DEPARTMENT OF THE INTERIOR, CANADA
Hon. W. J. ROCHE, Minister; W. W. CORY, Deputy Minister.
FORESTRY BRANCH.
R. H. CAMPBELL, Director of Forestry.

REGULATIONS

FOR

DOMINION FOREST RESERVES

(PRINTED FOR OFFICE USE ONLY.)

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2547—1

REGULATIONS FOR DOMINION FOREST RESERVES

Made under the authority of Orders in Council of August 8, 1913, September 24, 1913, and April 20, 1916, in accordance with the provisions of the Dominion Forest Reserves and Parks Act, 1-2 George V., Chap. 10, for the maintenance and management of all reserves set aside and established as Dominion Forest Reserves by the said Act, for the protection, care and utilization of the timber, minerals, animals, birds, fish and other natural resources of such reserves, and for the prevention of trespass therein.

INTERPRETATION.

1. In these regulations, unless the context otherwise requires:—

(*a*) "Minister" means the Minister of the Interior;

(*b*) "Director" means the Director of Forestry;

(*c*) "Forest Officer" means any officer of the Forestry Branch of the Department of the Interior;

(*d*) "Dominion Lands" means lands of the Dominion of Canada which are within, or which comprise, any Dominion Forest Reserve to which the provisions of "The Dominion Forest Reserves and Parks Act" apply.

(*e*) "On and off range" means a range which is partly within and partly outside of a forest reserve, and on which stock pass freely across the boundary of the reserve.

TRESPASS.

2. The following acts are prohibited on Dominion Lands within Dominion Forest Reserves:—

(*a*) Locating or settling upon, using or otherwise occupying such lands, except such occupation as is authorized under regulations established under the authority of the Dominion Forest Reserves and Parks Act, or is authorized by a lease or license granted prior to the creation of the forest reserve.

(*b*) Allowing stock to be driven through or grazed upon such lands without a permit.

(*c*) Taking, cutting, removing, destroying or injuring any tree, hay or other natural product or object in or upon such lands without a permit, sale or license, except upon lands leased or licensed prior to the creation of the forest reserve, when such cutting and removing is consistent with the terms of the lease or license.

(*d*) Cutting or removing timber upon lands covered by a lease, license or permit for surface or mining rights unless such right of removal is expressly conveyed by the lease or license.

3. The following acts are prohibited within Dominion Forest Reserves:—

(*a*) Setting out or causing to be set out any fire in the open air (except for cooking or camping purposes) without a permit, between the 15th day of April and the 31st day of October in each year.

(b) Taking, trapping, killing or injuring of any fish without a permit, except as hereinafter provided.

(*c*) Hunting, trapping, taking, wounding or injuring of any wild animal or bird on such lands as have been declared a game preserve under the authority of the Dominion Forest Reserves and Parks Act.

(*d*) Removing, defacing or destroying of any building or other public property, or of any post, mark or notice established or posted in connection with the administration of the reserves or in accordance with the requirements of the regulations.

(*e*) Using the stamp or mark 'D.F.R.,' 'D.F.,' 'F.B.M.' or any other mark, stamp or brand which may be selected as the official stamp of the Department, except by a forest officer.

SETTING OF FIRES AND THE USE OF FIRE.

4. The Director, or any other officer acting under his instructions, may grant permits for the setting out of fires during the close season between the 15th day of April and the 31st day of October in each year, as established by section 3 of these regulations, and the Director is authorized to extend the close season during periods of special danger.

5. Every person who makes or starts a fire in the open air for cooking or camping purposes shall:—

(*a*) Select a bare rock whereon to kindle such a fire, whenever possible, and if there be no bare rock in the neighbourhood, then a site on which there is the smallest quantity of vegetable matter, dead trees, branches, brushwood, dry leaves or resinous trees;

(*b*) Clear the place in which he is about to light the fire by removing all vegetable matter, dead trees, branches, brushwood and dry leaves from the soil within a radius of ten feet from the fire;

(*c*) Exercise and observe every possible precaution to prevent such fire from spreading, and carefully extinguish the same before quitting the place.

6. Any person who throws or drops any burning match, ashes from a pipe, lighted cigar, or any other burning substance, or who discharges any firearms within a forest reserve, shall completely extinguish, before leaving the spot, the fire of such match, ashes of a pipe, cigar, wadding of the firearm, or other burning substance.

7. Any Act, or regulations made thereunder, for protection of forests from fire of any province in which a forest reserve is situated shall be applicable to such forest reserve, and any breach of such Act or regulations made thereunder shall be held to be a breach of the regulations hereby established and shall render the person or persons guilty of such breach liable to the penalty provided by the Dominion Forest Reserves and Parks Act in addition to any penalty or penalties provided by the provincial Act.

8. Any person who shall directly or indirectly, personally or through any servant, employee or agent:—

(*a*) Kindle a fire or let it run at large on any land not his own property,

(*b*) Permit any fire to pass from his own land, or

(*c*) Allow any fire under his charge, custody or control, or under the charge, custody or control of any servant, employee or agent, to run at large, with the result that such fire shall pass into any forest reserve, shall be liable in addition to any penalty imposed by any provincial Act, to the penalty imposed by the Dominion Forest Reserves Act for any breach of these Regulations.

9. Every person in charge of any drive of timber or survey or exploring party or of any other party in any forest reserve shall provide himself with a copy of these

regulations and shall see that the men under his charge are fully informed of the provisions thereof; and in case a breach of these regulations is committed by any of them he shall be liable to the penalty for such breach as if it had been committed by himself, unless he establishes that such breach was committed without his knowledge and contrary to his instructions; but such liability on the part of the person in charge of any such party shall not relieve any member of his party from personal liability for any such breach.

10. Every engine operated by the power of steam, passing through or located in a forest reserve, shall, by the company or authority using the same, be provided with and have in use all the most improved and efficient appliances to prevent the escape of fire from the furnace or ashpan, or from the smokestack of such engine, and it shall be the duty of every engineer in charge of any such engine to use all necessary means and appliances to prevent the escape of fire.

11. Every company operating a railway by the power of steam shall, where such railway passes through a forest reserve, establish and maintain along the line thereof at such points and for such distances as may be decided by the Minister to be necessary on each side of such line of railway as may be decided by the Minister, a good and sufficient fireguard, to be made by ploughing the land to the extent of not less than fifteen feet in width on the side of the fireguard farthest from the railway and by burning or otherwise freeing from inflammable material the spaces between such ploughing and such line of railway; provided, however, that from the 15th of April to the 31st of October no fire shall be started for the purpose of clearing such fireguard without a permit from a forest ranger.

12. Every company operating a railway by the power of steam shall, at all times, keep its right of way and such fireguards free from wood and other inflammable material and in such condition as not to allow fire to spread therein and therefrom.

13. Every railway company which is not under the authority of the Board of Railway Commissioners for Canada operating a railway by the power of steam within a forest reserve shall provide a patrol along its line, during any period when there is danger of fire, in accordance with the instructions of the Minister or any forest officer acting under his instructions, and the Minister or such officer acting under his instructions may prescribe the number of patrolmen to be employed, the frequency of the patrol and the equipment to be furnished such patrolmen.

14. Any forest officer may set out fire or cause the same to be set out under his instructions within a forest reserve at any time for the purpose of protecting the timber or decreasing fire danger or for any other purpose required for the proper administration of the reserve.

2. In order to decrease the danger of fire, all debris resulting from the cutting of timber on a forest reserve shall be piled and burned or otherwise disposed of by the operator as instructed by the forest officer.

DISPOSAL OF TIMBER BY PERMIT OR SALE.

PAID PERMITS.

15. The Director or any other forest officer acting under his instructions may grant annual permits for the cutting of timber upon the forest reserves, subject to the conditions provided by these regulations.

16. Permits for the cutting of timber upon the forest reserves may be granted without competition as follows:—

(*a*) To actual settlers or owners of farming lands living within fifty miles of the nearest boundary of a forest reserve for their own use upon lands occupied or owned by them.

(*b*) To miners and prospectors for timber required for development work upon mining claims held by them.

(*c*) For roads, for municipal or public works, for the erection of schools and churches and for buildings for agricultural or stock associations in rural districts.

(*d*) For the erection of buildings or other structures required in connection with any authorized use of the reserve on lands within the reserve, except upon such lands as are included within the limits of a townsite.

(*e*) To any person or any number of persons co-operating who hold proper water records, for the construction of flumes, dams or other structures to be used to obtain water for irrigating the land or lands of such person or persons, provided that no company engaged in or incorporated for the purpose of selling, leasing or otherwise disposing of land or water as a commercial enterprise shall be entitled to a permit under this regulation.

(*f*) To the holders of permits or leases for rights of way for the construction of roads, trails, telephone or telegraph lines or other authorized use of forest reserve land, for such timber as is required to be cut from the right of way in order to make it available for the purpose for which the permit or lease of occupation is granted.

(*g*) To any company constructing a railway through a forest reserve under proper authority, or to any person holding a contract for such company for cutting ties or timber for constructing such railway, for ties and other construction timber, including timber for buildings required in connection with the construction, upon any tract in the vicinity of the railway.

17. The maximum quantities which may be granted under permit in any one year to the person specified in section 16 are as follows:—

(*a*) To actual settlers or owners of farming lands (paragraph 'a', section 16) 10,000 feet, board measure, of sawlogs, 500 fence-posts, 500 fence-rails not over six inches in diameter at the butt, 1,000 lineal feet of round building timber, 25 cords of wood for fuel, and in the province of British Columbia ten cords of cedar for shakes or shingles.

(*b*) To miners and prospectors (paragraph 'b,' section 16) 50,000 feet, board measure, of timber, or its equivalent.

(*c*) For municipal and public works (paragraph 'c,' section 16) whatever timber is required, and for churches and schools in rural districts 20,000 feet, board measure, or its equivalent.

(*d*) To occupants, permittees or lessees (paragraph 'd,' section 16) 3,000 lineal feet of building logs, 500 roof-poles not over six inches in diameter at the butt.

(*e*) For irrigation purposes (paragraph 'e,' section 16) 50,000 feet, board measure, or its equivalent.

18. The schedule of dues to be charged for timber permits will be found attached to these regulations or may be obtained on application to the Crown Timber Agent, the Forest Supervisor or the Director of Forestry.

19. When in the opinion of the Minister it is necessary to take special measures for the improvement of any forest reserve or for the encouragement of any specially valuable species of timber within a forest reserve, he may vary the requirements of the regulations and the scale of dues to be charged to such an extent as he may deem necessary for that purpose, provided that not less than the minimum rate of dues fixed by the regulations may be charged.

FOREST RESERVE TIMBER PERMIT DUES.

SCHEDULE referred to in section 18 of the Dominion Forest Reserves Regulations, showing dues to be charged for timber cut in Forest Reserves under permit.

CHANGES IN ITALICS. EFFECTIVE DECEMBER 1, 1914.

Material	All Forest Reserves in Manitoba and Saskatchewan and Cooking Lake and Cypress Hills *Forest Reserves.	Rocky Mountains and Lesser Slave Forest Reserves and all Dominion Forest Reserves in British Columbia.
(a) **Cordwood**..... (For fuel only)	Poplar—25 cents per cord..... *Other species—50 cents per cord.*	Poplar or Cottonwood Lodgepole Pine, and Hemlock, 25 cents per cord. *Other species, 50 cents per cord.*
(b) **Mining Props and Poles** (Other than telegraph and telephone poles)	No permits to be issued.....	Nine inches or more in diameter at butt, ½ cent per lineal foot. Under 9 inches in diameter at butt, ¼ cent per lineal foot.
(c) **Fence Posts**..... (Not to exceed 5 inches in diameter at the top)	Poplar and Willow, *and Jack Pine in Saskatchewan,* 1 cent each for 7-foot posts; ½ cent for each additional foot. Other species, 3 cents each for 7-foot posts; 1 cent for each additional foot.	7-foot posts, 1 cent each. Each additional foot, ½ cent.
(d) **Poles or Rails**..... (Not to exceed 6 inches at the butt)	2 cents each ..... (Only poplar to be cut.)	*Yellow Pine and Douglas Fir, 5 cents each.* Other species 2 cents each.
(e) **Telephone and Telegraph Poles and Piling**.....	Poles 25 feet and under, *1 cent per lineal foot.* Poles over 25 feet, *2 cents per lineal foot.* (Only tamarack and poplar to be cut.)	Poles 25 feet and under, ½ cent per lineal foot. Poles over 25 feet, 1 cent per lineal foot.
(f) **Shingle Bolts**..	....	50 cents per cord.
(g) **Railway Ties**.....	No permits to be issued.....	8 feet long, 3 cents each. Each additional foot, 1 cent.
(h) **Sawlogs**	Poplar, $1.50 per thousand feet, board measure. All other species, $3.00 per thousand feet, board measure.	$1.50 per thousand feet, board measure.
(i) **Round Building Timber.** (*Not to exceed 12 inches at the butt.*)	Poplar, ½ cent per lineal foot..... Other species, 1 cent per lineal foot. (No permits to issue for over 1000 lineal feet.)	½ cent per lineal foot
(j) **Dead Timber**—In Rocky Mountains Forest Reserve.	.....	50 cents per thousand feet, board measure.

NOTE.—No green timber may be cut on the Spruce Woods and Turtle Mountain Forest Reserves; therefore, on these two Reserves the above schedule of dues applies to dead timber.

*No green pine or spruce may be cut on the Cypress Hills Forest Reserve.

Sales without competition: Under Paragraph "B" of Section 27 the sale of Tamarack in Manitoba is to be restricted to one hundred cords.

2000—29-5-16.

20. The Director may fix the dues on any classes of timber which may not have been provided for in these regulations, provided that such dues shall not, when reduced to the same standards, be less than the minimum dues fixed by these regulations.

FREE PERMITS.

21. A permit to cut 25 cords of dry wood for fuel only free of dues may be granted to any applicant for his own use.

2. In cases where it is found by the Director that dead and down timber or diseased timber has to be removed for the protection of a forest reserve, permits under this section may be granted and permittees may be permitted to dispose of the wood by sale.

3. Permits may be granted free of dues to cut timber for the erection on forest reserves of fences, corrals, stock-watering tanks, dipping-vats, and for bridges or other structures on roads or trails, on condition that they shall be the property of the Crown.

22. Any bona fide occupant of a homestead within fifty miles of the nearest boundary of the forest reserve, who has the right to a permit to cut timber free of dues under the provisions of section 20* of the regulations governing the granting of yearly licenses and permits to cut timber on Dominion Lands, established by an Order in Council dated the 1st of July, 1898, as amended by subsequent Orders in Council, or who may acquire the right under the said regulations and amendments thereto, may be granted a permit to exercise such rights within any forest reserve covered by the regulations hereby established, provided the application for such permit is made within five years of the date of homestead entry, but the permittee must comply with the requirements of the regulations hereby established or of any amendment thereto.

GENERAL CONDITIONS GOVERNING PERMITS.

23. An office fee of 25 cents shall be required before any permit is issued. The fee and dues in connection with any permit must be paid in full before the permit is issued, and all outstanding permits must have been returned.

24. Permits for cutting timber shall expire on the 1st day of May succeeding the date of issue. Each permit shall designate the location in which the cutting is to be done and the quantities and classes of timber to be cut thereunder.

25. Any breach of the regulations or conditions of the permit by a permittee or failure to comply with the instructions of the officer in charge of the reserve or of the forest ranger shall render the permit liable to cancellation and in the discretion of the Minister, the privilege of obtaining any further or other permit shall be withdrawn.

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* The section of the Dominion Timber Regulations referred to is as follows:—

TIMBER FOR HOMESTEADERS.

Any occupant of a homestead quarter-section having no timber of his own suitable for the purposes hereinunder mentioned, may, providing he has not previously obtained a free allowance of timber, obtain a permit to cut such quantity of building timber, fencing timber, or fuel as he may require for use on the land he owns and occupies, not exceeding the following:—

(*a*) 3,000 lineal feet of building timber, no log to be over 12 inches at the butt end unless the timber is cut from dry trees, in which case timber of any diameter may be taken.

Should the building timber be sawn at a mill the permittee will be entitled to receive free of dues 9,250 feet, board measure, of lumber therefrom, and no more.

(*b*) 400 roof-poles to be used for such purpose.

(*c*) 500 fence-posts, 7 feet long, and not to exceed 5 inches at the small end.

(*d*) 2,000 fence-rails.

Should the house timber be sawn at a mill, payments for sawing must not be made by way of toll, as the full quantity of lumber cut from the logs must be used on the permit-holder's homestead.

Any settler in Manitoba, Saskatchewan, Alberta or the Northwest Territories, who has lost his dwelling or other building by accidental fire, whether caused by prairie or bush fires or in any other way not due to his own carelessness, may obtain a free permit to cut for the replacing of such buildings, the quantity of timber to which a homesteader is entitled free of dues under the provisions of this section of the regulations.

GENERAL CONDITIONS GOVERNING TIMBER CUTTING.

26. All timber cutting upon the reserves shall be done under the control of the forest ranger or other officer and subject to his instructions, and shall be subject to the following conditions:—

(*a*) Only such timber shall be cut as is designated by the forest officer.

(*b*) No unnecessary damage shall be done to the young growth or to trees left standing.

(*c*) All merchantable portions shall be taken from the trees cut and there shall be no unnecessary waste of timber.

(*d*) Stumps shall not be cut higher than 18 inches without special permission from the forest officer.

(*e*) All the debris of operations shall be piled and burned by the operator unless written permission to the contrary is given by the forest officer.

SALES WITHOUT COMPETITION.

27. The Director or any other forest officer acting under his instructions may sell timber without competition subject to the following conditions:—

(*a*) To residents of towns and villages for the erection of buildings for their own use, in quantities not to exceed 3,000 lineal feet of round timber and 500 roof-poles not to exceed 6 inches in diameter at the butt in any one year at an upset price not less than that fixed by these regulations for permits.

(*b*) To any applicant, for his own use or for sale or barter, green or dry cordwood at not less than 25 cents per cord and in amounts not to exceed 400 cords on any one permit.

(*c*) To occupants, permittees or lessees on forest reserves, such quantity of timber as may be required for buildings or other structures, the construction of which is necessary to the rights held by them and has been authorized, at an upset price not less than that fixed by these regulations for permits.

(*d*) In the Rocky Mountains forest reserve, to the owner of a mining claim or any person having a contract for the supply of timber to a mining company, 50,000 lineal feet of dead timber at the rates of dues fixed by the regulations for permits for mining timber.

SALES BY TENDER.

28. The Director may approve of contracts for the sale of timber from the forest reserves in quantities not to exceed 5,000,000 feet, board measure, or its equivalent, on any one sale, and for a period of removal not to exceed five years, providing that the timber so sold shall have been advertised for sale in a newspaper circulating in the district in which the timber is situated for a period of not less than 30 days. The Director may fix the upset price and other conditions of the contract subject to these regulations. If no tender is received the timber so advertised may be disposed of at private sale at not less than the upset price at which the sale was advertised.

29. Applications for sales of timber under 5,000,000 feet shall be made to the officer in charge of the forest reserve on forms provided by the Department to be forwarded to the Director.

30. All applications for sales of timber made under section 28 shall be accompanied by a deposit of $50. In case the timber is not advertised for sale, or if it is advertised and the depositor is not the successful tenderer, his deposit will be returned. If the timber is advertised and no tender is received the deposit will be forfeited. If the depositor is the successful tenderer the deposit will be retained and applied to the payment of the dues.

31. (*a*) Each person submitting a tender for timber advertised under these regulations shall be required to deposit with his tender an amount equal to not less than one-fifth of the total dues at the upset price on the quantity of timber to be sold when the total does not exceed $5,000, and one-tenth when the total exceeds that amount. This deposit shall be retained in case the tender is accepted and shall be returned if the tender is rejected. The person to whom the tender is awarded shall immediately sign an agreement to conduct the operation in accordance with the conditions of the sale and the regulations of the forest reserve. Provided, however, that where the total does not exceed $5,000, the maximum amount of the deposit required shall be $500.

(*b*) The purchaser shall keep a record of the timber cut either by scale, count or measurement as may be specified on forms prescribed by the Department, and such record shall be open to inspection by any forest officer at any time. Sworn returns shall also be furnished quarterly by the purchaser showing the quantity of timber cut, and payment of the dues on the timber so reported shall be made at these quarterly periods. The deposit made with the tender shall be retained and applied in settlement of the last two quarterly returns, and all deposits in excess of the amount found to be due shall be refunded when the sale is closed. Sales shall be closed by the Director on the report of the forest officer in charge to the effect that all conditions of the contract have been complied with.

(*c*) Contracts may be cancelled by the Minister for failure to comply with the conditions of the same and all deposits shall be forfeited on such cancellation.

32. The Director may require that bonds be given for the fulfilment of the conditions of the contract whenever in his opinion it is desirable.

33. No person to whom a sale of timber has been made, as provided for in section 28, shall be eligible to tender on another sale during the term of the contract of sale except within a period of six months prior to the expiration thereof and unless the conditions of the contract have been complied with.

2. At the expiration of the term of any timber sale the holder thereof shall be liable to a fine equal to double dues on the quantity of timber left on the sale area the removal of which timber is covered by the terms of the sale, but if the provisions of the sale and of the regulations have been otherwise complied with and the failure to remove the timber is caused by circumstances which are not under the control of the person holding the sale, the Minister may, if he considers it in the public interest, extend the term of the sale for a period not to exceed one year.

SEIZURES.

34. All timber cut within a forest reserve without proper authority shall be liable to seizure, whether in the possession of the person by whom it was cut or of any other person, and whether it has or has not been removed from the reserve; and the person by whom the timber was cut shall in the discretion of the Minister forfeit all right to obtain a permit within a forest reserve, in addition to any other penalty provided by the Dominion Forest Reserves Act or by these regulations. Unless the person who cut the timber can establish to the satisfaction of the officer in charge of the forest reserve that the cutting was done without wilful intent to contravene the regulations, the timber shall be confiscated and may be disposed of by public auction after proper advertisement, and, if no bid equal to the amount due the Government is received, may be disposed of by private sale. If it is established that the cutting was done without wilful intent to contravene the regulations, the timber may be released on payment of a fine equivalent to at least double dues on the timber seized, which may be collected whether the timber is partly covered by permit or not.

35. If timber has been cut on a forest reserve without authority and has been removed beyond the reach of the forest officers, the person responsible for the cutting,

whether done by himself or some person employed by him, shall be liable to a penalty of not less than one dollar and not exceeding three dollars for each tree unlawfully cut. If the person responsible for cutting the timber unlawfully can establish that the cutting was done without wilful intent to infringe the regulations, he may be relieved from further liability by the Minister on payment of at least double dues on the quantity cut as determined by the forest officer.

GRAZING OF LIVE STOCK.

36. Permits, for a period not to exceed one year, for the grazing of live stock on forest reserves may be granted by the Director of Forestry or any forest officer acting under his instructions, except where it may be determined by the Minister that the exclusion of stock is necessary for the protection of the reserve.

2. Permits shall be renewable from year to year subject to the provisions of sections 39, 41 and 50 of these regulations.

37. The number and kind of stock which may be grazed upon each grazing district in each reserve and the period during which grazing will be permitted shall be determined for each year by the Director of Forestry.

38. Applications for the grazing of stock shall be made to the officer in charge of the reserve. Any applications received after the 1st day of March shall be entitled to consideration only after the applications received prior to such date have been satisfied or disposed of. Applications for grazing permits must be made on the form prescribed by the Director of Forestry for that purpose, and must give the information called for by such form, including the brands for the identification of the stock.

2. In grazing districts which are fully stocked new applications for grazing stock thereon must be made six months previous to the 1st day of March in order to receive consideration for the following grazing season.

39. In considering applications for grazing permits on a forest reserve the following classes of applicants shall be considered in the following order of preference:—

Class 1.—Persons owning and residing upon improved ranch or farm property near a grazing district in a forest reserve who are dependent on the forest reserve for range for their stock and who do not own more stock than the grazing unit for the district.

Class 2.—Persons owning improved ranch or farm property near a grazing district in a forest reserve who own more stock than the grazing unit, or persons whose stock have been regularly occupying and are dependent on range on a forest reserve.

Class 3.—Persons who do not own improved property near a grazing district in a forest reserve and whose stock have not been regularly occupying range or are not dependent on a forest reserve.

2. Applications from persons in class 3 may be refused if the applications from persons in classes 1 and 2 are for a number of stock equal to the maximum fixed by the Director under section 37 of these regulations.

40. An office fee of 25 cents shall be paid before any permit is issued. The Director shall fix the dues for grazing permits for each forest reserve. The minimum dues for a grazing permit for cattle or horses shall be five cents per head per month, and the maximum dues for such a permit shall be ten cents per head per month, but no permit shall be granted for less than twenty-five cents per head, except on a range classified by the Director as an "on and off range." On such a range reduction in the amount of dues may be made by the forest officer when issuing the permit, upon the receipt of satisfactory evidence by affidavit of the applicant for the permit, stating that his stock uses the range in so far as it is within the forest reserve during a portion only

of the grazing season, and giving an estimate of the use of that portion of the range within the forest reserve; or upon its being established by investigation by the forest officer that only partial use of the range within the forest reserve is made by such stock.

2. Reduction in the amount of the dues may be made by either of the following methods:

(*a*) by charging the full rate of dues for a proportion of the stock of the applicant which is grazed and which shall correspond with the proportion of the range in so far as it is within the forest reserve, that is grazed over by such stock;

(*b*) by charging for the full number of stock of the applicant, which is grazed, the proportion of the time that such stock is grazed within the forest reserve.

3. If the tract to be grazed over is enclosed by a fence the dues for a grazing permit may be increased to twenty-five cents per head per month or one dollar and fifty cents per head for the season.

4. The fees and dues for or in connection with any permit must be paid in full before it is issued.

5. The rate of dues charged for sheep shall be one-fourth of what is charged for cattle.

6. Stock which is the natural increase of a herd grazing within a forest reserve under permit shall be exempt from dues as follows:—

(*a*) Sheep under the age of four months.

(*b*) Other stock under the age of six months.

41. The Director of Forestry may establish a fixed number of stock as a grazing unit for each forest reserve, the basis of the minimum unit being the number of stock which can be carried during the winter in connection with a homestead or small ranch; and the number of persons to whom permits for grazing stock are issued in any grazing district may be increased to the number of grazing units which will be supported by the maximum limit for the grazing districts, and the number of stock grazed on the district by any one person may be reduced to the grazing unit on such scale of reduction as may be fixed by the Director, but any such reduction shall be made only at the close of a grazing season and shall not in any one year exceed 20 per cent of the total number of stock grazed in the grazing district by such person under permit.

42. All cattle and horses over six months old must be branded before being permitted to graze on the forest reserve.

43. When a permittee wishes to drive stock on the reserve he must, before doing so, give at least two weeks' notice to the forest ranger or the officer in charge of the reserve, by mail or otherwise, stating the number of stock to be driven in. Similar notice must also be given when the stock are to be removed. This section shall not apply to an "on and off range."

44. At the expiration of the permit the permittee shall remove his stock from the reserve, and if this is not done within fifteen days after the expiration of the permit the forest ranger or the officer in charge of the reserve may have the stock removed and the Department will assume no responsibility for the loss of the stock or for damage occasioned by them.

45. Any stock removed from the reserve before the expiration of the permit may be replaced by other stock, to an equal number, owned by the permittee.

46. If the stock are sold during the term of the permit the permit shall be surrendered and a new permit for the unexpired portion of the term will be issued free of dues to the purchaser of the stock.

47. All stock grazed under permit must be supplied with salt at such places and in such manner as may be designated by the forest officer.

48. The carcases of any animals on the reserves which die of infectious diseases must be burned, and any carcases which are in the vicinity of any supply or body of water or any habitation must be removed or buried by the owner in accordance with the instructions of the forest officer.

49. Permits for driving stock across a reserve may be granted by the forest officer in charge of the reserve on such conditions as he may deem necessary.

50. Any breach of the regulations or conditions of the permit by a permittee or failure to comply with the instructions of the officer in charge of the reserve or of the forest ranger shall render the permit liable to cancellation and, in the discretion of the Minister, the privilege of obtaining any further or other permit shall be withdrawn.

51. Any damage done to improvements on a forest reserve shall be repaired by the person responsible for such damage, whether the damage is the result of his own action, or the action of any person employed by him or of stock owned by him.

52. When it is considered necessary for the prevention of injury or contamination to any source of water supply, the officer in charge of the reserve may take such action as may be necessary for its protection and for that purpose may provide for the exclusion of stock therefrom by fencing or otherwise.

53. Any person owning or leasing unfenced land within a forest reserve who waives the right to the exclusive use of such land may be granted a permit free of dues for a number of stock equal to the number which can be carried on such land under the regulations for granting leases for grazing purposes on Dominion lands, namely, one head of cattle or horses for each twenty acres.

54. Whenever any live stock association, whose membership includes a majority of the owners of any class of live stock using a forest reserve or portion thereof, shall appoint a committee, an agreement on the part of which shall be binding upon the association, such committee, upon application to the Director, may be recognized as an advisory board for the association, and shall then be entitled to receive notice of proposed action and have an opportunity to be heard by the local forest officer in reference to increase or decrease in the number of stock to be allowed for any year, the division of the range between different classes of stock or their owners, or the adoption of special rules to meet local conditions.

55. The owner of any stock grazing on a forest reserve without a permit shall be liable to at least four times the regulation rate of dues for the number of stock so grazing, unless he can establish that the trespass was made without wilful intent, in which case at least double dues shall be charged.

2. Whenever it appears necessary for the benefit or protection of the live-stock industry in any grazing district the Director may require that no bulls be run on the range under permit except of such breeds and of such age as may be designated by him, and may also require the permittees to supply bulls in sufficient numbers to maintain a designated proportion between the number of bulls and the number of head of breeding stock run under permit, such proportion to be determined by the Director.

3. The running of stallions on the range on a forest reserve may be prohibited by the Director except during such period as he may determine to be necessary for breeding purposes.

4. Any forest officer may require the removal by the owner of any stock grazing on the reserve, whether under permit or not, of any animals which have any dangerous or infectious disease, or may himself remove such stock from the reserve.

5. The Minister may require that any cattle under two years of age which are permitted to graze on a forest reserve shall be vaccinated against blackleg.

DISPOSAL OF HAY.

56. Permits for cutting wild grass for hay on forest reserves may be granted by the Director or any officer acting under his instructions.

57. No permit shall be granted for a period greater than one year, and no permit shall be transferable. The cutting of hay shall not be permitted before the twenty-fifth day of July in any year or such other date as may be fixed by the officer in charge of the forest reserve.

58. (*a*) Any person holding a grazing or an occupation permit in a forest reserve or any actual settler residing in the vicinity of a forest reserve may be granted a permit for hay for use by stock owned by him on paying therefor at the rate of ten cents per ton.

(*b*) Permits may be granted to cut hay for barter or sale at the rate of fifty cents per ton, but such permits shall not be granted until after the twenty-fifth day of July in any year or such other date as may be fixed by the officer in charge as provided for in the preceding section.

(*c*) The fee for a permit shall be twenty-five cents. The fee and dues in connection with a permit must be paid in full before the permit is issued and all previous permits must have been returned.

(*d*) Any person entitled to a hay permit who makes improvements on a hay meadow to the satisfaction of the forest officer shall be allowed a prior right to a permit on such hay meadow from year to year for a period not to exceed five years notwithstanding anything in these regulations.

59. Applications for permits for hay may be received at any time after the 1st day of April and permits may be granted at any time after the 1st day of May.

60. In case two or more applications are received on or before the 1st day of May in any year for permits to cut hay on one parcel of land, the officer in charge of the forest reserve shall have authority to make a division among the applicants or to put up the right to a permit to tender.

61. Any breach of the regulations by a permittee or failure to comply with the instructions of the officer in charge of the reserve or of the forest ranger shall render the permit liable to cancellation and, in the discretion of the Minister, the privilege of obtaining any further or other permit shall be withdrawn.

SEIZURES.

62. (*a*) All hay cut within a forest reserve without proper authority shall be liable to seizure, whether in the possession of the person by whom it was cut or of any other person, and whether it has or has not been removed from the reserve; and the person by whom the hay was cut shall in the discretion of the Minister forfeit all right to obtain a permit within a forest reserve in addition to any other penalty provided by the Dominion Forest Reserves Act or by these regulations.

(*b*) Unless the person who cut the hay can establish to the satisfaction of the officer in charge of the forest reserve that the cutting was done without wilful intent to contravene the regulations, the hay shall be confiscated and may be disposed of by public auction after proper advertisement, and, if no bid equal to the amount due the Government is received, may be disposed of by private sale.

(*c*) If it is established that the cutting was done without wilful intent to contravene the regulations the hay may be released on payment of dues at the rate of one dollar per ton on the hay seized, which may be collected whether the hay is partly covered by permit or not.

63. (*a*) If hay has been cut on a forest reserve without authority and has been removed beyond the reach of the forest officers, the person responsible for the cutting, whether done by himself or some person employed by him, shall be liable to a penalty of not less than one dollar and not exceeding three dollars for each ton of hay unlawfully cut.

USE OF LANDS UNDER LEASE OR PERMIT.

64. The Minister is authorized to lease lands for the following purposes, and under the conditions hereinafter provided: (*a*) Surface rights for mining claims; (*b*) schools, churches, club-houses, sanitaria and cemeteries; (*c*) summer resort lots.

CONDITIONS GOVERNING THE LEASING OF LANDS FOR ABOVE PURPOSES.

(*a*) The owner or lessee of a mining claim may acquire under such form of lease and on such terms as may be approved by the Minister such portion of the surface rights on lands within the boundaries of the claim as is necessary for the proper working of the mine, the term of the lease not to exceed the term of the lease of the mining rights or in any case a term of twenty-one years.

(*b*) Leases of surface rights may be granted on such conditions and for any period not exceeding twenty-one years, for such areas as may be determined by the Minister for schools, churches, club-houses, sanitaria and cemeteries, and may be renewed for like periods from time to time, if the conditions of the lease have been complied with.

(*c*) Leases for building lots within duly established summer resorts, on such form as is approved by the Minister, may be granted for a period of forty-two years renewable in like periods at a rental to be fixed by the Minister. Such rental shall be subject to readjustment in the year 1920 and at the end of each period of ten years thereafter. Before a lease is issued in favour of any applicant he shall be required to execute an agreement by which he will undertake to erect and complete within one year, to the satisfaction of the forest officer in charge of the reserve, a building for residential purposes according to plans and specifications previously approved by the said forest officer, and on fulfilment of the terms of the agreement the lease shall be granted. No building shall be erected or used for other than residential purposes except by special authorization of the Minister.

(*d*) Leases shall not be transferable without the written consent of the Minister.

65. Permits for periods not exceeding one year for the construction of buildings, fences or other works or structures on forest reserves and the occupation of the lands necessary for any purpose authorized by the regulations may be granted by the Director or any other officer acting under his instructions, subject to such terms and conditions as may be determined by the Minister. The Minister may in his discretion put the right up to tender.

(*a*) Permits shall be renewable from year to year subject to the provisions of these regulations.

66. Permits at the minimum fee of twenty-five cents may be granted:—

(*a*) To hunters, trappers, prospectors and fishermen for cabins.

(*b*) To grazing permittees for cabins, corrals, drift-fences, stock-watering tanks and dipping-vats.

(*c*) To lessees of lots in summer resorts in forest reserves for boat-houses.

(*d*) To any person, or number of persons co-operating who hold proper water records, for the construction of flumes, dams, or other structures in forest reserves to be used to obtain water for irrigating the land or lands of such

person or persons, provided that no company engaged in or incorporated for the purpose of selling, leasing or otherwise disposing of land or water as a commercial enterprise shall be entitled to a permit as herein provided.

(*e*) For mill-sites, logging railways, tramways, flumes, chutes, dams or other structures required by persons authorized to cut timber on public lands.

(*f*) For works for municipal water supply.

(*g*) For roads and trails.

67. Permits at a scale of fees to be fixed by the Minister may be granted:—

(*a*) For enclosing pastures not to exceed such area as may be fixed for each reserve by the Minister.

(*b*) For saw-mills, stopping-places, restaurants, stores, summer-houses and boat-houses, and for any other buildings required for temporary purposes.

(*c*) For irrigation works not otherwise provided for.

68. Permits for periods not to exceed one year for the cultivation of land in special cases approved by the Minister where it is necessary to improve the production of feed for stock, may be granted on such terms as may be determined by the Minister.

69. All leases and permits granted under these regulations shall be issued subject to the right of the Minister to construct or authorize the construction of roads, trails or telephone lines on or across the lands included in such lease or permit, and shall also be subject to a reservation of a public shore allowance of at least sixty-six feet in width, measured from high-water mark along all lakes, rivers or streams.

70. Lessees and permittees must keep their buildings and premises in a neat and sanitary condition, and shall be subject to all the regulations in force in the forest reserves and to the directions of the forest officers in giving effect to such regulations.

71. In such portions of any reserve where restrictions on camping are determined by the director to be necessary, camping shall only be permitted under permit.

72. The public will be permitted to picnic in the forest reserve without special permit, but where land is specially set aside for this purpose may be required to use such land only.

73. No permit granted under these regulations shall be transferred without the consent of the Minister.

74. Any permit granted under these regulations may be cancelled for failure to comply with the conditions on which it is issued or for any breach of the regulations relating to forest reserves.

TOWNSITES.

75. The Minister may establish townsites in forest reserves in his discretion, may subdivide the townsites into lots and may lease the lots, fixing rentals and terms of payment, subject to the following conditions:—

(*a*) The lease of each lot shall be subject to the lessee's entering into an agreement to erect within one year a building satisfactory to the forest officer in charge of the reserve, and no lease shall be issued until the terms of the agreement have been complied with. Agreements shall not be transferable. Failure to fulfil an agreement shall render it liable to cancellation.

(*b*) If the townsite is being established in connection with mining or other industrial operations, the company carrying on such operations may be permitted by the Minister to lease such number of lots as may be necessary for the erection of buildings in connection with the operations, without restrictions as to the buildings on individual lots.

(*c*) A suitable number of lots may be reserved by the Minister for public purposes.

HUNTING.

76. In any portion of a forest reserve proclaimed as a game preserve no game shall be hunted, taken or killed, and any further regulations necessary for this purpose may be made by the Minister.

77. Forest officers shall have authority at any time to destroy predatory, noxious or dangerous animals, and to carry firearms for that purpose.

FISHING.

78. (*a*) Fishing in any other manner than by angling and trolling is prohibited.

(*b*) Angling or trolling is prohibited except under permit. Provided, however, that in any waters in British Columbia, and in any waters not frequented by trout, grayling or Rocky Mountain whitefish, angling or trolling may be carried on by resident British subjects without a permit.

(*c*) Every British subject resident in the province for which it is issued shall be eligible for an angling and trolling permit. The annual fee for such permit shall be one dollar.

(*d*) Every non-resident shall be eligible for an angling and trolling permit, the fee for which shall be one dollar for a single day, or five dollars for the season.

(*e*) Permittees must carry their permits with them and produce them at the request of a forest or fishery officer.

(*f*) Subject to the provisions and restrictions of these regulations a permit granted under the regulations established by Order in Council to govern fishing outside of forest reserves shall entitle the permittee to the privilege of fishing in a forest reserve.

(*g*) Permits to fish by angling or trolling in forest reserves may be issued by a forest officer or any other person appointed for that purpose by the Minister.

CLOSE SEASONS.

79. The following close seasons are established for the provinces of Alberta and Saskatchewan:—

(*a*) In waters in that portion of Alberta northward from the international boundary line to and including the Bow river and its tributaries, no one shall fish for, catch or kill any trout (other than lake trout) grayling or Rocky Mountain whitefish from the 1st day of November in each year to the 30th day of June following, both days inclusive.

(*b*) In the Red Deer river and its tributaries, and the North Saskatchewan river and its tributaries, no one shall fish for, catch or kill any trout, grayling or Rocky Mountain whitefish from the 1st day of September in each year to the 30th day of April following, both days inclusive.

(*c*) In the Athabaska river and its tributaries, no one shall fish for, catch or kill any trout, grayling or Rocky Mountain whitefish from the 1st day of November in each year till the 31st day of May following, both days inclusive.

(*d*) In any waters which are frequented by lake trout and in which no netting is allowed no one shall fish for, catch or kill any lake trout from the 1st day of September in each year until the 30th day of April following, both days inclusive.

(*e*) In waters north of or intersected by the 54th parallel of north latitude between the eastern boundary of Saskatchewan and the 109th meridian, and in waters north of or intersected by the 55th parallel of north latitude between the 109th meridian and the western boundary of Alberta, no one shall fish for, catch, or kill any whitefish, tullibee, or lake trout from the 1st day of October to the 30th day of November, both days inclusive, in each year; provided that in unsettled districts where no fishing is done for purposes other than local consumption, this close season may, by direction of the Minister, be modified to meet changing conditions.

(*f*) In all other portions of the province of Saskatchewan north of township 51, and of the province of Alberta north of township 55, no one shall fish for, catch, or kill any whitefish, tullibee, or lake trout from the 15th day of September to the 15th day of December following, in each year, both days inclusive.

(*g*) No one shall fish for, catch, or kill any pike (jackfish), pickerel (doré), perch, or goldeyes from the 1st day of April to the 15th day of May, in each year, both days inclusive, except in the northern districts specified in paragraph 'e.'

(*h*) No one shall fish for, catch, or kill any sturgeon from the 15th day of May until the 15th day of June following, in each year, both days inclusive.

80. In the forest reserves in the province of British Columbia no person shall fish for, catch, or kill any trout from the 1st day of November in each year to the 15th day of June following, both days inclusive, except as hereinafter provided.

(*a*) In Paul lake, in the Niskonlith forest reserve, the season during which the catching or killing of trout is prohibited shall expire on the 15th day of May, in each year.

(2) In the forest reserves in the province of Manitoba no person shall fish for, catch or kill any pike (jackfish), pickerel (doré), perch or goldeyes, from the 15th day of April to the 20th day of June, in each year, both days inclusive, nor any trout or whitefish from the 15th day of September to the 19th day of November, in each year, both days inclusive.

SIZE LIMIT.

81. (*a*) No cut-throat trout, rainbow trout, grayling or Rocky Mountain whitefish less than nine inches in length, nor any pickerel (doré) less than twelve inches in length, shall be retained or kept out of the water, and any one who takes or catches such fish of less than the minimum measurement named (which measurement shall be from the point of the nose to the centre of the tail) shall return such fish to the water from which it was taken, alive and uninjured.

(*b*) No lake trout less than fifteen inches in length shall be retained or kept out of the water, and any one who takes or catches such fish of less than the minimum measurement named (which measurement shall be from the point of the nose to the centre of the tail) shall return such fish to the water from which it was taken, alive and uninjured.

PER DIEM CATCH.

82. (a) No one shall in one day catch and retain more than twenty cut-throat trout, rainbow trout, or Rocky Mountain whitefish, or of the different species named, than will in the aggregate amount to more than twenty fish.

(*b*) No one shall catch and retain more than five lake trout in one day.

(*c*) No one shall in one day catch and retain more than ten pickerel (doré).

FISHING GEAR.

83. In angling or trolling for cut-throat or rainbow trout, a gang of hooks shall not be used, nor shall more than three hooks be used on any one line, which hooks shall be a sufficient distance apart to prevent a fish from being hooked on more than one hook at the same time.

(*a*) No one without lawful excuse, the proof whereof shall lie on him, shall have in his possession any net, spear, night-line or any other tackle or appliance for taking fish in contravention of these regulations.

(*b*) No one without lawful excuse, the proof whereof shall lie on him, shall have in his possession, any fish under the legal limit in size or above the legal limit in numbers; nor shall any one have in his possession any fish or portion thereof during the close season for such fish.

84. Notwithstanding anything in these regulations a permit granted under the regulations established in pursuance of the Fisheries Act to govern net fishing outside of forest reserves, shall entitle the permittee to the privilege of fishing with nets or other apparatus in accordance with such regulations in forest reserves as follows:— In Manitoba and Saskatchewan, in waters north of or intersected by the north boundary of township 51; and in Alberta, in waters north of or intersected by the north boundary of township 55.

85. The Minister may close any waters from fishing for such term as is necessary, and may also prohibit camping on the shores of such waters.

(*a*) For the encouragement of any particular species of fish the Minister may modify the period of the close season and may authorize the destruction or removal of noxious or undesirable fish.

POWERS OF FOREST OFFICERS AND PENALTIES.

86. (*a*) Any forest officer may on view, without warrant or legal process, arrest and bring before a justice of the peace, to be dealt with according to law, or may on view arrest and remove from the reserve, any person found violating any provision of the Dominion Forest Reserves and Parks Act or any regulations made thereunder.

(*b*) Any forest officer may seize, whether within a reserve or elsewhere, all timber cut or removed, all mineral removed, all animals, birds and fish captured or killed, and within a reserve may seize all firearms, ammunition, explosives, spears, traps, nets, rods, lines, tackle and appliances used or found in the possession of any person without lawful authority or in contravention of any provision of the Dominion Forest Reserves and Parks Act or of any regulations made thereunder, and when so seized they shall be disposed of as directed by the Minister.

(*c*) For the purpose of searching for anything mentioned in paragraph 'b' of this section, any forest officer may, without warrant or legal process, enter and search any house, dwelling, structure or camp within a reserve, or within ten miles of the boundary of a reserve.

(*d*) An arrest, removal, seizure or confiscation shall not relieve the offender from any other penalty to which he may be liable under the Dominion Forest Reserves and Parks Act or otherwise.

87. As provided by Section 20 of the Dominion Forest Reserves Act, any person violating any provision of these regulations shall, in addition to any civil liability thereby incurred, be liable, on summary conviction, to a penalty of not more than one hundred dollars, and in default of immediate payment of such penalty and of the cost of prosecution such person may be imprisoned with or without hard labour for any term not exceeding six months.

88. Every holder of a lease, permit or other privilege within a forest reserve shall place himself, his agents, and employees at the disposal of the forest officer for the purpose of fighting fire on or threatening such reserves, whenever so required by the forest officer. Refusal to perform this service shall render such lease, permit, or other privilege liable to cancellation. This service shall be given free whenever the fire threatens the land or improvements of the holder of such lease, permit, or other privilege. In other cases such service will be paid for at the usual rate for fire-fighting in force in the forest reserve.

89. On special instructions of the Minister and until otherwise ordered by him permits as provided for in these regulations may be issued by the Dominion Timber or Land Agent for the district in which any forest reserve is situated.

90. Any person entering, passing into, across or through any part of a forest reserve shall, when required so to do by any forest ranger or any other officer having charge of or jurisdiction within the reserve, truthfully answer any inquiries made of him by such ranger or officer as to his name, his post-office address, the duration or the proposed duration of his stay in the reserve and the portion thereof he intends to visit or has visited, and shall give other information of a similar nature as such ranger or officer may ask from him. If such information is not satisfactory to the forest officer he may require such person to remove from the reserve.

91. Persons who render themselves obnoxious by disorderly conduct or bad behaviour or who violate any of the regulations of the reserves may be summarily removed from the reserve and will not be allowed to return without permission in writing from the officer in charge.

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