

FOUR MONTHS

Is the Time Jack Merchant Will Serve for Using a Knife on Chas. Coffey.

HE WAS SENTENCED THIS MORNING

Must Also Pay a Fine of \$100 or Serve Four Months Longer.

OTHER POLICE COURT NOTES

Drunk Disposed of Hurriedly—\$20 for Smashing a Man—Holloway Out of Jail.

(From Monday's Daily.)

In the police court this morning Jack Merchant, who was tried on Saturday on the charge of stabbing Chas. M. Coffey on the 19th of April, was up for sentence, the prisoner having plead guilty to the charge of aggravated assault. Merchant's attorney asked that, before sentence be passed, he be permitted to submit evidence as to his client's previous character; the request was granted and Judge Morford was sworn and testified that he had known Merchant in the state of Washington for a number of years where he (Merchant) had been in the employ of Ben Snipes, the well-known Yakima and Walla Walla banker, and that he had always been a trustworthy young man, and had borne a most excellent reputation. In passing sentence the court stated that, owing to the fact that both parties to the affray had been drinking at the time it occurred, and to the fact of the prisoner's having had a previous good reputation the sentence would not be the full limit; but that the fact of the prisoner's having drawn and used a knife in a manner which might have resulted very seriously could not be overlooked. Merchant was, therefore, sentenced to hard labor for a period of four months, and to pay a fine of \$100, and in default of the payment of the fine to continue at hard labor for four additional months. Merchant's attorney said "thank you," and Merchant was taken by Constable Stutz to the guard room to be prepared for beginning the fulfillment of the court order.

Having disposed of the above case, Superintendent Primrose vacated the magistrate's chair which was immediately occupied by Capt. Scarth, whose first case was that of Wm. King, charged with having committed an assault upon James Barnes on the corner by the Bank saloon Saturday afternoon. Attorney Burritt appeared for King who plead guilty to assault. As the assault appeared to have been wholly unprovoked, a fine of \$20 and costs was imposed.

Court—"James Ross" James Ross stood up and walked forward.

Court—"Your are charged with being drunk; guilty or not guilty?"

James Ross—"Guilty."

Court—"Ten dollars and costs." Time 21 1/2 seconds.

Yesterday was the first day of the week commonly called Sunday, and there is a statute which forbids the discharge of firearms on that day. But wholly oblivious to the statute, James Rodegin, while sweeping down the broad bosom of the Yukon in a small boat, discharged a firearm several times in front of the barracks—bearded the lion in his den, so to speak. This morning James, who is not a lawless appearing man by any means, plead ignorance of the existence of the law he had violated. A fine of \$2 and costs was imposed.

Dave Taylor, who occupied the boat with Rodegin, disclaimed having done any shooting; his case was dismissed.

Canuit Haugan was in court to have a warrant issued for the despoiler of his face, which was badly battered, which despoiling he says was done Saturday on hillside claim 28 on Eldorado by Chas. Eckman.

A. F. Holloway, of whom mention was made Saturday as being held in the sum of \$2000 on the charge of having stolen \$135 from A. P. Landon, has fur-

nished the required bond and is basking in the sunshine of heaven.

The Ottawa Benefit.
The benefit entertainment given at the Palace Grand last night in aid of the Ottawa and Hull sufferers was an unqualified success in every detail. There was not a vacant seat in the house, and even the standing room was nearly all occupied.

The entertainment varied somewhat from the staid rule heretofore followed in the presentation of Sunday night's amusement in that it was not so "straight laced." But it was not of the order offensive to even the most refined, and the best element of Dawson society was out en masse and enjoyed to the fullest extent every number on the program. It is doubtful if any entertainment ever presented in Dawson met more fully the approval of an audience than did this one.

At 8:45 o'clock the curtain rose on the initial feature of the following program:

- March, "Post Despatch"..... Sousa Orchestra.
- "A Tip on the Races," Introducing Miss Blossom's latest success "Please, Mr. Santa Claus, Don't Forget Me," with obligato in pantomime..... Miss Blossom and Mr. Bordman.
- Overture, "Poet and Peasant"..... Snippe Orchestra.
- Vocal solo, "Serenade" (violin obligato)..... Miss Marian Tracie.
- Swedish Wedding March..... Soderman Orchestra.
- Just imported from the outside for this event..... Ben Davis Military Drill..... Members Yukon Field Force.
- Under Direction of Sergt. Davis.
- Vocal solo, "Dear Heart"..... Titto Mattel.
- Sketch, "Our Uncle," introducing their cleverest acts..... O'Brien, Jennings and O'Brien.
- Hunting Scene..... Bucalossi Orchestra.
- "God Save the Queen".....

At the conclusion of the first part of the program Mrs. Capt. Wood appeared on the stage and conducted a raffle of a steamer ticket to the outside by the upper river, the ticket having been donated by the Canadian Development Company and on which chances were sold by Mrs. Wood, the money received being turned into the benefit fund. The raffle elicited much interest and resulted in Commissioner Ogilvie being the winner of the ticket. The announcement was greeted with loud applause.

The various persons whose names appear in the list of performers each and all acquitted themselves with great credit. The various committees are to be congratulated on the eminent success with which their efforts were crowned and for the goodly amount realized for the benefit of the sufferers from fire.

Those in charge of the affair are as follows:

Executive committee—Commissioner Ogilvie, W. H. Heron chairman, H. T. Wills, treasurer, Mr. Lindsay, Thomas Mahoney, Mr. Delaney, J. B. Wood, Dr. Yeamans, H. TeRoller, F. W. Zimmerman, Major Hemming, Capt. Starnes, E. A. Mizner, E. C. Senkler, H. G. Steele, G. M. Allen, L. R. Radcliffe, James M. Wilson, W. C. Young secretary.

Creek committee—Dominion, Joe Barrett, Dick Butler; Gold Run, J. A. Chute; Hunker, C. Geo. Johansson, Dr. Bonner; Eldorado, Henry Berry; Upder Bonanza, E. J. Ward; Forks and Lower Bonanza, Ed. Sullivan; Sulphur, Matheson Brothers.

Subscription committee—James M. Wilson, E. C. Senkler, Thos. Mahoney. Entertainment committee—F. W. Zimmerman, G. M. Allen, H. G. Steele, L. R. Radcliffe, W. C. Young. E. A. Mizner, stage manager.

The net proceeds of the entertainment are not yet known, but the amount is large and will greatly swell the total of Dawson's contributions to the sufferers from the fire.

Effort to Liquidate.
An effort is being made by the committee of the Miners' Association to help pay the debt of the association, which has been defrayed by Dr. McDougall, as it is felt to be unfair that Dr. McDougall should be allowed to pay a debt for which all the members of the association are equally responsible. Col. McGregor, Capt. Jack Crawford, Messrs. P. R. Ritchie, J. Walsh and Geo. Brimston have been authorized to receive subscriptions and will be pleased to receipt for the same.

Agriculture and Grazing.
Within the past few days many gardens and flower beds have been made in and around Dawson, and the prospects are that in a short time our people will have the opportunity of reveling in fresh garden "sassa" at so much per revel. On all sides the green grass is shooting up with amazing rapidity, and the sad-eyed horses and mules which are not able to pay for their keep and have been turned out to rustle for themselves can now find all they want to eat. Added to these reminders that spring is fully here is the fact that hundreds of little birds are heard singing "willow, tit willow" all through the bright days.

Special Power of Attorney forms for sale at the Nugget office.

REFUSE TO ACT

Regarding the Resolution Which Requests the Removal of Gov. Ogilvie.

CHAIRMAN INSTRUCTS SECRETARY

To Withhold the Memorial From Authorities at Ottawa.

FUNDS NOT APPROPRIATED

By Citizens' Committee to Defray Expenses of Telegram—Reasons for Action.

At the recent mass meeting of British subjects a resolution was passed which requests the government at Ottawa to recall Gov. Ogilvie, and the citizens' committee was instructed to telegraph the memorial to the speaker of the house of commons for presentation to the proper authorities.

It is not likely, however, that the resolution will be dispatched to the representatives of the federal government. Col. MacGregor, who was chairman of the public meeting and who is also chairman of the committee, has advised Secretary Joseph A. Clarke to refrain from telegraphing to Ottawa the resolution which demands the removal of Gov. Ogilvie, and the citizens' committee refuses to appropriate any funds for defraying telegraphic expenses.

The text of Col. MacGregor's order to Secretary Clarke is as follows:

"In view of the fact that the resolution asking for Mr. Ogilvie's recall was so poorly supported, I advise and instruct you not to forward the said resolution to Ottawa by telegraph."

The resolution, which was adopted by the committee, in reference to the matter, reads as follows:

"That we approve the action of the secretary in sending forward the resolution for representation with the promptness with which he did. That on account of the doubtful approval of the Ogilvie resolutions, and the fact that it does not concern the prime object for which this committee was appointed, and that it might antagonize our efforts to secure representation, we feel that we should not use the committee's funds to forward the resolution by telegraph."

Col. MacGregor, when questioned concerning the action which he had taken, replied:

"The citizens' committee was appointed for the purpose of taking steps to obtain representation in the Yukon council and the Dominion house. The committee rented the Palace Grand theater and called the mass meeting for the purpose of submitting to the people its report and to receive suggestions for future action in the matter. The vote on the Ogilvie resolution was taken by the raising of hands; and this method did not manifest a fair expression of opinion. The resolution passed by a small majority, and I consider that if this memorial were forwarded, such action would be detrimental to the movement for representation, which is the prime object for which the committee was appointed. Immediately upon receipt of the resolution, the authorities, with whom we have to deal, would be antagonistic to our interests. I did not consider that in forwarding the resolution I would be doing justice to the cause for which the citizens' committee was appointed and for which the mass meeting was called."

Secretary Clarke said: "I am simply acting under the instructions which I have received from Col. MacGregor, the chairman of the meeting and committee. I do not care to express an opinion respecting this disposition of the Ogilvie resolution."

Mr. C. M. Woodworth, a member of the citizens' committee, answered: "At a meeting of the committee last Saturday evening, we concluded that we had been appointed for the sole purpose of securing representation. The funds, which are in our possession, are to be expended for defraying such expenses as are incurred in the movement for

representation. After careful consideration, the committee determined that the Ogilvie resolution did not affect the main purpose which we are endeavoring to accomplish, and therefore, we declined to go to any expense in forwarding the memorial to Ottawa."

Territorial Court.

Today the time of Justice Dugas is engaged in hearing the arguments of counsel on motions and applications.

In Martel vs. the Empire Transportation Company, an application was submitted requesting that a day be fixed for arguing the motion which has been made in the case.

The motion in Hawkins vs. Wright was enlarged till Friday.

In Doig vs. the Anglo-French Syndicate, the argument on the motion for foreclosure has been postponed till Friday.

The order for the receiver in McKenzie vs. Davidson is to be continued till further notice.

A motion for judgment has been made in McCausless vs. the Parsons Produce Company.

In the Bank of British North America vs. the Parsons Produce Company, the motion has been continued until Saturday.

River Accidents.

On Saturday evening, William Brown arrived in the city from a wood camp about 18 miles below here. He reports that at noon, he witnessed an accident which resulted fatally to a man who was journeying down the river in a Peterborough canoe. The boat and its occupant were caught in a jam of ice, and both were drawn under the surface. No description of the unfortunate individual can be obtained, as Mr. Brown was not close enough to distinguish the features of the man, who experienced the disaster.

It is said that a large scow, loaded with horses and provisions, was lost opposite the mouth of Twelvemile creek yesterday morning. The outfit became involved in an ice jam. The men who were in the boat, escaped without difficulty, but they were unable to save anything aboard of the scow.

Wholesale Drowning Reported.

Moosehide Silas, who is in town today, says that six men were drowned from one boat in an ice jam 12 miles down the Yukon yesterday morning, according to a story brought to Moosehide last night by another Indian. Silas says the boat ran into an ice jam and that before the inmates could get away a heavy mass of ice swept down upon them, smashing their boat and throwing the men out into the water by which they were swept under the ice, where they were drowned.

It is believed here that either Silas or his informant is romancing, and that their story originated from another reported drowning of one man down the river, an account of which appears elsewhere in this paper.

A Nugget in Litigation.

The 77-ounce nugget which was found Wednesday, May 2d, on the Agnew claim, which is located on Cheechako Hill is now in litigation. J. C. Blick, the owner of the ground, is suing to recover possession of the specimen from E. E. Staple and G. C. Small, who have a 40 per cent lay on the property and who discovered this nugget, which is worth the sum of \$1232, according to the value of gold dust at \$16 per ounce. Mr. Blick, the plaintiff, contends that he is entitled to all the gold, which is extracted from his claim, upon the payment to the laymen of their share of 40 per cent. The defendants, who are the laymen, assert that they are entitled to the nugget, providing they give to the plaintiff 60 per cent of its value. Pending the settlement of the legal controversy, Sheriff Eilbeck has been appointed receiver to take charge of the nugget.

Gold Commissioner's Court.

The case of Pierce et al. vs. Heath et al., which affects the hillside, left limit, opposite No. 6 above discovery on Last Chance, was tried by Commissioner Senkler on Saturday. The decision has been reserved.

Today the action of D. W. Cullen and H. G. Blackman, plaintiffs, vs. the Yukon Corporation, Ltd., defendants, is being heard. The issue involves a boundary dispute between No. 40 Eldorado and the adjoining hillside on the left limit.

On the Water Front.

Lancaster & Calderhead have almost completed their dock building at their location on the water front. The building will be used for the transaction of all business pertaining to the transportation interests of the firm.

Steamer Reported.

Just as we go to press a report is current that a steamer passed Sixty mile at 2 o'clock this afternoon bound this way. It is probably the Clisset which has been expected for several days.

BONANZA DUMPS

Are Being Washed Away By High Waters, Which Form Raging Torrents.

CABIN CARRIED OFF CLAIM NO. 11

Nearly All of Dump on 11 Below Washed Away.

HORSE DROWNED AT NO. 9.

Estimated Damage to Flumes and Sluice Boxes, \$100,000—Foot Bridges Gone.

Yesterday afternoon and last night there was more water in Bonanza creek than ever before known. C. N. Bell, the Nugget carrier to the Forks, came down this forenoon and found the trip on almost impossible one, as nearly all the foot bridges have been washed away. A log cabin on 30 was undermined by the current and carried down stream. Yesterday evening a man fell into the creek at 57, and was only rescued from being carried away by the heroic efforts of some companions. Many of the dumps between 8 and 20 were badly broken into by the rushing water and large parts of them were carried away, nearly all of No. 11 being gone this morning. Further down the river in the 50's many dumps are reported to have nearly all been washed out. Some time yesterday a horse fell into the stream at No. 9 and was carried off by feet and drowned. A number of sluice boxes and flumes were carried away last night and, aside from the loss of many dumps the other damage is estimated to be upwards of \$100,000.

The water was the highest at midnight, but had receded very little when Mr. Bell came over the trail this forenoon. He says it is absolutely dangerous to venture to perform the journey between Dawson and the Forks until the water goes down as many places the trail is undermined by the rushing torrent, and there is no telling at what moment a cave-in will occur. For horseback travel the creek trail is not now possible, nor will it be for some days to come.

Something New.

"Anything new, Scratchard?" inquired the publisher as he toyed with his diamond studded seal.

"Yes," said the author eagerly as he drew a bulky wad of manuscript from a much soiled newspaper. "I've got an original story here that is simply great."

"What's great about it?"

"The dialect. It's Boer."

The publisher slightly started.

"That seems like a good thing," he said. "Let's hear a little of it."

The author moistened his lips, unfolded the manuscript and began:

"The bronzed young Uitlander paused beside the spruit, which was now little more than a dusty sluit. He had come through the krantz, and over the neck, and along the port, and past the kopje, and straight across the level veldt, and he was tired. Raising his bottle of dop to his lips, he was disappointed to find it was empty. He filled the flask at the loutern in the kloof, close to the drift, and, moistening a little biltong, ate eagerly. 'I wish I had some meaties,' he muttered, 'but I can't expect it until I reach the next kraal. Even then I doubt the wisdom of showing myself. I feel pretty sure that the zaps were put on my track as soon as the voolperper recognized me.'"

The great publisher waved his hand. "Splendid!" he cried. "That's just what we've been looking for. We'll have it on the book stands in ten days. Can you fill a sequel with some more of the same sort?"

And the happy author said he thought he could.—Cleveland Plain Dealer.

Broke His Arm.

During a scuffle yesterday in which Jeweler Brown and another man were testing their relative strength, the former had the misfortune to break his right arm.

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