

And as to the third point, to wit: the question, which is the boundary to be traced from the River Connecticut, along the parallel of the 45th degree of north latitude, to the River St. Lawrence, named in the treaties, Iroquois and Cataraqui.

Considering, That the high interested parties differ in opinion as to the question, whether the treaties require a fresh survey of the whole line of boundary from the River Connecticut to the River St. Lawrence, named in the treaties, Iroquois or Cataraqui, or simply the completion of the ancient provincial surveys.

Considering, That the fifth article of the Treaty of Ghent of 1814 does not stipulate that such portion of the boundaries, which may not have hitherto been surveyed, shall be surveyed. but declares that the boundaries have not been, and establishes that they shall be, surveyed.

That in effect such survey ought, in the relations between the two powers, to be considered as not having been made from the Connecticut to the River St. Lawrence, named in the Treaties Iroquois or Cataraqui, since the ancient survey was found to be incorrect, and had been ordered, not by a common accord of the two powers, but by the ancient provincial authorities.

That in determining the latitude of places it is customary to follow the principle of the observed latitude.

And that the Government of the United States of America has erected certain fortifications at the place called Rouses' Point, under impression that the ground formed part of their territory—an impression sufficiently authorized by the circumstance that the line had, until then, been reputed to correspond with the 45th degree of north latitude.

We are of opinion that it will be suitable (*il conviendra*) to proceed to fresh operations to measure the observed latitude, in order to mark out the boundary from the River Connecticut along the parallel of the 45th degree of north latitude to the River St. Lawrence, named in the Treaties Iroquois or Cataraqui, in such a manner, however, that in all cases at the place called Rouses' Point, the territory of the United States of America shall extend to the fort erected at that place, and shall include said fort and its kilometrical radius (*rayon kilometrique*.)

Thus done and given under our royal seal at the Hague, this tenth day of January, in the year of our Lord one thousand eight hundred and thirty-one, and of our reign the eighteenth.

WILLIAM.

VERSTOLK DE SOELEN, Minister of Foreign Affairs.