

BARRETT MINING LAW.

Text of the Bill Passed by the Legislature at the Recent Session.

The following is the text of the Barrett bill, as it was finally passed by the Oregon legislature:

SECTION 1. Any person, a citizen of the United States, or one who has declared his intention to become such, who discovers a vein or lode of mineral bearing rock in place upon the unappropriated public domain of the United States within this state, may locate a claim upon such vein or lode discovered, by posting thereon a notice of such discovery and location which said notice shall contain: First, the name of the lode or claim; second, the name or names of the locator or locators; third, the date of the location; fourth, the number of linear feet claimed along the vein or lode each way from the point of discovery, with the width on each side of the said lode or vein; fifth, the general course or strike of the vein or lode as nearly as may be and by defining it from some prominent monument, mound or land mark, and by defining the boundaries upon the surface of each claim so that the same may be readily traced. Such boundaries shall be marked within THIRTY days after posting of such notice, by six substantial posts, projecting not less than three feet above the surface of the ground, and not less than four inches square or in diameter, or by substantial mounds of stone, or earth and stone, at least two feet in height, to-wit: One such post or mound of rock at each corner and at the center of such claims.

SEC. 2. Such locator shall, within 60 days from and after the posting of the location notice by him upon the lode or claim, file for record with the recorder of conveyances, if there be one, who shall be the custodian of mining records and miners' liens, otherwise with the clerk of the county, wherein the claim is situated, a copy of the notice so posted by him upon the lode or claim, having attached thereto an affidavit showing that the work required to be done by section 3 of this act, has been done and performed, and shall pay to the recorder or clerk a fee of \$1 for such record thereof, which sum the recorder or clerk shall immediately pay over to the treasurer of such county and shall take his receipt therefor, as in the case of other county funds coming into the possession of such officer. Such recorder or clerk shall immediately record such location notice and the affidavit annexed thereto. No location notice shall be entitled to record or recorded until the work required by section 3 of this act has been done and the affidavit in proof thereof is attached to the notice to be recorded.

SEC. 3. Before the expiration of sixty days from the date of the posting of the notice of discovery upon his claim as aforesaid, and before recording the notice of location as required by section 2 of this act, the locator must sink a shaft upon the claim located to a depth of at least ten feet from the lowest part of the rim of such shaft at the surface, or deeper if necessary, to show by such work a lode or vein of mineral deposit in place. A cut or crosscut or tunnel which cuts the lode at a depth of ten feet or an open cut at least six feet deep, four feet wide and ten feet in length along the lode from the point where the same may be in any manner discovered, is equivalent to such discovery shaft. Such work shall not be deemed a part of the assessment work required by the Revised Statutes of the United States. The locator, or some one for him who did work upon and has knowledge of the facts relating to the sinking of the discovery shaft, shall make and attach to the copy of the notice of location to be recorded an affidavit showing the compliance by the locator with the provisions of this section, which affidavit shall be recorded with such copy of the location notice.

SEC. 4. Inasmuch as the present law prescribed an unreasonably short time for the marking of the boundaries of mining claims and imposes hardships upon persons discovering mining claims, an emergency exists and this act shall take effect and be in force from and after its approval by the governor.



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