

cuts, carries away or removes from any portion of the reserve of his band, for sale and not for the immediate use of himself and his family, any trees, timber or hay thereon, or removes any of the stone, soil, minerals, metals or other valuables therefrom, for sale, as aforesaid, or who cuts or uses any pine or large timber for any other purpose than for building on his own location or farm, unless with the consent of the band and the approval of the Superintendent General, shall incur the penalties provided in the next preceding section in respect to Indians of other bands and other persons, and the same proceedings may be had for the recovery thereof as are provided for in the said section." 5 10

Section 35 amended.

5. The thirty-fifth section of the said Act is hereby amended by striking out the words "If any" in the first line thereof and by substituting therefor the words following, that is to say:—"No portion of any reserve shall be taken for the purposes of any railway, road or public work without the consent of the Governor in Council, and if any." 15

Section 62 repealed and new section substituted.

6. The sixty-second section of the said Act is hereby repealed and the following section substituted therefor:— 20

Seizure of trees cut without authority.

"**62.** Any officer or agent acting under the Superintendent General may seize or cause to be seized in Her Majesty's name any logs, timber, wood or other products of trees or any trees themselves, cut without authority on Indian lands or on an Indian reserve, wherever they are found, and place the same under proper custody until a decision can be had in the matter from competent authority." 25

Section 63 repealed and new section substituted.

7. The sixty-third section of the said Act is hereby repealed, and the following section substituted therefor:—

Presumption of law in case of mixture of timber cut on Indian lands or reserves with timber cut elsewhere.

"**63.** When the logs, timber, wood or other products of trees cut without authority, or the trees themselves so cut without authority on Indian lands or on an Indian reserve, have been made up or intermingled with other trees, wood, timber, logs or other products thereof, into a crib, dam or raft, or in any other manner, so that it is difficult to distinguish the timber cut on a reserve or on Indian lands without license from the other timber with which it is made up or intermingled, the whole of the timber so made up or intermingled shall be held to have been cut without authority on a reserve or on Indian lands, and shall be seized and forfeited and sold by the Superintendent General or any officer or agent acting under him, unless evidence satisfactory to him is adduced showing the probable quantity not cut on a reserve or on Indian lands." 30 35 40

Section 72 repealed and new section substituted.

8. The seventy-second section of the said Act is hereby repealed and the following section substituted therefor:— 45

Payment of annuity may be stopped and offender deprived of participation

"**72.** The Superintendent General may stop the payment of the annuity and interest money of, as well as deprive of any participation in the real property of the band, any Indian who is proved, to the satisfaction of the Superinten- 50