

BELIEVED HIS STORY

His Lordship Considers Some One

Lied in the Morritz-Baker Case and Accordingly Gave Plaintiff Judgment.

In the unique Morritz vs. Baker case which was heard yesterday before Mr. Justice Craig, his lordship gave his decision immediately at the conclusion of the argument by counsel, awarding plaintiff whose plain, straightforward story was unsupported, judgment not alone for the amount of the face of the note which was sued upon, but for the full sum of \$245 claimed to be owing him. On account of the contradictory nature of the evidence it was thought some one might receive something of a scoring from the bench, which the defendant, as it turned out, was spared from receiving. In speaking of the case his lordship said the matter was much complicated by the nature of the evidence, that it was evident that some one had not told the truth and that he would have to do the best he could with the material before him. The court was much impressed with the straightforward story as told by the plaintiff Morritz, but he did not like the evidence of the defendant's witnesses Harrette and Lawick, they showed too much animus. The former in particular could be regarded with suspicion, he having shown such a desire to be so exact, and such an expert as to the identification of the note. How he could swear so positively that the note was the identical document it was alleged to be when he had seen it but once and then for but an instant, is a mystery. The evidence is full of animus.

With reference to the note all defendant's witnesses together with defendant himself swear it was for but \$25 and that erasures and substitutions have been made. As remarked before, the plaintiff told a straight story while that of defendant and the first witness examined did not; their evidence does not hold together and is inconsistent as to several statements, particularly that referring to the position of the figures on the corner of the paper. If the maker of the note made the figure "2," he also made the ciphers. The latter are similar to those found in the book, are made alike and have the same slope. Then, too, why should the note have been made for \$25 when it is admitted the debt owed was \$27. "I think the plaintiff," said his lordship in conclusion, "has proven the debt for \$200 and as I distrust the testimony of Baker, Lawick and Harrette I must take the story of Morritz to be correct all the way through. Judgment will go for \$245, the full amount claimed."

WATER FRONT NOTES.

The Casca arrived yesterday evening with 32 tons of freight and a good list of passengers. The Casca on her last trip up performed a feat never before equalled on the Yukon, which speaks volumes for the power of the boat and the intrepidity of her master and pilot. The hull of the Ora now in use as a coal barge was towed up from Dawson, the run through Five Fingers with the large head on and without a line or any assistance other than her own wheel being made in one and three-quarter minutes. The trip to Whitehorse was made in less than four days. Her passengers down were: K. Halstead, F. Mills, J. Emerson, H. Kohagan, M. C. Orton, G. W. Van Meter, Charles Warsaw, Martin Ruth, J. A. Hallett, Mrs. Hallett, T. Folsome, Mrs. Folsome, J. Reddely, J. A. Richardson, C. P. Adams, E. H. Adams, C. A. Apperman, F. S. Shaw, Mr. Peterson, G. Ferguson, E. P. Little, G. E. Smith, Mrs. B. H. Moran and two children, Miss Hughes, Mrs. A. M. Handy, P. E. Mercer, D. McDiarmid, Peter Geza, A. Daniels, Albert Shoff, C. Mc Donald, A. Lee, W. Campbell, J. McPhee, J. H. Austin, G. J. Cunningham. The Casca leaves tonight at 8 o'clock.

The Lavalle Young leaves for St. Michael this evening at 9 o'clock. She will return with a heavy load of freight and not go to the Koyukuk, as was originally intended. Manager Calderhead received word this morning that the Thistle would leave tonight for Whitehorse, in tow of the La France for Whitehorse,

where she will take on a cargo for the N. C. Co. Her machinery will be installed and other finishing touches added after she reaches Dawson, which will be about Tuesday.

The Sybil arrived at 5 o'clock this morning with a heavy cargo and 23 sacks of mail. The Bonanza King came in an hour before with 93 tons of freight—2206 packages. Among the lot were 166 cattle for the Pacific Cold Storage Company and 60 head for C. W. Thebo.

The Canadian left at midnight last night. The Dawson will arrive tomorrow.

CHURCH NOTICES.

Presbyterian Church.—The following special music will be rendered at St. Andrew's Presbyterian Church at tomorrow evening's service: Mrs. P. R. Ritchie will sing "Saviour of Sinners," a sacred solo by Cherubini, and the choir will sing "O Taste and See How Gracious the Lord is," an anthem by Sir John Goss.

First Methodist Church.—Rev. D. A. McRae, M.A., will preach morning and evening. Morning subject, "The Greatest Thing in the World." Evening subject, "Christ and Creeds."

A Good Opportunity.

Anyone contemplating the purchase of machinery would find it to their advantage to apply to The Canadian Bank of Commerce, Whitehorse. Besides saws, belting and engineer's supplies, they have for sale:

- 1 Walraths 40 Horse-power Horizontal Engine.
1 Atlas 35 Horse-power Boiler.
1 Albion 20 Horse-power Tubular Boiler.
1 Albion 26 Horse-power Vertical Engine.
1 Mitchell 20 Horse-power Vertical Engine.
1 Complete Sawing Plant, including Saw Frame, Log Turner, Log Hoist, etc.
1 Pile Driver.
Complete Blacksmith Outfit.

4th OF JULY BANQUET

A Big Spread Will be Given

Departure to be Made From Conventional Celebration—Committees Named.

Pursuant to notice a number of gentlemen met in the rooms of the Board of Trade yesterday afternoon for the purpose of considering ways and means of celebrating the Fourth of July. Discussion of the matter brought forward the general opinion that the celebration should take some other form than the traditional parade and athletic sports.

A motion was made and carried that a banquet be held as a principal feature of the day and for the purpose of carrying the motion into effect Dr. Cooke, the chairman, was authorized to appoint a committee.

Informal remarks were made as to the desirability of introducing additional features into the celebration but the whole matter was finally left to the executive committee, which is made up as follows: Dr. Cooke, chairman; F. W. Clayton, secretary; Henry D. Saylor, honorary member; and committeemen E. A. Mizer, H. Te Roller, Chas. Worden, T. A. McGowan, A. B. Palmer, W. V. Tukey, Geo. M. Allen, Capt. Roediger, L. C. Troughton, W. H. B. Lyon, and Ben Trennaman. The full committee will meet on Monday night at the board of trade rooms, at which time arrangements for the banquet will be perfected.

The Midnight Sun

This being the longest day of the year, the dome just east of the city will be black with people tonight who, if the sky is clear, will see the sun set and rise in the same hour.

The Dawson City Quartz Mining Company will entertain their many friends at their property near the dome.

It is a great trip—for people with castiron legs.

This is Irish

Belfast, June 21.—The United Irish Land League has issued a manifesto asking Irishmen to observe Coronation day as one of mourning.

RESIGNATION TENDERED

Collector of Customs Leaves Service

Department Wished Him to Give Up His Valuable Mining Interests.

The statement appearing in the morning paper to the effect that Collector of Customs D. W. Davis had been removed and that there were "rumors of grave irregularities" in his office contains one atom of truth to balance several tons of invidious innuendo and is calculated to injure a political opponent who though a Conservative has held office here for years before the Sun ever heard of the Yukon, and than whom no more highly honored or respected official of the government ever set foot in the territory. Mr. Davis' friends, and the number includes practically every business man in the city, are naturally indignant at the manner in which the joke handled the matter from a news standpoint. The facts are that a number of politicians, at least one of whom has but recently arrived in Dawson, have for the past two years been industriously engaged in undermining Mr. Davis as collector of customs, the pressure brought to bear in Ottawa having finally been sufficient to cause a notification to be sent to him that he would either have to give up his position or release the mining property held by himself and his wife, there being a regulation in effect which prohibits any official of the government from possessing any mining property. Mr. S. W. McMichael, chief inspector of customs, arrived a short time ago, and as Mr. Davis declined to give up his interests which are worth hundreds of thousands of dollars he naturally took the alternative and left the service which he has filled so long with such satisfaction to the public and so much credit to himself. Yesterday afternoon Mr. Davis handed in his resignation to Mr. McMichael which was at once accepted, he appointing E. S. Busby, the hero of the Skagway flag incident, to act temporarily in his stead.

In his letter of resignation as collector at this port Mr. Davis gave as his reason for so doing as being on account of the government insisting upon himself and his wife either giving up their mining interests as per order in council under date of March 29, 1899, or quitting the service. The department was reminded of the fact that the paper had come here long prior to the passage of such regulations and had acquired his property before such went into effect. He had accepted the office when it was first tendered when the remuneration was small and had still held it though the salary was so petty as to be insignificant when compared with the value of the claims he is asked to sacrifice; hence his determination to resign. He stated further that he had understood from the head of his department for the past two years that the mining regulations did not apply to the customs department, but only to the officials of the Yukon territory. This is further borne out by the fact that the officials of the department of the interior during the past three years have accepted from him and his wife without protest fees for licenses and the renewals of their claims.

Mr. Davis has been the first and only collector of customs the port of Dawson or this portion of the Yukon ever possessed. He came inside in '96 and was stationed the first year at Fort Cudahy, where he remained until May, 1897, when the office was removed to Dawson. His family joined him in '98 and has been here ever since. Prior to coming to the Yukon Mr. Davis served in the house of commons as a member from the district of Alberta. His residence here as the collector of customs has been eminently satisfactory to every one with whom he has had any dealings and particularly so to the Americans who pay the very large majority of the duty. He in his official capacity is spoken of in the very highest terms and all regret the severing of relations that have always been so amiable.

Mr. McMichael was seen in reference to the matter but would not be interviewed and would say nothing beyond that "Mr. Davis since his suspension had tendered his resignation" and that it would be forwarded to Ottawa. As to the so-called "irregularities" the gentleman would not be quoted one way or the other. An effort was made to see Mr. Davis but he left for Gold Run early

A SPECIAL LINE OF SUITS! MARKED DOWN TO.... \$12.50, \$15.00, \$17.50 and \$20.00. The Above Lines Comprise 1, 2 and 3 of a Kind which we are Desirous of Cleaning Up and in Consequence have been Marked Away Down. See Them Before You Purchase. FIRST AVENUE Opposite White Pass Dock HERSHBERG The Reliable Clothier 1st Ave.

Notice to the Public. The people of Dawson will please take notice that I make a specialty of fine groceries. A few of my specialties are Shredded Whole Wheat Biscuit, Schilling's coffees and teas, Heinz's pickles, baked beans, preserves, tomato catsup, chutney, apple butter, etc. Genuine imported champignons. The celebrated brand of S. & W. fruits and vegetables, etc. etc. F. S. Dunham, The Family Grocer, 2nd avenue and Albert St.

For Sale. Team and Pack Mules, Horse Wagons, Sleds, Harness, Saddles and freight equipment.—B. A. DODD, Hotel Macdonald.

Ice cream and cake served at G. Dolfo's. To keep healthy drink the pure liquors at the Sideboard. McDONALD'S WOOD YARD. Wood all lengths. Prompt delivery. Third avenue, near Harper.

Job printing at Nugget office.

LOCAL MEN INVESTING

Money Earned In the Klondike Will Remain

Quintette of Laborers Purchase Claim Number 13 on Eldorado.

The completion of purchase yesterday of No. 13 Eldorado is one of those deals that must give great satisfaction to Governor Ross and all others who are intelligently interested in the future of the territory. Messrs. White, Sheets, Dunham, Higgins and Cullinone are five working miners who, by day labor, working on lays and in other ways, and by saving, have been enabled to save up the necessary \$18,000 for which the claim was yesterday sold to them.

When Governor Ross returned he was asked by the representative of the Nugget what was the outlook, from what information he had gathered in the east, of large English capital coming to the Klondike this season in search of investment. He did not actually know of any, and in fact he did not think it was the best thing for the camp to endeavor to interest such capital. The advantage gained from it, he pointed out, was merely temporary, and was as likely to do harm to the camp in the capital not being intelligently expended as it was to do good. There was capital enough in Canada, and among her neighbors across the boundary, he said, to develop the whole of the territory, and if such capital was invested there was an almost certainty of its being intelligently expended.

When the successful miner, instead of sending his money earned to the outside, or seeks investment for it on the Sound or in California, with a full knowledge of the situation and conditions prevailing here, uses his earnings for re-investment in other mining ventures in the camp, the future prosperity becomes something upon which the local merchant can bank. The successful miners above mentioned have done this, but they are but one instance of many. Their deal of yesterday merely serves to call attention to the pleasing fact that during the last eighteen months nearly every one of the mining deals that have gone through have been effected through local capital.

In nearly every case, too, the investors have been of the class of men as these are; men who know absolutely what they are buying and who can be trusted to add to the prestige of the camp by working their claims intelligently and profitably. There is scarcely a merchant in Dawson who is not interested in mining claims; but in too many cases their investments are handled in too much the same manner as foreign capital, their ground is spoiled by bad handling and their expenditure adds little or nothing to the credit of the camp. What is wanted is more of these thoroughly experienced miners working on their own capital. So many of them are now in the field that the results next season will be something appreciable.

FOR SALE.—High grade, new piano, cheap. Apply Nugget office. ctf.

Coronation Decorations and Badges Just In. SUMMERS & ORRELL, Second Avenue.

Watson Select Scotch \$18 Per Case. 5 Per Cent. Discount on 5 Cases and Over. I. Rosenthal & Co. Wholesale Liquors. Mail Orders Given Special Attention. Aurora Dock.

DAWSON TRANSFER CO. Day and Night Service. CHANGE OF TIME TABLE—On and After May 20, 1902. Leave Dawson... 8:30 a.m. and 6 p.m. Leave Forks... 8:30 a.m. and 6 p.m. Freighting to all the Creeks. OFFICE, N. C. BUILDING.

Auditorium Theatre BEGINNING MONDAY, JUNE 16 "A CRAZY IDEA." Prices as Usual. No Smoking Monday, Thursday, Friday.

STEAMER CLIFFORD SIFTON. WILL SAIL FOR WHITEHORSE ON MONDAY, JUNE 23rd, 8 P. M. FOR TICKETS, RATES, ETC., APPLY FRANK MORTIMER, Agent, - Aurora Dock

GLASS! AT OUTSIDE PRICES. Sizes 10 x 14, at \$5.00 Per Box. 10 x 16, at 5.00. 12 x 14, at 5.00. 12 x 16, at 5.50. 12 x 18, at 5.50. 14 x 16, at 6.00. 14 x 18, at 6.00. Other Sizes at Low Prices. Dawson Hardware Co., Ltd.

6 PAGE Vol. 3—No. 15 SHE RO CUL Daughter o E. Lee For Violating Ru Electric Com special to the Daily Washington, Ju Curtie Lee, daughter E. Lee, was arrested Va., charged with which provides for white and colored Washington, Alex on electric ra boarded a car at and without real in the portion r people. Being and encumbered she refused to n asked by the cond Another special to the Daily Chicago, June ed Chicago, Milw details are in t from Ewards, S Mont., and it is will be built th emplated exten coast by way of ho, to Seattle. is planning other test itself from a Hill merger to di line to St. Paul. merger has esta against Milwaukee Well Know Dick Fleming w ed by Patrolmen ed beating Sadie with whom he s intimate. such assault and The La Quartz We have number of t ready to mak We have money will antise all our mill and also Assay Shoif's W -FOR -It Nev PIONEER D McLe