

### CLARKE VS. THE YUKON SUN

That is Title of a Law Suit Instituted Yesterday.

#### Criminal Action Commenced This Morning—Other Territorial Court Items.

(From Wednesday's Daily.) Yesterday in the office of the territorial district court, Joseph A. Clarke, as plaintiff, filed a complaint against Thomas O'Brien and Henry J. Woodside, defendants, owner and editor, respectively, of the Yukon Sun. The plaintiff alleges that he has been libeled by the defendants; and the specific words on which the plaintiff rests his case were published in the issues of the Yukon Sun on the 9th and 10th instant. The following are the important allegations of the complaint:

That the defendants falsely and maliciously published:

A. "Under the editorial heading 'Will Take Up Challenge,' and in the second paragraph, 'If we had a record like Joseph Clarke, we would want to keep very quiet indeed; with any faults that we may have we can say at least that we never were discharged from a position for taking bribes, and we never swindled Brookville friends out of two thousand dollars.'"

"Thereby leading the public to believe that the plaintiff was a criminal and had been guilty of swindling and that he was unfit to be trusted, having accepted bribes, and therefore insinuating that he betrayed his employers once, and so could not be trusted to transact business for anyone. The plaintiff is also called a 'Cheeky young rascal,' greatly to his hurt and damage."

B. "Under the heading 'Not the Best Company,' the following words appear, 'He (Mr. Joseph Clarke) is the 'Shady character.'"

"Which said words impute a bad character to the plaintiff and render him an object of distrust to the business public."

C. "Under the heading 'Should Be Goaded,' the following words appear, 'Joseph Clarke, the blatherskite. If anything will goad to desperation Mr. Joseph Clarke himself to lead an honest straightforward, truthful life, we would welcome it, even in the nature of a small cyclone. We would welcome another cyclone if it would goad Mr. Clarke into acting like a sane person.'"

"Thereby making it appear that the plaintiff is dishonest and not of sound mind and therefore an unsafe and dangerous person to do business with."

D. "Under paragraph headed 'To Be Or Not To Be,' appear these words: 'Certainly something should be done to get such representative (?) citizens as Joseph Clarke, Col. MacGregor, and C. M. Woodworth, providing, of course, it can be ascertained after diligent inquiry what interests these three gentlemen hold in the territory,' which said statement is intended maliciously to injure the business credit of the plaintiff."

"Also in the said paragraph appears the following words: 'Than Joseph Clarke, even if he does have water on the brain,' thus again implying that the plaintiff is of unsound mind."

The plaintiff prays for the recovery of \$25,000 as damages resulting to his credit, business and reputation by reason of the publication of the matter set forth in the complaint.

The papers were served by the sheriff upon the defendant, Henry J. Woodside, yesterday afternoon.

This morning a case of criminal libel was instituted by Joseph A. Clarke against Mr. Woodside in the police magistrate's court. The criminal action is founded upon the same statement of facts as appear in the civil suit.

Today the trial of the case of McKenzie and Miles vs. Mr. and Mrs. Davidson, was resumed before Justice Dugas. The testimony of defendant J. H. Davidson will probably be concluded tomorrow.

Yesterday afternoon, a number of motions were made in the territorial court. In Hawkins vs. Wright, the two arbitrators who have been appointed in the action reported to the court that they are unable to agree upon the selection of a third arbitrator. The two arbitrators were instructed to submit their report in writing.

An application for the issuance of a writ of injunction has been made in the action of Werbus vs. Vincent. The matter was taken under consideration. The motion in Paterson vs. Spell has been continued to April 21st.

The hearing of the application to set aside the writ of attachment, issued in McKay Brothers vs. the V.-Y. T. Co., was postponed till this afternoon.

A motion for the redelivery of certain

goods taken under a writ of replevin in the case of Barrett vs. Ames, was argued and submitted to the consideration of Justice Dugas.

In Ross vs. Kane et al. an order was entered authorizing the appointment of a receiver upon plaintiff Ross executing an undertaking for damages, and the receiver to furnish bonds, the amount of which to be fixed by the Judge.

#### Odd Water Wagons.

There is an abundance of water in and around Dawson, and water for domestic purposes has to be purchased and paid for at the rate of 25 cents per five gallons—just a trifle less than the price of beer in Cincinnati. The matter of supplying the demand for water is furnishing employment to a number of men, and to some of the most oddly contrived vehicles ever seen in modern times. Anything that will revolve can be used for a wheel, and with such appliances are many of the water wagons now used in Dawson fitted.

#### Samaritan Hospital Meeting.

It has been decided to combine the annual public meeting of the Good Samaritan hospital with a reopening celebration next Friday evening, at the hospital building. Four new members are to be elected to the board of governors. Voting papers will be supplied by the secretary. On the program will be music, vocal and instrumental, refreshments, etc.

#### Sidewalks Growing.

Property-owners are hustling to comply with the ordinance governing the width of sidewalks. On First avenue the walks are being increased to a uniform width of 12 feet. There are so many people in town at the present time that the necessity of wider sidewalks has been apparent for some time.

#### No Council Meeting.

The meeting of the Yukon council which was to have occurred last night was adjourned till Thursday. There was not a quorum of members present.

#### PERSONAL MENTION.

J. A. Cruttender is in town on business.

O. W. Jackson is among the guests at the Regina.

F. A. Munson is spending a few days in town.

J. C. Hayden is registered at the Fairview.

J. Edgren is making a brief visit to the city.

R. S. Green came to the city from the creeks yesterday.

J. C. Shafter, of Gold Bottom, is in the city on business.

Ed. Garner is shaking hands with his Dawson acquaintances.

Nevill Armstrong, of Adams Hill, is stopping at the Fairview.

George W. Zylar is an inmate of the Good Samaritan hospital.

N. D. Walling, of Grand Forks, is visiting friends in the city.

S. B. Gillvin is enjoying a short vacation among his friends in the city.

William Mathews was admitted yesterday to the Good Samaritan hospital.

Mr. A. V. Buel, the well-known artist, is confined to his room with la grippe.

John Dodds, who has been quite ill for some time past, is now convalescent.

Joe Cook, a well-known Dawson freighter, returned recently from a trip to the outside.

David Ripstein has arrived over the ice from Manitoba. He brought with him 31 head of fat cattle.

Jack Cavender, deputy U. S. marshal of Eagle City is in Dawson on business. Mr. Cavender will be in the city some days.

George Noble has been visiting during the past week, with Mr. and Mrs. Thomas Rockwell at No. 3 below on Sulphur.

T. B. Davis, of the Canadian Development Company, will start on a trip up the river tomorrow. He will inspect several of the company's stations, and will then return to Dawson.

George Butler, proprietor of the Pioneer, was quite unexpectedly stricken with a severe attack of typhoid pneumonia yesterday morning. He is now confined in the Good Samaritan hospital.

Ike Schwartz, of 41a below on Hunter, is in the city for the purpose of having a smashed finger repaired. The accident was sustained in the manufacture of sluice boxes, and has been very painful, but is now rapidly recovering.

#### Weather Report.

The maximum temperature for the 24 hours preceding 9 o'clock this morning was 55 degrees above zero.

The minimum temperature during the same period of time was 24 degrees above.

#### Notice.

The stockholders of the Yukon Telephone Syndicate are requested to meet at the office of N. A. Fuller May 1st, 1900, at 3 o'clock p. m., for the purpose of electing officers for the ensuing year, and to transact any other business that may come before them.

Signed, N. A. FULLER, Sec.

#### The Camel and the Sled.

On the frozen bosom of the Yukon we are duplicating the famous caravans of Arabia which brought to the western world the products of the far east. The exact antithesis in climatic conditions obtains here, however, and consequently the methods employed in transportation conform to the nature of the country. The same spirit of enterprise is the incentive and the harvest of golden coins the reward for the successful issue of the undertaking in either case.

Somewhere between here and Selwyn a train of 34 horses is bringing to the Dawson market a cargo of merchandise consigned to the Star Clothing House,

and upon its arrival one can witness an interesting and as picturesque a sight as ever was seen in the marts of the far east. Merchandise will be displayed which has traveled thousands of miles to its destination, case after case of clothing, shirts, hats, neckwear, etc., will be unpacked and great preparations are now in progress under the direction of A. S. Levine, the proprietor of the concern to receive the goods.

In a conversation with this gentleman he said:

"This consignment was selected for me by Jim Adair, who is probably one of the best posted men in this line in the country. These goods were all purchased direct from the factory or made specially for us, and are the best obtainable."

"In this country particularly nothing but the very best of any article should be brought in and we have followed that principle in the selection of our goods. It costs no more to carry a first class article than it does to carry cheap goods. We have not made this mistake, and you can tell your readers that we will have two special sale days, one on Saturday the other on Monday. We will continue this for the next six months."

After showing the scribe some elegant samples, Mr. Levine hurried away to complete an order for one of the company stores.—Pis

#### Heel and Toe.

Bert Ford and Fred Thoenner are to contest in a heel and toe walking match on May 1st. The match will take place in front of the postoffice, the distance being one mile. Tom Chisholm has been chosen stakeholder and the amount to be contested for is \$250.

Ford says he is willing to raise this to \$500, as he is confident of success, he having made a record in this branch of athletics. In 1896 he won a handicap over the champion of the state of Oregon, at Ione, California; distance one-quarter of a mile; Ford allowing his man 27 1/2 yards advantage.

Thoenner is a celebrated walker and has won many matches on the continent of the old world, beating all who came before him in Germany, France and Italy. The event will be of great interest and in all probability one that will attract the attention of thousands.

The warmest and most comfortable hotel in Dawson is at the Regina.

The Holborn Cafe for delicacies.

When in town, stop at the Regina.

Short orders served right. The Holborn.

Fresh goods from the outside at the Star Clothing House.

#### Monte Carlo Opens.

Last night witnessed a scene which could hardly be duplicated in America when the doors of Lion & Moe's Monte Carlo were thrown open to the thronged place was immediately thronged with people, who took the occasion to congratulate the proprietors on the handsome appearance of the house; crowds drinking to their health and heartily wishing them a long and prosperous career.

Ladies' belt purses. Pioneer drug store.

#### Can This Be True?

The Hogans have by common consent made the Pioneer their rendezvous for the discussion of questions which requires an arbitrator. George Butler has been acting in that capacity until recently, but it was discovered he had joined their enemy, the Eagles. Now they have brought charges of smuggling against Butler, they claiming it is impossible to sell liquor at 25 cents a glass at his house, and do it legitimately, as the quality of doing a lucrative trade at that price, if purchased in the usual manner of commerce. It is not known whether or not they have brought the matter to the attention of the authorities.

Best Canadian-rye at the Regina.

Choice Cudahy hams 45 cents per pound. Royal Grocery, Second Ave.

#### Boats For Sale.

For boats of all descriptions—scoops, river boats, plying boats, Peterboro canoes, call at Bartlett Brothers'.

Hilarity on tap at Rochester Bar.

Shoff, the Dawson Dog Doctor, Pioneer Drug Store.

#### PROFESSIONAL CARDS

**LAWYERS**  
WADE & AIKMAN—Advocates, Notaries, etc. Office, A. C. Office Building, Dawson.

BELCOURT, McDUGALL & SMITH—Barristers, solicitors, conveyancers, etc. Offices at Dawson and Ottawa, Rooms 1 and 2, Chisholm Block, Dawson. Special attention given to parliamentary work. N. A. Belcourt, Q. C., M. P., Frank J. McDougall, John P. Smith.

BURRITT & MCKAY—Advocates, Solicitors, Notaries, etc. Offices, A. C. Office Building. Safety deposit box in A. C. vaults.

TABOR & HULME—Barristers and Solicitors, Advocates; Notaries Public; Conveyancers Telephone No. 22. Offices, Rooms 1, 2, 3, Orpheum Building.

ALEX HOWDEN—Barrister, Solicitor, Advocate, etc. Criminal & Mining Law, Room 21 A. C. Co's office Block.

PATTULLO & RIDLEY—Advocates, Notaries Conveyancers. etc. Offices, First Ave.

**DOMINION LAND SURVEYORS.**  
TYRRELL & GREEN, Mining Engineers and Dominion Land Surveyors. Office, Harper st., Dawson.

**ASSAYERS.**  
JOHN B. WARDEN, F. I. C.—Assayer for Bank of British North America. Gold dust melted and assayed. Assays made of quartz and black sand.—Analyses of ores and coal.

**MINING ENGINEERS.**  
RUFUS BUCK—Surveys made of underground workings, ditches and flumes. Offices at Dawson and Forks.

L. NETLAND, C. E.—Underground surveys and hydraulic concessions. Office, Room 1, Dawson City Hotel.

**FOR SALE.**  
FOR SALE—A square Steinway piano. Gold Hill Hotel, Grand Forks.—Cis

### THE THEATRES.

## The Orpheum Palace Grand

ALL THIS WEEK

The Thrilling Drama

Lost in

London.

And Ed Dolan's Farce

"ANDY AND ME."

Positive Reappearance of Ed Dolan, The Prince of Comedians.

NEW STARS Lulu Watts Sadie Taylor in Popular Songs

Nothing Special—Everything Regular

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These boats will operate immediately upon the opening of navigation. Their success is due to their light draft. Office at Lancaster & Corderhead Warehouse, Cor. 4th St. & 3rd Ave.

R. W. CALDERHEAD, Agent

TAKE NOTICE

THE FIRST SALE DAYS

Will Take Place at

The Star Clothing House

Saturday, April 21st, and

Monday, April 23d

And to Follow for 6 Months Each Saturday & Monday

Goodyear Rubber Co. Leather Top Shoes \$5.50

All Woollen Suits \$15.00

All Woollen Pants \$4.00

Cotton Socks \$1.00

Black Satine Shirts \$1.50

Star Clothing House

Under the Supervision of A. S. LEVINE VICTORIA BLDG.

Yukon Iron Works and Machinery Depot

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The J. W. Walther Co.

Manufacturers of

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