

OCCUPATION OF TEMPORARY QUARTERS AND INSTALLATIONS

*Exchange of notes at Manila May 14 and 16, 1949, amending agree-
ment of March 14, 1947*

Entered into force May 16, 1949; operative from March 26, 1949

Terminated upon fulfillment of its terms

63 Stat. 2670; Treaties and Other
International Acts Series 1967

*The American Chargé d'Affaires ad interim to the Secretary of Foreign
Affairs*

EMBASSY OF THE
UNITED STATES OF AMERICA

Manila, May 14, 1949

No. 0510

EXCELLENCY:

I have the honor to refer to the Agreement Between the United States of America and the Republic of the Philippines Concerning Military Bases signed at Manila on March 14, 1947,¹ and, in particular, to paragraph 1, Article XXI of that Agreement which, while it limits to a period of two years the term of occupancy by United States armed forces of temporary quarters and installations existing outside the bases mentioned in Annex A and Annex B, reserves for my Government the right, if circumstances require, to negotiate with Your Excellency's Government with a view to extending the right of United States armed forces to continued occupation of temporary quarters and installations beyond the date March 26, 1949 for such time as may be necessary for the completion of adequate facilities for United States armed forces within the bases provided in the aforementioned Agreement.

I desire to inform Your Excellency that, although the United States Army has endeavored to concentrate its activities within Annex A bases, delays in the construction program caused by difficulty in obtaining certain critical construction items have made it necessary for the United States armed forces to continue the occupation of a number of temporary installations.

Therefore, in accordance with Article XXI, earlier referred to, my Government requests an extension of its right to occupy certain temporary installations beyond the date March 26, 1949. A list of such installations is transmitted herewith as Annex 1.

¹ TIAS 1775, *ante*, p. 55.

The United States Government agrees that the continued occupancy by its armed forces of the temporary quarters and installations enumerated in Section C of Annex 1 attached hereto will in no way prejudice the rights of the several private owners of such tracts of land in their contractual relations with the United States Government.

I desire to inform Your Excellency further that certain other temporary bases and installations occupied by the United States Army under the Bases Agreement and recently returned to Philippine ownership were not included in my note No. 0509² of this date because they did not exist on United States Government owned land, but occupied leased or Philippine Government property. There still remain in this category certain temporary quarters and installations occupied by the United States Army which will have been made available for transfer to Your Excellency's Government on or before March 26, 1949 in compliance with paragraph 1, Article XXI of the Military Bases Agreement.

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

THOMAS H. LOCKETT
Chargé d'Affaires a. i.

Enclosure:

Annex 1—List of Properties which the United States Government Wishes to Retain after March 26, 1949.

His Excellency

ELPIDIO QUIRINO

*Secretary of Foreign Affairs
of the Republic of the Philippines*

ANNEX NO. 1

LIST OF PROPERTIES WHICH THE UNITED STATES GOVERNMENT WISHES TO
RETAIN AFTER MARCH 26, 1949.

A. Installations located on United States owned land:

1. Fort William McKinley (parcels 3 and 4).
2. Nichols Field Reserved Area (350.60 acres of parcel 2, Fort McKinley Reservation).

B. Installations located on Philippine Government owned land:

1. Diliman Housing Area, Quezon City, Rizal (to be retained as a military installation until such time as Palma Hall is completed and occupied by the AGRD for its records and offices).

C. Installations located on private property:

1. McKinley Housing Colony, Makati, Rizal.
2. Processing and Training Center Area (former Manila Provost Marshal Command Area), Mandaluyong, Rizal.

² TIAS 1963, *post*, p. 178.

3. Area at Highway 54 and Pasig Boulevard, to include the 505th Transportation Truck Battalion Bus Pool, the former Pasig Commissary Area, the former Adjutant General Printing Plant and Publications Depot Area, and the former 29th Engineer Base Topographical Battalion Area, Mandaluyong, Rizal.

4. Signal Communications Plant and Distribution System (consists of communication cables crossing private and Philippine Republic property for which easements must be retained).

5. WTA Transmitter Station, Tinajeros, Rizal.

6. UMP Relay Station, Santa Mesa Heights, Rizal.

7. WTA Receiver Station, Las Pinas, Rizal.

8. Quartermaster POL Depot, Malibay, Rizal.

9. 141st AACS Transmitter Station, near Fort Stotsenburg-Clark Air Force Base, Pampanga.

10. Headquarters MANED, and Fisher Apartments at F. B. Harrison and Fisher Avenue, Rizal City, Rizal. (Headquarters MANED building is property of Philippine Alien Property Administration.)

11. Carabao Wallow, Highway 54, Malibay, Rizal.

*The Undersecretary of Foreign Affairs to the American Chargé d'Affaires
ad interim*

REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FOREIGN AFFAIRS

12389

MANILA, May 16, 1949

SIR:

I am pleased to acknowledge the receipt of your note No. 510 [0510] of May 14, 1949, and its enclosure, which note reads as follows:

[For text of U.S. note, see above.]

I am happy to inform you that an agreement in the sense described in the foregoing note is acceptable to the Government of the Philippines, and that this Government considers the Embassy's note No. 510 of May 14, 1949 and its enclosure, together with the present reply thereto as constituting an agreement arrived at between our two Governments in accordance with Article XXI of the Military Bases Agreement of March 14, 1947 on the subject of extension of the right of the United States armed forces to occupy certain temporary installations enumerated in the enclosure Annex 1 beyond the date March 26, 1949 for such time as may be necessary for the completion of adequate facilities for United States armed forces within the bases provided in the aforementioned Military Bases Agreement but shall in no case exceed a period of three years from March 26, 1949.

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

FELINO NERI
Undersecretary

The Honorable THOMAS H. LOCKETT
Chargé d'Affaires ad interim
United States Embassy
Manila