

DIVERSION OF WATERS OF NIAGARA RIVER

*Exchange of notes at Washington October 27 and November 27, 1941,
supplementing agreement of May 20, 1941*

*Senate advice and consent to ratification November 27, 1941, sub-
ject to elimination of paragraph relating to article IX of agree-
ment of March 19, 1941*

*Approved by the President of the United States, subject to elimination
of above-mentioned paragraph, November 27, 1941*

Entered into force November 27, 1941

*Terminated October 10, 1950, by treaty of February 27, 1950*¹

55 Stat. 1380; Executive Agreement Series 223

The Secretary of State to the Canadian Minister

DEPARTMENT OF STATE

WASHINGTON

October 27, 1941

SIR:

I have the honor to refer to the exchange of notes of May 20, 1941² regarding increased diversions of water for power purposes at Niagara Falls, and to conversations that have recently taken place between officials of the Governments of the United States and Canada regarding the urgent need for additional power in the Niagara Falls area.

In my note of May 20, with which you agreed on behalf of the Canadian Government, I said, in part:

“In view of the above, and having in mind assurances of engineers that there will no material adverse effect to the scenic beauty of the Falls, I propose through this exchange of notes that for the duration of the emergency and in all events subject to reconsideration by both Governments on October 1, 1942, an additional diversion for power purposes of 5,000 cubic feet per second be utilized on the United States side of the Niagara River above the Falls. In making this proposal this Government is pre-

¹ 1 UST 694; TIAS 2130.

² EAS 209, *ante*, p. 217.