

negative unquestionably extends to the founding of Colonies and Plantations, and to the granting of Lands and Territories ; and upon every such exercise of the royal prerogative, the right of entering into, or of remaining within the limits of the Grant, is vested legally and solely in the Grantees, to the exclusion of the other subjects of his Majesty, for whom it would not be possible to carry on a trade in a country in to which they were, neither entitled to enter nor remain.

That part of the Hudsons Bay Company's Charter which conveys the grant of the trade and country, is in the words following :—" We have given, granted, and confirmed, and
 " by these presents for us and our heirs and successors, do
 " give, grant, and confirm, unto the said Governor and Com-
 " pany, and their successors, the sole trade and commerce of
 " all those seas, straights, bays, rivers, lakes, creeks, and
 " sounds, in whatever latitude they shall be, that lie within
 " the entrance of the straights commonly called Hudson's
 " Straights, together with all the lands and territories upon
 " the countries, coasts, and confines, of the seas, bays, lakes,
 " rivers, creeks, and sounds aforesaid, that are not *already*
 " *actually possessed by, or granted to any of our subjects, or*
 " *possessed by the subjects of any other Christian Prince or*
 " *State ; with the fishing of all sorts of fish, whales, stur-*
 " *geon, and other royal fishes, in the seas, bays, inlets, and*
 " *rivers, within the premises, and the fish therein taken to-*
 " *gether*