

*Appendix 1404*

**THE MEXICAN WATER TREATY:  
TRANSMITTAL OF PROTOCOL**

(S. Ex. H, 78th Cong., 2d sess.)

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**PROTOCOL SUPPLEMENTARY TO THE TREATY WITH  
MEXICO RELATING TO THE UTILIZATION OF THE  
WATERS OF CERTAIN RIVERS**

MESSAGE FROM THE PRESIDENT OF THE UNITED STATES, TRANSMITTING A PROTOCOL, SIGNED IN WASHINGTON ON NOVEMBER 14, 1944, WHICH IS SUPPLEMENTARY TO THE TREATY BETWEEN THE UNITED STATES OF AMERICA AND THE UNITED MEXICAN STATES, SIGNED AT WASHINGTON ON FEBRUARY 3, 1944, RELATING TO THE UTILIZATION OF THE WATERS OF THE COLORADO AND TIJUANA RIVERS AND OF THE RIO GRANDE FROM FORT QUITMAN, TEX., TO THE GULF OF MEXICO

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NOVEMBER 24, 1944.—Protocol was read the first time and referred to the Committee on Foreign Relations and, together with the message of transmittal and the accompanying report, ordered to be printed for the use of the Senate. The injunction of secrecy was today removed from this protocol and the accompanying papers.

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THE WHITE HOUSE,  
November 24, 1944.

*To the Senate of the United States:*

With a view to receiving the advice and consent of the Senate to ratification I transmit herewith a protocol, signed in Washington on November 14, 1944, supplementary to the treaty between the United States of America and the United Mexican States relating to the utilization of the waters of the Colorado and Tijuana Rivers and of the Rio Grande (Rio Bravo) which was signed in Washington on February 3, 1944.

I also transmit for the information of the Senate a report on the protocol made to me by the Acting Secretary of State.

FRANKLIN D. ROOSEVELT.

(Enclosures: (1) Report of the Acting Secretary of State; (2) protocol,<sup>1</sup> signed November 14, 1944, supplementary to treaty between United States and Mexico signed February 3, 1944.)

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<sup>1</sup> See Appendix 1405.

DEPARTMENT OF STATE,  
Washington, November 22, 1944.

The PRESIDENT,  
*The White House:*

The undersigned, the Acting Secretary of State, has the honor to lay before the President, with a view to its transmission to the Senate to receive the advice and consent of that body to ratification, if his judgment approve thereof, a protocol, signed in Washington on November 14, 1944, supplementary to the treaty between the United States of America and the United Mexican States relating to the utilization of the waters of the Colorado and Tijuana Rivers and of the Rio Grande (Rio Bravo) which was signed in Washington on February 3, 1944.

The treaty of February 3, 1944, was transmitted to the Senate by the President with his message of February 15, 1944, with a view to receiving the advice and consent of the Senate to ratification thereof. The text of the treaty and of the President's message, together with the text of the report of the Secretary of State dated February 9, 1944, have been printed in Senate Executive A, Seventy-eighth Congress, second session. The treaty was referred to the Committee on Foreign Relations of the Senate on February 15, 1944.

The purpose of the protocol is to clarify the meaning and application of those provisions of the treaty which relate to the functions and jurisdiction of the respective sections of the International Boundary and Water Commission in connection with the construction or use of works for storage or conveyance of water, flood control, stream gaging, or for any other purpose.

By its own terms the protocol is to be regarded as an integral part of the treaty of February 3, 1944, and shall be effective beginning with the day of the entry into force of the treaty, continuing effective so long as the treaty remains in force. Accordingly, after such time as the Senate may have given its advice and consent to the ratification of the treaty and protocol, the protocol should be ratified together with the treaty. It is provided in the protocol, as in the treaty, that the ratifications shall be exchanged in Washington.

Respectfully submitted.

EDWARD R. STETTINIUS, Jr.,  
*Acting Secretary of State.*

(NOTE.—The text of the protocol, which accompanied this message, is omitted here as it appears in full in Treaty Series 994, printed as appendix 1405 in this volume.)