

M&M

MARZULLA & MARZULLA
ATTORNEYS AT LAW

1350 CONNECTICUT AVE., NW, SUITE 110 • WASHINGTON, DC 20036 • TEL. (202) 822-6760 • FAX (202) 822-6111

April 7, 2005

By Hand Delivery

Ms. Gabriela Alvarez-Avila
Senior Counsel
International Centre for the Settlement of Investment Disputes
1818 H Street NW
Washington, D.C. 20433

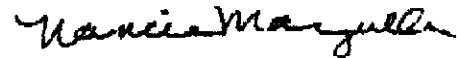
Re: Your letter dated March 14, 2005

Dear Ms. Alvarez-Avila:

In your letter to me dated March 14, 2005, you asked us to provide you with authorizations for us to act on behalf of the claimants identified in our Request for Arbitration, dated January 19, 2005. Those authorizations are enclosed.

If you have any further questions, please let me know.

Yours truly,



Nancie G. Marzulla

cc: Executive Committee



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ATTORNEYS AT LAW

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April 7, 2005

By Fax and Hand Delivery

Ms. Gabriela Alvarez Avila
Senior Counsel
International Centre for the Settlement of Investment Disputes
1818 H Street NW
Washington, D.C. 20433

Re: Your letter of March 14, 2005

Dear Ms. Alvarez Avila:

You have asked us to provide you with our observations on Mr. Hugo Perczcano's letter on behalf of Mexico to Mr. Roberto Dafino, the Secretary General of ICSID, dated March 4, 2005. We are happy to provide you with those observations, which generally fall into two categories. First, the letter involves a number of issues that Mexico has raised and that we have already addressed on several occasions. Second, the other category involves matters that we believe go to the merits of our claims and should be resolved by the arbitration panel. Although we have addressed many of these issues before, we would be happy to do so again if it would help facilitate your review and ultimate registration of these claims for arbitration that we submitted to you on January 19, 2005.¹

1. **Issues That Mexico Has Already Raised and To Which We Have Already Responded**

- Mexico contends that Claimants have not complied with Article 1119 of NAFTA. Mexico states that:

Article 1119 of NAFTA sets out the obligation of each investor claimant to present, individually, a notice of intent to submit a claim to arbitration, which must be observed before a claim may be submitted in conformity with Section B of Chapter XI. On October 7, 2003, the Free Trade Commission of NAFTA (FTC) issued a Statement on the

¹ We are aware that the United States and Mexico reached an agreement on March 10, 2005 about Mexico's water debt to the United States under the 1944 Treaty allocating the waters of the Rio Grande. That agreement does not affect the status of this claim under NAFTA.

Ms. Gabriela Alvarez-Avila
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Notice of Intent to Submit to Arbitration, which specifies which documents must be attached and has a format that facilitates compliance with the Article in question.

Letter from Mexico, ¶ 21 (March 4, 2005). Mexico's claim is based on an excerpt of the Free Trade Commission's Statement, taken out of context. The Free Trade Commission's Statement itself makes plain that this form is one possible way to satisfy the requirements of Article 1119, and is neither the exclusive nor the required means of satisfying that Article:

The Free Trade Commission has determined that the attached form for notices of intent to submit a claim to arbitration, if properly completed, will satisfy the requirements of Article 1119 of the North American Free Trade Agreement (NAFTA) and help clarify the basis of a claim, and recommends that disputing investors use it.

Statement of the Free Trade Commission on Notices of Intent to Submit a Claim to Arbitration, § A, available at <http://www.state.gov/documents/organization/38792.pdf> (emphasis added). Claimants further note, however, that on October 1, 2004, in an attempt to cooperate with Mexico and facilitate settlement of this dispute, Claimants did send Mexico the completed forms that it requested.

- Mexico also states that:

[E]very investor claimant must include with their Notice of Intent other documents including, as the case may be, proof of nationality or articles of incorporation or organization in conformity with the law of a Party; proof that the investor holds the property or direct or indirect control of the investment (for example, the property title) made in the territory of the Party against whom the former seeks to file a claim; and, in the event that the investor claimant acts through a legal representative, copy of the corresponding powers of attorney. Moreover, each investor-claimant must indicate, individually, the relief sought and the amount of damages claimed.

Letter from Mexico, ¶ 25 (emphasis added). Mexico cites no legal authority in support of its assertions that these documents must be submitted, other than the Statement. Neither the Statement nor NAFTA contains any of the above requirements. The only law with which Claimants are required to comply in order to satisfy the form for the Notice of Intent is Article 1119 of NAFTA. Article 1119 reads:

Article 1119: Notice of Intent to Submit a Claim to Arbitration

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The disputing investor shall deliver to the disputing Party written notice of its intention to submit a claim to arbitration at least 90 days before the claim is submitted, which notice shall specify:

- (a) the name and address of the disputing investor and, where a claim is made under Article 1117, the name and address of the enterprise;
- (b) the provisions of [NAFTA] alleged to have been breached and any other relevant provisions;
- (c) the issues and the factual basis for the claim; and
- (d) the relief sought and the approximate amount of damages claimed.

Claimants' Notice of Intent and attached Exhibit, dated August 27, 2004 and submitted with the Request for Arbitration, complied with Article 1119.

Moreover, to the extent that Mexico may have had legitimate concerns about the identity of the persons bringing a claim against it and our authority to represent them, those concerns should be obviated by our compliance with the ICSID filing requirements. See, e.g., ICSID Arbitration (Additional Facility) Rules art. 26.

* Mexico makes numerous additional claims that the documents Claimants submitted are insufficient to meet the requirements of NAFTA. For example, Mexico contests the legitimacy of certain Claimants' articles of incorporation (Letter from Mexico, ¶ 29 n.18, ¶ 31), the validity of certain Claimants' driver's licenses to prove nationality (*id.* ¶ 30), the authorization of Claimants' attorneys to represent them (*id.* ¶ 32), the capacity of the irrigation district Claimants' boards of directors to act on behalf of the Claimants (*id.* ¶ 33), the presence of one Claimant's middle initial in one document and its absence elsewhere, giving rise to the possibility that more than one individual may own a given number of water rights (*id.* ¶ 33), that the irrigation districts represent users who have not been identified (*id.* ¶ 34), and that some certificates of adjudication are not consistent with the Request for Arbitration (*id.* ¶ 35). Many of these claims, such as the authorization of Claimants' attorneys, have already been addressed. It bears repeating that those documents are not required under Article 1119 of NAFTA. Rather, in order to facilitate review of these claims, Claimants did provide Mexico with this documentation in an effort to comply promptly and in good faith with Mexico's requests during the 90-day Notice period. Mexico's continued insistence that Claimants have not produced proper documentation calls into question Mexico's good faith.

2. Issues That Are Merits-Based and Should Be Resolved by the Arbitration Panel

Mexico claims that this dispute is not directly based on an investment or transaction within the state of Mexico. Letter from Mexico, ¶¶ 5-8. As Claimants pointed out in their Notice of Intent and their Request for Arbitration, this dispute is directly based on investments within the State of Mexico: the water rights owned by

Ms. Gabriela Alvarez-Avila
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Claimants. Mexico asserts that "this recognition [of water rights as property] originates in United States law and obviously only has effect in the United States." *Id.* ¶ 13.

Contrary to Mexico's assertion, an individual's right to withdraw a certain annual amount of water from a given source is recognized both under Mexican and under international law. Under Mexican law, water may both be privately owned and appropriated by private persons. Jose Ramon Cossin Diaz, *Constitutional Framework for Water Regulation in Mexico*, 35 *Nat. Resources J.* 489, 490-91 (1995).

The individual's right to water is also recognized under international law. See, e.g., Erik B. Bluemel, Comment, *The Implications of Formulating a Human Right to Water*, 31 *Ecology L.Q.* 957 (2004). See also Int'l Conf. on Water and the Env't: Dev. Issues for the 21st Century, *The Dublin Statement on Water and Sustainable Dev't*, princ. 4, in United Nations, Gen. Assembly, Preparatory Comm. for the United Nations Conf. on Env't and Dev., Preparations for the United Nations Conf. on Env't and Dev. on the Basis of Gen. Assembly Resolution 44/228 and Taking into Account Other Relevant Assembly Resolutions: Recent Actions of Intergovernmental and Other Bodies of Relevance to the Preparatory Process, Protection of the Quality and Supply of Freshwater Resources: Application of Integrated Approaches to the Dev., Mgmt. and Use of Water Resources, U.N. Doc. A/CONF.151/PC/112 (1992) ("Past failure to recognize the economic value of water has led to wasteful and environmentally damaging uses of the resource. Managing water as an economic good is an important way of achieving efficient and equitable use, and of encouraging conservation and protection of water resources."); Recommendation (2001) 14 of the Committee of Ministers to Member States on the European Charter on Water Resources, para. 11, available at <https://wcm.coe.int/ViewDoc.jsp?id=231615&Lang=en> ("It is only fair that, as a counterpart to their rights and entitlements to water, natural and legal persons and institutions, whether in the public sector or the private sector, should contribute to the protection of the water environment and the conservation of water resources."); Int'l Law Ass'n, *The [Revised] International Law Association Rules on the Equitable and Sustainable Use of Waters*, Ninth Draft, art. 9(5) ("States shall not interfere with the right of access to water of persons who reside in another State.") & cmt. (finding substantial and increasing support for the recognition of a right to water in numerous international instruments), at 28 (2003), at <http://www.ila-hq.org/pdf/Water%20Resources/Draft%20Rules9November2003.pdf>.

The international recognition of water as an economic good, to which individual entities may claim a right, confirms that Claimants' Request for Arbitration should be registered for review by an arbitration panel.

Mexico also claims that NAFTA is not a proper vehicle for this dispute because of the 1944 Water Treaty. Mexico alleges that disputes under the 1944 Treaty are to be settled under the International Boundary and Water Commission and that the treaty does not set out rights for the benefit of private individuals. *Letter from Mexico*, ¶¶ 21-22. This assertion is patently without merit. Claimants are not bringing a claim under the 1944 Treaty. The 1944 Treaty simply fixes water deliveries and water allocations

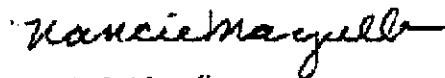
Ms. Gabriela Alvarez-Avila
April 7, 2005
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between the United States and Mexico, in the same way that a treaty allocating land between two countries fixes a boundary between those countries. Claimants' Request for Arbitration is based on violations of NAFTA, not of the 1944 Treaty.

Finally, Mexico alleges that Claimants' possession of Certificates of Adjudication issued by the State of Texas shows that Claimants lack an investment in Mexican territory. *Id.* ¶ 36. Claimants vigorously contest this allegation. NAFTA does not require that Chapter 11 claimants possess property titles issued by the Respondent state in order to meet the definition of investment. All that NAFTA requires in this regard is that the investment in question be affected by "measures adopted or maintained by a Party relating to . . . investments of investors of another Party in the territory of the Party." NAFTA art. 1101(1)(b). In our letter of March 7, 2005, we explained why the investment in this case meets the requirements of NAFTA art. 1101. Letter of March 7, 2005, p. 5-7.

We hope that this addresses all of your concerns and that you will now register these claims for arbitration. If you wish to discuss this further, please let us know.

Yours truly,



Nancie G. Marzulla

Enc3: Letter to Gregorio Canales Ramirez, October 1, 2004
cc: Executive Committee

M&M**MARZULLA & MARZULLA**
ATTORNEYS AT LAW

1150 CONNECTICUT AVE., NW, SUITE 410 • WASHINGTON, DC 20036 • TEL. (202) 822-6760 • FAX (202) 822-6774

October 1, 2004

Lic. Gregorio Canales Ramirez
Secretaría de Economía
Dirección General de Inversión Extranjera
Insurgentes Sur 1940-Rº. Piso
Col. Florida
C.P. 1030 México, D.F.

Re: August 27, 2004 Claim under Chapter 11 of the North American
Free Trade Agreement

Dear Sr. Ramirez:

This letter responds to your letter of September 9, 2004, requesting certain documents to assist you in evaluating our clients' claim. Enclosed you will find the documents you requested:

1. A copy of Certifications of Representation, confirming our authority to act as attorneys for each of the claimants;
2. A copy of Articles of Incorporation or other documentation for each claimant that is not a natural person, demonstrating that each is an enterprise of the United States;
3. A copy of a driver's license for each claimant who is a natural person, demonstrating that each is a national of the United States;
4. A copy of Certificates of Adjudication and Supplementary Amendments for each relevant water right, certified by the State of Texas, as set forth in Exhibit A of the August 27, 2004 Notice of Intent.
5. Forms signed by each claimant, providing the information you requested. (For additional information on the nature of the investment and amount of the claim, please refer to our August 27, 2004 Notice of Intent.)

We trust that, now that you have been provided with all of the documentation and information you requested, you find yourself in a position to respond to the merits of our clients' claim. We reiterate what we said in our letter to you of August 27, 2004:

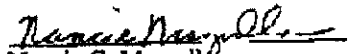
As you know, NAFTA encourages the parties to meet and confer in an effort to amicably resolve their dispute, an effort which we heartily endorse. NAFTA, ch. 11, art. 1118 ("The disputing parties should first attempt to settle a claim through consultation or negotiation."). Accordingly, by this letter we request the opportunity to meet at your earliest convenience to initiate discussions in a good-faith effort to resolve this matter prior to initiation of the formal arbitration process. At that time we will be prepared to present our case in greater detail, and to discuss appropriate settlement options; we would ask you to be similarly prepared so as to maximize the likelihood of settlement. Arrangements for the time and place of our settlement discussions should be made through this office.

Finally, we wish to underscore that our August 27, 2004 Notice of Intent provides all of the information required by NAFTA and, accordingly, the 90-day clock is ticking. We have provided all of the enclosed documentation and information (at considerable expense and trouble for our clients) to you as a courtesy, in an effort to facilitate any discussions you may wish to have prior to the initiation of arbitration. However, we must remind you of our clients' position, set forth in our August 27 letter to you, that:

Should our settlement negotiations fail, however, we are prepared to move forward with arbitration at the conclusion of the 90-day period prescribed by NAFTA, by which we will seek a prompt and just resolution of this claim.

We look forward to your prompt response.¹

Yours truly,


Nancie G. Marzulla
Roger J. Marzulla
Marzulla & Marzulla
1350 Connecticut Avenue, N.W.
Suite 410
Washington, DC 20036
(202) 822-6760

¹ As a courtesy, we have provided a Spanish translation of this letter for your convenience. In the future, we would request the same courtesy from you, i.e., that you provide us with correspondence translated into English. Due to cost considerations, however, we have provided all other documentation in English. Should you have any question about nationality or water rights ownership after reviewing these documents, we would be happy to explore with you a method of responding to your questions.

FROM WB-ICSID

(THU) 4. 7 '05 16:29/ST. 16:16/NO. 4864117800 P 11

(202) 822-6774 (facsimile)

Don Wallace, Jr.
Chair of International Law Institute, and
Professor of Law
Georgetown University Law Center
600 New Jersey Avenue, N.W.
Washington, DC 20001
(202) 247-6006

Counsel for Claimants

Enclosures

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1350 CONNECTICUT AVE., NW, SUITE 410 • WASHINGTON, DC 20036 • TEL. (202) 822-6760 • FAX (202) 822-6774

1 de octubre del 2004

Lic. Gregorio Cavales Ramírez
Secretaría de Economía
Dirección General de Inversión Extranjera
Insurgentes Sur 1940 8°. Piso
Col. Florida
C.P. 1030 México, D.F.

Ref.: Reclamación del 27 de agosto del 2004 bajo el Capítulo 11 del
Tratado de Libre Comercio de América del Norte

Estimado Sr. Ramírez:

La presente responde a su carta fechada el 9 de septiembre del 2004, solicitando ciertos documentos para ayudarle en la evaluación de la reclamación de nuestros clientes. Anexos encontrará los documentos que ha solicitado:

1. Una copia de las Certificaciones de Representación, confirmando nuestra autoridad para actuar como abogados de cada uno de los reclamantes;
2. Una copia de los Artículos de Incorporación u otra documentación para cada reclamante que no sea persona física, demostrando que cada uno es una empresa en los Estados Unidos;
3. Una copia de la licencia de conductor para cada reclamante que sea persona física, demostrando que cada uno es nacional de los Estados Unidos;
4. Una copia de los Certificados de Adjudicación y de las Enmiendas Suplementarias para cada derecho de agua correspondiente, certificados por el Estado de Texas, conforme se establece en el Anexo A, Aviso de Intención del 27 de agosto del 2004.
5. Formas firmadas por cada reclamante, proporcionando la información que usted solicitó. (Para obtener información adicional sobre la naturaleza de la inversión y la cantidad de la reclamación, por favor consulte nuestro Aviso de Intención del 27 de agosto del 2004).

Confiamos en que, ahora que se le ha proporcionado toda la documentación y la información que solicitó, se encuentre en posición de responder ante los méritos de la

reclamación de nuestros clientes. Reiteramos lo que dijimos en nuestra carta dirigida a usted el 27 de agosto del 2004:


Como usted sabe, el TLCAN motiva a las partes a reunirse y a conferir en un esfuerzo por resolver amistosamente su disputa, un esfuerzo que nosotros apoyamos sinceramente. TLCAN, capítulo 11, artículo 1118 ("Las partes contendientes intentarán primero dirimir la controversia por vía de consulta o negociación"). Asimismo, por medio de esta carta solicitamos la oportunidad de reunimos tan pronto como a usted le sea posible para sostener conversaciones en un esfuerzo de buena fe con el fin de resolver este asunto antes de la iniciación de un proceso arbitral formal. Para ese entonces estaremos preparados para presentar nuestro caso en mayor detalle, así como para discutir las opciones de solución apropiadas; le rogáramos que esté similarmente preparado para poder maximizar la probabilidad de un arreglo. Los arreglos de la hora y el lugar de nuestras pláticas para llegar a una solución deberán realizarse a través de esta oficina.

Por último, deseamos subrayar que nuestro Aviso de Intención del 27 de agosto del 2004 proporciona toda la información requerida por el TLCAN y, en todo caso, el tiempo de los 90 días está corriendo. Le hemos proporcionado toda la documentación y la información anexas (bajo gasto y molestia considerable para nuestros clientes) como una cortesía, en un esfuerzo por facilitar cualquier conversación que usted pueda desear tener con anterioridad a la iniciación de un juicio arbitral. Sin embargo, debemos recordarle la posición de nuestros clientes, establecida en nuestra carta fechada el 27 de agosto, en cuanto a que:

En caso de que nuestras negociaciones de un arreglo fallen, no obstante, estaremos preparados para seguir adelante con el juicio arbitral a la conclusión del período de 90 días prescrito por el TLCAN, por medio del cual buscaremos la expedita y justa resolución de esta reclamación.

Quedamos en espera de su pronta respuesta.¹

Atentamente,


 Roger J. Marzulla
 Roger J. Marzulla

¹ Como cortesía, hemos incluido una traducción al español de la presente carta para su conveniencia. En el futuro, requeriríamos la misma cortesía de su parte, es decir, que usted nos proporcionara documentación traducida al inglés. Sin embargo, debido a consideraciones de costo, hemos proporcionado toda la demás documentación en inglés. En caso de tener alguna pregunta acerca de la nacionalidad o la propiedad de derechos de agua después de revisar estos documentos, estamos dispuestos a encontrar, junto con usted un método para responder a sus preguntas.

Marzulla & Marzulla
1350 Connecticut Avenue, N.W.
Suite 410
Washington, DC 20036
(202) 822-6760
(202) 822-6774 (facsimil)

Don Wallace, Jr.
Presidente del Instituto Internacional de
Leyes, y Profesor en Leyes
Georgetown University Law Center
600 New Jersey Avenue, N.W.
Washington, DC 20001
(202) 247-6006

Consejo para Reclamantes

Anexos

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER II OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Narcie G. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: 9-2-04

Signature: *John L. Williams*
John L. Williams, President

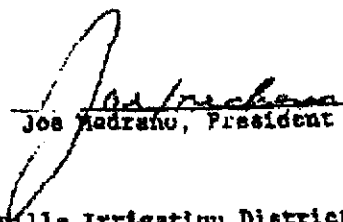
Bayview Irrigation District #11
Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nanci G. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: September 28, 2004

Signature: _____


Joe Adriano, President

Brownville Irrigation District

Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancie G. Marzullo, Esq. and Roger J. Marzullo, Esq., both of the law firm of Marzullo & Marzullo of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: 09.30.04Signature: Sonia Krueger / General ManagerCameron County Irrigation Dist. #2
Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancie G. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: SEPT. 30, 2004

Signature: 

GERARDO LOPEZ, PRESIDENT

CAMDEN COUNTY IRRIGATION DISTRICT NO. 6

Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancie G. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: 9-29-04

Signature: [Handwritten Signature] Delta Lake Irrigation District

Troy Allen Delta Lake Irrigation District General Manager
Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancie C. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: September 28, 2004

Signature:

Rolando Ayon
Board President

Donna Irrigacion District
Hidalgo County, Pinar del Rio
Print or Type name of Claimant

P O BOX 307

ELSA, TEXAS 78543-0307

956/262-3373

Certification of Representation

Attn: Brenda

Fax: 202-822-6774

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION II, CHAPTER II OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Marcelo C. Marcilla, Esq. and Roger J. Marcilla, Esq., both of the law firm of Marcilla & Marcilla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: September 29, 2004

Signature:

Jesus Flores, President of Board of Directors

ENGELMAN IRRIGATION DISTRICT

Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancie G. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: September 30, 2004

Signature:

Willard Fike
Willard Fike, President

Hidalgo County Irrigation District No. One
Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancie G. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: 9-27-04

Signature: *Larry L. Longoria*
General Manager

HIDALGO COUNTY IRRIGATION DISTRICT #2
Print or Type name of Claimant

Certification of Representative

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancie G. Marzella, Esq. and Roger J. Marzella, Esq., both of the law firm of Marzella & Marzella of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: 9/30/04

Signature: *J. H. Holcomb*

J H HOLCOMB PRESIDENT OF BOARD
Print or Type name of Claimant

HIDALGO COUNTY IRRIGATION DISTRICT #5

HIDALGO COUNTY IRRIGATION DISTRICT No. SIX
101 E. 14th Street
P.O. Box 786
Office (956) 585-8389 Fax (956) 585-9920
Mission, Texas 78573-0786

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO
SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE
NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies
that Claimant has retained Nancie G. Marzulla, Esp. and Roger J. Marzulla, Esq., both of the law
firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of
Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: 9/30/2004

Signature: *Cecelia Morales*

Cecelia Morales General Manager
Print or type name of Claimant Hidalgo County
Irrigation District #6

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancie G. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: July 14, 2004Signature: 

Xavier Ornelas-President, Hidalgo County Irrigation District #16
Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 17, 2004, hereby certifies that Claimant has retained Marcia G. Marshall, Esq. and Royce L. Marshall, Esq., both of the law firm of Marshall & Marshall of Washington, D.C., and Professor Sam Walker, Jr., Esq., also of Washington, D.C., as Counsel for Claimant in connection with this claim against Mexico.

Date: 9-27-04

Signature:

~~Address of Claimant Country, Jurisdiction~~ DISTRICT # 9

General Manager

Print or Type name of Claimant.

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER II OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancie G. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: September 26, 2004

Signature: 

La Feria Irrigation Dist. Earl Adams, President
Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancie G. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: September 26, 2004

Signature: 

Santa Maria Irrigation Dist., Joe Wolf, President.
Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain **NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT** dated August 27, 2004, hereby certifies that Claimant has retained Nancie G. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: July 8, 2004

Signature: 

Elron L. Key President United Irrigation District
Print or type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancie G. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: September 26, 2004

Signature: 

Valley Acres Irrigation District, Sam Sparks President
Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nansie G. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: 10-1-04Signature: 

ARTHUR E. BECKWITH - OWNER
Print or Type name of Claimant

ARTHUR E. BECKWITH

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancie G. Marzella, Esq. and Roger J. Marzella, Esq., both of the law firm of Marzella & Marzella of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.


Date: 10-1-04

Signature: J. Donley Bell

W.G. BELL, JR. & CONNY BELL, TRUSTEE
Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancy G. Marzella, Esq. and Roger J. Marzella, Esq., both of the law firm of Marzella & Marzella of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: Oct 1, 2004Signature: 

TOMMY BRADFORD - OWNER
Print or Type name of Claimant

LUTHER E. BRADFORD

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancie C. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: 28 Sep '04

Signature: M. G. Dyer, Esq. General Partner

M. G. DYER ^{WAD} For Capote Farms, Inc. Ltd
Print or Type Name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancie G. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: 9-30-04Signature: Christine Marzulla, agentEstate of E. F. Davis, Jr.
Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION 2, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 1994, hereby certifies that Claimant has retained Messrs G. Marzullo, Esq. and Roger J. Marzullo, Esq., both of the law firm of Marzullo & Marzullo of Washington, D.C., and Professor Don Walker, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: 10-1-04Signature: Richard Drawe - OWNER
Print or Type name of Claimant

RICHARD B. DRAWE

Certification of Representative

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nasser C. Marzouk, Esq. and Roger J. Marzouk, Esq., both of the law firm of Marzouk & Marzouk of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: 9-7-04

Signature: *Robert Duncan*
ROBERT DUNCAN, PRESIDENT

Robert Duncan
Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nuncio G. Marmala, Esq. and Roger J. Marmala, Esq., both of the law firm of Marmala & Marmala of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: 10-1-04Signature: *R. D. Emery Jr. ET AL*R. D. Emery Jr. ET AL.
Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancie G. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: 09-27-2004

Signature: *Willard Firk*

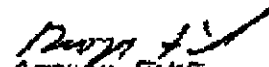
WILLARD FIRK
Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancie G. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: 04-27-2004

Signature:


GEORGE PIKE
GENERAL PARTNER

FICO FARMS.
Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancie G. Marzella, Esq. and Roger J. Marzella, Esq., both of the law firm of Marzella & Marzella of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: 10-1-04

Signature: *Marvin Fuller*

MARVIN FULLER - OWNER
Print or Type name of Claimant

FULLER FARMS

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER II OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancy G. Marzella, Esq. and Roger J. Marzella, Esq., both of the law firm of Marzella & Marzella of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: 3/30/05

Signature: [Handwritten Signature]

N.H.K. Toyama
Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancie G. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: 10-1-04Signature: *Nancie Ford* General PartnerKrenmueller Farms

Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancy G. Marzella, Esq. and Roger J. Marzella, Esq., both of the law firm of Marzella & Marzella of Washington, D.C., and Professor Don Walker, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: 10-1-04

Signature: 

JAMES MOORE - OWNER, Director
Print or Type name of Claimant

MOORE & SONS FARMS INC.

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Natick G. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: September 30, 2004

Signature: Charles Browning
Charles Browning, General Manager

North Alaska Water Supply Corporation
Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Norcia G. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: 31 March, '05

Signature: *Bernadette M. Oeser*

Bernadette M. Oeser
Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancie G. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: September 26, 2004

Signature: *Donald Philipp*

Donald Philipp
Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain **NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT** dated August 27, 2004, hereby certifies that Claimant has retained Nancie G. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: September 26, 2004

Signature: 

Francis Phillipp
Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancie G. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: 9/21/04Signature: 
Sarah J. Norris Radcliffe, PresidentPine Tree Conservation Society, Inc.
Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancy L. Marzalla, Esq. and Roger J. Marzalla, Esq., both of the law firm of Marzalla & Marzalla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: 10-1-04

Signature: Sally Reid

SALLY REID - Claimant
Print or Type name of Claimant

JESSE REID ESTATE

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION II, CHAPTER II OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancie C. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: 9-28-04

Signature: Juan F. Ruiz


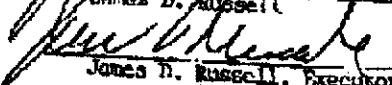
Juan F. Ruiz
Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancie G. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: 09/27/06

Signature:

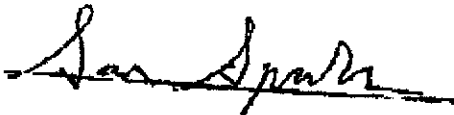

James D. Russell

James H. Russell, Executor for Martha M. Russell

Martha M. & James D. Russell
Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER II OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nando G. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: September 26, 2004

Signature: 

Sam Sparks LP
Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancie G. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: September 26, 2004

Signature: _____

Greg Schreiber

Greg Schreiber

Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain **NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT** dated August 27, 2004, hereby certifies that Claimant has retained Nancie G. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: September 26, 2004

Signature: Rita Schreiber

Rita Schreiber
Print or Type Name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUMMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancie G. Marzulla, Esq. and Roger J. Marzulla, Esq., both of the law firm of Marzulla & Marzulla of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: 09-30-2004Signature: 

Charles Shofner
Print or Type name of Claimant

Certification of Representation

The undersigned, who is a named Claimant in that certain NOTICE OF INTENT TO SUBMIT A CLAIM TO ARBITRATION UNDER SECTION B, CHAPTER 11 OF THE NORTH AMERICAN FREE TRADE AGREEMENT dated August 27, 2004, hereby certifies that Claimant has retained Nancie G. Marmala, Esq. and Roger J. Marmala, Esq., both of the law firm of Marmala & Marmala of Washington, D.C., and Professor Don Wallace, Jr., Esq., also of Washington, D.C., as Claimant's attorneys to prosecute this claim against Mexico.

Date: 10-1-04

Signature: *H. O. Hilda*

H. O. HILDA - AGENT Manager
Print or Type name of Claimant

TRINIDAD TRUST

FROM WB-ICSID


(THU) 4. 7' 05 16:26/ST. 16:16/NO. 4864117800 P 1

**International Centre for Settlement
of Investment Disputes**
1818 H Street, N.W., MSN MC6-611, Washington, D.C. 20433 U.S.A.
Tel: (202) 458-1534 • Fax: (202) 522-2615/2027

FACSIMILE COVER SHEET AND MESSAGE

DATE: April 7, 2005 **NO. OF PAGES:** 59 **MESSAGE NO.:**
(including cover sheet)

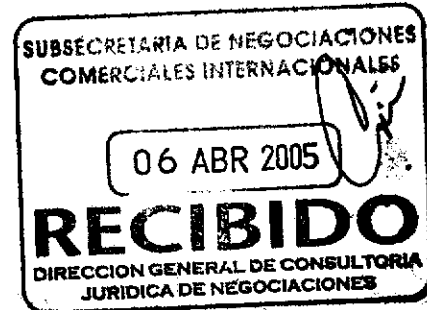
TO: Sr. Hugo Perezcano Díaz **FAX NO.:** (52 55) 5729 9310/09
Title: Consultor Jurídico
Organization: Secretaría de Economía
City/Country: México, D.F., México

FROM: Gabriela Alvarez-Avila **FAX NO.:** (202) 522-2615/2027
Title: Consejero Jurídico Principal 
Dept./Div.: ICSID **Telephone:** (202) 473-4925
Mail Stop No.: MC6-611 **Dept./Div No.:** 168

SUBJECT:

MESSAGE:

Please see attached.



Transmission authorized by: Gabriela Alvarez-Avila, Sr. Counsel, ICSID

If you experience any difficulty receiving this transmission, please inform the sender at the numbers listed above.

International Centre for Settlement of Investment Disputes

1818 H Street, N.W., Washington, D.C. 20433 U.S.A.
Telephone: (202) 456-1534 Fax: (202) 522-2618 / (202) 522-2027
Website: www.worldbank.org/icsid

April 7, 2005

BY FAX

Bayview Irrigation District et al.,
c/o Ms. Nancie G. Marzulla
Marzulla & Marzulla
1350 Connecticut Avenue, N.W.
Suite 410
Washington D.C. 20036
c/o Professor Don Wallace Jr.
Chair of International Law Institute
Georgetown University Law Center
600 New Jersey Avenue, N.W.
Washington, D.C. 20001

Dear Sir and Madam,

This will acknowledge receipt of your two letters of today's date and of their attachments regarding your request for arbitration of January 19, 2005.

Sincerely yours,


Gabriela Alvarez Avila
Senior Counsel

cc. (with incoming correspondence):

United Mexican States
c/o Mr. Hugo Perezcano Diaz
Consultor Juridico
Subsecretaria de Negociaciones
Comerciales Internacionales
Direccion General de Consultoria Juridica
de Negociaciones

H.E. Ambassador Carlos de Icaza
Embassy of the United Mexican States
1911 Pennsylvania Av., N.W.
Washington D.C. 20006

