## SURVEYING MINING CLAIMS.

DEPARTMENT OF THE INTERIOR. GENERAL LAND OFFICE, WASHINGTON, D. C., November 20th, 1873.

SIR. - Information has reached this Office that deputies, in survey- vey as to the identity of monu- U.S. Surveyor General. ing mining claims, are in the habit ments, marks or boundaries, which of following the direction of the cannot be determined by a referparties in interest instead of adhering to the lines established in the should take testimony in the manoriginal location of such claims, and thus in effect making a private veys of claims located prior to May instead of an official survey.

whether local or general, the loca- originally established, marked and tion of a claim in such a manner as recorded, make the survey accordto give notice to all the world of ingly. the nature and extent of the same is not only indispensable, but in tions to your deputies, requiring a printer to get cash for his bills. most cases mining claims are initiated thereby, and all subsequent surveying mining claims under the committed, Dec. 4, six miles from

A failure to make and record the fore prescribed. location in accordance with the law and regulations in force at the date turns of surveys of mining claims, of the location will defeat the I am satisfied that in many inclaim, and if it is not made with stances the deputy surveyors certisuch definiteness as to operate as fy to the value of improvements B-o-r-u-c-k!"—and as he straightnotice to all persons seeking to ac- without ascertaining whether such qure rights to mining lands, it will be void for uncertainty.

It follows, therefore, that in making surveys of mining claims, it becomes essentially necessary to ascertain the boundaries thereof as for survey or by those from whom and nearly three feet in diameter at established by the original location, he derives title. for the rights of the claimant are limited and defined by such boundaries.

To make a survey in accordance with other lines or boundaries is tantamount to make a new location of provements upon the claim. the claim, and the rights of admay be interfered with and defeated thereby.

The practice of making surveys according to the dictation of parties in interest, instead of in accord- the applicant or by the persons Greeley and T. C. Plunkett. As ance with the original location, has from whom he derives title. already caused great confusion and been productive of great injury to

bona fide claimants. You will therefore require the aption, properly certified to by the recorder having charge of the records county of-, andof mining locations in the district where the claim is situate, and claims to be made in strict conformade prior to the passage of the mining act of May 10, 1872, is not therein to natural objects and persufficiently definite and certain to enable the deputy to make a correct survey therefrom, he should, after reasonable notice in writing, to be served personally or through the United States mail on the applicant for survey and adjoining grantors, is not less than five hunclaimants whose residence or postoffice address he may know or can ascertain by the exercise of reasonable diligence, take the testimony of neighboring claimants and other persons who are familiar with the boundaries thereof as originally located and asserted by the locators of the claim, and after having ascertained by such testimony the boundaries as originally established he should make a survey in accordance therewith, and transmit full and correct returns of survey, accompanied by the copy of the record of location, the testimony, and a copy of the notice served on the claimant and adjoining proprietors, certifying thereon when, in what

made. location must be distinctly marked by certify that they furnish such on the ground, so that its bounda- an accurate description of said ries can be readily traced," and mining claim as will, if incorporat-"that all records of mining claims ed into a patent, serve fully to located by reference to some natu- the locus thereof. ral object or permanent monument. as will identify the claim."

These provisions of the law must be strictly complied with in each thereon by the applicant and his case to entitle the claimant to a survey and patent, and therefore should a claimant under a location made subsequent to the passage of the mining act of May 10, 1872, who plicant or his grantors upon the has not complied with said requirements in regard to marking the location upon the ground and recording the same, apply for a survey, you will decline to make it.

The only relief for a party under such circumstances will be to make a new location in conformity to law and regulations, as no case will be approved and patented by this Of-

fice, unless these and all other proplied with.

with in the matter of marking the the foregoing instructions. location on the ground and recording the same, and any question arises in the execution of the surence to the record, the deputy ner hereinbefore prescribed for sur-10, 1872, and having thus ascertain-Under all laws and regulations, ed the true and correct boundaries

them to abandon the practice of proceedings are based upon and direction of parties in interest, and Visalia. G. Barry was stopped by to conform to the rule as hereinbe-

From an examination of the reimprovements are made by the

claimant or his grantors, or not. No improvements should be included in the estimate unless they have been made by the applicant attained some eighty feet in hight

upon other locations, or by other extensively in transplanting. claimants, should not be taken into

attached to the field-notes of sur- discovery. vey by the Surveyor General:

---, has been correctly copied from the original notes of said surand that such reference is made manent monuments as will perpetuate and fix the locus thereof.

"I further certify that the value of the labor and improvements upon the said mining claim, placed thereon by the claimant and his ments consist of-(Here describe Chemists and Druggists, NEW YORK. the improvements made by the applicant and his grantors upon the claim.) I further certify that the plat thereof filed in the U.S. land office at ---- is correct and in conformity with the foregoing field-notes.

"U. S. Surveyor General "U. S. Surveyor General's Office,

"---, 187 ."

The following certificate will be indorsed upon each plat by the Surveyor General, viz:

"The original field-notes of the manner, and on whom service was survey of the -----, from which this plat has been made, have The act of Congress of May 10, been examined and approved and 1872, expressly provides that "the are on file in this office, and I herehereafter made shall contain the identify the premises; and that name or names of the locators, the such reference is made therein to date of the location, and such a natural objects and permanent modescription of the claim or claims, numents as will perpetuate and fix

"I further certify that the value of the labor and improvements upon the said mining claim, placed grantors, is not less than five hundred dollars, and that said improvements consist of —(Here describe the improvements made by the apclaim). And I further certify that this is a correct plat of said mining claim or premises, made in conformity with said original field notes of survey thereof.

"U. S. Surveyor General "for ----"U.S. Surveyor General's Office, "\_\_\_\_\_, 187 ."

You will acknowledge the revisions of law are substantially com- ceipt hereof, and issue the necesssary instructions to your deputies If the law has been complied to secure a strict compliance with

Very respectfully, WILLIS DRUMMOND, Commissioner.

## WESTERN NOTES.

The experiment of growing coffee is to be tried in Gilroy, Cal., from coffee trees brought from the Sandwich Islands.

The Santa Barbara, Cal., Press thinks it must be easier for a Sheriff You will at once issue instruc- to collect delinquent taxes than for

Another highway robbery was two men on horseback and relieved of nearly \$200.

A railroad legislator in Sacramento the other night was discovered holding on to a lamp-post and ened up remarked, "Well, I'm glad that's through with."

Redwood trees planted in Santa Cruz, Cal., fifteen years ago have the base. This ought to be an en-The value of improvements made | couragement for others to engage

The Truckee Republican of No-You will so instruct your depu- The ledge was discovered by A. certify in each instance that the cattle. The quartz contains free improvements and expenditures gold, which is plainly perceptible, considered by them in their esti- and assayed in San Francisco \$350 mate, and which they must des- per ton. The ledge has been locaeribe in their report, were made by ted by A. Berg, E. Ellen, R. P. M. soon as the snow disappears work The following certificate will be will be commenced upon the new

A monster hotel capable of ac-"I certify that the forgoing tran- commodating 1,200 guests is to be plicant for a survey to furnish a script of the field-notes of the sur- built in San Francisco by two vey of the --- mining claim, prominent capitalists. The new situate in --- mining district, hotel will occupy the land bounded by New Montgomery, Market, Annie and Jessie streets, having cause all official surveys of mining vey on file in this office; the said gomery street, 344 feet; Market field-notes furnish such an accurate street, 275 feet; Annie, 304 feet, and mity to the lines established by description of said mining claim as Jessie, 225 feet, covering a space of the original location as recorded; will, if incorporated into a patent, 92,200 feet. The edifice will be serve fully to identify the premises; called the Palace Hotel, is to be six stories high, and will have cost when completed \$850,000.

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ments consist of- (Here describe Manufactured only by Hegeman & Co.,

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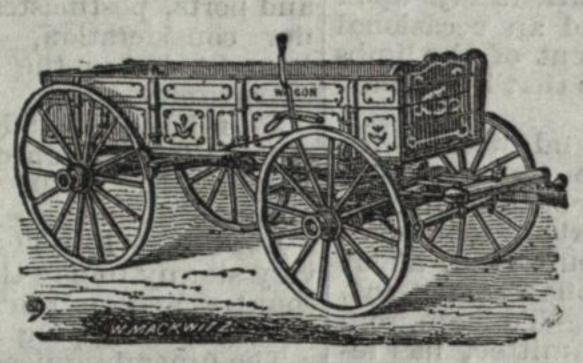
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# consideration, but excluded by deputies in their estimate of improvements upon the claim. vember 4th, records the discovery land was about five miles north of that town.

joining locators who have complied ties, and hereafter require them to Berg, while engaged in hunting And any article not usually kept in a Merchant's Stock we import for a trifling commission on cost and freight.

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w40 tf

W. H. HOOPER, Superintendent.

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