

sense of the word, and must be construed with reference to the liberty to be exercised upon it, and would therefore comprise the land covered with water as far as could be available for the due enjoyment of the liberty granted.

*“Sixth Query.—*By the Convention the liberty of entering the bays and harbours of Nova Scotia for the purpose of purchasing wood and obtaining water is conceded in general terms, unrestricted by any condition, expressed or implied, limiting the enjoyment to vessels duly provided with those articles at the commencement of their voyage, and we are of opinion that no such condition can be attached to the enjoyment of the liberty.

*“Seventh Query.—*The rights of fishery ceded to the citizens of the United States, and those reserved for the exclusive enjoyment of British subjects, depend altogether upon the Convention of 1818, the only existing Treaty on this subject between the two countries; and the material points arising thereon have been specifically answered in our replies to the preceding queries.”

---

(5)