

British side, unless a further time be allowed by the Commissioners on application. But as soon as the evidence in support of the British case is closed, that in support of the United States' shall be commenced, and as soon as that is closed, the evidence in reply shall be commenced. After which arguments shall be delivered on the part of the United States in writing within a period of ten days, unless a further time be allowed by the Commissioners on application; and arguments in closing on the British side shall be delivered in writing within a further period of ten days unless a further time be allowed by the Commissioners on application. Then the case on either side shall be considered as finally closed, unless the Commissioners shall direct further arguments upon special points; the British Government having in such case the right of general reply, and the Commissioners shall at once proceed to consider their award. The periods thus allowed for hearing the evidence shall be without counting any days of adjournment that may be ordered by the Commissioners.

4. The Commissioners shall meet from day to day at the place appointed unless otherwise adjourned.

5. The Secretary shall keep a record of the proceedings of the Commission upon each day of its session, which shall be read at the next meeting, and signed, after approval, by the Commissioners, the Secretary, and the Agents.

6. The Secretary shall keep a notice book, in which entries may be made by the Agent or Counsel for either Government, and all entries in such book shall be due notice to the opposing Agent or Counsel.

7. The Minutes of proceedings and evidence shall be kept in duplicate, one of which will be delivered to the Agent of each Government at the close of the proceedings.

8. One Counsel only shall be allowed to examine a witness, and one Counsel only to cross-examine the same witness, unless otherwise allowed by the Commissioners.

9. The oral evidence shall be certified by the reporters taking the same.

10. The Secretary will have charge of all the books and papers of the Commission, and no papers shall be withdrawn from the files or taken from the office without an order of the Commission. The Agent or Counsel on either side shall, however, be allowed access to such books and papers for purposes of reference, and at the close of the proceedings books and papers filed shall be returned to the respective parties who may have produced them.

11. All witnesses shall be examined on oath or solemn affirmation, and *ex parte* affidavits are to be admitted.

12. The award shall be made out in duplicate, and copy be presented to the respective Agents of the two Governments.

13. The Commissioners shall have power to alter, amend, add to, suspend, or annul any of the foregoing Rules, as may seem to them expedient during the course of the proceedings.

Mr. Ford then proceeded to name the British Counsel, as follows :—

Joseph Doutre, Esq., Q.C., of Montreal.

S. R. Thompson, Esq., Q.C., of St. John, New Brunswick.

Hon. W. V. Whiteway, Q.C., of St. John's, Newfoundland.

Hon. Louis H. Davies, of Charlottetown, Prince Edward Island; and

R. L. Weatherbe, Esq., Q.C., of Halifax, Nova Scotia.

Mr. Foster stated that he would request permission to name the Counsel on the part of the United States, after such adjournment as might be decided on after the presentation of the "Case" of Her Majesty's Government; which request was acceded to by the Commissioners.

Mr. Ford then presented to each of the Commissioners a copy of the "Case" of Her Majesty's Government, and duplicate copies to the United States' Agent, accompanied by a list of the documents to be filed with the Secretary in support of the "Case." (See *Appendix A.*)

The Commission thereupon adjourned until next day, the sixteenth June, at noon.

(Signed) MAURICE DELFOSSE.
E. H. KELLOGG.
A. T. GALT

(Signed) FRANCIS CLARE FORD.
DWIGHT FOSTER.

J. H. G. BERGNE.