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# EXPLANATORY ARTICLE,

Signed at *Philadelphia*, the 4th of *May*, 1796,

TO BE ADDED TO THE

# T R E A T Y

O F

*Amity, Commerce, and Navigation,*

B E T W E E N

HIS *BRITANNIC* MAJESTY

A N D T H E

*UNITED STATES* of *AMERICA,*

Signed at *London*, the 19th of *November*, 1794.

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Published by Authority.

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L O N D O N :

Printed by EDWARD JOHNSTON, in *Warwick-Lane*.

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M D C C X C V I .



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EXPLANATORY ARTICLE, signed at *Philadelphia*, the 4th of *May*, 1796, to be added to the TREATY of AMITY, COMMERCE and NAVIGATION, between His *Britannic* Majesty and the *United States of America*, signed at *London*, the 19th of *November*, 1794.

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WHEREAS by the Third Article of the Treaty of Amity, Commerce and Navigation, concluded at *London* on the Nineteenth Day of *November*, One thousand seven hundred and ninety-four, between His *Britannic* Majesty and the *United States of America*, it was agreed, that it should at all Times be free to His Majesty's Subjects, and to the Citizens of the *United States*, and also to the *Indians* dwelling on either Side of the Boundary Line assigned by the Treaty of Peace to the *United States*, freely to pass and repass, by Land or Inland Navigation, into the respective Territories and Countries of the Two Contracting Parties, on the Continent of *America*, (the Country within the Limits of the *Hudson's Bay* Company only excepted) and to navigate all the Lakes, Rivers and Waters thereof, and freely to carry on Trade and Commerce with each other, subject to the Provisions and Limitations contained in the said Article: And whereas by the Eighth Article of the Treaty of Peace and Friendship, concluded at *Greenville* on the

Third

Third Day of *August*, One thousand seven hundred and ninety-five, between the *United States* and the Nations or Tribes of *Indians* called the *Wyandots*, *Delawares*, *Shawanoes*, *Ottawas*, *Chippewas*, *Putawatimies*, *Miamis*, *Eel River*, *Wecas*, *Kickapoos*, *Piankashaws*, and *Kaskaskias*, it was stipulated, that no Person should be permitted to reside at any of the Towns or Hunting Camps of the said *Indian Tribes* as a Trader, who is not furnished with a Licence for that Purpose under the Authority of the *United States*; which latter Stipulation has excited Doubts whether in it's Operation it may not interfere with the due Execution of the said Third Article of the Treaty of Amity, Commerce and Navigation; and it being the sincere Desire of His *Britannic Majesty* and of the *United States* that this Point should be so explained as to remove all Doubts, and promote mutual Satisfaction and Friendship; and for this Purpose His *Britannic Majesty*, having named for his Commissioner *Phineas Bond*, Esquire, His Majesty's Consul General for the Middle and Southern States of *America*, (and now His Majesty's Chargé d'Affaires to the *United States*,) and the President of the *United States* having named for their Commissioner *Timothy Pickering*, Esquire, Secretary of State of the *United States*, to whom, agreeably to the Laws of the *United States*, he has entrusted this Negotiation; they the said Commissioners, having communicated to each other their Full Powers, have, in virtue of the same, and conformably to the Spirit of the last Article of the said Treaty of Amity, Commerce and Navigation, entered into this explanatory Article, and do by these Presents explicitly agree and declare, that no Stipulations in any Treaty, subsequently concluded by either of the Contracting Parties with any other State or Nation, or with any *Indian Tribe*, can be understood to derogate in any Manner from the Rights of free Intercourse and Commerce, secured by the aforesaid Third Article of the Treaty of Amity, Commerce and Navigation, to the Subjects of His Majesty and to the Citizens of the *United States*, and to the *Indians* dwelling on either Side of the Boundary Line aforesaid; but that all the said Persons shall remain at full Liberty freely to pass and repass, by Land or Inland Navigation, into the respective Territories and Countries of the Contracting Parties on either Side of the said Boundary Line, and  
freely

freely to carry on Trade and Commerce with each other, according to the Stipulations of the said Third Article of the Treaty of Amity, Commerce and Navigation.

This explanatory Article, when the same shall have been ratified by His Majesty, and by the President of the *United States* by and with the Advice and Consent of their Senate, and the respective Ratifications mutually exchanged, shall be added to and make a Part of the said Treaty of Amity, Commerce and Navigation, and shall be permanently binding upon His Majesty and the *United States*.

In witness whereof, we the said Commissioners of His Majesty the King of *Great Britain* and the *United States of America*, have signed this present explanatory Article, and thereto affixed our Seals. Done at *Philadelphia*, this Fourth Day of *May*, in the Year of our Lord One thousand seven hundred and ninety-six.

P. BOND. (L. S.)

TIMOTHY PICKERING. (L. S.)