

"The witness, appearing in favour of a bill which would provide for diversion of Lake Michigan waters into the Illinois River, said that in his opinion publication of diplomatic correspondence between the United States and Canada on the eve of the Sanitary District's testimony before the Committee amounted 'to an effort to intimidate this Committee and to meddle with legislation of the United States.'

"Behan asserted he had been informed that publication of the correspondence had been asked and forced by the British Government, and was not done on the State Department's own volition.

"The United States, he said, has had occasion before now to cause the recall of a foreign representative for interference in internal affairs, and this is exactly what the British Government has done in this case.

"The witness complained that in the past War Department engineers and officials too often had been allowed to pass judgment on questions concerning interpretation of the treaty governing the subject at issue."

No. 67.

From His Majesty's Ambassador at Washington to the Governor General

No. 226.

BRITISH EMBASSY,
WASHINGTON, D.C., June 4, 1924.

MY LORD,—I have the honour to transmit to you herewith a copy of a note from the United States Government regarding the proposed establishment of an International Board of Control to supervise the operation of certain fishways.

I should be glad to learn in due course what reply should be made to the United States Government in this matter.

I have, etc.,

ESME HOWARD.

His Excellency
The LORD BYNG OF VIMY, G.C.B.,
etc., etc., etc.,
Governor General of Canada,
Ottawa, Canada.

ENCLOSURE IN No. 67

From the United States Secretary of State to His Majesty's Ambassador at Washington

DEPARTMENT OF STATE,
WASHINGTON, May 29, 1924.

EXCELLENCY,—The International Joint Commission of the United States and Canada transmitted to me a duplicate original copy of an order issued by the Commission at Ottawa on October 3, 1923, approving the erection and repair of two fishways in dams owned and or occupied by the St. Croix Gas Light Company and the Canadian Cottons, Limited, respectively, near St. Stephen, New Brunswick, on the St. Croix River, a boundary water between the state of Maine in the United States and the province of New Brunswick in the Dominion of Canada on an application made by the Commissioner of Inland Fisheries and Game for the State of Maine.

The order of the Commission requires that the fishways shall be constructed and repaired in accordance with plans which have been or shall be agreed upon by the Commissioner of Inland Fisheries and Game for the

state of Maine and the Department of Marine and Fisheries of Canada and shall be submitted to and approved by the International Joint Commission. The order includes a recommendation that the fishways shall be operated under an International Board of Control. I assume that, in accordance with the provisions of Article XI of the Boundary Waters Treaty, concluded by the United States and Great Britain on January 11, 1909, a duplicate original copy of the order was transmitted by the International Joint Commission to the Governor General of Canada.

The United States is prepared to adopt the recommendation of the International Joint Commission regarding the establishment of an International Board of Control to supervise the operation of the fishways, the United States would desire it to be understood that the supervision to be exercised by the proposed International Board of Control will relate wholly to engineering questions arising in connection with the maintenance and repair of the fishways and that any technical fisheries questions arising in connection with the matter will continue to receive the attention of the fisheries authorities of Maine and Canada. If this understanding has the approval of the Canadian Government and the Canadian Government is prepared to designate a representative on the proposed International Board of Control, this Government on being so informed will be pleased to designate a representative on the board.

It is the view of this Government that the Board of Control should have supervision over all other fishways now or hereafter constructed and repaired on the portion of the St. Croix River that forms the international boundary as well as over the two fishways near St. Stephen, New Brunswick, to which the Order of October 3, 1923, of the International Joint Commission relates.

I should be grateful if you would cause this matter to be brought to the attention of the Canadian authorities, and inform me in due course of their views concerning it.

Accept, etc.,

CHARLES E. HUGHES.

His Excellency
The Rt. Hon. Sir ESME HOWARD, etc.,
Ambassador of Great Britain.

No. 68.

From the Governor General to His Majesty's Ambassador at Washington
No. 83.

CANADA, GOVERNMENT HOUSE,
OTTAWA, June 7, 1924.

SIR,—With reference to Your Excellency's despatch No. 203 of the 21st May,¹ on the subject of the proposed visit to Canada of the United States Advisory Committee on the improvement of the St. Lawrence River, I have the honour to inform you that the officials of the Department of Customs and of the Department of Immigration and Colonization have been instructed to afford the usual facilities to the members of the Advisory Committee upon arrival in Canada.

I have, etc.,

BYNG OF VIMY.

His Excellency
The Right Honourable
Sir ESME HOWARD, G.C.M.G., K.C.B., C.V.O.,
H.B.M. Ambassador at Washington.

¹ No. 64.