

THE ATLIN CLAIM.

VOL. 5.

ATLIN, B. C., SATURDAY, DECEMBER, 21, 1901.

NO. 127.

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THE NEW TREATY IS RATIFIED.

The Boers Lose One of Their Best Generals.

Lord Roberts Retires From Command.—Vancouver Backs Up White Horse In Connection With Mail Service.

WASHINGTON, D. C., Dec. 20th.—The Hay-Pauncefote treaty has been ratified by Congress. Only six votes recorded against the ratification.

The new treaty was signed on the 18th of last month by Secretary Hay for the United States and Lord Pauncefote, Ambassador for Great Britain.

This treaty is intended to replace the first Hay-Pauncefote treaty. That convention was amended so extensively by the United States Senate at its last session that the British Government declined to ratify it. Within a few weeks negotiations began afresh between Hay and Pauncefote which has resulted in the ratification of the new treaty drawn with special reference to the objections made by Great Britain.

The principal point of difference between the new and the failed treaty is the withdrawal of Great Britain from the joint guarantee of the neutrality of the canal, thus leaving the United States the sole guarantor.

The section of the old provision respecting the right to fortify the canal leaves that right by inference optional with the United States.

All commerce, of whatever nationality, passing through the canal will fare alike. There will be no discrimination in rates in favor of United States shipping. Otherwise the new treaty is similar in scope to last year's treaty. It replaces, technically, the Clayton-Bulwer treaty, concluded in 1850. By the terms of that old convention the United States and Great Britain agreed that neither should seek any advantage in the right of transit across the Isthmus. By the new convention Great Britain yields her right in favor of the United States, which is thus at liberty to construct a canal.

LONDON, Dec. 20th.—General Kritzinger, the famous Boer commander, who figured prominently in the invasion of Cape Colony, has been captured by General French.

Major-General de Winton is dead. Lord Roberts has retired from the command of the British army

and is succeeded by the Duke of Connaught.

VANCOUVER, Dec. 20th.—Vancouver has wired Postmaster-General Mulock endorsing the request of White Horse to have its full mail service resumed.

W. H. Keary has been elected Mayor of New Westminster.

The C. P. R. is going to build a large tourists' hotel in Victoria.

There is talk of Hazard & Stern raising the Islander by the use of an egg-shaped glass diving bell and search-light, the bell standing any pressure.

Mails arriving by the Cottage City fell in the water and reached here in a very delapidated condition.

NEW YORK, Dec. 20th.—Edison declares himself convinced that Marconi has received wireless signals across the Atlantic.

Closing Exercises.

The closing exercises of the Atlin Public School were held yesterday afternoon, at which there was a full attendance of pupils and a fair attendance of the public.

The proficiency which the children showed in the examination through which they were put, covering the work of the first term, reflects very great credit upon their teacher, Miss Hughes.

At the close of the exercises remarks were made by the Trustees and some of the visitors, and, in these, Miss Hughes has reason to feel that her diligent attention to her duties is fully appreciated by parents and children alike.

They Come and Go.

We regret to learn that a prominent member of one of our banking fraternities, Mr. L. M. De Gex, is about to leave us, having been transferred to White Horse. Mr. De Gex, the last of the pioneers in the local branch of the Bank of Commerce, has made many friends during his long sojourn in our midst and he has always been a prominent figure in our social events. He has been an enthusiastic member of the Board of Trade from which he will be greatly missed. We congratulate our neighboring city, White Horse, on the acquisition of such an estimable citizen, and wish Mr. De Gex every prosperity.

Mr. De Gex will be succeeded by Mr. B. E. Moberly, from the Nanaimo branch. Mr. Moberly comes well recommended, and he is said to be over at Taku now waiting for the lake to freeze.

Copies of the new Placer Act of 1901, consolidated with the Acts of 1898 and 1899, for sale at the CLAIM Office.

The Atlin Claim.

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unless this condition is complied with.

SATURDAY, DEC. 21st, 1907.

The relative positions of the hydraulic leaseholder and the placer miner, mentioned in a letter to the Editor in another column, is a subject which, since the granting of leases in the district over occupied ground, has been a sore and unsatisfactory point to both interests. As far as we understand the matter, the trouble seems to arise from the failure of the authorities to insist upon applicants for leases living up to the laws by which such applications are governed, portions of the ground meanwhile may have been re-located by individual placer miners and been proved of value for individual mining, while, on the other hand, had the applicant become a leaseholder and conscientiously developed his ground it would not have been open for individual re-location.

In our opinion, from a literal translation of the Act, applications for leases may be made upon all or any ground not legally held by placer miners, and the completion of title by and with the Government within the time specified in the Act, gives title against all comers and circumstances. Were it otherwise, hydraulic or dredge mining could never be undertaken in this Province, because the moment pay was struck on ground covered by leases individuals would have the privilege of stepping in and jumping the ground, on the assumption that such ground was available for placer purposes.

Ground once abandoned by miners, whether worked or unworked after a given time, should be open for lease, and amendments made stating that after so many years' leaseholders should have quiet possession. The Act cannot be so construed as to give both placer miner and leaseholders possession to the same ground at one and the same time.

We believe that enactment should be made refusing to grant any more hydraulic leases unless the ground so covered shall have been adjudged unprofitable for individual working, and that leases applied for and not taken up according to the Act, should revert to the Crown and be open for individual re-location. The lack of ground open for location, which is not BLANKETED BY LEASE APPLICATIONS, is keeping out incomers and driving out our best placer miners who have worked out their miserable 100-foot claims.

Dutiable Plans.

VICTORIA, Dec 10th.—Collector of Customs Milne has seized the New Westminster bridge plans, demanding \$300 duty. The local Government refuses to pay.

HYDRAULIC v PLACER

A Question Agitating Local Miners.

"Free Miner" Gives His Opinion on the Subject—What the Placer Act Says.

The subject suggested in the following letter is well worthy the attention and consideration of miners and of the Government, and it is published with the view that the matter may be taken up through our columns in order that public opinion may be obtained, and, if necessary, the Government memorialized on the subject.

Sir:—As there is considerable doubt in the camp with regard to the relative position of hydraulic lease-holders and the placer miners, I would suggest, with your permission, that the question might be ventilated through your columns, with the object of obtaining accurate information for our future guidance.

For instance, it would be rather disagreeable for some of our placer miners if certain leaseholders should lay legal hands on their output of gold! and yet, owing to our peculiar gold laws, such action is apparently within the bounds of possibility.

However well intentioned the Government may be, it is evident that, unless the laws in this and some other respects, are carefully revised, we are likely to experience serious trouble amongst our mining community in the near future. We already have a crop of litigation in hand, which fact reflects no credit on the gold laws, and if these laws were perfectly clear, and administered in an efficient and equitable manner, there would be no occasion for any litigation whatever, and a general stimulus would be given to the mining industry.

One of the existing anomalies in the carrying out of the gold laws is that the Government is liable to derive fees from both placer claim holders and hydraulic leaseholders located on the same ground. Now, it is certainly advisable that the placer miners should be officially notified of any Crown grants [leases issued] for hydraulics that have already been sanctioned by the Government, and it would also be satisfactory to learn whether the system of issuing Atlin hydraulic leases from Victoria is altogether compatible with the proper administration of the gold laws in this district.

The practice of staking ground by scribbling a few illegible lines on the posts might well be abolished, and various other reforms are required for the benefit of the miners and the promotion of progress on these goldfields.—Yours, etc.,
FREE MINER.

Pine Creek, Dec. 17th, 1907.

[The following extracts from Part VII. of the Act are quoted for general information, and the sections referred to are those which have direct bearing upon the acquirement of hydraulic leases:

Sec. 90. It shall be lawful for the Gold Commissioner, with the sanction of the Lieut. Governor in Council, to grant a lease of any UNOCCUPIED and UNRESERVED Crown land for placer mining purposes for any term not exceeding twenty years on such terms and conditions as he shall think fit.

Sec. 92. - - - the balance of the first year's rent shall be paid by the applicant within sixty days

after the Gold Commissioner gives him notice of the execution of the lease; - - - but in case the applicant fails to perform his part in accordance with his application, then the twenty dollars deposited shall be forfeited to the Government, and his application shall be void.

Sec. 94. A lease shall not be granted for any mining ground any portion of which is actually occupied by free miners, unless, with the consent of such occupiers - - -]

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HYDRAULIC RIVETED PIPE.

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WEARILY WEARS THE WAR.

**Provincial Affairs in a Muddle—
Dr. Scharschmidt Promoted
— Vancouver's Fatal Family Feud.**

New York, Dec. 16th.—Marconi claims to have signalled across the Atlantic from Newfoundland to Cornwall by his system of wireless telegraphy, and says he will have his system so perfected that he will cable the report of King Edward's coronation across the ocean. Edison is very skeptical.

LONDON, Dec. 10th.—General Kitchener captures 400 Boers, several laagers and guns.

LONDON, Dec. 11th.—General Bruce Hamilton, by forced night march, surprised a number of Boers of Bethel's commando and took many prisoners, as well as guns, ammunition and supplies. The attack was made at midnight yesterday at Trichard'sfontein. Many Boers were killed. No British casualties reported.

LONDON, Dec. 16th.—By another night march General Hamilton captured Viljoen's commando and recovered the guns lost in the disaster to the late Col. Benson's column.

VANCOUVER, Dec. 10th.—Recruiting for the Canadian Mounted Infantry took place throughout Canada yesterday. Quebec was the only point where the number of applicants did not come up to the quota. Vancouver's quota was 20, while 100 applications were received.

VANCOUVER, Dec. 11th.—The new contingent for South Africa left for the East by today's train. They were given a big send-off by the citizens here.

OTTAWA, Dec. 16th.—Canada offers to equip a field hospital, with a staff of fifty men for South Africa. The offer of 300 additional men for the C. M. I. has been accepted, and British Columbia's quota has been raised to 55.

VICTORIA, Dec. 14th.—The Hon. W. C. Wells, Minister of Public Works, returned today from Ottawa and says that the Provincial Government will announce a strong positive railway and general policy at once. The Dominion Government, he says, promises to assist in the construction of the Coast to Kootenay line and the New Westminster bridge.

The petition against the election of Thomas Gifford, opposition member for New Westminster in the recent bye-election, has been dismissed.

The "Victoria Post" states that Mr. Speaker Booth will resign at once. He protests against the Government for not having issued writs for the bye-election in Victoria, to fill the seat made vacant by the appointment of the Hon. J. H. Turner to be B. C. Commissioner in London.

A deal is reported by which Conservatives will buy the "Vancouver World" and make it a Conservative paper.

SEATTLE, Dec. 14th.—The "Times" say that H. E. Darling, Manager of the B. V. N. Co., will be replaced by Dr. P. F. Scharschmidt, who, for the past season, has been Superintendent of the Atlin Division.

VANCOUVER, Dec. 14th.—After a family row at the residence of Mr. Keeler, the house was burned down and the mother and daughter were burned to death. The father is now in jail pending an investigation.

Admiral Schley Turned Down.

WASHINGTON, D. C., Dec. 14.—A majority report condemns Admiral Schley on eleven points. Admiral Dewey sustains him.

The Dirigo's Mishap.

VANCOUVER, Dec. 11th.—The Dirigo broke her steering gear in Porchier Straits on her last trip north and had to return. She is now in dry dock here.

Dominion Government steamer Quadra is erecting a lighthouse on the south side of the entrance to Nanaimo Harbor.

Troubles of the Mines and Miners.

VANCOUVER, Dec. 10th.—As soon as the Nanaimo, Extension and Alexandra Coal Miners' Unions amalgamated Dunsmuir closed the Alexandra mines.

Premier Dunsmuir narrowly escaped death today. He had gone into the smouldering works at the Extension mines, and had just come up when an explosion occurred.

LAND ACT, 1901.

NOTICE is hereby given that Sixty days after date hereof, we intend to apply to the Chief Commissioner of Lands and Works for permission to purchase the following described tract of land in the Atlin Mining Division of Cassiar, B. C., commencing at a post planted on the shore of Taku Arm about half a mile north of the mouth of Atlinoo River, thence east 40 chains; thence 40 chains S.; thence 40 chains W., more or less to the shore of Taku Arm, thence following the shore of Taku Arm to the point of commencement.

ARTHUR C. DICK.

October 23rd, 1901.

NOTICE.

"ROCK OF AGES" Mineral Claim, situated at Discovery Camp, Pine Creek.

To J. H. MALLALEU AND W. HOLLINGSWORTH OR OTHER THEIR AGENT OR AGENTS:

WE, the undersigned, W. G. Mitchell, and F. A. Wise, part owners of the above mineral claim, hereby give notice to the above-named J. H. Mallaleu and W. Hollingsworth or other their Agent or Agents, that we do hereby request the said J. H. Mallaleu and W. Hollingsworth to contribute their share of the assessment work done on the said claim, viz.: Two years' assessment work and survey, from May 22nd, 1899, amounting

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to the sum of \$250. Unless the said amount be paid to us on or before the 12th day of January next we shall proceed under and by virtue of the powers conferred by Section 4 of the Mineral Amendment Act, 1900, repealing Section 11 of Cap. 45 of the Statutes of 1899.

W. G. MITCHELL.

F. A. WISE.

Atlin, B. C., Oct. 12th, 1901.

Notice.

NOTICE is hereby given that application will be made to the Parliament of Canada, at its next sittings for leave to incorporate a railway company, called the "Lake Bennett Railway Company," to construct, equip, operate and maintain a railway from a point on or near the Dyea river, on the international boundary, between British Columbia and Alaska, to a point at or near Lake Bennett, thence to a point on the Yukon river at or near Selkirk in the Yukon Territory.

With power to equip, construct and operate branch lines; to build, own and maintain docks and wharves; to equip, own and build boats and to operate the same; to equip, own and operate telegraph and telephone lines and to generate electric power for heating, lighting and motive power; to expropriate land necessary for the said railway and to levy and to collect tolls, and to make traffic arrangements incidental to said line of railway.

Dated at Vancouver, B. C., this 15th day of November, 1901.

D. G. MACDONNELL.

Solicitor for Applicants.

APPLICATION FOR LAND.

NOTICE is hereby given that Sixty days after date hereof, we intend to apply to the Chief Commissioner of Lands and Works for permission to purchase 160 acres of land, more or less (for terminal and industrial purposes), described as follows: In Cassiar, Atlin district, Province of British Columbia, commencing at a post about one third of a mile north of Atlinoo river, on the lake shore, marked "British Yukon Navigation Company's, Ltd., Initial and S. W. corner post," thence east 20 chains, thence south 80 chains, thence west 29 chains to its intersection with lake shore, thence following along the line of lake shore to the point of commencement.

Dated this Second day of November, 1901.
THE BRITISH YUKON NAVIGATION Co., Ltd.
per P. F. SCHARSCHMIDT, Supt.,
Agent.

not-5t

NOTICE is hereby given that application will be made to the Legislative Assembly of the Province of British Columbia at its next session for an Act to incorporate a company with power, to construct, equip, maintain and operate a line or lines of railway, of standard gauge, from a point at or near Hazelton, on the Skeena River, in the District of Cassiar, by the most feasible and practicable route to a point at or near the Northern boundary line of the Province of British Columbia, at or near Teslin lake, or Atlin lake, or both, and also from said Hazelton by the most reasonable and feasible route to a point at or near the Eastern boundary line of the Province, via the Skeena, Babine, Driftwood, Omineca and Finlay rivers to the Peace River Pass, thence Easterly to a point at or near the Eastern boundary of the Province; with authority, also to construct, equip, maintain and operate branches from any point in the proposed line or lines, not exceeding in any one case thirty miles in length, and with power to construct, acquire, own and maintain wharves and docks in connection therewith, and to construct, own, equip and maintain, steam and other vessels and boats, and to operate the same on any navigable waters, and to construct, operate and maintain telegraph and telephone lines along the routes of said railway and its branches, or in connection therewith, and to transmit messages, for commercial purposes, and to collect tolls therefor; and to acquire and receive from any Government, corporation or persons, grants of land, rights of way, money, bonuses, privileges or other assistance in aid of the construction of the Company's undertaking and to connect with and to enter into traffic or other arrangements with railway, steamboat or other companies, and for all rights, powers and privileges necessary, usual or incidental to all or any of the aforesaid purposes.

Dated this 21st day of October, A. D. 1901.

CORNWALL & ROGERS.

Solicitors for the Applicants.

not-5t

NOTICE is hereby given that application will be made to the Legislative Assembly of the Province of British Columbia at its next session by the Pacific Northern & Omineca Railway Company for an Act to amend its Act of Incorporation, being 64 Victoria, Chapter 53, of the Statutes of the said Province, by giving the Company power to build a branch line from any point at or near Hazelton on the main line of the railway by the most feasible and practicable route, following the general direction of Bulley river to a point at or near its junction with the Telma river, in the Cassiar district, and to amend Section 11 of the said Act by increasing the bonding powers of the said Company.

Dated at Victoria, B. C., this 21st day of October, 1901.

CORNWALL & ROGERS.

Solicitors for the Applicants.

not-5t

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