

(2) For the purpose of sub-paragraph (1) the interest rate shall be determined by calculating the average yield to maturity on the basis of daily closing market bid quotations during the month immediately preceding the date of exchange of ratifications of the Treaty, on all interest bearing marketable public debt obligations of the United States bearing a maturity date of fifteen or more years from the first day of the said month, and by adjusting such average annual yield to the nearest one-eighth of one per cent.

(3) After the expiration of the sixty year period referred to in paragraph 19, to the extent that the flows of the Columbia River in Canada continue to contribute to potential flood hazards in the United States, Canada to continue to provide flood control if requested by the United States for the useful life of the structures. The United States to pay to Canada the operating costs to Canada occasioned by such provision plus the economic loss to Canada directly attributable to the foregoing by Canada of the alternative uses to which the storage involved might otherwise have been put; provided Canada to have the option to require such payment, in so far as loss of power is concerned, either in cash or in kind.

15. (1) The United States, for five years from the date of exchange of ratifications of the Treaty, to have the option to commence construction, at its expense, of a dam on the Kootenay River at or near Libby, Montana, to meet flood control and other purposes of the United States, the storage reservoir of which dam would not raise the level of the Kootenay River at the boundary between Canada and the United States above an elevation consistent with a normal full pool at an elevation at the dam of 2459 feet United States Coast and Geodetic Survey datum.

(2) Canada and the United States each to retain all at-site and downstream power and flood control benefits which occur in their respective countries and which are attributable to the project which may be constructed pursuant to sub-paragraph (1).

(3) In consideration of the retention of all benefits which may accrue in Canada as referred to in sub-paragraph (2) if the United States exercises its option, Canada, at its expense, to make available and prepare the area in Canada to be flooded by such dam.

(4) All obligations of Canada under this paragraph to cease if within five years from the date of exchange of ratifications of the Treaty the United States has not commenced construction of the dam herein mentioned.

16. (1) Subject to sub-paragraph (2), Canada and the United States to refrain during the term of the Treaty from

(a) diverting from the Columbia River Basin any of the flow of the Columbia River above the point at which it crosses the boundary between Canada and the United States;

(b) diverting from the Columbia River Basin any of the flow of any tributary which has its confluence with the Columbia River in Canada; and