

issued by Imperial German Embassy to American citizens not to travel in waters declared a war zone by Germany, 46; no warning of an unlawful act can be accepted in excuse or palliation, 46; United States looks to Germany for prompt action, 47; German reply to American note, 47-50; investigation of cases of *Cushing* and *Gulftight* in progress; *Falaba* sunk because of action of Captain in signaling for help, 48; *Lusitania* an auxiliary cruiser, with mounted guns, carrying troops and ammunition; quick sinking due to explosion on board, 49; German reply to inquiry as to *Cushing* and *Gulftight*, 50-51; *Gulftight* not seen to be flying American flag, when attacked for suspicious actions, 50-51; Germany expresses regret and offers indemnity for damage to American citizens, 51; *Cushing* attacked because flying no flag and bearing no neutral markings, 51; American inquiry as to attack on *Nebraskan*, 52; second American note on *Lusitania*, 52-56; will lay claim for damages for losses due to attack on *Cushing* and sinking of *Gulftight*, 52; surprised that Germany claims attempt of merchantman to escape alters obligation of captor to safeguard lives of those on board, 52-53; nothing but actual forcible resistance has ever been held to forfeit lives of passengers and crew, 53; does not understand that Germany seeks to justify act of commander of submarine, 53; *Lusitania* not armed, and not carrying arms or ammunition, 53; asks such evidence as Germany may have of these charges, 54; looks to Germany to see that justice is done Americans who have been wronged, 55; renews representations of first *Lusitania* note, and relies on universally recognized principles of international law, 55; cannot admit proclamation of war zone may in any way abbreviate rights of Americans, 55; understands Germany to accept principle that lives of noncombatants cannot be put in jeopardy by capture or destruction of an unresisting merchantman and to recognize obligation of precaution to ascertain whether merchantman is a belligerent or a neutral carrying contraband, 55-56; asks assurance that American

lives and ships will be safeguarded, 56; German reply to second American *Lusitania* note, 56-60; Germany was willing to ratify the Declaration of London in beginning of present war, 57; believes war should be conducted against armed forces, but civilians must be spared as much as possible; Germany's adversaries, by paralyzing peaceable traffic between Germany and neutrals aimed to destroy life of nation, 57; England is blockading neutral coasts and shipping contrary to international law, 57; as with Boers, Germany must perish from starvation or lose its independence, 57-58; Germany obliged to adopt submarine warfare to meet intention of enemies and method of warfare adopted by them in contravention of international law, 58; rights of neutrals must suffer, 58; all distinction between merchantmen and warships obliterated by British order to merchantmen to arm and ram submarines, and the promise of rewards therefor, 58; neutrals who use merchantmen exposed to dangers of war, 58; if commander of submarine which sunk *Lusitania* had caused crew and passengers to put out in boats before firing his torpedo the submarine would have been destroyed, 58; it was to be expected that so large a vessel would remain above water long enough to permit passengers to enter ship's boats; presence on board of high explosives defeated this expectation, 58; if *Lusitania* had been spared thousands of cases of ammunition would have reached Germany's enemies and thousands of German mothers and children would have lost their supporters, 58; Germany will always be ready to do all it can to prevent jeopardizing American lives, 59; repeats assurances American ships will not be hindered and American lives on neutral vessels shall not be placed in jeopardy, 59; German submarines will permit safe and free passage of American passenger steamers when made recognizable by special markings and notified a reasonable time in advance; hopes American Government will assume guarantee that these vessels have no contraband on board, 59; proposes to increase number of