

It will be appreciated if you will advise the Department whether the Government of Canada is disposed to agree to accept the refund on the basis of the understanding indicated in the preceding paragraph.

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

For the Secretary of State:

Adrian S. FISHER

His Excellency Hume Wrong
Ambassador of Canada

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The Canadian Ambassador to the Secretary of State

CANADIAN EMBASSY

No. 42

Washington, D. C., January 24, 1950

Sir:

I have the honour to refer to your note of November 17th concerning the unobligated balances in the hands of the United States Treasury of the funds deposited by the Government of Canada pursuant to the provisions of a convention signed at Ottawa on April 15, 1935, relating to damages caused by fumes emitted from the smelter at Trail, British Columbia.

The Canadian Government agrees to accept refunds of \$7,508.68 and \$1,319.51 on the understanding that in the event of additional property owners in the affected area presenting claims for damages sustained prior to October 1, 1937, and those claims being determined valid by the United States Government, the Canadian Government will make repayment to the United States Government of such amounts not in excess of the amounts refunded as may be necessary to satisfy such additional claims.

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

H. H. WRONG

The Honourable Dean Acheson
Secretary of State of the United States
Washington, D. C.