

conclusion that, instead of resting upon any intelligible principle the choice of this line has been compromised between the opposing and entirely irreconcilable views as to the true meaning of the original treaty. The result of this compromise has, we think, been a distinct sacrifice of the interests of Canada. When it was shown that there were mountains parallel with the coast within the meaning of the treaty, the only logical course, in our judgment, was to adopt as the boundary the mountains in the immediate vicinity of the coast

"Third, as to the general question of inlets. The tribunal finds against the contention of Canada. We both are strongly of the opinion that this conclusion is wrong, and we have put on record at length the reason for our view in this respect

"Finally, if the six members of the tribunal had each given an individual judicial decision on each of the questions submitted, we should have conceived it our duty under the treaty of 1903, however much we might have differed from our colleagues, to have joined in signing the document which constituted the official record of answers. We do not consider the finding of the tribunal as to the islands at the entrance of Portland Channel or as to the mountain line a judicial one, and we have, therefore, declined to be parties to the award. Our position during the conference of the tribunal was an unfortunate one. We have been in entire accord between ourselves, and have severally and jointly urged our views as strongly as we were able, but we have been compelled to witness the sacrifice of the interests of Canada, powerless to prevent it, though satisfied that the course the majority determined to pursue in respect to the matters above specially referred to ignored the just rights of Canada."

L. A. JETTE.

A. B. AVLESWORTH.

The reasons given by Lord Alverstone for his finding in reference to the Portland Channel are as follows :—

"The answer to this question 'What channel is the Portland Channel?' depends upon the simple question, What did the contracting parties mean by the words 'the channel called the Portland Channel' in Article III. of the treaty of 1825? This is a pure question of identity. In order to answer it one must en-