

an indefinite tract of Country, generally known by that name, whose bounds were uncertain; -
(8) These words in the latter part of the article also shew that the limits of the Province of Nova Scotia had been theretofore or anciently defined and established, and that within those limits certain Islands had been contained, and that by the general term Nova Scotia in the preceding part of the article, that ancient Province was intended within whose limits those Islands were contained. To give a different construction to these words would render them altogether nugatory, and contravene the intention of the treaty clearly expressed by them.
"excepting such Islands as"
The words "now are or theretofore have been within the limits of the said Province of Nova Scotia", which will be more fully remarked upon in a subsequent part of this argument, plainly shew that the treaty contemplated the western limits both of the modern and ancient Province of Nova Scotia, exclusive of the Islands, to be the same, and it will presently be made to appear, that this was

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The fact, not even excluding the Islands, ^{excepting the Island of Saint John, which was erected into a separate Government, after the peace in 1763;} and that the limits of the Province of Nova Scotia at the time of the treaty of peace were the same that were established when the Province was anciently and (9) originally created and named in every respect, ^{the said Island of St. John, and} excepting the northern boundary line, which by the erection of the Province of Quebec after the peace in 1763 was altered from the Southern bank of the river St. Lawrence to the Highlands described in the article of the treaty of peace now under consideration; and further, that with these ~~last~~ exceptions there never was but one and the same tract of Country and Islands that formed the Province of Nova Scotia.

There can be no doubt then, that the boundaries above recited from the second article of the treaty of peace were supposed to be, and mentioned as, known and established limits of the Province of Nova Scotia. This will appear still more evident, when the originally established

(a) vid. appendix p.