

THE DAILY KLONDIKE NUGGET.

VOL. 2 No. 42

DAWSON, Y. T., MONDAY, FEBRUARY 18, 1901

PRICE 25 CENTS

Slater's Felt Shoes
Sewed with Goodyear
...Well...
Sargent & Pinska
"The Corner Store"

RECEIVED BY WIRE. ONE YEAR IN JAIL

Is the Sentence Imposed on
Alexander McKenzie by
Judge Ross

OF THE U. S. COURT OF APPEALS

For Crookedness While Receiver
of Nome Mining Claims.

JUDGE NOYES BADLY SCORED.

His Actions Characterized as With-
out Parallel in Jurisprudence
of the United States.

San Francisco, Feb. 11, via Skagway,
Feb. 18.—Alexander McKenzie, the
man who was appointed by U. S. Dis-
trict Judge Noyes to the receivership
of a number of mining claims at Cape
Nome, was today in the United States
circuit court of appeals (Judge Ross)
found guilty of contempt on two counts
and was sentenced to serve one year in
the county jail.

In passing the sentence the court
took occasion to denounce what it char-
acterized as high-handed and grossly
illegal proceedings which were initi-
ated immediately upon the arrival of
Judge Noyes and McKenzie at Nome,
and which the court said has no
parallel in the jurisprudence of the
country. The judge congratulated the
people of Nome on not having taken
the law in their own hands.

The Nome receivership cases have
been before the courts for some time
and much testimony was sometime ago
submitted before the U. S. court at San
Francisco to prove that a conspiracy
to defraud the claim owners existed be-
tween Receiver McKenzie and Judge
Noyes who appointed him. The decision
of the court was that McKenzie
be removed, but he refused to vacate,
with the result that he was adjudged
guilty of contempt of court by Judge
Morrow. McKenzie claimed that he
was not guilty of contempt, inasmuch
as the papers and orders issued from
the higher court had not been filed in
the district court at Nome at the time
he was adjudged guilty of disobeying
the writs of the court. In the opinion
read by Judge Ross today he holds that
the filing of the citation in the district
court at Nome gave the court of appeals
jurisdiction in the case. At this point
in the decision the court referred in
scathing terms to Judge Noyes and to
the manner in which he conducted
affairs at Nome. The judge said:

"The circumstances attending the
appointment of a receiver in these cases
and the actions of the receiver both be-
fore and after his appointment, as

shown by record and evidence, is far
from impressing me with his sincerity
of pretention. His refusal to obey the
writs issued from this court was based
upon the advice of counsel which was
void, and I am satisfied that the wrong
was intentional and deliberate and done
in furtherance of the high-handed and
grossly illegal proceedings which were
instituted almost as soon as Judge
Noyes and McKenzie set foot in Alas-
kan territory at Nome, and which, it
may be and fortunately said, have no
parallel in the jurisprudence of the
country. It speaks well for the good-
sense of the people gathered on that re-
mote and barren shore that they de-
pend solely upon the courts for cor-
rection of the wrongs thus perpetrated
among and against them, and the courts
may be depended upon sooner or later
to right the wrongs in every case prop-
erly brought before them."

Travel is Light.
Superintendent Pullham of the C. D.
Co., arrived Saturday from Whitehorse
which terminal he left with a special
train on Thursday the 7th inst. He re-
ports the trail slow owing to the cold
which has frozen the snow in sand-like
particles the same drifting with the
least wind and in places obliterating
the road. There is very little travel at
present and the roadhouses along the
trail are practically deserted.

The Date Is Fixed

Major Z. T. Wood, commander of the
N. W. M. P. in the Yukon, has pre-
pared an edict which will be faithfully
carried into effect by the officer com-
manding, Capt. Starnes.

The order is that all houses of prosti-
tution within the confines of the city
of Dawson, extending from the Klondike
river on the south to the bluff
north of the dumping ground on the
north and from the last cabin on the
A. C. trail on the east to the Yukon
river on the west, be vacated by the
first day of May. The Klondike river
"dead-line" will extend up as far as
the new bridge, which will be by the
lower ferry. This decree will leave
the women of whom it is estimated
there are 100 on one block on Fourth
and Fifth avenues between Second and
Third streets, the option of locating in
Klondike City, West Dawson or of
leaving the country entirely. It is re-
ported today that options have been
already taken on nearly every cabin in
Klondike City.

After May 1st any female found liv-
ing on the avails of prostitution within
the above proscribed limits will be
dealt with to the full extent of the law
which is a fine of \$50, six months a
hard labor or both the fine and im-
prisonment.

Mrs. Wood Improving.
Mrs. Wood, wife of Major Z. T. Wood,
whose serious illness has been the
source of considerable uneasiness to
her many friends during the past sev-
eral days was very much improved in
her condition this morning and unless
complications arise her recovery from
now on will be rapid.

Coal vs. Wood.
The A. E. Co. has made a contract
with the owners of 354, hillside on
Hunker, to deliver 100 tons of their
Rock creek coal to that claim. This
is the first sale effected on Hunker
creek for coal and has been ordered
after a comparative test as to cost by
testing the steam making power of
wood and coal. The result showed a
great saving by using the mineral.
Many other mine owners contemplate
doing the same.

Peremptory List.
The following is the peremptory list
of cases to be tried in the territorial
courts during the present week:
Mr. Justice Dugas—Belcher-McDon-
ald, Binet-O'Brien, Rourke-Clarke,
Milligan-McDowell, Peterson-McNa-
mee, Davies-Bourke, Criterion-Lynch.
Mr. Justice Craig—McKay-V. Y. T. Co.,
Herbert-Day, Day-Herbert, Mc-

Lean-Bonanza King, ex-court, French-
Eldorado, ex-court, Burns-Yukon Flyer
line, ex-court, Munro-Morrison, Peter-
son-Kalla, Griffith-Craig, Hunter-Hart-
ney, LaPorte-Munroe, Stone-Sawyer,
Rumball-C. D. Co., Heron-Bartlett,
Vallery-Galvin-Synd., Harriman-Gre,
Small-Carroll, Ames Mercantile Co.,
Sinclair, Imperial Bank-McCandless.

Rapid Mail Transit.
The best time made by incoming mail
this season was made by the consigna-
ment which arrived at 7 o'clock last
night, just 48 hours from Selwyn, a dis-
tance of 142 miles.
Another small incoming mail passed
Selwyn early this morning and if it
make as good time as its predecessor,
will be here tomorrow evening.

COMING AND GOING.

Harry Ashe and wife of 27 below,
Hunker, were at the Regina Saturday.

B. B. Osler, the attorney of Toronto
whose death was noticed a day or two
since, is held by many local advocates
to have been the leading nisi prius
attorney of the day.

Attorney Stackpool says he has re-
ceived a hunch which he is at a loss
whether to interpret as meaning that
the curling season will soon come to
an end, or that all danger from mad
dogs is practically over, but he is play-
ing it both ways.

Tonight at 8 p. m. the six-day run-
ning match will commence. Cardinal
will have to sprint lively as he has
given all the other contestants one mile
to the good. The match is to occur at
the Orpheum, that theater having been
fitted up with a race track.

Manning's Fortune

John Manning is one of those men
whose good fortune it seems to be to
have good things thrust upon him.

When the Nome excitement first
strode rampant through the land John
Manning, who, by the way, has been a
frontiersman since before the time
many of the present generation can
conveniently recall, and a pioneer of
nearly all western mining camps,
gathered his energies for another stamp-
ede, and went down the Yukon to the
city builded upon the ruby sands of
Bering sea.

Here he found all, and more that has
been formerly written and told of in
the way of a much over-populated place
of desolation, and the ground staked
everywhere.

Finally he bought a piece of ground
in the gulch known as Gold Run, in
partnership with a former friend, after
which, seeing nothing further to be
gained in staying there, he went to
Nome, leaving his partner on the
ground.

Before he left Nome for Seattle, his
partner struck it rich beyond his great-
est expectations, and sent a letter to
Manning informing him of their good
luck.

The letter did not reach him for
some unknown cause till a few days
since when it reached him at the Re-
gina.

A Runaway.

Late this afternoon a horse hitched
to a single sleigh became frightened on
First avenue and ran away. When
just in front of the A. C. store the animal
barely missed running over a little
girl who chanced to be in the street.

The horse was stopped on Second
avenue, having made rather an ex-
tended and lively tour of several streets
without doing any damage.

Lined meal, 20c at Meeker's.

Round steak 50c at P. O. Market.

Memorandum books, 1901 diaries, all
kinds, at Zaccarelli's.

BELCHER- MCDONALD

Case Is Continued This Morning
With McDonald on the
Stand.

HIS TESTIMONY ABOUT SECURITIES

For Payment of a \$16,000 Balance
and Some Credits

CLAIMED BY THE DEFENSE

As Offsets Against the Indebtedness
to the Calder Estate—Some
Papers Identified.

The hearing of the case of Belcher
and McDonald was resumed in Justice
Dugas' court this morning with Dun-
can McDonald on the witness stand.

He testified at some length regarding
the occurrences of April 7th, on which
day the several conferences between
Alex McDonald, the defendant in the
present action, and the executors of the
Calder estate, have already been re-
ferred to.

The discussion on the date in ques-
tion, according to this witness, took
in pretty nearly the whole question in
hand. That \$50,000 note, three smaller
ones aggregating upwards of \$20,000,
the transfer of a half interest in No.
27 Eldorado, the dumps then waiting
for the washup, and sundry talks about
bonds as security for a balance of \$76,
000 claimed by the plaintiffs. The
executors, he said, told Alex McDon-
ald that the deceased had told them
that he, the defendant, had, with the
exception of 100 ounces, received the
entire cleanup from No. 27 Eldorado,
for the year of '93, and that he (Cal-
der) was, according to their agreement,
to have the cleanup of 1900.

To this the defendant had made no
objection and had also at their request,
transferred to them the half interest of
27 Eldorado, as belonging to the Cal-
der estate; he had agreed to the estate's
receiving the cleanup of 1900 from the
claim, saying that it would net the
owners \$100,000, there being Jaymen
working the ground at the time.

This left a balance due the estate,
according to the calculations of the
witness amounting to \$76,000, for which
they (the executors) wanted a bond,
upon which they were willing to accept
as sureties the signatures of James Mc-
Namee and George Burns, whom the
defendant said he could get, but which
he failed to do.

There were three of Calder's notes,
however, which he looked upon as
credits to himself, because they had
been given to other parties by Calder,
and had been endorsed by him. These
notes were for \$2000, \$5000 and \$5000.

Failing to get the necessary sureties
on his paper, the defendant had pro-
posed giving as security claim No. 22
Eldorado, but it was not considered
sufficient by the executors, who wanted
him to give them No. 34, but he had
said there was a cloud over it and he
couldn't do it.

He did not turn over to them the
other half of No. 27 as they requested.

(Continued on Page 4.)

Change of Time Table
Orr & Tukey's Stage Line
Telephone No. 8
On and after Monday, Oct. 22, 1900, will run a
DOUBLE LINE OF STAGES
TO & FROM GRAND FORKS
Leave Dawson, Office A. C. Co.'s Build-
ing, 9:30 a. m.
Returning, Leave Forks, Office, Op. Gold
Hill Hotel, 3:00 p. m.
From Forks, Office Opposite Gold Hill
Hotel, 9:00 a. m.
Returning, Leave Dawson, Office A. C.
Co.'s Building, 3:00 p. m.
ROYAL MAIL

Cubular and Pipe Boilers
Portable Forges, Shovels,
Hydraulic Pipe, Steam
Hose, Etc., GET OUR PRICES.
Hulme, Miller & Co.

The O'Brien Club
Telephone No. 87
FOR MEMBERS
A Gentleman's Resort,
Spacious and Elegant
Club Rooms and Bar
FOUNDED BY
Murray, O'Brien and Marchbank.

Hotel McDonald
THE ONLY FIRST-CLASS HOTEL
IN DAWSON.
J. F. MACDONALD, Manager

The Exchange
...RE-OPENED...
Better Than Ever
A Palace of Joy—See
the difference.
Formerly Aurora No. 2
J. W. CRAMEN
HARRY EDWARDS

FULL LINE CHOICE BRANDS
Wines, Liquors & Cigars
CHISHOLM'S SALOON.
TOM CHISHOLM, PROP.

Electric Light
Steady Satisfactory Safe
**Dawson Electric Light &
Power Co. Ltd.**
Donald B. Olson, Manager.
City Office Jewry Building.
Power House near Klondike. Tel. No. 1

Over the Ice
Heavy Team and Light
Buggy
... HARNESS ...
Cut Prices on Dog Harness and
... HORSE BLANKETS ...
All Kinds of Repairing
... at Lowest Prices
McClellan, McFeely & Co.

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Special Sale
We Offer to the Ladies
Of Dawson and vicinity our entire stock of
Dress Goods and Silks at exactly One-Half Price,
among which will be found the following
attractive Values:—
Colored Taffetas, per yard, was \$1.25, was \$1.00
All Wool Tricot Cloth per yd. was 1.00, was .75
All Wool Ladies' Cloth per yd. was 1.00, was .75
Ames Mercantile Co.

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