

# FRANCHISE IN THE YUKON

## Representation Act of Late Parliament

### Providing for Election of Member to the House of Commons.

Copies of the Canadian Official Gazette of date May 24th were received by the last mail and contain the act respecting the representation of the Yukon territory in the house of commons. The act is cited as the Yukon Territory Representation Act, and decrees that this territory shall be an electoral district and return one member to the house of commons. The judges of every court now existing or hereafter created in the Yukon territory whose appointment rests with the governor in council shall be disqualified and incompetent to vote at any election of a member under this act.

Every male person shall be entitled to vote at the election of a member who, not being an Indian, is a British subject and of the full age of twenty-one, and who has resided for at least twelve months immediately preceding the issue of the writ of election in the Yukon territory.

Every writ for the election of a member of the house of commons under this act shall be dated and returnable on such days as the governor general determines, and he shall fix the place and day for the nomination of candidates at each such election; the first of such elections to be held before January 1st, 1903.

Among those debarred from acting as officers of election are members of the Yukon territorial council, ministers, priests or ecclesiastics of any religious faith; all judges and magistrates, and it also gives a list of those who shall not be obliged to act as such officers.

At least two weeks before the date fixed in the writ for the nomination of candidates, the returning officer shall cause to be inserted in at least one of the daily newspapers published in Dawson, and in the newspaper published in Whitehorse if any, a notice of the place and time fixed for the nomination of candidates; the day of the poll; the several polling places and the territorial limits to which they respectively apply; and the time when the returning officer will sum up the votes.

At any time after the publication of the notice and until two o'clock in the afternoon of the day fixed for the nomination, any fifteen electors may nominate a candidate by affirming and signing before a justice of the peace or police magistrate or the returning officer and causing to be filed with the returning officer a nomination paper according to form. No nomination paper shall be valid unless accompanied by the consent in writing of the person nominated, except when such person is absent from the territory, unless \$200 is deposited, and such sum shall be returned to the candidate if elected.

Whenever a poll has been granted it shall be held on the 28th day after the expiration of the day fixed for the nomination of candidates, and a proclamation of the granting of such poll shall be published for at least two weeks immediately preceding it.

The poll clerk shall make such additions, alterations and erasures in the voters' list, and such entries in the poll book, as the deputy returning officer directs him to make, as required by the provisions of this act.

Then follow the provisions of "The Dominion Elections Act, 1900," as shall apply to elections in this territory, and those which shall not apply.

#### Decision Rendered

Monday afternoon the gold commissioner handed down a decision in the case of Jonathan McBrien versus Duncan Estabrook and Joseph Sarnock versus Richard S. May, two contests in regard to 18 above discovery. Last Chance. The commissioner says in his decision:

"The defendants staked the upper and lower halves respectively of creek claim No. 18 above discovery on Last Chance on February 4th last. They found they had staked the claims before they were open for location, so Mr. May states 'he went back and changed his location to the 6th of February at five minutes past twelve on the morning of the 6th of February,' and Mr. Estabrook says he changed his notice immediately after 12 o'clock on the morning of the 7th of February.

"The evidence of both plaintiffs,

corroborated by one Leake, is that on the evening of the 6th of February they were on the ground from about 11 o'clock until half past twelve, and that no one else was on the ground during that time. They saw May's down stream location notice, and Estabrook's up stream notice. They were both dated February 4th, and up to 12 o'clock on the morning of the 7th of February, they were not changed.

"I have come to the conclusion that the defendants did not change their location notices until after the plaintiffs had staked the ground when it was open for location. The plaintiffs are entitled to receive grants for the ground in question."

## JUDGMENT RENDERED

### Claim is Awarded Frank Slavin

### Contest in the Gold Commissioner's Court Over Right Limit Hillside on Bonanza.

Gold Commissioner Senker yesterday rendered a decision in the case of Frank P. Slavin vs. Minnie McRae and Charles F. McRae, the ground involving being the hillside, right limit, adjoining 23 above on Bonanza. The judgment is as follows:

"This is a case where the ground in question was relocated by the plaintiff on January 22nd, 1902, the grant under which the defendants held the ground having expired on January 21st. Mr. Slavin applied for record on the 22nd of January, and on the 27th of January the defendants filed affidavits of representation and obtained a renewal grant for their claim. This protest is brought on the ground that the defendants did not do their representation work as required under section 41 of the placer mining regulations.

"The plaintiff having staked the ground subsequent to the expiration of the lease under which the defendants held the ground, and before they obtained a renewal thereof, I am of opinion he was entitled to do so as a free miner, provided the representation work was not done.

"The evidence of the plaintiff given by himself, Mr. Fowle and Frank King, was to the effect that the holes put down were not nearly so deep as stated by the defendant Hack in his affidavit of representation. King saw the ground in May, but the others did not see it until December. J. F. Swatensky was one of the reliable and disinterested witnesses who corroborated the defendant Hack when he was proving his representation work. At this trial he is put in the box by the plaintiff and coolly states that when he made the affidavit of representation he did not know the depth of the holes referred to in said affidavit, as he looked at them but did not measure them, and he could give no information as to the tunnel mentioned in his affidavit.

"Mr. Houston, who states he did the work from April 8th to 28th, says he put down two holes 10 feet, and two others four and three feet deep respectively, and that he had two men working with him, one four or five days, the other two days.

"Mr. Hack tries to explain his affidavit of representation by saying that when he said the third shaft was seven feet deep, that was the same as two shafts four and three feet deep respectively. Swatensky's evidence can not be relied on at all, and from what Houston says it is evident that there was not a tunnel on the ground, only a small cut. There was inexcusable carelessness, to say the least, in the way these affidavits of representation were taken, and even if what Mr. Houston states is true, there was not sufficient work done to represent the claim.

"The grant to the defendants must be cancelled, and a grant shall issue to the plaintiff for the claim in question."

#### Fine for Vegetation

The recent mild showers followed by warm sunshine are causing vegetation of all kinds to spring up with astonishing rapidity and garden sassafras is coming on here as quickly as it ever did in any tropical country. Yukon summers are brief but very productive while they last.

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

The Nugget's stock of job printing materials is the best that ever came to Dawson.

## UNDERWOOD CAPTURED

### Alleged Murderer of His Child in Custody

### Ten Days a Fugitive Gave Him Wild Man's Appearance—His Girl Wife.

South Bend, Wash., June 14.—Sheriff Cudihoe has made good his bluff. He captured Paul Underwood at 6:30 this morning in spite of the dismal prospects of practically the entire population of Aberdeen and South Bend.

For many days Sheriff Cudihoe and Stewart with a posse have patiently watched the trails leading out of the big timber belt that lies around Tokeland. They had traced Underwood into this forest and were certain that he lay hidden in its impenetrable depths.

Footprints were found that showed that a man with canvas shoes was camping in the woods, empty beef cans of the same brand as Underwood has purchased from Fisher's store were found near smouldering camp fires and it was made certain that the alleged murderer was not far off. At daylight this morning Sheriff Cudihoe ascended a high bluff near his camp and swept the horizon with a pair of field glasses. About one mile and a half distant in the woods along the beach he saw the smoke of a camp fire, and Sheriff Stewart sent his posse to surround it. Cudihoe and Stewart then approached it quietly, but Underwood heard them approaching and plunged into the thicket.

The officers gave chase and finally came in sight of the fugitive who was easily followed by the noise he made in crashing through the undergrowth. Cudihoe then fired a shot to frighten him, and Underwood threw himself flat on the ground in token of surrender and called to the sheriff not to kill him. When the officers picked him up the first question he asked was: "Have they got Nellie, and where is she?" He then refused to talk any more.

This afternoon he arrived at South Bend in the company of Cudihoe, two members of the posse and an Indian, and was immediately locked up in the county jail.

He was much excited but had nothing to say about the case. He looks like a wild man, with a scrubby growth of beard, his clothes tattered, and his feet almost bare. He said his flight had been one long nightmare, owing to his innate fear of darkness in the woods.

Seattle, June 14.—Jailer McLeod was the first to break the news to Nellie Underwood at the county jail. He did it gently, fearing the shock might have serious results in the woman's weakened and nervous state. But Mrs. Underwood found relief in piteous crying. "What will they do to him? Oh, what will they do to him?" she moaned. "Will he be with me now?"

Nellie Underwood, be she guilty or not guilty, sinning or sinned against, loves Paul Underwood still. Not the accusatory hand of the drowned baby nor the ghastly tale of its death will ever come between the alleged murderer and his girl wife.

#### Leonard Abroad

Tuesday evening about 8 o'clock, Prof. Leonard made his second ascension and parachute leap in this city, and again won the plaudits of the throngs who saw him ride the wind. And of those who have seen many ascensions, all admitted that for skillful managing of the oftentimes fickle parachute, Leonard has no superior.

Mounting the frail trapeze as the great balloon left the earth he shouted adieu to the crowd and like a rocket was wafted away from the wicked world in a manner that made many hold their breath at what seemed sheer reckless daring. But those who had seen him in the heavens before appreciated the fact that the aeronaut, thoroughly understood his business and yelled with delight when he did some stunt a thousand feet from earth that many would not attempt in the gymnasium. After attaining a dizzy eminence he cast adrift with the parachute while hanging by the ankles alone, and dove through space 150 feet. Then the beautiful white parachute opened and down he came gracefully, easily, like a brother to the birds, landing in the garden in the rear of J. Antonio's residence, corner of Bonanza and Jail streets. Three hundred school boys were soon at hand to

escort him back to the show lot, and 100 more strung out the balloon which landed a block further on.

Leonard has made a hit in Hilo, and especially with the rising generation. Almost every boy has a paper chute and one of them, thinking to outdo the first climber a tree, spread his parachute made of a Japanese napkin, and jumped—the doctor says he will recover all right.

Prof. Leonard and his cloud shooting apparatus would be just the kind of an attraction for the celebration on the Fourth of July. —Hilo, Hawaii, Tribune.

Ice cream and cake served at Gandolfo's. 17th

## TELEPHONE SERVICE

### Is to be Extensively Improved

### Gigantic Poles Erected in the City—New Wire Will be Utilized.

One of the most magnificent line of poles ever seen anywhere studded Fifth avenue this morning, and every one who passed that way said they were a credit to the city. They are 46 feet in height and nine inches in diameter at the top, everyone as straight and trim as if turned in a lathe. They will be gained for gauged for nine 14-pin arms, which are to carry the long distance toll lines to the creeks, and are one of the betterments that Captain Olsen, manager of the Dawson Telephone Company, is putting in this season. The work is being done under the supervision of F. H. Hamilton, and the line of large new poles will run from the stone quarry to Ogilvie bridge, from which point there will be branches to Hunter and Bonanza creeks.

The stouter poles are rendered necessary by a change in the wire. Although there has been no kick coming from those using the long distance phones, only a common iron wire has been in operation. This will be taken out and a heavy copper wire substituted, which will carry a much heavier current and give even greater distinctness to the instruments.

Captain Olsen is today up the creeks, when he returns he will probably have further extensions and improvements to talk about.

#### A Man-Killer

It was the Fourth of July in the small town of Los Plagos, and a cow-puncher in the crowd bet he had a pony that would shake the teeth out of a prairie hen.

"Run him out," yelled a chorus, and soon a broad-chested, well-set-up, mouse-colored pony with the doe's eye of a doe, stood before us.

"Me take you, me ride, me dig out hide." It was a Mexican who spoke. The bargain was quickly clinched, as money in a cattle town runs freer than water, by the cashing of 25 shining silver dollars in the hands of a stakeholder.

The Mexican secured his saddle and drew the cinch up without the slightest trouble. His foot touched the stirrup, then, with the quickness of a cat that pony reared, whined, and like a panther sprang at the Mexican. One foot caught him a sickening blow fell in the face. Down he went like a sack of meal, clutching and convulsively working his fingers in the dust.

He was in the act of repeating his deadly work when a shot rang out and the infuriated beast dropped like a trap, full on the prostrate body of the Mexican.

The pony was rolled off and rough though very gentle hands carried the Mexican into the Red Haven. The blow had completely crushed in his face and he had passed over the long trail.—From Frank Leslie's Popular Monthly for June.

#### Italian Opera Bouffe

Rome, June 8.—The duel between Signor Prinetti, the minister of foreign affairs, who was challenged to fight Signor Franchetti, a member of the chamber, as the result of a heated discussion last Friday in the chamber of deputies on the subject of the Prythetian (Italian East Africa) budget, occurred this afternoon at the villa of Marquis Medici. Signor Franchetti was slightly wounded in the ear. After the encounter Signor Prinetti and Signor Franchetti became reconciled.

Ice cream sold—at Gandolfo's. 17th

#### Heroic Surgery

Walla Walla, June 15.—Miles from any habitation where medical aid could be secured J. S. McKenzie of Dayton a few days ago was bitten by a rattlesnake in the fleshy part of the hand. No other means being available to cut out the poisoned flesh Mr. McKenzie whipped out a revolver and shot the wounded part of flesh away.

Mr. McKenzie was on the Tucanoh just below the Patrick place, and feeling dry went to a spring branch to get a drink of water. He had lain down so he could reach the water, when a rattlesnake at his elbow, quick as a flash struck him with its fangs in the fleshy part of the palm of the left hand. He had not seen the viper and did not know of its proximity until he felt the bite. He

was a long way from a doctor and he knew he must act quickly if he wished to save his life. He had no knife sharp enough to cut out the poisoned part and in a few moments the virus would be conveyed to the veins. A moment's thought decided his actions. Pulling his trusty revolver from his pocket he took careful aim at the spot and pulled the trigger. The bullet went true and struck the exact spot, taking the piece clear out. A small vein was severed and the greenish-black poison stained blood gushed out, which he allowed it to do until he was satisfied the poison had been brought out. It was a nerve thing to do and many a man would not have thought of it. His hand swelled up some, but he did not come to town to have the wound dressed by Dr. Day for several days, and he is now nearly all right.

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