Collection Summary

Title: Green Haywood Hackworth Papers

Inclusive Dates: 1912-1973

Bulk Dates: 1944-1945

ID No.: MSS50682

Creator: Hackworth, Green Haywood, 1883-1973

Extent: 5,000 items

Extent: 18 containers plus 1 oversize

Extent: 7.2 linear feet

Language: Collection material in English

Location: Manuscript Division, Library of Congress, Washington, D.C.

LC Catalog record: https://lccn.loc.gov/mm77050682

Summary: Jurist and lawyer. Correspondence, printed and near-print publications, articles, addresses, and printed matter relating chiefly to Hackworth's career as a legal advisor with the State Department and as a judge with the International Court of Justice.

Selected Search Terms

The following terms have been used to index the description of this collection in the LC Catalog. They are grouped by name of person or organization, by subject or location, and by occupation and listed alphabetically.

People

Bruel, John C.--Correspondence.
Byrnes, James F. (James Francis), 1882-1972--Correspondence.
Chankalian, Armand, 1903-1970--Correspondence.
Cox, Hugh Baker, 1905-1973--Correspondence.
Crosswhite, Willis H.--Correspondence.
Dickey, John Sloan, 1907-1991--Correspondence.
Dillard, Hardy Cross, 1902-1982--Correspondence.
Doyle, Michael Francis, 1875-1960--Correspondence.
Faby, Charles, 1892-1979--Correspondence.
Garnier-Coignet, Jean--Correspondence.
Hornbeck, Stanley Kuhl, 1883-1966--Correspondence.
Hudson, Manley O. (Manley Ottmer), 1886-1960--Correspondence.
Hull, Cordell, 1871-1955--Correspondence.
Jessup, Philip C. (Philip Caryl), 1897-1986--Correspondence.
Larson, Arthur--Correspondence.
Levie, Howard S. (Howard Sidney), 1907-2009--Correspondence.
Noble, George Bernard, 1892-1972--Correspondence.
Oliver, Howard T.--Correspondence.
Phleger, Herman, 1890-1984--Correspondence.
Rhyne, Charles S., 1912-2003--Correspondence.
Sandifer, Durward V. (Durward Valdamir), 1900-1981--Correspondence.
Stettinius, Edward R., Jr. (Edward Reilly), 1900-1949--Correspondence.

Organizations

American Society of International Law.
Americans United for World Organization.
Conversations on International Organization (1944 : Washington, D.C.)
International Court of Justice.
Teheran Conference (1943 : Tehran, Iran)
United Nations.
United States. Department of State.
Yalta Conference (1945 : Ialta, Ukraine)

Subjects
International agencies.
International law--Congresses.
International law.
International relations.
Treaties.
World War, 1939-1945.

Places
Canada--Foreign relations--United States.
United States--Foreign relations--Canada.
United States--Foreign relations.

Occupations
Judges.
Lawyers.

Acquisition Information
The papers of Green Haywood Hackworth, jurist and lawyer, were given to the Library of Congress by his daughter, Helen Swope, in 1973.

Processing History
The papers of Green Haywood Hackworth were arranged and described by Wilhelmena Curry in 1978. The finding aid was revised in 2012.

Transfers
Maps and photographs have been transferred to the Library's Prints and Photographs Division where they are identified as part of these papers.

Copyright Status
The status of copyright in the unpublished writings of Green Haywood Hackworth is governed by the Copyright Law of the United States (Title 17, U.S.C.).

Access and Restrictions
The papers of Green Hayworth Hackworth are open to research. Researchers are advised to contact the Manuscript Reading Room prior to visiting. Many collections are stored off-site and advance notice is needed to retrieve these items for research use.
Preferred Citation

Researchers wishing to cite this collection should include the following information: Container number, Green Haywood Hackworth Papers, Manuscript Division, Library of Congress, Washington, D.C.

Biographical Note

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<tr>
<th>Date</th>
<th>Event</th>
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<tr>
<td>1883, Jan. 23</td>
<td>Born, Prestonsburg, Ky.</td>
</tr>
<tr>
<td>1905</td>
<td>B.A., Valparaiso University, Valparaiso, Ind.</td>
</tr>
<tr>
<td>1908</td>
<td>Married Clara E. Christy</td>
</tr>
<tr>
<td>1912</td>
<td>LL.B., Georgetown University, Washington, D.C.</td>
</tr>
<tr>
<td>1918</td>
<td>Appointed assistant solicitor, Department of State</td>
</tr>
<tr>
<td>1922-1946</td>
<td>Counsel for the United States before the International Joint Commission under the terms of the Boundary Water Treaty of 1909 between the United States and Great Britain</td>
</tr>
<tr>
<td>1923</td>
<td>Went to Lausanne, Switzerland, to assist the United States delegation in drafting treaties of extradition and of friendship and commercial intercourse with Turkey</td>
</tr>
<tr>
<td>1925</td>
<td>Became solicitor, Department of State</td>
</tr>
<tr>
<td>1930</td>
<td>United States delegate to the Conference for the Codification of International Law, held at the Hague, the Netherlands</td>
</tr>
<tr>
<td>1931-1946</td>
<td>Legal adviser, Department of State</td>
</tr>
<tr>
<td>1937</td>
<td>Appointed by President Franklin D. Roosevelt to the additional post of United States member of the Permanent Court of Arbitration at the Hague, the Netherlands</td>
</tr>
<tr>
<td>1938</td>
<td>United States delegate to the eighth International Conference of American States, Lima, Peru</td>
</tr>
<tr>
<td>1940</td>
<td>United States delegate to the eighth American Scientific Congress, Washington, D.C.</td>
</tr>
<tr>
<td>1943</td>
<td>Accompanied Secretary of State Cordell Hull to the Moscow Conference, Moscow, USSR</td>
</tr>
<tr>
<td>1944</td>
<td>Member, American delegation at the Dumbarton Oaks Conference on international organization, Washington, D.C.</td>
</tr>
<tr>
<td>1945</td>
<td>Adviser to Secretary of State Edward R. Stettinius at the Mexico City Conference, Mexico City, Mexico, at which the Act of Chapultepec was signed Chairman, United Nations committee of jurists, meeting in Washington, D.C., which framed the tentative statue for the International Court of Justice under the United Nations Charter Adviser to United States delegation at the United Nations Conference on International Organization, San Francisco, Calif.</td>
</tr>
<tr>
<td>1955-1958</td>
<td>Elected member, International Court of Justice</td>
</tr>
<tr>
<td>1973, June 27</td>
<td>Died, Washington, D.C.</td>
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Scope and Content Note

Many years before his death, Green H. Hackworth (1883-1973) informed the Library of Congress that he had destroyed most of his papers. Fortunately, a few of his papers were preserved. They span the years 1912-1973, with the bulk of the material concentrated in the period 1944-1945. The collection consists chiefly of printed and near-print Department of State publications, some correspondence, and addresses and articles written by Hackworth and others. The papers are organized into four series: General Correspondence and Related Material, Subject File, Speeches and Writings File, and Miscellany.

The collection highlights Hackworth's career as a legal advisor at the Department of State and a judge of the International Court of Justice. Some of the papers relate to his role in the Bretton Woods Conference, Dumbarton Oaks Conference,
the United Nations Conference on International Organization (sometimes referred to as the San Francisco Conference), the International Court of Justice, the Panel on the Future of the International Court of Justice, the United Nations organization, United States treaty developments, the Teheran Conference, the Yalta Voting Formula, Canada and United States treaty agreements, the American Society of International Law, the American Arbitration Association, and Americans United for World Organization.


**Arrangement of the Papers**

The collection is arranged in four series:

- **General Correspondence and Related Material, 1919-1972**
- **Subject File, 1912-1973**
- **Speech and Writings File, 1935-1972**
- **Miscellany (Oversize), 1912-1945**
# Description of Series

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<th>Container</th>
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<tr>
<td>BOX 1</td>
<td><strong>General Correspondence and Related Material, 1919-1972</strong></td>
<td>Letters and memoranda. Arranged chronologically.</td>
</tr>
<tr>
<td>BOX 1-17</td>
<td><strong>Subject File, 1912-1973</strong></td>
<td>Printed and near-print publications of the Department of State. Arranged by subject or type of material.</td>
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<tr>
<td>BOX 17-18</td>
<td><strong>Speech and Writings File, 1935-1972</strong></td>
<td>Speeches and articles by Hackworth and others. Arranged alphabetically by title.</td>
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<tr>
<td>BOX OV 1</td>
<td><strong>Miscellany (Oversize), 1912-1945</strong></td>
<td>Academic degree, presidential appointments, and diplomas. Arranged according to type of material.</td>
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## Container List

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|           | Letters and memoranda.  
|           | Arranged chronologically.  |
| **BOX 1** | Sept. 1919-Apr. 1958  
|           | Jan.-Nov. 1963  
| **BOX 1-17** | **Subject File, 1912-1973** |
|           | Printed and near-print publications of the Department of State.  
|           | Arranged by subject or type of material.  |
|           | American Arbitration Association, voluntary arbitration in a general international organization,  
|           | Apr. 1945  |
| **BOX 1** | **American Bar Association Journal** |
|           | Apr. 1945  
|           | May 1945  |
|           | American Society of International Law, constitution  
|           | Apr. 1971  
|           | July 1972  
|           | Apr. 1973  |
|           | Americans United for World Organization, statements of national organizations relating to international organizations  |
|           | Borchgrave case, death of Belgian diplomat, 1938  |
| **BOX 2** | Bretton Woods proposals and the president's message to Congress, Feb. 1945  |
|           | Canada and the United States  
|           | Convention and protocol, double taxation, Mar. 1942  
|           | Convention between, double taxation, estate taxes and succession, June 1944  
|           | Convention on income, 1950, 1951, 1956  
|           | Treaty agreements  
|           | Columbia River, Jan. 1961  
|           | Construction of remedial works at Niagara Falls, Sept. 1954  
|           | Economic assistance, expansion of Port of Dammam, May 1958  
|           | Relocation of Roosevelt Bridge, Oct. 1956  
|           | St. Lawrence Seaway  
|           | June 1952  
|           | Tariff of tolls, Mar. 1959  
|           | St. Lawrence River Joint Board of Engineers, Nov. 1953  
|           | Convention on privileges and immunities of the United Nations, Feb. 1946  
|           | Daily summary of statements by political leaders of foreign policy, Oct. 1944  
|           | Department of State  |

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Documents on German foreign policy, 1918-1945
Press release, July 1949
Foreign affairs, Oct. 1944
Appropriation bill for
1931, hearing 1930
1938, hearings 1937
Bulletin
Aug.-Oct. 1944
Sept. 1944
Dumbarton Oaks Conference
Arrangement for Pacific settlement of disputes, International Court of Justice, July 1944
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BOX 3
Biographical sketches and delegates, Aug. 1944
Proposals for a general international organization, basic questions and comparisons, Aug. 1944
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Washington conversations on international organizations, minutes and documents, Aug. 1944
(2 folders)
Documents on international organizations
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(2 folders)
Oct. 1944
With chart and questions and answers, 1944
Proposals
Alger Hiss and Walter Lippmann, Oct. 1944
Amendments
Apr. 1945
By various countries
Jan.-May 1945
May 1945
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Canadian views, Feb. 1945
Comments by various countries, Dec. 1944-May 1945
Current developments and comments, Vandenberg, Arthur H., and others, Jan. 1945
Department of State, radio broadcasts, Feb.-Mar. 1945
European government views, Jan. 1945
Latin American governments' summary of principal comments and suggestions, Dec. 1944
National Lawyers Guild views, Feb. 1945
Press statements, addresses, and questions and answers, June-Dec. 1944
Reactions
Oct.-Nov. 1944
Current developments and comments, Dec. 1944-Apr. 1945
Daily summary of opinion developments, Mar. 1945
Harriman, W. Averell, Dec. 1944
International organization, comments and developments, Dec. 1944-Apr. 1945
Latest opinions in United States, Jan.-Apr. 1945
Latin American governments, Nov. 1944
Philadelphia Bar Association, Mar. 1945
Policy interpretation and group relations, Nov. 1944
Soviet interest, Dec. 1944-Jan. 1945
Summary of comments, Apr.-May 1945
Unsettled questions, Nov. 1944
Uruguay's position, Sept.-Oct. 1944
For an international organization
Aug. 1943-Dec. 1944
Undated
Related material, 1944-1945
(2 folders)
Executive assumption of war-making power, Jan. 1928
Exemption of consular officers from taxation, treaties in force between the United States and foreign countries, Oct. 1940
Events leading up to World War II, chronological history, 1931-1944
General Assembly resolution, review of the role of the International Court of Justice, Dec. 1970
Georgetown Law Journal, May 1932
Headquarters of the United Nations, June 1947
Honduras v. Nicaragua, Dec. 1906
Institut de Droit International, Apr. 1966
(2 folders)
International Court of Justice
Aerial incident, Israel v. Bulgaria, preliminary objects, July 1955
Appeal relating to the jurisdiction of the ICAO Council, India v. Pakistan, Aug. 1971
Biographical information on members, 1973
Case concerning the Barcelona Traction, Light and Power Co., reports of judgements, advisory opinions, and orders
Jan. 1966
Nov. 1966
Apr. 1967
Cases concerning sovereignty over certain frontier lands, Belgium v. Netherlands, Mar. 1959
Cases pending, Apr. 1958
Communiques, Apr. 1969-May 1973
Miscellaneous subjects, undated
Nominations, Feb. 1946-Aug. 1960
North Sea Continental Shelf case, reports of judgements, advisory opinions, and orders
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Mar. 1968
Pension plan for members, June 1958-Oct. 1960
Program of work, Apr. 1972
Reports of judgements, advisory opinions and orders
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July 1972
Requests for advisory opinion, July 1970-July 1972
Right of passage over Indian territory, Portugal v. India, preliminary objections, 1956-1959
South West Africa cases, reports of judgements, advisory opinions, and orders
   Mar. 1965
   Nov. 1965
Special agreement, Feb. 1967
United Arab Republic, written statement, Dec. 1960
International organization, minutes, New York meeting, Dec. 1944
Israel, forces only 30 km east of Suez, Oct. 1956
Japanese aggression and the Nine Power Conference at Brussels, 1937
Judgements of the Administrative Tribunal of the International Labor Organization upon complaints made against Unesco, Oct. 1956

**BOX 7**

Legal consequences for States of the continued presence of South Africa in Namibia (South West Africa) notwithstanding Security Council Res. 276 (1970)
   Jan. 1971 See also Container 8, Request for advisory opinion
   Feb. 1971
   Mar. 1971
Memorial album of the late Judge Hsu Mo of the International Court of Justice, June 1956
Memorandum of the French government on international organization and text of proposed French amendments to the Dumbarton Oaks proposals, undated
Miscellaneous items and fragments, Mar.-June 1945
Moot International Court of Justice, Washington, D.C., Apr. 1962
National Catholic Welfare Conference, archbishop and bishops of the Administrative Board, Apr. 1944
Panel on the future of the International Court of Justice
   Dec. 1970
   June 1971
   Aug. 1971
   Draft program of work, undated
   Minutes and comments, Feb.-Oct. 1971
   Minutes of the meeting, Nov. 1971
   Participants, Feb. 1971
Recommendations of the American Bar Association, Dumbarton Oaks proposals, Apr. 1945
Report of the Committee on Progressive Development of International Law and Its Codification, 1964
Report on the international juridicas status of individuals as “war criminals,” Aug. 1945
Republic of Liberia, draft of repealing act of concessionary grants, undated

**BOX 8**

Request for advisory opinion on the legal consequences for states of the continued presence of South Africa in Namibia (South West Africa) notwithstanding Security Council Res. 276 (1970), Jan. 1971 See also Container 7, Legal consequences
Right to protect citizens in foreign countries by landing forces, 1934
Rules of land warfare, articles of war, for army, Sept. 1972
St. Lawrence Seaway and power project, a chronology of important developments, 1949
St. Lawrence Seaway manual, 1955
Section of International and Comparative Law Bulletin, July 1961
Tentative assignment to commissions of delegates, advisers, and technical experts, Apr. 1945
Treaties in force, a list of treaties and other international agreements of the United States in force on
1 Jan. 1960
1 Jan. 1961
United Nations
Commemoration of the tenth anniversary of the signing of the charter, June 1955
Cumulative list of documents received from the Preparatory Commission, Oct. 1945
Dumbarton Oaks proposals for a general international organization, Apr. 1945
First ten years, June 1945
Report of the United Nations High Commissioners for Refugees, 1953
Tenth anniversary, 1955

BOX 9
United Nations Committee of Jurists
Convention for the establishment of a central American court of justice, Apr. 1945
Draft of statue of an international court of justice referred to in the Dumbarton Oaks proposals, Apr. 1945
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Minutes of Drafting Committee, Apr. 1945
Minutes of plenary sessions, Apr. 1945
Miscellaneous items, Apr. 1945
Report on draft of statue of an international court of justice, Apr. 1945
Statute of the Permanent Court of International Justice, comparative text, Apr. 1945
Statute of the proposed international court of justice, Apr. 1945
Statute of the Permanent Court of International Justice with revisions proposed by the United States, Apr. 1945
Summaries of meetings with revisions, Apr. 1945
United Kingdom proposals regarding the statute of the Permanent Court of International Justice, Apr. 1945

BOX 10
United Nations Conference delegates in San Francisco from the USSR, Apr.-May 1945
United Nations Conference on International Organization
Amendments to the Dumbarton Oaks proposals, May 1945
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American Legion, May 1945
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Commission III, structure and procedures, May 1945
Commission IV, judicial organization
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June 1945
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May 1945

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Credentials Committee's report, Apr.-June 1945
Denmark delegation, June 1945
Deputy Secretaries General, June 1945
Draft proposal for a Preparatory Commission, May 1945
Enforcement arrangements, May 1945
Executive Committee, voting procedure, May 1945
First plenary session of Commission IV, May 1945
General Assembly, functions and powers, May-June 1945
General Assembly, principles governing disarmament and regulation of armaments, May 1945
General Assembly and the Security Council, May-June 1945
General meetings, May 1945
Guide to amendments, comments, and proposals concerning Dumbarton Oaks, May 1945

BOX 12
Harlan, John Bushfield, authority of United States delegates to the Security Council, Apr. 1945
International Court of Justice
  Compulsory jurisdiction of the court, May 1945
  United States delegation, Apr. 1945
List of documents issued
  May 1945
  June 1945
Meeting of Commission IV, Committee 2, May-June 1945
Meetings of the heads of delegations, Apr.-May 1945
Notes on meeting of Subcommittee “A,” May 1945
Outstanding economic and social questions, undated
Progress report of work in commissions and committees
  May 1945
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BOX 13
Reaction to the seating of Argentina, May-June 1945
Recommendations to United States delegation on basic issues
  May 1945
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Regional arrangements, May 1945
Role of the advisers in relation to the delegation, Apr. 1945
Security Council, May-June 1945
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Staff, 1945
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Steering Committee, May 1945
Structure and procedure of the General Assembly, May 1945
Suggested rearrangement in charter language, Dumbarton Oaks proposals, May 1945
Suggested measures to expedite the work of the conference, May 1945
Telephone directory, May 1945
Trusteeship, United States exploratory draft, June 1945
Trusteeship questions, June 1945
Trusteeships, Apr.-June 1945
United States delegation, charter, June 1945
United States delegation, advisers, technical experts assignments, Apr.-May 1945
United States delegates, credentials, personnel for International Secretariat, Mar.-Apr. 1945
United States delegation
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General Assembly, May 1945
Assignments to commissions and committees, May-June 1945
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Organization and procedures, Apr. 1945
Position document, charter, May 1945

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Proposed amendments concerning Dumbarton Oaks proposals, May 1945
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Report on education, May 1945
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Meetings of Commission IV, May-June 1945

BOX 15
Uruguay delegation, undated
Voting procedure in the Security Council, May 1945

United Nations General Assembly
Provisional agenda of the fifteenth regular session, July 1960
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United Nations Joint Staff Pension Fund, annual report, General Assembly, Dec. 1952
United Nations Korean Reconstruction Agency, third addendum to the report of the agent
general, General Assembly, June 1953
United States and peace, Atlantic Charter-Declarations of Moscow, Teheran, Dumbarton Oaks,
and Mexico City, 1941-1945
United States and the United Kingdom, agreements, Oct. 1946
United States Senate, Committee on Foreign Relations, questions and answers on the St.
Lawrence Seaway, Jan. 1960
United States treaty developments (1794-1948), with index and appendix, 1947-1949
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United States treaty developments, 1947-1948
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BOX 17
War claims, report of the Law Committee of the National Foreign Trade Council, 1944
War Department, Bureau of Public Relations, International Military Tribunal, press release,
Oct. 1945
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**Container**  
**Contents**

Work of the International Joint Commission, United States and Canada (photocopy), 1912-1960

Written statement submitted by the Government of Belgium, undated

Yalta Voting formula
  Interpretation, suggested changes, draft, May 1945
  Security Council, May 1945

**BOX 17-18**

**Speech and Writings File, 1935-1972**

Speeches and articles by Hackworth and others.
Arranged alphabetically by title.

**BOX 17**

Address at University of California United Nations Convocation, Berkeley, Calif., 25 June 1955, by Dag Hammarskjold

Address by Hackworth, president of the International Court of Justice, at a meeting at the University of California, Berkeley, Calif., 25 June 1955

Address on international and comparative law Hackworth, 1945

“Annual Reports of the International Court of Justice to the General Assembly,” by Salo Engel

“Arbitration in International Controversy,” by Francis Kellor and Martin Domke

Article on the “Contribution of International Legal Reviews to the Development of International Law”

“Boundary Waters Problems in the East,” by G. V. La Forest

“By What Tribunal Shall War Offenders Be Tried,” by Sheldon Glueck

“Canadian, United States Commercial Relations and International Law: The Cuba Affair as a Case Study,” by Edward McWhinney


“Criminal Responsibility of Individuals and International Law,” by Albert G. D. Levy

“The Decade Ahead: The Society's Role in the Nation's Service,” by Charles E. Martin

“Differences of Procedure between International and National Tribunals,” by Sture Petren

“The Doctrine of Quasi-Territoriality of Vessels and the Admiralty Jurisdiction Over Crimes Committed on Board National Vessels in Foreign Ports,” by Alexander N. Sack, 1935

“Enhancing the Advisory Jurisdiction of the World Court,” by Paul C. Szasza, 1971

“Ensuring Compliance with Judgements of the International Court of Justice,” by Ernest L. Kerley, Apr. 1972


“General Aspects of Canadian, United States Treaty Relations and Their Import for the Conduct of Relations between Nations on the Basis of Respect for Law and Mutual Interests,” by Hackworth

“The International Court of Justice: Consideration of Requirements for Enhancing Its Role in the International Legal Order,” by Leo Gross, 1971

“The International Court of Justice,” by Hackworth

“International Law: An Inventory,” by Edwin D. Dickinson, 1945

“International Water Problems in the West,” by Charles E. Martin, June 1961

“Intervention in Proceedings before the International Court of Justice,” by John T. Miller, Jr., Oct. 1972

“Metals, Oil, and Natural Gas: Some Problems of Canadian-American Cooperation,” by Wesley L. Gould, June 1961

Opening speech at the first public sitting in the right of passage case, by Hackworth


**BOX 18**


<table>
<thead>
<tr>
<th>Container</th>
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<td>BOX OV 1</td>
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<td>Degree, 1912</td>
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<td>Presidential appointments, 1926-1940</td>
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<td>Diploma, National Association of Lawyers of Mexico, 1945</td>
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“Politics, Strategy, and the Commitments of a Middle Power,” by Theodore Ropp, June 1961
“Responsibility of States for Damages Caused in Their Territory to the Person or Property of Foreigners,” by Hackworth, July 1930
“Review of the Role of the International Court of Justice,” by Leo Gross, July 1972
“Some Observations on the International Court of Justice after Twenty-Five Years,” by Edward Hambro
“State Parties to the Statute of the International Court of Justice,” by Salo Engel, Apr. 1972
“Twenty-One Years of Canadian-American Military Cooperation,” by C. P. Stacey
“United Nations Capacity to Bring an International Claim against the Responsible Government, Opinion,” by Hackworth
“University of Jurisdiction over War Crimes,” by Willard B. Cowles, June 1945
“Will the Revised Rules of Court Lead to a Greater Willingness on the Part of Prospective Clients?,“ by Edward Hambro, Nov. 1972