

looking and applying for the said claim, and in the event of a grant having been issued therefor, paying also all the expenses to which said locator may have been put in obtaining the same, and also compensation for any loss or work that he has performed thereon. Provided that where the owner of a claim fails to renew his grant within the time provided by section forty-one of the Act, the renewal fee, if paid within three months after the date of expiry, shall be thirty dollars, and after three months and within six months from such date of expiry shall be forty-five dollars.

10. Section forty-five of the said Act, as amended by chapter seventy-seven of the statutes of 1902, is repealed and the following is substituted therefor:

45. (1) If two or more persons are co-owners in a claim, each such person shall contribute proportionately to his interest to the work required to be done thereon and to the payment of renewal fees, and in the event of his being proved to the Gold Commissioner after notice of hearing has been served on all parties interested in the manner directed by him, that any co-owner has not done so, his interest may, by order of the Gold Commissioner, become vested in the other co-owners, who have performed said work and paid said fees, in proportion to their interests.

(2) If two or more persons acquired mining rights under the provisions of this Act, one or more of whom continued to hold the rights so acquired free from the risk of cancellation, owing to enlistment or acceptance for active service in defence of the Empire during the war under the provisions of chapter twenty-two of the statutes of 1915, and one or more of which co-owners did not become entitled to such protection, in the event of its being proved to the satisfaction of the Gold Commissioner that the mining rights of any co-owner were not held free from the risk of cancellation under the above provision, and that such co-owner has not furnished evidence to show that he had contributed proportionately to his interest to the work required to be done under the Act, or has not paid to the Mining Recorder the proportionate amount of fees required to be paid, his interest in such mining rights may become vested, by order of the Gold Commissioner, in the other co-owner or co-owners whose rights were held free from the risk of cancellation owing to enlistment or acceptance for active military service, in proportion to their former interests.

11. Section forty-eight of the said Act is amended by striking out the words "subject to an appeal to the board of arbitration hereinafter referred to" after the word "may" in the fourth line, and by adding thereto the following subsections:

Section 45  
of Act of  
1902, as  
amended

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amended