

No. 11.

Mr. Bourke to Mr. Herbert.

Sir,

Foreign Office, January 5, 1875.

WITH reference to Lord Tenterden's letter of the 18th ultimo, I am directed by the Earl of Derby to transmit to you, to be laid before the Earl of Carnarvon, a copy of a despatch from Sir E. Thornton,* inclosing correspondence, from which it appears that the United States' authorities assert that Canadian vessels have not been excluded from the use of the canals in the United States.

I am, &c.
(Signed) ROBERT BOURKE.

No. 12.

Mr. Malcolm to Mr. Bourke.—(Received January 29.)

Sir,

Downing Street, January 28, 1875.

IN reply to your letter of the 5th instant, I am directed by the Earl of Carnarvon to transmit to you, for the information of the Earl of Derby, a copy of a despatch which has been addressed to the Governor-General of Canada with regard to the denial by the United States' authorities of the statement of the Canadian Government that Canadian vessels are excluded from the canals in the United States.

I am, &c.
(Signed) W. R. MALCOLM.

Inclosure in No. 12.

The Earl of Carnarvon to the Earl of Dufferin.

My Lord,

Downing Street, January 12, 1875.

I HAVE the honour to inform you, with reference to your despatch of the 19th of November, that I have received, through the Foreign Office, copies of the two notes which the United States' Secretary of State has addressed to the British Minister at Washington, a reply to the representation made by your Government on the subject of the exclusion of British subjects from the State canals referred to in the XXVIIth Article of the Treaty of Washington.

From the latter of these notes, copies of which appear to have been communicated to you by Sir E. Thornton, I learn that the Governor of the State of New York asserts positively that British and Canadian vessels are not prohibited from navigating the canals on the same terms as American vessels; and that the Auditor of the Canal Department declares that he is not aware of any instance in which a Canadian vessel has been prevented from entering the canals.

I should be glad if your Lordship would furnish me with some information as to the grounds on which your Government founded their representation, and intimate to me whether they continue to be of opinion that there was cause for it.

I have, &c.
(Signed) CARNARVON.

No. 13.

Mr. Malcolm to Lord Tenterden.—(Received March 12.)

Sir,

Downing Street, March 11, 1875.

WITH reference to my letter of the 28th of January, I am directed by the Earl of Carnarvon to transmit to you, for the information of the Earl of Derby, a copy of a despatch from the Governor-General of Canada, inclosing a Minute of the Canadian Privy Council, stating the grounds on which the representation that British subjects were excluded from the canals in the United States was founded.

I am, &c.
(Signed) W. R. MALCOLM.