

A.D. 1864.

"Supreme Court" shall mean the Supreme Court of British Columbia.

"The Crown" shall mean Her Majesty, Her heirs and successors.

"Crown Lands" shall mean all lands of this Province held by the Crown in fee simple.

"Act" shall mean any Proclamation or Ordinance having the force of law in this Province.

Pre-emption of Surveyed and Unsurveyed Land.

Who may record
unsurveyed land.

How many acres.

Companies may
record by special
permission.

Staking and mark-
ing boundaries of
claim.

3. Any person being the head of a family, a widow, or single man over the age of eighteen years, and being a British subject, or any alien, upon his making a declaration of his intention to become a British subject, before a Commissioner, Notary Public, Justice of the Peace, or other officer appointed therefor, which declaration shall be in the Form No. 1 in the Schedule hereto, and upon his filing the same with the Commissioner, may record any tract of unoccupied and unreserved Crown lands (not being an Indian settlement) not exceeding three hundred and twenty acres in extent in that portion of the Province situate to the northward and eastward of the Cascade or Coast Range of Mountains, and one hundred and sixty acres in extent in the rest of the Province: Provided, that such right shall not be held to extend to any of the aborigines of this continent, except to such as shall have obtained permission in writing to so record by a special order of the Lieutenant-Governor in Council.

4. Any chartered or incorporated company may acquire such right, by obtaining permission in writing by a special order of the Lieutenant-Governor in Council.

5. Any person desiring to pre-empt, as aforesaid, shall, if the land be unsurveyed, first place at each angle or corner of the land to be applied for a stake or post at least four inches square, and standing not less than four feet above the surface of the ground; any stump of a tree may be used for a post, provided it be squared as aforesaid, and of the required height and dimensions, and upon each post a notice in the following form shall be affixed:

"A. B's land, N. E. post" (meaning north-east post); "A. B's land, N. W. post" (meaning north-west post); and so on, as the case may be.

And if such land shall not be so staked off and marked, the applicant shall not have the right to record the land intended by him to be recorded; and if such land, not having been so staked and marked, shall nevertheless be recorded in favour of the applicant, he shall have no right at law or in equity therein or thereto. After the land is so staked and marked, the applicant shall then make appli-