

said Commissioners shall, by a Report or Declaration, under their Hands and Seals, designate the Boundary through the said River, Lakes, and Water-communications, and decide to which of the two Contracting Parties the several Islands lying within the said River, Lakes, and Water-communications, do respectively belong, in conformity with the true intent of the said Treaty of 1783.\* And both Parties agree to consider such designation and decision as final and conclusive. And in the event of the said two Commissioners differing, or both, or either of them refusing, declining, or wilfully omitting to act, such Reports, Declarations, or Statements, shall be made by them, or either of them, and such reference to a Friendly Sovereign or State, shall be made in all respects as in the latter part of the IVth Article is contained, and in as full a manner as if the same was herein repeated.

VII. It is further agreed that the said two last-mentioned Commissioners, after they shall have executed the duties assigned to them in the preceding Article, shall be, and they are hereby authorized, upon their Oaths, impartially to fix and determine, according to the true intent of the said Treaty of Peace of 1783, that part of the Boundary between the Dominions of the two Powers, which extends from the Water-communication between Lake Huron and Lake Superior, to the most North-western point of the Lake of the Woods, to decide to which of the two Parties the several Islands lying in the Lakes, Water-communications and Rivers forming the said Boundary, do respectively belong, in conformity with the true intent of the said Treaty of Peace of 1783; and to cause such parts of the said Boundary, as require it, to be surveyed and marked.

The said Commissioners shall, by a Report or Declaration, under their Hands and Seals, designate the Boundary aforesaid, state their decision on the points thus referred to them, and particularize the Latitude and Longitude of the most North-western point of the Lake of the Woods, and of such other parts of the said Boundary as they may deem proper. And both Parties agree to consider such designation and decision as final and conclusive. And in the event of the said two Commissioners differing, or both, or either of them refusing, declining, or wilfully omitting to act, such Reports, Declarations, or Statements shall be made by them, or either of them, and such reference to a Friendly Sovereign or State, shall be made in all

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\* See extract, page 9.