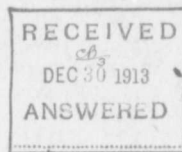


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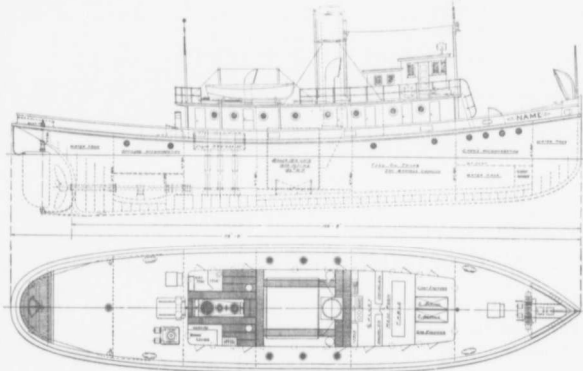
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The British Columbia Timber Laws & Timberman's Guide

RESPECTING THE TIMBER INTERESTS IN BRITISH COLUMBIA

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The Forest Wealth of British Columbia



Estimated to contain over 100,000,000 acres of woodland, of which upwards of 65,000,000 acres may be regarded as actually or potentially capable of producing merchantable timber, British Columbia contains one of the few great bodies of commercial timber left in the world, which are not yet materially reduced by the ever increasing lumber industry. With the possible exception of Siberia, Brazil and the North-Western United States, the timber wealth of British Columbia is unparalleled in any other country.

Investigations of recent years have gone far enough to show that the total stand of commercial timber in the Province is certainly not less than three hundred billion feet, and probably much more. The present lum-

ber output is about a billion and a half feet a year, and according to these figures, making no allowance at all for annual growth, it would take the present Lumber Industry of British Columbia nearly 250 years to use up merely the mature timber now standing. This annual growth, even now, when the Forestry Branch is still in its infancy, and the timber of the Province is not adequately protected from either fire or waste, is certainly not less than five times the present annual lumber cut.

At the end of 1911 there were 225 sawmills and 59 shingle mills, in the Province, with a daily capacity of 4,500,000 feet of lumber and 4,400,000 shingles. These mills, worked to thier full capacity, would produce about 1,350,000,000 feet of lumber per year.

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LANDS—FORESTS.

The demand for lumber is increasing as is evidenced by the fact that while the output for British Columbia in 1903 was only approximately 318,000,000, in 1910 the figures were 1,940,000,000, having increased steadily year by year. In the same year there were 299 logging camps working in various parts of the Province, employing 13,900 men, 1170 horses and 353 steam engines. The capital invested in the Lumber industry is estimated at 150 to 200 million dollars, furnished principally by British, United States and Eastern Canadian investors, and the opportunities for further profitable investment are unsurpassed, as the prices of lumber are constantly increasing, while the stumpage values are lower than in any other part of the American Continent. In the Pacific Coast States, Washington and Oregon, the stumpage values are: Douglas Fir, \$2.50; cedar (red) \$3; hemlock, \$1.75; spruce, \$2.50, exclusive of taxes, while those of British Columbia vary from 50c to \$1, to which must be added license fees and royalty, amounting to about 66c per thousand, a total not exceeding, in any case, \$1.66. The figures quoted for United States timber are standard prices; very choice timber sells at higher rates. The rates in Ontario, exclusive of a royalty of \$2 per thousand feet, vary from \$11.37 for White pine, to \$1 for Jack pine, and \$8.55 for Spruce. In Ontario and the States the tenure of timber is limited to a few years, immediate and continuous operation being imperative. The prices of lumber have increased from 60 per cent. to 75 per cent. in 10 years, and with the rapid settlement of the hitherto unoccupied lands of the Provinces and the Interior of British Columbia, the activity in railroad building and the increasing demands of overseas markets, further considerable advances in prices are inevitable. Possessing an immense quantity of paper-making woods, British Columbia affords a promising field to the paper maker. Pulp wood forests border the ocean and many navigable streams, simplifying transportation, and there are numerous water-powers available to supply motive power to the mills. The rapid denudation of the pulp areas of the United States will soon compel it to look to Canada for its supply of wood pulp, which, according to the regulations at present in force, must be manufactured in the Province. There is besides a present demand for pulp in Japan, China and Australia, and

when the industry is fully developed the ocean freights will enable profitable exportation to Great Britain and Europe.

Along the coast-line of the mainland of British Columbia and Vancouver Island, practically inexhaustible areas of pulp woods can be found. These woods cover large tracts immediately contiguous to the coast, so that logs can be landed at the mills at very low cost.

An important point in favor of the industries on the sea coast of British Columbia is the mildness of the winters, which admits of operations being carried on throughout the whole year. The forests of the Province are much more densely wooded than those of Eastern Canada, 500 cords per acre being not uncommon, while from 100 to 150 cords may be taken as a fair average of good timber lands. With proper husbanding the woods are practically inexhaustible for pulp-wood purposes. This is essentially a timber country. Atmospheric conditions are especially favorable to tree growth which is very rapid, and the extent of otherwise valueless country along the coast which can be devoted to Forestry is enormous. Owing to its wealth of raw material, excellent water powers and geographical position, British Columbia occupies a position of eminent advantage in competing for the pulp and paper trade of the Pacific. Four companies are at the present time operating plants, and a considerable increase in the capacity of these mills is expected to be made very shortly.

The markets which can with special facility be supplied from British Columbia in addition to her home trade, are Japan, Australia, China, New Zealand, Hawaii, the Philippines, western coast of South America, western coast of Mexico, and Asiatic Russia. The home market is a steadily growing one, and with the rapid growth of population, a correspondingly rapid increase of the requirements in the way of paper may reasonably be anticipated. The long distance from the Eastern mills and the freight rates makes competition from the East impossible. Japan probably furnishes the greatest possibilities for the future, the yearly imports of paper averaging over \$2,000,000, and those of pulp to about \$600,000. Both the demand for paper and for pulp in Japan is increasing very rapidly, and the pulp mills of this Province will be in the best possible position



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LANDS—FORESTS.

to supply it. The Australian market is, perhaps, the most important at the present time. There are no suitable pulping woods on that Continent, and no water powers, so that Australia is almost wholly dependent upon outside sources for its supply of paper. The advantage of geographical position possessed by British Columbia in competing for the Oriental and Australian trade is shown by the following table of distances:

	From Vancouver (Miles)	From London (Miles)
Yokohama	4,283	12,186
Hong Kong	6,271	10,185
Shanghai	5,461	10,995
Brisbane	6,755	12,465
Sydney	7,265	12,558
Auckland	8,058	13,500

The local or British Columbia market amounts to about \$250,000 per annum in news and wrapping paper; while the Prairie Provinces will naturally be supplied from British Columbia paper mills.

With reference to the conservation of the timber, it may be said that in Europe, where the value of standing timber has been well understood for many generations, the preservation of the forests has been developed to a science, with the result that many of those countries derive an annual revenue from their woodlands, which amounts to more than the total capitalized value charged by the Government of British Columbia for its licensed timber. On this Continent, until very recently, no attempt was made to protect the timber; on the contrary, its destruction was encouraged by ill-considered laws permitting the most appalling waste—the forest, man's best friend, regarded as an obstacle to progress, or esteemed only as an easy source to an immediate profit, was ruthlessly extirpated by fire and axe. As a result, many once fruitful districts are now arid wastes, and the great forests, considered illimitable and inexhaustible, have dwindled to comparatively inconsiderable areas of virgin timber.

Confronted by the results of years of thoughtless extravagance, the Governments of Canada and the United States have experienced an

eleventh hour conversion and are now eagerly seeking means to conserve the remnant. Canada, more especially British Columbia, is in the more favored position, as it still possesses large and compact areas of timber which have escaped the general ruin.

The establishment of a Forestry Branch of the Department of Lands in British Columbia, has resulted in very much better care being taken of the timber at present standing, and also in the prevention of an enormous number of fires, which have in the past wrought great damage in the forests of the Province. The thorough organization and distribution of a fire-fighting force, is the first step in the work of conservation, to be followed by the enforcement of regulations for the economic cutting of timber; the removal or destruction of debris; the strict supervision of railway construction and of trains running through timbered country; reforestation where the soil encourages the growth of inferior species, or where fire has destroyed the seed; the preservation of timber on the higher slopes and head-waters of streams to promote the storage of water and prevent erosion and snow and landslides, all of which will require much study and research.

A considerable percentage of the manufactured lumber is used locally but the bulk is shipped to Alberta, Saskatchewan, Manitoba, Ontario, Quebec and the middle, western and eastern States. The eastern market for shingles and for certain kinds of lumber, the finer grades for finishing and interior decoration, is steadily enlarging as the quality of British Columbia woods became more widely known. There is also a great demand for heavy squared timber for bridge and other structural work. Overseas markets take a large quantity of lumber annually, some of the larger coast mills, catering especially for this class of orders. In 1910 the foreign shipments amounted to 72,967,761 feet, Australia taking by far the larger proportion with 38,885,206 feet. As the foreign shipments in 1905 only amounted to 51,515,100 feet it will be seen that in the five years the increase was 21,389,873 feet.

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height and from thirty to fifty feet base circumference. The average, however, and the most prized by lumbermen in general are trees about one hundred and fifty feet high, clear of limbs, and five to six feet in diameter. It has about the same specific gravity as oak, with great strength, and has a wide range of usefulness, being especially adapted for heavy construction work.

The fact that the largest trees are found near the coast greatly facilitates the transport of logs from the woods to the mill, and as the majority of the mills are so situated that the largest ships may load within a few yards of the saws, the cost per 1000 feet of handling Douglas Fir and other coast woods is small. The Giant Arbor Vitae, Red Cedar, is next in importance to the Douglas Fir in British Columbia, where it attains its greatest size on Vancouver Island, along the coast and in the lower parts of the rivers along the Coast Range. It is chiefly used for the manufacture of shingles, for which purpose it is unsurpassed by any

other wood. Owing to the increasing demand for shingles in Eastern Canada and the rapid filling up of the Western territories, cedar limits are becoming very valuable, and the shingle industry especially is assuming large proportions. The Yellow Cedar, Cypress, Western White Pine, Black Pine, Engelmann Spruce, Menzies Spruce, Western Hemlock, Western White Oak, Aspen Poplar, Broad Leaved Maple, are other woods common in the Province.

To sum up then, British Columbia possesses forests whose actual production in wood each year is alone five times her total lumber cut. What is not cut is wasted in the end, therefore it is not merely advisable to encourage the growth of our lumber industry until it equals the production of our forests—it is our clear duty to do so, in order that timber which otherwise will soon rot on the ground may furnish the basis for industry for reasonable profits to operator and Government, for home-building, and, in the last analysis, for the growth of British Columbia.

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Chapter 17

An Act respecting Forests and Crown Timber Lands, and the Conservation and Preservation of Standing Timber, and the Regulation of Commerce in Timber and Products of the Forest.

March 27, 1913

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of British Columbia, enacts as follows:—

Short Title

1. This Act may be known and cited as the "Forest Act."

Interpretation.

2. In this Act, unless the context otherwise requires, the following expressions have the meanings hereby assigned to them, that is to say:—

"Minister" means the Minister of Lands, and any person for the time being lawfully acting in that capacity;

"Department" means the Forest Branch of the Department of Lands of the Province of British Columbia;

"Crown lands" shall mean and include such ungranted Crown or public lands or Crown domain as are within and belong to His Majesty in right of the Province of British Columbia, and whether or not any waters flow over or cover the same, except lands lawfully held under pre-emption entry and record:

"Crown timber" and "Crown timber land" shall include any trees, timber, and products of the forest in respect whereof His Majesty in right of the Province of British Columbia is or hereafter may be entitled to demand and receive any royalty or revenue or money whatsoever;

"Patented lands" shall mean lands granted by the Crown during the period commencing on the seventh day of April, 1887, and ending on the twenty-eighth day of April, 1888:

"Timber leasehold" shall mean lands included in timber leases granted after the thirty-first day of December, 1879, and lands included in any timber lease hereafter granted:

"Timber limits" shall mean lands specified and comprised in any timber license;

The expression "timber" includes saw-logs, spars, piles, poles, railway-ties, cedar bolts, or other cut timber;

The expression "saw-logs" includes all logs of pine, fir, cedar, spruce, or other timber of whatever length, whether round or flatted.

Division of Act.

3. This Act is divided into fourteen parts relating to the following subjects:—

Part I.—Forest Branch of Department of Lands and Provincial Forest Board.

Part II.—Prevention of Trespass upon Crown Timber Lands and Protection of Crown Timber.

Part III.—Holding and Method of Disposition of Crown Timber.

Part IV.—Timber Leases.

Part V.—Timber Licenses.

Part VI.—Rights-of-Way.

Part VII.—Royalties, Taxes, and Charges; Collections, Accounts and Returns.

Part VIII.—Timber Scaling and Measurement.

Part IX.—Timber-Marking.

Part X.—Manufacture within Province.

Part XI.—Fire-Prevention.

Part XII.—Rules and Regulations.

Part XIII.—Penalties and Procedure.

Part XIV.—Repeal.

PART I.

Forest Branch of Department of Lands and Provincial Forest Board.

4. (1.) For the purpose of administering, recording, and carrying out the provisions of this Act, there shall be in the Department of Lands of the Province of British Columbia a branch known as the Forest Branch.

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(2.) The Lieutenant-Governor in Council may appoint a Chief Forester and such other officials and servants of the Forest Branch as may be required, or as may be prescribed or authorized by any Statute.

(3.) The Forest Branch shall have jurisdiction over and shall control and administer all matters relating to and in anywise connected with forestry, and particularly, and without restricting the generality of the foregoing provision, shall have jurisdiction over and shall, subject to and in compliance with the provisions of the Statutes of the Province of British Columbia for the time being in force, control and regulate, receive and administer, or invoke and enforce, as the case may be,—

- (a.) All the rights, properties, interests, claims, and demands of the Crown in right of the Province of British Columbia in forests, timber lands, and timber;
- (b.) All revenues and moneys of the Crown in right of the Province of British Columbia arising from forestry, timber lands, timber, trees, and products of the forest;
- (c.) Conservation of existing forests;
- (d.) Reforestation;
- (e.) Prevention of forest fires;
- (f.) Sales and dispositions of tenancies of timber lands, or timber, or trees, or forest products belonging to the Crown in right of the Province of British Columbia;
- (g.) Cutting, classifying, measuring, manufacturing, branding, and exporting of trees, logs, timber, and products of the forest; and
- (h.) Statutes, rules, and regulations relating to the regulation of forestry and the protection of forests.

(4.) It shall be the duty of the Minister to make a report to the Lieutenant-Governor of the conduct of the Forest Branch up to the thirty-first day of December in each year, which report shall be laid before the Legislative Assembly.

(5.) The officials and servants of the Forest Branch shall be subject to all statutory provisions, rules, and regulations applying to the Civil Service of the Province of British Columbia and for the time being in force, and no official or servant of the Forest Branch shall have, hold, or acquire, directly or indirectly, any property or interest in any grant or demise from the Crown in right of the Province of British Columbia of any timber lands, or timber lease, or timber license, or hold any license or authority from the Crown in right of the Province of British Columbia to utilize or deal with any product of the forest.

(6.) All revenues and moneys arising under this Act shall form part of the Consolidated Revenue Fund of British Columbia.

5. There is hereby created a Provincial Forest Board, to consist of the Chief Forester, ex officio, and of not more than five Foresters or other officials of the Department, who shall be appointed by the Lieutenant-Governor in Council;

(a.) The Lieutenant-Governor in Council may, by Order in Council and from time to time, divide the Province of British Columbia or any portion of the Province of British Columbia into forest districts, and may from time to time extend, alter, vary, amend, or subdivide any forest district or districts;

(b.) The members of the Provincial Forest Board shall hold office during pleasure.

6. The function and object of the Provincial Forest Board shall be to ensure the carrying into effect and enforcement of the provisions of this Act; and the Lieutenant-Governor may, by Order in Council, prescribe the duties and powers of the Board, fix any quorum of the members of the Board for the transaction of business, authorize any member of the Board to exercise all or any of the powers of the Board subject to a right of appeal to the Board, and generally regulate and direct the members and officers of the Board;

(a.) It shall be lawful for the Provincial Forest Board or any member of the Provincial Forest Board acting pursuant to this Act, or under any Order in Council made under and by virtue of the provisions of this Act, by a summons under their hands or seals, or under the hand and seal of any one of them, to require the attendance as a witness before them or him, at a time and place to be mentioned in the summons, which time shall be a reasonable time from the date of such summons, of any person, and in like manner by such summons to require any person to bring and produce before them or him all documents, writings, books, deeds, and papers in his possession, custody, or power touching or in anywise relating to or concerning the subject-matter of such inquiry; and every person named in and served with any such summons shall attend before the Provincial Forest Board or any member of the Provincial Forest Board acting pursuant to this Act, or under any Order in Council made under and by virtue of the provisions of this Act, and answer all questions touching the subject-matter of such inquiry, and produce all documents, writings, books, deeds, and papers as aforesaid, according to the tenor of the summons;

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- (b.) No person shall be excused from answering any question put to him by the Provincial Forest Board or any member of the Provincial Forest Board acting pursuant to this Act, or under any Order in Council made under and by virtue of the provisions of this Act, on the ground of any privilege, or on the ground that the answer to such question will tend to criminate such person: Provided always that no statement made by any person in answer to any question put by the Provincial Forest Board or any member of the Provincial Forest Board acting pursuant to this Act, or under any Order in Council, made under and by virtue of the provisions of this Act, shall, except in cases of indictment for perjury committed in such answers, be admissible in evidence in any action, trial, suit, or proceeding, civil or criminal; and
- (c.) If any person on whom any summons shall have been served by the delivery thereof to him, or by the leaving thereof at his usual place of abode, fail to appear before the Provincial Forest Board or any member of the Provincial Forest Board acting pursuant to this Act, or under any Order in Council made under and by virtue of the provisions of this Act, at the time and place specified in the summons; or, having appeared before the Provincial Forest Board or any member of the Provincial Forest Board acting pursuant to this Act, or under any Order in Council made under and by virtue of the provisions of this Act, shall refuse to be sworn, or to make answers to such questions as are put to him by the Provincial Forest Board or any member of the Provincial Forest Board acting pursuant to this Act, or under any Order in Council made under and by virtue of the provisions of this Act; or to produce and to show to the Provincial Forest Board or any member of the Provincial Forest Board acting pursuant to this Act, or under any Order in Council made under and by virtue of the provisions of this Act, any documents, writings, books, deeds, and papers in his possession, custody, or power, touching, or in anywise relating to or concerning the subject-matter of the inquiry in hand; or if any person shall be guilty of any contempt of the Provincial Forest Board or any member of the Provincial Forest Board acting pursuant to this Act, or under any Order in Council made under and by virtue of the provisions of this Act, or their office, the Provincial Forest Board or any member of the Provincial Forest Board acting pursuant to this Act, or under any Order in Council made under and by virtue of the provisions of this Act, shall have such and the same powers, to be exercised in the same way, as any Judge of the Supreme Court in the like behalf; and all Gaolers, Sheriffs, constables,

bailliffs, and all other police officers shall give their aid and assistance to the Provincial Forest Board or any member of the Provincial Forest Board acting pursuant to this Act, or under any Order in Council made under and by virtue of the provisions of this Act, in the execution of their office.

PART II.

Prevention of Trespass upon Crown Timber Lands and Protection of Crown Timber.

7. It shall be unlawful for any person, without a lease or a license in that behalf, to be granted as hereinafter mentioned, to cut, fell, or carry away any trees or timber upon or from any of the Crown lands of the Province.

8. Every person who shall violate the provisions of the last preceding section shall, for each offence, be liable, upon summary conviction before any two Justices of the Peace or any Stipendiary or Police Magistrate, to a penalty of not less than five dollars nor more than five hundred dollars..

9. This Act shall not be construed to inflict penalties upon free miners (within the meaning of the term "free miner" as defined in the "Mineral Act") cutting timber for actual bona-fide needs while engaged in prospecting or in preliminary development work on any mineral or placer claim, who shall give satisfactory proof to the Gold Commissioner or Government Agent of the district in which such mineral or placer claim is situate that the said mineral or placer claim is not being operated so that any income or profit is derived therefrom, nor upon travellers or persons engaged in merely scientific pursuits or exploring, cutting timber for actual bona-fide needs, nor upon farmers cutting timber in connection with their farms, nor upon persons cutting cordwood for personal use for fuel for domestic purposes, and not for sale, nor cutting cordwood for school purposes, nor shall any such person be required to pay any royalty or tax thereon.

PART III.

Holding and Method of Disposition of Crown Timber.

10. Crown timber shall hereafter only be disposed of by the Minister pursuant to the provisions of this Part of this Act.

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11. The Minister may from time to time offer for sale and sell by public competition a license to cut and remove any Crown timber remaining undisposed of at the time of the passing of this Act, or hereafter becoming subject to disposition by the Crown; and every such sale shall be carried on and made in manner and subject to the terms following, that is to say:—

- (a.) The tract of land containing the Crown timber proposed to be comprised within the license to cut and remove timber shall be surveyed in compliance with and according to the statutory provisions for the time being in force and relating to surveys of timber land;
- (b.) The Crown timber proposed to be comprised within the license to cut and remove timber shall be cruised and classified in such manner as may be directed by the Minister and the cruise and classification filed in the Department; 1912, c. 17, s. 11.
- (c.) The special license proposed to be sold shall then by the Department be advertised for not less than two months by public advertisement in the Gazette and in a newspaper published in the district in which the timber is situated, and, when advisable, in such further manner as the Minister may in his discretion direct; and every such advertisement shall state the period of time which will be allowed for the removal of the timber proposed to be sold;

Provided that should the total amount of Crown timber comprised in the aforesaid license be less than three million feet board measure, or the equivalent thereof, but more than five hundred thousand feet, board measure, or the equivalent thereof, then at the discretion of the Minister the period of advertisement may be reduced to not less than one month;

Provided further that should the total amount of Crown timber comprised in the aforesaid license be less than five hundred thousand feet, board measure, or the equivalent thereof, advertisement may be made in the Gazette and in a newspaper published and circulating in the district in which the said Crown timber is situate for a period of one month or such shorter period as the Minister may determine; 1913, c. 26, s. 2.

- (d.) Copies of all plans, surveys, field notes, cruises, and classifications shall at all times be kept in the Department, and during office hours shall be open for inspection and examination by intending purchasers;

- (e.) Every offer to purchase shall be by sealed tender addressed to the Minister or the Department, and marked "Tender for Crown Timber," and with the distinguishing number given to the license in the advertisement, and shall state the amount in dollars which the intending purchaser will pay to the Crown for the Crown timber advertised for sale over and above and in addition to the upset price hereinafter fixed; said amount in dollars to be payable as the Minister may direct for the sale in question, either as a lump sum before issue of the license, or as a bonus per thousand feet, board measure, or per cord, as and when the timber is cut;

- (f.) Every offer to purchase shall be accompanied by a certified cheque negotiable by the Department for a sum equal to ten per cent. of the amount in dollars offered or of the estimated amount payable on a tender per thousand feet, board measure, which shall be forthwith returned if the offer is rejected, and which shall be applied in reduction of the purchase price if the tender is accepted, and which shall be retained by the Crown if the tenderer, after acceptance of his tender, fails to complete the purchase; 1912, c. 17, s. 11.

- (g.) The Minister shall have full power to reject any tender or all tenders: Provided that should no tender be received for a license advertised for sale, the Minister may subsequently sell said license without further advertisement upon the terms and conditions previously advertised and applying to said license; 1913, c. 26, s. 3.

- (h.) Every offer to purchase a license to cut and remove Crown timber under this Act shall be deemed to include and shall include an offer by and on the part of the offeror or tenderer to pay the Crown, in addition to the amount in dollars hereinbefore in this Act prescribed, an upset price, computed on the basis of the items following, and payable in the manner hereinafter prescribed, that is to say:—

- (i.) Cost of advertising, cruising, and survey payable and to be paid at time of completion of contract of purchase;

- (ii.) Annual rental based on acreage at the same rate per acre in each and every year during the continuance of the license as that charged in respect of the acreage comprised in a timber limit containing six hundred and forty acres; such annual rental to be payable and paid annually in advance at each renewal of the license during the duration of the term fixed by the advertisement



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and by the contract of purchase for the removal of the timber sold; the first payment of rent to be made at the time of completion of contract of purchase; and such annual rental to be reduced in each year by the omission from its computation of six hundred and forty acres or any multiple of six hundred and forty acres when said six hundred and forty acres or multiple thereof has been logged in the preceding year, as proved to the satisfaction of the Minister;

(iii.) Royalty for each class or kind of timber or product of the forest cut in any year during the continuance of the license, at the rate provided during that year by this Act for such cutting under special license;

- (i.) Every contract of purchase of a special license shall be in such form as may be approved by the Minister;

Provided that, when the Crown timber license to cut and remove which is proposed to be sold is chiefly valuable for the manufacture of wood-pulp, the license shall be described as a "pulp license," and the Minister may require every person or company tendering therefor to produce proof that he, or they, has or have expended not less than three hundred and fifty thousand dollars upon the erection of a mill for the manufacture of wood-pulp and paper, said mill not being appurtenant to any existing pulp leasehold; or alternatively may require from such a person a bond of fifty thousand dollars and such other guarantee as the Minister may think fit for the expenditure of not less than the aforesaid amount upon the erection and completion within three years of a mill as aforesaid, not less than one hundred thousand dollars of such amount to be expended during each of the first two years of the license; and that

- (a.) Pulp licenses issued to or held by any person or company shall be appurtenant to the pulp-mill in respect to which they were issued, and the total area held under such licenses in respect to any mill shall be governed and limited by the output capacity of such mill, and shall not comprise at any one time more than thirty years' supply of pulpwood for said mill;
- (b.) To any holder of a pulp license who has erected and completed a pulp-mill in the manner prescribed by this section of this Act, and who has operated said mill to full capacity to the satisfaction of the Minister, the upset price as provided by this Act shall be varied in respect to rental so that half only of the rental otherwise payable under license shall be due and paid; 1912, c. 17, s. 11.

- (c.) Provided that the lessee of any existing pulp leasehold may, in such cases as the Lieutenant-Governor in Council by Order in Council may approve, be allowed to submit a tender for the purchase of a pulp license advertised for sale, and, if said tender be accepted, said lessee shall be permitted to purchase the said license; 1913, c. 26, s. 4.

Provided that, in respect of any saw-timber cut or removed from any area in respect of which half rental is being paid under the provisions of this section, there shall be due and paid per thousand feet of such saw-timber, in addition to royalty on saw-timber, an amount equivalent to the rental charge that would have been paid per thousand feet had the saw-timber aforesaid been held under special timber license issued at the same date as the pulp license in question, fifteen thousand feet, board measure, of saw-timber being taken as the equivalent of one acre in computing said rental charge:

Provided also that when the Crown timber the license to cut and remove which is proposed to be sold consists only of dead timber, stump-wood, or wood for the manufacture of turpentine and other distillates, or hemlock-bark, then the Lieutenant-Governor in Council may, by Order in Council, permit the upset price imposed by this section to be varied as to rental so that reduced rental, to be in no case less than half the rental otherwise payable, may be provided in said upset price and be payable in respect of said license. 1912, c. 17, s. 11.

11a. Notwithstanding anything in this Act contained, it shall be lawful for the Lieutenant-Governor in Council to grant leases of Crown lands or foreshore for sawmilling or booming purposes upon such terms and conditions as may be deemed desirable: Provided that any lease under this section shall not be granted for a longer period than fifty years. 1913, c. 26, s. 5.

Forest Reserves.

12. (1). The Minister shall cause an examination of Crown lands to be made by the Department for the purpose of delimitating areas of such lands that it is desirable to reserve for the perpetual growing of timber, and as a result of such examination the Lieutenant-Governor in Council may, by Proclamation, constitute any such area a permanent forest reserve; and upon such proclamation all land included within the boundaries of any such area shall be withdrawn from sale, settlement, and occupancy under the provisions of the "Land Act," and in respect of the "Mineral Act" and "Placer-Mining Act" and "Coal-Mines Act" shall be

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subject to such conditions as the Lieutenant-Governor in Council may impose. After such proclamation no Crown land within the boundaries of such forest reserve so constituted shall be sold, leased, or otherwise disposed of or be located or settled upon, and no person shall use or occupy any part of the land included in said reserve except under the provisions of this Act or of regulations made thereunder.

(2.) Forest reserves constituted in the manner provided in this section shall be under the control and management of the Minister for the maintenance of the timber growing or which may hereafter grow thereon, for the protection of the water-supply, and for the prevention of trespass thereon.

(3.) The Lieutenant-Governor in Council may exchange for any land within any such reserve, the title to which is not vested in the Crown in right of the Province of British Columbia, available Crown lands other than timber lands situated outside the boundaries of such reserves, and for any timber limits or leaseholds or portions thereof, included within such reserves corresponding areas of Crown timber land situated outside the boundaries of such reserves, and when necessary may make compensation upon such exchange; and a copy of every Order in Council authorizing such an exchange shall be laid before the Legislature during the first fifteen days of the next ensuing session thereof.

(4.) Land comprised in any timber, pulp, or tan-bark lease or special license shall be held under reserve upon expiry of the lease or license until examined and reported on by the Department.

(5.) Any forest reserve may from time to time be cancelled in whole or in part by Order in Council.

PART IV.

Timber Leases.

13. Any existing lease of Crown lands granted by the Crown in right of the Province of British Columbia pursuant to any statutory authority to any lessee for the purpose of cutting spars, timber, or lumber which was duly surrendered and renewed under the provisions of the "Land Act Amendment Act, 1901," or any other statutory provisions for leasehold renewals, may be renewed for consecutive and successive periods of twenty-one years, subject to such terms, conditions, royalties, and ground-rents as may be in force by Statute at the time

of the expiration of such lease: Provided that such renewal be applied for within one year previous to the expiration of the existing lease; and provided also that all the conditions of the lease and all regulations made under statutory authority from time to time concerning the cutting, scaling, and removal of timber and the disposal of debris and the prevention of fire have been complied with to the satisfaction of the Minister, and that all charges prescribed by the Minister, under authority of any Act of the Legislature or Order of the Lieutenant-Governor in Council, in any year in respect of such leasehold for the upkeep of a system of fire prevention and extinguishment, together with all royalties, rentals, scaling fees, and other charges, have been duly and fully paid.

14. Every lessee holding a lease renewed in accordance with the next preceding section of this Act, the original period whereof terminates subsequently to the coming into force of this Act, and for the residue of the term whereof new, further, or other rentals and royalties, conditions and regulations, may be imposed or prescribed by Statute, shall, for the residue of the term of such lease, be subject to pay and shall pay to the Crown in right of the Province of British Columbia an annual rental of fifty cents per acre and a royalty of one dollar and fifty cents per thousand feet on the scaled measurement of all timber cut on the leased premises, and shall be subject also to comply and shall comply with all the conditions laid down in the next preceding section of this Act; Provided that in each year during the residue of the term of such lease, upon due payment by the lessee of the rental and royalty imposed by this section, the Department shall refund to the lessee such portion of his payment on account of rental as exceeds the amount that he would have paid had he made payment at a rate per acre calculated as one six-hundred-and-fortieth part of the fee payable that year in that portion of the Province for a special timber license covering six hundred and forty acres, and such portion of his payment on account of royalty as exceeds the amount that the holder of a special timber license would have been required to pay for the same scaled measurement of timber cut during the same period of time.

15. The holder of any existing lease of Crown lands granted for the purpose of cutting spars, timber, or lumber which is renewable under the foregoing provisions of this Act may, by surrender of his lease, obtain in exchange therefor a special timber license covering the area of his leasehold, and the same shall be issued to him upon payment in advance of a license fee calculated on an acreage basis and as to each acre as one six-hundred-and-fortieth part of the fee payable that year and in that section of the Province for a special timber license comprising six hun

dred and forty acres. Every such license shall be renewable from year to year under the same conditions as those contained and provided in and by this Act in respect of the renewal of special timber licenses.

16. In addition to the royalty reserved on all timber cut on timber leasehold, there shall be paid annually to the Crown in right of the Province of British Columbia as groundrent during the continuance of the original period of any timber lease granted between the thirty first day of December, 1879, and the twenty-eighth day of April, 1888, the sum of five cents for each acre included in the lease.

PART V.

TIMBER LICENSES

17. All special timber licenses heretofore granted and all renewals thereof heretofore issued shall be deemed to have been legally and validly granted and issued, as the case may be; but nothing in this section contained shall affect any legal proceedings now pending respecting any such license or renewal thereof.

In the event of any dispute between holders of special timber licenses as to the areas or timber to which as between themselves the holders of such licenses may be entitled, effect shall be given to priority of location, so that the first locator shall have and take the area and timber comprised in his location; and nothing in this section shall be deemed to validate any special timber license as against any prior Crown grant, lease, special timber license, or pre-emption record.

18. A special timber license shall vest in the holder thereof all rights of property whatsoever in all trees, timber, and lumber cut within the limits of the license during the term thereof, whether the trees, timber, and lumber are cut by authority of the licensee, or by any other person with or without his consent; and such license shall entitle the holder thereof to seize, in revindication of any rights or otherwise, such trees, timber, or lumber where the same are found in the possession of any unauthorized person, and also to institute any action against any wrongful possessor or trespasser and to prosecute all trespassers and other offenders to punishment, and to recover damages (if any); and all proceedings pending at the expiration of any license may be continued to final termination as if the license had not expired.

19. All special licenses applied for or notice of application whereof appeared in the Gazette on or before the fifteenth day of April, 1905, the holders whereof have complied with the provisions of section 3 of chapter 23 of the Statutes of 1905, shall be transferable and renewable each year for sixteen successive years from the original date of issue; the fee for each renewal of any such license to be the same amount as was payable on the said fifteenth day of April, 1905, for such license: Provided that, in addition to every royalty reserved by this Act in respect of any such special license, there shall be paid to His Majesty ten cents per thousand feet, board measure, upon and in respect of all timber suitable for spars, piles, saw-logs, railroad-ties, and props for mining purposes cut and removed from lands comprised within any special license coming within the scope of this section.

20. All special licenses issued between the fifteenth day of April, 1905, and the tenth day of March, 1910, shall be transferable and renewable each year for twenty-one successive years from the original date of issue thereof.

21. (1.) Every special license the holder whereof has or shall have complied with the provisions of section 6 of chapter 28 of the Statutes of 1910 shall be transferable and renewable from year to year while there is on the land included in such license merchantable timber in sufficient quantity to make it commercially valuable.

(2.) The Minister may from time to time call upon the holder of any special license, subject to the provisions of this section, to furnish to the Department a cruise of the timber limit comprised in such special license; and if such cruise be not furnished, or if when furnished, it does not establish to the satisfaction of the Minister the existence of merchantable timber in sufficient quantity to make it commercially valuable, such special license shall expire at the end of its then current year: Provided that nothing contained in Part XIV. of this Act shall be held to repeal the provisions of section 6 of chapter 28 of the Statutes of 1910 affecting the renewal of licenses surrendered in compliance with the requirements of that section within two years from the first day of April, 1910. 1912, c. 17, s. 21.

(3.) The holder of any special license heretofore issued which is renewable for sixteen successive years or for twenty-one successive years from the original date of issue thereof, and the survey of which has been duly made in accordance with the rules and regulations for the survey of timber lands established by section 25 of this Act, and by Orders in Council issued thereunder, may, upon payment of a fee of fifty dollars and upon surrender of said license within two years from the first day of

March, 1913, obtain in lieu thereof a special license transferable and renewable from year to year while there is on the land included in such license merchantable timber in sufficient quantity to make it commercially valuable: Provided that such renewal shall be subject to the payment of such rental or license fee, and such tax and royalty, and to such terms and conditions, regulations and restrictions as are fixed or imposed by any Statute or Order in Council in force at the time renewal is made or at any time thereafter. 1913, c. 26, s. 6.

22. When any special timber license shall have been granted in respect of land situate within ten miles of an incorporated town or city, or in respect of land in the vicinity of any registered townsite, the same may be renewed only at the discretion of the Minister and by direction of the Minister; and if such direction be withheld, such special license shall expire at the end of its then current year without any right of renewal or reinstatement whatsoever.

23. Whenever the land included within any special timber license shall, after an inspection has been made by direction of the Minister, be ascertained to be fit for settlement and to be required for that purpose, the Minister may require the licensee to carry on and complete the cutting and removal of the timber thereon within such reasonable time as the Minister may fix and prescribe; and on the expiration of such time or any extension thereof the license shall be cancelled, and the land included therein shall be opened for settlement or sold on such terms and conditions as the Lieutenant-Governor in Council may think fit.

24. Notwithstanding anything in this Act contained, it shall be lawful for the Lieutenant-Governor in Council to grant leases for quarrying purposes, including the digging of clay and marl, of any lands held under timber lease or special timber license, or any part thereof, upon such terms and conditions as may be deemed advisable. 1912, c. 17, s. 24.

25. (1.) No timber shall be cut or carried away from any timber limit included in any special timber license or any renewal thereof until the licensee has, at his own expense, had the said timber limit surveyed, in accordance with the rules and regulations for the survey of timber lands established by Order in Council, by a surveyor approved of and acting under instructions from the Minister. Every timber limit shall be surveyed before the thirty-first day of March, 1918. The Minister may at any time notify the holder of any special timber license to have the timber limit included in such license surveyed within a given period of time; and if any such timber limit shall not be surveyed within such time, or, if no notification be given by the Minister, be not surveyed on or before the

thirty-first day of March, 1918, the holder of such special license shall forfeit all his rights to the timber on the unsurveyed timber limit, and such special license shall become null and void, unless the holder of such special license shall have obtained in writing from the Surveyor-General an extension of time within which to complete the survey of said timber limit, said extension being made subject to such terms and conditions as the Surveyor-General may impose: Provided that, if the Minister shall have reason to suppose that due diligence is not being observed by the holder of any special license in procuring the survey of his timber limit, the Minister may cause the survey of such timber limit to be made, and the cost of such survey shall be a charge to be paid by such licensee before the next succeeding renewal of the license, and in default of payment of the same within sixty days after demand in writing has been made the license shall become null and void. 1913, c. 26, s. 7.

(2.) The angles of surveyed timber limits shall, where possible, be marked with securely planted posts standing four feet above the ground, four inches square for a distance of two feet from the top, and pointed to shed the water. The posts shall be scribed "T.L.," followed by the number of the special timber license which they mark, and shall also denote the angle at which any post stands, N.W., N.E., S.E., or S.W., as the case may be.

(3.) When an angle of a timber limit falls in a position which cannot be reached, or where a post cannot be securely planted, witness posts shall be placed on the boundaries run, and scribed "W.P.T.L.," followed by the number of the special license and the bearing and distance in chains to the corner which it witnesses.

(4.) Where possible, three bearing trees shall be taken from every post planted, and shall be blazed on the side toward the post and scribed "B.T.," and the distance from the top of the post to the blaze shall be marked thereon. The magnetic bearing of each bearing tree from the post, together with the distance, shall be carefully taken by the surveyor and entered in his field notes.

(5.) The lines through timber shall be thoroughly blazed, two blazes to be made on each tree quartering on the line, so as to be easily distinguished and traced.

(6.) No tree shall be blazed at a greater distance than six feet on either side of the line.

(7.) Every line tree shall be notched with three notches on the sides in the direction of the line, and its size, kind of timber, and distance from the last angle or corner shall be given in the field-notes.

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(8.) As soon as possible after the completion of the survey of a timber limit, the surveyor shall forward to the Minister the field-notes and plan of survey of the limit, showing the measurements and bearings of the boundaries, the crossings of any streams, roads, trails, or lines of previous surveys, and briefly describing the physical character of the country.

(9.) When the field-notes and plan of survey have been filed with the Minister, and have been found to comply with the requirements of this Act, and any regulations or instructions issued thereunder, notice of the filing shall be published in the British Columbia Gazette; and such notice shall thereafter be deemed to be official notice by the holder of the limit as to the boundaries run within which he claims the right to cut and remove timber in accordance with his license.

(10.) The boundaries of timber limits defined by survey upon the ground under authority of this Act shall not be deemed boundaries under the provisions of the "Land Act."

(11.) The Minister may from time to time issue regulations governing the manner and methods of surveying and marking upon the ground the boundaries of timber limits held under special license, or may issue particular instructions governing the survey of any timber limit or limits.

(12.) The provisions of sub-sections (1) and (9) of this section shall apply only to special timber licenses heretofore granted and renewals thereof, and the provisions of the remaining sub-sections of this section shall apply to all special timber licenses heretofore granted and the renewals thereof, and to all special licenses hereafter granted.

26. Every special timber license and every renewal thereof shall be subject to the payment of such rental or license fee, and such tax and royalty, and to such terms and conditions, regulations and restrictions, as are fixed or imposed by any Statute or Order in Council in force at the time the issue or renewal of such license is made, or at any time thereafter; subject only to such rights (if any) to renewal at fixed rates as may exist in respect of any special timber license under and by virtue of any statutory provision.

27. The fee for any special license covering not more than six hundred and forty acres of land, or for the annual renewal of the same, except in so far as this Act may otherwise provide, shall be as follows: For each license—West of the Cascade Range, one hundred and forty dollars; east of the Cascade Range and the Electoral District of Atlin, one hundred and fifteen dollars.

28. The fee for the renewal of each special timber license shall be paid before the expiration of such license: Provided, however, that if it shall appear that the holder of any such license has failed or neglected to pay the renewal fee before the expiration of the license, he shall, upon payment of such fee and an additional sum of twenty-five dollars within three months after the expiration of the license, be entitled to a renewal thereof. All payments of special license fees shall be payable at par at Victoria, and if made by cheque the same shall be certified. The fee for any special license shall be indivisible, and no license or any part thereof shall be renewed without payment of the whole license fee:

Provided also that the holder of any special timber license who has failed or neglected to pay the renewal fee for any license which expired on or since the first day of January, 1907, shall have the privilege of obtaining a renewal of such license, provided the land covered thereby is still vacant Crown land, upon the payment of such fees as would have been payable had such license been kept in good standing, and an additional sum of fifty dollars for each license, if application for the same is made within sixty days from the first day of March, 1913:

Provided also that the Minister may within one year from the date of expiry permit the renewal of any license that may have expired at any time subsequent to the thirty-first day of December, 1912, through the failure or neglect of the holder of such license to pay the renewal fee therefor, provided the land covered thereby is still vacant Crown land, upon the payment of such fees as would have been payable had such license been kept in good standing, and an additional sum of fifty dollars for each license. 1913, c. 26, s. 8.

29. The Commissioner for each land district shall keep a register of all special licenses covering lands within his district; such register shall be indexed as to names of holders of licenses and localities, and every such license shall be numbered, and such numbers shall be registered. Such registers shall be open for search by the public during office hours, and a fee of twenty-five cents shall be charged for each search.

30. Every assignment of a timber lease or special license shall be filed in the Department, and a fee of five dollars shall be payable in respect of each lease or license assigned.

31. In addition to the special licensees authorized by this Act, the Lieutenant-Governor in Council may from time to time, by Order in Council, authorize the Minister to grant hand-loggers' licenses in districts within which injury to Crown or other timber lands shall not be appre-

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hended therefrom, except as to any lands comprised within an Indian Reserve, upon the following conditions:—1912, c. 17, s. 31.

- (a.) A hand-logger's license shall be personal and shall only grant authority to the person named therein (who must either be the holder of a registered mark or have made application for a mark as provided under Part IX. of this Act) to cut timber as a hand-logger, and such license shall be in force for one year from the date thereof and no longer; 1913, c. 26, s. 9.
- (b.) No license under this section shall be granted to any person who is not on the list of voters for the Legislature of the Province of British Columbia, except persons of the Indian race;
- (c.) The area to be specified or designated in each license granted under this section, shall, before the granting of the license, be inspected and approved by an officer of the Department;
- (d.) The holder of a license granted under this section shall not use steam-power, or machinery operated by steam power, in carrying on lumbering operations under such license;
- (e.) The holder of a license granted under this section shall be subject to any regulations issued from time to time by the Minister governing the disposal of debris and the prevention of fire;
- (f.) Any person being the holder of a license granted under this section who shall violate the provisions of the preceding subsections hereof shall be liable, on summary conviction before a Stipendiary Magistrate or any two Justices of the Peace, to a penalty of not less than twenty-five dollars and not exceeding one hundred dollars for each offence.

PART VI. Rights-of-Way.

32. For the carriage and transport of timber and products of the forest, any land may be taken and used for a right-of-way for, or by, or on behalf of any person desiring to transport any timber or product of the forest, without the consent of the owner of such land, or of any person having or claiming any estate, right, title, or interest in to or out of such land, subject always to the provisions of this Part of this Act. With the consent of the Minister, Crown land may be taken and used under this Part of this Act.

33. Any person desiring to transport any timber or product of the forest may avail himself of and may obtain a right-of-way for a logging-railroad or other method of transportation under the provisions of this Part of this Act from and as against the owner of the land across, through, or over which a right-of-way is desired; and the owner of any land shall be deemed to be the person who is, by means of being the registered owner of the legal estate, enabled to sell and convey such land, or, as a purchaser of Crown lands or a pre-emptor of Crown lands is in possession of such land; and the person seeking a right-of-way shall not be affected by a notice of and shall not be bound by any trust and shall not be impeded in the securing of a right-of-way by any trust.

34. The land which may be taken without the consent of the owner for a right-of-way shall not exceed forty feet in breadth, except in places where the grade-level of the right-of-way is proposed to be more than five feet above or below the surface of the adjacent land, when such additional width may be taken as shall suffice to accommodate the slope and side-ditches.

35. Before entering upon any land for use as a right-of-way, the person desiring to obtain the right-of-way shall serve upon the owner of the land a notice of desire to obtain the right-of-way, together with a plan showing the intended location and direction of the desired right-of-way.

36. The notice served upon the owners of lands, or persons empowered to convey lands or interested in lands, shall contain—

- (a.) A description of the lands to be taken, or of the powers intended to be exercised with regard to any lands therein described; and
- (b.) A declaration of readiness to pay a certain sum or rent, as the case may be, as compensation for such lands or for damages.

37. Such notice shall be accompanied by the statutory declaration of a British Columbia land surveyor, who is a disinterested person, stating:—

- (a.) That the land, if the notice relates to the taking of land, is required for the right-of-way, or is within the limit of deviation allowed by this Act;
- (b.) That he knows the land, or the amount of damage likely to arise from the exercise of the powers; and
- (c.) That the sum so offered is, in his opinion, a fair compensation for the land and damages aforesaid.



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38. (1.) If any owner or party is absent from the district or county in which the lands lie, or is unknown, an application for service by advertisement may be made to the Supreme Court of British Columbia, or to the Judge of the County Court of the county wherein the lands lie; and the expression "the Court," wherever used and occurring in this Part of this Act, shall mean and include the Supreme Court of British Columbia and any Judge of such Supreme Court, and the Judge of the County Court wherein the lands lie.

(2.) Such application shall be accompanied by such statutory declaration as aforesaid, and by an affidavit of some officer of the person desiring the right-of-way, that the opposite party is so absent, or that after diligent inquiry the person on whom the notice ought to be served cannot be ascertained.

(3.) The Court or the County Court Judge may order service by advertisement in such manner as may be specified in the order, and compliance with the terms of the order shall have the effect of personal service.

39. (1.) If within ten days after the service of such notice, or within one month after the first publication thereof, the opposite party does not give notice to the person desiring the right-of-way that he accepts the sum offered by him, the Court shall, on the application of the person desiring the right-of-way or of the opposite party, appoint a person to be sole arbitrator for determining the compensation to be paid as aforesaid: Provided that the Judge shall, at the request of either party on such application, appoint three arbitrators to determine such compensation, one of whom may be named by each party on such application.

(2.) Six days' notice of such application shall be given by the person desiring the right-of-way to the opposite party, or vice versa.

(3.) If the opposite party is absent from the district or county in which the lands lie, or is unknown, service of such six days' notice may be made by advertisement in the last preceding section authorized: Provided that the Court may dispense with or shorten the time or times for the publication of the notice in any such case in which he deems it proper.

40. (1.) The arbitrators or the sole arbitrator, as the case may be, shall be sworn before a Justice of the Peace faithfully and impartially to perform the duties of their or his office, and shall proceed to ascertain such compensation in such way as they or he, or the majority of them deem best.

(2.) The award of such arbitrators or of any two of them, or of the sole arbitrator, shall, except as hereinafter provided, be final and conclusive.

(3.) If there be three arbitrators, no such award shall be made nor shall any official act be done by a majority of the arbitrators except at a meeting held at a time and place of which the other arbitrator has had at least two clear days' notice, or to which some meeting at which the third arbitrator was present has been adjourned.

41. The arbitrators or the sole arbitrator, in deciding on such value or compensation, shall take into consideration the increased value beyond the increased value common to all lands in the locality, that will be given to any lands of the opposite party through or over which the right-of-way will pass, by reason of construction of the right-of-way, and shall set off such increased value that will attach to the said lands against the inconvenience, loss, or damages that might be suffered or sustained by reason of the person desiring the right-of-way taking possession of or using the said lands.

42. (1.) If by any award of the arbitrators or of the sole arbitrator made under this Act the sum awarded exceeds the sum offered by the person desiring the right-of-way; the costs of the arbitration shall be borne by the person desiring the right-of-way; but, if otherwise, they shall be borne by the opposite party and be deducted from the compensation.

(2.) The amount of the costs, if not agreed upon, may be taxed in such manner as may be directed by the Court, upon application in a summary manner by any party in interest upon two days' notice to the other party in interest.

43. The arbitrators or a majority of them, or the sole arbitrator, shall examine on oath or solemn affirmation the parties or such witnesses as appear before them or him.

44. (1.) Such arbitrators or arbitrator may, with respect to such arbitration,—

(a.) Enter upon and inspect any place, building, or works being the property of or under the control of the person desiring the right-of-way or the opposite party, the entry or inspection of which appears to them of him requisite;

(b.) Inspect any works, structure, rolling-stock, or property of the person desiring the right-of-way;

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- (c.) Require the production of all books, papers, plans, specifications, drawings, and documents relating to the matter before them or him; and
- (d.) Administer oaths, affirmations, or declarations.

(2.) And shall have the like power in summoning witnesses and enforcing their attendance and compelling them to give evidence and produce books, papers, or things which they are required to produce as is vested in the Court in civil cases.

(3.) The persons attending and giving evidence at any such arbitration shall be entitled to the like fees and allowances for so doing as if summoned to attend a trial in the Court.

45. (1.) The arbitrators or the sole arbitrator shall take down in writing the evidence brought before them or him, unless either party requires that it be taken by a stenographer; in which case, a stenographer shall be named by the arbitrators or arbitrator, unless the parties agree upon one.

(2.) The stenographer shall be sworn before the arbitrators, or before any of them, before entering upon his duties.

(3.) The expense of such stenographer, if not determined by agreement between the parties, shall form part of the costs of the arbitration.

46. (1.) If there be three arbitrators, any award concurred in by any two of them shall be valid and binding upon all parties in interest.

(2.) After making the award, the arbitrators or the sole arbitrator shall forthwith deliver or transmit by registered letter, at the request of either party in writing, the depositions, together with the exhibits referred to therein, and all papers connected with the reference, except the award, to the nearest registry of the Court, to be filed with the records of the Court.

47. (1.) If there be three arbitrators, a majority of the arbitrators, at the first meeting after their appointment, shall fix a day on or before which the award shall be made; and if the same is not made in or before such day, or some other day to which the time for making it has, either by the consent of the parties or by resolution of the arbitrators, been prolonged, then the sum offered by the person desiring the right-of-way as aforesaid shall be the compensation to be paid by the said person desiring the right-of-way.

(2.) A sole arbitrator shall make his award within a reasonable time, and the Court shall have power to and shall, on the application in a summary manner of any party in interest, make an order fixing the time within which the award shall be made.

48. (1.) No award shall be invalidated by reason of any want of form or other technical objection if the requirements of this Act have been substantially complied with, and if the award states clearly the sum awarded, and the lands or other property, right or privilege for which such sum is to be the compensation.

(2.) The person to whom the sum is to be paid need not be named in the award.

49. (1.) If any arbitrator dies before the award has been made, or is disqualified, or refuses or fails to act within a reasonable time, the Court, upon the application of either party, of which application four days' notice shall be given to the opposite party, and upon being satisfied by affidavit or otherwise of such death, disqualification, refusal, or failure, shall appoint another arbitrator in the place of such arbitrator: Provided that, if any arbitrator named by one of the parties and appointed by the Court shall die or refuse or fail to act, such party may, upon such application, name the arbitrator who shall be appointed by the Court in the place of the arbitrator so deceased or not acting.

(2.) The arbitration proceedings shall not in any such case require to be recommended or repeated.

50. (1.) Where the notice given improperly describes the lands or materials intended to be taken, or where the person desiring the right-of-way decides not to take the lands or materials mentioned in the notice, he may abandon the notice and all proceedings thereunder, but shall be liable to the person notified for all damages or costs incurred by him in consequence of such notice and abandonment, which costs shall be taxed in the same manner as costs after an award.

(2.) The person desiring the right-of-way may, notwithstanding the abandonment of any former notice, give to the same or any other person notice for other lands or materials, or for lands or materials otherwise described.

51. (1.) If a person nominated or appointed as a valuator, or as an arbitrator, or as sole arbitrator is not himself personally interested in the amount of the compensation, he shall not be disqualified because he

is professionally employed by either party, or has previously expressed an opinion as to the amount of compensation, or because he is related or of kin to the person desiring the right-of-way.

(2.) No cause of disqualification shall be urged against any arbitrator appointed by the Court after his appointment, but the objection shall be made before the appointment, and its validity or invalidity shall be summarily determined by the Court.

52. (1.) Whenever the award exceeds six hundred dollars, any party to the arbitration may, within one month after receiving a written notice from any one of the arbitrators or the sole arbitrator, as the case may be, of the making of the award, appeal therefrom upon any question of law or fact to the Court; and upon the hearing of the appeal the Court shall decide any question of fact upon the evidence taken before the arbitrators, as in a case of original jurisdiction.

(2.) Upon such appeal the practice and proceedings shall be, as nearly as may be the same as upon an appeal from the decision of an Inferior Court to the Court, subject to any general rules or orders from time to time made by the Court in respect to such appeals.

(3.) Such general rules and orders may, amongst other things, provide that any such appeal may be heard and determined by a single Judge.

(4.) There shall be an appeal from any decision of the Court under this section to the Court of Appeal in the same manner and subject to the same procedure as in the case of an appeal from any judgment of the Court upon the trial of an action.

53. (1.) If the person desiring the right-of-way has reason to fear any claim, mortgage, or encumbrance; or—

- (a.) If any person to whom the compensation or annual rent or any part thereof is payable refuses to execute a proper conveyance and guarantee; or
- (b.) If the person entitled to claim the compensation or annual rent cannot be found, or is unknown to the person desiring the right-of-way; or
- (c.) If for any other reason the person desiring the right-of-way deems it advisable,—

the person desiring the right-of-way may pay such compensation into Court, with the interest thereon for six months, and may deliver to the

Registrar or District Registrar of the Court an authentic copy of the conveyance, or of the award or agreement if there is no conveyance, and may register such conveyance, award, or agreement in the proper Land Registry Office.

(2.) Such conveyance or award or agreement shall thereafter be deemed to be the title of the person desiring the right-of-way to the land mentioned therein.

54. (1.) Notice of such payment and delivery, in such form and for such time as the Court appoints, shall be published in the British Columbia Gazette and in a newspaper published in the county in which the lands are situated, or if there is no newspaper published in the county, then in a newspaper published in the nearest county thereto in which a newspaper is published.

(2.) Such notice shall state that the conveyance, agreement, or award constituting the title of the person desiring the right-of-way is obtained under the authority of this Act, and shall call upon all persons claiming an interest in or entitled to the lands or any part thereof to file their claims to the compensation or any part thereof.

55. The compensation for any lands which may be taken without the consent of the owner shall stand in the stead of such lands; and any claim to or encumbrance upon the said lands or any portion thereof shall, as against the person desiring the right-of-way, be converted into a claim to the compensation, or to a like proportion thereof; and the person desiring the right-of-way shall be responsible accordingly whenever he has paid such compensation or any part thereof to a person not entitled to receive the same, saving always his recourse against such person.

56. (1.) All such claims filed shall be received and adjudicated upon by the Court, and the adjudication thereon shall for ever bar all claims to the lands or any part thereof, including any dower, mortgage, or encumbrance upon the same.

(2.) The Court shall make such order for the distribution, payment, or investment of the compensation and for the security of the rights of all persons interested as to right and justice and to law appertains.

(3.) If the order for distribution, payment, or investment is obtained within less than six months from the payment of the compensation into Court, the Court shall direct a proportionate part of the interest to be returned to the person desiring the right-of-way.

(4.) If from any error, fault, or neglect of the person desiring the right-of-way such order is not obtained until after six months have expired, the Court shall order the person desiring the right-of-way to pay into Court, as part of the compensation, the interest for such further period as is right.

(5.) The costs of the proceedings in whole or in part, including the proper allowances to witnesses, shall be paid by the person desiring the right-of-way, or by any other person, as the Court orders.

57. Upon payment or legal tender of the compensation or annual rent awarded or agreed upon to the person entitled to receive the same, or upon the payment into Court of the amount of such compensation in the manner hereinbefore mentioned, the award or agreement shall vest in the person desiring the right-of-way the power forthwith to take possession of the lands, or to exercise the right, or to do the thing for which such compensation or annual rent has been awarded or agreed upon.

PART VII.

Royalties, Taxes, and Charges; Collections, Accounts, and Returns.

58. (1.) There is reserved to and for the use of His Majesty, his heirs and successors, upon and in respect of timber cut upon land specified in any special or hand-logger's license, or in any timber, pulp, or tan-bark lease heretofore granted or renewed, or upon patented land and land granted subsequent to the twenty-eighth day of April, 1888, and upon any lands hereafter granted:—

- (a.) Upon all timber suitable for the manufacture of lumber and shingles, a royalty of fifty cents for each thousand feet, board measure, one cord of bolts being taken as equivalent to five hundred feet, board measure;
- (b.) Upon all timber suitable for spars, piles, and poles, cut as aforesaid, a royalty of one cent for each and every four feet of running length;
- (c.) Upon all timber suitable for railway-ties or mining-props cut as aforesaid, a royalty of fifty cents per thousand feet, board measure, or per cord of ties or props;

(d.) Upon all timber suitable for the manufacture of pulp-wood or paper cut as aforesaid (except in so far as may otherwise be provided in any existing pulp lease), a royalty of twenty-five cents per cord, or, when the Minister may so decide, an equivalent royalty per ton of pulp or paper;

Provided that a number of feet, board measure, to be established by Order in Council, shall be taken as equal to a cord of pulp-wood; and that until such Order be issued seven hundred feet, board measure, shall be so taken; but in any case in which he may deem it desirable the Minister may require pulp-wood logs to be measured by the cubic foot, or alternatively may require the scale of such logs to be computed on the mean diameter or diameter at the middle of each log, one thousand feet, board measure, of such scale being taken as the equivalent of a cord;

Provided also that a weight of ground-wood pulp and a weight of chemical pulp, to be established by Order in Council, shall be taken as equivalent to a cord of pulp-wood, and that until such Order in Council be issued one short ton of air-dry ground-wood pulp or half that quantity of air-dry chemical pulp shall be so taken;

(e.) Upon all other wood or bark cut as aforesaid, a royalty of twenty-five cents a cord;

Provided that all merchantable timber left uncut, or cut and not removed, in any logging operations upon any such land, which timber according to the regulations of the Department, should have been cut and removed shall be subject to royalty payable upon demand to the Department.

(2.) There shall be due and payable to His Majesty, his heirs and successors, a tax upon all timber cut within the Province, save and except that upon which a royalty is reserved by this section, or that upon which any royalty or tax is payable to the Government of the Dominion, which tax shall be in accordance with the following Schedules:—

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SCHEDULE No. 1.

Timber.	Lengths, not over.		Diameters, not over.			Rate per M. Foot Board Measure on Grade.						Additional Rate to be added for Increased Sizes.					
									Diameters inches			Grade					
						No 1	No 2	No 3	Not under	Not over	No 1	No 2	No 3				
Spars and saw-logs and saw-bolts of all kinds.	Feet.	Inch.	\$	\$	\$						\$ cts.	\$ cts.	\$ cts.				
40	24	2.00	1.50	1.00		25	31		20	15	10						
50	24	2.25	1.75	1.25		32	36		40	30	20						
60	24	2.50	2.00	1.50		37	41		60	45	30						
70	24	2.75	2.25	1.75		42	45		80	60	40						
80	24	3.00	2.50	2.00		46	48		1.00	75	50						
over 80	24	4.00	3.00	2.50		over 48			1.50	1.00	75						

The following rebate on tax shall be allowed when the timber upon which it is due, or payable, is manufactured or used in the Province.

All the tax over and above one per cent M. feet, board measure.

SCHEDULE No. 2.

Timber.	Lengths not over	Diameters, not over	Rate, per Lineal foot	All Piles or Poles over 12 in. in Diameter shall be scaled, graded No. 1, and taxed at Rates as under.		The following rebate on tax shall be allowed when timber upon which it is due, or payable, is manufactured or used in the Province.
Piles, poles and crib timbers.	Feet	Inches	\$ cts.	Length.	p.M. R.M.	
	40	11	01	40	\$2.00	
	50	11	01 ¼	50	2.25	
	60	11	01 ½	60	2.50	
	70	11	01 ¾	70	2.75	
	80	11	02	80	3.00	
	over 80	11	02 ½	over 80	4.00	
						All the tax over and above one two-hundredths of one per cent per lineal foot.

All the tax over and above one two-hundredths of one per cent per lineal foot.

Provided always that the Lieutenant-Governor in Council may allow such rebate on piles, telegraph-poles, and crib timber not manufactured or used in the Province as may be deemed advisable. ¼ ¼ ¼ ¼ ¼ ¼

SCHEDULE 3.

Mining-props and lagging Fifty cents per cord;
 Railway-ties Fifty cents per cord;
 Cordwood Twenty-five cents per cord

A rebate will be allowed of all the tax over and above one cent per cord on all railway-ties and mine-props and lagging and cordwood used in the Province.

SCHEDULE 4.

Shingle or other bolts of cedar, fir, or spruce One dollar per cord
 A rebate shall be allowed thereon, when manufactured or used in the Province, of all over and above one cent per cord.

(3.) All timber upon which any royalty or tax is payable to the Crown shall be scaled and graded in accordance with the provisions of Part VIII. of this Act.

(4.) Actual settlers who are pre-emptors of Crown lands, who have occupied their pre-emption claim for two years, who have had the said claim surveyed, and who have taken out certificates of improvement, shall be exempt from payment of royalty or tax upon cordwood cut upon their pre-emption claims for sale: Provided that such exemption shall cease when a Crown Grant is issued for the land.

(5.) The Lieutenant-Governor in Council may, by Order in Council, remit the royalty upon wood actually consumed for experimental purposes by any company engaged in the manufacture of distillates and other by-products from wood.

59. All timber or wood upon which a rental, royalty, or tax is reserved shall be liable for the payment of the rental, royalty, or tax by this Act imposed, so long and wheresoever the timber or any part of it may be found in the Province, whether in the original logs or manufactured into deal boards or other stuffs; and in case such timber or wood has been made up with other timber or wood into a crib, dam, or raft, or in any other manner has been so mixed up as to render it impossible or difficult to distinguish the timber liable to the payment of rental, royalty, or tax from timber or wood not so liable, such other timber or wood shall also be liable for all rental, royalty, or tax imposed by this Act; and all officers or agents entrusted with the collection of the rental, royalty, or tax may follow all such timber or wood and seize and detain the same

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wherever it is found until such rental, royalty, or tax, and the reasonable costs and expenses of seizure and detention, are paid or secured.

60. The Crown shall have a lien upon all sawmills or other factories, steamships, railway and stationary engines, smelters, concentrators, and all furnaces or machinery in or for which any timber or wood upon which a royalty or tax is reserved or payable in any way or manner, or for any purpose has been or is being manufactured, used, or consumed; also upon all steamships, tow-boats, scows, or other vessels, upon all engines, logging plant or material, and upon all railway-trains, teams, and wagons in any way engaged in taking out or in transporting such timber; such lien to confer the same rights and to be enforceable in the same manner as the lien and rights of recovery of royalties conferred by the provisions in that behalf of this Act, including an absolute, unconditional power to sell.

61. It shall be lawful for any person owning or operating any mill to collect the royalties due to the Crown in respect of any logs which may be brought to his mill, and to give receipts therefor. All moneys so received shall be accounted for and paid over to the Crown. The Crown shall have a lien upon the mill and all timber thereat, or on any lands or waters appurtenant thereto, for all royalties collected under this section; such lien to confer the same rights and to be enforceable in the same manner as the lien held under section 59 of this Act may from time to time be.

62. Every grantee of lands liable to any royalty or tax by this Act imposed, or lessee or licensee of timber lands liable to the said royalty or tax, and every person operating a mill or other industry which may cut or use timber or cordwood upon or in respect of which any royalty or tax by this Act reserved or imposed, shall keep correct books of account of all timber or cordwood cut or received by or for them, and shall render monthly statements thereof, or, if demanded, shall furnish a true copy of the tallyman or scaler's daily work, duly sworn to, which shall contain all such particulars as the Minister may require; and such books of account shall be open at all reasonable hours for the inspection of any person appointed for carrying out the provisions of this Act, and such lessee or licensee, or person operating a mill or other industry, shall pay monthly all sums of money, as are shown to be due to the Minister:

- (a.) Provided that if, after said inspection of such books of account it shall be found that in any previous statement there is still an amount of timber not reported, and which is subject to royalty or tax, then the said grantee, lessee, or licensee, and every person operating a mill or other industry, who is in arrear of such royalty



shall forthwith pay such arrears, and shall be subject to all the provisions of this Act for non-payment of same.

63. If any person, without authority or otherwise than is permitted by this Act, cuts, or employs or induces any other person to cut or assist in cutting, any timber of any kind on any of the Crown lands, patented lands, timber, pulp, or tan-bark leaseholds, or timber limits, or removes or carries away any merchantable timber of any kind so cut from any such Crown or patented lands, or timber, pulp, or tan-bark leaseholds, or timber limits, he shall not acquire any right to the timber so cut, or any claim to any remuneration for cutting, preparing the same for market, or conveying the same to or towards market, nor shall any lien be acquired on such timber, any other Statute notwithstanding. Any such timber may be seized by the Minister or any Government Agent, or by any agent or person appointed under this Act, or any person acting under the authority or by direction of either of them, and shall, if cut on lands lawfully held from the Crown, be sold for the benefit of the Crown, subject to the claims of the person lawfully entitled thereto:

- (a.) When the said timber or the output therefrom has been removed by any such person out of the reach of the Minister, or a Commissioner, or any agent appointed for the purpose of carrying out the provisions of this Act, such first-mentioned person shall, in addition to the loss of his labor and disbursements, forfeit a sum for each tree which he is proved to have cut, or caused to be cut or removed, as follows: West of the Cascade Range, ten dollars; east of the Cascade Range, five dollars;
- (b.) Such sum shall be recovered with costs in the name of the Minister or any Government Agent in any Court having jurisdiction in civil matters to the amount of the penalty;
- (c.) In such cases it shall be incumbent upon the party charged to prove his authority to cut, and the averment only of the party seizing or prosecuting that he is employed under the authority of this Act shall be sufficient proof thereof, unless the defendant proves the contrary.

64. Where timber has been cut without authority on Crown lands, patented lands, timber, pulp, or tan-bark leaseholds, or timber limits, and has been made up with other timber into a crib, dam, or raft, or in any other manner has been so mixed up as to render it impossible or difficult to distinguish the timber so unlawfully cut on Crown lands, patented lands, timber leaseholds, or timber limits from other timber with which it is mixed up, the whole of the timber so mixed up shall be held to have

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been cut without authority, and shall be liable to seizure and forfeiture until separated by the holder satisfactorily to the officer making the seizure.

65. The officer making any seizure under this Act may call in any assistance necessary for securing and protecting the timber seized.

66. All timber seized under this Act shall be deemed to be forfeited to the Crown unless the amounts due for rental, royalty, or tax, and the costs and expenses of seizure and detention, be paid within ten days from the day of seizure, or unless the person from whom it was seized, or the owner thereof, within ten days from the day of seizure, give notice to the seizing officer or nearest Government Agent that he disputes the seizure; failing such payment or notice, the Minister may order the sale of the said timber, or of so much thereof as may be sufficient to pay all rental, royalties, or taxes due, and all the costs and expenses of seizure, detention, and sale.

67. Any Judge of the Supreme Court or of a County Court may, upon petition in a summary way, try and determine such seizures, and may order the delivery of the timber to the alleged owner, upon his complying with the following requirements:—

- (a.) He shall first pay into Court the full amount of the rent, royalty, or tax claimed, together with a sum equal to the costs and expenses up to that time incurred in respect of such seizure, and shall give sufficient and acceptable security for such amount to meet such further costs and expenses as the Judge trying may consider requisite for that purpose;
- (b.) Such security shall be taken in the name of the Minister to His Majesty's use, and shall be delivered up to and kept by the Minister.
- (c.) If the seizure of such timber is approved by the Court or Judge trying the case, the amount paid into Court for the rent, royalty, or tax claimed, and the said costs and expenses, shall forthwith be paid out to the Minister, and the alleged owner shall further pay to the Minister any moneys due for costs and expenses over and above the sum so paid into Court as aforesaid. If the alleged owner fail to make such payment, the Minister shall forthwith proceed to recover the same under the said security.

68. Every person availing himself of any false statement or oath to evade the payment of any rent, royalty, or tax payable under this Act

with respect to timber, or endeavoring to convey out of the Province any timber in respect whereof the rent, royalty, or tax by this Act imposed are payable, without first paying such rent, royalty, or tax, shall forfeit the timber in respect of which payment of such moneys is attempted to be evaded, and shall, upon summary conviction before any two Justices of the Peace or any Stipendiary or Police Magistrate, be liable, in addition, to a penalty not exceeding five hundred dollars.

PART VIII.

Timber Scaling and Measurement.

69. The Lieutenant-Governor in Council shall appoint a Board of Examiners, whose duty it shall be to examine and test the ability and knowledge of all applicants desiring to be licensed to scale and measure timber. The subjects in which such applicants shall be examined shall be prescribed by the Minister, who shall make rules and regulations for the conduct of examinations.

70. The Board of Examiners shall sit at such places and at such dates as may be appointed by the Minister, due notice thereof being given by advertisement in the public press, and shall examine all candidates who may present themselves for examination; and may depute a member of said Board to examine candidates without previous advertisement being made;

Provided that each such candidate shall pay into the Department a fee of five dollars previous to such examination. 1912, c. 17, s. 70; 1913, c. 26, s. 10.

71. The Board of Examiners shall issue a license to every candidate who passes the said examinations in a satisfactory manner, and who is judged by the Board to be trustworthy and of good character. Said license shall entitle the holder thereof to act as a scaler and measurer of timber in the manner provided in this Act; and the expression "licensed scaler," wherever used throughout this Part of this Act, shall mean a person possessing a license issued under the provisions of this section.

72. Whenever timber in excess of five hundred thousand feet, board measure, is cut or being cut during any one year in any lumbering operation on land within the jurisdiction of the Legislature of British Columbia, said timber shall be measured in accordance with regulations issued from time to time by the Minister by a scaler duly licensed in the manner

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provided in the preceding section; such scaler to be employed and paid by the person or persons responsible for such operation, unless otherwise provided by this Act:

Provided that, when it is shown to the satisfaction of the Minister that the services of no licensed scaler can be obtained by the person in charge of such lumbering operation, the Minister may appoint an unlicensed person as an acting-scaler temporarily until a duly qualified scaler is available for the purpose.

73. The Lieutenant-Governor in Council shall appoint officers of the Department to be Supervisor and Assistant Supervisors of Scalers, and such officers shall supervise the work of licensed scalers and perform such other duties as may be assigned to them by the Minister.

74. No person shall be licensed as a scaler unless he is a British subject.

75. Every licensed or acting scaler, before entering on his duties, shall make and file in the Department an affidavit in the form following:

I, A. B., do solemnly swear that I will, while acting as licensed scaler, without fear, favor, or affection, and to the best of my ability and judgment, classify correctly, scale and measure, according to law, all saw-logs, spars, piles, poles, railway-ties, cedar bolts, and other cut timber which I may be employed to scale or measure, and that I will make true returns of the same to the Supervisor of Scalers or any other officer of the Department of Forestry, as required.

Sworn before me at the
of _____, in the Province of
British Columbia, this _____ day
of _____, 19____.

C. D.,
J. P.

A. B.

76. (1.) When less than five hundred thousand feet, board measure, is to be cut or is being cut in any year in any lumbering operation, the person in charge of such operation shall keep due account of all timber cut thereunder, and shall furnish a true copy thereof, duly sworn to, upon demand of any officer of the Department authorized in that behalf by the Minister.

(2.) It shall be the duty of licensed scalers to measure fairly and correctly, to the best of their skill, knowledge, and ability, and to classify

all timber and saw-logs cut within the jurisdiction of the Province, and to enter in their books of record, for the purpose of return to their Supervisor or Assistant Supervisor, what they believe to be the proper contents and grades of said timber, noting the number of saw-logs or other pieces of timber rejected as worthless, commonly called "culls."

(3.) After measuring and classifying any timber as aforesaid, the licensed or acting scaler, at such times as his Supervisor shall require, shall transmit to said Supervisor a correct copy of the record of said measurement and classification as entered in his book of record, and shall, when called upon to do so, submit said book of record to the Supervisor, or other officer of the Department, and shall give all information asked for in his power to give, and shall furnish any statement or copies of statements which the Supervisor or other officer of said Department may from time to time require.

77. A Supervisor shall act as arbitrator in any dispute that may arise between a vendor or a purchaser and a licensed or acting scaler as to the measurements and classification of any timber, and his award shall be final and binding upon all parties without appeal. Whenever the Supervisor acts as arbitrator as aforesaid, he shall collect in equal proportions from the persons requiring his services the following fees, in addition to all reasonable expenses incurred by him, namely:—

For scaling logs and spars, five cents per one thousand feet, board measure;

For measuring piles and poles, five cents per two hundred lineal feet;

For measuring railway-ties, pulp-wood, and cedar bolts, five cents per cord of one hundred and twenty-eight cubic feet;

and shall immediately transmit such fees and expenses to the Department, to be accounted for as Provincial revenue.

Official Scaling.

78. West of the Cascades and in such other districts of the Province as the Lieutenant-Governor in Council, by Proclamation, may from time to time prescribe, the Lieutenant-Governor in Council shall appoint Official Scalers, who shall be officers of the Department, and shall carry out the provisions of this Act as hereinafter provided.

79. No person shall be appointed as an Official Scaler unless he shall have previously obtained a license as provided by this Act and be a licensed scaler in good standing:

Provided that whenever the Minister considers that, on account of the remoteness of timber or saw-logs to be scaled, the cost of sending

an Official Scaler to carry out the provisions of this Act would be excessive, he may appoint an unlicensed person an Acting Official Scaler, and such appointment may be either for a specified time or to perform specified work, or until the appointment shall be cancelled by the Minister.

80. West of the Cascades and in such other districts of the Province as the Lieutenant-Governor in Council, by Proclamation, may from time to time prescribe, it shall be a term of every sale or other dealing with timber or saw-logs that the sale or other dealing shall be based on the scale of said timber made or to be made under this Act by an Official Scaler or Acting Official Scaler, or by a Supervisor under the provisions of section 77, and any person who shall buy, sell, or otherwise deal with timber or saw-logs contrary to the provisions of this section shall be liable to a penalty not exceeding five hundred dollars and costs.

81. In the event of a vendor or purchaser objecting to any Official or Acting Official Scaler, or to his scaling, then, on application to the Supervisor, another Official or Acting Official Scaler may be selected to scale the timber or saw-logs in question; and in such case the party requiring such services must pay such additional expense or cost as may have been occasioned by the substitution of another Official or Acting Official Scaler:

Provided that, if the original scale made by the Official or Acting Official Scaler shall, in the opinion of the Supervisor, be proved inaccurate, no charge other than the original fees for scaling said timber shall be imposed.

82. An Official or Acting Official Scaler shall deliver a copy of any scale made by him to the vendor or owner of the timber scaled upon demand and upon payment of his fees.

83. The fees and expenses to be charged by a Supervisor, Official Scaler, or Acting Official Scaler for services under this Act shall be the same as those provided by Section 77 of this Act. Such fees and expenses shall be a lien upon the timber or saw-logs in respect of which the work was done, or on the sawmill or other factory in or for which the timber or saw-logs, has been or is being manufactured, used or consumed, and may be collected by seizure and detention of such timber or saw-logs or by seizure of such sawmill or factory until paid. Such fees and expenses, when collected, shall be transmitted by the Supervisor, Official Scaler, or Acting Official Scaler to the Department of Forests, to be accounted for as Provincial revenue.

84. West of the Cascades and in such other districts of the Province as the Lieutenant-Governor in Council may prescribe, the British Columbia log-scale shall be used for the measurement of all timber measured under this Act: Provided that, in any portion of the Province east of the Cascade Range, the Lieutenant-Governor in Council may, by Proclamation, permit the use of such scale as he may consider advisable.

85. (1.) No person, firm, or corporation shall export or remove from the Province any saw-logs, spars, poles, railway-ties, or cedar bolts, or other cut timber, in respect of which any royalty, taxes or revenue is payable to His Majesty, or cause or aid in such exportation or removal, unless or until a permit shall have been obtained from a duly authorized officer of the Department certifying that such saw-logs, spars, piles, poles, ties, or bolts, as the case may be, have been scaled or measured in accordance with the provisions of this Act, and the Royalty, taxes, or revenue upon the same have been paid.

(2.) Every contravention or violation of the provisions of this section shall render the offender liable to forfeit and pay to His Majesty the sum of one thousand dollars, to be recovered, with all costs as between solicitor and client, in an action brought in the name of His Majesty in any Court of competent jurisdiction.

(3.) The Minister, or any person authorized by him, or the Forest Board may do all things necessary to prevent a breach of the provisions of this section and to secure compliance therewith, and may for such purpose take, seize, and hold all timber as aforesaid which may be, or may be suspected to be, in course of transit out of this Province in contravention of the provisions of this section, and may also take, seize, and hold every boat which may be towing any such timber; and when the Minister decides that it is not the intention of the holder, owner, or person in possession of such timber to use the same in this Province, or to manufacture it or cause it to be manufactured into sawn lumber or other manufactured wood product in this Province as aforesaid, or to dispose of such timber to others who will use the same in this Province, or have the same so manufactured in this Province, then the Minister may sell or cause to be sold such timber and boat by public auction, and the proceeds of such sale shall be the property of His Majesty, and shall form part of the consolidated revenue of this Province. In case said boat escapes after having been so seized, or in case said boat avoids seizure by crossing the International Boundary, it may at any time afterwards be re-seized in any of the waters of British Columbia, and sold as above provided. 1913, c. 26, s. 11.

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86. No timber or saw-logs shall be sawn or caused to be sawn until the same has been scaled in accordance with the requirements of this Act, and every person violating this provision shall be liable to a penalty not exceeding five hundred dollars, to be recovered upon summary conviction before a Police Magistrate, Stipendiary Magistrate, or Justice of the Peace, and to have such timber seized and forfeited wholly or in part to the Crown, as the Minister may direct.

87. Any Supervisor shall have power to suspend any official licensed, or acting scaler who, in his opinion, is not properly performing the duties of his office. Should any Supervisor or licensed scaler wilfully undermeasure or mismeasure or wilfully cull or reject any timber, or make a false return thereof for the purpose of deceiving or defrauding, the Minister shall cancel his license, and he shall not thereafter be eligible to be licensed as a scaler; in addition, he shall be subject to a penalty of not less than fifty dollars and not more than two hundred dollars, to be recovered with costs on summary conviction before any Magistrate or two Justices of the Peace; and in default of payment to be imprisoned for not less than one month nor more than six months.

PART IX.

Timber-Marking.

88. No person shall float or raft any timber on the salt or fresh waters of the Province unless each piece of such timber bears in a conspicuous place a mark registered in compliance with this Part of this Act. 1913, c. 26, s. 12.

89. Every person who engages in the business of lumbering in any form or getting out timber and floating or rafting the same upon the waters aforesaid, or any of them, shall, before engaging in such business, obtain from the Department in the manner provided by this Part of this Act one or more registered marks, as may be deemed necessary by the Department, to clearly distinguish one from another the different classes of timber subject to different conditions of tenure, royalty, tax, or manufacture which such person or his agents may cut or may propose to cut, whether timber from Crown-grant lands, leasehold tracts, or timber limits; and, having obtained such registered mark or marks, every such person shall put the proper mark so registered designating its class of timber in a conspicuous place on each log or piece of timber floated or rafted from

the Crown-grant lands, leasehold tracts, or timber limits in respect of which said registered mark has been obtained. 1913, c. 26, s. 12.

90. Any person engaged in the business of lumbering or getting out timber as aforesaid who is required to obtain a registered mark or marks in accordance with this Part of this Act shall make application for each such mark to the Department; and such application shall be in duplicate, and shall contain a statutory declaration by such person as to the terms and conditions under which the lands from which the timber comprised in said application is to be removed and for which he desires to obtain a registered mark are held under grant or demise from the Crown, and such declaration shall set forth that such person and his agents will use said mark upon timber removed from said lands, and upon said timber only. Upon approval of such application and upon receipt of the fees therefor, the Department shall assign a mark to be used by such person, and after entry of the particulars thereof in a book to be called the "timber-mark register," which book shall be kept in the Department, shall return to such person one copy of his application upon which the mark assigned to him has been entered, together with a certificate signed by the Chief Forester to the effect that said mark has been duly registered in accordance with this Part of this Act; and such certificate shall further set forth the day, month, and year of the entry thereof in the register; and every such certificate shall be received in all Courts in the Province as prima facie evidence of the facts therein alleged without proof of the signature. 1913, c. 26, s. 12.

91. The person who obtains such registered timber-mark shall thereafter have the exclusive right to use the same, and to designate the timber got out by him and floated or rafted as aforesaid. 1913, c. 26, s. 12.

92. The Minister may at any time, at his discretion, cause the said mark to be cancelled by entry of such cancellation in the timber-mark register and by notice in the Gazette. 1913, c. 26, s. 12.

93. Any person who heretofore may have obtained a registered mark under the "Timber-mark Act" or amendments thereof, shall, within three months from the enactment of this section, submit a declaration in duplicate, in the form attached as a Schedule to this Act, showing the lands from which the timber to be marked with said registered mark is being or is to be removed; and provided such mark complies with the provisions of this Act, and in the opinion of the Department is a suitable distinguishing mark for the particular class of timber upon which it is to be used, such declaration shall entitle such person to use said mark as a mark duly registered in accordance with this Act.

Jas. F. Garden, D.L.S., B.C.L.S.
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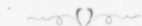
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Provided that at the expiry of said period of three months all marks heretofore registered which in the opinion of the Minister fail to comply with the provisions of this Act shall be cancelled in the timber-mark register, notice of said cancellation being given in the Gazette, and thereafter the marking of logs with any such cancelled marks shall not be a compliance with this Part of this Act. 1913, c. 26, s. 12.

94. Any holder of a timber-mark duly registered and complying with the provisions of this Act who desires to use such mark for the purpose of marking timber other than that in respect to which such mark was issued by the Department shall deposit with the Department an application in duplicate containing a statutory declaration to that effect in such form as the Minister may prescribe, and upon approval of such application by the Chief Forester the registration of such mark in the timber-mark register shall be amended to that effect, and a certificate signed by the Chief Forester shall be issued to such person authorizing the use of the mark in accordance with the application. 1913, c. 26, s. 12.

95. Every timber-mark registered under this Act shall be assignable in law; and on the production of the assignment and the payment of the fee hereinafter mentioned, the said Minister shall cause the name of the assignee, with the date of the assignment and such other details as he sees fit, to be entered on the margin of the timber-mark register on the folio where such mark is registered. 1913, c. 26, s. 12.

96. Every person other than the person who has registered a timber-mark, or an assignment of the same, who marks any timber of any description with such marks so registered under the provisions of this Act, or with any part of such mark, shall in each case in which a complaint under this section shall be made by the person holding the certificate of registration of the mark wrongfully used, or by some one acting on his behalf and thereunto duly authorized, on summary conviction, before a Stipendiary Magistrate or two Justices of the Peace, be liable for each offence to pay damages, not exceeding one hundred dollars and not less than twenty dollars, to the person holding the certificate of registration of the mark wrongfully used, together with the costs incurred in enforcing and recovering the same. 1913, c. 26, s. 12.

97. Every person who violates the provisions of this Part of this Act shall be liable to a penalty of not less than one hundred dollars and not more than five hundred dollars and costs, to be recovered upon summary conviction before any Stipendiary Magistrate or two Justices of the Peace, and, in default of immediate payment, to imprisonment, with or without hard labor, for a term not exceeding eighteen months. 1913, c. 26, s. 12.

98. All timber floated or rafted and not so marked as to comply with the provisions of this Part of this Act may be seized by the Crown, and sold by private sale or public auction, and the proceeds of such sale shall form part of the Consolidated Revenue Fund of the Province. 1913, c. 26, s. 12.

99. The following fees shall be payable and paid into the Department, that is to say:

On every application to register a timber-mark including certificate	\$2.00
For each certificate of registration not already provided for50
For each copy of any drawing, the reasonable expenses of preparing the same	
For recording any assignment	1.00
For recording a cancellation, the cost of advertising in the Gazette and	1.00

And such fees shall be paid over by the said Minister to the Minister of Finance, and shall form part of the revenue of the Province. 1913, c. 26, s. 12.

PART X.

Manufacture within Province

100. All timber cut on Crown lands or on Crown Lands granted since the twelfth day of March, 1906, or on Crown lands which shall hereafter be granted, shall be used in this Province, or be manufactured in this Province into boards, deal, joints, lath, shingles, or other sawn lumber, except as hereinafter provided.

101. Should any lessee of any ungranted lands of the Crown or any holder of a special or general license to cut Crown timber or timber upon ungranted lands of the Crown, or any servant or agent of such lessee or licensee, or any person acting for such lessee or licensee, or under the authority or permission of such lessee or licensee, violate or refuse to keep and observe the provisions contained in the next preceding section of this Act, then and in such case the lease or license of such lessee or licensee shall be cancelled by the Lieutenant-Governor in Council by Order in Council.

102. (1.) The Minister and the Forest Board may do all things necessary to prevent a breach of the provisions of this Part of this Act,

and to secure compliance therewith, and may for such purpose take, seize, and hold all timber so cut or suspected to have been cut as aforesaid, and to be in course of transit out of this Province in contravention of the provisions of this Part of this Act, and may also take, seize, and hold every boat which may be towing any such timber; and when the Minister decides that it is not the intention of the lessee, licensee, owner, holder, or person in possession of such timber to use the same in this Province, or to manufacture or cause the same to be manufactured into sawn lumber in this Province as aforesaid, or to dispose of such timber to others who will use the same in this Province, or have the same so manufactured in this Province, then the Minister may sell or cause to be sold, such timber and boat by public auction, and the proceeds of such sale shall be the property of His Majesty, and shall form part of the consolidated revenue of this Province. In case said boat escapes after having been so seized, or in case it avoids seizure by crossing the International Boundary, it may at any time afterwards be resealed in any of the waters of British Columbia, and sold as above provided.

(2) Whenever a seizure is made of timber or a boat on account of a suspected contravention of the provisions of this Part of this Act, the onus of proving that no part of the timber seized was Crown timber or cut on ungranted lands of the Crown, or on lands of the Crown granted after the twelfth day of March, 1906, and that no part of the timber seized had been dealt with, or was about to be dealt with, in a manner contrary to the provisions of this Part of this Act, shall be upon the owner, holder, or person in possession of said timber and boat. 1913, c. 26, s. 13.

103. The Lieutenant-Governor in Council may authorize the export by lessees or licensees of the Crown of the following kinds of timber cut on ungranted lands of the Crown, or on lands of the Crown granted since the twelfth day of March, 1906, or which shall hereafter be granted, namely: Piles, pulp-wood, telegraph and telephone poles, ties, and crib timber, although not manufactured nor to be used in the Province. And it is hereby declared that the Lieutenant-Governor in Council was duly authorized under this Act to pass Order in Council No. 810 on the twelfth day of July, 1912; and the said Order in Council and the action of the Lieutenant-Governor in Council in pursuance thereof are hereby ratified and confirmed. 1913, c. 26, s. 14.

PART XI.

Fire-prevention.

104. The provisions of this Part of this Act shall apply to every railway company and every railway subject to the legislative jurisdiction

of the Legislature of the Province of British Columbia: Provided always that the provisions of this Part of this Act shall be deemed to be in extension of any existing statutory provisions applying to the railway companies and railways aforesaid, and not to repeal, abrogate, or derogate from any such other statutory provisions.

105. The provisions of this Part of this Act shall apply to every municipal corporation and shall have force and effect in and throughout the limits of every municipality within the Province of British Columbia: Provided always that the provisions of this Part of this Act shall be deemed to be in extension of any existing statutory provisions applying to municipal corporations and to municipalities, and not to repeal, abrogate, or derogate from any such other statutory provision or any municipal by-law passed or made pursuant to any such other statutory provisions.

106. The period from the first day of May to the first day of October in each year shall be known as the close season in respect of setting of fire; but when circumstances of unusual danger render it necessary in the public interest, the Lieutenant-Governor in Council may, by Proclamation, extend the said season.

107. During the close season it shall be unlawful for any person to set out, or cause to be set out, started, or kindled, any fire in or near any forests or woodlands except for the purpose of clearing land, cooking, obtaining necessary warmth, or for some necessary industrial purpose permitted by the Minister, and unless the obligations and precautions imposed in the following sections shall be observed.

108. During the close season no person, firm, or corporation shall set out, or cause to be set out, fires in or near slashings or forest debris, standing or fallen timber, or bush land for the purpose of burning slashings, brush, grass, or other inflammable material, or for any industrial purpose, without first obtaining a permit therefor: Provided that no person shall be convicted who shall have set in good faith and with reasonable care a back-fire for the purpose of stopping the progress of a fire then actually burning.

109. The Provincial Forest Board is hereby empowered to issue and may issue permits authorizing the use of fire for the purposes set forth in the preceding section. Every such permit shall be subject to every regulation for the time being in force under this Act, and also to every condition, provision, restriction, and regulation which in the case of any permit the Provincial Forest Board may deem necessary or expedient and may incorporate in such permit. Any person obtaining or acting under any such permit and contravening or committing any breach of any con-

dition, provision, restriction, or regulation incorporated into such permit by the Provincial Forest Board shall be guilty of an offence against this Act:

Provided that the Lieutenant-Governor in Council may, by Order in Council, prohibit the issuing of permits, and the setting of fires thereunder, in any portion of the Province for such period as he may think fit.

110. The Provincial Forest Board is hereby empowered to issue and may issue regulations governing the use of fire for the purpose of preparing food and affording necessary warmth to travellers, campers, or workmen. Any person contravening or committing any breach of such regulations shall be guilty of an offence against this Act.

111. During the close season every person who throws or drops any burning match, ashes of a pipe, lighted cigarette or cigar, or any other burning substance, or who blasts wood with any explosive in any forest or brush land, or at a distance of less than half a mile therefrom, shall completely extinguish the fire of such match, ashes of a pipe, or other burning substance before leaving the spot.

The Operation of Railways.

112. When, in the judgment of the Minister, there is danger of the setting and spreading of fires from locomotive engines, the Minister may order any railway company to provide such patrolmen for the following of trains and the prompt extinguishing of fires, as he may deem necessary. When the Minister has given any railway company notice to provide such patrol the said company shall immediately comply with such instructions throughout the territory designated; and upon any failure so to do, the Minister may employ patrolmen with the necessary equipment to patrol the right-of-way of said company, and the expense of the same shall be charged to said company, and may be recovered at the suit of the Crown in any Court of competent jurisdiction: Provided that the Minister may appoint officers of the Department to act as supervisors or railway patrols, and the expense of any such supervision shall be chargeable to the company concerned as aforesaid.

113. Any fire burning within two hundred feet of the right-of-way of any railway company operating within the jurisdiction of the Province shall be presumed to have been caused by said company, and all expenses incurred in preventing the spread of and extinguishing said fire shall be chargeable to and shall be paid by said company, and said company shall have the right to enter upon any lands adjoining its right-of-way for the purpose of extinguishing said fire: Provided that if it can be proved to the satisfaction of the Provincial Forest Board that any fire so burning

was not caused by the railway company or its employees, then the company concerned shall be entitled to a refund from the person responsible for said fire, or from the Crown, or of any moneys paid by it in accordance with this section.

114. No railway company completing the construction of any line after the passage of this Act shall operate locomotives on said line for passenger or freight traffic until a certificate has been obtained by said company from the Minister, to certify that the right-of-way in question has been cleared of inflammable material, in accordance with this Act, the "Railway Act," and the regulations issued thereunder by the Lieutenant-Governor in Council, and that all debris caused by construction of said line on adjoining lands has been removed and destroyed to the satisfaction of the Minister.

115. For the enforcement of any provisions of the "Railway Act," or any regulations issued thereunder governing the construction of railways in the matter of the prevention of fire, the Minister may appoint such number of Fire Wardens as he may deem necessary, under a Chief Warden, to supervise any railway-construction.

116. The railway company and their contractors shall at any time, upon demand, place at the disposal of said Chief Warden, as many of their employees as he may need for the extinguishing of any fire, or the protection from fire of any forest or woodland along or adjacent to the line under construction, and the expense incident to and connected with such appointment of Wardens and protection of the forests from fire shall be a debt due to the Crown from the person or company constructing such railway, payable upon demand to the Minister, and may be recovered at the suit of the Crown in any Court of competent jurisdiction.

117. For each and every case in which a fire is started by sparks or hot or burning material from a railway locomotive or carriage, and either begins outside of the right-of-way or spreads therefrom to the adjoining land, the company which is operating the railway at the time shall be liable to a fine not exceeding one thousand dollars, to be recovered by summary prosecution before a Stipendiary Magistrate or two Justices of the Peace: Provided that it shall be sufficient defence against any such prosecution if it be shown by the railway company:—

(a.) That the company has used upon the locomotive the best available modern appliance for the purpose of preventing sparks and burning material spreading therefrom, and upon the carriage such appliance as the Minister may have prescribed:

(b.) That no negligence conducing to the starting or spreading of the fire has been shown by the engineer or fireman of the locomotive or by any other servant of the company, and that the regulations issued by the Minister and governing the actions of such persons have been obeyed;

(c.) That the company has maintained in accordance with the requirements of the Minister an efficient staff of fire wardens properly equipped with all suitable appliances for fighting fires, and provided with proper and efficient means of travelling from place to place along the line of railway, and that said staff has been prompt and diligent in taking all possible means to prevent the fire from spreading.

118. Except as provided in the preceding section, any railway company committing an offence against the Act, or violating any regulations governing the operation of railways in the matter of prevention of fire issued by the Minister, shall be liable, upon summary conviction before a Justice of the Peace, to a penalty of two hundred dollars for each offence. It shall not be necessary in any such action for penalty or damages to prove the name or number of the locomotive, or the name of the engineer or fireman in charge of the same.

119. Debris alongside the track of any logging-railway or other railway not under charter as a common carrier, shall be piled and burned or otherwise dealt with by the person or company operating such railway, in accordance with the orders of the Minister, and such patrol as the Minister may deem necessary shall, at the expense of the person or company aforesaid, be maintained after the passage of any locomotive along such railway: Provided that, should any such person or company fail, when notified, immediately to comply with the provisions of this section, the Minister may, by his officers, deal with such debris, or maintain such patrol, and the expense of so doing shall be a debt due to the Crown from the person or company concerned, and may be recovered at the suit of the Crown, in any Court of competent jurisdiction.

120. During the close season a watchman shall be maintained at the point where any stationary or portable engine is located in or near any forest or woodland for at least two hours following any time when said engine shall have ceased operation, to prevent the escape of fire therefrom.

121. (1.) During the close season in each year it shall be unlawful for any person or corporation:—

(a.) To use or operate any locomotive, logging-engine, portable engine, traction-engine, or stationary engine using fuel other than oil within a quarter of a mile of any forest slashings or bush land, which is not provided with a practical and efficient device for arresting sparks, together with an adequate device for preventing the escape of fire or live coals from all ash-pans and fire-boxes, and which does not comply in every respect with any regulations for the time being made and in force under and by virtue of the provisions of this Act;

(b.) To operate any river steamboat using fuel other than oil on any of the rivers or lakes within the Province of British Columbia, which is not provided with a safe and suitable device for the arrest of sparks from the smoke-stack thereof, complying in all respects with any regulations for the time being made and in force under and by virtue of the provisions of this Act;

(c.) To destroy any wood-waste material by fire within any burner or destructor operated at or near any mill or manufactory, or to operate any power-producing plant using in connection therewith any smoke-stack, chimney, or other spark-emitting outlet, without installing and maintaining on such burner or destructor or on such smoke-stack, chimney, or other spark-emitting outlet, a safe and suitable device for arresting sparks, complying in all respects with any regulations for the time being made and in force under and by virtue of the provisions of this Act;

(d.) Being engaged in the manufacture of lumber or shingles or other forest products, to destroy wood-waste material by burning the same at or near any mill without properly confining the place of said burning, and without further safeguarding the surrounding property against danger from said burning by such additional devices as may be requisite in order to comply in every respect with any regulations for the time being made and in force under and by virtue of the provisions of this Act.

(2.) It shall be the duty of every person or corporation operating any engine referred to in this section to provide equipment in the way of tools, hose, and other fire-fighting appliances in accordance with any regulations for the time being made and in force under and by virtue of the provisions of this Act.

(3.) During the close season no deposit of fire or live coals shall be made from any locomotive or engine within one-quarter of a mile of any forest, woodland, or hay land upon any railway, right-of-way outside of yard limits, unless said deposit shall be immediately extinguished.

(4.) Any person or corporation committing any breach of any or either of the provisions of this section of this Act shall be guilty of an offence against this Act.

(5.) Upon proof that any prosecution has been instituted under this section by any duly authorized officer of the Department, any Court of competent jurisdiction shall enjoin the further use of the locomotive, engine, steamboat, burner, or destructor in question until the defendant has been acquitted of the charge preferred, unless said locomotive, engine, steamboat, burner, or destructor shall have been equipped with safety appliances to the satisfaction of said officer.

122. It shall be the duty of every engineer in charge of any locomotive, steamboat, or engine, or upon which safety appliances are required to be maintained under the preceding section, to see that all such appliances are properly used and applied. Any person neglecting or refusing to perform or fulfil any duty imposed upon him by this section of this Act, shall be guilty of an offence against this Act.

123. The Minister or the Provincial Forest Board shall have power to declare any inflammable material which endangers life or property a public nuisance, and upon receipt of notice to this effect the owner or occupier of, or the person conducting any operations for the cutting and removal of forest material from the land upon which any such nuisance exists, shall immediately remove or abate such nuisance to the satisfaction of the Minister or the Provincial Forest Board: Provided that due notice shall be held to have been given to said owner or occupier when a copy of such notice has been mailed to him at his last-known place of address, and a copy has been posted in a conspicuous position upon said land. Any person neglecting or refusing to perform and fulfil any duty imposed upon him by or pursuant to the provisions of this section, shall be guilty of an offence against this Act.

124. (1.) When the safety of any forest or woodland or cut timber is endangered by the debris caused by any lumbering or other industrial operations, the Minister or the Provincial Forest Board may require the person or corporation conducting such operations, or the owner or occupier of the land on which such debris exists, to cut down dead trees and stubs within such area, and to establish a safe fire-line around the area or areas covered by such debris. Said fire-line to be cleared of inflammable material and be of a width and character satisfactory to the Minister or to the Provincial Forest Board. Any person neglecting or refusing to perform and fulfil any duty imposed upon him by or pursuant to the provisions of this section shall be guilty of an offence against this Act.

(2.) Every camp, mine, sawmill, portable or stationary engine using any fuel other than oil, and located within a quarter of a mile of any forest or woodland, shall, by the person in charge thereof, have such space surrounding said camp, mine, sawmill, or engine cleared of inflammable material as the Minister or the Provincial Forest Board may direct. Any person neglecting or refusing to perform and fulfil any duty imposed upon him by or pursuant to the provisions of this section shall be guilty of an offence against this Act.

(3.) Every person, persons, or corporation clearing right-of-way for any road, trail, telephone, telegraph, power, or pipe line, tote-road, ditch, or flume shall pile and burn on such right-of-way all refuse timber, slashings, choppings, and brush cut thereon as rapidly as the clearing or cutting progresses and the weather conditions permit, or at such other times as the Provincial Forest Board may direct, and during the close season shall obtain, before burning said material, a permit from said Board. Any person neglecting or refusing to perform and fulfil any duty imposed upon him by or pursuant to the provisions of this section shall be guilty of an offence against this Act.

(4.) No one slashing brush or timber for the purpose of clearing land, or in the conduct of any lumbering operation, or in the cutting of any road or right-of-way shall fell or permit to be felled trees or brush in such a manner that said trees or brush shall fall and remain on land not owned by the one felling or permitting the felling of such trees or brush. Any person neglecting or refusing to perform and fulfil any duty imposed upon him by or pursuant to the provisions of this section shall be guilty of an offence against this Act.

(5.) Any person who within two hundred feet of the right-of-way of any railway causes any accumulation of inflammable debris shall immediately pile and, subject to the requirements of this Act concerning permits, burn the same. Any person neglecting or refusing to perform and fulfil any duty imposed upon him by or pursuant to the provisions of this section shall be guilty of an offence against this Act;

Provided that when, after sufficient notice, any person or persons shall fail to carry out the requirements of this section to the satisfaction of the Minister or of any officers appointed by him for the purpose of this section, he shall be guilty of an offence against this Act. In addition to any penalty, the Minister may by his officers, enter upon the land on which the debris, dead trees, or stubs in question exist and carry out the requirements of this section and the orders of the Minister issued thereunder; and the expense of conducting such work shall be a lien upon the said land or upon the lease or license under which the timber on said

land is held, and such expense shall be a debt due to the Crown in right of the Province of British Columbia that may be recovered by action in any Court of competent jurisdiction from the person or corporation who cut the timber or wood from which the said slashings and debris were made.

Forest Protection Fund.

125. (1.) There shall be created a fund for the protection of forests and woodland against fire. From the owner of any land sought to be classified as timber land under the provisions of the "Taxation Act" there shall be payable and paid to His Majesty in right of the Province, on the first day of April in each and every year, upon demand by the Minister of Lands, an annual tax at the rate of one cent and a half for each and every acre of such land; and from the holder of every timber, pulp, or tan-bark lease or special timber license one cent and a half for each and every acre comprised in such lease or license, payable annually upon the anniversary of the issue of the lease or upon the annual renewal date of the license, as the case may be. 1913, c. 26, s. 15.

(2.) To the amounts thus receivable by the Crown in any year there shall be added equal amounts from "revenue" as defined in and by the "Revenue Act," and the total sum thus obtained shall be placed to the credit of Forest Protection Fund in the Books of the Treasury Department of the Province of British Columbia, and, upon certification of the Minister of Lands, the Minister of Finance may make payments out of the said fund.

(3.) The Minister, through the Department, by means of said fund shall maintain and equip a patrol and fire-prevention force, the membership whereof shall consist of such Fire Wardens, constables, and other officials as may from time to time be fixed and appointed by the Lieutenant-Governor by Order in Council; shall construct necessary trails, look-out stations, telephone-lines, and other permanent improvements; and shall authorize the employment of such assistance as the Department may require in the controlling and extinguishing of fires: Provided that the expenses incurred in carrying out the provisions of this sub-section and those of section 126 shall be a charge upon the Forest Protection Fund:

Provided that if in any year the total amount available by means of said fund be less than the amount needed for the work required to be done, then the deficiency so created shall be met by special warrant under direction of the Lieutenant-Governor in Council, refund of half such deficiency being made to the Crown in the following year by a suitable pro rata increase in the amount per acre payable by the persons aforesaid and by the Crown to the Forest Protection Fund:

Provided also that if any surplus shall at the end of any calendar year have accumulated in said fund sufficient, in the opinion of the Lieutenant-Governor in Council, to provide for all expenses in connection with said fund during the ensuing twelve months, then the Lieutenant-Governor in Council may, by Order in Council, relieve all persons and the Crown from making any payment imposed by this section to said fund during the said period of twelve months, or may authorize the collection, pro rata, of an amount less than the amount otherwise payable under the provisions of this section:

Provided that for the purposes of this section every special timber license heretofore issued shall be taken to be six hundred and forty acres in area, excepting licenses for which the survey has been accepted, the tax for which shall be payable on the actual area contained therein, 1912, c. 17, s. 125; 1913, c. 26, s. 16.

126. When any fire other than a fire set under permit under the provisions of this Act originates on any land upon which any operation is being carried on for the cutting or removal of forest material, brush, or debris, the person, persons, or corporation conducting such operation by themselves or their agents or contractors shall diligently attend to the controlling and extinguishing of said fire, and for that purpose shall employ the services of as many of the men employed by them, up to the total number of such men, as may be necessary, and shall himself or themselves pay for the services of such men employed: Provided that if the land in question be certified as Crown-grant timber land in accordance with the provisions of the "Assessment Act," or be comprised in any timber, pulp, or tan-bark lease or special license, and that all charges authorized by this Act in respect of said land and said operation have been duly paid to the Forest Protection Fund; and—

- (a.) That the provisions of this Act and the regulations of the Minister in respect to the operation of spark-emitting engines, the disposal of debris, and the maintenance of patrol and watch men have been complied with;
- (b.) That proof has been submitted showing that immediate notice of the fire was dispatched to the nearest Fire Warden by the best available means of communication;
- (c.) That proper proof sworn to by the person in charge of said operation has been submitted showing where the fire started, accompanied by a tracing from a blue-print showing the lot number and location of the point where the fire started;
- (d.) That a receipt has been produced from each man employed for the amount paid him by the operator for fire-fighting;

(e.) That the time-sheet showing the number of hours worked each day by each man employed in fighting the fire has been produced, and that both this time-sheet and an itemized statement of the expense of fighting the fire has been sworn to by the man in charge of said operation;

(f.) That one copy of each of the above documents has been mailed to the Fire Warden, another copy to the Supervisor of Fire Wardens for that section of the Province, and a third copy to the Minister, within fifteen days of said fire having been brought under control,—

then half the total expense of controlling and extinguishing said fire shall be born by the Forest Protection Fund; and the Minister shall pay from said fund to the person entitled to receive it, or shall receive from said person, such amount as will cause the total expense aforesaid to be equally divided between the said fund and the person in charge of said operation. Any money due to the Forest Protection Fund under the provisions of this section shall be payable upon demand of the Minister, and in default of payment shall be a lien on the land or leasehold on which said fire occurred, and in the case of land included in any special timber license shall be paid before the next renewal thereof, and may be recovered at the suit of the Crown in any Court of competent jurisdiction.

127. Any person who wilfully neglects to do his utmost to prevent the spread of any fire or fires burning on his own property or on property on which he is conducting any land-clearing or lumbering operation, or who refuses to place at the disposal of a Fire Warden for the purpose of preventing such fire from spreading from said property, and at his own expense, his services and those of any men employed by him, shall be guilty of an offence against this Act, and shall be liable for all expenses incurred by the Department or by another in controlling and extinguishing said fire should it spread beyond the boundaries of said property, or should it threaten so to do.

128. Where from any report made to the Provincial Forest Board by any member of the Patrol and fire-prevention force, it shall appear that there is danger of injury from fire by reason of any failure, neglect, or refusal to comply with any statutory provision or any regulation for the prevention of fires, the Provincial Forest Board may cause to be served upon any person or corporation a notice requiring compliance, within such time as in and by such notice may be fixed, with any Statute, provision, or with any regulation for the prevention of fires; and any person or corporation upon whom by such notice any duty shall be imposed who shall fail or neglect to perform or fulfill such duty pursuant to

the tenor of and within the time fixed in and by such notice, shall be guilty of an offence against this Act.

129. Every person employed in any capacity in connection with the patrol and fire-prevention force shall have lawful right, while in performance of his duties in connection with said prevention of fire, to enter into and upon any lands and premises other than dwelling or other houses; and any person hindering, obstructing, or impeding the performance of any duty in connection with the patrol and fire-prevention force, shall be guilty of an offence against this Act.

130. Such officers and employees of the Department as the Lieutenant-Governor in Council shall deem necessary shall be appointed constables for the enforcement of the provisions of this Act, and as such may arrest without warrant any person found violating any provision of this Act, and take him before a Justice or Justices of the Peace or a Magistrate, and there make complaint. Such officers or employees of the Department may in emergencies employ or summon the assistance of any male person between the ages of eighteen and sixty, excepting only trainmen, telegraphers, and dispatchers on duty, doctors, and persons physically unfit, for the purpose of controlling and extinguishing any fire, and the compensation for such voluntary or compulsory assistance shall be such as the Lieutenant-Governor in Council by Order in Council may provide:

Provided that any person refusing or failing to render assistance when called upon by any Justice of the Peace or constable appointed in virtue of this Act shall be guilty of an offence against this Act, and shall, upon summary conviction, be punished by a fine of not less than ten dollars and not exceeding twenty-five dollars, and, in default of payment, to imprisonment for not exceeding thirty days.

131. Any person who shall unlawfully destroy, deface, or remove any notice posted under this Part of this Act shall be guilty of an offence against this Act.

132. In any prosecution or action brought against any person or body corporate for any contravention of this Act, the burthen of proving that the requirements and provisions of this Part of this Act have been complied with shall be upon the defendants in such prosecution or action.

133. Nothing in this Part of this Act contained shall be held to limit or interfere with the right of any person to bring and maintain a civil action for damages occasioned by fire.

PART XII.

Rules and Regulations.

134. (1.) The Lieutenant-Governor in Council may from time to time, by Order or Orders in Council, make, amend, vary, or repeal rules and regulations for carrying out the purpose and provisions of this Act, including matters in respect whereof no express or only partial or imperfect provision has been made.

(2.) Any person contravening or committing any breach of or committing any offence against any of the provisions of any rule or regulation made under this Part of this Act shall be guilty of an offence against this Act.

PART XIII.

Penalties and Procedure

135. (1.) Any person contravening or committing any breach of, or committing any offence against any of the provisions of this Act, for which no specific penalty is otherwise provided by this Act, shall be liable, upon summary conviction, to a penalty of not less than twenty-five dollars and not more than three hundred dollars, in addition to costs: Provided that for any offence against any of the Provisions of Part XI. of this Act the penalty, unless otherwise provided by said Part of this Act, shall be not less than fifty dollars.

(2.) Every person upon whom the performance of any act or the fulfilment of any duty shall be imposed by any provision of this Act, and whether by express words or necessary intendment, who shall refuse neglect, or omit to perform such act or to fulfil such duty, as the case may be, shall be guilty of an offence against the provisions of this Act.

136. Every such penalty shall be recoverable by distress and sale of the goods and chattels of the person against whom the same is adjudged and on whom the same is imposed; and in default of payment and in default of distress, every such penalty shall be enforced by imprisonment, with or without hard labor, for any period not exceeding nine months.

137. Any information for or in respect of any offence against the provisions of Part XI. of this Act shall be laid before the expiration of six months from the time of the happening of such offence. 1913, c. 26, s. 17.

138. The description of any offence under this Act in the words of this Act, or in any words of like effect, shall be sufficient in law; and any exception, exemption, provision, excuse, or qualification, whether it does or does not accompany the description of the offence in this Act, may be proved by the defendant, but need not be specified or negatived in the information; but if it be so specified or negatived, no proof in relation to the matter so specified or negatived shall be required on the part of the informant or complainant.

139. Every offence against any of the provisions of Part IX. of this Act, or against any of the provisions of Part X. of this Act, or against any of the provisions of Part XI. of this Act, other than the provisions of section 111, committed by the employee, servant, agent, or workman of any person holding or owning or occupying a timber, pulp, or tan-bark leasehold or a timber limit, shall be deemed to be offence of the person so owning, holding, or occupying the timber, pulp, or tan-bark leasehold or timber limit; and such person owning, holding, or occupying such timber, pulp, or tan-bark leasehold or such timber limit shall be answerable for and shall be punished for such offence: Provided that nothing herein shall absolve the actual offender from guilt and punishment, but he shall be punished also.

140. The Attorney-General of British Columbia, acting in the name of His Majesty, may bring, maintain, and recover judgment in His Majesty's Supreme Court of British Columbia in an action against any person who has obtained or who may obtain any timber leasehold or timber limit or Crown timber by fraud, or in contravention of, or by means of any breach of, or in derogation of any of the provisions of this Act.

141. (1.) The said Attorney-General may, by leave of a Judge of His Majesty's Supreme Court of British Columbia, bring any action under the provisions of the next preceding section of this Act, on behalf or at the instance of any relator, upon such terms as to security for costs by such relator and otherwise as to the said Court shall seem just.

(2.) Upon application made to the Court for leave to so bring any such action, the Court may direct notice to be given to the defendant, and may allow the defendant to show cause why such leave should not be granted.

(3.) If it appear to the Court on any such application that the rights of several persons affecting or relating to the timber or timber leasehold or timber limit or Crown timber or matter in respect of which such application is made may be tried and determined in one action, the Court may direct notice of the application to be given to all such persons, and

may allow or cite such persons to appear and show cause for or against such application, and may make such order in respect of such application, and if leave be given to bring an action as to the joinder of parties therein, as to the Court shall seem meet.

142. (1.) In any action brought under the provisions of this Part of this Act, the said Supreme Court may adjudge that any defendant has obtained any timber, pulp or tan-bark leasehold or timber limit or Crown timber in question in such action by fraud or in contravention of, or by means of any breach of, or in derogation of any of the provisions of this Act, and that such timber, pulp, or tan-bark leasehold or timber limit be cancelled or assigned to the party equitably entitled thereto, if the rights of such party are before the Court in such action for determination, and may deliver such Crown timber to be dealt within such manner as to the Court may seem just and equitable, having regard to the rights of the parties which are before the Court for determination in such action.

(2.) Every adjudication made in an action brought under this Part of this Act shall, as to all interlocutory orders made therein, and as to the final order, judgment, and decree pronounced therein, be subject to the same right of appeal as exists and is given in the case of civil actions brought in the said Supreme Court, and the rules of the said Court for the time being in force shall apply to and regulate all proceedings in every action in said Court brought or taken under this Part of this Act.

142a. All declarations authorized to be made under the provisions of this Act, shall be subscribed by the person making the same, and shall be taken before a Notary Public, Justice of the Peace, or other person duly authorized to receive declarations, or before the Commissioner, who is hereby fully authorized and empowered to receive the same, and such declarations, before whomsoever made, shall be filed with the Commissioner. 1913, c. 26, s. 18.

PART XIV.

Repeal.

143. The following Acts and provisions are hereby repealed:—

- (a.) Part V., containing sections 85 to 126, both inclusive, of chapter 129 of the "Revised Statutes of British Columbia, 1911," intitled "An Act respecting the Land of the Crown";
- (b.) Chapter 91 of the "Revised Statutes of British Columbia, 1911," intitled "An Act to preserve the Forests from Destruction by Fire";

(c.) Chapter 224 of the "Revised Statutes of British Columbia, 1911," intitled "An Act respecting the Use and Manufacture within British Columbia of Timber cut on Lands of the Crown";

(d.) Chapter 225 of the Revised Statutes of British Columbia, 1911," intitled "An Act respecting the Marking of Timber";

(e.) Chapter 226 of the "Revised Statutes of British Columbia, 1911," intitled "An Act respecting the Measurement of Timber";

Provided that every lease or instrument concerning or affecting timber or Crown timber land heretofore made subject to the provisions of the "Land Act," or of any Act by this Act repealed, and amending Acts, shall hereafter be subject to the provisions of this Act and of any Act passed in amendment of this Act:

Provided further that nothing in this section shall be deemed to cancel any existing reserve of Crown land or Crown timber, but every such reserve shall continue in force subject to Order in Council.

SCHEDULE.

"FOREST ACT."

(Section 93.)

Declaration concerning a Timber-mark heretofore registered.

To the Chief Forester,
Forest Branch, Department of Lands,
Victoria, B. C.

Sir: I hereby make application, in accordance with section 93 of the "Forest Act" as amended, to use the following described timber-mark heretofore registered under the "Timber-mark Act" or amendments thereof, upon timber cut from lands described as follows:—

And I hereby declare that this mark will be used by me or by my order or permission exclusively on the aforesaid land.

Description of mark:

Registered number of mark:

(Signature of Applicant.)

(Address.)

Cleveland & Cameron

Engineers and Surveyors

LOGGING RAILWAYS and TIMBER SURVEYS

1001-1010 Rogers Bldg.

VANCOUVER, B. C

BRITISH COLUMBIA TIMBER LEASES

With Lot, Date, Years, Acreage, Lessee, Location and Lessee's Address.

Compiled October 21st, 1913.

Timber Leases issued in Perpetuity

Lease Lot No. No.	Land District	Acreage	Date of Renewal	Years re- newed for	Lessee	Address
3 Block a	Sayward	1996	Mar. 15, 1901	21	B. C. Mills T. & T. Co.	Vancouver, B. C.
4 Lot 26	"	883	June 10, 1901	21	"	"
6 Lot 63	"	835	Oct. 7, 1901	21	"	"
7 Block L	"	6971	Feb. 6, 1901	21	"	"
8 { L. 37	"	1549	June 10, 1901	21	"	"
9 { L. 23	R. 1, Coast	1273	"	21	"	"
9 { L. 27 & 28	R. 1, Coast	3719	Nov. 10, 1901	21	"	"
9 { L. 39	Sayward	2314	"	21	"	"
10 L. 56	Sayward	18210	May 2, 1901	21	"	"
11 L. 678	N.W.D.	1690	Nov. 27, 1901	21	"	"
12 L. 110	Sayward	27600	Aug. 22, 1901	21	"	"
13 L. 95 & 96	R. 1, Coast	3041	Mar. 14, 1901	21	"	"
14 Bk. J & K	N.W.D.	7825	Feb. 6, 1902	21	"	"
15 L. 672	G. 1, N.W.	800	Mar. 16, 1902	21	"	"
16 L. 849	"	960	Feb. 5, 1902	21	"	"
17 L. 768	"	1657	Oct. 7, 1902	21	"	"
18 L. 1531	"	840	July 27, 1902	21	"	"
1 L. 1369, 1370	N.W.D.	6608	Sep. 20, 1905	21	Frank Pendleton	c/o Pendleton & Gilkey, Everett.
5 L. 25 & 26	R. 1, Coast	2509	June 18, 1902	21	Michigan Trust Co.	c/o Davis, Marshall, McNeil & Pugh. Vancouver, B. C.
6 L. 31	R. 1, Coast	716	Feb. 3, 1902	21	B. C. Land & Investment Co.	Victoria, B. C.
6 L. 30	"	1157	"	21	N. Pacific Lbr. Co.	Barnet, B. C.
6 L. 40 & 41	Sayward	1521	"	21	Michigan Trust Co.	c/o Davis, M., McN. & P., Van.
7 L. 34, 35	R. 1, Coast	319	Jan. 16, 1902	21	B. C. Land & Investment Co.	Victoria, B. C.
7 L. 33	"	612	"	21	N. Pac. Lbr. Co.	Barnet, B. C.
7 L. 55	Sayward	960	"	21	Michigan Trust Co.	(As above)
8 { L. 481	R. 1, Coast	481	June 18, 1903	21	Canadian Puget Sd. Lbr. Co.	Victoria, B. C.
8 { L. 226	R. 2, Coast	226	"	21	"	"
9 { L. 917	G. 1, N.W.D.	438	Apr. 1, 1903	21	"	"
9 { L. 918	"	90	"	21	"	"
10 L. 143	Sayward	185	"	21	"	"
10 L. 144	"	917	"	21	"	"
10 L. 159	"	430	Jan. 25, 1904	21	"	"
963	N.W. (G. 1)	100	"	"	"	"
L. 1341	"	1164	"	"	"	"

J. H. KILMER
Civil Engineer

A. H. HOLLAND
B. C. Land Surveyor

KILMER & HOLLAND
CIVIL ENGINEERS AND SURVEYORS

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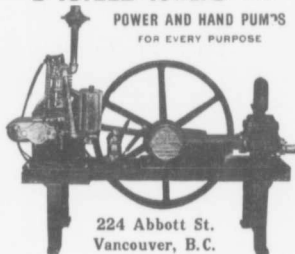
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140-158 E. FRONT STREET

VANCOUVER, B. C.

Lease Lot No. No.	Land District	Acreage	Date of Renewal	Years re- newed for	Lessee	Address
5 L. 75, 76 L. 995, 1282-3 1302-3-4 1332-3	R. 1, Coast New Westm.	4160 6422	Jan. 25, 1902	21	Brunette Saw Mill Co.	New Westminster, B. C.
5 1371	G. 1, N.W.	1263	Jan. 25, 1902	21	J. J. McKenzie	Powell River, B. C.
1 42	R. 1, Coast	620	June 23, 1902	21	N. Pac. Lumber Co.	Barnet, B. C.
7 848	G. 1, N.W.	210	Apr. 1, 1903	21	Brunette Saw Mill Co.	New Westminster, B. C.
6 L. 46	Sayward	10150	May 13, 1902	21	N. Pacific Lbr. Co.	Barnet, B. C.
7 L. 50	"	4800	Feb. 3, 1902	21	" "	"
8 L. 47	"	474	Mar. 16, 1903	21	" "	"
9 L. 48	"	2560	"	21	" "	"
10 L. 49	"	963	"	21	" "	"
11 L. 51	"	23600	Feb. 3, 1902	21	" "	"
12 L. 439	G. 2, N.W.	8740	Aug. 10, 1902	21	Franco Canadian Co.	c/o N. Pac. Lbr. Co., Barnet
13 L. 928 to 945	G. 1, N.W.	9169	Apr. 1, 1903	21	Brooks, Scanlon Lbr. Co.	315 Winch Bldg., Vancouver
14 L. 234 to 249	Lillooet	3696	"	21	"	"
15 L. 1274-5-6-7 1278, 1368 L. 241	G. 1, N.W. Lillooet	5285 160	Jan. 25, 1903	21	" " "	" "
1 L. 273 L. 275 L. 276 L. 277 L. 278	Kootenay " " " " "	1776.15 590 179.65 192.32 510	Mar. 10, 1902	21	Davis Sayward Mill & Land Co.	c/o E. Crow Baker, Victoria, B. C.
2 518 to 523	Kootenay	3382.9	Apr. 1, 1902	21	" " "	" "
1 Sec. 69	Renfrew	4251	Aug. 1, 1903	21	T. B. Wilson	Menomonie, Wis., U.S.A.
14 L. 1358	N. W.	1340	Mar. 28, 1903	21	Gulf Lumber Co.	Vancouver, B. C.
14 L. 1357	"	3956	Mar. 28, 1903	21	Bloedel, Stewart & Welsh	"
15 L. 1497-8	G. 1, N.W.	13797	May 1, 1903	21	Michigan Trust Co and F. A. Gorham	c/o C. W. Scarff, Stevenson Clark Lbr. Co., Seattle
2 Sec. 54 & 64	Renfrew	3838	Oct. 7, 1903	21	Pac. Coast Lbr. Mill Co.	Vancouver, B. C.
3 Sec. 91	"	862	"	21	" "	"
4 L. 4, 5	Nootka	1637	"	21	Dom. Trust Co., and C. A. Crosbie	c/o Pac. Coast Lbr. Mills Vancouver, B. C.
5 L. 6	"	3504	"	21	"	"
6 L. 7	"	2833	"	21	"	"
3 103, 104	R. 1, Coast	1260	Oct. 16, 1901	21	Mossom M. Boyd.	Bobcageon, Ont.
4 Sec 51	Renfrew	9480	Jan. 25, 1902	21	"	"
1 145 to 149 156	Sayward	30622	Mar. 28, 1903	21	E. D. Hulbert & L. Loehr	c/o Land Log Lbr. Co., Ltd. Minneapolis, Minn.
11 133	"	1360	Feb. 5, 1903	21	" " "	" " "
3 111	"	11690	Mar. 18, 1903	21	" " "	" " "
2 435	Kootenay	976	Apr. 1, 1902	21	Ontario Slocan Lbr. Co.	Orillia, Ont.

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VANCOUVER, B. C.

Lease Lot No. No.	Land District	Acreage	Date of Renewal		Years re- newed for	Lessee	Address
2	Sec. 61, 62 65, 66, 67, 68 S. 1/2 Sec. 19 S.W. 1/4 Sec. 20	Tp. 14 Ren- frew	5353	May 1, 1902	21	John Henry M. and A. H. Camp- bell, Executors of late A. H. Campbell	4 Wellington St. E., Toronto, Ont.
1	1388	G. 1, N.W.	403	May 25, 1902	21	Michigan Trust Co.	c/o Davis, M., McN., & P., Van.
2	77	R. 1, Coast	240	May 25, 1902	21	" "	" "
3	79	"	225	"	21	" "	" "
4	80	"	360	"	21	" "	" "
6	84	"	965	"	21	" "	" "
7	86	"	861	"	21	" "	" "
8	87	"	425	"	21	" "	" "
9	91	"	320	"	21	" "	" "
10	93	"	1928	"	21	" "	" "
11	138	Sayward	363	"	21	" "	" "
12	82	R. 1, Coast	1200	"	21	" "	" "
13	83	"	1000	"	21	" "	" "
14	89	"	1265	"	21	" "	" "
16	88	"	748	"	21	" "	" "
21	51	"	200	Aug. 22, 1902	21	Brunette Saw Mill	New Westminster, B. C.
22	119	Sayward	168	"	21	R. D. Merrill	Vanc. T. & T. Co., Vancouver
23	800	G. 1, N.W.	738	"	21	Mogul Logging Co.	Bellingham, Wash.
25	Sec. 29	Rupert	280	Feb. 5, 1902	21	Duncan McNab & J. W. McFarlane	Room 29, Imperial Bldg., Vancouver, B. C.
1	L. 919	G. 1, N.W.	1277	Apr. 1, 1902	21	Union Lumber Co.	c/o Bowser, Reid & Wallbridge, Vancouver, B. C.
17	920	"	920	"	21	N. Pacific Lumber Co.	Barnet, B. C.
28	925	"	1036	"	21	Michigan Trust Co. and F. A. Gorham	c/o C. W. Scarff Stevenson Clark Lbr. Co., Seattle.
29	926	"	249	"	21	Can. Puget Sd. Lbr. Co.	Victoria, B. C.
30	927	"	520	"	21	Aird Flavelle	Port Moody, B. C.
31	Sec. 21	Rupert	2391	"	21	Norman, Laclan & Hugh McLean	Molsons Bank Bldg., Vancouver, B. C.
32	Sec. 23	"	2880	"	21	" "	" "
33	L. 62	R. 1, Coast	358	"	21	Edward J. Young	Madison, Wis., U. S. A.
34	L. 63	"	465	"	21	" "	" "
35	L. 64	"	554	"	21	Merrill, Ring, Bliss Co.	c/o T. Fell, Victoria, B. C.
36	L. 70	"	743	"	21	U. S. Pac. Lbr. & T. Co.	16 Hastings St. E., Vanc.
37	L. 71	"	630	"	21	Edward Young	Madison, Wis., U. S. A.
16	L. 73	"	178	"	21	N. Pac. Lbr. Co.	Barnet, B. C.
39	L. 47	"	1140	"	21	Wm. Godfrey (in trust for Bank B. N. A.)	Vancouver, B. C.
1	L. 127	Sayward	189	Feb. 5, 1902	21	C. S. Buttle	" "
3	L. 1261	New Westm.	280	May 25, 1903	21	Michigan Trust Co.	c/o Davis, M., McN., & P., Vanc.
6	1264	"	360	May 25, 1903	21	McLelan Lumber Co.	Vancouver, B. C.
5	1263	"	280	"	21	Yorks. Guar. & Sec. Corp., Ltd.	" "

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Wallace S. Earle, C. E.

B. C. Land Surveyor

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VANCOUVER, B. C.

Lease Lot No. No.	Land District	Acreage	Date of Renewal	Years re- newed for	Lessee	Address
7 1266	New Westm.	675	"	21	E. C. Wagner & G. T. S. White	c/o Bank of California, Seattle
2 1267	"	198	"	21	Canadian Bank of Commerce	Victoria, B. C.
9 1269	G. I. N.W.	554	"	21	Yorks. Guar. & Sec. Corp., Ltd.	Vancouver, B. C.
2 1270	N. W.	161	"	21	Brooks, Scanlon & O'Brien Co.	"
11 1271	"	313	"	21	Yorks. Guar. & Sec. Corp.	"
12 1273	"	1966	"	21	"	"
15 1323	G. I. N.W.	1822	"	21	Brooks, Scanlon, O'Brien Co.	"
1 1337	"	467	"	21	Yorks. Guar. & Sec. Corp., Ltd.	"
1 1342	"	391	"	21	H. L. Jenkins.	c/o N. Am. Lbr. Co., 614 Pender, Van.
1 85	R. I. Coast	308	May 25, 1902	21	Rat Portage Lbr. Co.	Vancouver, B. C.
16 90	"	660	"	21	A. J. Keith	c/o C. S. Battle, Vancouver
20 139	Sayward	620	"	21	Canadian Bank Commerce	Victoria, B. C.
1 { Sec. 70 to 76, 78 to 86	Clayoquot	35360	Aug. 1, 1903	21	M. Quinn & E. C. Whitney	c/o A. Hill & Co., Saginaw, Mich.
1 { Sec. 18, 19, 20, 21	Barclay					
1 L. 1589	G. I. N.W.	2865	Sep. 20, 1903	21	Merchants Bank of Canada	Vancouver, B. C.
9 1590	"	832	"	21	Brunette Saw Mill Co.	New Westminster, B. C.
1 913	"	7830	Apr. 1, 1903	21	Bloedel, Stewart & Welch	Vancouver, B. C.
1 915-6, 1031	"	3045	Jan. 25, 1902	21	British American Trust Co.	c/o Bodwell & Lawson, Victoria
2 1586-7	"	512	Apr. 1, 1902	21	T. D. & R. D. Merrill	c/o T. Fell, Victoria, B. C.
3 43	Sayward	835	Mar. 16, 1903	21	"	"
4 44	"	3000	"	21	"	"
1 996	G. I. N.W.	1083	Jan. 25, 1903	21	Michigan Trust Co.	c/o Davis, M., McN., & P., Vanc.
2 { 1584	"	2065 }	Apr. 1, 1902	21	"	"
2 { 1585	"	1290 }	"	"	"	"
3 1272 & 1617	"	1117	Mar. 16, 1902	21	"	"
10 { 141	Sayward	433 }	Jan. 25, 1904	21	J. M. Dempsey	708 Pacific Bldg., Vancouver.
10 { 142	"	224 }	"	"	"	"
1 L. 59, 60, 61	Clayoquot	2185	Apr. 1, 1909	21	Sutton Lbr. & Trading Co.	Ballard Stn., Seattle.
1 623-4-5-7,8	"	280	"	21	Uchuelet Mercantile Co.	c/o Robertson & Heisterman, Victoria
2 L. 493, 611-2-3	"	14728	Mar. 7, 1909	21	Sutton Lbr. & Trading Co.	c/o Seattle Cedar Lbr. Co., Seattle
2 614 to 618	"				"	"
3 623, 623A, 623B,	"	11434	June 16, 1909	21	"	"
623C, 624, 624A	"				"	"
624B	"				"	"
4 627-641	"	18614	Mar. 15, 1909	21	"	"
649, 645-6-7	"				"	"
925-6	"				"	"
5 143-8-9, 184	"	11143	Nov. 1, 1909	21	"	"
625-6, 648, 650	"				"	"
to 653, 662-3-4-5	"				"	"
6 666-7-8	Clayoquot	1702	"	21	"	"
7 654, 656	"	2000 }	"	21	"	"
18, 19, 34	Nootka	7443 }	"	21	"	"
35, 36	"				"	"

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Non-Perpetuity Timber Leases

Lease Lot No. No.	Land District	Acreage	Term expires	Lessee	Address
2 Lot 94	R. 1, Coast	491 }	Mar. 14, 1922	B. C. Mills Timber & Trading Co.	Vancouver, B. C.
Lot 140	Sayward	360 }			
5 Lot 1237	New Westm.				
1238	"	684	Jan. 25, 1922	Victoria Lumber & Mfg. Co.	Cherninus, B. C.
8 Lot 2098	"	2908	Aug. 23, 1925	Brunette Saw Mill Co.	New Westminster, B. C.
2099	"			Vancouver Timber & Trading Co.	Vancouver, B. C.
3 Lot 56	R. 1, Coast	393	Feb. 5, 1921	North Pacific Lumber Co.	Barnet, B. C.
3 Lot 57	"	481	Feb. 5, 1921	Ellory W. Massee.	Menomonie, Wisconsin, U.S.A.
2 Lot 303	Sayward	655	Mar. 22, 1915	Trustees, Executors & Sec. Corp. Ltd.	104 Winch Bldg., Vancouver, B. C.
1 Lot 290	Clayoquot	1089	June 20, 1926		
291	"				
292	"				
3 Lot 219	Kootenay	655	Feb. 5, 1921	Wm. A. MacHaffie	Bank Manager, Winnipeg
4 Lot 257	G. 1, Kootenay	915	Jan. 25, 1922	"	Bank Manager, Winnipeg
3 Lot 937	G. 1, Kootenay	1400	Mar. 4, 1917	James M. Lay	Nelson, B. C.
1 6280, 6281	G. 1, Kootenay W.	5210	May 10, 1925	J. C. Moyle (Trustee)	837 W 5th St., Superior, Wis., U.S.A.
6341, 6342	G. 1, Kootenay W.	2696	Aug. 23, 1925	"	837 W 5th St., Superior, Wis., U.S.A.
2 6479, 6480	G. 1, Kootenay W.				
6481, 6482					
6483, 6485, 6486					
1 5077, 5078	G. 1, Kootenay	1280	May 10, 1925	Home Bank of Canada	Toronto, Ontario.
1 1528	New Westminster	414			
170	Sayward	802	Apr. 1, 1923	Dominion Trust Co & C. A. Crosbie	c/o Pacific Coast Lumber Mills, Ltd., Vancouver, B. C.
171	"	2197			
111	R. 1, Coast	634			
1 1529, 1530	G. 1, New Westminster	3996	Apr. 1, 1923	Canadian Bank of Commerce.	Vancouver, B. C.
1604, 1606	G. 1, Kootenay	2680	Mar. 2, 1918	Crows Nest Pass Lbr. Co.	Wardner, B. C.
1 260-1-2	Gn. Charl.	10314	Mar. 1, 1918	Strachan Johnston	85 Bay St., Toronto.
32-3-4-5	G. 1, Kamloops	318			
1 1357-1360	G. 1, Kamloops		July 13, 1926	Savonas Land & Lbr. Co.	Traverse City, Mich.
244-5-6	Cariboo	710			

ELLIOTT & HEWETT

Successors to
DAWSON & ELLIOTT

Land Surveyors and Civil Engineers

413 GRANVILLE STREET

Seymour 4886

Vancouver, B. C.

Lease Lot No. No.	Land District	Acreage	Term Expires	Lessee	Address
2 744-747, 752	G. I. Lillooet	368	Mar. 6, 1927	Savonas Land & Lbr. Co.	Traverse City, Mich.
1 1897	Kootenay	8758	July 30, 1924	King Lbr. Mills	c/o G. G. King, Cranbrook.
2818	Osoyoos	2107.63	Feb. 22, 1923	George Gillisple	c/o J. A. Mara, Union Club, Victoria,
1 544 to 548	G. I. Lillooet	327	Mar. 17, 1924	Kate Scott	c/o G. D. Scott, 1203 Nicola St., Van- couver, B. C.
1 5462	G. I. Kootenay	7040	May 20, 1924	Moyle Lbr. & Mill Co.	Moyle, B. C.
1 118	Rupert	4930	Apr. 16, 1924	M. McDougall & D. Carmody	c/o Abbot, Hart McHarg, Vancouver.
2 119 to 125	"	21956	Jan. 27, 1925	" "	c/o Abbot, Hart McHarg, Vancouver.
1 1895, 1898	G. I. Kootenay	9383	May 15, 1924	Elk Lbr. & Mfg. Co.	Fernie, B. C.
1 6033	"	25868	Aug. 1, 1924	Canadian Bank of Commerce	Victoria, B. C.
1 5985	"	10855	Oct. 29, 1924	The Otis Staples Lbr. Co., Ltd.	Wycliffe, B. C.
1 441-446	R. I. Coast	3535	Apr. 8, 1925	Trustees, Executors & Sec. Corp.	104 Winch Bldg., Vancouver.
1 2327	G. I. N.W.	4144	Feb. 21, 1926	Small & Bucklin Lbr. Co.	New Westminster, B. C.
1 347A, 348A	R. I. Coast	2220	Dec. 12, 1926	James Deering	c/o Deering Harvester Co, Chicago
1 2211-23	G. I. N.W.	1920	Dec. 12, 1926	Gordon Devp. Co., Ltd.	614 Vancouver Bldg., Vancouver.
1 Pts. of tp 10 & 14	Renfrew	1920	Aug. 1, 1923	E. J. Palmer	Chemainus, B. C.

Pulp Leases

Lease Lot No. No.	Land District	Acreage	Term Expires	Lessee	Address
1 179 to 176 176A, 184A 185, 186, 190 192 to 194 196, 198, 201	Rupert	46628	Dec. 12, 1925	British Canadian Wood Pulp & Paper Co., Ltd.	Dominion Trust Building, Vancouver, B. C.
2 195, 197, 199 203, 243	Rupert	9041	Jan. 22, 1927	B. C. Wood Pulp & Paper Co., Ltd.	" " " "
1 28, 43 to 50 52 to 60	R. I. Coast	28355	Nov. 12, 1924	Swanson Bay Forests Wood Pulp & Lumber Mills, Ltd.	c/o Bowser, Reid & Wallbridge, Vanc.
2 57-77 (Inc.)	R. 3, Coast	24157	Nov. 12, 1924	" " "	" " "
3 23-27, 29, 30 106, 107, 108	R. 4, Coast	8448	Nov. 12, 1924	" " "	" " "
56	R. 3, Coast			" " "	" " "
4 128 to 134	R. Coast	23220	Feb. 6, 1926	" " "	" " "

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PHONE SEYMOUR 306

Lease Lot No. No.	Land District	Acreage	Term expires	Lessee	Address
1 See Sched. attached Coast		29327	Jan. 9, 1928	Western Canada Trust Co.	c/o A. B. Martin, Ocean Falls Co., Ltd., Ropers Bldg., Vancouver, B. C.
2 See Sched. attached Coast		59672	Jan. 9, 1928	" "	c/o A. B. Martin, Ocean Falls Co., Ltd., Ropers Bldg., Vancouver, B. C.
1 { 117A, 118A, 119 to 129, 132-3-5-8	R. 1, Coast	2698	Nov. 30, 1927	Dominion Trust Co.	Vancouver, B. C.
2 148-155, 160, 160A	R. 1 & 2 "	9426	"	" "	"
3 162 to 167, R.1 104, 122, 124, 151-3-4 R2 63-70, 72-3-5-80, 82, 83 & 86-98	R. 2, Coast	4473	"	" "	"
4 Lot 497-500	R. 1, Coast	8023	"	" "	"
5 493	"	5879	"	" "	"
6 482	"	2652	"	" "	"
7 483	"	2923	"	" "	"
8 485	"	2715	"	" "	"
10 487	"	1255	"	" "	"
9 486	"	561	"	" "	"
11 488	"	1950	"	" "	"
12 489	"	538	"	" "	"
13 490	"	1762	"	" "	"
14 491	"	10246	"	" "	"
15 494	"	1657	"	" "	"
16 495	"	1864	"	" "	"
17 496	"	3200	"	" "	"
18 Lots 251 to 254	R. 2, Coast	10167	"	" "	"
19 293	R. 2, Coast	3043	"	" "	"
20 225	Rupert	2244	"	" "	"
21 222	"	35707	"	" "	"
22 221	"	13200	"	" "	"
24 408	Sayward	2928	"	" "	"
23 1820	Gp. 1, New Westminster	5440	"	" "	"

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Hemlock Leases

Lease Lot No. No.		Land District	Average	Term Expires		Lessee		Address			
1	2228	G. 1, New Westminster	2732	Nov.	7, 1935	Fraser River Tannery, Ltd.		c/o American Timber Holding Co., Minneapolis, Minn., U.S.A.			
2	2230	"	885	"	"	"	"	"	"	"	"
3	2231	"	688	"	"	"	"	"	"	"	"
4	2232	"	576.8	"	"	"	"	"	"	"	"
5	2234	"	1560	"	"	"	"	"	"	"	"
6	2235	"	498	"	"	"	"	"	"	"	"
7	431	R. 1, Coast	4321	"	"	"	"	"	"	"	"
8	432	"	562	"	"	"	"	"	"	"	"
9	657	Clayoquot	6085	"	"	"	"	"	"	"	"
10	658	"	739	"	"	"	"	"	"	"	"
11	433	R. 1, Coast	2823	Jan.	20, 1936	"	"	"	"	"	"
12	431	"	775	"	"	"	"	"	"	"	"
13	435	"	760	Jan.	20, 1936	"	"	"	"	"	"
14	438	"	4160	Jan.	26, 1936	"	"	"	"	"	"
15	2237	G. 1, New Westminster	1078	Jan.	20, 1936	"	"	"	"	"	"
16	2238	"	1313	"	"	"	"	"	"	"	"
17	2241	"	1263	"	"	"	"	"	"	"	"
18	2242	"	488	"	"	"	"	"	"	"	"
19	2243	"	293	"	"	"	"	"	"	"	"
20	2244	"	569	"	"	"	"	"	"	"	"

Phone 6771 Seymour

Henry Rhodes

B. C. Land Surveyor

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TOWN LOTS

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SCHEDULE "A"—WESTERN CANADA TRUST COMPANY

Paid to January 9th, 1914.

12-13 F.P.F. Paid.

This is Schedule "A" referred to in the annexed Indenture of Lease, bearing date 9th day of January, 1907, made between His Majesty the King as Lessor, and the Bella Coola Development Company as Lessee:

All those parcels or lots of land situated in Range three (3), Coast District in the Province of British Columbia and being, The south east quarter and west half of north east quarter and north east quarter of north west quarter of Section twenty-five (25), south west quarter of south east quarter and south east quarter of south west quarter of Section thirty-six (36), all in Township four (4)

The south half of north east quarter of Section twenty-seven (27), south west quarter of south west quarter of Section thirty-six (36), south west quarter of north west quarter of section twenty-six (26), south half of north east quarter Section twenty-five (25), south half and north west quarter of north west quarter Section twenty-five (25), all in Township six (6).

The south half of north west quarter of Section thirty (30), south east quarter of north east quarter and east half of south east quarter of Section one (1);

North half of north west quarter of Section fourteen (14);

North half of north east quarter of Section fifteen (15);

South west quarter of Section twenty-one (21);

North half of south east quarter of Section twelve (12);
South west quarter of Section twelve (12);
East half of south east quarter of Section twenty (20);
East half of north west quarter of Section seventeen (17);
South west quarter of south east quarter of Section twenty-nine (29);
South half of north west quarter of Section twenty-nine (29);
South half of north east quarter of Section thirty (30) all in Township eight (8).

North east quarter of Section six (6).

South west quarter of south east quarter of Section five (5); all in Township ten (10).

And Lots two hundred and one to two hundred and thirteen inclusive, two hundred and thirteen A., two hundred and fourteen to two hundred and twenty-eight inclusive, two hundred and thirty to two hundred and forty inclusive, all in said Range three (3).

Also that parcel or lot of land situated in Range two (2), Coast District, in the Province of British Columbia and numbered Lot two hundred and forty-one A (241A) on the official plan or survey of said Range two (2), Coast District.

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Twenty Miles from Vancouver---In 5, 10, 20, and 160 Acre Blocks

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LAND, TIMBER AND MINERAL CLAIM SURVEYS
SUBDIVISIONS, PLANS AND REPORTS

VANCOUVER, B. C.

WESTERN CANADA TRUST COMPANY

Paid to January, 1914.

12-13 F.P.F. Paid

This is Schedule A, referred to in the annexed Indenture of Lease bearing date the 9th day of January, A.D. 1907, made between His Majesty the King as Lessor, and the Bella Coola Development Company as Lessee:

All those parcels or lots of land situated in Range Three (3) Coast District, in the Province of British Columbia, and being the North West quarter of the north west quarter of Section twenty-one (21).

The north half of the north west quarter and the north east quarter of the north east quarter of Section twenty-two (22).

The north west quarter of the north west quarter and the north east quarter of the north east quarter of Section twenty-three (23).

The north half of the north half of Section twenty-four (24).

The south west quarter of Section twenty-five (25).

The south half of the south east quarter of Section twenty-five (25).

The east half of the south east quarter of Section twenty-seven (27).

The south east quarter of the south west quarter of Section twenty-nine (29).

The south east quarter of the south west quarter of Section thirty (30). All in Township six (6).

The east half of the north west quarter, and the north west quarter of the north west quarter of Section twelve (12);

The south west quarter of the north east quarter of Section twelve (12);

The south east quarter and the west half of the South west quarter of Section thirteen (13);

The north half of the north west quarter of Section thirteen (13);

The north east quarter of Section fourteen (14).

The north half of the north west quarter and the north east quarter of Section nineteen (19);

The west half of the north west quarter and the south east quarter of the north west quarter of Section twenty (20);

The east half of the north east quarter and the south west quarter of the north east quarter of Section twenty (20).

The south west quarter of the north west quarter and the south half of the south east quarter of Section twenty-one (21);

The south east quarter and the south west quarter of the south west quarter of Section twenty-two (22);

The south west quarter and the south half of the south east quarter of Section twenty-three (23);

The north west quarter of the south east quarter of Section twenty-three (23);

The south west quarter of the south west quarter of Section twenty-four (24); all in Township eight (8).

The north east quarter of Section twenty-nine (29);

The south half of the north east quarter of section thirty one (31);

The north half of the north east quarter of Section thirty-two (32);

The north west quarter of Section thirty-three (33); all in Township nine (9).

The east half of the south west quarter and the north west quarter of the south west quarter of Section five (5);

The south half of the south west quarter of Section six (6);

The south east quarter of the south west quarter of Section seven (7); all in Township ten (10).

And Lots numbered thirty-nine (29) to fifty-three (53) inclusive, one hundred and forty-eight (148) and one hundred and forty-nine (149) to one hundred and fifty-six (156) inclusive.

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VANCOUVER, B. C.

PHONE SEYMOUR 3037

JOHN A. MORGAN, Manager

		DIAMETERS												
		12	13	14	15	16	17	18	19	20	21	22	23	
LINEAL FEET	1	5	6	7	9	10	11	13	15	16	18	20	22	
	10	53	63	74	87	100	114	130	146	163	181	200	220	
	12	63	76	89	104	120	137	155	175	195	217	240	264	
	14	73	88	104	121	140	160	181	204	228	253	280	308	
	16	84	102	119	139	160	183	207	233	261	290	320	352	
	18	94	113	134	156	180	206	233	262	293	326	360	396	
	20	105	126	149	173	200	229	259	292	326	362	400	440	
	22	115	138	164	191	220	252	285	321	358	398	440	484	
	24	126	151	178	208	240	274	311	350	391	434	480	528	
	26	136	164	193	226	260	297	337	379	424	471	520	572	
	28	147	176	208	243	280	320	363	408	456	507	560	616	
	30	157	189	223	260	300	343	389	437	489	543	600	660	
	32	168	201	238	278	320	366	415	466	521	573	640	704	
	34	178	214	253	295	340	389	441	496	554	615	680	748	
	36	189	227	268	312	360	412	466	525	586	652	720	792	
	38	199	239	283	330	380	435	492	554	619	688	760	836	

DIAMETERS												
	24	25	26	27	28	29	30	31	32	33		
LINEAL FEET	1	24	26	29	31	33	36	39	41	44		
	10	241	263	286	309	334	360	387	414	443	472	
	12	289	315	343	371	401	432	464	497	531	567	
	14	337	368	400	433	468	504	541	580	620	661	
	16	386	421	457	495	535	576	619	663	708	756	
	18	434	473	514	551	592	638	686	736	787	850	
	20	482	526	571	619	668	720	773	828	886	945	
	22	530	578	629	681	735	791	850	911	974	1039	
	24	578	631	686	743	802	864	928	994	1063	1132	
	26	626	683	743	805	869	936	1005	1077	1151	1228	
	28	675	736	800	867	936	1008	1082	1160	1240	1322	

		DIAMETERS									
		34	35	36	37	38	39	40	41	42	
LINEAL FEET	1	50	53	57	60	63	67	71	74		
	10	593	634	667	699	734	669	795	743	781	
	12	603	641	680	720	761	803	847	891	937	
	14	704	748	793	840	888	937	988	1040	1093	
	16	804	855	906	960	1015	1071	1127	1188	1249	
	18	905	961	1020	1080	1141	1205	1270	1337	1405	
	20	1005	1068	1133	1200	1268	1339	1411	1485	1561	
	22	1106	1175	1246	1320	1395	1473	1552	1634	1717	
	24	1207	1282	1360	1440	1522	1606	1693	1782	1874	
	26	1307	1389	1473	1560	1649	1740	1834	1931	2030	
	28	1408	1496	1586	1679	1775	1874	1975	2079	2186	
	30	1508	1602	1700	1799	1902	2008	2116	2228	2342	
	32	1609	1709	1813	1919	2029	2142	2258	2376	2498	
	34	1709	1816	1926	2039	2156	2276	2399	2525	2654	
	36	1810	1923	2039	2159	2283	2410	2540	2673	2810	
	38	1910	2030	2153	2279	2410	2543	2681	2822	2967	
	40	2011	2137	2266	2399	2536	2677	2822	2970	3123	

British
Columbia
Log Scale



		DIAMETERS									
		43	44	45	46	47	48	49	50	51	
LINEAL FEET	1	82	86	90	94	99	103	107	112	116	
	10	820	860	901	943	985	1029	1074	1120	1166	
	12	984	1232	1282	1333	1384	1435	1489	1543	1599	
	14	1148	1294	1344	1395	1447	1499	1553	1607	1663	
	16	1312	1376	1441	1508	1577	1649	1718	1791	1866	
	18	1475	1547	1621	1697	1774	1852	1933	2015	2099	
	20	1639	1719	1801	1885	1971	2058	2148	2239	2332	
	22	1803	1891	1981	2074	2168	2264	2362	2463	2566	
	24	1967	2063	2161	2262	2365	2470	2577	2687	2799	
	26	2131	2235	2342	2451	2562	2676	2792	2911	3032	
	28	2295	2408	2522	2639	2759	2882	3007	3135	3265	
	30	2459	2579	2702	2828	2956	3087	3222	3359	3499	
32	2623	2751	2882	3016	3153	3293	3436	3583	3732		
34	2787	2922	3060	3201	3344	3491	3642	3797	3956		
36	2951	3095	3242	3393	3547	3705	3866	4030	4195		
38	3115	3267	3422	3582	3744	3911	4081	4254	4432		
40	3279	3439	3602	3770	3941	4117	4295	4478	466		



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THE RULE

Deduct one and a half inches from the mean diameter in inches at the small end of the log. Square the result, and multiply by .7854 to find area.

Deduct 3-11ths.

Divide by 12 to bring to board measure and multiply by the length of the log in feet. The above is intended to apply to all logs whose length is not greater than 40 feet.

It is further provided that in cases of logs over 40 feet in length, an allowance of half the length of the log is made in order to compensate for the increase in diameter; this allowance consists of an increase in the mean diameter at the small end of one inch for each additional 10 feet in length over 40 feet. In other words, in cases of logs from 42 to 50 feet long, the contents of half the length of the log are to be computed according to the mean diameter at the small end. The contents of the other half of the log according to a diameter of one inch greater than the mean diameter at the small end in cases of logs from 50 to 60 feet long, the contents of half the log, according to the mean diameter at the small end, and those of the other half according to a diameter two inches greater than the mean at the small end, and so on; the contents of the second half to be computed according to a diameter one inch greater than that of the mean at the small end for each additional 10 feet in length after 40 feet.

	DIAMETERS												Calculated			
	12	13	14	15	16	17	18	19	20	21	22					
LINEAL FEET	42	242	288	338	392	450	512	578	648	722	800	882				
	44	253	302	355	411	472	537	606	679	756	838	924				
	46	266	316	371	430	493	561	633	710	791	876	966				
	48	277	329	386	448	514	585	661	741	825	914	1008				
	50	288	343	403	467	536	610	688	771	859	952	1050				
	52	329	390	453	523	597	676	761	850	944	1043	1146				
	54	343	404	471	543	620	703	790	883	980	1083	1191				
	56	355	419	488	563	643	728	819	915	1016	1123	1235				
	58	368	435	506	584	666	755	848	948	1052	1163	1279				
	60	380	449	523	603	689	780	878	980	1089	1203	1323				
	62	432	505	585	671	762	859	963	1072	1187	1308	1435				
	64	446	521	604	693	786	887	994	1106	1225	1350	1481				
	66	459	538	625	714	811	915	1025	1141	1264	1392	1527				
	68	473	554	642	736	836	943	1056	1176	1302	1434	1574				
	70	488	570	660	758	860	970	1087	1210	1340	1476	1620				
	72	549	639	734	837	946	1064	1186	1317	1453	1598	1748				
74	564	656	754	860	973	1093	1219	1353	1495	1643	1797					
76	579	674	775	884	999	1123	1252	1390	1535	1687	1846					
78	595	691	795	906	1025	1152	1285	1426	1575	1731	1894					
80	610	709	815	930	1052	1181	1318	1463	1616	1775	1943					

LINEAL FEET	DIAMETERS																							
	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	
42	368	408	452	499	549	599	652	708	766	826	888	952	369	409	453	500	548	598	648	699	752	806	862	919
44	404	448	495	544	594	646	699	754	811	869	929	990	405	449	496	544	593	643	694	746	799	853	909	966
46	440	486	535	585	636	689	743	799	856	914	974	1036	441	487	536	586	637	689	741	794	848	903	959	1016
48	476	524	575	627	680	735	791	848	906	966	1028	1091	477	525	577	629	682	736	790	845	899	955	1011	1068
50	512	562	615	669	724	781	839	898	958	1019	1081	1145	513	563	616	671	726	782	838	894	951	1008	1066	1124
52	549	600	655	711	768	826	885	945	1006	1068	1131	1195	549	601	657	713	770	827	885	943	1001	1060	1120	1180
54	586	639	696	754	813	873	934	995	1057	1120	1184	1249	586	640	698	756	815	875	936	996	1057	1119	1182	1246
56	624	679	737	796	856	917	979	1042	1106	1171	1237	1304	624	680	739	798	859	920	981	1043	1105	1168	1232	1297
58	662	719	779	839	900	963	1027	1092	1158	1225	1293	1362	662	720	780	841	903	965	1028	1091	1154	1218	1283	1349
60	700	759	820	882	945	1010	1076	1143	1211	1280	1350	1421	700	760	821	883	946	1010	1074	1138	1203	1268	1334	1401
62	738	799	861	924	988	1054	1121	1189	1258	1328	1399	1471	738	800	862	925	989	1054	1120	1185	1251	1317	1384	1452
64	776	839	902	967	1033	1101	1170	1240	1311	1382	1454	1527	776	840	903	968	1034	1101	1168	1235	1302	1369	1437	1506
66	814	879	943	1010	1078	1148	1219	1290	1362	1435	1509	1583	814	880	944	1011	1079	1148	1217	1286	1355	1424	1494	1564
68	852	919	984	1052	1122	1193	1266	1339	1413	1488	1564	1641	852	920	985	1053	1123	1194	1266	1338	1411	1484	1558	1632
70	890	959	1026	1096	1167	1240	1314	1389	1465	1542	1620	1699	890	960	1028	1098	1169	1241	1314	1388	1463	1538	1614	1691
72	928	999	1067	1139	1212	1286	1362	1439	1517	1596	1676	1757	928	1000	1069	1141	1214	1288	1363	1439	1515	1592	1670	1749
74	966	1039	1108	1182	1257	1333	1411	1490	1570	1651	1733	1816	966	1040	1110	1184	1259	1335	1412	1489	1567	1645	1724	1804
76	1004	1079	1149	1224	1301	1379	1459	1540	1622	1705	1789	1874	1004	1080	1151	1227	1304	1382	1461	1541	1621	1701	1782	1863
78	1042	1119	1189	1266	1344	1424	1506	1589	1673	1758	1844	1931	1042	1120	1192	1269	1347	1426	1506	1587	1668	1749	1831	1913
80	1080	1159	1230	1308	1388	1470	1554	1639	1725	1812	1900	1990	1080	1160	1233	1311	1390	1471	1553	1635	1718	1801	1885	1969

	34	35	36	37	38	39	40	41	42	43
42	2178	2312	2450	2592	2738	2888	2941	3198	3360	3526
44	2281	2421	2566	2715	2868	3024	3186	3351	3520	3694
46	2385	2532	2683	2838	2997	3162	3331	3504	3681	3862
48	2489	2642	2800	2962	3128	3299	3475	3656	3841	4030
50	2592	2751	2916	3085	3258	3437	3621	3809	4001	4198
52	2780	2949	3122	3300	3483	3671	3864	4062	4265	4473
54	2887	3061	3242	3426	3617	3812	4013	4218	4429	4645
56	2994	3175	3361	3553	3750	3953	4163	4374	4593	4817
58	3101	3288	3482	3680	3885	4095	4310	4531	4757	4989
60	3208	3401	3602	3807	4018	4236	4458	4687	4921	5161
62	3417	3622	3831	4046	4268	4495	4728	4967	5212	5463
64	3528	3738	3955	4177	4405	4640	4881	5127	5380	5639
66	3638	3855	4079	4307	4543	4785	5033	5288	5548	5815
68	3748	3972	4202	4438	4681	4930	5186	5448	5716	5992
70	3857	4088	4326	4568	4815	5075	5338	5608	5884	6168
72	4093	4333	4579	4832	5093	5361	5635	5915	6203	6498
74	4296	4543	4796	4957	5235	5505	5791	6080	6376	6679
76	4499	4754	4999	5255	5548	5848	6148	6458	6765	7079
78	4434	4693	4960	5235	5515	5807	6104	6408	6721	7040
80	4547	4814	5088	5369	5659	5956	6261	6572	6893	7218

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Drew Log Scale

LENGTHS

	20	22	24	26	28	30	32	34	36	38	40
14	144	159	173	187	202	216	231	245	260	274	288
15	169	185	202	219	236	253	270	287	303	320	337
16	194	214	233	252	272	291	311	330	350	369	388
17	221	243	265	287	309	331	354	376	398	420	442
18	250	275	300	325	350	375	400	425	450	475	500
19	281	309	337	366	394	422	450	478	506	534	562
20	316	348	379	411	442	474	505	538	569	600	632
21	351	386	421	456	491	526	561	596	631	667	702
22	386	425	463	502	540	579	618	656	695	732	772
23	425	467	510	552	595	637	680	722	765	807	850
24	466	512	559	606	652	699	745	792	838	885	932
25	509	559	611	662	713	764	815	866	917	967	1018
26	555	610	666	721	777	832	888	943	999	1054	1110
27	603	662	723	783	844	904	964	1024	1085	1145	1205
28	653	718	783	848	914	979	1044	1109	1175	1240	1305
29	705	775	846	916	987	1058	1128	1198	1269	1339	1410
30	759	835	911	987	1063	1139	1215	1291	1367	1442	1518
31	816	898	979	1061	1142	1224	1306	1387	1469	1550	1632
32	876	964	1051	1139	1226	1314	1402	1489	1577	1664	1752
33	937	1031	1125	1219	1312	1406	1500	1594	1687	1781	1875
34	999	1099	1199	1298	1398	1498	1598	1698	1798	1898	1998
35	1062	1168	1274	1380	1486	1592	1699	1805	1911	2017	2123
36	1126	1239	1352	1464	1577	1690	1802	1915	2028	2140	2253
37	1193	1313	1432	1551	1671	1790	1909	2029	2148	2267	2387
38	1263	1389	1515	1641	1768	1894	2020	2146	2273	2399	2525
39	1334	1467	1601	1734	1868	2001	2134	2268	2401	2535	2669
40	1407	1548	1689	1830	1970	2111	2252	2393	2533	2674	2815
41	1483	1631	1780	1928	2076	2224	2373	2521	2669	2818	2966
42	1561	1717	1873	2029	2185	2342	2498	2654	2810	2969	3122
43	1641	1805	1969	2133	2297	2461	2626	2790			
44	1723	1896	2068	2240	2412	2585	2757	2929			
45	1808	1989	2170	2351	2532	2713	2893	3074			
46	1900	2090	2280	2470	2660	2850	3040	3230			
47	1992	2192	2391	2590	2789	2989	3188	3387			
48	2087	2296	2505	2713	2922	3131	3340	3548			
49	2184	2403	2621	2840	3058	3276	3495	3713			
50	2285	2513	2742	2971	3199	3428	3656	3885			

Practical Sheet for Cruisers

DL 16ft. 3 4 5 6 7 8 9 10

	DL 16ft.	3	4	5	6	7	8	9	10	
1	12	67	90	100						4
	13	67	90	100						4
	14	108	115	130						5
	15	132	130	150						5
	16	161	200	260	290					6
	17	188	312	384	414					6
1-6	18	216	390	460	500	524				6
	19	245	482	590	660	700				7
	20	276	590	680	775	810	830			7
	21	308	630	700	805	872	902			8
	22	341		818	920	990	1024			8
	23	376		938	1046	1113	1153			9
2	24	412		1145	1306	1414	1481	1521		9
	25	449		1190	1386	1547	1655	1722		10
	26	488		1235	1417	1662	1850	1930		10
	27	528		1280	1694	1910	2090	2180		11
	28	569		1310	1824	2040	2210	2320		11
	29	612		1450	2010	2278	2439	2547		12
2-6	30	656		1600	2145	2421	2609	2717		12
	31	701		2253	2561	2806	2994	3102		13
	32	748		2510	2818	3063	3151	3259		13
	33	796		2650	2950	3226	3442	3603		14
	34	845		2814	3190	3498	3743	3904		14
	35	897		3026	3438	3719	4055	4243		15
3	36	950		3694	4076	4378	4823	4811	6	15
	37	1006		4258	4707	4711	4987	5203		16
	38	1064		4930	4679	5055	5363	5608		16
	39	1124		5511	4999	5411	5752	5997		17
	40	1185		6091	5329	5778	6154	6430		17
	41	1248		6672	5671	6159	6571	6879		18
	42	1312		7254	6026	6554	7003	7344	6-6	18
	43	1377		7836	6392	6961	7410	7811		19
3-6	44	1448		8418	6772	7385	7873	8249		19
	45	1512		9000	7154	7816	8344	8720		20
	46	1581		9582	7536	8244	8814	9190		20
	47	1652		10164	7918	8674	9284	9700		21
				10746	8299	9094	9744	10200		21
				11328	8679	9514	10204	10700		22
				11910	9059	9934	10664	11200		22
				12492	9439	10354	11124	11700		23
				13074	9819	10774	11584	12200		23
				13656	10199	11194	12044	12700		24
				14238	10579	11614	12504	13200		24
				14820	10959	12034	12954	13700		25
				15402	11339	12454	13414	14200		25
				15984	11719	12974	14004	14800		26
				16566	12099	13594	14594	15400		26
				17148	12479	14184	15184	16000		27
				17730	12859	14774	15774	16600		27
				18312	13239	15364	16364	17200		28
				18894	13619	15954	16954	17800		28
				19476	13999	16544	17544	18400		29
				20058	14379	17134	18134	19000		29
				20640	14759	17724	18724	19600		30
				21222	15139	18314	19314	20200		30
				21804	15519	18904	19904	20800		31
				22386	15899	19494	20494	21400		31
				22968	16279	20084	21084	22000		32
				23550	16659	20674	21674	22600		32
				24132	17039	21264	22264	23200		33
				24714	17419	21854	22854	23800		33
				25296	17799	22444	23444	24400		34
				25878	18179	23034	24034	25000		34
				26460	18559	23624	24624	25600		35
				27042	18939	24214	25214	26200		35
				27624	19319	24804	25804	26800		36
				28206	19699	25394	26394	27400		36
				28788	20079	25984	26984	28000		37
				29370	20459	26574	27574	28600		37
				29952	20839	27164	28164	29200		38
				30534	21219	27754	28754	29800		38
				31116	21599	28344	29344	30400		39
				31698	21979	28934	29934	31000		39
				32280	22359	29524	30524	31600		40
				32862	22739	30114	31114	32200		40
				33444	23119	30704	31704	32800		41
				34026	23499	31294	32294	33400		41
				34608	23879	31884	32884	34000		42
				35190	24259	32474	33474	34600		42
				35772	24639	33064	34064	35200		43
				36354	25019	33654	34654	35800		43
				36936	25399	34244	35244	36400		44
				37518	25779	34834	35834	37000		44
				38100	26159	35424	36424	37600		45
				38682	26539	36014	37014	38200		45
				39264	26919	36604	37604	38800		46
				39846	27299	37194	38194	39400		46
				40428	27679	37784	38784	40000		47
				41010	28059	38374	39374	40600		47
				41592	28439	38964	39964	41200		48
				42174	28819	39554	40554	41800		48
				42756	29199	40144	41144	42400		49
				43338	29579	40734	41734	43000		49
				43920	29959	41324	42324	43600		50
				44502	30339	41914	42914	44200		50

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FROM	Vancouver	Blaine	Bellingham and Anacortes
Squamish, per M.	\$ 20	\$ 80	1.00
Harris Camp	.40	.75	1.00
Wilson Creek	.35	.75	1.00
Vancouver		.60	1.00
Jervis Inlet	.85	1.25	1.25
Vancouver Bay	.60	1.00	1.10
Captain Island	.50	.90	1.00
Echelt Inlet	.60	1.00	1.10
Thander Bay	.50	.90	1.00
Porpoise Bay	.75	1.10	1.10
Hute and Toba Inlets	1.00	1.25	1.25
This Side Yucaltaw Rapids	.75	1.00	1.25
Discovery Passage	1.00	1.25	1.25
Hole-in-the-wall	1.00	1.25	1.25
Between Yucaltaw Rapids and Johnston Straits	1.00	1.25	1.25
Johnston Straits to Entrance			
Knight Inlet	1.25	1.50	1.50
Knight Inlet	1.50	1.75	1.75
Drury, Kingcom Inlets and Greenway Sound	1.50	1.75	1.75
Comox	1.00	1.25	1.25

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Towage from any of the above places to Chemainus or Nanaimo same rate as to Vancouver.

Towage to New Westminster and Victoria 25c per M. more than to Vancouver.

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Squamish, per M.	\$.20	\$.80	\$ 1.00	
Harris Camp	.49	.75	1.00	
Wilson Creek	.35	.75	1.00	
Vancouver		.60	1.00	
Jervis Inlet	.85	1.25	1.25	
Vancouver Bay	.60	1.00	1.10	
Captain Island	.50	.50	1.00	
Recher Inlet	.60	1.00	1.10	
Thunder Bay	.50	.90	1.00	
Porpoise Bay	.75	1.10	1.10	
Pute and Tota Inlets	1.00	1.25	1.25	
This Side Yucaltaw Rapids	.75	1.00	1.25	
Discovery Passage	1.00	1.25	1.25	
Holes-in-the-wall	1.00	1.25	1.25	
Between Yucaltaw Rapids and Johnston Straits	1.00	1.25	1.25	
Johnston Straits to Entrance	1.25	1.50	1.50	
Knight Inlet	1.50	1.75	1.75	
Drury, Kingcom Inlets and Greenway Sound	1.50	1.75	1.75	
Comox	1.00	1.25	1.25	

British Columbia Towing Rates

Towing from any of the above places to Chemainus or Nanaimo same rate as to Vancouver.

Towing to New Westminster and Victoria 25c per M. more than to Vancouver.

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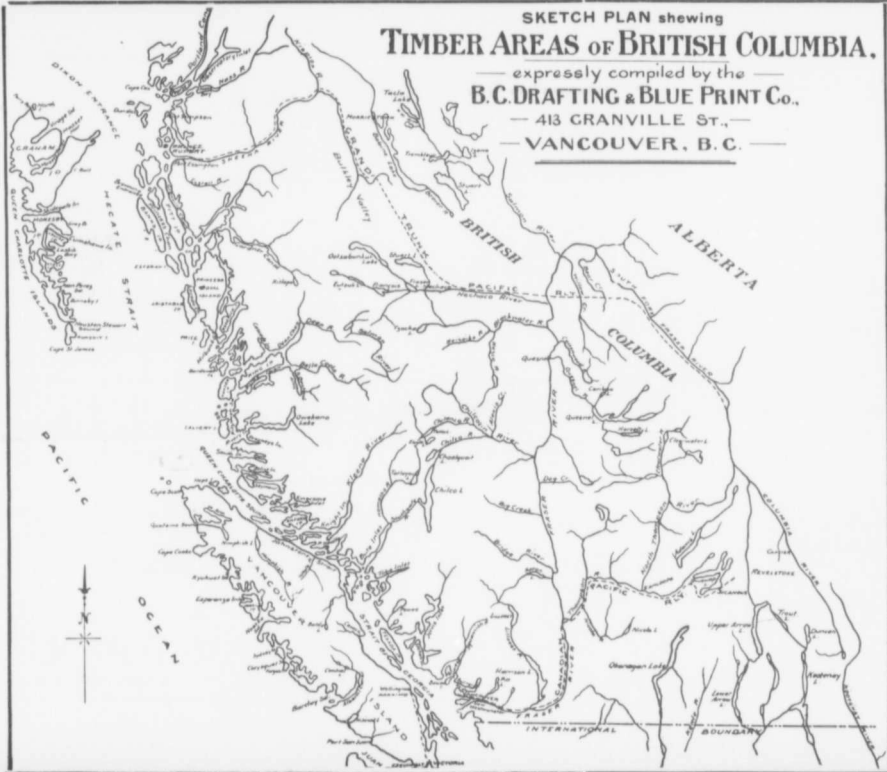
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Number of Men, Donkeys, where Logging, and Out-put

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Abbott Timber Co., Herriott Bay.
Allison, A. P., Queen Pt. Rapids.
Allen, Fred, 1103 Georgia St., Van.
Anderson, Pender Harbor.
Anglo American Lbr. Co., c/o. The
Can. Pac. Lbr. Co., Vane.
Anderson & Roberts (Shut down)
Ash & Brown (Out of business)
Barber, Alex, Bute Inlet.
Barber, Allen N., Hamilton Rooms,
Vane.
Baird, (Out of business).
Bell, James A. and John A., pre-emp-
tors, Hardy Bay.
B. C. Mills T. Co., Ltd., Vane.
Bendickson & Gundersen, Bold Pt.,
Hosyn Inlet.
Bhurum, D., Simoon Sd.
Blaney, John (Indian) Church House
Black, Geo., Lund.
Bleedid, Welsh & Stewart, Winch
Bldg., Vane.
Blomh, A. S., Rupert Dist.
Blairmore, Rich., Turnbull Cove, via
S.S. Cassiar.
Booth Log Co., 16 Hast., E.
Brooks, Scanlon & Obrien, Winch
Bldg., Vane.
Burke, Tim., Minstrel, V. I.
Butler, J. E., Rupert Dist.
Booth & Benfield, Booth Log Co.
Campbell & Manney, c/o Brunette
Sawmill, New West.
Callahan, Owen, pre-emptor, Shoal
Bay.
Can. Puget Sd. Lbr. Co., Victoria.
Can. Pingle Co., Hastings, B. C.
Cord, John, Simoon Sd.
Cassidy, R. C., Rupert Dist.
Corn, Harry, White Rock.
Connell, Dave, forest ranger.
Copeland, Lund.
Crytal, J., Sechelt.
Cyphers & Merritt, c/o Can. Pac. Lbr.
Co., Vane.

Day Log Co., Dominion Bldg., Vane.
Davidson & Ward (Out of business)
Daniels, W., (Out of business)
Dent, Chas., Simoon Sd.
Deighton, Geo. H., Van Anda.
Desso, Fred., Lund.
Dempsy, J. M., Pacific Bldg., Vane.
Duffy, Pat., Simoon Sd.
Downing Bros.
Doane East Coast Log. Co., Denman
Is.
Dube, Albert, Lund.
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Fraser & Macaulay
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Hood, Albert, Rupert Dist.

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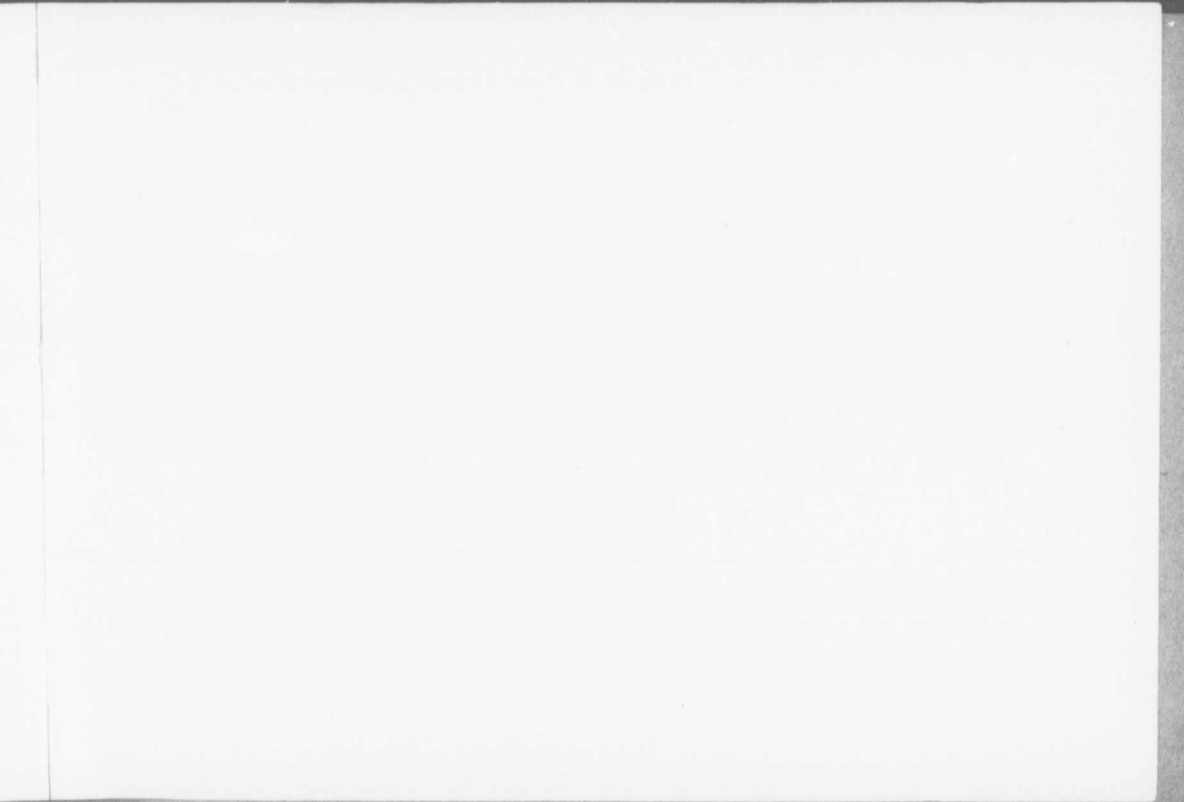
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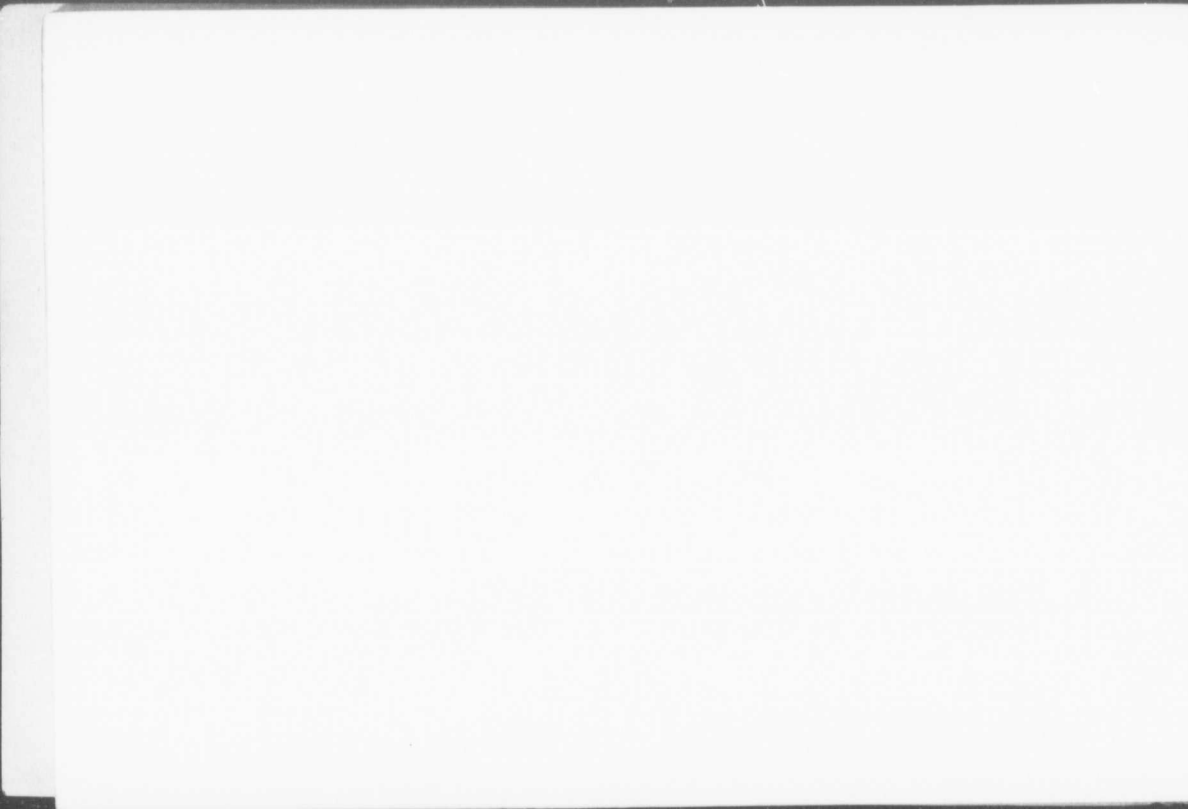
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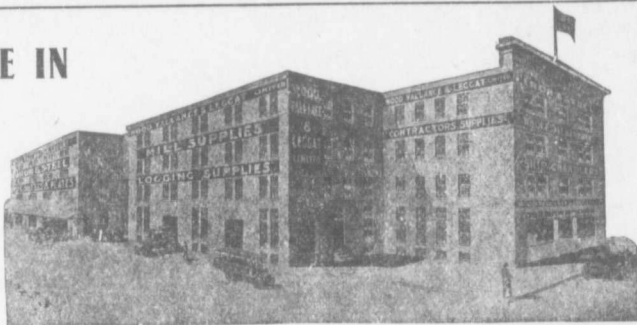


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