

8. Clause 109 of the said Act is hereby repealed, and the following is substituted therefor :—

New clause 109.

5 “109. Every person who, subsequently to the fourteenth day of April, one thousand eight hundred and seventy-two, was or becomes duly qualified by certificate, diploma or commission, to survey lands in any province of Canada, and who, in order to become so qualified, has served a term under articles to a surveyor, similar to the term prescribed by this Act, and has passed an examination in the subjects prescribed by clauses 10 102 and 113 of this Act, before the board of examiners of such province, shall be entitled to obtain a commission as Dominion land surveyor without further service and without being subjected to any examination other than with respect to the system of survey of Dominion lands; but it shall rest with the 15 board of examiners to decide whether the service of such person is equivalent to that prescribed in this Act for the pupils of Dominion land surveyors, and whether the subjects of examination for the certificate, diploma or commission of a surveyor of Crown lands in such province are sufficiently 20 similar to those set forth in the said clauses to entitle him, under the foregoing provisions, to such commission; and if such service or subjects of examination are, in the opinion of the board, not sufficiently similar to those required by this Act, the board may, in its discretion, require any candidate 25 for admission as a Dominion land surveyor under the provisions of this clause to complete such further term of service or practice in surveying, and may examine him in such of the subjects set forth in clauses 102 and 113 of this Act, as may appear necessary.”

As to admission of provincial land surveyors.

30 9. Clause 138 of the said Act is hereby amended by adding the following sub-clause thereto :—

Clause 138 amended.

35 “3. Every person who, not being a Dominion land surveyor, knowingly and wilfully has in his custody and possession, and not for any lawful purpose in connection with a survey of Dominion lands, any such post or monument, or any post or monument intended, or apparently intended to be used for the purposes of any such survey, or to mark any such limit, boundary or angle, is guilty of an offence and is liable on summary conviction to imprisonment for a term not exceeding 40 years, or to a penalty not exceeding , or to both such fine and imprisonment.

Penalty for illegally having possession of landmark.

45 10. Any person who is entitled to make a homestead entry for land under the provisions of the said Act may select as his homestead one or more of the legal subdivisions of any section which comprise one-quarter section thereof; and if the area so selected and entered for is not greater than eighty acres he may be granted his entry therefor for one-half of the amount of the fee which is exacted for a homestead entry for a whole quarter-section.

Homesteader may select part of quarter-section.

Fee.

50 11. An exchange of any Crown lands within and now the property of the province of Manitoba, for Dominion lands of equal value, may be made between that province and the Dominion of Canada; and when such exchange has been completed the Crown lands so granted to the Dominion shall be

Exchange of Crown lands between Manitoba and Canada.