

CLAIMS: THE CASE OF A. F. JAURETT

Agreement signed at Caracas February 13, 1909

Entered into force February 13, 1909

Terminated upon fulfillment of its terms

1909 For. Rel. 629; Treaty Series 523½

William I. Buchanan, High Commissioner, representing the President of the United States of America, and Doctor Francisco Gonzalez Guinan, Minister for Foreign Affairs of the United States of Venezuela, sufficiently authorized by General Juan Vicenta Gomez, in charge of the Presidency of the Republic, having examined and discussed at length the claim of A. F. Jaurett, have reached the following conclusions:

The Government of the United States of America does not deny the right which the United States of Venezuela have reserved to themselves by section 22 of Article 80 of the constitution, which says:

22. When it deems it expedient, to prohibit the entry of into the national territory, or to expel therefrom, foreigners who have not their domicile established in the country.

But at the same time, the United States of America bases its support to the Jaurett claim upon the fact that he had lived in Venezuela more than five years and had his domicile in the territory and the seat of certain negotiations that produced him a profit which he was compelled forcibly to abandon.

The Government of the United States of Venezuela, on its part, seeks only to uphold its rights in justice, it recognizes that in reality Jaurett had, in accordance with Articles 20 and 22 of the Civil Code, established his rights of domicile, and that he is entitled to some indemnity on account of the injury caused him by virtue of his forcible expulsion; and, therefore, Messrs. Buchanan and Gonzalez Guinan, animated with the spirit of conciliation which has marked the conferences they have held, agree to fix said indemnity at three thousand dollars American gold, which sum, Mr. Buchanan, duly authorized to that effect, will receive; said claim being thus liquidated and absolutely settled.

Thus Messrs. Buchanan and Gonzalez Guinan have agreed, signing two copies in each of the English and Spanish languages, to a single effect, at Caracas, on February thirteenth, 1909.

WILLIAM I. BUCHANAN [SEAL]
F. GONZALEZ GUINAN [SEAL]