



EXTERNAL AFFAIRS
CANADA

McK.

Ottawa, Aug. 17, 1928.

L. J. Burpee, Esq.,
Secretary,
International Joint Commission,
Ottawa.

Sir:

Following a discussion of complaints from property owners in the State of Washington as to damages by fumes from the Trail plant of the Consolidated Mining and Smelting Company of Canada, the United States Government has proposed to refer the question to the International Joint Commission for investigation and report under Article 9 of the Boundary Waters Treaty, in the following form:

1. The extent to which property in the State of Washington has been damaged by fumes from the smelter at Trail, British Columbia.
2. The amount of indemnity which would compensate United States interests in the State of Washington for past damages.
3. The probable effect in Washington of future operations of the smelter.
4. The method of providing adequate indemnity for damages caused by future operations.
5. Any other phase of the problem arising from the drifting of fumes on which the Commission deemed it proper or necessary to report and to make recommendations in fairness to all parties concerned.

The Canadian Government has informed the Government of the United States that it concurs in the proposal to refer the question to the International Joint Commission in the above form.

I have the honour to be,
Sir,
Your obedient servant,

Acting Under-Secretary of State
for External Affairs