

borne by the parties respectively, and the surplusage, if any, shall then be returned to the parties, as he may order.

76. All bond-fees adjudged as forfeited and all payments retained under the last preceding section, shall, as soon as decision has been rendered, and all entry and other fees or moneys shall, as soon as they have been received by him, be paid by the said Mining Recorder or Gold Commissioner to the credit of the Receiver General in the same manner as other moneys received by him on account of Dominion lands.

Deposit of
bond-fees, etc

MISCELLANEOUS.

77. No person mining upon any claim shall cause damage or injury to the holder of any claim other than his own by throwing earth, clay, stones, or other material upon such other claim, or by causing or allowing water which may be pumped or baled, or may flow from his own claim to flow into or upon such other claim under the penalty of not more than \$5.00 and costs, and in default of the payment of the fine and costs he may be imprisoned for any period not more than one month.

No person
shall damage
the claim of
another.

78. Nothing herein contained shall, save where such intention is expressly stated, be so construed as to affect prejudicially any mining rights and interests acquired prior to the passing of these Regulations; and all mining rights and privileges heretofore and hereunder acquired shall, without the same being expressly stated, be deemed to be taken and held subject to the rights of Her Majesty, her heirs and successors, and to the public rights of way and water.

Regulations,
how con-
strued.

79. Every free miner, on application to the Mining Recorder of the district, shall be entitled to a printed copy of these Regulations free of charge.

Free miner
entitled to
copy of
regulations.

80. Affidavits and declarations made under the provisions of these Regulations can be made before any person duly authorized to administer an oath or declaration.

Affidavits, to
whom made.

81. The Minister of the Interior, or any one deputed by him, and the Mining Recorder shall have the right to enter into or upon and examine any mineral claim or mine within the meaning of these Regulations.

Entry on a
mine.

82. Where a claim has been recorded under any name, and the owner or his agent is desirous of changing the same the Mining Recorder may, upon application being made by such owner or agent, and upon payment of a fee of twenty-five dollars, amend the record accordingly. Provided, however, that such change of name shall not in any way affect or prejudice any proceedings or execution against the owners of the said claim.

To change the
name of a
claim.

83. Whenever through the acts or defaults of any person other than the recorded owner of a mineral claim or his agent by him duly authorized, the evidence of the location or record on the ground, or the situation of a mineral claim has been destroyed, lost or effaced, or is difficult of ascertainment, never-

Evidence of a
mining loca-
tion on the
ground des-
troyed.