

DISPUTES SETTLED

Much Claim Litigation Now Before Gold Commissioner Senkler

Who Personally Visits Property

Hunter Where Boundary Was in Question

Midnight Staking Trip

What Mrs. Turner Testifies She Made Decision Given in Her Favor

tary on each side where the bed rock is three-feet above the lowest general level of Eighty pup opposite. "I find from the evidence and from a personal examination of the ground, that the upper line shall run through Mr. Gibbon's post marked 7 on exhibit 'D' filed herein, to strike Mr. Gibbon's base line in a down stream direction, at an angle of forty-five degrees, and that the lower line shall run through a point on a straight line half way between Mr. Gibbon's post marked 2 on said plan, and Mr. Rinfret's post as shown upon said plan, to strike said base line in an up stream direction at an angle of forty-five degrees. It shall be the duty of the plaintiff to find these points. In the meantime the defendants shall be allowed to work in the shafts they have sunk on the ground in dispute. Costs will be reserved pending final decision in the case."

"From the evidence in this case, it is impossible to tell to what extent the Rodger location conflicts with the Honnen location. We have positive evidence of the position of the location posts of the plaintiff, namely, that of Mr. Barwell, and of other witnesses brought on behalf of the plaintiff, but the location of the Rodger claim is very indefinite. We have a plan of Mr. Gibbon, and this plan shows a partial conflict between the two claims, but the actual position of the Rodger location is made simply by description, as appears on Mr. Gibbon's plan. From the evidence as to who staked first I have come to the conclusion that Mr. Honnen is the prior locator, and is entitled to the ground within his location as shown on Mr. Barwell's plan, as against the defendant Rodger. Mr. Rodger is entitled to that portion of his location that is outside of the Honnen claim."

The hearing of the case of Alexander McCarter against Elizabeth Turner over the lower half of 33 above on Ophir creek, brought out a peculiar fact. Witnesses for plaintiff swore they saw Mrs. Turner both in the morning and evening on the day upon which she is alleged to have staked the ground, and on the other hand defendant's witnesses declare she was miles away on the evening in question. The defendant is given the benefit of the doubt and is given the claim. The judgment is as follows: "The plaintiff in this case endeavors to show that Mrs. Turner did not stake the ground in dispute on the 21st of April last. Mrs. Chambers states that she saw Mrs. Turner on the 21st of April, both in the morning and evening. She is corroborated in this by her son Frank Chambers and Otis F. Jenkins. Mrs. Turner swears positively that on the morning of the 21st of April, at 10 o'clock, she left Dawson with one Dawkins, arriving at Poverty Bar about 1 o'clock noon, and proceeded over to Ophir creek in the afternoon. She staked the claim in question at about 6 o'clock in the evening. She arrived back at Poverty Bar about 1 o'clock the next morning, and arrived home at about 4 o'clock. Mr. Robert S. Harris testifies that Mrs. Turner, with Mr. Dawkins, was at his cabin at about noon on the 21st, and that she came back to the cabin at about 1 o'clock on the next day.

"The most suspicious circumstance as to Mrs. Turner's staking is the fact that in her application she states that she staked at 10 o'clock in the morning. She states in her evidence that this was a mistake in the affidavit, and that she did not know this statement was contained therein at the time she swore to it. Although there are suspicious circumstances about the case, I do not think that from the evidence I can come to the conclusion that Mrs. Turner did not stake the ground in question at the

time she states in her evidence. I will dismiss the case with costs."

The case of Lillie M. Compton against H. T. Wills and D. W. Davis over title to 13 below on Sulphur, which was heard yesterday, resulted in a decision in favor of the plaintiff. The commissioner's findings are: "The evidence in this case shows there is no doubt there was not sufficient work done upon this claim after the 30th day of August, 1900, to represent it, and great carelessness was shown by those who made the affidavits of representation. The renewal grant issued to the defendants must be cancelled, and a grant will be issued to the plaintiff."

International Cricket. Philadelphia, Oct. 5.—The second day's play in the international cricket match closed here today with the honors strongly in favor of the Philadelphia team. When stumps were drawn tonight the Quakers were leading by 189 for the loss of only two wickets in their second innings.

Government Makes Substantial Cut in Telegraph Tolls. Manager Brownlow of the Dominion telegraph received official notification today that a rate of \$1 per hundred words had been established for the transmission of press matter from Montreal to Dawson. This makes the through rate to Vancouver \$1.50 per hundred words in place of the \$5 rate heretofore charged. The rate goes into effect immediately. The wire was working for a short time this morning, but not in a satisfactory manner. Since communication was stopped, a matter of ten days ago, 18 breaks in the line have been repaired. Nearly all these resulted from a heavy wind storm which prevailed for a distance of 150 miles south of Iskut. The breaks are now all repaired, and barring further accidents the telegraph service will be resumed immediately. The substantial reduction which has been made in the rate will enable the newspapers of Dawson to patronize the telegraph line to a much larger extent than has been possible heretofore. The only question is, will the time continue in working order? Later.—Since the above was placed in type another break in the line has been reported. The point at which the new break occurred lies between Big Salmon and Hootalinqua, but has not been located as yet. During the short time the wire was in working order no press matter was transmitted, and consequently the Nugget goes to press today without any telegraphic advices.

Warning. This is to notify the public that undivided one-half No. 1, creek claim, Henry gulch; all No. 2, creek claim, Henry gulch; all No. 3, creek claim, Henry gulch, stand in my name alone as shown by records of the gold commissioner's office in Dawson.



WORSE THAN THE DEVIL. THE DEVIL (to anarchist):—"Don't you dare to try to implicate me in this fiendish crime of yours—nobody but an anarchist could have conceived and executed such a terrible deed."—Reproduced from Judge.

ST. ANDREW'S SOCIETY

Preparing for its Grand Annual Celebration and Ball. Members of St. Andrew's society have received notice that a meeting of the society for the purpose of celebrating the day of their patron saint will be held at the McDonald hotel Thursday evening, October 31. Whether the celebration this year will be anything beyond a grand ball is not yet known, but the dance will be the principal event and that is a foregone conclusion. Those who heretofore have always take the foremost part in the affair are in favor of the ball this year being made to eclipse all previous efforts, the most swaggar and swellest thing Dawson has ever seen. Many of the society ladies are planning elaborate gowns and the attendance will doubtless be greater than ever before.

The dance will probably be held in the new A. B. hall, which will be completed within the next week or ten days. It is much larger than the old St. Mary's, a very desirable feature; as the previous St. Andrew dances have been too crowded for comfort. St. Andrew's day this year falls on Saturday, on which account the dance will doubtless be given either on the preceding Friday or Monday following.

PRESS RATES ARE REDUCED

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While Light Plant is Being Permanently Improved.

Since one o'clock yesterday morning kerosene has furnished illumination, where there has been any, in Dawson, and it will likely continue in commission until tomorrow evening, owing to the fact that the plant of the Electric Light Company is shut down while needed repairs are being made. As the plant has not been working wholly to the satisfaction of Manager Speake lately, he decided to give it a thorough overhauling and put it in shape for an uninterrupted winter's run. This is being done, and in addition to the general overhauling a new and solid foundation is being put under the massive boilers and other heavy machinery, so that when the plant starts again, which will not probably be before tomorrow, there will be no friction in its machinery. The shutting down of the electric plant has been of great inconvenience not only to those who depend on it for illumination, but also to those who derive from it power to operate machinery. Of the latter class the newspapers have been the greatest sufferers.

The Pacific Cold Storage Co. has perfectly insulated chambers regulated by steam and offers the finest warm storage in Dawson. FOR SALE—Latest improved coal heater. Apply Nugget office.

NORTH-ENDERS RAISE HOWL

The residents in the north end are raising a wall over the disposition now being made of the city garbage which can be heard from one end of town to the other. The scow which has been in use all summer was laid up for the winter a week ago today, since which time the garbage wagons have been dumping their contents of the dock where the scow should be. The water being very low it required but a day or two of such procedure to form a miniature island, which within the week has grown to quite respectable dimensions. At present there is no perceptible current at that point and such articles cast away that will not sink are floating about in the eddy, giving that portion of the river an appearance anything but picturesque. The dockage facilities of the Standard Oil Company are said to be all but ruined by the accumulation of filth, tin cans and other refuse, and it is doubtful if a steamer will ever again be able to discharge her cargo there except in extreme high water. Many of the residents of that portion of the city take their water supply for laundry purposes from the river, but now that the pollution of the water is so widespread it can no longer be used.

THE OATH IS TAKEN

Legal Adviser Sworn in Yesterday by the Governor. Yesterday afternoon Commissioner Ross administered the oath of office to Mr. H. W. Newlands, the newly appointed legal adviser, and this morning found him at his desk working away with a vigor natural only to those who are thoroughly familiar with such duties as devolve upon the occupant of that office. Mr. Newlands' first problem will doubtless be the drawing up of the incorporation ordinance which the commissioner desires presented at the next regular meeting of the council. It will be a voluminous affair and one upon which much care will necessarily be bestowed. Mr. Newlands will for the present retain the staff which formerly assisted Mr. Congdon in his work.

MUST SHOW McCORMICK

That Missouri is Not a Good Place to Winter. Mr. E. J. McCormick, the popular proprietor of the Portland Cafe, has disposed of his property at the corner of Second avenue and Third street and intends leaving on the steamer Nora Monday for the outside. Mr. McCormick will go from here direct to Joplin, Missouri, where he has 180 acres of land for which he has recently received a good offer from a local syndicate. After finishing his business at that place he will spend a few weeks at the Hot Springs where he hopes to rid himself of an rheumatism, and from there he will go to California to remain the balance of the winter. Mr. McCormick will return to Dawson in the spring and expects to re-engage in business.

JIM O'NEIL GOING OUT

Popular Mixologist May Join "Arizona" on Tiberon Trip. Genial "Jim" O'Neil, prince of good fellows and a mixologist who can manufacture a cocktail warranted to make your hair curl, leaves on the Nora for the outside and is thinking seriously of joining Arizona Charlie in his conquest of Tiberon. "Sheep Creek Jim," as he was known to his friends in Juneau, would look well wearing a coronet, and as the Duke of O'Neil, K. O. C. B., K. C. M. G., Prime Minister of the Kingdom of Tiberon, a Plinky-Panky of the Harem, and lord in waiting to his most august majesty, King Charles I., he would doubtless make a hit among his dusky subjects second only to that of his imperial master.

Vorse Ash a Fire. A story that is not being proclaimed from the housetops is being whispered around to the effect that two Dawson men, one of them a jeweler, lately attempted to smuggle in a large lot of jewelry, which was secreted in cases with coarser and less valuable merchandise, but the police at Whitehorse got "next" and the importers escaped punishment by punting up the amount of the duty. "Mine goodness, vot a betche!"

Valuable Papers Found. A package of papers of value to the owner have been left at the Nugget office. Owner can secure same by proving property and paying charges.

Tomorrow's Services.

St. Mary's Catholic. Low mass, with French sermon, 8 a. m.; high mass, with English sermon, 11 a. m. Sunday school, 3 p. m.; vespers, with English sermon, at 7:30 p. m. Rev. Father Gendreau, pastor. St. Andrew's, Presbyterian. Services 11 a. m. and 7:30 p. m. Sunday school, 3 p. m. Y. P. S. C. E., 8:30 p. m. Rev. Dr. Grant, pastor. Methodist. Rev. A. E. Heatherington, pastor. Preaching at 11 a. m. and 7:30 p. m. Sunday school, 3 p. m. Reception of members at morning service; all who wish to join the church are requested to present their names before the commencement of the service. At 3 p. m. the Dorcas chapel at the Ogilvy bridge will be re-opened. Everyone is invited to attend. At the evening service the choir will sing "Come, Let us Join our Cheerful Songs" and a solo will also be sung by Mr. Edwards. St. Paul's Episcopal Church. Regular services at 11 a. m., at which the Holy Communion will be administered, and 7:30 p. m. Sunday school at 3 p. m. At 4 p. m. a special service for men will be held, to which all men are cordially invited.

COMING AND GOING.

Mrs. Casper Fischer is seriously ill with pneumonia. Mr. and Mrs. "Tom" Davies will leave for the outside Monday on the Nora. Malcolm Searth has severed his connection with the gold commissioner's office. The Wilbur Crimmins left for Whitehorse this afternoon at 2 o'clock on her last trip. Police Magistrate Macaulay will hear a varied assortment of small debt proceedings next Friday, the accumulation of several weeks. The steamer Nora with mail passed Selkirk at 4:15 this morning and is expected in this evening. Her mail date has been fixed for Monday at 2 in the afternoon. The fire well being sunk on the bar opposite the old postoffice is down about 14 feet. With an additional depth of three or four feet it is thought a sufficient flow of water will be had to meet any emergency. Couple had been married 17 years, and had raised a family of five children. Of late they had quarrelled over money matters.

Has Lost Faith.

Lon Gould, the barber, has lost his faith in humanity. On a recent occasion Lon staked a fellow razor manipulator with sufficient money to proceed to Thistle creek and stake a claim. It was understood between the two that on the stamper's return he was to give Gould a grant to a half interest. Gould paid for the recording of the claim, but his whilom partner failed to materialize with the half interest. Gould says that hereafter he will do his own stampering and men who are seeking grubstakes must look elsewhere.

Board Meeting.

There will be a meeting of the board of control of the free library Monday afternoon next at 3 p. m., at the residence of Mr. A. F. Nicol, president, on Seventh avenue, in the rear of the administration building. The meeting is called for the purpose of arranging a series of entertainments to be given by the Library Association during the coming winter.

Creased Farmer's Crime.

Hobart, Ind., Sept. 29.—Fred W. Hartman, an aged farmer, living near here, fatally wounded his wife, aged 59, by striking her several times on the head yesterday with a piece of iron. Leaving her for dead he went into his bedroom and committed suicide by shooting himself. Mrs. Hartman's skull is fractured. The couple had been married 17 years, and had raised a family of five children. Of late they had quarrelled over money matters.

NEW LAND LOCATED

Is Above Dion Gulch on Right Limit of Yukon Three Miles From Dawson

DISCOVERY MADE LAST SUMMER

By Nelson Who Recorded But Kept Quiet

UNTIL RETURN TO DAWSON

From a Hurried Trip to the Outside River and Hill Claims Have Since Been Recorded

Mining Recorder Hurdman in the gold commissioner's office has recently had applications for and has issued grants to a number of river claims situated on the right limit of the Yukon a short distance above Dion gulch, some three miles from the city. The river claims have a frontage of 250 feet on the river and extend from extreme low water mark 1000 feet back up the hill. Last summer a discovery claim at that point was allowed a man named Nelson, he being given 1000 feet square. He did considerable work and succeeded in locating a paystreak from which he claims he was making wages. No unnecessary talk was made about the find and beyond two or three friends of the discoverer who staked claims adjoining, but little was known of the strike. Nelson went outside during the summer, returning but a week ago. Since then he has taken an outfit up to his claim and is preparing to do some active development this winter. The location has evidently inspired others with an equal amount for some eight or nine additional claims have been recorded during the past ten days. They are mostly river claims though several have located benches adjoining discovery on the uphill boundary. The river bank at that point is not such as from which one would expect any great results, it being rather steep and there being little or no indication of it ever having been an old channel. Nelson has driven a tunnel in on the river and is confident he will take out some good pay this winter.

This is Awful.

For a short time this morning I looked as though Dawson was to again be in touch with outside world by communication via the through line to Vancouver, but it now looks as though the brief period of connection this morning was but the lucid moment which precedes ultimate dissolution, as this afternoon Dawson is not only shut off from Vancouver, but even the upper Yukon and Skagway. But every cloud has a silver lining, sometimes golden as well, and on this occasion it is that we are still in communication with Forty mile and Eagle, both very lively places since navigation on the lower river is over for seven months.

Send a copy of Guelzman's Sovereign to outside friends. A complete pictorial history of Klondike. For sale at all news stands. Price \$2.50

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