

hereinafter mentioned, the assigns of such claimant shall, if he or they shall have been in continuous occupation of the same land from the date of the record aforesaid be entitled to purchase the land so acquired, or in respect of which such deposit shall have been paid as aforesaid, at such rate as may for the time being be fixed by the Government of British Columbia, not exceeding the sum of 4s. 2d. per acre.

Certificate of improvement requisite.

29. No person shall be entitled to receive a grant of such land until he shall have received from the recording Magistrate a certificate of improvement as in the Schedule hereto, in respect to such land.

Certificate of improvement to be issued when improvements have been made to the extent of 10s. per acre.

30. When the claimant, his heirs or devisees, shall prove to the Stipendiary Magistrate of the District, by the evidence of himself and of third parties, that he or they has or have continued in permanent occupation of the claim from the date of record, and has or have made permanent improvements thereon to the value of 10s. per acre, the said Magistrate shall grant to the said claimant, his heirs or devisees, a certificate of improvement in the form in the Schedule hereto.

When Certificate of improvement has been issued the holder may sell or deal with the land.

31. Upon the grant of the certificate of improvement aforesaid, the person to whom the same is issued may, subject to any unpaid instalment, sell, mortgage, or lease the land in respect of which such certificate had been issued, but no interest in any plot of land acquired in either of the methods aforesaid, shall, before payment of the purchase money, be capable of passing to a purchaser, unless the vendor shall have obtained such certificate of improvement as aforesaid.

Conveyance upon what conditions.

32. Upon payment of the purchase money after the survey and continuous occupation, and the notice required under this Ordinance, a conveyance of the land purchased shall be executed in favor of the purchaser excepting the precious minerals with a right to enter and work the same in favor of the Crown, its assignees and licensees, with power to the Crown to take such portions of such land as it may find necessary for roads, bridges and ferries, and public purposes.

Rules to be observed in applying for a Crown grant.

33. No pre-emptor shall be entitled to receive a Crown grant of his pre-emption claim, unless he shall shew to the satisfaction of the Magistrate of the District, that before applying for such grant he has caused a written or printed notice of his intention to apply for such grant, to be posted in some conspicuous part of his own and the adjacent pre-emption claims, (if any,) and on the Court House of the district, without any valid opposition to his claim being substantiated.

Priority of title.

34. Priority of title shall be obtained by the person who, being in possession, shall first apply and record his claim in manner aforesaid.

Cancellation of claim on permanent cessation of occupation.

35. Whenever any person shall permanently cease to occupy land acquired in either of the methods aforesaid, the Stipendiary Magistrate of the District 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.

Deposits and improvements forfeited on cancellation.

36. All deposits paid in respect of such forfeited claims, and all improvements, buildings and erections thereon, shall, (subject to the appeal hereinafter mentioned,) on such cancellation, be absolutely forfeited; and such claims, improvements, buildings and erections shall, subject to the appeal hereinafter mentioned, be open to settlement by any other person.

Magistrate's decision appealable.

37. The decision of the Magistrate may be appealed by either party to the decision of the Supreme Court of Civil Justice of British Columbia.

Security on appeal.

38. Any person desirous of appealing in manner aforesaid, may be required before such appeal be heard, to find such security as may