

PLEADED NOT GUILTY

Clarke Arraigned Upon Charge of Libel

Appears Later Before Mr. Justice Dugas to Answer to Contempt Proceedings.

Joseph Andrew Clark, charged with criminally libelling James Monroe, was brought before Mr. Justice Craig this morning to plead to the information and make his election. Clark was represented by C. M. Woodworth, who entered a plea of not guilty and elected to be tried by a jury. The crown was represented by N. F. Hagle, K.C., whom Monroe has retained to prosecute the case. After entering his plea of not guilty a plea of justification of the alleged libel was filed wherein it was set out that the publication of the alleged libelous matter was for the good of the community at large. The plea of justification was read by Attorney Hagle who held that it was not a plea at all as it is contemplated by the law. After reading the extract referring to the comments Clark had made upon the Monroe-McLaughlin case the learned counsel admitted that the facts as alleged may be true.

"It is doubtless true that there was an action before this honorable court wherein James Monroe was plaintiff and one McLaughlin was defendant; it may be true that the result of such action may have been unfavorable to the defendant, and it may be true that the plaintiff is a man of wealth and the defendant impecunious, but I will call your lordship's attention to the fact that it is not the words in themselves which are libellous, but it is the hidden intent, the innuendo which is so clearly distinct that implies that the plaintiff Monroe had been able to secure his judgment only through corrupt and dishonorable means. If so, this plea is clearly not a plea of justification."

In reference to the words alleged to have been uttered by Monroe upon the occasion of a fire breaking out in the city that "he hoped the flag and all else would burn down," counsel for the crown gave notice that he would suggest to the defense that he amend his plea by adding to the words "and all" the words "all things in Dawson pertaining to the flag and British possessions," that being so clearly the intent implied in the article containing those words. Continuing the dissection of the plea of justification Attorney Hagle called his learned friend's attention to the fact that no plea had been made as to the justification of the words "and of such is the kingdom of Soapy." Counsel for defense ventured the remark that he had not forgotten it, whereupon Mr. Hagle insisted that the plea of justification must cover the alleged libellous matter in its entirety and not a part of it.

In reply to the argument, Mr. Woodworth said that to the charge of innuendos and hidden meanings he would plead not guilty, nor would he admit that any innuendos had been intended, to which Mr. Hagle retort-

LOWNEY'S

Everybody knows the name and Goods.

We have just received a large shipment of Lowney's Chocolates and Bon Buns. All Fresh Goods direct from factory. Try them. Largest stock of drugs in Dawson.

WM. CRIBBS, SUCCESSOR TO CRIBBS & ROGERS, King St. Next to Post Office.

ed that the justification must be as broad as the charge. In support of his position counsel cited a number of cases in point and authorities and his lordship said that it was his impression that each count in the information must be pleaded to separately as well as the justification. The case can not be tried before the first week in June, for which time the jury has been summoned, which will allow plenty of time for counsel to amend his plea.

At the conclusion of the argument his lordship said with a smile that he trusted while the case was pending no further intimidation of the judge would be attempted, which caused Mr. Woodworth to say that upon the first intimation of such a nefarious thing being done and the information reaching him he would at once ask to be relieved from his position as counsel for the accused. Mr. Woodworth also objected to the comments upon the case which were made by the News in its issue of yesterday evening. While the case is pending Clark is prohibited from making any comments upon it whatsoever.

The court room was crowded at the hearing, many expecting to see some sensational features, in which they were disappointed. Next week being vacation the case will not again be taken up before Monday, June 2.

Immediately following the arraignment, election and argument in the Clark libel case before Mr. Justice Craig this morning, Clark appeared before Mr. Justice Dugas to show cause why he should not be punished for contempt, his offense consisting in having sent to each of the justices and also to other officials an insulting letter which was said to contain certain threats and imputations, among the latter being the statement that "if open gambling in Dawson were not stopped within 12 hours after the receipt of the letter it would be taken for granted that he (his lordship) had been 'fixed.'"

Crown Prosecutor Congdon appeared for the crown, reading the citation requiring Clark's appearance. At its conclusion his lordship said that the first step necessary was to establish the proof of the signature and inquired if the crown had any witnesses as to that point. Before Mr. Congdon could reply Clark arose and said such proof was unnecessary as he would admit both the authorship and the signature. When asked if he had counsel Clark replied that he had been served with the citation late yesterday evening and having been occupied with his other case he had so far been unable to procure counsel. In justification of his action Clark said to his lordship that the letter he had addressed to him had been sent to him as a member of the Yukon council and not as the senior judge of the territorial court. The address being to the Hon. C. A. Dugas, senior member of the Yukon bench, had been merely an act of courtesy, so Clark alleged, and he had intended to cast no discredit or reflection upon the court. Clark also admitted writing and sending similar letters to other officials of the territory and said he had reason to believe all had been received except those directed to Gold Commissioner Senkler and Councilman Prudhomme.

In reply to Clark's request for an enlargement until he could procure counsel his lordship said that while matters of this nature must be attended to promptly he was willing to afford the accused every opportunity of preparing his defense if any defense he had. The case was enlarged until Tuesday morning at 10:30, Clark being allowed to go upon his own recognizance. Tickets for a limited number of reserved seats on the grand stand Victoria day will be for sale at Reed & Co.'s and also at Rudy Kalenborn's drug stores. c23 Ice cream soda—at Gandolfo's. 174t "Isn't that lovely!" a lady exclaimed this afternoon as she viewed the display of Lowney's chocolates and bon-buns in the show window of Cribbs, the druggist, King street, next to post office.

THE MOMENT UNFAVORABLE

For Loubet's Visit to St. Petersburg

On Account of Bad Feeling Between Frenchmen and the Russian Police.

Special to the Daily Nugget. Paris, May 23.—St. Petersburg reports that President Loubet could hardly have chosen a more unfavorable moment for his visit. Apart from the labor and student revolts, there is trouble which arose during the recent riots at Moscow between Frenchmen and police which led to energetic interference by the French ambassador with the result that the position of Grand Duke George, governor of Moscow, and M. Treppoff, chief of police, are said to be menaced.

Shortly after this trouble Grand Duke Vladimir declined to attend a banquet arranged in honor of Loubet, saying he was not to be ordered about by a "hole and corner lawyer." Vladimir accordingly transferred the chief command to General Rehlinger. The czar interfered and appointed Grand Duke Nicholas chief command.

A Good Opportunity.

Any one contemplating the purchase of machinery would find it to their advantage to apply to The Canadian Bank of Commerce, Whitehorse. Besides saws, belting and engineer's supplies, they have for sale:

- 1 Walraths 40 Horse-power Horizontal Engine.
- 1 Atlas 35 Horse-power Boiler.
- 1 Albion 20 Horse-power Tubular Boiler.
- 1 Albion 26 Horse-power Vertical Engine.
- 1 Mitchell 20 Horse-power Vertical Engine.
- 1 Complete Sawing Plant, including Saw Frame, Log Turner, Log Hoist, etc.
- 1 Pile Driver.
- Complete Blacksmith Outfit.

In Gala Attire

Dawson is now in holiday attire and all ready for the celebration of Victoria Day. Throngs of people have been arriving from the creeks and by tomorrow morning the capacity of every hotel and lodging house in the city will be taxed to their utmost.

Front street is in splendid condition for the sports and the athletic field at the barracks is all ready. Flags and bunting have been strung on all business houses and particularly on First avenue the decorative effects are extremely handsome. The company stores closed this afternoon and will remain so until Monday.

The committees having the program of sports in charge are all ready and promise that everything will be rushed through without unnecessary delay.

Unless a decided change occurs Dawson will enjoy a perfect Victoria Day.

Labor Union Meeting.

Dawson Labor Union, Local No. 1, will hold a meeting on Sunday afternoon at 3:30 in the labor union hall. It is particularly desired by the officers of the organization that there be a full attendance as business of much importance will be transacted. All union labor men not now attached to any organization are invited to attend and ally themselves with the organization which gives promise already of attaining much strength. The charter will remain open for signatures until June 3 and it is desired that all who intend to join should sign before that date.

In Addition to Our High Grade Line of Stein-Bloch Clothing

We can show you good styles in all wool suits at \$12.50, \$15.00, \$17.50 and \$20.00 which are excellent values. We claim without exaggeration that we will give you the best that can be had for the price. We have a complete line of

MACKINTOSH RAIN PROOF COATS

A complete line of Hats, Furnishing Goods and Shoes at reasonable prices. WE INVITE INSPECTION.

FIRST AVENUE
Opposite White Pass Dock
HERSHBERG
The Reliable Clothier,
1st Ave.

ELEGANT DRUG STORE

There is not in Dawson today such a cheerful and attractive store as is that of W. M. Cribbs, druggist whose location, as everyone in Dawson knows, is the first door west of the postoffice on King street. Mr. Cribbs has lately had his store in the hands of carpenters, paper hangers and decorators, with the result that the location is the only recognizable feature left of the former store. Now it is entered by a large door in the corner nearest the postoffice, the entire front being of plate glass, affording most excellent opportunity for the display of goods.

Within new paper decorates the walls and ceiling, relieved at intervals with beautiful pictures elegantly framed. The store contains an immense and well displayed stock of general drugs, patent medicines and the choicest stock of imported toilet articles in the city. Among the new goods just received since the opening of navigation are 1500 pounds of Lowney's chocolates, the finest candy known to the trade.

Cribbs' drug store is also headquarters for sheet music, musical instruments, athletic goods, supplies for musical instruments, etc. A large general stock has just been received but it is only a forerunner of what will be here in a short time and for which Mr. Cribbs is erecting a commodious warehouse on the corner of King street and Fourth avenue. Something that will interest the public most of all is the fact that Mr. Cribbs has reduced the price of everything in his line commensurate with the general reductions that have been made in other lines.

Kelly & Co., Leading Druggists.

First Through Boat Co. Whitehorse

WHITE PASS ROUTE

STEAMER "SYBIL"

Monday, May 26th, 8:00 p.m.

Secure reservations at our New Ticket Office. PHONE 196.

Not Confirmed.

The news published in the morning paper to the effect that a nugget valued at upwards of \$4,000 had been picked up yesterday on a Bonanza hill claim is not confirmed today. The banks know nothing of it and arrivals from the creeks say they heard nothing of it.

The best is always the cheapest. That's what makes the Lowney brand of chocolates and bon-bons so popular. Cribbs, the druggist, has a large stock just received direct from the factory.

Wanted. Coat, vest and pants makers—GEO. BREWIT, the tailor, Second ave. c26

A. B. Dance.

The Arctic Brotherhood will give a dance tonight at their hall on Fourth avenue. Those who have attended the A. B. dances will not miss the last dance of the winter series. Grand march promptly at 9:30 p.m.

Finest ice cream parlor in the city—at Gandolfo's. 174t

Job Printing at Nugget office.

"ROCHESTER" HOTEL

NEWLY FURNISHED. Strictly First Class. RATES ONE DOLLAR Up. Cor. 2d Ave and King St., DAWSON, Y. T. PHONE 1055. MRS. A. WILSON, Prop.

ROBINS Handle Dirt and Tailings Cheaply Belt Conveyors

For information see B. A. HOWES, Hotel Metropole, Dawson

City Drayage and Express. **DAWSON TRANSFER CO.** Day and Night Service. CHANGE OF TIME TABLE—On and After May 20, 1902. —STAGES— Leave Dawson... 8:30 a.m. and 6 p.m. | Leave Forks... 8:30 a.m. and 6 p.m. | Phones:—Office, No. 6; Night Phone No. 9. Freighting to all the Creeks. OFFICE, N. C. BUILDING

D. A. SHINDLER

Revolving Milk Shakes. Wine Nippers, Ice Scoops, Corks, Syphon Hose, Bar Straws, Lemon Squeezers. . . .

Full Line Bar Glassware

Guns, Ammunition, Bicycles, Salmon Twine, Greyling Nets, Fly Hooks, Casts, Gold Sifters, Pokes, Magnets.

D. A. SHINDLER Miner's HARDWARE Builder's

SUNDAY, MAY 25th

Grand Excursion to Forty Mile, Str. Clifford Sifton.

Leaves Dawson 10 A. M. Returning at 11 P. M.

Fare \$5.00 Round Trip. APPLY AURORA DOCK.

Will Leave for White Horse, Tuesday, May 27.

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Manufactured specially for us by the leading merchant tailoring houses of the U. S. and Canada.
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