

CLAIMS: THE CASE OF THE BRIG “MACEDONIAN”

Convention signed at Santiago November 10, 1858

Senate advice and consent to ratification March 8, 1859

Ratified by the President of the United States August 4, 1859

Ratified by Chile October 6, 1859

Ratifications exchanged at Santiago October 15, 1859

Entered into force October 15, 1859

Proclaimed by the President of the United States December 22, 1859

*Expired upon fulfillment of its terms*¹

12 Stat. 1083; Treaty Series 41²

CONVENTION BETWEEN THE UNITED STATES OF AMERICA AND THE REPUBLIC OF CHILE

The Government of the United States of America and the Government of the Republic of Chile, desiring to settle amicably the claim made by the former upon the latter, for certain citizens of the United States of America, who claim to be the rightful owners of the silver in coin and in bars forcibly taken from the possession of Capt. Eliphalet Smith a citizen of the United States of America, in the valley of Sitana, in the territory of the former Vice Royalty of Peru, in the year 1821, by order of Lord Cochrane, at the time Vice Admiral of the Chilean Squadron:—have agreed, the former to name John Bigler, Envoy Extraordinary and Minister Plenipotentiary of the United States of America, and the latter Don Geronimo Urmeneta, Minister of State in the Department of the Interior and of Foreign Relations, in the name and in behalf of their respective Governments to examine said claim and to agree upon terms of arrangement just and honorable to both Governments.

The aforesaid Plenipotentiaries, after having exchanged their full powers, and found them in due and good form, sincerely desiring to preserve intact and strengthen the friendly relations which happily exist between their respective Governments, and to remove all cause of difference, which might weaken or change them, have agreed in the name of the Government which each represents, to submit to the arbitration of *His Majesty the King of Belgium*,

¹ Award rendered by King of Belgium May 15, 1863 (see Moore, *International Arbitrations*, vol. II, p. 1461).

² For a detailed study of this convention, see 8 Miller 117.