

APPEALS MAY NOW BE HEARD

In Dawson Instead of at Ottawa as Formerly

Gold Commissioner May Appoint Receiver While Appeals are Pending—Will Facilitate Litigation.

From Wednesday's Daily
The following important order from Ottawa was received at the office of the gold commissioner here yesterday: At the Government House at Ottawa, the 18th day of March, 1901. His Excellency, the Governor General in Council:

The governor general in council is pleased to order, and it is hereby ordered that the regulations for the hearing and decision of disputes in relation to mining property in the Yukon territory established by the governor general in council on the 21st March, 1898, as amended by subsequent orders in council, so far as the same relate to the Yukon territory, shall be and the same are hereby cancelled; and that the regulations governing the hearing and decision of disputes in relation to mining lands in the Yukon territory, as set forth in an ordinance, P. C. No. 606 enacted by the governor general in council on the 18th day of March, 1901, shall be and the same are hereby substituted in lieu of the regulations hereinbefore mentioned.

(Signed) JOHN J. M'GEE,
Clerk of the Privy Council.
The Honorable the Minister of the Interior.

I hereby certify that the foregoing order in council was received in my office April 16th, was posted therein April 16th, and that the said order in council comes into force April 22nd, 1901.
J. LANGLOIS BELL,
Assistant Gold Commissioner.

At the Government House at Ottawa, the 18th day of March, 1901. His Excellency the Governor General in Council:

The governor general in council for the purpose of establishing regulations for the hearing and decision of disputes in relation to mining property in the Yukon territory, in virtue of the provisions of section 8 of "The Yukon Territory Act," as enacted by section 2 of chapter II of the act 62-63 Victoria, enacts as follows:

Ordinance governing the hearing and decision "of disputes in relation to mining lands in the Yukon territory."

1. The gold commissioner shall have jurisdiction to hear and determine judicially all matters in difference in regard to entries or mining claims under regulations or in any way relating to mining property or mining rights upon Dominion lands in the said territory; also to adjudicate any patent, lease or other instrument which purports to be or on behalf of the crown to grant or convey mining property or affecting such property to be void on the ground that the same was issued in error or improvidence or that the issue thereof was obtained through fraud.

2. Where necessary for the granting of relief in matters to which his jurisdiction extends the gold commissioner may grant an order in the nature of mandamus or injunction, and may order or decree the foreclosure or redemption of any mortgage or the specific performance, reformation, delivery up or cancellation of any agreement for sale or lease, or the appointment of a receiver, and generally he shall have in such matters all the powers of a judge of the territorial court.

3. The judgment of the gold commissioner in any action, matter or proceeding within his jurisdiction shall be final and conclusive upon all parties thereto unless appealed from as hereinafter provided, and may be enforced by execution or other process as applicable in like cases to judgments of the territorial court.

4. There shall be an appeal from any final judgment of the gold commissioner to the territorial court of which, for all purposes of and incident to such appeals, the gold commissioner shall be deemed to be a member having equal powers in all respects with the judges of the said court and sitting

with them upon the hearing of such appeal; provided, that if at any time hereafter a third judge of the territorial court is appointed to be a resident at Dawson city, the gold commissioner shall cease to be a member of the said court for the purposes of such appeals.

5. Notice of any such appeal shall be given within 20 days from the day upon which the judgment appealed from is signed, entered or pronounced, or within such further time as the gold commissioner or a judge of the territorial court may allow.

6. Where an appeal is taken from any judgment of the gold commissioner, he may in his discretion pending the appeal place a receiver in charge of the property in question in the cause or may permit the appellant to remain in possession upon giving security to the satisfaction of the gold commissioner for any damages which may accrue.

7. The appeal shall be heard upon the record of proceedings before the gold commissioner; provided, that the territorial court may upon special circumstances being shown make an order for the taking of further evidence.

8. Execution of the judgment of the gold commissioner shall not be stayed upon appeal except upon application to him and upon such terms as shall be just.

9. The judgment of the appeal court as constituted by section 4 hereof upon any such appeal shall be final and conclusive.

10. No jury shall be empanelled to try any such depending before the gold commissioner.

11. The judges of the territorial court and the gold commissioner or any two of them of whom the gold commissioner shall be one, may make general rules not inconsistent with this ordinance for regulating the practice and procedure in actions, matters and proceedings before the gold commissioner and upon appeals from his judgment and the fees and costs in connection therewith and with such appeals, and in the preparation of such general rules they shall have regard to the intention, hereby declared, that such practice and procedure shall be as summary expeditious and inexpensive as in their discretion reasonably may be.

12. Such general rules shall be laid before the governor general in council as soon as possible after the making thereof.

13. Until such general rules are made the practice and procedure and the fees and costs in connection therewith shall be regulated by those which obtain in the territorial court in similar cases.

14. Nothing herein contained shall in any way affect the jurisdiction of the minister of the interior in respect of any appeal now pending under the regulations hereby rescinded, but the minister in case such appeals have not been disposed of by him, may in his discretion, order such appeals to be transferred to the said appeal court to be disposed of by the said court in accordance with the foregoing provisions and as to appeals from any judgment or decision of the gold commissioner lawfully taken or perfected before the coming into force of this ordinance and not decided by the said minister all further proceedings may be had and taken under the provisions of this ordinance and the territorial court sitting with the gold commissioner as a court of appeal as aforesaid shall have jurisdiction to hear and determine such appeals in like manner as if the same had been duly taken and perfected after the coming into force of this ordinance and under the provisions thereof, and all such subsequent proceedings may be had and taken as in the case of ordinary appeals under this ordinance.

15. This ordinance shall come into force on the first of May, 1901.
(Signed) JOHN J. M'GEE,
Clerk of the Privy Council.

I hereby certify that the foregoing order in council was received in my office April 16th, was posted therein April 16.

J. LANGLOIS BELL,
Assistant Gold Commissioner.

Announcement.
The April issue of the Yukon Mining Journal and Record (which will appear next week) will contain some startling disclosures relating to the character of the ground covered by hydraulic concessions, expose the nature of the evidence upon which they were obtained and show the methods employed in taking out the gold.

Want an expressman? Ring up 197 for Hicks & Thompson. Special delivery in town. Stage and express to Hunker.

Mumm's, Pomerey or Perinet champagnes \$5 per bottle at the Regina Club hotel.

For a good dinner go to the McDonald Cafe.

We fit glasses. Pioneer drug store.

They are Determined.
New York, March 31.—Irene Kingsbury, 17 years old, has made a record by eloping twice with the same man. On January 23 she ran away with Henry Doran, a saloonkeeper of No. 125 High street, Brooklyn, and was married to him. Her guardian, William J. Doris, brought suit to have the marriage annulled, and the case was set down for trial yesterday before Justice Marean in the supreme court. Just before the calendar was called Mr. Doris rushed into the courtroom and announced that his ward had disappeared with Doran Thursday afternoon.

Miss Kingsbury's father, David L. Kingsbury, a business man of considerable means, died, when she was very young. Two years ago her mother, who lives in Illinois, sent her to Brooklyn to complete her education. She went to live with the family of J. Doris, a brother of John F. Doris, the theatrical manager.

Mr. Doris, as guardian, in his complaint alleges that Doran knew that Irene was only 17 years old and induced her to make a false statement to the clergyman as to her age. He also declares that the marriage was without the consent of her mother and asks to have it declared void.

Under the penal code a person who marries a girl under the age of 18 without the consent of her parents is guilty of abduction. As soon as Mr. Doris learned of the second elopement yesterday he went before Justice Steers in Brooklyn and asked for a warrant for Doran's arrest.

Aguinaldo's Spirit.
Manila, April 3.—Consetancia Probleto, daughter of the former chief of the Kalipunan society, who is president of the Woman's Peace League, was permitted to have a long interview with Aguinaldo. She reports having found him in a quandary, professedly desirous of peace, yet reluctant to abandon the idea of Filipino independence.

"He seemed unable to make up his mind regarding the oath of allegiance to the United States," she says, "because he had sworn eternal fealty to the Filipino flag and had been elected leader of the revolution. He showed a disinclination to assist in ending the insurrection, though he bowed somewhat to public sentiment. He wanted a conference in order to ascertain the wishes of the Filipino people and suggested that a convention consisting half of insurgents and half of pacificos should decide the matter."

"I told him that 90 per cent of the population were in favor of peace, and he responded:

"Ev n so, my lot is yet with those upholding the cause of the insurgents. With their consent, I would quit, but otherwise, how can I? By the trickery of the Americans I was captured. Now that I am a prisoner I must consider what is best. Liberty is sweet, but those whom I would desert would hate me. Hard is my lot. If paroled I would respect my word, but sometimes I think exile and imprisonment would be preferable."

When Aguinaldo arrived here he asked to see Mabini. On being told that Mabini was in Guam, he wished to consult with Chief Justice Arellano, Gen. Trias and Salaza, the secretary of the interior in the so-called Filipino government who surrendered with Gen. Trias. They urged him to reflect upon the ruin already wrought and the woe and destruction which a continuance of the war would entail, and they advised him to accept American clemency. Others did the same. Aguinaldo stubbornly held out, but allowed himself by degrees to be persuaded.

Senorita Probleto says that Aguinaldo shows a distrust of the educated Filipinos and is largely guided by the prejudices of the lower class. His wife, mother and sister visit him daily.

Off for an Outing.
Mr. Geo. M. Allen, editor of the Nugget, accompanied his friend Mr. Ronald Morrison, to the latter's claim on Sulphur today for a short outing. Mr. Allen expects to return Saturday or Sunday.

A Challenge.
I herbe schallenge Altx Smicht for a 10 round contest, both menn to enter ring at 120 bl.
THEODOR KRUZNER.

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Fresh eggs. Selman & Myers.

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We have also reduced our price on Havana Cigars
Largest Stock in the City to Select from.
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Now on display here for your choosing. They come in Percale, Madras & Bedford Cords. Some have dainty satin stripes and bars -- others come in checks and floral designs. All are fast colors, well made and

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A Daily Train Each Way Between
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NORTH—Leave Skagway daily, except Sundays, 8:30 a. m. Bennett 12:15 a. m. Arrive at Whitehorse, 5:15 p. m.

SOUTH—Leave Whitehorse daily, except Sundays, 8:00 a. m. Bennett 1:25 p. m. Arrive at Skagway, 4:40 p. m.

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Offices: At Mill, at Upper Ferry on Klondike river and at Borie's Wharf. J. W. BOLL.

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