

Powers when
moving
dredge.

"(2) The Gold Commissioner may, on application, grant any person operating a dredge the right to take such dredge through a mining claim owned by any other person to adjoining property which he may desire to work with the same dredge, and for the purpose referred to may grant the right to thaw, disturb, or remove such portion of the said claim as in the opinion of the Gold Commissioner is necessary for such operation, provided that before such permission is granted the applicant shall deposit with the Gold Commissioner a sufficient sum of money to secure payment to the owner of the claim for all damage which may be caused by the passage of the dredge through such claim, and provided further that all damage caused by the said passage through the claim shall be assessed by the Gold Commissioner, and from the moneys deposited with him by the applicant the damage as assessed shall be paid and the balance, if any, refunded. 5 10 15

"(3) If, in the operation necessary to the passage of the dredge, any pay gravels are removed the gold which may be contained therein shall be recovered by such operator, and all such gold shall be the property of the owner of the claim. 20

"(4) An appeal may be taken at any time within ten days from the decision of the Gold Commissioner to the Territorial Court of the Yukon Territory with respect to the amount of the assessment." 25

12. Subsection one of section seventy-four of the said Act, as enacted by chapter fifty-seven of the statutes of 1912, is repealed and the following is substituted therefor:—

"**74.** (1) In the event of any dispute between the owners of claims or lessees of locations with respect to the distribution of water, encroachments, or to dumping, or as to the amount of compensation to be paid under section sixty-nine or any other matter referred to in the next following section, such dispute may be heard and determined by a board of arbitrators to be appointed as follows: The Gold Commissioner, upon the request of any such owner or lessee for the appointment of a board of arbitrators and upon being furnished with a statement of the matter complained of, clearly expressed in writing, shall notify each party to the dispute to appoint an arbitrator, and shall notify all persons holding any interest in the claim or property of the proposed arbitration proceedings, and in case any person who was notified to appoint refuses or neglects to appoint an arbitrator within thirty days of the date of such notification the Gold Commissioner, upon being requested to do so by the arbitrator or arbitrators appointed, or by any interested owner or lessee, shall appoint such arbitrator or arbitrators. In the event of the total number of arbitrators so appointed being an even number, an additional arbitrator shall be appointed by such arbitrators." 30 35 40 45

Board of
Arbitrators
to determine
disputes.