & Black, rooms 3, 4 and 5 Victoria building, Dawson, Y. T.

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