### **GRANT HAS BEEN ISSUED**

#### Trouble of Wm. O'Keefe Just Beginning

Fight Over Upper Half of No. 3 Lovett Gulch Assumes a Triangular Shape.

A grant to the upper half of creek claim No. 3 below discovery on Lovett gulch was issued to William O'Keefe this morning by Mining Recorder Boyes in response to a written order received from Mr. Justice Craig, the same being the outcome of the judgment rendered in the mandamus proceedinbs that were decided a few days ago by his lordship. O'Keefe had staked the claim in question and applied to the mining recorder for a grant which was refused upon the ground that there was no ground open to r locate at the point where the upper half of 3 was supposed to exist. The applicant was positive in his assertions that the ground was there and when the recorder refused the grant an application was made to the territorial court for a writ of manadamus compelling the recorder to comply with the request of the plaintiff. The case was duly argued and eventually his lordship decided in favor of the applicant, the judgment being published in these columns early in the present week. The order issued this morning is as follows 'Upon application of the above

affidavits of Web O'Keefe, Alvin R. Boyes, George White-Fraser and Maunsell B. O'Dell filed herein, and upon hearing counsel on behalf of the plaintiff and defendant, and the motion being turned into a motion for udgment by consent, I do order that a writ of mandamus do issue out of this honorable court commanding the above named defendant A. R. Boyes, mining recorder for the Bonanza min ing division of the Dawson district in the Yukon territory, to forthwith issue to the above named plaintiff William O'Keefe a grant of that certain placer mining claim known and described as the upper half of creek placer claim No. 3 below discovery on Lovett gulch in the Bonanza mining division, of the Dawson district in the Yukon territory. And I do further order that each party do pay his own costs of and incidental to this application and of this order."

The order is dated today and is signed by Mr. Justice Craig. O'Keefe presented it at the wicket of Recorder Boyes and soon after received the grant that he has been fighting for. Ordinarily, it would be considered that his troubles in regard to the ground were over, but instead he will find that they have just begun and before he has a clear title to his claim; if he ever has, several other law suits will have to be waded through. At least two others claim the ground, one of which has a grant to it and furthermore is in possession which gives him just a

little bit the better of anyone else. No. 3 below on Lovett gulch has a rather peculiar halves were staked originally during saying the summer of '99. Both expired for and the other by H. H. Hamilton. Each sold to the other a half which made each a half owner in both halves. Both halves were kept alive though all the actual work was done on what was described as the lower. half which proved quite rich and which turned out quite a bit of money. In 1901 a survey of the ground proved, so it is said, that there was only room, enough between 2 and 4 for one claim of 250 feet and as all the work had been done on what was designated as the lower half of the claim, and Middlecoff and his partner doned the upper half, the abandonin possession of the identical ground described in O'Keefe's grant all hands perished. as the upper half of No. 3 though such upper half does not according to

p. m., four days before O Keefe did. fraud. He applied to the mining recorder for a record and it was refused him upon the ground that there was no such got to have a new clock for the sit- pany a claim as the upper half of 3 Lovett ting room. The old one is worn gulch. O'Brien accepted the refusal out.' as ending the matter, but since then by the action in the O'Keefe case it tioned it. I've been wondering what has been decided that there is ground sort of Christmas present I'd better at that locality and that O'Keefe is get for the family. You can wait entitled to it, O'Brien considers that two or three weeks, can't you?" if anyone at all is worthy of consid- (Goes to reading his paper again ) eration it is himself, he having stakthe identical same ground O'Keele for their use during the balance of yet. did and also having applied for record within the time limit as provided by the regulations. The application that was presented to Recorder morning on his return to Clear creek.

lower line of No. 3.

Boves on Wednesday was accompani ed by affidavits of O'Brien setting forth the fact of having staked the ground on January 2, applying to the mining recorder for record and being refused for the reason that the survey showed no ground known as the upper half of No. 3. O'Brien also says that there was present at the time he staked and also when he made application to record one John Cameron who witnessed the act and overheard the request made to record the claim and the refusal of the mining recorder to accept it. The statements made by O'Brien are fully corroborated by an affidavit of Cam-

If the precedent established by the so Ago.

court in the O'Keefe case is followed in that of O'Brien he also will receive a grant to the ground and then t will be a triangular fight between them and Middlecoff as to which is n the right. About the only tenable position held by the relocations it is said is due to an affidavit by George White-Fraser who declares the claim, No. 3, was originally 500 feet long. It has been alleged that Middlecoff moved his stakes, but no proof has been adduced to that effect, and it would seem to have been an act of folly on his part to have done so wning as he did both halves of the claim. One thing, that makes Middlecoff's position well nigh impregnable is that he has had the ground described on his grant as the lower half of No. 3 surveyed, had it pubthe summer be back again at their lished for three months consecutively which makes it incontestable. Furthermore, as has been stated, he is n possession, which is generally conidered a little more than nine points

kiss their wives as they did when named plaintiff and upon reading the they were a year or two married man went home, put his arm aroun his wife's neck and kissed her Meeting the lecturer some time

er he said, "It's no go "What isn't ?" said rhe lecturer

"Vell,j' said the man, "ven I kis ed my wife she said. 'Vatis gone wrong mit you, ye oult fool, ye -Topeka Herald

The fair plaintiff in the breach romise case was undergoing a cross examination at the hands of the atorney for the defense

'Now, Miss Gurleigh." he said thow long had you known the defendant in this case before he asked you to marry him ?

"About five years, I think "Did he ever go with any other oung women, so far as you know? O, yes; several?

"Was he engaged to any of then "Not to my knowledge. "He was not. Very good. When did he begin coming to see you?

"About two years ago. "Just so. About two years ago Did he ever ask your father for per ission to pay his addresses to you "Hold on!" interposed the other awyer. "I object !

"So did papa !" snapped the fail

umber is Main 940.

'Is Mr. Rowland there ?'' was history. What was ed and the name repeated twice. Presconsidered both the upper and lower entity a voice came over the telephone

There is someone on the slab lack of representation and they were rather plainly dressed but unidentire-located, one by Eliver Middlecoff, fied. We don't know whether or not

> (This is a true story.-Editor.) -Seattle Argus

New York, March 3 .- The German

First Case in Montana. Helena, Monte, March 3 - The fed-Middlecoff's grant joining on to the who had in his possession a fraudu-But there is still another claimant ever found in Montana. The signa-

Mrs. Ferguson-"George, we've just

Mr. Ferguson-"I'm glad you men-

Will care for one or two good dogs gentleman, and he hasn't got over it the winter. Apply Nugget office:

Mr. Weldy Young left Dawson this

## **TANANA**

Lull In the Rnsh

People Not so Eger to Get Away as They Were a Week or

During the last two days a less umber of people have taken their departure for, the Tanana than on ny previous two days since the tampede first started. The only reaon that can be ascribed for the fallng off in the interest in the lower iver camp is on account of the lat est reports that have been received not being so rosy as were those which first came this direction. distance always lends enchantment so has the Tanana appeared to many of the residents of Dawson who ought to know better and it is safe. to say that many who were most eager, in their haste to get away will during

also to the Koyukuk The statements made to the Nugget and given publication by Ray Klumb. which the following day were rehash-In his lecture, "Love, Courtship ed by the morning joke, were of a and Marriage," delivered in the i.e- most conservative nature and posbanon Valley College chapel a few sessed the ring of truth which doubt cases of eggs from the outside Before years ago, Rev. John Dewitt Miller less caused many to pause and think buying the old stock see him of Philadelphia said that men should twice before venturing on an expensive trip that might yield them nothing but sad experience. Another thing

arcful and conservative estimate on- follows went fourteen cents to the pan.

manence of the camp.

troduce him to the kaiser.

Successful Operation

Recently someone had occasion to telephone the Seattle branch of the American Type Founders Co., whose "Is this Main 940 ?"

his name is Rowland.

"What's that?" yelled the inquirer "what number is this talking? "This is Main 949, Butterworth & Sons, undertakers," came the reply.

Steam r Founders

steamer Pisa from Hamburg arrived Mr. L. C. Anderson, of the firm of here today, reported that on Feb Anderson Bros, painters, made a "President Joseph F. Smith, the he made a journey to the creeks to ruary 16, when in latitude 49.46, successful cut of the largest piece of longitude 12.43, she saw a steamer plate glass ever brought to Dawson. with one mast and one funnel stand- The glass measured 10x16 feet and child born to him by his plural wife better than when he started. Knownot carring to keep alive a claim that ing, bow out of water and stern set cost \$128. It is to be used in the did not exist they voluntarily aban- tled down. Later, when the Pisa was new front of Thebo's building on within a mile of the steamer the lat- Second avenue and was cat exactly died in the practice of polygamy and him worse than ever he impediately ment being placed on record. So it ter disappeared. There were no boats in two pieces by Mr. Anderson. The polygamous cohabitation, and that went on board the slow steamer or rafts in the vicinity of the vessel diamond used in making the cut cost The captain of the Pisa thinks that \$50, and Mr. Anderson received \$25 for the job.

Stockyard Company Formed the survey really exist, the lower eral authorities today arrested Fing ment was made today that the Chic half of the claim as described in Poon, a Chinese living near town, ago Stockyards & Transit Company has secured articles of incorporation lent certificate of residence, the first with a capital of \$200,000. The infor the ground. He filed his application on Wednesday the 18th and the while the photograph was very cievery and John Chystal. It is asserted. was accepted. His name is William erly fastened upon the certificate. It that the company will be increased to J. O'Brien and he alleges that he is believed that this discovery will \$2,000,000 in capital in the near fu staked the claim on January 2, at 3 lead to the unearthing of a gigantic ture and will go into the live stock industry as a competitor of the Union Stockyards & Transit Com-

> "Slobberly seems stuck up. hardly speaks to his old friends

> > "He sat on a jury the other day and the lawyers several times referred to him and the rest of the bunch as "gentlemen." It was the first time anybody ever called Slobberly a

FOR SALE .- Good Dog Team-two firstclass leaders. Apply 305 Duke

#### **BOYS PLAY HOCKEY**

STAMPEDE Palmer Bros. Defeat Monarch's by Score of 3 to 1.

> The small boys had their turn o the D.A.A. rink-this morning and a good game of hockey was played arch Shoe Co.'s teams.

The game lasted 30 minutes and resulted in victory for the Palmers by a score of 3 to 1. The game was a swift one from start to finish and some very excellent playing was

shown on both sides. The lingup of the teams was as

Palmers-Goal, H. Anderson; point W. Welsh; coverpoint, Sam Crawford : forwards W McDonald G Fallen and Myer Packer.

Monarchs-Goal, "Whisky"; point Woods; coverpoint, McLennan forwards, H. Robinson, C. Cuthbert and L. Spencer

Referee-E. Forrest Timekeeper-W. Creamer Goal umpires\_E. Sears and H McDonald

Time of game 30 minutes

Methodist Church Methodist Church,-The pastor wil oreach tomorrow morning on "Gold Tried in the Fire Hawley, Mr. H. Povah. In the evenold stamping ground. It was the same in the stampede to Nome and Walker, Miss Larsen, Mr. McLeod and Mr. H. Povah. "Comfort Ye." Messiah, Mr. H. W Betts. After the benediction, the Day is Over, Barnby:

Barrett will receive on Tuesday 250

Denial Is Promptly Entered

Washington, Feb. When the lecture was over an old the public has been anxiously await- Burrows, chairman of the senate ing is the repost of the jokejs expert, committee on privileges and electhe man Marshall who wired in the tions, today presented to the senate sensational stuff from Eagle Mon- a protest, signed by the Rev. J. I day night. He has had five days in Leilitch, in the ease of Senatorwhich to reach Dawson but as far as elect Reed Smoot, of Utah, urging any publicity has been given his ar- that Mr. Smoot shall not be permit. Dawson evening paper has published against the government. Such utterrival he may as well be in the moon, ted to take his seat in the senate. Some of Mr. Marshall's statements Mr. Leilitch is in charge of Metho- Hamilton Ross for not having been vere so wild that the good effect that dist missions in Utah, and resides in he report might otherwise have had Salt Lake City. He is in Washing time of his term as commissioner or the Tanana was more than over- ton as the representative of the mia- And now comes \_ Joseph Andrew balanced by the incredulity , with isfers' association of Salt Lake. His Clarke who publishes a letter over which the entire wire was received, statement is sworn to. Mr. Leilitch his signature, containing the same atn the known world there has never declares that Smoot is a polyganist, tack. been found a claim in which the pay and now has a plural wife, although gravel averaged higher than in Dick he deems it inexpedient to give the owe's famous fraction at the mouth maiden name of the lady at this The first time was after being here of Big Skookum and it by a most time. His charge on this point is as about six months and he was away tween Jerome Amandren Chute

anything that has yet been discover- plural or polygamous marriage From now on news that is re- said Reed Smoot has lived and cohave become more extensive and more and that the only record of such ary in this connection

made and kept by the authorities of close of navigation and made another the Church of Jesus Christ of Latter- stay of about ten weeks. He then Day Saints, which secret record is in had an inkling of the amended Tread-Berlin, March 7.—The kaiser will the exclusive custody and control of gold concession and he hurried off to audience former Governor the first presidency, and the quorum Ottawa swearing to-force the gov-David R. Francis, commissioner gen- of the twelve apostles of the said ernment to retract or lay down his of which the said Reed office. He was on by Ambassador Tower, who will in- trol or power of the protestant beard of the amended concession, Your protestant respectfully On the same afternoon Gov. Fran-that the senate of the United States the rights of the miners until it was cis will be one of the guests at a din- or its committee compell the first too late

ner given by the German commission- presidency and the quorum of the the ice. He stayed away six months er to the St. Louis fair, which is twelve apostles and the said Reed vet trying at least to earn his salary given in honor of the Canadian gov- Smoot to produce such secret record and be came nearer doing so than Joe enment, who ordered twenty-five lo- for the consideration of the senate. Clarke ever did in his life. comotives from the Hartman Loco- Your protestant says that he is ad- The next departure of Mr. Ross was motive Works. The engines ordered vised by counsel that it is expellent in about two and a half months name of the plural wife."

ter of 1896-97,"

# FURTHER.

Late Reports Cause a between the Palmer Bros. and Mon- Of Tanana Contained in Letter

> From John P. Tuck Who Left Dawson January Twenty

Mr. Anderson of the N. C. Co. re ceived a letter vesterday from John P. Tuck from Fairbanks.

"Mr. Tuck was sent into the ne liggings by Mr. Anderson and went ia the Fortymile' route. He states that the Fortymile route is a bad one and strongly advises anyone con templating making the trip to go via

The left Dawson on the 26th of Jan pary and was among the first who ook the same route to arrive at Fairbanks. He arrived at the latter lace without any grub and was com elled to go to Circle for a new out it He made the trip to Circle in ompany with Mr. Klumb and says he trail was in excellent condition aking the trip between the tw laces in five days

He says that the country has no cen fairly prospected as yet; that pparently it is a large body of low his right arm. From that day until hinery to work to advantage. There will not be much sluicing done until was put in his place, and has filled it ate in the summer or until such time with satisfaction to all ever s pumping plants can be installed, Major Wood has performed s the country is so flat that it will e necessary to raise the water in of W. A.

brough the sluice boxes

Quite frequently during the late mitted in a civilized land. The people ampaign" and since then a certain here have plenty else to complain here during "more than half the

omething like two months. He could Alfred Ernest Wills, carrying on "That the said Reed Smoot is a not have helped making the trip very iness in the Yukon territory as n Yet there are claims reported in the polygamist, and that since the ad- well but he ought to have done so to ers, was on the 18th day of Marc Canana upon which but two or three mission of Utah into the Union of please the Daily News and Joseph 1903, dissolved by mutual consent. coles are sunk which are said to ave states, he, although then and there Andrew Clarke. That journey was rage 31½ cents. It is the tendency having a legal wife, married a plural made to search for the bodies of his should forthwith be presented to search for the bodies of his should forthwith be presented to search for the bodies of his should forthwith be presented to search for the bodies of his should forthwith be presented to search for the bodies of his should forthwith be presented to search for the bodies of his should forthwith be presented to search for the bodies of his should forthwith be presented to search for the bodies of his should forthwith be presented to search for the bodies of his should forthwith be presented to search for the bodies of his should forthwith be presented to search for the bodies of his should forthwith be presented to search for the bodies of his should forthwith be presented to search for the bodies of his should forthwith be presented to search for the bodies of his should forthwith be presented to search for the bodies of his should forthwith be presented to search for the bodies of his should forthwith be presented to search for the bodies of his should forthwith be presented to search for the bodies of his should forthwith be presented to search for the bodies of his should forthwith be presented to search for the bodies of his should forthwith the presented to search for the bodies of his should forthwith the presented to search for the bodies of his should forthwith the presented to search for the bodies of his should forthwith the presented to search for the bodies of his should forthwith the presented to search for the bodies of his should forthwith the presented to search for the bodies of his should forthwith the presented to search for the bodies of his should forthwith the presented to search for the bodies of his should forthwith the presented to search for the bodies of his should forthwith the presented to search for the bodies of his should forthwith the presented to search for the bodies of his should forthwith the presented to search for the bodies of his sh state of Utah, in viola- beloved wife and child, drowned in A. E. Wills for payment, to who eptical of anything they hear that tion of the laws and compacts here the steamer Islander and to account awing to said co-part inclined to be a little better than inbefore described, and since such pany the remains of the two to their nership must be paid at once the old home. After the Juneral Mr Ross even went on to Ottawa to look after March, A.D. 1903. ceived from the lower country should habited with both his legal wife and urgent business affecting this terribe more reliable than that which has his plural wife in the state of Utah, tory, so it is hoped that journey was so far arrived. The prospecting will and elsewhere, as occasion offered, not all in vain (Clarke refers to sal- Witness

will be known as to the probable per- plural marriage is the secret record. Mr. Ross returned here before the asks after reaching Ottawa he fought for

by Canada will be completed similat this time to give further particus more. He had worked early and late taneously with those ordered by the lars concerning such plural marriage in his office and at his desk at home and its results, or the place in which and perhaps two-thirds of his time it was solemnized, or the maiden was occupied in hearing the whines of office seekers like W. A. Beddoe. See Mr. Leilitch also states that ing that his health would not bear up president of the Mormon church, is get away from this self-eeking rabble as late as 1898," and also that ing that the importanities of the his plural wife, Minnie Jensen Snow, Columbian to get away from the bore him a child as late as the win- crowd. On the way to Whitehorse be was stricken with paralysis and

# INFORMATION Broken Line Sale!

100 Suits to Select From Former Prices \$18, \$20, \$25.

Your Choice

\$10.00

Sargent & Pinska WHOLESALE AND RETAIL

N. C. Co. TEMPERATURE

.. WE'LL SOON HAVE LOTS OF WEATHER FOR RUBBER SHOE USE.

The Walks and Streets will be slippery in the during middle of the day Drop into our Shoe Department and prepare yourself for the san

Northern Commercial Company

rade gravel which will require ma- he resigned he perhaps did not "earn gers on the steamer Pera visco his salary," but a very good man arrived here from Central to-Beddoe and that does not against rebels at Juliana about rder to get force enough to run happen to be one of his duties leagues from the Salvador in

For coarse and inhuman brutality Business in Guatemala is ber these attacks on Mr. Ross are a little to wane on account of the the worst ever countenanced or per | men James ances will never help the ones who

two-and-a-half pound rol only \$1.00, at all stores

PUBLIC NOTICE.

Notice is hereby given that the partnership. All accounts due by the said fire Dated at Dawson this 18th day

(Sgd.) J. A. CHUTE, (Sgd.) A. E. WILLS.

### NOTICE!

#### Stampeders. Tanana

Why haul your Outfits One Hundred and Ten Miles farther when you can buy them from us at Eagle City, Alaska, directly on your route via Circle City to the Tanana. We have a large stock of Fresh New Goods in everything you need excepting Tents, Sleds, Picks and Rubber Boots, at prices much lower than are quoted from any other point. We are the nearest to the new Tanana diggings where supplies can be had. No Customs duly to pay or Inspection to be bothered with

PEOPLES & WOODRUFF

EAGLE CITY, ALASKA

Steel Tray

Wheelbarrows

Return Flue, Upright Tubular and Prospecting Pipe Boilers.

SELF DUMPERS Everyone Guaranteed \$65 to \$100 STEAM POINTS \$6,00, \$8.00 AND \$10.00.

The Nugge From Skagv ASSESSABLE STATES

Vol. 4-No 70.

PEOPLE NORT

Greatly Exer Lumber Q

Commission May by Northwest to invest

Regina, March 23 the Northwest terri worked up over the lamber combine. T ernment will likely mission to investiga

A QUARK OVER A

Leads to Alm of Mu

16 developed in

this morning that

fray which occurr

afternoon at So

much more serious

first anticipated.

Albert Ifft sustain

his neck was about

inches long, very

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would have remrited

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means that could

would have saved h

Suck was Dr. 1

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ceivable how such

Sostained without

It was very or

denote that the fi

had not existed be

for neveral days

the two men were

According

acreral arteries:

Power of Athorney Blank 212 Jefferson Darnell anana-Nugget Office. Ifft in the N NOTICE

ON AND AFTER THIS DATE Scotch Tweed Suits Man to Order

Reduced to \$50 Sack and Cutaway Suits Pressed for \$15

GEO. BREWITI

Pressed .50

THE TAILOR

PROFESSIONAL CARDS ATTULLO & RIDLEY - ACCOUNT

a cabin around th dike and they had and Ifft had Thursday afterno nell near the K and had accused comb from his c then accused lift. Roody from his Magay words were and Darnell had re et and pulled or struck him in the

Annie Ford & was parating the p fight occurred wa and stated that from Klondike Cl own town tun from the street. File they were playing New of was a heard some words

had then mparate

into the drog stor

Electri Mall night

All night 25mm/siz PRODUCT AND ADDRESS OF A ADDRES PMT 30400 \$8 \$4.50 with Power forming Daw I. A. WILLL