

MINERS LIEN LAW

Passed by Yukon Council in Special Session Saturday

AFTER FAIR AND OPEN DISCUSSION

Although it is Not Exactly to Liking of all Members

EFFORT TO PROTECT ALL

Was Disposition Which Characterized Council in Passage of Important Law.

The revised miners' protective wage ordinance which was substituted for Wilson's original miners' lien bill was brought before the council for consideration at Saturday's meeting and as usual was the cause of a lively debate. After considerable discussion and the addition of several amendments it was finally passed and has now become a law.

The amendments which were proposed by the legal adviser the import of which were to give other creditors than the wage earners an equal show in the output was strongly objected to for a time by Councilman Prudhomme who said that as the original intention of the bill was to give the miner exclusive protection regardless of all other creditors he considered it the duty of the council to give that point precedence. His idea of the matter was that the men who provided the man-

nerist upon which the mine was worked had means of protecting themselves by mortgages, etc. while the laboring man had no such means of protection and in case the providers of such material had not such protection they were in much better condition to stand the loss than the men whose existence depended upon the recovery of their wages.

Legal Adviser Congdon arose and with considerable eloquence answered Mr. Prudhomme stating that he was not aware of any law either of God or man which protected the rights of one to the detriment of the rights of another. He made a strong argument in favor of his point and stated the well known fact that the mine owners rely upon the credit obtainable, for supplies and machinery with which to develop property and which would, altogether be taken away from them should such a proposition as the one suggested by Mr. Prudhomme be put into active force.

Mr. Prudhomme said that the credit system which was used to such extent was one of the things which it would be desirable to obliterate especially on the part of laymen whose chances for coming out even at the end of a season's work were always more or less of a speculation.

Justice Dugas said that while he, and he believed every member of the council, is in favor of protection to the laborers, yet there were others to be considered who were undoubtedly entitled to consideration. Mr. Wilson stated that the original proposition had been for protection to the miners and all the difficulties in the proposed ordinance had been encountered by endeavoring to run in everyone and he was of the opinion that after the miner had been properly protected the balance of the creditors would adjust themselves. He stated, however, that he had always in mind the men who furnished provisions and believed that the groceryman should be likewise protected. He also recalled the days of Col. Steele who had enforced the laborers' rights in the police court by putting the men in jail who would not pay their laborers.

Mr. Congdon suggested he introduce such a law and that all debtors be put in jail who could not pay their debts. Commissioner Ross, in his calm, forcible and diplomatic manner poured oil on the troubled waters by stating that the council had taken a great deal of time and interest in the preparation of the bill. He believed that all members of the council were interested in the protection of the miners not only the elected but the appointed members as well. He realized the strain which was brought to bear on the elected members by their colleagues and appreciated their position, but at the same time considered the other members as also having an interest in the matter. He considered the bill as presented as nearly equitable as possible giving the groceryman, the hardware man, the wood cutter, the laborer and everyone who sided the work of developing mines and who are all entitled to consideration, a fair and square proportion of the product of the assets in case the mine worker was unable to pay in full the amounts of his indebtedness. Commissioner Ross' remarks closed the debate and the bill was passed with the amendments proposed without further dissent.

The ordinance as amended and passed is as follows: In this ordinance and in all petitions, affidavits, documents and other papers made thereunder, unless the context otherwise requires: (a). The expression "miner" means a person who performs or has performed for wages work which produces or assists to produce an "output." (b). The expression "mining claim" means and includes any placer, quartz or coal claim. (c). The expression "output" means, with respect (I). To placer claims, the gravel and bedrock obtained from such placer claims and the minerals in such gravel and bedrock or abstracted therefrom. (II). To quartz claims, the quartz obtained from such claims and the minerals or such quartz or abstracted therefrom, and (III). To coal claims, the coal taken therefrom. (d). The expression "owner" means

any person who has an interest, other than as mortgagee, in a mining claim, in respect to which work has been performed for such person, at his request, and includes every person claiming under such person by right accruing subsequent to the commencement of the performance of such work.

(e). The expression "person" includes any body corporate and the heirs, executors, administrators or other legal representatives of such person to whom the context can apply according to law.

(f). The expression "wages" means money earned by miners for work performed.

(g). The expression "supplies" means and includes food, fuel, tools, machinery and all articles necessary or useful in carrying on the work required to produce an output.

If it is made to appear to the satisfaction of the territorial court or any judge thereof

(a). That any owner is indebted to any miner for wages, and

(b). That there are reasonable grounds for believing that such owner does not intend to pay such wages, or that there is danger of such wages being lost to such miner unless the court or judge intervenes, such court or judge may appoint a receiver of the output of the mine to which such wages have been earned. And of the remaining supplies furnished to the owner for the purpose of working said mine.

It shall not be necessary for such miner to issue any writ of summons or other process. He shall merely present a petition setting forth the grounds upon which he claims the appointment of a receiver and praying for such appointment. Such petition shall be verified by affidavit; and the person making such an affidavit shall appear before the court or judge for oral examination at the time of presenting such petition. The court or judge hearing such petition may ex parte or after notice appointed a receiver for such time and upon such terms as are just and proper.

Upon such petition the court or judge may, upon notice being given to the various parties interested summarily determine and fix the liability of such owner for wages to the petitioner and to other miners who have assisted to produce the output and also his liability to any other person for supplies which have supported such miners for supplies. contributed to makes possible the production of such output.

The court or judge may take into consideration all the circumstances connected with the production of such output, and with the furnishing of supplies, the condition of the parties interested and may direct that by way of preference there be paid to such miners such percentage, not exceeding 50 per cent of the several amounts due them and that the balance due such miners and the accounts due such other persons for supplies be paid pro rata out of the remainder of the proceeds of such output and of the sale or disposal of such supplies before any other creditors of such owner are paid therefrom.

No person shall be permitted to rank under the next preceding section except among the other creditors therein mentioned or be entitled to receive any payment from the receiver on account of any sum due him for supplies unless the same have been actually

(a). Consumed by such miners as aforesaid during the time they were working to produce the output; or (b). Used in producing or assisting to produce such output; or (c). Partly consumed or partly used

as aforesaid and received by the remainder received by the receiver, or (d). Wholly received by the receiver.

The receiver so appointed may, subject to the direction of the court or judge, carry on such work as may be necessary to obtain from such output all the valuable metals or minerals contained therein.

Saturday's Cricket Game.
The N. W. M. P. Cricket team was an easy mark for the town team Saturday afternoon; the latter winning the game by a score of 71 to 19. A game has been arranged for tomorrow afternoon at 3 o'clock between the Police and Civil Service combined vs the town team and the captain of the police team promises a better game and one wherein his team will distinguish itself.

The players with the runs they scored are as follows:

Town team—H. G. Wilson 4, H. E. Ridley 0, F. W. Dunne 0, C. Blythe 18, H. C. Norquay 20, R. J. Bilbeck 11, N. Graeber A. G. Smith 0, J. N. Story 2, D. Doig 0, Z. A. Zabriski 0, H. D. Hulme, 0. Byes 7, leg balls 3, wide balls 6, making a total of 71 points.

Police team—H. Mungavin 0, H. A. Seymour 2, H. A. Sparrow 0, Capt. Wroughton 0, Capt. Crosby 3, E. Stillman 3, R. B. Tucker 4, J. McMurray 0, W. H. Scarth 3, Dr. Hurdman 0, W. J. Bowdridge 1. Byes 0, leg balls 2, wide balls 1.

A delicious meal, quickly and daintily served, at the Yukon Hotel for 75c.

WAS DINED AND WINED

Mr. F. F. Burns, President of the Vancouver Board of Trade

ROYALLY BANQUETED BY DAWSONITES

At Hotel McDonald Saturday Evening

WHEN HE WAS FAMILIARIZED

With Conditions, Requirements and Demands of Dawson and the Yukon—Happy Occasion.

It was a representative crowd of officials and business men that surrounded the festal board at the Hotel McDonald Saturday night, the occasion being a complimentary banquet to Mr. F. F.

Burns, president of the Vancouver board of trade who for a week previous to this morning, when he left for his home, was here on a business and pleasure trip, accompanied by his wife.

Although Mr. H. T. Willis presents the title "Perpetual Chairman," he presided Saturday night with the ease and grace of a Chauncey Depew. To his right sat the guest of honor, Mr. Burns, while Gov. Ross graced the seat to the chairman's left, others present were, R. P. McLennan, J. T. Lithgow, F. R. Ritchie, R. J. Davis, G. W. Adams, G. B. Buchanan, Chas. Milne, Dr. Milne, J. J. Smith, Jeff Davidson, H. P. Gilmore, Frank Johnson, J. L. Timmins, Harry Euroit, D. A. Matheson, H. H. Morris, E. J. White, A. Uford, S. W. Wye, Harry Jones and Geo. A. Maudson and some 12 or 13 others who arrived after those mentioned were seated.

It was not an occasion of boquet throwing or sewing circle talk, but of outspoken, honest conviction, which, by the way, is something of a Scotch characteristic. "The King," "The Ladies" and "The Press" were quietly disposed of when the toast list was reached, Mr. R. J. Davis covering himself with glory in his disposition of the second subject. Commissioner Ross, in his usually happy and pointed style disposed of "The Yukon" and Chairman Willis in proposing the toast "Our Guest," complimented Mr. Burns on his city having at last awoke to the importance of reaching out for Yukon trade and commerce. Mr. Burns made a most happy response and in behalf of the interests which as president of the board of trade he represents, promised fair dealing and proper consideration with and of the great Yukon country in the future.

Dr. Milne of Victoria spoke interestingly on "The Empire" and referred feelingly to the brave sons of Canada who fought, bled and died on the veldt of South Africa in defense of the empire.

Mr. J. L. Timmins spoke on "Transportation," and told what was necessary to insure future development and prosperity of the Yukon.

Mr. R. P. McLennan made some pointed remarks on the subject of mining when proposing the toast which was responded to by Mr. P. R. Ritchie who pointed out errors that should be corrected in the laws of the country.

Mr. Chas. Milne in responding to the toast, "Trade and Commerce" called—a spade, a spade, especially when delivering to Mr. Burns a message to carry back to the wholesalers of his city regarding the quality of goods to ship to Dawson. Mr. Burns thanked Mr. Milne for the suggestion and promised to carry the message to his fellow Vancouver merchants.

Other remarks were made by Chief McKinnon, D. A. Matheson, J. T. Lithgow, Jeff Davidson, Mr. Wye and Geo. A. Maudson.

During the service and progress of the banquet, one of the crowning efforts of the Hotel McDonald chef, vocal and instrumental music was supplied by Mr. Arthur Boyle, pianist, and Mr. Wye, while Mr. Johnson entertained with two or three of his inimitable stories.

Elsewhere in this paper is published a cut of Mr. Burns, the young and popular gentleman in whose honor the banquet was given.

Number your houses and get your mail. Standard letters approved by Commissioner Ross are now being placed on all stores and residences. Write to your outside friends. A complete pictorial history of the Klondike. For sale at all news stands.

Fresh Lowmyer's candies. Kelly & Co., druggists.

Perinet R. Fils Extra Sec Champagne, \$3. Regina Club hotel.



PRESIDENT F. F. BURNS OF VANCOUVER BOARD OF TRADE.

Number the Houses.

There should be no hesitancy in the numbering by owners and occupants of their homes and business houses in Dawson. Two years or more ago Mrs. Ferguson at her own expense had put up the corner posts which designate the streets and avenues of Dawson and which have been of incalculable benefit to the people. At that time labor was very high here and the cost attending the erection of the posts was very great, yet the promoter asked for and received no assistance. Now, to further benefit the public Mrs. Ferguson has

house numbers which she is putting up at the minimum cost of \$2.50 per set, a price within reach of every one. The posts are good, but systematic house numbering is indispensable. Be ready to have one put over your door when Mrs. Ferguson or her representatives call.

I have a consignment of choice, well assorted groceries which I am ordered to close out immediately, also two fire proof safes and two crates crockery. Parties, desiring small or large outfits will do well to call at once.

J. E. BOYLER, Yukon Hotel. We fit glasses. Pioneer drug store.

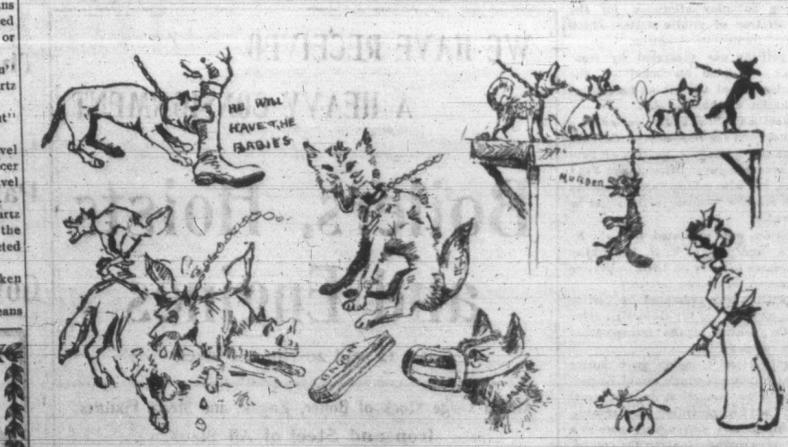
Hotel McDonald
THE ONLY FIRST-CLASS HOTEL IN DAWSON.
C. V. HINES, Manager

A Choice
And Well Selected Lot of
GROCERIES
Just received from the outside with orders to close them out
IMMEDIATELY
JAS. E. BOOGE, Mgr.
YUKON HOTEL

Just Received
MIRRORS, Several Sizes
CANDY SCALES, Three Styles
MILK SHAKE GLASSES
ILLUMINUM SHAKERS
ICE SHAVE PLANES
SHINDLER,
THE HARDWARE MAN

Thomas McMullen
FINANCIAL AGENT
Money to Loan
OFFICES
Canadian Bank of Commerce Bldg.
UP STAIRS.

HARNESS
A Complete Line of Harness, Saddlery, Hardware and Crockery.
Bar Glassware a Specialty.
McL., McF. & Co.,
LIMITED



WILL BE SEEN WHEN DAWSON HAS A BENCH SHOW.
Wanted. Good, live solicitor; good money. Apply at Goetzman's.
The Pacific Cold Storage Co. offers every facility for keeping frozen products.
If you like fine candies, cool drinks or delicious ice cream try the new store on Second avenue.
Holland herring. Selman & Myers.
"In Mizouri."

RECEIVED BY WIRE.

STRAWS INDICATE

Direction of Wind and Growing Discontent With Salisbury Regime.

HIS GOVERNMENT BEING DEFEATED

On Inconsequential Question in the House.

MEXICANS ON WAR PATH.

Striking Fishermen and Cannery Coming to Terms—Polish Woman Shoots at French Officer.

London, July 16, via Skagway, July 22.—Salisbury's government was defeated on an inconsequential question but it is taken as significant as it is indicative of growing discontent.

Mexican Bandits.
Cordoba, Mexico, July 16, via Skagway, July 22.—A train on the Vera Cruz and Pacific was attacked by a force of armed men yesterday. Seven passengers were killed.

Hay Settle Strike.
Vancouver, July 16, via Skagway, July 22.—There is now a possibility of a satisfactory settlement of the difficulty between the cannery and fishermen and the whites may go to work before the end of the sockeye run.

Bad Shot.
Paris, July 16, via Skagway July 22.—A Polish woman named Olawski fired a pistol shot at M. Baulin, minister of public works as he left the Elysee palace today. He was not hit. The woman was arrested.

Grant Captured.
Peter Stiel got action Saturday on a capias issued on the 18th against S. D. Grant, who left for the outside on the last trip of the Yukoner. The amount of the debt which he tried to evade was \$115. This together with \$75 additional as costs he bungled up when apprehended at Whitehorse.

Send a copy of Goetzman's Souvenir to your outside friends. A complete pictorial history of the Klondike. For sale at all news stands.

Two tons old papers for sale, 6 cents per pound. R. E. West, 310 Third avenue.

Castwell, photographer, has moved down town. Third street, opp. A.C.Co.

Fine candies, delicious ice cream at Mrs. West's new store. Second ave.

Pictures of O'Brien at Castwell's. Third street, opposite A. C. Co. 425

Elegantly furnished rooms with electric lights at the Regina Club hotel.

Kodak finishing and supplies at Castwell's, Third street, opp. A. C. Co. 425

"In Missouri."

Ames Mercantile Co.
NO COMBINATION HERE!
JUST RECEIVED
1200 CADDIES AND 300 CASES
CLIMAX, STAR, PIPER HEIDSIECK, SPEAR HEAD, PAY ROLL, SEAL NORTH CAROLINA, T. & B. PLUG CUT, BULL DURHAM, DERBY PLUG, T. & B. PLUG SMOKING.
If You Are a Tobacco Buyer You Cannot Afford to Pass Us.
WE WILL SAVE YOU MONEY.