

shall be reserved from Crown grant and held open as a highway for affording outlet, easement, drainage and a place of deposit for tailings or waste from either placer or mineral mines.

(In reference to this new section, it is proposed to maintain this highway or outlet for the benefit of all classes of miners on the creeks or gulches which have been worked out or abandoned, so as to afford an outlet, easement or drainage or place of deposit of tailings or waste from placer or mineral claims, and so that no one man or company can control such outlet by the mis-use of any of the powers hereinbefore granted to him.)

106. (New No.) All Crown grants for creek or placer claims issued under the provisions of this Act shall contain a clause reserving the right-of-way for such tunnels, tail-flumes or drains as may be required to afford outlet, easement and drainage for such mines, as provided in Part III of this Act.

(This is self-explanatory; its object is so clearly set forth that we ask only that equal rights and privileges shall be granted to all persons alike, whatever the nature of their interest, to reach a deposit in place, for their waste, tailings, debris or drainage.)

(General.—It is suggested that a clause providing that all Acts and parts of Acts conflicting with this Act should be repealed.)

#### PLACER CLAIMS CONTAINING LODES.

107. (New No.) Where a free miner, association of free miners, or corporation is in possession of a placer mining claim and also a vein or lode included within the boundaries thereof, application shall be made for a Crown grant for the placer claim, with the statement that it includes such vein or lode, and in such case the Crown grant shall issue for the placer mining claim subject to the provisions of this Act, including such vein or lode, upon the payment of \$10 per acre for such vein or lode claim, and 100 feet of surface on each side thereof; the remainder of the placer claim or any placer claim not embracing any vein or lode claim, shall be paid for at the rate of \$5 per acre, together with all costs of proceedings; and when a vein or lode such as is described in the Mineral Act is known to exist within the boundaries of a placer claim, an application for a Crown grant for such placer claim which does not include the application for a vein or lode claim shall be construed as a conclusive declaration that the claimant of the placer claim has no right of possession of the vein or lode claim; but where the existence of a vein or lode in a placer claim is not known, a Crown grant for a placer claim shall convey all valuable mineral and other deposits within the boundaries thereof.

Sec. 102A—Strike out in 3rd line the words "not to exceed six hundred and forty acres."

(The object of striking out the words "six hundred and forty" is to make the Act harmonious and allow large companies to consolidate and conform to the modern methods of conducting business on a large and comprehensive basis.)

Sec. 103—After the word "lease" in 11th line insert the following: "and that the lessee shall have his dredge or dredges in actual operation on the ground within two (2) years from the granting of his lease, and shall continue the operation of such dredge or dredges during at least sixty (60) days in each and every year, and in default of compliance with this proviso, or any part thereof, the said lease shall be deemed to be and be void."

(The object of this proposed amendment is to compel dredger companies to get to work, carry out the objects of their incorporation, and produce a revenue to the Government, or vacate the ground for others to do so.)

Sec 104—Strike out.

(The object of striking this out is to make it conform with the provisions of Sec. 103.)

Z. The provisions of the Mineral Act relating to certificate of improvement, adverse claims and Crown grants shall apply to placer claims of all kinds, and shall be deemed to be incorporated in this Act.

(These provisions, the application of which is suggested to be incorporated in this Act, are to simplify the procedure, having in view the fact that there are so many judgments in existence now declaratory of the meetings which should be attached to the various sections, some of which have been pronounced by the Supreme Court of Canada, and are therefore beyond question.)

N.B.—This section is an alternative for proposed Sections 108 to 114, both inclusive, which are practically the same as the Mineral Act provisions.

(This, of course, is simply proposed as an alternative for the proposed amendments, being Sections 108 to Section 114, both inclusive, hereinbefore set out.)

Part VIII, Sec. 109—Add Sub-section (h), "a book to be known as the Record of Crown Grants."

(The object of this addition is simply to make it comply with the suggestions hereinbefore made, and to keep a complete record of the Crown grants which may have been issued for the information of the public at large without having to send to the nearest Land Registry Office.)

Sec. 110—Strike out the whole of the second sentence.

(This alteration is simply to conform to the former recommendation herein as to re-records.)

Sec. 111—Strike out the words "lay-over, leave of absence."

(The object of striking out these words is because there will be no necessity for them if the recommendations herein are adopted.)

Sec. 113—In first line, after word "record," insert words "and retain."

Strike out in first line the words "by copying out verbatim," and insert after "office" in last line the words "and shall copy the same into the Record of Affidavits."

(The object of inserting this is that the affidavit, when made, shall be forever retained in the office, to prevent substitution and alteration, or loss of the original by the owner, except that in case of a deed a notarial copy shall be retained.)

(The same remarks apply to the next section—114.)

Sec. 114—Insert after "record" in first line the words "and retain." Strike out the words "by copying out verbatim in the Record of Conveyances," and add at end, "and shall copy the same into the proper books kept for such purpose."

Part IX, Sec. 128—Strike out sub-clauses (a), (b) and (e), and insert "tail-flume" after "claim" in 4th line, sub-clause (h), and in (j) after word "constructing" in 2nd line.

Sec. 128—In clause (1), first line, strike out words "placer mining ground" and insert the words "the beds of streams for dredging purposes."

(These clauses are struck out for the reason that they will not be required if the suggestion as to \$100 worth of work annually being performed is accepted and acted upon by the Committee. And the insertion of the words "tail-flume," and the leasing of beds of streams for dredging purposes.)

Sec 152—Strike out—as it has been amended and inserted in Assessment Act.

(It is proposed to strike this out, as all the ground covered thereby is covered by the previous amendments as suggested, and the Assessment Act Amendment Act, 1903.)

Forms to be amended to comply with proposed amendments.