

55. Any person desiring to bridge any stream, claim or other place, for any purpose, or to mine under or through any ditch or flume, or to carry water through or over any land already occupied, may, in proper cases, do so with the written sanction of the Superintendent of Mines. In all such cases the right of the party first in possession shall prevail, so as to entitle him to compensation if the same be just.

56. In measuring water in any ditch or sluice, the following rules shall be observed: The water taken into a ditch or sluice shall be measured at the ditch or sluice head: no water shall be taken into a ditch or sluice except in a trough placed horizontally at the place at which the water enters it, and which trough shall be extended two feet beyond the orifice for the discharge of the water: one inch of water shall mean the quantity that will pass through a rectangular orifice two inches high by half an inch wide, with a constant head of seven inches above the upper side of the orifice.

57. Whenever it shall be intended, in forming or upholding any ditch, to enter upon and occupy any part of an entered claim, or to dig or loosen any earth or rock, within four feet of any ditch not belonging solely to the registered owner of such claim, three days' notice, in writing, of such intention shall be given, before entering or approaching within four feet of such other property.

58. Any person engaged in the construction of any road or work may, with the sanction of the Minister of the Interior, cross, divert or otherwise interfere with any ditch, water privilege or other mining rights whatsoever, for such period as the Minister shall approve.

59. The Minister shall order what compensation for every such damage or interference shall be paid, and when, and to whom, and whether any and what works, damaged or affected by such interference as aforesaid, shall be replaced by flumes or otherwise repaired by the person or persons inflicting any such damage.

60. The owners of any ditch, water privilege, or mining right, shall, at their own expense, construct, secure, and maintain, all culverts necessary for the passage of waste and superfluous water flowing through or over any such ditch, water privilege, or right.

61. The owners of any ditch or water privilege shall construct and secure the same in a proper and substantial manner, and maintain the same in good repair to the satisfaction of the Superintendent of Mines, and so that no damage shall occur to any road or work in its vicinity from any part of the works of such ditch, water privilege, or right.

62. The owners of any ditch, water privilege or right, shall be liable, and shall make good, in such manner as the Superintendent of Mines shall determine, all damages which may be occasioned by or through any part of the works of such ditch, water privilege, or right, breaking or being imperfect.

63. Nothing herein contained shall be construed to limit the right of the Lieutenant-Governor of the North-West Territories in Council, or of the proper authority in any Province containing Dominion Lands, to lay out, from time to time, public roads across, through, along, or under any ditch, water privilege or mining right, without compensation.