

ORDINANCES  
OF THE  
YUKON TERRITORY

PASSED BY THE  
YUKON COUNCIL

IN THE YEAR  
1910

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ALEXANDER HENDERSON, K. C.,  
COMMISSIONER

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Printed and Published for the Government of the Yukon Territory Under Authority of  
Chapter 4 of the Ordinances of 1904.

D. R. MACFARLANE, King's Printer



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## CHAPTER I.

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An Ordinance to Amend Chapter 16 of the Ordinances of 1904.

[Assented to 9th June, 1910.]

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of said Territory, enacts as follows:

1. Section 17 of said Chapter 16 is hereby amended by striking out all of the words after the word "Commissioner" where it occurs in the eighth line of said section and inserting in lieu thereof the words "and Council of the Yukon Territory."

Dawson City  
Plebiscite  
Ordinance  
amended..

2. Section 18 of said Chapter 16 is hereby amended by striking out the word "Comptroller" where it occurs in said section and by substituting the word "Treasurer" therefor.

Section 18  
amended.



## CHAPTER 2.

An Ordinance to Amend Ordinance Number 14 of 1903,  
An Ordinance Respecting Liens in Favor of Miners.

[Assented to 9th June, 1910.]

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of said Territory, enacts as follows:

Chapter 14,  
1903,  
amended.

1. Ordinance No. 14 of 1903, An Ordinance Respecting Liens in Favor of Miners, is amended by striking out all of sections 3, 4 and 5 and substituting therefor:

Persons furnishing wood on quartz or placer mining claims to have lien on product of mine. Also on dredges, machinery, etc.

(3) Any person who performs any work or service upon or in respect to, or furnishes any wood to be used in the mining or working of any placer or quartz mining claim, or lands held under hydraulic mining lease, dredging lease or otherwise for mining, shall, by virtue thereof, have a lien for the price of such work or service or wood, upon the minerals or ore produced from said mining claim, lands held under hydraulic mining lease, dredging lease or otherwise for mining, upon or in respect to which such work or service is performed, as well as upon the dredges, drills, steam shovels, elevators, wood and all machinery and chattels, upon or used on such mining claim or lands held as aforesaid for mining; limited, however, in amount to the sum justly due to the person entitled to the lien.

To take effect as against subsequent mortgages.

(a) Such lien, upon registration as in this Ordinance provided, shall attach and take effect upon the date

of the registration as against subsequent purchasers, mortgagees or other encumbrances whose mortgages or encumbrances are registered subsequent to the performance of such work or the furnishing of such wood.

(4) The lien shall attach upon the estate or interest of the owner and all persons having any interest in the minerals or ore produced from said mining claim or lands held as aforesaid, dredges, steam shovels, elevators, wood, machinery and chattels upon or used on such mining claim or lands.

Lien to attach as against owner and others interested.

(5) Any lien registered under the provisions of this Ordinance shall, as to an undivided one-half interest in the said minerals or ore, dredges, drills, steam shovels, elevators, wood, machinery and chattels, take priority over all mortgages and encumbrances against the same; provided, that a lien registered under this Ordinance shall not have priority over mortgages or encumbrances registered prior to the passing hereof.

Liens take precedence over all mortgages as to one-half except mortgages prior to this Ordinance.

2. Sections 6 and 9 of said Ordinance are hereby amended by striking out the word "Inspector" wherever the same occurs therein and substituting in lieu thereof the word "Recorder."

Sections 6 and 9 amended.

3. Section 12 is amended by striking out the words "he claims such lien" and substituting therefor the words "such lien is claimed."

Section 12 amended.

4. Sub-section (4) of section 14 is amended by adding thereto the words "machinery and chattels charged with the lien."

Sub-section (4) of Section 14 amended.



## CHAPTER 3.

An Ordinance to Amend "The Collection Ordinance."

[Assented to 9th June, 1910.]

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of said Territory, enacts as follows:

Chapter 6,  
1904,  
amended.

1. Chapter 6 of the Ordinances of the Yukon Territory, 1904, being "The Collection Ordinance," be, and the same is, hereby amended by adding thereto the following as section 3a of said Ordinance:

Second  
judgment  
summons  
may issue if  
debtor not  
examined  
under previ-  
ous one, or  
90 days  
elapsed.  
Affidavit to  
be filed.

3a. Any party having an unsatisfied judgment, as set forth in paragraph 3 hereof, may procure from the Clerk a second judgment summons, and any further or subsequent judgment summons, upon filing with the Clerk of the Court an affidavit that the judgment is unsatisfied, in whole or in part, and that the debtor was not examined on the judgment summons that issued immediately previous to the one applied for, or that 90 days have elapsed since the debtor was examined under a judgment summons in the case in which the judgment summons is being applied for.

Section 4  
amended.

2. Section 4 of said Ordinance is hereby amended by inserting between the words "obtaining" and "such" in the first line thereof the word "any."





## CHAPTER 4.

### An Ordinance to Amend the Judicature Ordinance and Rules.

[Assented to 9th June, 1910.]

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of said Territory, enacts as follows:

1. The rules of Court under Chapter 17 of the Consolidated Ordinances of the Yukon Territory are hereby amended as follows:

2. Sub-section 2 of Rule 357 of said Ordinance is hereby repealed and the following substituted therefor:

(2) Any interest which a judgment debtor has in any mineral claim or in any placer mining claim or mining property in the Yukon Territory as defined by the Regulations for the disposal of quartz mining property and dredging or hydraulic leases or concessions, and by the Yukon Placer Mining Act, other than a quartz mining claim subsequent to the issue of a patent therefor, may be seized and sold under and by virtue of an execution against goods and chattels, and seizure thereof may be made by delivery by the Sheriff of a copy of such writ of execution at the office of the Mining Recorder where said mineral claim or placer mining claim is recorded and pay-

Sub-section 2, Rule 357 repealed.

Mineral claims.

Placer mining claims may be seized and sold.

Not to include quartz claim after patent.

Made executor against goods and chattels.

ment to such Mining Recorder of the proper fee for registering the same or by posting notice of seizure on the claim, and in the case of hydraulic or dredging leases or concessions, by posting notice of the seizure on the ground included in any such lease or comprised in any such concession.

Notice of seizure to be given.

3. Sub-section 1 of Rule 383 of said Ordinance is hereby repealed and the following substituted therefor:

Sub-section 1 of Rule 383 repealed.

"383. Service of such summons on the garnishee shall bind all debts, obligations or liabilities owing, payable or accruing due from the garnishee to the defendant or judgment debtor at the time of the service thereof, whether such debt, obligation or liability is payable in money or otherwise, to the extent of the claim of the plaintiff or judgment creditor and costs, which said costs shall be fixed by a Judge or Clerk of the Court at the time such summons is issued and stated in the summons.

Debts or liabilities whether payable in money or otherwise may be attached.

Costs to be fixed.



## CHAPTER 5.

An Ordinance to Amend Chapter 76 of the Consolidated Ordinances of the Yukon Territory as Amended by Chapter 10 of the Ordinances of 1906.

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[Assented to 9th June, 1910.]

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of said Territory, enacts as follows:

1. Section 1 of Chapter 10 of the Ordinances of the Yukon Territory passed in the year 1906 is hereby repealed.

The Liquor License Ordinance for Dawson and Klondike City Licenses.



## CHAPTER 6.

An Ordinance to Amend Chapter 66 of the Revised Ordinances of 1902, being an Ordinance Respecting Schools.

[Assented to 9th June, 1910.]

The Commissioner of the Yukon Territory, by and with the consent of the Yukon Council, enacts as follows:

Section 85 repealed.

Section 85 of said Act is hereby repealed and the following substituted therefor:

Children between six and fourteen to attend school twenty weeks in each year.

1. Every parent, guardian or other person resident within two miles of a school having charge of any child or children between the ages of six and fourteen inclusive, shall be required to send such child or children to school for a period of at least twenty weeks in each school year, at least ten weeks of which time shall be consecutive, and every parent, guardian or other person who does not provide that every such child under his care shall attend school or be otherwise educated shall be subject to the penalties hereinafter provided.

Sub-section "3" of Section 87 amended.

2. Sub-section 3 of section 87 is amended by striking out the word "one" in the second line thereof and substituting therefor the word "two."

Section 89 amended.

3. Section 89 is amended by striking out the word "one" in the last line thereof and substituting therefor the word "two."



## CHAPTER 7.

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An Ordinance for Granting to the Commissioner Certain Sums of Money to Defray the Further Expenses of the Public Service of the Yukon Territory for the Nine Months from June 30th, 1909, to March 31st, 1910, and for Purposes Relating Thereto; and for Granting to the Commissioner Certain Sums of Money to Defray the Expenses of the Public Service of the Yukon Territory for the Twelve Months from March 31st, 1910, to March 31st, 1911, and for Purposes Relating Thereto.

*[Assented to 9th June, 1910.]*

Whereas, It appears by message from Alexander Henderson, Esquire, K. C., the Commissioner of Yukon Territory, and in the Supplementary Estimates accompanying the same, that the sums hereinafter mentioned in Schedule "A" are required to defray certain further expenses of the Public Service of the Yukon Territory, and for other purposes relating thereto for the nine months ending March 31st, 1910, and, Preamble.

Whereas, It appears by message from Alexander Henderson, Esquire, K. C., the Commissioner of the Yukon Territory, and the Estimates accompanying the same, that the sums hereinafter mentioned in Schedule "B" to this Ordinance are required to defray certain expenses of the Public Service of the Yukon Territory, and for other purposes relating thereto for the twelve months ending March 31st, 1911; Preamble.

It is, therefore, hereby enacted by the Commissioner,

Appropriation for 9 months ending 31st March, 1910.

by and with the advice and consent of the Council of the Yukon Territory, as follows:

1. From and out of the sums at the disposal of the Yukon Council, there shall and may be paid and applied a further sum not exceeding in the whole five thousand, six hundred and thirty-four dollars and forty-four cents for defraying the several charges and expenses of the public service for the nine months ending March 31st, 1910, as set forth in Schedule "A" to this Ordinance.

Appropriation for year ending 31st March, 1911.

2. From and out of the funds at the disposal of the Yukon Council there shall and may be paid and applied a sum not exceeding in the whole three hundred and twenty-six thousand, four hundred and fifty-five dollars and forty-eight cents, for defraying the several charges and expenses of the Public Service for the twelve months ending March 31st, 1911, as set forth in Schedule "B" to this Ordinance.

3. The due application of all moneys expended shall be duly accounted for.

#### SCHEDULE "A"

Further sums granted to the Commissioner by this Ordinance for the nine months ending March 31st, 1910, and for the purposes for which they are granted to defray additional expenses of the Government of the Yukon Territory for the nine months ending March 31st, 1910, as follows:

Roads, Bridges and Public Works .....\$ 5,634.44

#### SCHEDULE "B"

Sums granted to the Commissioner by this Ordinance for the twelve months ending March 31st, 1911, and for the purposes for which they are granted:

Salaries and Traveling Expenses .....\$ 11,750.00  
 Schools ..... 48,800.00  
 Heating System for Dawson Public School... 7,000.00  
 Heating System for Dawson Public Library.. 3,000.00  
 Contingencies ..... 4,000.00  
 Dawson Free Library ..... 4,300.00

Carried forward .....\$ 78,850.00

SUPPLY

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Brought forward .....	\$ 78,850.00	
Roads, Bridges and Public Works .....	121,223.74	
Indemnity and Traveling Expenses, Members		
Yukon Council .....	7,000.00	
Preventive Service .....	860.00	
Printing and Stationery .....	3,500.00	
Whitehorse Reading Room .....	900.00	
Hospital, Charities and Public Health .....	32,100.00	
Assay Office—Whitehorse .....	3,700.00	
Miscellaneous Expenditure—		
Chemical Engine for Carcross .....	\$ 400.00	
Grant for Dawson Cemetery.....	400.00	
Grant to Men's Club .....	200.00	
Grant to Rifle Association .....	200.00	
To provide for Boiler Inspection....	750.00	
3 mos. allowance to J. T. Lithgow...	500.00	
3 mos. allowance to C. B. Burns.....	250.00	
Grant, Carcross Reading Room .....	300.00	
Grant, Dawson Law Library for Books	400.00	
Grant, Whitehorse Law Library for		
Books .....	50.00	
Grant to Memorial Tower at Halifax,		
N. S. ....	200.00	
Drill for Livingstone Creek .....	1,000.00	
Balance .....	350.00	5,000.00
Town of Whitehorse .....		10,000.00
Freight on Keystone Drill .....		500.00
		<hr/>
		\$263,633.74

GROUP II.—CITY OF DAWSON

Street Lighting .....	\$4,000.00	
Printing and Stationery .....	500.00	
Dawson Free Library .....	2,100.00	
Fire Department .....	36,630.50	
Streets and Sidewalks .....	15,291.24	
Contingencies .....	1,000.00	
Assistance to Assessor .....	1,000.00	
Dog and Animal .....	2,000.00	
Sanitary Inspection .....	300.00	62,821.74
		<hr/>
		\$326,455.48

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