



IN THE MATTER OF THE DEPARTMENT OF MATTHEW CLARKE

ORDER

PURSUANT TO SECTION 89(1)(a) OF THE *PLACER MINING ACT*, S.Y. 2003, c. 13

Decision Maker: Diana Shawcross, Mining Recorder, Watson Lake Mining District

A. BACKGROUND

An inquiry for the purposes of making a decision pursuant to section 89(1) of the *Placer Mining Act* was held in Watson Lake, Yukon on October 1, 2021.

Service of due notice was proved to my satisfaction. Matthew Clarke was served notice and disclosure through registered mail. Tracking through Canada Post shows that the notice and disclosure was received on August 26, 2021.

Matthew Clarke was given a deadline of September 10, 2021, for the submission of relevant evidence for consideration.

Matthew Clarke did not submit any evidence to be considered in the inquiry.

At issue is the Application of Grant for Placer Mining submitted for placer claim "SKOTE" (P 522286), located on an unnamed right limit tributary of Yukon River, sworn by Matthew Clarke on November 30, 2020, in Dawson, Yukon. Matthew Clark made oath that on November 29, 2020, he did stake out the STROKE claim with two legal inscribed posts.

The evidence considered in the inquiry was:

- Application, staking sketch and lands review for claim P 522286.
- Inspection report 2392, completed by Natural Resources Officers James Logan and Brian Naef.

REASONS FOR ORDER

I considered the documents listed above. Natural Resources Officers James Logan and Brian Naef's completed inspection report includes their encounters with Matthew Clarke on February 22, 2021, their observations and photographs.

The evidence clearly demonstrates that Matthew Clarke did not firmly fix legal posts in the ground for the STOKE claim on November 29, 2021. Instead, upon meeting with Natural Resources Officers James Logan and Brian Naef on February 22, 2021, Matthew Clarke snowshoed to the claim and planted, in the fresh snow, two non-compliant boards, which he inscribed with the date of December 6, 2020.

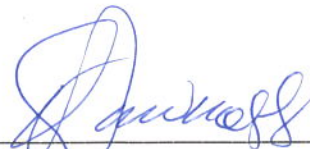
By swearing a false oath on November 30, 2020, that he had staked the STOKE claim on November 29, 2020, in compliance with the *Placer Mining Act*, Matthew Clarke is guilty of misrepresentation in the statement he swore to in the recording of placer claim STOKE (P 522286).

Further to swearing to a false statement of having complied with staking requirements on November 29, 2020, Matthew Clarke attempted to mislead the officers on February 22, 2021, with unreasonable explanations and freshly planted, non-compliant posts, which were inscribed with the date December 6, 2020. His unprincipled behavior once he encountered the Natural Resource Officers on February 22, 2021, demonstrates he was aware he had not complied with the *Placer Mining Act* when he made oath and swore his application.

B. ORDER

It has been proved to my satisfaction that Matthew Clarke is guilty of misrepresentation in the statement he swore to in the recording of placer claim STOKE (P 522286) under the provisions of the *Placer Mining Act*. Based upon my findings, pursuant to section 89(1) of the *Placer Mining Act*, **I order that Matthew Clarke be debarred from the right to obtain a Grant or Renewal of a Grant of a Claim issued under the *Placer Mining Act* for a period of five (5) years commencing on October 28, 2021.**

Dated at Watson Lake, Yukon this 28th day of October, 2021.



Diana Shawcross, Watson Lake Mining Recorder