

lying on the west side of Cañon creek; thence following said ridge to dividing ridge separating the waters of the Malheur from those of John Day's; thence following said ridge in an easterly direction to the summit of the main ridge adjoining and east of Bissel creek; thence down said ridge to John Day's river; thence down said river to place of beginning.

ARTICLE 2nd. There shall be a recorder elected, who shall hold the office for one year from the date of his election, or until his successor be elected, whose duty it shall be to keep a record of all miners' meetings held in this district; to record all claims when requested by the claimants in a book to be kept for that purpose; and to call miners' meetings by posting notices in three public places in the district when seven or more miners of the district shall present him with a petition stating the object of the meeting; provided, that in the absence of the recorder the above named number of miners shall not be disqualified to call a meeting.

ARTICLE 3rd. All claims located in this district after the passage of these laws shall be of the following size, viz.: A creek claim shall be seventy-five feet running with the stream, and extending from highwater mark to highwater mark; A bank claim shall be seventy-five feet running with the stream, and extending back three hundred feet from creek claims; A tunneling or shafting claim shall be seventy-five feet front, extending to center of hill; A surface claim shall be one hundred feet by one hundred and fifty; A gulch claim shall be one hundred and fifty feet running with the gulch, and fifty feet in width on each side of channel.

ARTICLE 4th. No person or persons shall be allowed to hold more than two full claims within the bounds of this district by location; nor shall they consist of more than parcels of ground the sum of the area of which shall not exceed two full claims; provided, nothing in this article shall be so construed as to prevent miners from associating in companies to carry on mining operations—such companies holding no more than two claims to each member—one of which must be of one class of claims, and the other one of another class of claims.

ARTICLE 5th. That each gulch, bank, or surface claim shall be worked within five days after date of location if water can be obtained.

ARTICLE 6th. That each person or company holding tunneling or shafting claims, in order to hold the same shall be required to perform work to the amount of two days' work in each week. Work done on any part of a company claim secures the title to the whole of it.

ARTICLE 7th. All persons holding claims in Cañon creek are exempted from working the same until the 15th of June next.

ARTICLE 8th. All work done preparatory to working claims, such as procuring sluice boxes or other machinery, digging tail or drain races, or cutting ditches for the purpose of bringing water upon said claims, shall be considered as work done upon said claim or claims.

ARTICLE 9th. Any person or persons claiming more ground or claims than the laws of this district entitle them to forfeit all their right and title to any claim whatsoever, and any and all claims of such person or persons are hereby declared subject to relocation.

ARTICLE 10th. Any or all claims now located or that may be located and worked can be laid over at any time, not to exceed six months, by the person or persons holding the same appearing before the recorder of the district with two or more disinterested persons who shall certify over their own signatures that the said claim or claims cannot be worked to advantage, and by having the same recorded according to the law of the district, and by paying a fee of fifty cents each; provided that each claimant shall sign the record in person or by a legal representative, stating at same time that said claim is held by location or by purchase.

ARTICLE 11th. All persons may hold any number of claims by purchase, provided they are represented according to the provisions of the foregoing laws; provided, such claims shall be shown to be *bona fide* purchases.

ARTICLE 12th. Claims shall be forfeited when parties holding them shall have neglected to fulfill the requirements of the preceding articles, or have neglected working them for five days after water can be procured, unless prevented by sickness or other legal cause.

ARTICLE 13th. Any person or persons' bank, hill, gulch, or surface claims shall not be allowed to run their tailings upon river or creek claims to the injury of the parties while working said river or creek claims.

ARTICLE 14th. The holders of a claim or claims shall have the right to the same without any hindrance from later claimants. Subsequent locators shall not be allowed to dam up the water so as to turn it back on the prior claim, nor to run tailings, nor to erect any obstructions to the detriment of the prior claimants.

ARTICLE 15th. From and after this date parties owning claims in a creek, ravine, or gulch shall be entitled to cut a tail or drain race through any ground below them. Such tail race shall be cut through the lowest point in the center of said creek or gulch, and any or all dirt that comes out of the aforesaid race shall be deposited on the bank. Any objection, if such should [be] made, shall be left to the decision of four referees, and in case of disagreement they to choose an umpire.

ARTICLE 16th. It shall be the duty of the recorder to place on record all claims brought to him for that purpose when such claim shall not interfere with or affect the rights and interests of prior locators, recording the same in order of their date, for which service he shall receive the sum of fifty cents for each claim recorded, and fifty cents for recording transfers, bills of sale, [and] deeds of and to any mining property. It shall also be the duty of the recorder to keep his book open at all times to the inspection of the public. He shall have power to appoint a deputy to act in his stead, for whose official acts he shall be responsible.

ARTICLE 17th. The limits of this district shall not be changed without the consent of a regularly called mass meeting of the miners of this district.

ARTICLE 18th. No miners' meeting held outside of Cañon City for the purpose of making laws to govern any portion of the district, or to amend these laws in any manner, shall be considered as legal.

ARTICLE 19th. No Asiatic shall be allowed to mine in this district.

ARTICLE 20th. These laws may be altered or amended by a two-thirds' vote of those present owning claims in the district at any time ten days' notice shall have been given by posting notices in three public places in the district.

ARTICLE 21st. All mining laws of this district made previous to the foregoing are hereby repealed.

## BAKER COUNTY.—BLUE CAÑON MINING DISTRICT.

### TRANSCRIPT. MINING LAWS OF BLUE CAÑON MINING DISTRICT, BAKER COUNTY, OREGON.

ARTICLE 1. The boundaries on Blue Cañon District shall be as follows: commencing near the bank of the main Powder River, at the mouth of Elk Creek, and running thence in a direct line to the summit of the divide between Elk Creek and Blue Cañon; thence along said divide to the line of Union District; thence along said line to the line of the River District; thence down said line to the place of beginning.

ARTICLE 2. Any and all persons shall be eligible to hold claims in this district by complying with the by-laws, except the Chinese or Tartars, and all others of the Asiatic race.

ARTICLE 3. All persons hereafter locating claims shall not hold more than one hundred and fifty feet square, and in the creek or gulch claims the present center of the creek shall be the center of the claim.

ARTICLE 4. All persons locating claims shall set up a good, substantial post at the corner of each claim, and post a notice on each set of claims in a conspicuous place, describing in a plain and definite manner the metes and bounds of said claim, with the name of each party interested in the same.

ARTICLE 5. Each and every person shall be entitled to hold one claim by pre-emption, and there shall be no restriction in the number of claims held by purchase; provided such purchase is made in a legal and *bona fide* manner: and all transfers hereafter made shall be recorded in the recorder's books, and it shall be his duty to inquire into the validity of the sale before such record shall be made.

ARTICLE 6. All claims, whether held by purchase or pre-emption, shall be represented by one full day's work in every seven, unless prevented by physical inability to do so; provided a permanent sluice-head of water of thirty inches, with a pressure of three inches of water, can be had; and each and every absentee shall be allowed 10 days' grace to re-occupy his claim after water can be obtained.

ARTICLE 7. All persons who find it necessary to cut a tail race to their claims, shall have the privilege of cutting the same through any claim owned by other parties adjoining them.

ARTICLE 8. When two or more claims join together [and] are worked by companies, such companies can work any portion of such claims as they may deem expedient, and not forfeit the rest.

ARTICLE 9. Any person or persons taking water from its natural channel, shall when required leave a sufficient quantity to work the mines therein; provided said mines were discovered prior to the legal locating of such ditch, and the miners along said channel shall be the judges of the amount required.

ARTICLE 10. No person shall interpose any objection to having his claims measured by the recorder when other parties require.

ARTICLE 11. All claims not workable according to the provisions of article 6th of these by-laws shall be recorded and numbered, and a certificate of said record posted on such claim or set of claims.

ARTICLE 12. No notice of a miners' meeting shall be considered lawful unless signed by the recorder or his deputy, authorized by at least 12 miners, who shall sign their names to a request for such a meeting.

ARTICLE 13. All disputes arising in regard to mining shall be left to arbitration, each party to choose one disinterested man, and they to choose an umpire: the three shall then sit upon the case, and their decision shall be final, subject to an appeal to the court only.

ARTICLE 14. It shall be the duty of the recorder to keep a book of records, with the number of each claim recorded, from one to an unlimited number; and he shall go on to each claim when required, and record and number said claim so as to correspond with the number in his books. Said recorder shall be allowed one dollar for each claim that he records as a compensation for his services.

Passed July 21st, 1862.

I. N. CHAPMAN, *Sec.*

I. H. ROORK, *Pres.*

MINING LAWS PASSED AT A MINERS' MEETING HELD MAY 10TH, 1863.

1. *Resolved* that all mining claims in Blue Cañon District shall be held until the 1st of April, A. D. 1864 free from the necessity of working the same; and all laws to the contrary are hereby suspended in their action for the period herein mentioned.

2. *Resolved* that all claims which shall be laid over according to the first resolution of this meeting, shall be marked as laid by in the recorder's books, and that all claims not so marked shall be considered as abandoned.

3. *Resolved* that the recorder be allowed 50 cents for each claim laid by according to the provisions of the second resolution.

ELI STEWART, *Pres.*

E. C. BRAINARD, *Sec.*

RESOLUTIONS PASSED AT A MINERS' MEETING HELD SEPT. 14TH, 1864.

1. *Resolved* that the mining claims of Blue Cañon District be and the same are hereby laid over, and not required to be worked or represented until the 1st day of next May.

And inasmuch as there are a good many claims in Blue Cañon District that will not pay sufficient to justify the paying of 25 cents per inch for water, therefore be it further

*Resolved* that no claim shall be considered abandoned or forfeited or jumpable until water can be obtained to work the same as low as 12½ cents per inch.

On motion of Mr. Foster [it was resolved that the claims of persons wishing to lay the same by should be recorded.]

On motion of Dr. Gordon 50 cents was allowed the recorder for recording each claim.

The motion of Mr. Foster that these resolutions shall take effect from and after this date was carried.

On motion of Mr. Foster it was

*Resolved* that all laws conflicting with the resolutions of this meeting are hereby repealed and suspended in their action until the first day of May, A. D. 1865.

Meeting adjourned.

AUBURN, *Sept. 14th, 1864.*

E. C. BRAINARD, *Sec.*

A. C. LORING, *Pres.*

RESOLUTIONS ADOPTED AT A MINERS' MEETING OF BLUE CAÑON DISTRICT HELD FEBRUARY 15TH, 1865.

1. *Resolved by the miners of Blue Cañon District in miners' meeting assembled, the same being duly called by the recorder of the district, that hereafter, as heretofore, each miner in said district shall be entitled to locate one gulch claim and one hill claim in the placer diggings of said district, and shall not be entitled to make a second location until the first shall have been worked out, or transferred by a *bona fide* sale, or abandoned.*

*Resolved further that to induce miners to prospect more thoroughly for placer mines in this district hill claims may be three hundred feet frontage, and extend back to the crest of the hill or high divide; provided they shall not cross any well defined gulch, or be so located as to run directly up a well defined point or ridge; and provided further that point claims may be two hundred and fifty (250) feet square.*

*Resolved further* that hill claims heretofore located may be expanded in accordance with the preceding resolution by recording anew, or by continual work and occupation, as in other cases; provided the rights of third parties shall not be affected by such expansion.

*Resolved* that companies may locate in common, but such companies *must be actual* and not fictitious, and the members thereof actual residents of the district at the time of location. And no more ground can be located by any company than the individuals thereof would be entitled to locate in the aggregate; and when a company locate in common the name of each member of such company must appear on the notices of location.

E. C. BRAINARD, *Sec.*

R. BUNCH, *Pres.*

RESOLUTIONS ADOPTED AT A MINERS' MEETING OF BLUE CAÑON DISTRICT, FEBRUARY 22ND, 1865.

1. *Resolved by the miners of Blue Cañon Mining District, in Baker County, State of Oregon, in miners' meeting assembled*, that none but *actual* miners in Blue Cañon District shall be allowed to vote in this meeting upon the resolutions hereafter to be introduced for the government and regulation of mining claims.

2. *Resolved* that all persons hereafter locating and pre-empting a gulch or creek claim in Blue Cañon District shall be allowed to hold and mine such gulch or creek for the distance of one hundred and fifty feet up or down the channel or watercourse of such gulch or creek; and at right angles with such channel or watercourse, to the raise of the bedrock on each side of such creek or gulch.

3. *Resolved further* that gulch claims heretofore located may be expanded in accordance with the preceding resolutions when the rights of third parties will not be affected by such expansion.

4. *Resolved* that any miners allowed by existing laws of this district to hold and work mining claims shall have the privilege of cutting a tail race (when necessary for the advantageous working of his [their] claims) through any other persons' claims, and shall be allowed to place sluices or boxes in such race, and to clean up the same at pleasure; provided in the construction of such race the person cutting the same shall not appropriate to his own use any of the gold that may be taken from such race; provided further, that no tail race constructed under the provisions of this resolution shall deprive parties below from the use of the natural water in any gulch or creek; provided further, that this shall not be construed to confer a right to dump upon any claim to the detriment of the owner.

5. *Resolved* that all mining claims situated in Blue Cañon Mining District, Baker County, Oregon, be and the same are laid over and held without representation by labor or otherwise from the 15th day of October in each year until the 1st day of April in the succeeding year.

6. *Resolved* that all local mining laws of Blue Cañon District that conflict with the resolutions adopted at this meeting be and the same are hereby repealed.

7. *Resolved* that the foregoing resolutions adopted separately by this meeting be adopted as a whole.

Upon motion the chair appointed Mr. Wm. Corcoran as a committee of one to copy all mining laws of Blue Cañon District and post the same in the county clerk's office, for the convenience and inspection of all interested.

D. D. MYERS, *Pres.*

Attest

WM. C. WILLS, *Sec.*

NOTE.—The foregoing is a transcript of a roll now of record in the office of the county clerk of Baker County. Attached to it, and in a different handwriting, the following additional resolutions appear.

*Resolved* that the size of river claims in Blue Cañon Mining District shall be 300 feet in length, and extending to the raise of the bedrock on each side of the river.

The boundaries of Blue Cañon Mining District shall be as follows: commencing at the mouth of Elk Creek, and running thence in a direct line to the summit of the divide between Elk Creek and Blue Cañon; thence along said divide to the line of Union District; thence along said line to Powder River; thence across said river to the second rim on south side of Powder River, running thence down the river to a point opposite the mouth of Elk Creek; thence across the river to the place of beginning.

NOTE.—It appears from a copy of the minutes of the meeting of February 22nd, 1865, preserved in the county clerk's office, that in addition to the adoption of the resolutions transcribed from the roll already mentioned a committee of three was appointed "to inquire of the owners of claims in said gulch how much ground they will give as a bonus to encourage the enterprise [the construction of a bedrock flume or bedrock tail race to drain the mining ground of Blue Cañon, &c.], and also to draft resolutions touching that subject; said resolutions to be reported at next meeting".

It appears further that the meeting then adjourned to meet again Saturday evening, February 25th, 1865.

Attested by Wm. C. Wills, Secretary.

It seems that a meeting was held on the 25th, and the following is supposed to be a copy of the minutes:

Pursuant to adjournment miners met on the evening of February [no more definite date]. Foster Johnson was nominated for chairman—E. C. Brainard clerk. Committee upon the Blue Cañon bedrock [flume] reported. Report accepted. 1st resolution read on motion was adopted. 2nd resolution read, and after discussion adopted. 3rd resolution read and adopted. 4th resolution read and adopted. The words "1st day of November" were inserted in resolution 3rd. 5th resolution read and adopted; also time extended to 45 days. Resolution that these resolutions be published at Mr. Littlefield's expense in all the papers of the States of Oregon and California.

The following is a copy of the report of the committee:

Mr. CHAIRMAN,

SIR: Your committee appointed to report upon the subject of a flume in Blue Cañon have had the same under consideration and beg leave to make the following report.

Your committee find on inquiry among the claim-holders in said gulch that they are willing to grant a right of way through their claims and right to mine the same, varying from ten to twenty-five feet wide in each claim.

Your committee further report that in their opinion there will be little or no difficulty in effecting arrangements with the individual

claim-holders touching the right of way by any company that will give reasonable assurance of the prosecution of the enterprise to a final completion at an early day.

Further, your committee report a series of resolutions as a substitute for the resolution referred to the committee.

(Signed)

WM. CORCORAN, *Chairman.*

The following are the resolutions submitted.

1. *Resolved* that the construction of a bed-rock flume in Blue Cañon Gulch of sufficient capacity through which to work the mining ground in said gulch and adjacent thereto, is of the utmost importance to the mining interest to this camp, and to that end (the construction of said flume) the miner, the merchant, and every person interested in the property of the camp, should unite in forwarding said enterprise. Therefore be it further

2. *Resolved* that, to encourage said enterprise and for the benefit of those who shall undertake and prosecute the said enterprise to completion, a reservation thirty feet wide through the unappropriated mining ground in said gulch be and the same is hereby exempted from location, and that all locations hereafter made for mining purposes in the channel of said gulch shall be subject to said reservation; provided that said reservation shall be deemed to extend to the mining interest in said mining ground so reserved.

3. *Resolved, further*, that said reserved ground shall be subject to location by any person or company of persons or corporation who shall undertake and prosecute to completion up to the junction of French Gulch with Blue Cañon Gulch by or before the [1st] day of [November], A. D. 1865, a bed-rock flume of sufficient size and capacity through which to work the mining ground in said gulch and adjacent thereto.

4. *Resolved, further*, that any person or persons, or company of persons, or corporation desiring to avail themselves of the foregoing reservation, shall file their notice of claim thereto with the clerk of the county, and within thirty [extended to forty-five] days thereafter shall begin the said work and diligently prosecute the same to completion as heretofore required, or lose all rights under said notice; provided that such person or persons, company or corporation shall not be entitled to any mining ground under and by virtue of these resolutions below the point where said flume shall strike the bed rock of said gulch.

5. *Resolved, further*, that as E. M. White & Company have already taken steps to secure a right of way in said gulch for the purposes of a flume, they shall be deemed to have notified within the meaning of these resolutions, and shall have thirty days from their passage to begin their operations.

NOTE.—No minutes of any meeting held between February 25th, 1865, and April 22nd, 1874, can be found.

SPECIAL RESOLUTIONS ADOPTED AT A SPECIAL MINERS' MEETING OF BLUE CAÑON MINING DISTRICT, HELD AT SCOFIELD'S STORE, AT AUBURN, ON THE 22ND DAY OF APRIL, A. D. 1874.

Whereas Daniel Best and others, known as the Marysville Mining Company, by Daniel Best as agent and superintendent, propose to construct a bed-rock flume in Blue Cañon, provided the miners of said Blue Cañon Mining District will make a special law (and properly file with other laws of said district), granting him and his company the right to locate one hundred and sixty acres of mining ground on Blue Cañon Flat under the U. S. mining laws passed May 10th, A. D. 1872; therefore be it resolved by the miners of Blue Cañon Mining District at a special meeting assembled, the same having been called by a special request of the miners of said Blue Cañon Mining District, that we do hereby grant said Daniel Best and others the right to locate one hundred and sixty acres of mining ground in Blue Cañon Flat under the U. S. mining laws passed May 10th, A. D. 1872.

And whereas Charles Rowes has failed to construct a bed-rock flume in reasonable time, we hereby declare his right forfeited, and grant the right of way to said Dan'l Best and others.

We grant the above believing that said bed-rock flume in Blue Cañon will promote the mining interests of this camp.

*Resolved* that all laws and resolutions now in force in Blue Cañon Mining District inconsistent with the foregoing resolutions be and the same are hereby repealed—to apply only to this said 160 acres of D. Best & others.

(Signed) D. S. Littlefield, J. Evcoe, John Jones, W. Graham, J. A. Jones, T. Graham, P. Farrell, J. W. Mullin, L. Rivers, Charles Duckworth, Thomas Jones, John M. Frost, Wm. Morris, John Thompson, P. Connor.

At a meeting of the miners of Blue Cañon Mining District at Scofield's store, in accordance with a call of miners made by public notice of twelve days, for the purpose of granting to Daniel Best and others special rights and privileges for putting a bed-rock flume in Blue Cañon, the following proceedings were had.

George Driggs was elected chairman.

Considered that D. B. Scofield, the local recorder, act as secretary.

A motion that the resolutions read at a previous special meeting on the 22nd of April, 1874, be read was carried.

The resolutions were read.

The motion was made and seconded that the resolutions signed at the special meeting of the miners at Scofield's store April 22nd, 1874, be approved, ratified, and adopted—was carried by a unanimous vote.

The motion was made and seconded that the flume co. shall expend at least a thousand dollars on the flume work each year until finished, or the work shall be considered abandoned.

By vote the motion was carried.

Motion was made and carried that the meeting adjourn.

Dated May 4th, 1874, at Auburn, Baker Co., Oregon.

(Signed)

"

GEO. E. DRIGGS.

D. B. SCOFIELD, *Dist. Recorder.*

BAKER COUNTY.—PIONEER MINING DISTRICT.

TRANSCRIPT. MINING LAWS OF PIONEER DISTRICT.

Know all men by these presents that we, the miners [of] this district, pursuant to a call made Sept. 21, 1862, met on Burnt River Oct. 5th, 1862, for the purpose of making laws for to govern this district.