

No. 9694

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**UNITED STATES OF AMERICA  
and  
FEDERAL REPUBLIC OF GERMANY**

**Exchange of notes constituting an agreement for the transfer  
of certain paintings for the Weimar Museum. Washing-  
ton, 9 and 16 December 1966**

*Authentic text: English.*

*Registered by the United States of America on 2 July 1969.*

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**ÉTATS-UNIS D'AMÉRIQUE  
et  
RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE**

**Échange de notes constituant un accord en vue du transfert  
de certains tableaux au musée de Weimar. Washington,  
9 et 16 décembre 1966**

*Texte authentique: anglais.*

*Enregistré par les États-Unis d'Amérique le 2 juillet 1969.*

EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT<sup>1</sup>  
BETWEEN THE UNITED STATES OF AMERICA AND  
THE FEDERAL REPUBLIC OF GERMANY FOR THE  
TRANSFER OF CERTAIN PAINTINGS FOR THE WEI-  
MAR MUSEUM

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DEPARTMENT OF STATE

Washington, December 9, 1966

Excellency :

I have the honor to refer to discussions between representatives of the Department of State and the Embassy of the Federal Republic of Germany with respect to the disposition of three paintings by Rembrandt, Terborch and Tischbein vested by U.S. Vesting Order No. 8107, January 28, 1947, which belonged originally to the Weimar Museum. The three paintings are :

1. Rembrandt : Self Portrait
2. Terborch : Portrait of a Man
3. Tischbein : Portrait of a Young Woman

I enclose herewith a copy of the legislation which the United States Congress recently passed authorizing the United States Attorney General to transfer the three paintings to the Federal Republic of Germany, to be held in trust for eventual transfer to the Weimar Museum, Weimar, State of Thuringia, Germany, "in accord with the terms of an agreement to be made between the United States and the Federal Republic of Germany."

I have the honor to propose that, upon transfer by the Attorney General of the title and possession of the three paintings to the Federal Republic, the following terms shall apply :

1. The Federal Republic shall hold the paintings in trust for eventual transfer to the Weimar Museum on the same basis such paintings were held by the Museum prior to April 18, 1922. The Federal Republic shall determine when conditions are appropriate for the transfer of the three paintings to the

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<sup>1</sup> Came into force on 16 December 1966 by the exchange of the said notes.

Weimar Museum. The Federal Republic shall notify the Department of State, in advance, of a transfer to the Weimar Museum.

2. Until the transfer is made, the Federal Republic shall hold, care for and safeguard the three paintings in the same way as it would art treasures of its own.

If the foregoing proposal is acceptable to the Federal Republic of Germany, Your Excellency's reply to that effect and this note shall constitute an agreement effective on the date of the reply.

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

For the Acting Secretary of State :

John M. LEDDY

His Excellency Heinrich Knappstein  
Ambassador of the Federal Republic of Germany

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### *The German Ambassador to the Secretary of State*

EMBASSY OF THE FEDERAL REPUBLIC OF GERMANY

Washington D.C., December 16, 1966

Excellency :

I have the honor to refer to your note of December 9, 1966 concerning the disposition of three paintings by Rembrandt, Terborch, and Tischbein, vested under U.S. Vesting Order No. 8107, January 28, 1947, which belonged originally to the Weimar Museum, Weimar, State of Thuringia, Germany.

My Government has advised that the proposal contained in your Excellency's note is acceptable.

It is my understanding that this reply and your Excellency's note of December 9, 1966 constitute an agreement effective on the date of this reply.

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

H. KNAPPSTEIN

His Excellency Dean Rusk  
Secretary of State