

"French Flag to be hoisted there, but in-
 tended to make St. Johns, his place of
 residence, and took possession of it, -
 where he carried on a great trade with
 the Indians &c." (a.)

The Fact
 established

§. 31. The fact being established that the
 whole territory as far as Canada River,
 and the Gulf of St. Lawrence, was within
 in the Charter of William & Mary to the
 province of Massachusetts Bay in New
 England; and by that Instrument made
 the qualified property of that corporation,
 it might be proper for the Agent of the
 United States to stop here, and call upon
 the Agent for His Britannic Majesty
 to shew that there was ever a restriction
 of boundary made prior to the Treaty
 of peace in 1763. -

§. 32.

(a.) 2^d Vol. Hutchinson. 90

§. 32. But the Agent for the United
 States having taken upon himself the af-
 firmative of the proposition, That no such
 Boundary was ever made, He is willing,
 however unnecessary it might otherwise
 be, to proceed in this business, by af-
 firmative facts to enforce the negative
 proposition which he has had the
 honour to submit.

Proposal to
 offer Evidence.

§. 33. The Question may be proposed by
 the Agent for His Majesty, or it may be
 proposed by this honorable Board. Why
 the eastern extent of Massachusetts was
 ever supposed to be at a Place, Bay or
 River called St. Croix, unless that was
 in fact the Boundary? And again.
 Why should the place or river St. Croix
 have been anciently considered as a line
 of boundary, unless that by some
 agreement or practical line, there was
 a common consent that the Boundary
 should be at that place? -

Question
 Why St. Croix was
 considered as the
 Boundary?

§. 34.