

# Orpheum - THEATRE - Standard

VAUDEVILLE

MURRAY S. EADS, Proprietor and Manager.

DRAMA

All This Week! All This Week!  
...The Big...  
**Vaudeville Show!**

New Features! New Faces!

WEDNESDAY, AUG. 14. WRESTLING

**Frank Kennedy**  
**Versus Vincent White**

This Is For Blood

ADMISSION - \$1.00, \$2.00 and \$3.00

For This Week ...The Best Yet

THE  
**PRIVATE SECRETARY**

Ladies' Night, Thursday.

FRIDAY, AUGUST 16. WRESTLING  
THE ATHLETIC EVENT

**Col. J. H. McLaughlin**  
**Versus Ole Marsh**

Takes Place Immediately After the Play! Keep Your Eye on the Date!

Prices, \$1, \$2 and \$3. Seats Now on Sale at Box Office

## THE CAP., OR WHERE IS HE?

Ask the Winds That Far Around Sweep O'er the Yukon Sea.

Like Morning Dew on a Pumpkin Vine the Skipper of the Gold Star Evaporates From View.

Capt. Nixon, of the Gold Star, has skipped by the light of the moon, at least that is the statement given out by a number of creditors who have looked in vain for him since Saturday. Last Thursday the cook of the Gold Star brought suit against Capt. Nixon for \$250 said to be due on account of wages. The case was down for trial in court Saturday morning at 10 o'clock and when the time arrived and the defendant failed to put in his appearance a hurried search was made for him by other members of the crew to whom wages were also owed, but who had not as yet begun suit to recover them. Ample evidence was found aboard the Gold Star indicating that Capt. Nixon had taken his departure and at 11 o'clock a dispatch was hurried down the river to Fortymile to intercept his flight. It is thought he left in a small boat with two others about 7 o'clock Saturday morning, in which event by hard pulling he would be able to pass Fortymile before the message reached the detachment at that point.

Capt. Nixon's flight has brought to the surface a badly tangled state of financial affairs. About town it is stated his liabilities will aggregate nearly \$25,000, the bulk of which is for goods purchased here early in the season and taken to the Koyukuk for sale. Upon the Gold Star's return a week or so ago, Capt. Nixon stated he found an excellent market for his cargo among the Koyukuk miners, but he brought little or no cash back with him as the result of his trip, saying that he could not wait for the goods to be turned over, but had left them in charge of a Mr. Wood to be disposed of while he (the captain) was making another trip. Of those from whom he purchased the supplies he made a settlement with but one, W. E. Shier, who had sold him some \$2000 worth of hams and bacon. Mr. Shier received his money and left the following day for his home in Vancouver. The money which Capt. Nixon paid him, it is thought, was borrowed at the Bank of Commerce, as it is understood

that institution now holds a mortgage on the Gold Star as security. Other claims include the A. B. Co. of about \$6000; Hamburger & Weisberg the same amount; the Denver Market between \$1000 and \$1500, and \$5000 approximately is said to be due the crew. It is supposed that libel suits will be filed today by the members of the crew against the Gold Star for the amount of their wages due which will take precedence over any mortgage or lien. Capt. Nixon's friends about town are loth to believe that he has decamped and are still hoping he will return and face the music. Some insist that he is hurrying forward to the Koyukuk in order to secure the money arising from the sale of the cargo left above Bettles in charge of Mr. Wood. In addition to the Gold Star the captain owned a claim on Gold Hill and also an interest on Chechako Hill, but they are not of sufficient value to liquidate the indebtedness now standing against him.

**Police Court.**  
In the police court this morning Martin Strauton plead guilty to the charge of drunk and using obscene language on First avenue yesterday afternoon and a fine of \$5 and costs was imposed on him by Magistrate Wroughton.

Donald McNorton a workman on the new administration building, was found Saturday evening in an intoxicated condition near the building. In fact he was so drunk that he did not know his name or where he lived. He was taken to the barracks where he spent the Sabbath in meditation and this morning was dismissed with a warning not to get himself into that condition again.

**HOTEL ARRIVALS.**  
FLANNERY.  
Wm. Brown, Forks; W. E. Davison, A. B. McDonald, R. L. Head, Bonanza; W. A. Tugratt, Dominion; F. E. Clark, G. H. Holland, Bonanza; W. J. O'Connell, Chechako Hill; C. S. Clawson, Bonanza; M. Windren, San Francisco; W. Bryant, Seattle; Gus Peterson, French Gulch; P. Fitzgerald, Indian river; J. H. Fredricks, city.

**REGINA.**  
T. D. Piyon, Hunker.

**On Trial Today.**  
The trial of George Griffiths, George Brown and Wm. McLaughlin charged with breaching a barrel of beer on board the steamer Yukoner and stealing therefrom 23 bottles is on today before Mr. Justice Craig. In their arraignment all three plead not guilty. Latest stamp photos at Goetzman's. Kodak tripods: \$3.50 Goetzman's.

## Farewell to Cornetist Lyons.

Edwin Bates Lyons, a well known member of the Standard theater orchestra and who has been a resident of Dawson since '98, left on the Sifton yesterday for his home in Bridgeport, Conn. Mr. Lyons has recently suffered an injury to his eyes and by the advice of his physician he will have to give up music for an indefinite period. As is the usual custom his fellow musicians of the city turned out en masse with a big band and played their brother professional out of town, accompanying him as far as Klondike City.

**Take Turns Reading It.**  
The regular meeting of the Eagles last night was one of the most largely attended, and interesting of the summer season. After the regular routine business had been transacted the lodge was presented with a large, handsome Bible by Mr. Chas. W. Larry one of the well known members of the order. The Bible was brought in by Mrs. Larry, who recently returned from a trip east and is one of the handsomest volumes ever brought into this country. It makes a very valuable addition to the altar of the aerie. A hearty and enthusiastic vote of thanks was tendered to Mr. Larry by the aerie.

**Look out for Rats.**  
Mr. Ritchee, the curator of the museum, yesterday received a beautiful white flying squirrel. It was sent in to him by the foreman of one of the road gangs working on Hunker.

**Not All.**  
Teacher (suspectiously)—Who wrote your composition, Johnny?  
Johnny—My father.  
"What, all of it?"  
"No'm. I helped him."—Truth.

A real scene of troops in action hardly exists. Pictures of them are taken at odd spells and out of danger's reach, guns and troops being used for the purpose.

Truth is as impossible to be soiled by any outward touch as the sunbeam.—Milton.

- Buffalo Duplex Steam Pumps.
- Moore Steam Pumps.
- Bryon Jackson Centrifugal Pumps.
- Columbia Portable and Compound Boilers.
- Hendrie & Bothoff Denver Hoists.
- Erie Engines.
- The Pittsburgh "SILVER DOLLAR SHOVEL."
- Verona Picks.
- Granite Steam Hoes.
- McClary's Stoves, Ranges and Granite Ware.
- Studebaker Tractor Wagons.
- Columbia Scrapers.

## MACHINERY

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From 6 Horsepower to 50 Horsepower. Suitable for burning wood or coal.
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And Extra Grate Bars for Any Kind of Fuel.
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Self Dumping of Latest Patterns.
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BLACKSMITH COAL and Everything else required in the Machinery or Hardware Lines.
- The New "Wells" Self Tripping, Automatic, Single Rope, Self Dumping, Overhead Carrier.

## Northern Commercial Machinery and Hardware

Old A. E. Store. DEPARTMENT Old A. E. Store.

**SURFACE RIGHTS.**  
(Continued from page 1.)  
ance, says his lordship in rendering his decision, and one upon which no authorities could be found exactly in point. The miner by the regulations has the exclusive right of entry upon his own claim. The pay is found in many different positions, sometimes in the grass roots, in the soil immediately beneath, in the gravel surrounding bedrock, on bedrock itself and frequently mingled in with the bedrock. The manner of working different claims is different and the best way that any particular piece of ground should be worked is wholly at the miner's discretion. It is conceded that the miner has the right to use the surface of his claim insofar that it may be necessary in the working of his mine, and he has a right, if he sees fit, to work over the entire surface. The gold does not lie in quartz lodes but in the soil itself, and the right reserved by the crown in making the grant to the surface is only such of the surface as may be left intact when the mine has finished working it fully. Its only value is in the gold it contains and to apply any other doctrine to it than that the surface rights are subservient to the miner's rights would be to defeat entirely the very purpose for which these grounds were located. If the entire surface of a claim is needed for its proper working it must pass with the grant. The mining inspector at the request of defendant and under instructions from the gold commissioner gave away the entire claim as a dumping ground. He heard no evidence as to the merits of the case and made no adjudication in the proper sense of the word. He was therefore not in a position to decide what were proper terms and his award should be set aside for irregularity. The mining inspector's grant was made while the suit was pending and an injunction was in force, and with the intention if possible of defeating the effect of the injunction. The order is that the injunction be dissolved and the motion is granted with costs.

**For Local Improvement.**  
E. Ward Smith, tax collector, has been appointed assessor, and has ready made good progress on the assessment lists. This will be the only, and although the taxes on them will be turned into the territorial funds, all of the money to be used for Dawson improvement.

**HOLME, MILLER & CO.**  
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