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thought undeserving any attention, it can scarcely be presumed, ^{that} ~~of~~ the Commissioners, in 1783, ^{that they} had seen this plan (as seems to be supposed by the Agent of the United States, from its being a matter of such ^{public} notoriety, and which is ⁱⁿ fact lost) ~~that they~~ could have considered this as good evidence to prove that the River Magaguadavic was the great ancient River S^t. Croix, the original western boundary of the Province of Nova Scotia, & the established boundary between that Province & the Province of Massachusetts Bay.

For it must be remarked here, that it appears, from this and every other part of the testimony relied upon by the Agent of the United States in support of his position, "that the river intended by the Commissioners, in 1783 is the river by the Indian natives called the Magaguadavic"; that this position is maintained & insisted upon, evidently upon the ground and under the idea, that the river Magaguadavic is, as Mr. Mitchel swears the Indians stated it to be, the true ancient and only river known by the name of S^t. Croix, eminently so called; - So that the question must after all be determined, even upon the system adopted

by the Agent of the United States, by ascertaining which of the Rivers in controversy agrees with the descriptions given of the great River S^t. Croix in the Histories of Lescarbot, Champlain, De Laet, and ~~of the District of Maine~~ ^{and by} other writers of credit & authenticity; - which is a point that the underwritten Agent flatters himself has been established beyond all contradiction in favor of the River Seoudiac.

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But with respect to the last-recited observations of the Honorable Agent of the United States upon the article of evidence now under consideration, the underwritten Agent fully agrees with him, that "it is not conclusive testimony in a court of law, that the river Magaguadavic had always been called the S^t. Croix"; and he further contends that from all the testimony produced in this cause and the circumstances attending this survey of Mr. Mitchel, the presumption is violent that neither Governor Bernard nor any other Person ever thought of this river as the true ancient great river S^t. Croix, the original ^{western} boundary of the Province of Nova Scotia, and the established boundary between that Province & Massachusetts Bay,