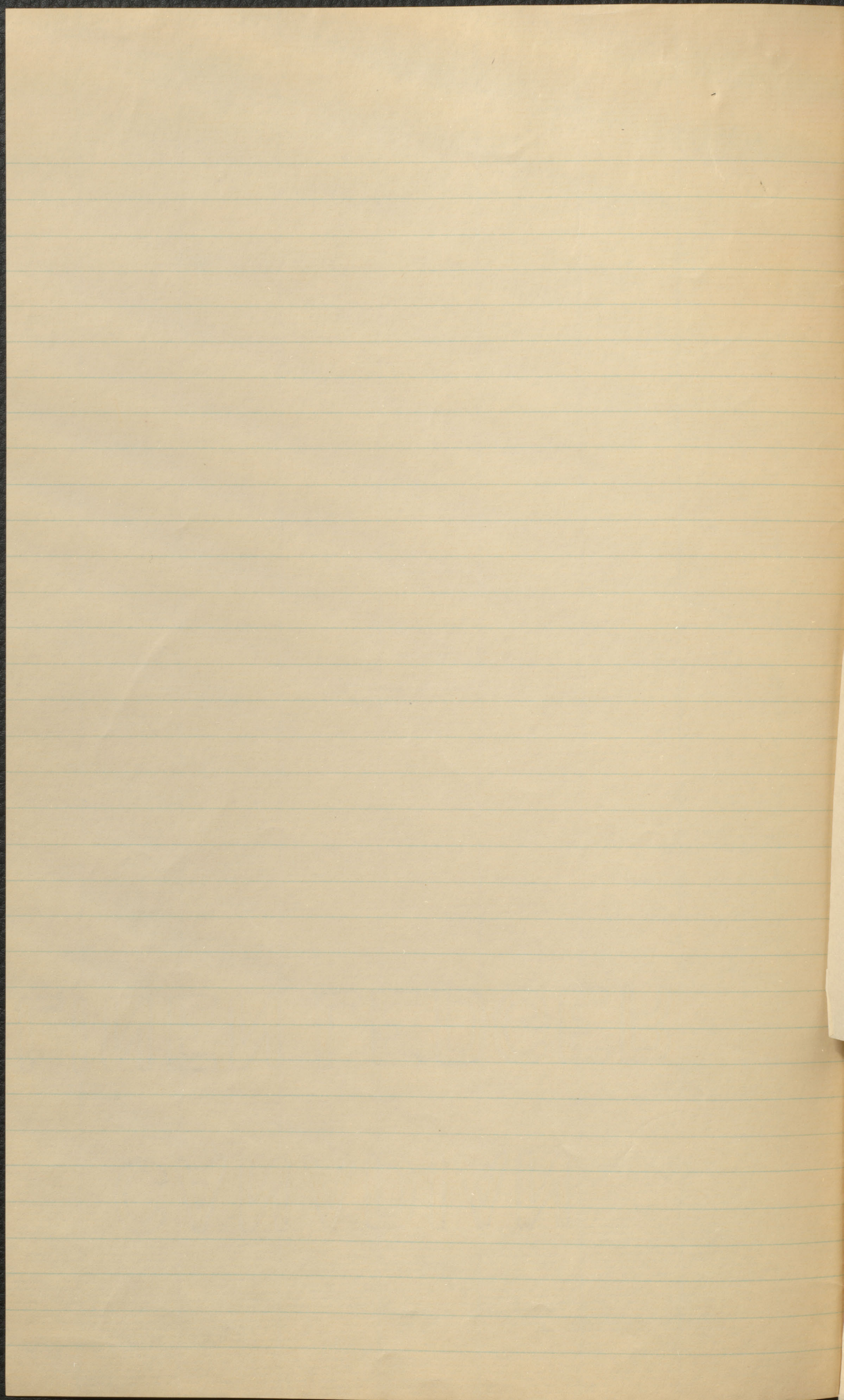


Drafts of County
Case.



Seventh Article of the Treaty of Arbitration. Many of these statements are

correct, others are held to be incorrect, while some are

Respecting the detailed statements on the life-history of the fur-seal, extending from page 98 to page 130 of the Case of the United States, it is submitted that these have little bearing on the questions at issue, except in so far as they may be relied on by the United States to support some claim of "protection or property" in the fur-seals as such, or may afford a basis of argument in connection with the necessity or otherwise of measures of protection included under the

Organ portions of the Report of the British

Requ Behring Sea Commissioners, where most of

Cott the subjects touched upon here in the

Abstinence from food. III, 304-307.

United States case will be found to be

Departure of seals from breeding islands. II, 290-292.

discussed. It becomes necessary, however

Number of young at a time. II, 301-302.

to draw attention to the fact that in the

...the detailed statements
...history of the fur-seals, ex-
...page 98 to page 130 of the
...United States, it is submitted
...have little bearing on the
...issue, except in so far as
...relied on by the United States
...some claim of "protection or
...the fur-seals as such, or may
...of argument in connection
...necessity or otherwise of mea-
...tection included under the

Seventh Article of the Treaty of Arbitra-

tion. Many of these statements are admitted to be correct, others are held to be subject to ^{modification} ~~modifying~~, while some are believed to be essentially in error. It is thought best, however, to pass on at once to the contentions based by the United States upon these statements reserving the right to discuss such of the statements themselves as may subsequently prove to be important.

For the purpose of facilitating such examination as may be thought desirable

in connection with the statements made

in this part of the case, the following

references are given to corresponding portions of the Report of the British

Behring Sea Commissioners, where most of the subjects touched upon here in the

United States case will be found to be

discussed. It becomes necessary, however

to draw attention to the fact that in the

Seventh Article of the Treaty of Arbitration

Many of these statements are

admitted to be correct, others are held to

be subject to ~~modification~~ ^{modification}, while some are

believed to be essentially in error. It

is thought best, however, to pass on at

once to the contentions based by the

United States upon these statements

reserving the right to discuss such of

the statements themselves as may subse-

quently prove to be important.

For the purpose of facilitating such

examination as may be thought desirable

in connection with the statements made

in this part of the case, the following

references are given to corresponding

portions of the Report of the British

Beijing Sea Commissioners, where most of

the subjects touched upon here in the

United States case will be found to be

discussed. It becomes necessary, however

to draw attention to the fact that in the

	U.S. Case.	British Commrs. Report.
preparation of this part of the Case re-		
lating to the life-history of the seal,		
the United States again depends almost		
entirely upon very recent statements		
specially procured in connection with		
at the breeding Islds.	I20.	278-279.
the present dispute, and that all former		
reports and writings on the subject,		
official and otherwise, are conspicuously		
ignored:-	I27.	I77, I79, I83, I85, 223, 424.
Birth of the young seals.	p: 98.	P. 279.
Age at which the young swim.	p: 99.	P.P. 298-300.
Acquatic birth doubtful.	I02.	P.P. 245-246.
Habits of the young.	I05.	P.P. 280-, 317.
Departure of the young.	I06.	P. 282.
Arrival of Bulls at the breeding Islands.	I08.	PP. 278, 283.
Arrival of Cows at the breeding Islands.	I08.	P. 279.
Organization of the harems.	I09.	P. 280.
Requisite proportion of the sexes.	I09.	PP. 292-294.
Coition.	I10.	295-297.
Abstinence from food.	I11.	304-307.
Departure of Bulls from breeding Islds.	I12.	280-282.
Number of young at a birth.	I13.	301-302.

preparation of this part of the case re-
 lating to the life-history of the seal,
 the United States again depends almost
 entirely upon very recent statements
 specially procured in connection with
 the present dispute, and that all former
 reports and writings on the subject,
 official and otherwise, are conspicuously
 ignored:-

U.S. Case.	British Commrs. Report.
Birth of the young seals. p: 98.	P. 279.
Age at which the young swim. p: 99.	P.P. 298-300.
Aquatic birth doubtful. 102.	P.P. 245-246.
Habits of the young. 105.	P.P. 280-317.
Departure of the young. 106.	P. 282.
Arrival of Bulls at the breeding Islands. 108.	P.P. 278, 283.
Arrival of Cows at the breeding Islands. 108.	P. 279.
Organization of the herms. 109.	P. 280.
Relative proportion of the sexes. 109.	P.P. 292-294.
Cottion. 110.	295-297.
Abstinence from food. 111.	304-307.
Departure of Bulls from breeding Islands. 112.	280-282.
Number of young at a birth. 113.	301-302.

U. S. Case. Br: Commrs. Report

Habits when suckling.	p:II4.	PP. 317-325.
Feeding habits of females.	II5.	PP. 306-316.
Food.	II6.	224-243.
Departure of females from the breeding Islands.	II9.	P. 282.
Arrival of 'bachelors' at the breeding Islas.	I20.	278-279.
Departure of 'bachelors' from the breeding Islas.	p:I22.	P: 280.
Migrations.	I22, I29.	I71, 208.
Question as to Seals entering inland waters.	I27.	I77, I79, I83, I85, 223, 424.

U.S. Case. Br: Commrs. Report

Habits when suckling. p: 114. pp. 317-325.

Feeding habits of females. II. pp. 306-316.

Food. IIC. 224-243.

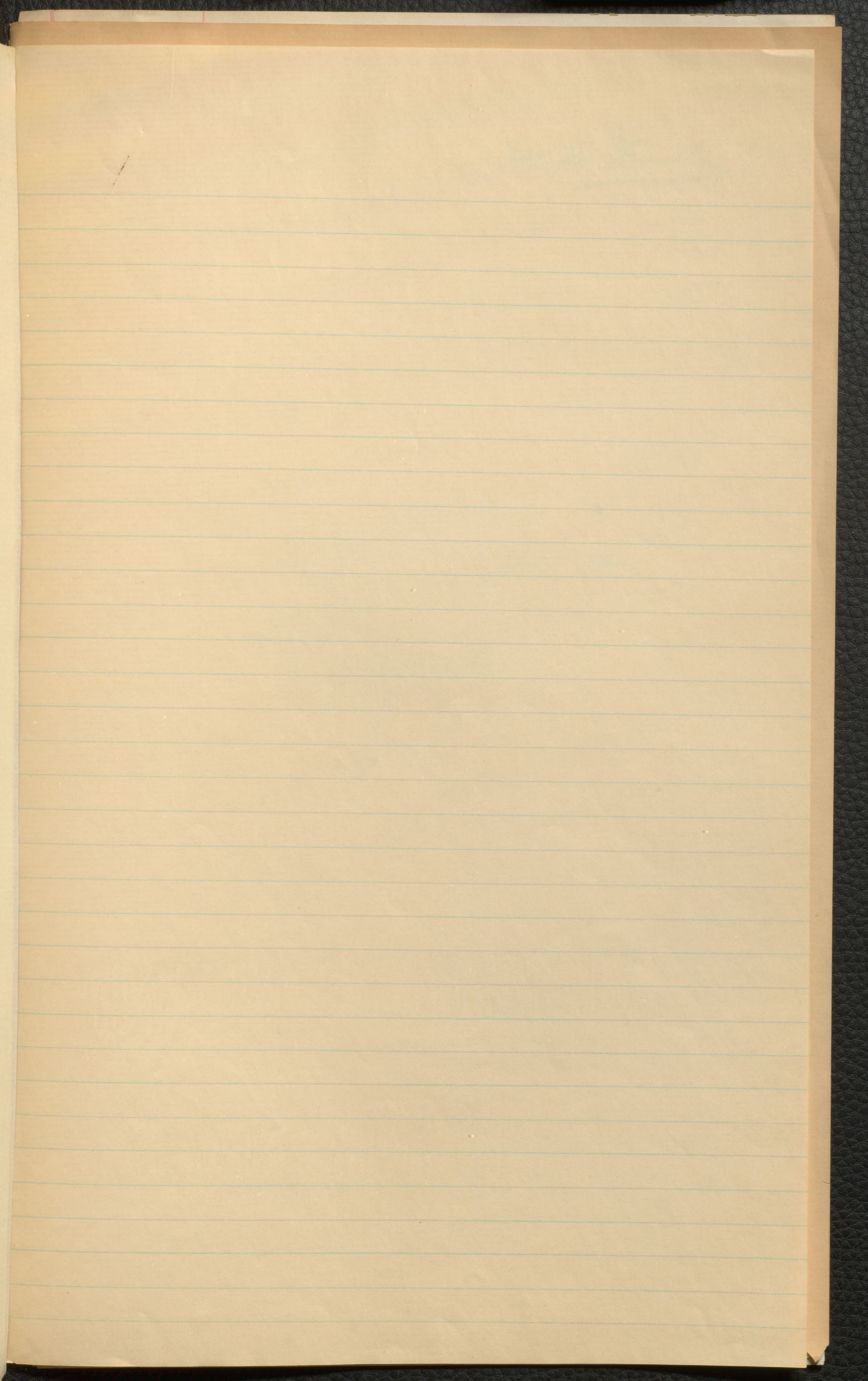
Departure of females from the breeding Islands. IIC. P. 282.

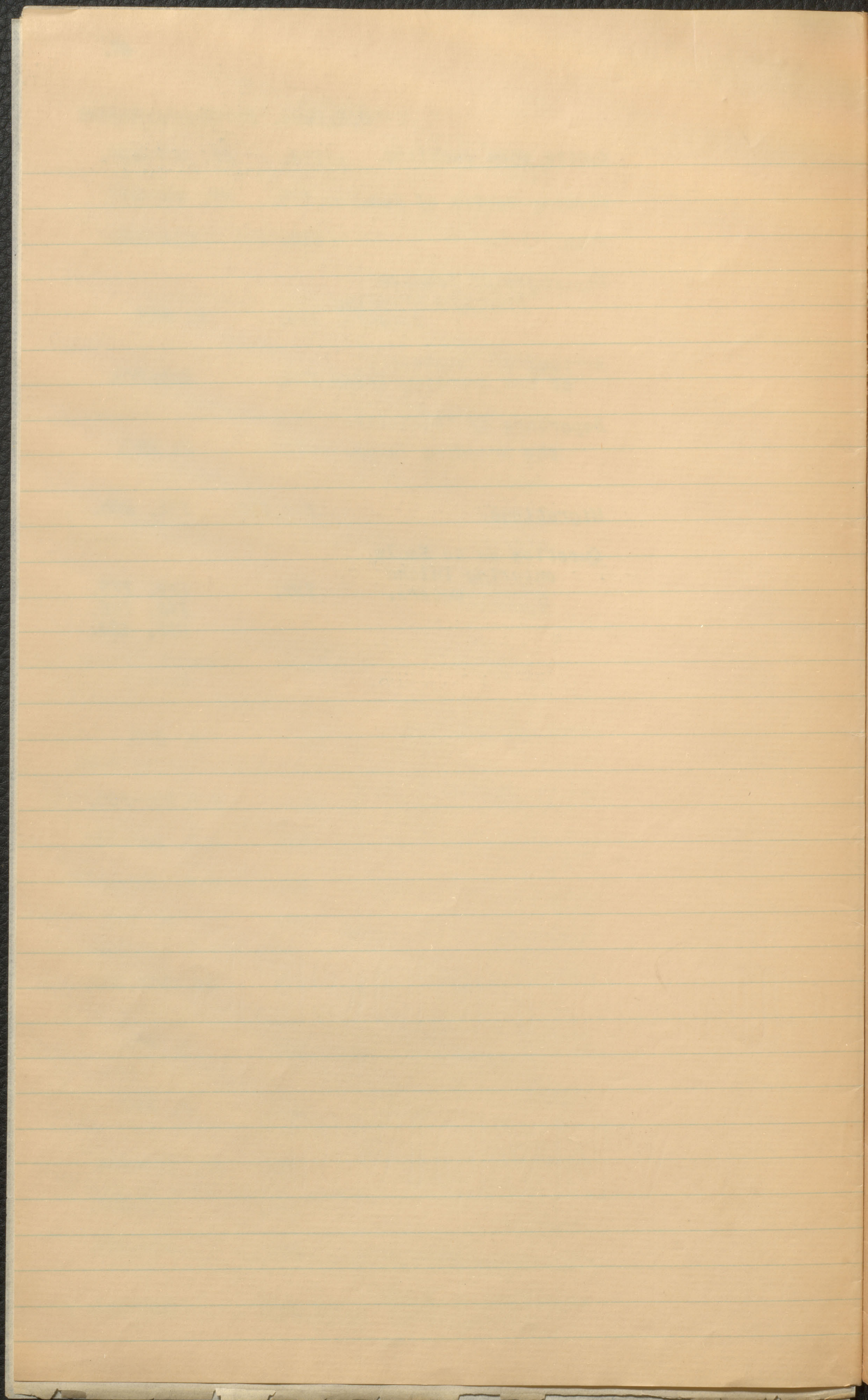
Arrival of 'bachelors' at the breeding Islands. IIC. 278-279.

Departure of 'bachelors' from the breeding Islands. p: 122. P: 280.

Migrations. IIC, IIC. IVI, 208.

Question as to Seals entering inland waters. IIC. IIV, IVO, IIC, IIC, IIC, IIC.





P
ti
h
d
h
h
h
C
W

Pacific Ocean

Exploration of the
fishing grounds of
Alaska in
during 1848.
Lieut. Com. J. D.
Gannett U.S. Navy
Instructed from
the instructions of
the U.S. Fish
Com: Vol VIII
for 1888.

Washington
1889

Cook

"A voyage to
the Pacific
Ocean".
pp. 382.383

"The first cod brought to
San Francisco from the North
Pacific region were taken in
1863. off the Island of Saghalien
in the Ochotsk Sea by a vessel
which discovered them by accident"

The instructions from the Admiralty
in 1779 were containing a search for
the passage "from the Pacific
into the Atlantic Ocean"

*Notes on the
general objects
of trade, &c.
p:5.*

*"Referring to this period, Ivan Petroff,
Special Agent for the United States 10th Census*

*in Alaska, in his Report on the population,
industries, and resources of Alaska, writes as
follows:-*

Bancroft's
"Alaska".
p: 15.

"It was at once a discovery and a conquest
"which was to carry Cossack and Russian across
"head of a small party, thus completing the
"the vast Continent, and across the narrowed
"march across the continent of Asia, in its
"Pacific to the fire breathing Islands,....."
".....x.....x.....x.....x....."
".....x.....x.....x.....x....."

Ibid. p: 16.

".....and if they could conquer the Tartars of
"the Ob there was no reason why they could not
"march on to the Pacific."

p: 110
Bancroft's
"Alaska".

.....x.....x.....x.....x.....

p: 17.

".....then Irkutsk and Yakutsk in the Lena
"district, and finally, on the shores of the
"Pacific, Okhotsk, which stands upon about the
"same parallel as that of the starting point".

.....x.....x.....x.....x.....

p: 19.

"From the Lena, Siberia extends, gradually
"narrowing, about five or six hundred leagues
"further to the east. The length of the rivers
"decreases with the breadth of the land, and the
"mighty Lena is followed by the smaller Yana,
"Indigirka, Kolima, and at last, in the farthest
"corner by the Anador which empties into the
"Pacific."

Included
in Case

.....x.....x.....x.....x.....

p: 20.

"Thus the Pacific Ocean was first reached by
"the Russians on the shore of the Okhotsk Sea, a
"place destined to play an important part in the
"advance toward America. The discovery was
"achieved by Andreu Kopilof, a Cossack leader,

Included
in Case

Re: application of "Great Ocean" to Behring Sea.

"who made his way thither from the Lena at the head of a small party, thus completing the march across the continent of Asia, in its broadest part, in about sixty years from the time of Yermak's visit to Stroganof".

British Case
p: 85.

"We have no right to exclude foreign ships from that part of the Great Ocean which separates the North Western shore of America, or to make the payment of a sum of money a condition for allowing them to take whales".

p: IIO
Bancroft's
"Alaska".

"The first effort to obtain a monopoly of traffic with the newly discovered Islands was made in February, 1748, by an Irkutsk merchant named Emilian Yugof, who obtained from the Senate for himself and partners an ougaz granting permission to fit out four vessels for voyages 'in the sea of Kamchatka'....."

.....x.....x.....x.....x.....

p: III.

"It is evident that the authorities of Bolsheretsk did not consider this first monopoly to extend beyond Bering and Copper Islands as even before Yugof sailed other Companies were granted permission to fit out sea-otter hunting expeditions to 'such Islands as had not yet been made tributary'".

Re:application of "Great Ocean" to Behring
Sea.

In 1847 the Russian Foreign Office in
reply to a representation from Governor
Tebenkoff in regard to new aggression on the
part of Whalers, expressly stated.:)

British Case
p: 85.

"We have no right to exclude foreign ships
"from that part of the Great Ocean which separ-
"ates the Eastern shore of Siberia from the
"North Western shore of America, or to make
"the payment of a sum of money a condition for
"allowing them to take whales".

*Summary of
British Case*

Re: application of "Great Ocean" to Behring

Sec.

In 1847 the Russian Foreign Office in
reply to a representation from Governor
Tchernoff in regard to new aggression on the
part of Whalers, expressly stated.:

"We have no right to exclude foreign ships
from that part of the Great Ocean which sep-
arates the Eastern shore of Siberia from the
North Western shore of America, or to make
the payment of a sum of money a condition for
allowing them to take whales".

British Case
p: 85.

*Pacific Ocean
Commercial Entries*

