

## DEPARTMENT OF STATE

Washington

In reply refer to  
So 711.4215 Air Pollution/83

August 7, 1928.

International Joint Commission,  
United States and Canada,  
Washington, D. C.  
Ottawa, Ontario, Canada.

Sirs:

I have the honor to inform you that, pursuant to Article IX of the Treaty of January 11, 1909, between the United States and Great Britain, the Governments of the United States and Canada have agreed to refer to the International Joint Commission the following questions for examination and report, together with such recommendations as the Commission may deem it appropriate to make.

1. Extent to which property in State of Washington has been damaged by fumes from 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. Probable effect in Washington of future operations of smelter.
4. Method of providing adequate indemnity for damages caused by future operations.
5. Any other phase of problem arising from drifting of fumes on which Commission deems it proper or necessary to report and make recommendations in fairness to all parties concerned.

I have the honor to add that scientists of the Department of Agriculture are already conducting investigations in the region in the State of Washington affected by the fumes from the smelter at Trail. The Department of Agriculture will doubtless be glad to assist the Commission in performing the task hereby committed to it.

I have the honor to be, Sirs,

Your obedient servant,

Frank B. Kellogg