

fixed by the Government of British Columbia, not exceeding the sum of 10s. per acre.

4. No interest in any plot of land acquired as aforesaid shall, before payment of the purchase-money, be capable of passing to a purchaser unless the vendor shall have obtained a certificate from the nearest magistrate that he has made permanent improvements on the said plot to the value of 10s. per acre.

5. Upon payment of the purchase-money, a conveyance of the land purchased shall be executed in favour of the purchaser, reserving the precious minerals, with a right to enter and work the same in favour of the Crown, its assigns and licencees.

6. Priority of title shall be obtained by the person first in occupation, who shall first record his claim in manner aforesaid.

7. Any person authorized to acquire land under the provisions of this Proclamation may purchase, in addition to the land pre-empted, in manner aforesaid, any number of acres not otherwise appropriated, at such rate as may be fixed by the Government, at the time when such land shall come to be surveyed, not to exceed 10s. per acre; 5s. to be paid down, and the residue at the time of survey.

8. In the event of the Crown, its assigns or licencees, availing itself, or themselves, of the reservation mentioned in clause 5, a reasonable compensation for the waste and damage done shall be paid by the person entering and working to the person whose land shall be wasted or damaged as aforesaid; and in case of dispute, the same shall be settled by a jury of six men to be summoned by the nearest magistrate.

9. Whenever any person shall permanently cease to occupy land pre-empted as aforesaid, the magistrate resident nearest to the land in question may in a summary way, on being satisfied of such permanent cessation, cancel the claim of the person so permanently ceasing to occupy the same, and record the claim thereto of any other person satisfying the requisitions aforesaid.

10. The decision of the magistrate may be appealed by either party to the decision of the Judge of the Supreme Court of Civil Justice of British Columbia.

11. Any person desirous of appealing in manner aforesaid may be required, before such appeal be heard, to find such security as may be hereafter pointed out by the rules or orders hereinafter directed to be published.

12. The procedure before the magistrate and judge respectively shall be according to such rules and orders as shall be published by such judge, with the approbation of the Governor for the time being of British Columbia.

13. Whenever a person in occupation at the time of record aforesaid shall have recorded as aforesaid, and he, his heirs, or assigns, shall have continued in permanent occupation of land pre-empted, or of land purchased as aforesaid, he or they may, save as hereinafter mentioned, bring ejectment or trespass against any intruder upon the land so pre-empted or purchased, to the same extent as if he or they were seized of the legal estate in possession in the land so pre-empted or purchased.