FINALE OF STABBING CASE

Court Says Wingfeld Had Considerable Provocation,

But Was Not Justified in Using a Knife.—His Assailants on Trial This Afternoon.

The balance of the evidence in the Wingeld stab'ing case was heard Saturday afternoon before Magistrate Scarth. Wingfield's story differed very materially from that of Gleason's and Longbery's. Wingfield said that at shortly after 12 o'clock on Saturday the 29th of June, four men in an intoxicated condition had come into the Regina hotel and taking seats in the wine room had called for drinks; he had informed them that the saloon was closed as it was after 12 o'clock and that they could not get any drinks. Then one of them had said "Let's go into room No. 4; that is my room," to which Wingfield had replied that room No. 4 was occupied by ano her party and therefore could not be his. They had then all left the wine room and went into room No. 5, which was vacant. While in the room they had made so much noise and were using such indecent language that he had been sent to request them to leave the house. When told they would have to leave they began to abuse him and had said that he had queered them from getting a drink and at the same time Gleason had caught hold of him and tried to hit him. He threw off Gleason's hold and ran out of the door and across the street with Gleason following closely behind him Reaching down he picked up a stick and as he held it up to defend himself Gleason ran into it and stuck him over the eye. He then made his escape from the crowd and did not go back to the hotel for nearly an hour so as to give them plenty of time to get away.

He returned to the hotel in about three-quarters of an hour and found the gang in front of the hotel door. As soon as they caught sight of him they cried out "There is the Dutch ——— ———. Let's kill him," and with that Gleason made a run for him.

He turned and ran and at the same time pulled out his pocket knife and warned Gleason to keep away from him. Gleason still came after him and believing his life to be in imminent danger, as Gleason is a much larger man and was supported by three companions, he had defended himself with his knife and in the scuffle Gleason had been cut. He had then run up town calling for help, with the mob after him. They had caught him in front of the Reception saloon and while one of them held him another had beaten him and then had him arrested.

Several other witnesses were examined by the defense and while they did not see the affair from the beginning had witnessed the second attach in front of the Regina and substantiated Wingfield's account of it.

In summig up the caes the magistrate said, "The story of Gleason to the effect that Wingfield, without any provocation, should deliberately insult, club and afterwards knife him looked preposterous. The evidence clearly showed that Gleason and his party had been the aggressors from the start and that Wingfield in running out of the hotel and afterwards going away for nearly an hour clearly showed that he tried to avoid trouble.

"There is no doubt," continued the magistrate, speaking to Wingfield, "that you acted under great provocation, but you must understand that this knifing business cannot be tolerated in this country, so that I cannot let you go altogether free and will impose a fine on you."

Speaking in behalf of Wingfield Attorney Ridley stated that inasmuch as the provocation had all come from he other parties and that Wingfield had reasonably been in fear of his life and had only drawn the knife as a last resort, and as the men were violaters the law from the start he asked tha the prisoner be dismissed. Sentence was suspended until 2 o'clock this afternoon at which time the other cases arising from the same affair will be heard.

A Hot Sport.

Lacrosse enthusiasts will have an opportunity this evening of witnessing the play of the champion of British Columbia. Mr. E. A. Quigley, purser of the Selkirk, enjoys that distinction, and as his boat does not leave until tomorrow he will play this evening in a practice game with some of his old friends. Mr. Quigley wears a handsome medal won in a championship contest and also a valuable watch and chain presented him by admirers for his clever work.

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The undersigned firms of Mining and Real Estate Brokers beg to announce to the public that they have formed an association to be known as "THE YUKON MINE & REAL ESTATE EXCHANGE;" the object of the said association being the disposal of mining claims, both placer and quartz, mining machinery and real estate by

Public Auction at Exchange Building

The ground floor of this building on First avenue has been secured for the purpose of holding the sales, which will be held every Saturday afternoon at 2 o'clock.

A list of claims to be sold will be posted in the Exchange and copies of such list will be distributed on all the creeks in ample time before the holding of each sale.

The first sale will be held on **Saturday, July 6th at 2 p. m.**

PROPERTIES MAY BE LISTED WITH ANY OF THE UNDERSIGNED FIRMS

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N. F. HAGEL, Q. C., Barrister, Notary, etc., over McLennan, McFeely & Co., hardware store, First avenue.

WADE & AIKMAN—Advocates, Notaries, etc. Offices, A. C. Office Building.

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J. B. TYRRELL—Mining Engineer—Mines laid out or managed. Properties valued. Mission St., ndxt door to public school, and 44 below discovery, Hunker Creek.

SOCIETIES.

THE REGULAR COMMUNICATION of Yukon Lodge, (U. D.) A. F. & A. M., will be held at Masonic hall, Mission street, monthly, Thursday on or before full moon at 8:00 p m.
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Office - - A. C. Co. Building

In the Territorial Court of the Yukon Territory.

Between

ERNEST LEVIN, Plaintiff,

And

FRED TRUMP, PATRICK MARTIN and ANNIE MARTIN, Defendants.

To the Above Named Defendant, Fred Trump:

Take notice, that this action was on the 13th day of June, 1901, commenced against you, and that the plaintiff by his writ of summons claims: An accounting of all partnership business; partition or sale of said partnership business; such other and further relief as the nature of the case may require; costs of this action.

And take notice that the court has by order dated the 13th day of June, 1901, authorized service of the said writ of summons on you by the insertion of this notice for three weeks after the date of said order in the Nugget newspaper.

And further take notice that you are required within 40 days after the last insertion of this advertisement inclusive of the day of such insertion, to cause an appearance to be entered for you in the office of the clerk of this court, and that in default of your so doing the plaintiff may proceed with this action and judgment may be given against you in your absence.

W. L. PHELPS,
Advocate for Plaintiff,

Whose address for service is at the offices of Messrs. Woolworth & Black, rooms 3, 4 and 5 Victoria building, Dawson, Y. T. c7-6

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