

that the possessory rights of the Hudson's Bay Company should be respected according to the true intent and meaning of the same, the United States became and were bound to uphold and maintain the said Company in the free, undisturbed, and continual occupancy, use, and enjoyment of all the rights, possessions, and property then by them possessed and held, and to protect and indemnify them from aggression and injuries, by or through any person acting, or claiming to act, under the authority or the laws of the United States.

That the rights which the United States were so held to respect, and in the enjoyment of which they were bound to uphold and maintain the Company, consisted of:

*First.* The free and undisturbed possession, use, and enjoyment in perpetuity, as owners thereof, of all the posts, establishments, farms, and lands held and occupied by them for purposes of culture or pasturage, or for the convenience of trade, with all the buildings and other improvements thereupon.

*Secondly.* The right of trade in furs, peltries, and other articles, within and upon the whole of the said territory, and the right of cutting timber thereupon for sale and exportation.

*Thirdly.* The right to the free and open navigation of the Columbia river, from the point at which the 49th parallel of north latitude intersects the great northern branch of the said river down to the ocean, with a like free and open use of the portages along the said line.

That the said rights have not been respected according to the terms of the said treaty and the obligation of the United States resulting therefrom; but, on the contrary, by and through the aggressions and proceedings of persons acting, or claiming to act, under the authority of the Government, or of the laws of the United States, have been violated and restricted, and in great part extinguished and destroyed; and the Company, by reason of the said aggressions and proceedings, have been compelled in many cases to relinquish the same.

That, by the treaty concluded on the 1st day of July, 1863, it was agreed that all questions between the United States authorities on the one hand, and the Hudson's Bay Company