

JOE CLARKE ON TRIAL

Charged With Misappropriating Funds

Belonging to Edward O'Donnell Power of Attorney Was Employed.

The trial of Joseph Andrew Clarke charged with having wrongfully converted to his own use the sum of \$1125 belonging to Edward O'Donnell, the result of a sale of several interests in some mining claims on Lovett gulch which Clarke disposed of under a power of attorney given him by O'Donnell, came on this morning before Mr. Justice Craig. The accused was represented by Messrs. Bleeker and Black, Mr. Congdon appearing for the crown. In empanelling the jury both the crown and defense exhausted two challenges the jury as chosen consisting of Geo. Hutchinson, Harry Ewart, J. S. Cowan, John R. Grey, John Hepburn and George Travers.

Crown Prosecutor Congdon made the opening address to the jury, relating the facts pertaining to the case which he expected to prove by indisputable testimony. He would show that the interests sold by the accused were the property of the complainant and that such sale had been accomplished by means of a power of attorney which O'Donnell had given Clarke last August prior to his (O'Donnell's) departure for the outside. That the sale was made, the money received and instead of placing the sum in a safe place to the credit of its rightful owner (he (Clarke) had used it for his own purposes, and the present action was the result of the transaction.

The first witness examined was J. C. McLagan, clerk in the gold commissioner's office, whose duty it is to enter in the records all documents filed. He testified to the recording of the power of attorney and the various bills of sale, showing the transfers to have been made by Clarke. O'Donnell was the next witness on the stand, relating the several matters that led up to the deal with the accused, how and why the power of attorney was given and what was to have been done with the funds in case a sale was made. He further gave evidence of having been unable to get a settlement out of Clarke and that he had so far received nothing of the \$1125 which had been realized from the sale of his interests.

The examination of Mr. O'Donnell had not been completed at the hour of adjourning for lunch and at the re-convening of court at 2 o'clock it was resumed. An hour later a rigid cross examination was being conducted by counsel for the defense. It is doubtful if the case is given to the jury this afternoon.

Binet Found Guilty

The jury in the case of the King vs. J. E. Binet, charged with keeping a disorderly house by permitting gambling to be carried on therein, which was heard yesterday, returned a verdict of guilty after deliberating but seven minutes. In receiving the verdict his lordship expressed much pleasure at the result, remarking that taking the nature of the evidence into consideration he did not see how it would be possible for them to arrive at any other conclusion. Sentence was deferred until this morning when a fine of \$200 or three months imprisonment was imposed.

Following the Clarke case which is now on trial, that against Louis Pond charged with securing a quantity of wood under false pretenses, and the case against Scott and White who were alleged to have been doing a thriving business in government patronage, will be heard. Criminal matters will occupy the remainder of the week and may extend over to the week following.

Capiases Issued

Sheriff Ellbeck at 6 o'clock last night issued two capiases, wiring instructions to Whitehorse to hold the persons desired unless a settlement is made of the amounts alleged to be due. In one the complainant was Asa A. Mitchell and the defendant none other than W. H. Wright, better known as "Billy" Wright, formerly mining inspector at Caribou. The amount involved is \$685.30. In his complaint Mitchell says that prior to September 1 he and Wright were engaged in the mining business and at the time of their dissolution

the latter was in his debt \$485.30, a sum which has never been paid. The additional \$200 are costs that have been allowed.

The other capiases were gotten out at the instance of Tom Chisholm and was for "Whitey" Moore, the indebtedness being given at \$340. Both will be brought back from Whitehorse unless they make good.

Losses Heavy.

St. Louis, July 10.—There seems to be no let up to the rain that has been falling heavily at intervals since Saturday morning. Damage to crops in Illinois and Missouri it is conservatively estimated will amount to millions of dollars. Grain in shock that was not carried away by the floods is beginning to sprout. In the uplands corn and oats were benefited by the rains, where not blown down.

PROMENADE TO SEATS.

The bill passed by the Yukon council at its last session regulating the liquor traffic in the territory was placed before Commissioner Ross at noon today and soon thereafter received his signature, and at this moment is a law of full force and effect. In a conversation had with the commissioner shortly afterward in regard to the dance halls it was learned that if they ran after the bill became a law they did so at their own peril, which means that if any "ala main left" is disposed of this evening the offenders will be liable to arrest and the holders of the liquor license in whose house the liquor is being sold or the violator of the law will be hauled up for permitting the violation of the ordinance. It is considered unnecessary for the police to notify the houses that the bill is in effect. The dance halls are off from now on.

WATER FRONT NOTES.

The Whitehorse arrived at 7:30 this morning with a heavy cargo, 81 sacks of mail and the following passengers: Rene Chlot, C. Clayput, Madame Clayput, J. Eichbaum, H. Rothweiler, Max Lohde, Mrs. Lohde, Mrs. H. H. Norval and children, Mrs. D. Madbury, Jno. Macoun, M. L. Summers, O. H. Bernard, G. W. Smith, Mrs. Smith, Mrs. Cunningham, Thos. Blake, I. Friedman, S. Hoeslich, J. Perl, Mrs. G. Eastman, J. C. Barber, Miss L. Smith, R. Anderson, J. F. Taylor, Mrs. Taylor, S. Gross, G. Alevizos, G. Harris, J. R. Gerson, J. Harrington, and three Japanese. She leaves on her up trip tomorrow evening at 8 o'clock.

The people of the Casca which got in at 6 this morning are crowing not a little over their defeat of the Whitehorse in the last run down the river. They assert that the greyhound of the White Pass line left Whitehorse a half hour ahead of the Casca and the latter beat her to Dawson an hour and a half. The Casca's list of passengers is as follows: Mrs. J. D. White, Mrs. Pring, Mrs. Gardner, R. Zimmerman, J. Walters, A. Mairs, Mrs. Person and children, Mrs. Sleffen and children, L. W. Henderson, Miss Sadie Willson, Miss Florence McCackie, Miss Mamie Jones, Ella Hichsted, W. C. Jones, C. Leahy, Walter Gallagher, James Wishard, J. Mackintire, Mrs. J. L. Bellows, Miss M. Bellows, Mrs. J. O. Moore, C. Squires, John Herrymen, T. J. Pelkey, J. W. Evans, A. McDonald, T. Cavacevce, D. G. Evans and three Japanese. She returns up river tonight at 8 and is said to have already a good list booked.

The steamer Tyrrell left for Eagle last night at 9 o'clock with a quantity of freight for the United States post at Fort Egbert.

The N. C. steamer Leah left last night for Circle City. She will act as pilot boat this season for the fleet on the Yukon flats between Circle and Fort Yukon.

The Columbian is expected in early tomorrow morning.

To Insure Employes

Baltimore, July 10.—Arrangements have been made by the United Railways and Electric Company of Baltimore to insure the lives of 3000 motor men and conductors. In case of fatal accident while in the service of the company the sum of \$1000 will be paid to the family of the victim.

Concerning Tracey

Seattle, July 10.—Tracey is still like a will-o-the-wisp. One report says he is at Auburn, 20 miles south of Seattle, and another says he is at Ballard, ten miles north of Seattle. Merrill is said to have joined him in the vicinity of Renton.

Indian Killed

Toronto, July 10.—Levi Johnathan, an Indian chief of Oudago, Ont., was killed by lightning.

COLUMBIA COMING

A Small Passenger List But Big Freight Load

Heavy Thunder Storm at Whitehorse—Tonsillitis is Epidemic in the Town.

Whitehorse, July 10.—The Columbian sailed last night at 8 o'clock with the following passengers:—Abe Ritzwaller, Mrs. M. Tonghile, E. Mauvais, S. E. Mulligan, E. Grene, J. T. Royles, F. A. Steger, F. Molton, J. Linc, G. Olson. She carries the following freight consignments: Macaulay Bros., 285 N. C. Co., 318; Ames Mer. Co., 112 K. D. & Co., 2025; Lewin Bros., 100; Jno. Cignotti, 9; G. Wilson, 120; Dawson Hardware Co., 2; Mitchell, Lewis & Stever Co., 6; Ike Friedman, 19; W. A. Shinkle, 5; H. Hershberg, 2; Lieut. W. Mitchell, 2; L. A. Mason, 65; J. R. Gandolfo, 5; McDonald Trading Co., 16; Berger & Mazones, 17; Isaac Bros., 1; L. Brair, 10; Lowe & Sickinger, 4; Chester Tremont, 1; G. M. Prinz, 3; J. C. Felix, 4; Mrs. C. Pearson, 3; Mrs. G. W. Sreffan, 2; J. Perl, 3; D. G. Snure, 1; Mrs. H. Plumb, 1; Mercereau & Co., 42; Thos. Matson, 7; Snow & Wright, 4; G. B. Ciescie, 11; Yukon Storage Co., 1; Fassel & Abrahams, 3.

The Wilbur Crimmins arrived yesterday. She will be tied up for about six weeks.

The Sitton arrived this morning at 9 o'clock.

The heaviest thunder storm ever known in the Yukon occurred yesterday afternoon.

A big scow passed through the rapids yesterday afternoon. Twenty people were aboard.

Tonsillitis is epidemic. Five or six people are sick.

NEW ORDER IS MADE

The recent order in council pertaining to the abandonment of placer mining claims upon which the renewals had not been made within the year, which was received several weeks ago and which was put into effect last Saturday, July 5, was today given a more liberal interpretation by Gold Commissioner Senkler which will result in many claims being held by their rightful owners that otherwise would have been open to relocation. By the new order just issued a claim upon which the representation work has been done or upon which payment has been made in lieu of such work shall not be deemed to have been abandoned and will not be open to entry until three months from July 5th shall have expired. The order was posted late this afternoon and bears the signature of Acting Assistant Gold Commissioner Pattullo. It is as follows: "With reference to an order in council of May 31st, 1902, amending clause A, section 41 of the regulations governing placer mining, which provides as follows: "If a claim is not re-recorded within three months subsequent to the date up to which it was recorded, the claim shall then be deemed to be abandoned and open for occupation and entry by a free miner, even although the required amount of work may have been done within the year for which the claim was recorded or the commutation fee paid in lieu thereof, and the certificate called for by the regulation obtained."

As a misapprehension seems to have existed as to the interpretation of this order in council, the public is hereby notified that no claim upon which a certificate of work has been taken out or payment in lieu of certificate of work has been made shall be deemed to be abandoned and open for occupation and entry by a free miner, by reason of non-renewal thereof, until three months from July 5th shall have expired.

JUST RECEIVED... Hannon's Shoes, Earl & Wilson's Collars and Cuffs, Stetson Hats and New Patterns in Fine Clothing. FIRST AVENUE Opposite White Pass Dock HERSHBERG The Reliable Clothier, 1st Ave.

PARSONS ON THE OUTLOOK

Says Everything is Humming Outside

Popular Manager of Ames Mercantile Company Returns to Dawson.

Mr. W. H. Parsons, Dawson manager for the Ames Mercantile Company, who returned the fore part of the week from the outside, has visited nearly all the principal points in both Canada and the United States since leaving Dawson on the 4th of last February. He traveled among all the eastern cities, including Ottawa and Montreal, and visited all the large American cities between San Francisco and New York. Aside from certain localities which have been effected by the long series of strikes Mr. Parsons says that never have Canada and the United States enjoyed an era of prosperity equal to the present.

Mr. Parsons is particularly enthusiastic over the future of the Canadian Northwest territories. He says that many thousands of families, mostly from the States, are moving into that country with money, stock and farming implements and are making of it an agricultural paradise. He says no country on earth offers better inducement for investment today than the Northwest Territories and that the opportunity is being largely embraced. Regarding the company of which he is the efficient manager, Mr. Parsons said they will import a larger stock of goods this season than ever before. While last year's stock was the largest of the company's history, it is now practically all sold out and to avoid a similar shortage next spring a heavier stock than ever before imported will be laid in. All goods for the Ames Mercantile Co. this season will be shipped via Skagway and the White Pass, very satisfactory charges having been secured from that company. "Besdies"

Dress Muslins, Dress Satens, Dimities, Mercerized Chambrays, SUMMERS & ORRELL'S, Second Avenue

ALL FOR ALASKA

Seattle, July 10.—One of the largest crowds of the season dispatched for the Copper river and Cook inlet section left on the Alaska Commercial Co.'s steamer Bertha. The noted passengers included Gen. A. W. Greely, U. S. signal corps; John G. Schurry, head engineer Alaska Central Railway; Prof. Edmund S. Meany, University of Washington; Sergeants E. Loza and J. F. Sullivan. The latter are en route to Fort Liscum. Prof. Meany will make several weeks scientific research in the Copper river valley. Schurry heads a party of engineers and surveyors composed of Wm. H. Whittlesey, J. F. Bleakly, George S. Kopp,

J. C. Fadden and St. Dougherty. They will begin operations on the surruction bay, as the terminus of the Alaska Central. At Pretoria London, July 10.—There is uneasiness at Pretoria regarding the attitude of Basutos in consequence of his supposed treachery during the war. Joel, prominent chief, is to stand trial for high treason. If he refuses to attend court he will likely be reported by Paramount, chief at Lerethodi. Troops have been dispatched to the frontier. Figures prepared at Pretoria by the Boer casualty department state that the Boer forces in the field numbered 75,000, their total losses during the war being 3,700 men killed or died of wounds and 32,000 male prisoners, of whom 700 died.

Dolphin Sails

Vancouver, July 10.—The Dolphin sailed for Lynn canal today with fifty passengers, the most notable of whom is Mrs. Healy, wife of Captain J. J. Healy. Mrs. Healy is going to Skagway on mining matters. Of the total number aboard the vessel twenty are women.

Chinese Trouble

Paris, July 10.—Official advices received here state that the suppression of the administration at Tien Tu to the Chinese is shortly expected. The measure has been delayed solely because of disturbances in Chi Li.

IT WILL PAY YOU To Look us up before buying elsewhere. We can and will save you money on all your purchases. Claret, FOR YOUR TABLE \$15.00 Per Case I. Rosenthal & Co. Wholesale Liquors. Mail Orders Given Special Attention. Aurora Dock

City Drayage and Express. DAWSON TRANSFER CO. Day and Night Service. CHANGE OF TIME TABLE—On and After May 20, 1902. Leave Dawson... 8:30 a. m. and 6 p. m. 1. Leave Forts... 8:30 a. m. and 6 p. m. Phones—Office, No. 6; Night Phone No. 9. OFFICE, N. C. BUILDING

Steamer La France For Headwaters Pelly and McMillan RIVERS Saturday, July 12th 8:00 P. M. MERCHAND'S TRANSPORTATION CO. R. W. Calderhead, Manager. L. & C. Dock

NEW HARDWARE at NEW PRICES! Dawson Hardware Co., Ltd. Second Avenue Telephone 36

6 PAGES Vol. 3—No. 167 GINZBERG BLOW Not Physically the Do Harry Hamberger Eagle Today With All Claim Harry Hamberger, Hamberger & Weiss spent much of the pasting feeling creditors several months in the result of Captain Hamberger's venture, returned today from the place he overtook the bergs, father and son more ago. The readers of the milliar with the history in which the Hist Russians, attempted country after selling group' without even spects, owing every sibly could owe, and Hamberger made a Eagle in a gasoline l... epted them just as l... point of continuing t... down the Yukon. Th... The Lad Quartz IS IN We have m number of tes ready to make o We have the money will buy antee all our w mill and also in Assay DES JUST RECEI GET OUR PRICES Only GOOD D ..Cas S We ha of the abov are selling McLenn