

The Ambassador has the honor to confirm the acceptance by the Government of the United States of America of the conditions set forth by the Canadian Government in Note No. 48. That Note and this reply thereto, together with the United States Embassy's Note No. 235 of May 19, 1955, shall constitute a special agreement between our two Governments under Article III of the Boundary Waters Treaty of January 11, 1909.

"R. B. W."

Embassy of the United States of America,
Ottawa, February 27, 1959.

EMBASSY OF THE UNITED STATES OF AMERICA

No. 235

The Chargé d'Affaires ad interim of the United States of America presents his compliments to the Secretary of State for External Affairs and has the honor to solicit the Canadian Government's views respecting a project involving the dredging and disposal of spoil in the St. Clair River and Lake St. Clair for the purpose of deepening Great Lakes connecting channels in those areas.

The project would be undertaken in the interest of the growing needs of commerce and to insure the safe operation of iron ore vessels and other commerce. To fulfill these needs, it is considered necessary either to widen and deepen the existing channel at Southeast Bend or to construct a cut-off channel, as indicated on the attached map (enclosure 1),* through the marshy area on the Canadian side of the river. This channel, which would be for two-way traffic, would be 700 feet wide and about 6 miles long, with a depth of 27.1 feet below low water datum plus 1 foot of overdepth, or a total of 28.1 feet. The width of the right-of-way required for the channel and for adjacent spoil disposal areas would be 5,700 feet, all in Canadian waters.

The proposed channel through Canadian Indian lands has been informally discussed with the District Engineer, Department of Public Works, London, Ontario, by Colonel Arthur C. Nauman, District Engineer, Corps of Engineers, Detroit, Michigan, who is prepared to furnish any additional information the Canadian authorities may desire.

The deepening of Great Lakes connecting channels is provided for in a report of the Board of Engineers for Rivers and Harbors and the proposed report of the Chief of Engineers, Corps of Engineers, prepared pursuant to Congressional authority. The Department of the Army's proposals would be carried out in part as a result of pending legislation introduced in the Senate by the Honorable Alexander Wiley (S. 171) and in the House of Representatives by the Honorable Alvin E. O'Konski (H.R. 158). Single copies of these bills are enclosed as enclosures 2 and 3, respectively.*

It is recognized that the project is in a preliminary status. However, it is the desire of the United States authorities to inform the Canadian Government of the Department of the Army's proposals and to elicit the Canadian Government's views on the project in advance of the time when it will be submitted for Congressional approval.

For convenient reference in the consideration of the present request, there are enclosed copies of notes* received from the Department of External