

TEXT OF LETTER FROM CANADIAN EMBASSY, WASHINGTON, D.C.
TO U.S. DEPARTMENT OF STATE
DELIVERED 3 APRIL 1978, REGARDING GARRISON DIVERSION UNIT

"On February 2 the State Department kindly provided us with copies of recently-released documents relating to a draft revised plan for the Garrison Diversion project in North Dakota. It is understood that this draft plan, prepared by the Department of the Interior, will undergo additional consideration before the Administration adopts a position regarding continued construction of the Garrison project.

"We welcome the State Department's intention to discuss any revised Garrison plan with the Canadian Government, in the context of the specific concerns which Canada has raised over a period of years regarding the potential adverse impact on Canada of the Garrison project. These concerns were based on Canadian and U.S. technical studies related to the potential transboundary effects of the Garrison project, which led us to conclude there would be injury to health and property in Canada if the project went forward as then envisaged. We appreciate in this regard the State Department's assurance of February 5, 1974, that in any development of features of the Garrison Diversion Unit that will affect Canada, specifically works in the Red River Basin and the Souris Loop, the U.S. will comply with its obligation not to pollute water crossing the boundary to the injury of health or property within Canada, and that no construction potentially affecting waters flowing into Canada will be undertaken until it is clear that this obligation will be met. We also recall the discussions on Garrison between President Carter and Prime Minister Trudeau on the occasion of the latter's visit to Washington in February, 1977, during which the Prime Minister reiterated Canadian concerns over the potential transboundary effects of the project.

"As you know, the two Governments, recognizing that the Garrison Diversion project as originally designed had a potential for causing pollution of waters flowing across the international boundary into Canada, asked the International Joint Commission in October 1975 to examine into and report on the transboundary implications of the proposed completion and operation of the project. The Commission was also asked to make recommendations as to measures which might be taken to assist Governments in ensuring that the provisions of Article IV of the Boundary Waters Treaty would be honoured. The Governments identified in their