

ELEVENTH DAY OF TRIAL

(Continued from Page 1.)

Where court reconvened at 2 o'clock yesterday afternoon there was the usual number of seats and standing room outside the railing, many people standing before the locked door and in the bright sun for nearly an hour before the door was opened.

Capt. W. H. Scarth was still on the stand under direct examination. He conducted the inquest on the body of O'Brien, also on the body of Olsen; he testified in weighing three bullets the first day and the mushroom bullet weighed 3 drachms and 15 grains; the other bullets were the same weight as the Colt's revolver bullets.

Cross-examined, witness said he had given him a list of the effects given O'Brien when he was arrested in Dawson in '98 and which were given him on his discharge from jail in September, 1899; witness produced the list; a copy of the articles were missing when the time came to return the effects to O'Brien; witness did not remember the list of articles delivered to O'Brien on his discharge; the mushroom bullet was sealed to witness as the one taken from the frozen ground beneath the feet of blood where Clayton is supposed to have fallen; among the articles missing when O'Brien was released from jail in '99 was a violin and a stove; a new stove and the one in evidence was purchased for the prisoner by D. A. Shindler September 18, '99.

Constable Arthur Herbert Hales was the next witness. He was present at the scene of the murder in March of 1900 and received from Constable Pennington and Detective McGuire three articles of blood and had delivered them to Capt. Scarth at Selkirk.

Capt. Fussell of the Minto roadhouse being recalled, testified that on the morning of December 26th, '99, he saw a big smoke rolling up in the neighborhood of the Powell trail which would be in range with O'Brien's tent; witness was going to a water hole for water when he saw the smoke; later witness pointed out to McGuire the direction when he saw the smoke; regarding the lime juice bottle formerly introduced as found near the scene of the murder, Capt. Fussell said he sold a similar bottle filled with Canadian Club whisky to Olsen the night of December 24th, '99.

Detective McGuire was recalled to testify to the search of O'Brien's which was conducted by witness and Major Shindler at Tagish February 14th, 1900; two \$100 bills of the Canadian Bank of Commerce were found between the leather pad on the bottom of the sock and the sock itself; the bills were in the top of the sock, both bills being in the same sock. No cross-examination.

George Apple, the pioneer tinsmith of Dawson, was the next witness. He has manufactured thousands of Yukon stoves; he examined the stove in evidence and explained how the double damper holes were punched; it was a peculiar way to punch damper holes. Witness was not cross-examined.

Daniel A. Shindler, the next witness, he is a hardware dealer in Dawson and has been since '98; witness sells many Yukon stoves but never saw a double punched damper hole like the one in the stove in evidence. Cross-examined, witness said he did not remember ever selling the stove in evidence.

William Henry Perry was the next witness. He is a foreman in tinshop of McLennan & McPeely; he is familiar with Yukon stoves; the damper hole in the stove in evidence was made in an unusual way, witness had never seen a damper hole like it. No cross-examination.

George (Kid) West was the next witness. He is confined in the barracks here and has been for three months; he knew the prisoner; saw him in 1898 when witness was on the woodpile for five months; got in jail in October, 1900; witness had seen O'Brien out on the street before he got in jail, then they were not intimately acquainted; while the two were in jail witness and O'Brien had many talks; their talk was all about stealing; they also talked about holding up people on the Yukon river trail; O'Brien made proposition to witness to meet him when they both got out; witness having five months to serve, and O'Brien six; witness agreed to meet O'Brien at Skagway in the fall of '99 and they would come down the river and meet people, hold them up and take their coin; witness got out of jail and left for down the river as he did not want to be caught; while on the woodpile witness, O'Brien and a man they called "Cockney" frequently worked together; "Cockney" was what is called a "mover" outside; a "mover" is a tramp; witness served time in Dawson under name of Welsor; witness came to Skagway two or three weeks before Christmas intending to join O'Brien; while in Skagway witness received a letter from O'Brien some time in January; witness expected to meet O'Brien on the trail between Skagway and Dawson. Cross-examined, witness said he was 27 years old and before coming to Dawson in '97 worked as a decorator on Salt Lake; while here and before

SPORTS TO BE ENCOURAGED

Chicago Alderman Will Look After Athletics.

Chicago, June 8.—Municipal supervision and encouragement of athletic sports is proposed in Chicago. "In order to create a sound moral tone and enhance the general health of the community."

The council committee on license recommended ordinances based on the governmental theories of ancient Sparta. Under the plan athletics is to be taken seriously, like the traction question, municipal art and street cleaning. Sports are to have a commission of aldermen devoted to their interests. Prize fighting will be tolerated. Other sports will be fostered and a tax laid on prizefights for the support of athletics in general.

In the resolution the council is asked to withdraw its disfavor from prizefighting and to instruct the mayor and the superintendent of police not to interfere with prize contests given by any regularly organized athletic association.

Before such a contest can be held it will be necessary for the promoters to appear before the athletic commission, from which permits for the fight must be secured. The commission will have the power to place the limit of rounds and make other regulations to govern the contest. The mayor must then sign the permit and the fight may be held. Ten per cent of the gate receipts must be turned over to the city. This money will constitute an athletic fund to be used only for the promotion of athletic sports, for the equipment of gymnasiums and play grounds, athletic fields, swimming tanks and ball grounds.

An Impudent Fraud.
An impudent fraud was perpetrated upon a Manchester bank by one of its customers, who opened an account with some few hundreds of pounds. The man, after a few weeks, drew two checks, each within a pound or so of his balance, and, selecting a busy day, presented himself at one end of the counter, while an accomplice, when he saw that his friend's check had been cashed, immediately presented his own to a cashier at the other end. Both cashiers referred the checks to the ledger clerk, who, thinking the same cashier had asked him—twice, said "right" to both checks. The thieves were never caught.

Nye's Introduction.
When James Whitcomb Riley and Bill Nye traveled together giving a joint entertainment, the humorist had great fun with the poet. Once, in introducing Riley and himself to an audience, Nye remarked, "I will appear first and speak until I get tired, then Mr. Riley will succeed me and read from his own works until you get tired."

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"THEY SAY."
Have you heard of the terrible family, "They"? And the dreadful yonemous things they say? Why, half the group under the sun, if you trace it back, you will find begun in that wretched house of "They."

A numerous family, so I am told, And its genealogical tree is old; For ever since Adam and Eve began To build up the curious house of "They."

Geese mongers and spreaders of lies, Horrid people whom all despise! And yet the best of us now and then Repeat queer tales about women and men— And quote the house of "They."

They like like lords and never labor, A "They" 'sue task to watch his neighbor And tell his business and private affairs; To the world at large they are sowers of tares— Those folks in the house of "They."

It is wholly useless to follow a "They," With a whip or a gun, for he slips away And into his house, where you cannot go; It is locked and bolted and guarded so— This horrible house of "They."

Though you cannot get in, yet they get out And spread their villainous tales about, Of all the rascals under the sun, Who have come to punishment never one Belongs to the house of "They."

—Ella Wheeler Wilcox.

At Course Dinner.
A woman just arrived from Australia was recently negotiating with an agent in London for a house in one of the newer districts of Kensington. She asked if it was a nice neighborhood. "It is thoroughly desirable, madam," replied the house agent. "They are without exception soup and fish families."

It is not correct to say that a girl "renders" a song. If she lives long enough to become a song, she is in the world, she may some day render a song, but she can't render a song.—Aitchison Globe.

What Herts.
"The other side," observed the candidate in much apprehension, "are putting some damaging reports in circulation."
"But no money to speak of," rejoined the chairman of the campaign committee complacently.—Detroit Journal.

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