

is paid or arranged, and shall not be removed until this is done. And the Licensee shall pay or secure the stumpage of any logs or other lumber cut by any trespasser, and may if he sees fit, bring an action for trespass, trover or replevin, for such trespass-cut logs or other lumber, for his own benefit and behoof.

13. Should the Licensee or his assigns fail to pay or arrange the stumpage payable in respect to any logs, timber or other lumber as aforesaid, cut within the limits of any License at the time by these regulations specified, the Crown shall have the right and power to seize and sell by public auction, for cash, the whole or any part of such logs, timber or other lumber, or anything made therefrom, and the Licensee or his assigns shall be entitled to any balance after deducting stumpage at the rate payable by the Licensee, and all expenses of seizure and sale; and in addition to such failure in the payment of stumpage the Minister of Lands and Mines may advertise and offer for sale any and all timber Licenses standing in the name of such Licensee or his assigns, until such stumpage dues are satisfied, or shall have the right to absolutely cancel such Licenses.

14. All sums payable on stumpage due shall be paid in cash, to the Provincial Treasurer, Fredericton, on or before the first day of August, next after the cutting of lumber on which such stumpage is due; provided, however, that in all cases where the Minister of Lands and Mines may deem advisable, payments of amounts due may be exacted at any time. Interest will be charged on all overdue accounts.

15. All Timber Licenses shall be subject to the right of the Lieutenant-Governor-in-Council to increase the mileage on Licenses and the stumpage on all classes of lumber when deemed expedient, on due notice thereof being given in the Royal Gazette, such increase to take effect at and after the date of the next following annual renewal, and also to any further regulations that may be made by order of the Lieutenant-Governor-in-Council, for the purpose of expeditiously enforcing the payment or adjustment of stumpage on any logs or other lumber cut within the limit described in any License or otherwise, giving effect to or enforcing the conditions of the License.

16. If any logs or other lumber are removed from the berths or brows without the consent of the Inspector of Scalers or without the mark which has been furnished to him, all such lumber shall be forfeited and the Licenses cancelled.

17. No sound buttressed tree smaller than the following diameters measured inside the bark, at a point not less than twelve inches from the ground, shall be cut by any Licensee:

Spruce, Red and White Pine—not less than 12 inches.

Princess or Jack Pine—not less than 10 inches.

Yellow Birch—not less than 14 inches.

If any trees shall be cut in contravention of this regulation, the same may be forfeited or a penalty exacted of fifty cents per tree, in addition to the regular stumpage. All sound buttressed trees shall be sawn down as low as possible, and never higher than sixteen inches from the ground, regardless of snow conditions. A penalty of twenty-five cents per tree, in addition to regular stumpage, will be charged for all trees cut contrary to this regulation. All lumber shall be taken out of a tree up to a top of six inches in diameter for spruce, except in a very bushy top, when seven inches will be allowed; white and red pine, seven inches; fir, six inches; yellow birch, nine inches. A penalty of \$10 per thousand feet will be exacted on all lumber left in the woods in contravention of this regulation.

18. As a protection to the Government against lands being held under License for speculative purposes, and not operated on, all Licensees of Crown Timber Lands, who have not operated on the same or not operated to the extent of at least 10,000 superficial feet of lumber, for each and every square mile of land so held during the term of 12 months ending with the first day of August in any particular year, shall, on being required so to do by the Minister of Lands and Mines, pay to the Crown a penalty stumpage at the current rate imposed for said year,

on 10,000 superficial feet of spruce for each and every square mile of Crown Land so held under license and not operated on to the required extent. Such penalty shall be a charge against said license and if not paid the said license may be cancelled. Said penalty is due on the first day of August in each year and is in addition to, and entirely distinct from any stumpage which may accrue by reason of future operations, and can never be credited to payments for such operations.

19. If the Licensee has any objection to the scale of the Government Scaler he shall furnish the Inspector of Scalers with a statement sworn to by the Licensee's scaler as to the number of pieces, contents and kinds of lumber cut and such objection must be made and said statement must be filed in the Dept. of Lands and Mines before the lumber in question leaves the brow, otherwise no subsequent claim for overcharge of stumpage can be entertained by the Government.

20. Licensees who have paid their stumpage dues in full and have fully complied with all the conditions of their Licenses on or before the first day of August in each year, shall be entitled to annual renewals for such parts of the ground held by them as may at the first day of July in each year be vacant and unapplied for, on payment of the mileage thereon at the rate of eight dollars (\$8.00) per square mile, payable on or before the first day of August in each year. That no renewal mileage on Licenses shall be received unless all stumpage dues have been fully paid as before provided; also provided, that no license shall be reckoned at less than two square miles.

21. Should any Licensee fail to renew any Timber License held by him on or before the first day of August in each year, the berths or limits covered by any such unexpired License shall be vacant and open for application by any other person.

22. In cutting sleepers or railway ties, the operator must put some distinguishing mark on each sleeper or tie, and such marks so to be used shall be furnished to the Deputy Minister of Lands and Mines in each year, before the operation is commenced; otherwise any sleepers or ties cut by any operator shall be subject to a stumpage of twenty-five cents each. Ties cut and hauled to the railway or stream shall be piled in a suitable manner where they can be counted. A space of three feet must be allowed between every other two tiers. Otherwise they will be repiled at the expense of the licensee. Pulpwood must be placed in piles of one cord or more.

23. Any person indebted to the Dept of Lands and Mines for any sums as stumpage dues shall be debarred from making any application for a Timber License, from bidding on the sale of any Timber License, or from having any Timber License issued to him by transfer or otherwise.

24. The saw will be used in felling trees and in cutting them into log lengths. If any logs are cut down with an axe their length for scaling shall be from point to point of scarf, being the extreme length of the log. Six inches will be the maximum allowance for trimming, but if exceeded the scaler will include in his scale the next foot above in length. A penalty of \$10 per M will be charged on spruce and pine used as skids in the building of roads, bridges, etc., where other species are available, also all lodged trees left in the woods. The lower limbs of every fallen tree shall be lopped off, so that the top will lie flat on the ground to rot.

25. No portable saw mill will be set up on Crown Land without first obtaining a License from the Department of Lands and Mines.

26. This License to be subject to "The Manufacturing Conditions," as authorized by Section 1 of Schedule "A" of Chapter X., 1 George V., as amended by Chapter 20, 5 George V., 1918.

27. The Licensee shall have the right to cut and carry away all merchantable lumber upon lots that may have been surveyed within the boundaries of the License, and that have been applied for under the Labor Act, for the space of one logging season immediately after such application has been "approved" in the Royal Gazette, and should such lot or lots be "approved" after the first of December

the Licensee shall have one year from the first of August next following to remove such merchantable lumber.

28. Permission is granted to the Licensee to cut and carry away all blown down, burnt or dead lumber, all irrespective of size; provided the operations are conducted under the Forest Ranger of the district who will first give his permission to cut such lumber. And where the lumber is only partially destroyed by such fire, or where trees are blown down, he may call upon the Licensee to remove the whole or any part of such burnt or blown down lumber before it decays, as may seem reasonable to the Minister. On failure to comply with such demand, the Licensee may be called upon to pay the stumpage on such lumber as by these regulations prescribed.

29. The Rates of stumpage on lumber cut in the Blue Bell Tract are the same as those set forth in Section 4 of these Regulations.

30. Any logs cut and delivered in a stream or lake where they are liable to float down before being scaled by the Government Scaler, to be subject to a penalty of double stumpage.

31. Licensees shall on or before the first day of May in each year file in the Dept. of Lands and Mines a return showing the kinds and quantities of lumber cut by them during the previous logging season in compliance with Chapter 16, 5 George V. 1918.

C. D. RICHARDS,

Minister of Lands and Mines.

Dept. of Lands and Mines,

Fredericton, N. B., Sept. 8, 1926.

## NEW TIMBER APPLICATIONS

Department of Lands and Mines.

September 15th, 1926.

Licenses to expire on the 1st of August, 1927, but subject to renewal to 1st of August, 1933, in accordance with Chapter XI., 3 George V., 1913, for Saw Mill Licenses of the following applications for Timber Berths, for the purpose of cutting all classes of lumber, will be sold at this office on Thursday the 30th day of September 1926 at noon.

Upset price \$20 per square mile in addition to stumpage.

There is no payment of any bonus required. Licenses are renewable each year by payment of \$8 per square mile, and fire tax of \$3.20 per square mile. Stumpage in accordance with the regulations in force and subject to annual change.

All timber, logs or other lumber cut upon unlicensed Crown Land or which may be cut by any person beyond the limits of his own berth shall be seized and forfeited to the use of the Crown and no timber or lumber shall be cut on any berth applied for until it shall be purchased at public auction.

No.	Description.	Sq. Mls.
39.	Fork Brook Branch of Little River, York and Sunbury Counties. West half of Block 23. Coburn Lumber Company .....	3
40.	East of Little River, Sunbury County. Vacant one mile in width of Block 56 adjoining southerly the northern one mile in width of said block excepting Lot No. 27 northern side Richibucto Road. Coburn Lumber Company .....	2

C. D. RICHARDS,  
Minister of Lands and Mines.

## Dept. Public Works

### BRIDGE NOTICE

NOTE—No tenders will be considered unless the persons tendering distinctly state that they have made or caused to be made an inspection of the site of the proposed work.

Sealed tenders marked tender for Jeffrie's Mill Pond Bridge will be received at the Department of Public Works, Fredericton, until Wednesday 22nd day of Sept., 1926, at 5 o'clock, P. M. for building Jeffries Mill Pond Bridge, Road—