

THE KLONDIKE NUGGET.

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THE PUBLIC WAS INVITED IN.

Kentucky Creek Perjury Cases Examined in Open Court.

Justice Starnes Takes the Public Into his Confidence—Provides More Work for the Investigation Commission.

The public was treated to an agreeable surprise by Justice Starnes and Captain Harper on Wednesday, when the examination of the accused in the Kentucky creek perjury cases was resumed. The previous sittings, as NUGGET readers know, were held behind closed doors, with no one present besides the interested ones and a representative of this paper, by whom the proceedings were reported. Wednesday, however, it was seen that the sitting officials had decided to take the public into their fullest confidence, for the examination was conducted in open court with a goodly number of spectators present. The evidence was nearly all of a highly sensational nature, while a portion of it seems to add materially to the cloud of evidence against the honesty of the recorder's office under the old regime.

The first case called was that of Herman Figur, who admitted recording claim 33 above on Kentucky creek. Duffield had told him some time before that he would stake for him and he replied that he would go out himself later on. The stakes fought on the claim by police officers were introduced in evidence and the writing thereon identified as Duffield's. None other were found on the claim. Mr. Bolton swore to Figur's act of recording and taking the oath. Attorney Spurling appeared for the defendant.

The next case called was that of Gustav Seiffert, who recorded claim 26 above. Attorney deJournal defended and made out one of the best cases of the whole. In answer to his queries, recorder Bolton admitted that he would not swear positively that he remembered seeing Seiffert on the day the claim was staked and that he could not swear that he swore all the 30 or more men who recorded on that day. Duffield, the informer, also testified to having staked for a man named Seiffert, but could not remember his baptismal name and had never seen defendant. The stakes, too, showed the name of "A. Seiffert," whereas counsel said, defendant's name is Gustav Seiffert. He thought it would be ludicrous for the court to hold him for trial. However, the court held that the evidence was sufficiently strong to justify a prosecution of the case, but agreed to make the bail small.

This concluded the long list of perjury cases and the court at once called the cases of W. H. Duffield, M. C. Dague and George F. Deitsch, charged with conspiring to do unlawful acts by unlawful means according to the criminal code. These are the three men by whom the wholesale staking of Kentucky creek was done during the latter part of September and who, later on, made full confessions to the representatives of the crown. The witnesses employed were generally the defendants in the perjury cases, supported by that of Alexander Allerdyce, through whom the conspiracy was brought to light. Much of the evidence was highly sensational, as will be seen, as it threw additional light on the racy affairs, besides furnishing fresh material for the royal commission appointed to inquire into the charges of official corruption.

W. H. Duffield's case was the first taken up and two witnesses, Herman Figur and Ernest I. Foster were called to testify against him. Figur's evidence was, in substance, that he had become acquainted with Duffield and that the latter, inciting him one day, said he was going to stake for him. They met again about the first week in October and Duffield told Figur to find out the number of his claim from Mr. Jones, one of the telephone lines, as he was attending to the Kentucky creek claims. Figur subsequently called on Jones, got his number and recorded the claim. He admitted that he had never been on the creek and said the writing on the stakes exhibited in court was not his. Upon request he had given his recording certificate to Jones and gave him a half interest in the claim for having it staked for him.

Foster testified, in effect, that he had never been on Kentucky creek and said the writing on the stakes shown in court was not his. He had simply been told by Dague that a claim had been staked for him and, upon getting his number, had recorded. Subsequently, he had learned that Duffield had staked his claim for him. He also gave Jones his recording certificate, but did not give him an interest in the claim.

This closed the case and that of Dague was called. Abe H. Bowman testified that claim No. 2 above had been staked for him and that Duffield informed him of the number. He had no communication with Dague in reference to the matter, though Dague was with him when he recorded.

Thomas Baldwin testified that he is living on his claim on Kentucky creek; he was on the creek some days before the end of September, but could not, even when pressed by the court, remember whether he had been there on the 29th, though he admitted he had not staked when there.

Duffield was the strongest witness against Dague. He said the two were on Kentucky

creek about the 27th to 30th of September and jointly staked a lot of claims. Dague held the list of names and called them out as the staking progressed. They did it at Jones' suggestion. He identified Dague's handwriting on some of the stakes shown in court.

Atty. deJournal, who had frequently interrupted the evidence with objections, here broke out with "It seems useless to longer struggle for the liberties of the people and I will cease to try. I will let the case go in on its merits."

George F. Deitsch, a partner of the other two defendants at the Kentucky creek cabin, told of Dague and Duffield going up the gulch on two days during the end of September and, upon their return, of asking how far they had staked, as he had an idea what they were up to.

The star witness of the session was then introduced in the person of Alexander Allerdyce. He testified that he went to Kentucky creek, Dague accompanying him, and on October 10th staked No. 22 above. He found the creek pretty well staked and, while at the cabin of defendants, asked who had done it. Duffield said that Dague did it. Then, in answer to a rapid fire of questions from Attorney deJournal, witness said: "No, I am not aware that I am at the bottom of the arrest of all these men. I was not hunting around town for evidence against them during all of the past three months. I did report the affair to Commissioner Ogilvie on October 12. I did not make an offer to Dr. Brunner that I would let him off for a consideration. I first met Dr. Brunner when he walked into my office, threw down a card; said he was Dr. Brunner and that perhaps I might need his services, if so I would find him at the Fairview hotel. I have no interest in any claims on Kentucky creek. I was denied the right to record the one I staked. I was on the bill of Frank Dower, A. H. Bowman and E. I. Foster. They made a confession; I had advised them to tell the truth. I staked my claim on Oct. 10th and tried to record it on the 12th. I was told by the recorder, Mr. Bolton, that the claim had already been recorded by a man named Carter. I found out it was not recorded and Gold Commissioner Fawcett denied my application to see the books."

At this point, Atty. deJournal asked that Mr. Bolton put his record book in evidence, which was done. It showed that the claim had not been recorded until the 13th and then by a man named V. J. Keenan.

Continuing his evidence, Mr. Allerdyce said: I also asked the recorder, in behalf of Peter Buchholz to file on No. 21 above. The recorder stated that 21 had also been recorded by a man named McCauley. I knew this could not be, as I had met McCauley going out to the creek as I called into town. I and others with me then called on Commissioner Ogilvie and he suggested that we go to the crown prosecutor, which we did, the commissioner going with us.

This ended the trial of Dague and Duffield and the court committed them for trial. The examination of Deitsch was deferred. Captain Harper announced that he had decided to also prefer a charge of perjury against Dague.

Yukon Council.

The council met Wednesday afternoon with all the members present.

The first matter to be considered was the application made for water turishing chapters from Col. Ward, H. M. Henning, Miss B. A. Mulrooney and Yarwood & Riley. The matter was left to the commissioner and Mr. Clement to formulate a scheme which would best furnish Dawson with her needed summer supply of water.

Hospital bills were allowed and ordered paid. St. Mary's \$4,039.50 and the Good Samaritan \$3,685.

The applications for ferryboat privileges were discussed with a strong sentiment expressed against granting a monopoly. An ordinance was directed to be drawn up granting special privileges to none but providing for a proper inspection of the boats and the regulation of the scale of fares charged.

The secretary was directed to write for further particulars to Attorney Aikman, who, on behalf of H. H. Knox and J. E. Courier, had applied for a permit to erect and maintain electric light poles.

A health ordinance was ordered drawn up. Consideration of applications for the position of city scavenger were deferred until the ordinance creating the position should be passed.

The council expressed itself as not in favor of granting special whiskey importing permits to anyone, but that anyone paying the prescribed import duties should be allowed to bring it into the Territory.

A Good Man Gone.

Another well known Yukon pioneer and one of nature's best examples of her favorite work; passed to the life eternal on the 7th in the person of Jefferson Tolbert. Deceased, as is quite well known, was the superintendent of mines for the N. A. T. & T. Co., with headquarters at No. 39 above on Bonanza. On the 6th instant or thereabout he had the misfortune to con-

tract a severe cold that resulted in congestion of the lungs and he passed away within 24 hours. Deceased was a native of the state of Kentucky where he was born about 55 years ago. He was possessed of a hardy, adventurous nature, and while yet a young man he removed to Montana in 1864. There he engaged in mining and for two terms acted as deputy sheriff for Capt. J. J. Healy, during which time a life-long friendship was formed between the two. I was in Montana, too, that he became a friend of John Manning, by whose side he passed through numerous vicissitudes and dangers characteristic of the frontier prospectors of the early days. In 1886 Mr. Tolbert removed to Juneau, where he remained until 1891, when he came to the Yukon country and took up what proved to be his final place of abode.

Deceased was a man of strong character, with a legion of the best traits that fall to the best of men. Brave as a lion in times of danger, and it is said that he was absolutely unacquainted with the element called fear. He was generous to a fault and would give the extent of his own belongings to benefit of a needy friend; indeed, if he had one good trait paramount to that of others, it was his unswerving and devoted allegiance to his friends. The funeral has been arranged to take place today (Saturday) at 2 o'clock from Pioneer hall and will doubtless be the occasion of a large assembling of old time friends.

LOCAL BREVITIES.

Ernest B. Clark leaves on Monday for the outside.

Collofed O. V. Davis left Friday for a business sojourn of ten days in the principal gulches.

John Chisholm, of the Cafe Royal, and H. M. Henninger, of tramway fame, expect to leave for the outside in a few days.

Fred Frobie has sold a quarter interest in his bench claim at 25 below on Hunker for \$100 and returned to his home at Sitka.

Another bedrock firm application is for Adams creek from No. 1 to No. 40, which is wanted by Fred Justice, F. W. Gardner and Ferdinand deJournal. Application made Jan. 11th.

The Oddfellows of Dawson will meet at Helmer's hall, opposite the Fairview, on Tuesday evening, February 11, to perfect an organization.

Ben A. Reynolds, a Bonanza miner, has a sweet tooth which he owes a grudge. Some time ago it induced him to pilfer a jar of syrup valued at \$2 and in police court justice Harper gave him fifteen days at hard labor.

On Sunday evening a ex the Monte Carlo theatre will give another one of their popular family entertainments, presenting a full line of new specialties, while Mr. Parks, as usual, will entertain the audience with an entirely new list of moving pictures.

A special meeting of the Arctic Ski club was held last evening at the parlors of the Aurora for the purpose of securing and acting upon fifteen more applications for membership. All the members who can do so are requested to be at the hall Saturday at 10 o'clock to put the track in condition for Sunday's run.

Mr. E. B. Newman and party arrived in from Seattle on Friday afternoon. He left here during the summer and left behind him a snug cabin containing not only clothes and bedding but also a year's outfit of food. Upon opening his door he found that everything had been stolen and nothing but the bare walls stayed him in the face.

On Thursday evening at the Dawson Rink a hockey club was organized by the local enthusiasts. The main object of the meeting was to choose a team for the match arranged with the militia on Saturday afternoon at 3 o'clock. Col. Evans will captain the militia team and Charlie Nourse the town team, which will be chosen from the following players: D. M. Murray, Leitch, Stevenson, Baker, Hardisty, Sorquay, Noural, Marsden, Martin and Kennedy.

An amusing letter was received by the governor a few days ago from a John Blank. The writer told of his extreme destitution and great anxiety to secure work. This of itself was not humorously amusing but a postscript informed the governor "of course I am not out to any kind of work. I don't think much of working on 'hays.' We would suggest a cushioned seat in some war office with a fan to keep cool and sherry cobbler or negus on the sideboard in unlimited quantities as about his size."

PERSONALS.

W. S. Stevens, located on Isotta creek, is said up from injuries to the left leg received through the slipping of a loaded sled on a side hill trail.

Dr. Good has decided at last to remain in Dawson. It is probably his large and growing practice may have been the inducement which decided him not to go out as was planned.

M. L. Foley, representing the Klondike Yukon Pioneer was at Selkirk, in the city a few days on business associated with the offices of Commissioner Ogilvie and the crown timber agent.

Messrs. the Rosenthal and Samuel Pond, two young gentlemen, well known to the older residents, returned to Dawson Saturday from a trip to the outside, having left Seattle on December 31. The first named is directly from London and is in charge of important business interests. In answer to a request, for outside news, he stated that he had looked over the papers since his return and finds that the NUGGET has kept its readers well posted to date on the important happenings.

Official Temperatures.

The temperatures for the week ending, Wednesday, February 8th, show great moderation with a quick fall of 18 degrees on Sunday night:

	Lowest	Highest	Wind Miles per hour.
Thursday	-15.8	1.2	0.8
Friday	-4.2	4.6	0.7
Saturday	-1.0	6.0	0.4
Sunday	-15.2	6.0	1.8
Monday	-18.2	-6.4	0.8
Tuesday	-26.6	-	0.2
Wednesday	-22.7	-1.0	0.2

WHAT THE "PUGS" ARE DOING.

A Satisfactory Set-to Between Local Middleweights.

Cooper Strong and Floore Scientific Moore Cleverly Avoids the Knockout Until the 13th Round.

Tuesday night saw the set-to between Monte Carlo between "Bibby" Cooper and "Prof" Sam Moore. It was an interesting contest as was evidenced by the loud applause and ended in a knockout by Moore in the 13th round. However, the knockout was as much the result of exhaustion as of concussion for Sam was weak from the first round. Donaldson refereed the affair very satisfactorily to all and Curley Munroe was official timekeeper. Sam Barber, with two aides, recorded Moore and Dick Agnew with two assistants did as much for Cooper.

Round 1. The two men met quickly and Cooper commenced to force the fight fast and furious. The difference in the two men was at once particularly noticeable. Cooper was some 10 pounds the heavier, shapely built, muscles in bunches and full chested, Moore was hollow chested and rather stoop shouldered but otherwise in good shape. The very first exchanges showed Cooper strong with Moore on the defensive. Cooper led left and ran into a left jab in the face which held him a distance, and left his right ineffectual. This was repeated several times until the elated flowed freely, Moore retreating all the time and flitting the floor twice.

Round 2. This was again Cooper's round and only for Moore's clever dodging of those vigorous swings it would have been all day with him. Moore's constant jabs on the jaw and face only made Cooper smile. Cooper's rushes were fruitless, as when he had Sam all dizzy he could not reach him. Sam landed his right three times in quick succession but only angered his lusty opponent. Cooper finished the round by bounding Sam to the ground with right and left swings and eight was counted before he rose. Both men were getting weaker with Sam in evident distress.

3. Still Cooper's fight but Sam made a better showing though very weak. The applause was deafening. Sam saved himself frequently by ducking and once by dropping to his knee. Cooper still following him up right and left with Moore landing left jab and right swings without effect.

4. Cooper's rapid pace began to fall and his blows are not nearly so powerful.

5. Sam is clearly the favorite. Cooper curls himself with each charge and when Moore avoids him by sidestepping Cooper beats the air and goes belly on over the ropes.

6. Very interesting. Cooper's reaching a little and Sam gets in his left jabs and right swings on body and neck without much injury.

7. Cooper is evidently tough as a nut and his face shows nothing beyond a swollen lip.

8. Mutual exchanges, with Cooper once in a while delivering a vicious knockout blow to the air.

9. Cooper forces again. Moore goes to the ropes but cleverly avoids disasterous punishment by ducking and sidestepping.

The tenth round was Cooper's.

11. This was Sam's round. He delivered a fair, square, straight arm right on the jaw which for an instant weakened his opponent, but did not follow it up.

12. Cooper has evidently been coached to rush and land right and left on the jaw but too far back.

13th and last. Cooper rushes and meets a left jab. Lands a right under the left arm. In a mixup Sam gets the best of it for the first time but this does not deter Cooper. Right and left he follows him up and at last Sam receives a right swing on the jaw and he falls down. His exhaustion and weakness prevent him recovering rapidly and notwithstanding the encouraging cries of his seconds to "Get up Sam, get up," he was counted out and carried to his corner.

The bout throughout was thoroughly interesting as the spectators all agree, and Cooper at once accepted the challenge of Harry Lamont to fight on the 17th at the same place for a purse of \$1000 and a side bet of \$500 apiece.

Right to Close Creeks.

Another stamped to Dominion took place on Tuesday and the stampede are expected in tomorrow. The time the run was to a point between 92 and 94 below and is intended to secure ground being vacant when the creek was closed by Commissioner Walsh last year. The stampede holders that the gold commissioner has no right to withdraw the public domain from the miners in such a way and if they are denied the right to record they propose to bring a contest.

Mail Mail

Late Tuesday afternoon a mail arrived from the outside and much of it was stamped as late as January 13. There were eight sacks and much of it American mail. Just before the arrival of this mail there had arrived a sled from down the river, some of it as far as St. Michael. Of the sled load there are two sacks for the outside, the balance to be distributed here.

It is calculated that all will be ready for delivery upon the opening of the office on Saturday morning.

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