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APPEAL DENIED

Alex. McKenzie Turned Down by United States Supreme Court

MUST SERVE ONE YEAR IN JAIL

As Sentenced by United States Court of Appeals.

DEATH DEALING TORNADO

Sweeps Over Alabama and Georgia—Heavy Storms and Floods in the South.

[From Monday and Tuesday's Daily.] Washington, March 26, via Skagway, April 1.—The supreme court has denied the application of Alex McKenzie, late receiver of valuable Nome claims under Judge Noyes, to file a petition for a writ of habeas corpus releasing him from imprisonment at San Francisco. In denying the application the supreme court says: "We hold that the circuit court of appeals had jurisdiction in the premises and was clothed with power to pass on all questions in respect to means taken to enforce its orders. We do not feel called upon to reverse its conclusions or to grant this application."

(The above ruling by the U. S. supreme court leaves Alexander McKenzie no other alternative than to serve the one year's sentence imposed upon him by the California court of appeals.)

Alabama Tornado.

Birmingham, Ala., March 25, via Skagway, April 1.—A fearful tornado from a funnel-shaped cloud swept over this city today. Twenty-five persons were killed outright and scores of others injured. The loss to property in this city alone is over a quarter of a million dollars. Several nearby towns were destroyed.

Storm in Georgia.

Buena Vista, Ga., March 25, via Skagway, April 1.—Many people were killed by a tornado which visited this town today. Twenty cabins and many residences were destroyed. Heavy storms prevail all over the south; railroad tracks are being washed away and much damage done to property.

Territorial Court.

The territorial courts resumed business this morning after a week's vacation. Before taking up the criminal cases Justice Dugas rendered decisions in the case of Criterion vs. Lynch, dismissing the case with costs. In the case of Burns vs. Atkinson judgment was given for plaintiff.

Madame Renio was called to the prisoner's box and charged with being engaged in the practice of witchcraft, sorcery and other black arts by means of which she is said to obtain her living other than in accordance with the law which says, "By the sweat of thy face shalt thou eat bread." She pleaded not guilty to the charge and as the crown had no evidence to offer, she was dismissed.

John Langeon charged with stealing \$62.50 from a roadhouse at Gold Run pleaded guilty and was given four months at hard labor and instructed to leave the country at the expiration of his term.

Howard Morgan was also called on the same charge, but as there was no evidence against him, his case was dismissed.

Gilbert Sherwood charged with stealing six spruce boards valued at \$15 from John McCloud's tent pleaded not guilty, but the evidence as produced by the crown was so conclusive that the justice found him guilty and sentenced him to one month at hard labor.

Justice Craig sat in chambers this morning and a large number of motions for trial were heard by him.

ROYALTY REDUCED.

Official News Has Been Received That the Tax Has Been Cut Down to Five Per Cent.

From Monday and Tuesday's Daily.

The great news has received official confirmation. The royalty has been reduced to 5 per cent. This news came in private advices a week or more ago but today official stamp has been placed upon it. The following telegram was received by Gold Commissioner Senkler yesterday:—

Ottawa, Ont., March 27,
Via. Bennett B. C., March 31, 1901.

To E. C. Senkler,
Gold Commissioner, Dawson.

Five per cent. royalty to be collected on output of gold after the 17th of April.

This news while coming on the 1st of April is no fool's joke and will be hailed with joy by everyone in the territory whether directly or indirectly connected with mining.

Mr. Pattullo was asked what interpretation the commissioner was going to put on it with regard to the dirt now on the dumps and in reply said: "In 1898 when the royalty was first assessed nearly every claim owner from whom royalty was collected filed a protest with the government asking for a rebate on the ground that their claims had been renewed prior to the issuing of the order. Their protests were heard and in cases where the claims had actually been renewed prior to the enforcing of the tax the rebate will be granted."

"Taking that fact as a precedent, it is evident from a letter received from Ottawa in regard to one of the cases in volved where this question was raised that it is the evident intention of the authorities to collect the ten per cent on all the claims renewed before the new order goes into effect, which would apply to nearly all the ground now being worked."

"Mr. Senkler has taken a different view of the matter, however, and has issued instructions to collect the five per cent on the entire output allowing no exemption, and irrespective of the date of renewals. A wire has been sent to Ottawa for a more complete interpretation of the telegram and no doubt an answer will be received before the order goes into effect."

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UNCLE SAM STANDS PAT

Will Not Interfere Between Chinese and Russians.

Washington, March 26, via Skagway, April 1.—The United States has positively declined to enter a protest against the seizure of Manchuria by the Russians although approached by the other powers to do so, but she has again warned China that no treaty made with any one nation will be recognized. The time for signing the Manchuria treaty ends today and at 6 o'clock this evening it is still unsigned. China is imploring for an extension of time and Russia stubbornly refusing.

They Do Say—

That the stampede to the Anderson and McRae & Williams concessions got a wrong hunch.

That Harry Hershberg's guessing contest on the opening of the river is assuming large proportions.

That H. H. Honnen is doing an immense freighting business these days.

That the entertainment being prepared by the Arctic Brotherhood is going to be the best ever given in Dawson.

That the iceberg growing on the hill is a curiosity.

That there will be a building boom in Dawson this summer.

That more gold will be taken from the mines this year than ever before.

That the wind yesterday blew up the river.

That the law which prevents a man doing wrong makes it easier for him to do right.

That every man who attends the smoker at the public library tonight is assured a fine time.

That the cold snap we have had the last two days will give the freighters a chance to use their sleds a little longer. That the stages to Grand Forks are drawn by four horses attached to them now instead of two.

That the Ottawa government played the citizens of the Yukon a great April fool's joke by reducing the royalty on the placer output to five per cent.

That owing to the strong north wind today the practical jokers have not been very much in evidence.

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AGUINALDO CAPTURED

Daring Project of General Funston Successful.

Manila, March 28, via Skagway, April 1.—Gen. Frederick Funston's daring project to capture Aguinaldo who was in hiding on Abella Island, Luzon, was entirely successful. He was captured on the 23d instant and brought safely to this place today on a gunboat.

The plan worked by Funston was this: A former official under Aguinaldo betrayed his hiding place to Funston who arranged with the natives to pretend to capture Funston and his guard and march them to the interior to turn them over to Aguinaldo as prisoners. The plan worked and when the supposed prisoners had reached the outlaw's camp and were to be turned over to him they suddenly revealed their hidden arms, assaulted Aguinaldo and his force and after a short but sharp engagement captured the daring leader who for two years past has been the cause of the guerrilla warfare in the Philippines.

Funston's daring project so successfully carried out is destined to be recorded as one of the most brilliant and heroic measures of the entire American-Spanish war.

Bear Creek O. K.

In the murky past Bear creek has not been considered of much account, but from late developments it looks as though it is destined to yet attain an enviable reputation as a gold producer. On Tom Chisholm's claim, 21 above, last Friday a workman who was sinking a shaft struck the pay streak only three feet below the surface and from three pans of dirt, washed out \$1.75 among which was a 40-cent nugget. The prospector, when he discovered what he had found, rushed off to Dawson with the gold to inform Chisholm of his good fortune, returning to the claim Saturday. Chisholm is convinced that he has a good thing and is making immediate arrangements for extensive work.

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

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FOR HIS NEW POST.

Commissioner J. H. Ross Leaves Skagway Today.

Skagway, April 1.—J. H. Ross, new commissioner for the Yukon, arrived here yesterday evening and left on today's train for Whitehorse en route to Dawson. He is accompanied by F. E. Conglon from Halifax who goes to Dawson to fill the position of legal adviser to the Yukon council vice W. H. P. Clement, resigned. McKinnon, formerly mentioned as going to Dawson to be chief of police, is also a member of the commissioner's party. Instead of being chief of police he will be a chief of the license bureau with a staff to enforce the new liquor laws and look out for violations of the same.

Late arrivals from Dawson say the upper end of the river trail is in bad shape and all predict early navigation.

Whitehorse is crowded to its utmost capacity and many people now there are unable to secure beds. Freight is also piling up there very rapidly.

White Man Lynched.

Chicago, March 30.—A dispatch to the Record from Carthage, N. C., says: L. J. Jones, Dr. M. E. Street, David Andrews and William Harding, well known citizens of Eastern North Carolina, were arrested last night and lodged in jail charged with being responsible for the horrible death of Silas Martindale.

The jail of Moore county was broken in yesterday by a mob of 50 men, who secured Martindale—confined on a charge of assault—and hanged him to a tree. The jailer was forced to give up the keys of the cell. Martindale was hanged just outside the corporate limit. He was choked to death, and from indications about the scene it is supposed the lynchers raised and lowered him many times in order to extort a confession.

Martindale was said to have attacked Mrs. Brewer, a school teacher, living near Carthage. Mrs. Brewer informed her husband of the attack and he soon gathered a mob.

This is the first time in 50 years that a white man has met death at the hands of a mob in North Carolina.

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GOULD'S SCHEME

To Combine Three Hundred Million Dollars' Worth of Wealth

PROGRESSES WITH GENERAL SANCTION

Dynamite Discovered Under Palace of the Czar.

BOLD BANK ROBBERY IN OHIO

Jeffries and Ruhlin Matched—Brazilians Threatened With Revolution—African War News.

From Monday and Tuesday's Daily.

New York, March 26, via Skagway, April 1.—George Gould's scheme to combine three hundred million dollars' worth of railroads is progressing and is approved by Morgan, Rockefeller, the Harriman syndicate and other capitalists. The unification of the roads will be under the management of the Missouri Pacific. The names of the roads entering the combine have not as yet been made public.

Czar May be Dynamited.

London, March 26, via Skagway, April 1.—A mine filled with dynamite has been discovered under the czar's palace 17 miles south of St. Petersburg. Several notables are interested in the plot. The czar is said to be very nervous.

Ohio Bank Robbed.

Columbus, Ohio, March 26, via Skagway, April 1.—Seven men robbed a bank at Somerset of \$5000 in cash and securities amounting to \$30,000. The safe was blown open with dynamite, the explosion arousing several citizens who came out and fired at the burglars, but the latter stole teams and escaped.

(Somerset is a little mining town 40 miles south of Newark on the Stratsville division of the Baltimore & Ohio road. Previous to the civil war it was the home of General Phil Sheridan.)

Jeffries and Ruhlin Matched.

San Francisco, March 26, via Skagway, April 1.—Arrangements have been completed whereby Jeffries and Ruhlin will fight for the championship in this city on July 1st. The National Sporting Club has offered the principals 50 per cent of the gate receipts.

Trouble in Brazil.

New York, March 26, via Skagway, April 1.—A dispatch to the Herald from Brazil says that country is threatened with a revolution. Admiral Melo is under arrest. The purpose of the conspirators was to give a signal for a general outbreak when the president would be assassinated and during the consequent excitement the monarchists were to take possession of the city and government. Great excitement prevails.

War Is Resumed.

London, March 26, via Skagway, April 1.—Active fighting in South Africa has followed the failure of Kitchener and Botha to arrive at a truce, and war correspondents say there is now no doubt but that it will be several months before Boer resistance will be crushed.

Lewis Neilson has been made secretary of the Pennsylvania railroad, taking the place of the late J. C. Sigler. Mr. Neilson was formerly assistant secretary.

Emperor William has officially conferred the honorary doctorate recently conferred upon United States Ambassador White by the Berlin Academy of Science.