

OTTAWA, K1A 0G2

June 19/79

FLA-1237

Excellency,

I have the honour to refer to your Note No. 43 of February 21, 1979 proposing the designation of United States Coast and Geodetic Survey Benchmark C-209 as the new permanent benchmark for the purposes of regulating the level of the Lake of the Woods under the Convention of February 24, 1925 and giving the description of that benchmark which would replace the description employed in the definition of "sea level datum" in Article I of the Convention. The benchmark has the following description:

"At Warroad, Roseau County, Mn., USC&GS DM Disk, stamped C-209 1935, located 0.2 miles east along Lake Street from the junction of Lake Street and TH 11 (State Street) in Warroad, thence 0.1 miles north along the Canadian National Railway, 39 feet south of the southwest corner of railroad station, 16.6 feet east of the east rail at mile post 38, 2 feet south-southeast of the northwest fence corner of a wire mesh fence around a small garden. Elev. 326.074 meters (1069.794 feet), 1973 Adjustment."

This proposal is acceptable to the Government of Canada. Accordingly I have the honour to confirm that your Note and this reply, which is authentic in English and French, shall constitute an agreement between our two Governments with respect to Article I of the Convention between Canada and the United States of America to Regulate the Level of the Lake of the Woods, signed at Washington on February 24, 1925, which shall enter into force from the date of this Note.

Accept, Excellency, the renewed assurances of my highest consideration.

FLORA MACDONALD  
*Secretary of State  
for External Affairs*

His Excellency Thomas O. Enders  
Ambassador of the United States of America,  
Ottawa.