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## Mineral Titles Online

### Placer Claim Amendment

### Confirmation

**Recorder:** KOSITSIN, CHRIS (CKOSITSIN\_P)    **Submitter:** KOSITSIN, CHRIS (CKOSITSIN\_P)

**Recorded:** 2014/JAN/10

**Effective:** 2014/JAN/10

**D/E Date:** 2014/JAN/14

**Event Number:** 5485153

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## Mineral Titles Online

### Placer Claim Amendment

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Recorder: KOSITSIN, CHRIS (CKOSITSIN\_P)    Submitter: KOSITSIN, CHRIS (CKOSITSIN\_P)

Recorded: 2014/JAN/10

Effective: 2014/JAN/10

D/E Date: 2014/JAN/14

#### Comments:

Sec 40 Order-Reduce Work Credit by 1 yr

#### New Info of Tenures:

Tenure Number	Claim Name / Property	Tag Number	Issue Date	GTD	Mining Div	Term Type	Term Date	Term Comments
1015522	GOLD HILL - PLACER		2012/dec/27	2013/nov/11				
523072	CHUNKY GOLD		2005/dec/01	2013/dec/01				
594158	CABIN		2008/nov/11	2013/dec/11				

#### Original Info of Tenures:

Tenure Number	Claim Name / Property	Tag Number	Issue Date	GTD	Mining Div	Term Type	Term Date	Term Comments
1015522	GOLD HILL - PLACER		2012/dec/27	2014/nov/11				
523072	CHUNKY GOLD		2005/dec/01	2014/dec/01				
594158	CABIN		2008/nov/11	2014/dec/11				

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IN THE MATTER OF A COMPLAINT PURSUANT TO  
SECTION 40 OF THE MINERAL TENURE ACT  
R.S.B.C. 1996, CHAPTER 292

AND

IN THE MATTER OF STATEMENT OF WORK EVENT NUMBERS 5124482 AND 5124486,  
PLACER CLAIMS 560136, 571451, 571466 AND 594160 (AMALGAMATED TO 1015522),  
523072 AND 594158

**ORDER OF THE DEPUTY CHIEF GOLD COMMISSIONER**

UPON RECEIPT of the a complaint by Mr. Darren Hubner, the complainant, pursuant to section 40(1)(b), regarding STATEMENT OF WORK EVENT NUMBERS 5124482 AND 5124486.

AND UPON receiving the report of Mr. Don Smith, Mineral Title Inspector, Kamloops, British Columbia dated August 13, 2013, following the investigation of the facts relevant to the grounds of the said complaint;

AND UPON reviewing the said report of Mr. Don Smith, dated August 13, 2013 following the investigation of the facts relevant to the grounds of the said complaint;

AND UPON reviewing the said report and any representations made by the complainant or the registered holder under section 40(6);

I, Mark Messmer, Deputy Chief Gold Commissioner for the Province of British Columbia, order the good to dates of placer claims 1015522, 523072 and 594158 be moved back by one year to reflect the cancellation of the registered work value for event numbers 5124482 AND 5124486, effective as of the date of this order.

Mark Messmer  
Deputy Chief Gold Commissioner

Dated at Vancouver, British Columbia  
this *10th* day of *January* 2014

File No. 13825-02-1384

**Reasons for Decision of the Deputy Chief Gold Commissioner**  
***Mineral Tenure Act Section 40***

**Issue:** Mr. Darren Hubner filed a complaint under Section 40(1)(b) of the *Mineral Tenure Act* on November 4, 2010 against Mr. Paul Ciupa regarding his statement of work event numbers 5124482 and 5124486 involving placer claims 560136, 571451, 571466, 594160, 523072, and 594158.

**File Number:** 13825-02-1384

**Background:**

- Mr. Ciupa is the recorded holder of placer claims 1015522 (amalgamated from 560136, 571451, 571466, and 594160), 523072, and 594158.
- Placer claim 1015522 is an amalgamation of placer claims 560136, 571451, 571466, 594160. The amalgamation was registered on December 27, 2012.
- Section 40(1)(b) of the *Mineral Tenure Act* (the Act) allows an interested person to make a complaint to the Chief Gold Commissioner (CGC), that a person has knowingly made a false statement or report under section 29, 33 or 33.1 or in a registration or application for a registration under section 29, 33 or 33.1.
- On August 24, 2012, Mr. Darren Hubner registered a complaint under Section 40(1)(b) alleging that Mr. Paul Ciupa knowingly made a false statement or report under section 33(1).
- Mr. Ciupa filed two statements of work. Event number 5124482 was registered on November 11, 2011 for placer claims 560136, 571451, 571466, and 594160. The second statement of work, event number 5124486 was also registered on November 11, 2011 for placer claims 523072 and 594158.
- The work documented in the reports was completed on May 5, 2011, October 2-4, 2011 and October 20, 2011 and the total amount of material excavated was recorded as 1 cubic metre. The map accompanying the work report shows that sites numbered 1, 2, 3, 6 and 7 are situated on legacy placer claim 415061.
- The Mineral Titles registry shows that placer claim 415061 forfeited on November 1, 2011.
- An inspection was conducted at the claim area on July 31, 2013 by Mr. Don Smith Mineral Titles and Mines Inspector with Mineral Titles Branch. Mr. Hubner attended this inspection and Mr. Ciupa did not attend the inspection.
- Don Smith had a telephone conversation with Mr. Ciupa, on July 29, 2013, and Mr. Ciupa acknowledged that some of the work sites described in the physical work report were located on legacy placer claim 415061 and that this claim was in good standing at the time the work was conducted. Mr. Ciupa advised that he was not aware that this claim held the rights to the placer minerals at the time when the work was conducted.
- Don Smith concluded from his field inspection that based on the position of the work sites shown on the work report map for SOW event 5124482 and the admission of Mr. Ciupa, five of the nine work sites indicated on the map are on ground that was held by legacy placer claim 415061.

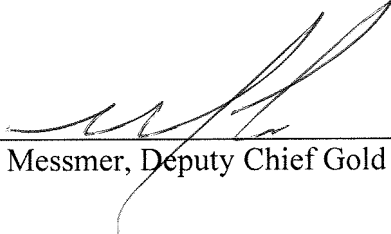
- Don Smith also noted that it would not be feasible to conduct placer mining activity in the area of the claims during the month of May due to the amount of snow pack in the area.
- Mr. Ciupa stated in the work report that a total of 1 cubic metre of material was excavated, however he did not indicate how much work was conducted on each claim group.
- Don Smith also noted that due to the annual erosion of unconsolidated materials in the creek beds and banks it was not possible to define any hand workings as noted in the work reports.
- Mr. Ciupa and Mr. Hubner were each sent a copy of Don Smith's inspection report along with a cover letter dated September 10, 2013, indicating they had 30 days to respond if they wished to make submissions regarding the inspection report.
- Mr. Ciupa wrote a letter in response to the inspection report of Don Smith. Mr. Ciupa's letter was received by Mineral Titles on October 10, 2013.
- On November 12, 2013, Mr. Hubner and Mr. Ciupa were sent a letter and a copy of Mr. Ciupa's submission to the Chief Gold Commissioner and were invited to make final submissions to the Chief Gold Commissioner no later than December 19, 2013.
- Mr. Hubner responded on December 2, 2013 to the Chief Gold Commissioner in with a response to Mr. Ciupa's letter of October 10, 2013. No further submissions were made by Mr. Ciupa.

**Decision of the Deputy Chief Gold Commissioner:**

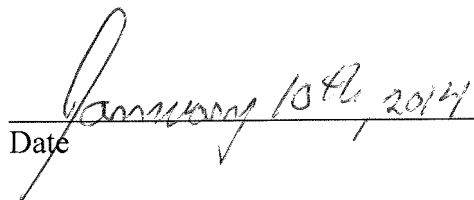
After reviewing the complaint form, the work reports filed by Mr Ciupa, Don Smith's field inspection report, and the correspondence from Mr. Hubner and Mr. Ciupa, I am of the opinion that Mr. Ciupa did not exercise adequate care and diligence in conducting physical work on his claims, and failed to accurately report and register this work to keep his claims in good standing.

Under the authority of Section 40(7)(c) of the *Mineral Tenure Act*, the following orders are made:

1. The good to dates of placer claims 1015522, 523072, and 594158 be moved back by one year to reflect the cancellation of the registered work value for event numbers 5124482 and 5124486.
2. Mr. Ciupa is to be granted an extension of time until June 30<sup>th</sup>, 2014 to be in compliance with Section 29 of the *Mineral Tenure Act* for placer claims 1015522, 523072, and 594158.

  
 \_\_\_\_\_  
 Mark Messmer, Deputy Chief Gold Commissioner

\_\_\_\_\_ Date

  
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