

THE
AMERICAN JOURNAL
OF
INTERNATIONAL LAW



VOLUME 8

1914

Reprinted with the permission of The American Society of International Law

JOHNSON REPRINT CORPORATION
NEW YORK AND LONDON

COPYRIGHT, 1914
BY
THE AMERICAN SOCIETY OF INTERNATIONAL LAW

First reprinting, 1962, Johnson Reprint Corporation

TABLE OF CONTENTS, VOLUME EIGHT

[No. 1, January, 1914, pp. 1-190; No. 2, April, 1914, pp. 191-426; No. 3, July, 1914, pp. 427-703; No. 4, October, 1914, pp. 705-975.]

THE LAW OF HOSTILE MILITARY EXPEDITIONS AS APPLIED BY THE UNITED STATES. <i>Roy Emerson Curtis</i>	1
TWO REPRESENTATIVES OF THE GROTIAN SCHOOL. <i>Charles G. Fenwick</i>	38
A PRACTICAL PEACE POLICY. <i>A. Schwan</i>	51
THE RESPONSIBILITY OF THE FEDERAL GOVERNMENT FOR VIOLATIONS OF THE RIGHTS OF ALIENS. <i>Nelson Gamman</i>	73
REPRESENTATION IN PUBLIC INTERNATIONAL ORGANS. <i>Denys P. Myers</i>	81
THE AMERICAN PHILOSOPHY OF GOVERNMENT AND ITS EFFECT ON INTERNATIONAL RELATIONS. <i>Alpheus Henry Snow</i>	191
THE CENTRAL AMERICAN QUESTION FROM A EUROPEAN POINT OF VIEW. <i>Germanicus</i>	213
THE LAW OF HOSTILE MILITARY EXPEDITIONS AS APPLIED BY THE UNITED STATES, II. <i>Roy Emerson Curtis</i>	224
AERIAL-LAND AND AERIAL-MARITIME WARFARE. <i>Wilmot E. Ellis</i>	256
THE DECLARATION OF LONDON OF FEBRUARY 26, 1909. <i>James Brown Scott</i>	274
THE REAL MONROE DOCTRINE. <i>Elihu Root</i>	427
DIPLOMACY OF THE QUARTER DECK. <i>Colby M. Chester</i>	443
OBSERVATIONS ON THE NEW GERMAN LAW OF NATIONALITY. <i>Richard W. Flournoy, Jr.</i>	477
NOTES ON THE EXTRADITION TREATIES OF THE UNITED STATES. <i>Charles Cheney Hyde</i>	487
THE PAN AMERICAN ORIGIN OF THE MONROE DOCTRINE. <i>Charles Lyon Chandler</i>	515
THE DECLARATION OF LONDON OF FEBRUARY 26, 1909. PART II. <i>James Brown Scott</i>	520
ARMED MERCHANT SHIPS. <i>A. Pearce Higgins</i>	705
RESTRICTIVE CLAUSES IN INTERNATIONAL ARBITRATION TREATIES. <i>Amaro Cavalcanti</i>	723
THE WORK OF THE JOINT INTERNATIONAL COMMISSION ON PANAMA CLAIMS. <i>Leo S. Rowe</i>	738
INTERNATIONAL CONFERENCE ON SAFETY OF LIFE AT SEA. <i>Everett P. Wheeler</i> ..	758
THE ORIGIN OF THE HAGUE ARBITRAL COURTS. <i>Denys P. Myers</i>	769

THE INTERNATIONAL RESPONSIBILITY OF STATES FOR INJURIES SUSTAINED BY ALIENS ON ACCOUNT OF MOB VIOLENCE, INSURRECTIONS AND CIVIL WARS.	
<i>Julius Goebel, Jr.</i>	802
BOARD OF EDITORS	109, 330, 565, 853
EDITORIAL COMMENT:	
The Eighth Annual Meeting of the Society.....	109
Mr. Bacon's mission to Latin America.....	111
Peace through the development of international law.....	114
American unity.....	119
Note to the MacLeod case.....	122
Another sanction for international obligations.....	124
The Fourth Annual Meeting of the American Society for Judicial Settlement of International Disputes.....	129
Senator Root and the Nobel peace prize.....	133
The award of the Nobel peace prize to Senator Henri LaFontaine.....	137
Mr. Bryan and the Third Hague Peace Conference.....	330
The appointment of Mr. Robert Lansing as Counselor of the Department of State.....	336
Arbitration of claims relating to religious properties in Portugal.....	338
Arbitration and peace treaties.....	341
In memoriam.....	343
The Carnegie Church Peace Union.....	349
The Academy of International Law at The Hague.....	351
Secretary Bryan's peace plan.....	565
The American-Japanese discussions relating to the land tenure law of California.....	571
Mediation in Mexico.....	579
The origin and purpose of the Platt Amendment.....	585
The repeal of the provision of the Panama Canal Act exempting American coastwise vessels from the payment of tolls.....	592
The Eighth Annual Meeting of the Society.....	597
The Lake Mohonk Conference on International Arbitration.....	608
The Baroness Bertha von Suttner.....	613
The war in Europe.....	853
An international servitude.....	858
Mexico.....	860
The Papacy in international law.....	864
An antecedent of Algeciras.....	867
The attempt of Turkey to abrogate the capitulations.....	873
The Bryan peace treaties.....	876
Germany and the neutrality of Belgium.....	877
Germany and international peace.....	881
Caribbean policy for the United States.....	886
CHRONICLE OF INTERNATIONAL EVENTS. <i>Kathryn Sellers</i>	139, 361, 615, 890
PUBLIC DOCUMENTS RELATING TO INTERNATIONAL LAW. <i>George A. Finch</i>	155, 375, 641, 900

TABLE OF CONTENTS

v

JUDICIAL DECISIONS INVOLVING QUESTIONS OF INTERNATIONAL LAW:

Macleod <i>v.</i> The United States	158
In re Young	378
Judgment of the High Court of the East Africa Protectorate in the case brought by the Masai Tribe against the Attorney General of the Protectorate and others	380
Lapina <i>v.</i> Williams, Commissioner of Immigration	389
American-British Claims Arbitration Awards:	
The Eastry	650
The Frederick Gerring, Jr.	655
The Canadienne	655
The Lord Nelson	659
The Great Northwestern Telegraph Co. of Canada	662
Elizabeth Cadenhead	663
Mackenzie <i>v.</i> Hare, et al.	665
Decision of Supreme Court of Cologne concerning Dutch State servitude in Prussia	907
Award of Chief Justice of United States in boundary arbitration between Costa Rica and Panama	913

BOOK REVIEWS:

Schücking: <i>Der Staatenverband der Haager Konferenzen</i>	169
Wehberg: <i>Das problem eines internationalen Staatengerichtshofes</i>	171
Vivot: <i>La Doctrina Drago</i>	172
White: <i>The First Hague Conference</i>	175
Nippold: <i>Die Zweite Haager Friedenskonferenz</i>	176
Blakeslee: <i>Japan and Japanese-American Relations</i>	179
Niemeyer and Strupp: <i>Jahrbuch des Völkerrechts</i>	180
Rives: <i>The United States and Mexico, 1821-1848</i>	398
Catellani: <i>Il Canale di Panama</i>	401
Pohl: <i>Deutsche Preisengerichtsbarkeit</i>	404
Hirschmann: <i>Das internationale Prisenrecht</i>	404
Westlake: <i>Traité de droit international privé</i>	406
Pillet: <i>Les Conventions internationales relatives à la compétence judiciaire et à l'Exécution des jugements</i>	408
Julliot: <i>Aéronefs sanitaires et conventions de la Croix-Rouge</i>	411
Zeballos: <i>Justicia Internacional Positiva</i>	413
Flier, et al.: <i>Grotius International Jaarboek voor 1913</i>	414
Oppenheim: <i>The Panama Canal Conflict between Great Britain and the United States of America</i>	415
Richards: <i>The Panama Canal Controversy</i>	415
Glesner: <i>Commentaire de la Loi du 17 Juin, 1909, ayant pour objet l'Acquisition et la Perte de la Nationalité Belge</i>	673
Foignet: <i>Manuel Élémentaire de Droit International Public</i>	676
Government General of Chosen: <i>Results of Three Years' Administration of Chosen since Annexation</i>	676
Hepp: <i>Théorie Général de la Clause de la Nation la Plus Favorisée en Droit International Privé</i>	681

BOOK REVIEWS—Continued.

Rapisardi-Mirabelli: <i>La Guerre Italo-Turque et le droit des Gens</i>	685
Westlake: <i>Memories of John Westlake</i>	691
Pellerin: <i>A Digest of cases decided in France relating to Private International Law</i>	942
Bingham: <i>The Monroe Doctrine: An Obsolete Shibboleth</i>	944
Fenwick: <i>The Neutrality Laws of the United States</i>	946
Bustamante: <i>La Autarquia Personal</i>	948
Glenn: <i>The Rules of Land Warfare</i>	950
Ludwig: <i>Consular Treaty Rights and Comments on the "Most-Favored Nation" Clause</i>	951
Geny: <i>Des Droits sur les Lettres Missives</i>	952
PERIODICAL LITERATURE OF INTERNATIONAL LAW. <i>Kathryn Sellers</i> 183, 420, 696, 956	
INDEX	965

 SUPPLEMENT—IMPORTANT TEXTS OF AN INTERNATIONAL CHARACTER

THE AMERICAN JOURNAL OF INTERNATIONAL LAW is supplied to all members of the American Society of International Law without extra charge, as the membership fee of five dollars per annum includes the right to all issues of the JOURNAL published during the year for which the dues are paid. (Members residing in foreign countries pay one dollar extra per annum for foreign postage.)

The annual subscription to non-members of the Society is five dollars per annum (one dollar extra is charged for foreign postage), and should be placed with the publishers, Baker, Voorhis & Company, 45 and 47 John Street, New York City.

Single copies of the JOURNAL will be supplied by the publishers at \$1.25 per copy.

Applications for membership in the Society, correspondence with reference to the JOURNAL, and books for review should be sent to James Brown Scott, Editor in Chief, 2 Jackson Place, Washington, D. C.