

It was **formally withdrawn** by Order-in-Council 14th August, 1905. Notice of this was given by at once sending a copy of the order to the Mining Recorder at Haileybury and instructing him to post it on the walls of his office. This the Recorder states, was done. Also by publishing the order in full in the Ontario Gazette, November, 1905.

All this took place long before Mr. Green or Mr. Gordon went on the Lake with their diamond drill, which was not until the winter of 1905-6, Mr. Green's application to record his claim being in March, 1906.

Nine months previously, namely in June, and also in July, 1905, one, M. H. Bessey, applied to record a claim on the bed of Cobalt Lake, alleging discovery of valuable mineral. This claim was pending at the time of Mr. Green's application, and is still pending and being urged.

(Signed) THOMAS W. GIBSON,  
Deputy Minister of Mines.

Toronto, June 26th, 1906.

January 2, 1907.

Hon. J. J. Foy, LL.D.,  
Attorney-General,  
Parliament Buildings,  
Toronto, Ont.

Dear Sir,—

Referring to the pending litigation in regard to Cobalt Lake I beg to suggest that a special case under the powers vested in your Government in that behalf might be submitted at once as to the proper construction and effect of the Order-in-Council of 30th October, 1905. As you are aware, The Florence Mining Company, Limited, contend that the opinions of Mr. Ritchie and Mr. Strathy that this Order-in-Council threw Cobalt Lake open for exploration are correct. If so, under the decisions with which you are familiar the vested right to the twenty acres of Cobalt Lake known as J.S. 71 of The Florence Mining Company is an interest in land and property. As a final decision would be obtained at an early date it seems to me that such a course facilitating a final decision of this point would be in the interest of all concerned.

I am,

Yours truly,

J. M. CLARK.