



CHAPTER 51.

An Act respecting the Antler Creek Mining Company (Limited Liability).

[17th April, 1896.]

WHEREAS a petition has been presented by the Antler Creek Mining Company, Limited Liability (hereinafter called "the Company"), praying for an Act to consolidate the several placer mining leases now held by it into one, with a more lasting and secure title thereto than it now has, upon such terms as may seem just, and declaring that the water privileges and other rights and easements held by it may be so held and enjoyed as appurtenant to the whole or any part of its property, as it may desire : Preamble.

And whereas it is expedient to grant the prayer of the petition :

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of British Columbia, enacts as follows:—

1. This Act may be cited as the "Antler Creek Mining Company's Short title. Act, 1896."

2. It shall be lawful for the Lieutenant-Governor in Council to Lease. demise to the Company and its assigns, for a term of twenty years, the several properties comprised in the leases set forth and described in the Schedule A to this Act, with power to work, extract, remove, and retain for its own use, all mines and minerals, including the precious metals therein contained, at a rental of fifteen hundred dollars per Rental. annum, granting to the Company the privilege of a renewal for a Renewal. further term of twenty years, upon such terms as may be prescribed by the Lieutenant-Governor in Council.

3. All and every the water records, as set out in the Schedule B to Confirmation of this Act, at present made and recorded in respect of the said properties, water records.

or any or either of them, and all other rights, privileges, and easements appurtenant to or at present enjoyed in connection with the said properties, or any or either of them, are subject to any existing rights hereby confirmed; and the said rights, privileges, and easements severally appurtenant to the said properties, or any or either of them, shall be deemed to be appurtenant to and may be used upon and in respect of all or any or either of the said properties, at such time and in such manner as the Company, its successors or assigns, may deem expedient: Provided, however, that the Gold Commissioner may grant to any free miner such privileges as he may think just with respect to such of the said water as the Company may not require from time to time.

Proviso.

Free miner's rights.

Company's rights under 1891, c. 26, s. 103, and generally.

4. The Company shall have the rights, powers, and privileges conferred on bed-rock flume companies by section 103, "Placer Mining Act, 1891," and, in addition to all other rights and privileges conferred by this Act or otherwise enjoyed by it, shall have the following rights, powers, and privileges:—

- (a.) The right to construct a tunnel or flume for drainage purposes on and through the leaseholds demised to the Company, and thence to the point where Downie Creek discharges its waters into Willow River:
- (b.) The right, within the limits of properties mentioned in Schedule A, and from the mouth of Valley Creek aforesaid, to construct and maintain a bed-rock flume or tunnel of such dimensions as may be determined, together with the right to enter upon lands held by other persons, and use ten feet thereof on each side of the flume for the purpose of construction, maintenance, and repair:
- (c.) The right to a mineral claim, as defined by the "Mineral Act, 1891," on each vein or lode discovered in such tunnel or flume, not already included in any existing mineral claim lawfully held:
- (d.) The right to all unrecorded mining ground on the line of the flume, for three hundred feet on each side thereof:
- (e.) The right, for the purpose of working the flume or tunnel or bed-rock flume, to the use of the waters of Valley Creek and its tributaries flowing into the flume: Provided, however, that free miners working along the line of the flume shall, without obstructing the flume or the free working thereof, be at liberty to take from the flume such water as they may require for mining purposes, but upon condition that they shall return the water so taken, with the least possible waste, to the bed of the flume:

- (f.) The right to construct dams, flumes, ditches, and tunnels on the banks, benches, or hills contiguous to the properties mentioned in Schedule A, of such size, length, capacity, and at such elevation, as may be suitable for working any of the Company's properties :
- (g.) The Directors of the Company may from time to time sell and dispose of fully paid up and non-assessable preference or ordinary shares of the Company at such less sum than the face value thereof as may be authorized by a majority in value of the shareholders present, or represented by written proxy, at any special meeting to be called and held for that purpose. And the purchaser or purchasers of such preference or ordinary shares shall not on that account be in any manner liable for or charged with the payment of any debt or demand due by the Company :
- (h.) The right and privilege to charge and collect from any person or persons, corporation or corporations, that may be benefited by the aforesaid flume, bed-rock flume, or tunnel, such charges and remuneration as may be agreed upon between the Company and the benefited party.

5. The lease hereby authorized shall contain a covenant on the part of the Company to expend on the said hereditaments, or some part thereof, in the working and development of the property, not less than the sum of ten thousand dollars per annum. Expenditure of \$10,000 per annum.

6. The lease or leases hereby authorized shall contain a covenant on the part of the Company that the said Company or its agents will not employ a Chinese or Japanese person in, about, or on the property demised, or on any part thereof, or on the work in connection therewith, under a sufficient penalty to enforce the observance of the covenant. Anti-Chinese clause.

Schedule A.

SCHEDULE A.

1. David Oppenheimer, lease on Antler Creek of 1,000 feet by 5,280 feet, dated 10th June, 1895.
 2. David Oppenheimer, lease on Canadian Creek of 2,640 feet by 2,640 feet, dated 10th June, 1895.
 3. David Oppenheimer, lease, dated 10th June, 1895, on Cunningham Pass, of certain lands described in the lease of the same, as follows:—Commencing at the initial post on the right bank of Antler Creek; thence northerly down Antler about 1,400 feet; thence south-easterly down Cunningham Pass 6,230 feet; thence south-westerly 1,000 feet; thence north-westerly one mile to the point of commencement.
 4. Isaac Oppenheimer, lease on Antler Creek of 1 000 feet by 5,220 feet, dated 10th June, 1895.
 5. Isaac Oppenheimer, lease on French Creek of 2,640 feet by 2,640 feet, dated 14th June, 1895.
 6. Isaac Oppenheimer, lease on Cunningham Pass of 1,000 feet by 5,280 feet, dated 13th June, 1895.
 7. R. G. Tatlow, lease on Cunningham Pass of 1,000 feet by 5,280 feet, dated 10th June, 1895.
 8. R. G. Tatlow, lease on Antler Creek of 1,000 feet by 5,280 feet, dated 13th June, 1895.
 9. R. G. Tatlow, lease on Valley Creek of 1,000 feet by 5,100 feet, dated 14th June, 1895.
 10. Dougal Patterson, lease on Cunningham Creek of 1,000 feet by 5,280 feet, dated 14th June, 1895.
 11. Dougal Patterson, lease on Valley Creek of 1,000 feet by 5,280 feet, dated 10th June, 1895.
 12. John Patterson, lease on Antler Creek of 1,000 feet by 1,348 yards, dated 10th June, 1895.
 13. Thomas Dunn, lease on Cunningham Pass of 1,000 feet by 3,480 feet, dated 10th June, 1895.
 14. Thomas Dunn, lease on Valley Creek of 1,000 feet by 5,280 feet, dated 10th June, 1895.
 15. Thomas Dunn, lease on Antler Creek of 1,000 feet by 5,280 feet, dated 13th June, 1895.
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SCHEDULE B.

Schedule B.

 WATER RIGHTS.

Antler	Creek, 2,000 inches, granted	19th June, 1895.
"	" 2,000 "	19th June, 1895.
Cunningham	" 2,000 "	19th June, 1895.
Grouse	" 1,500 "	15th June, 1895.
Valley	" 300 "	19th June, 1895.
French	" 300 "	19th June, 1895.
Canadian	" 300 "	19th June, 1895.
Russian	" 2,000 "	16th December, 1895.
Cariboo	" 2,000 "	16th December, 1895.

 VICTORIA, B.C.:

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