

with the mining recorder of an application to record the staking out of a mining claim.

Turning back to the group of sections headed "Mining Recorders, their Duties and Powers," it will be found that sec. 55 deals with the books to be kept by the mining recorder for recording claims, "and other entries therein as may be prescribed by the Minister." Section 58, though not very artistically framed, requires the mining recorder, forthwith after the presentation by a licensee of "an application for a claim," to enter in the proper book in his office the particulars of the application, and to file the application, sketch or plan, and affidavit (what these are is to be found by reference to sec. 156) with the records in his office, and that "if within 60 days of the date of the recording of a mining claim staked out after the passage of the Act, no dispute as to the rights of the licensee to the claim by reason of prior discovery or otherwise, has been lodged with the mining recorder, he may grant to the licensee a certificate" of the record of the staking out of a mining claim. By sec. 59 the applicant is at the time of the application to produce his miner's license to the mining recorder to whom the application is made, and the mining recorder is to indorse and sign upon the back of it a note in writing of each and every "such record made to such licensee," and the record is not to be complete or effective unless and until the indorsement is made and signed on the license. And by sec. 60 "any question or dispute as to non-compliance with the provisions of the Act regarding a mining claim prior to the issue of a certificate of record of staking out," is to be adjudicated on by the mining recorder subject to an appeal to the Mining Commissioner.

Section 140 provides as follows: "The application of a licensee for a record of the staking out of a mining claim shall not be deemed to confer any right whatsoever upon the licensee until such time as the staking out of the said mining claim shall have been recorded with a mining recorder, and a certificate of such record issued and delivered by the mining recorder to the licensee or some person on behalf of the licensee."

There is an apparent inconsistency between the provisions of this section and those of sec. 160, to which reference has been made, in that the requirement of the latter is that