

AFFIDAVIT

I, Joseph C. Grew, being first duly sworn, make oath and say that on December 24, 1937, Mr. Koki Hirota, the Minister for Foreign Affairs of Japan, asked me to call on him and he handed me the Japanese note replying to our note concerning the sinking of the U.S.S. PANAY. The Minister said that only a resume of the Japanese note would be published in Japan owing to the effect which it might create in connection with the current hostilities, but that the Japanese Government has no objection to the immediate publication of the full text in the United States.

In handing me the note the Minister said that the Government is taking every step to meet the desires of the American Government and that the strictest orders in this connection have been issued to the military and naval forces. He said that the recall of Admiral Mitsunami as the officer responsible for the incident was extremely severe punishment because it implies disgrace and the fact that he is no longer competent to command "on the field of battle." The Minister furthermore gave me in strict confidence a list of eleven naval officers against whom measures have been taken in accordance with law.

I said to the Minister that I would send him the findings and report of the American Naval Court of Inquiry as soon as received. I expressed appreciation of the direct reports made to me by naval and military officers last night and repeated part of the remarks made to them in my final statement, especially with regard to the dangers of another incident analagous to that

of the PANAY. Hirota said rather sadly: "I am having a very difficult time. Things happen unexpectedly." He did not elaborate this remark. I gathered that it was his earnest hope that his present note would serve toward settling the incident. I said that I would cable the note immediately to my Government,

(Signed) Joseph C. Grew
Joseph C. Grew

Washington, D. C.
October 15, 1947

SWORN TO AND SUBSCRIBED BEFORE ME, A NOTARY PUBLIC FOR THE DISTRICT OF COLUMBIA,
THIS 17th. DAY OF OCTOBER, 1947.

(SEAL)

(Signed) Martha H. Wilhelm

My Commission Expires Sept. 1, 1951

Ex. 3716-C

DEF DOC # 2790-F

辯護文書 第二七九〇號 F

宣誓供述書

余「ジョーゼフ・ロダルー」は正式の方式に従ひ宣誓したる後次の如く
証言する。一九三七年十二月廿四日外務大臣廣田弘毅は余に來訪を
求め廣田は米「船「バナイ」號沈没に關する米「國」の通牒の返答とし
て日本「國」の通牒を余に手交した。同大臣の語では日本「國」の通牒は現下
の事態と「關」して反響を惹き起すかもしれないから「國」内ではその「概」
だけを發表することにさだめる意向であるが、合衆「國」において直ちに全文
を發表することに對して日本「國」政府は固ら異議はないとのことであつた
通牒を渡す時、大臣は、日本「國」政府の「望」を叶へるために
は凡ゆる手段を採つてをること、又、これに關して陸海軍に對し嚴重
な指令を出してあると「語」つた。「バナイ」號事件の責任「歸」せしめて、
三波提督を召還したことはあまりに苛酷を「感」ずた、何故ならそれ
は下名譽になることであるからと「語」り又三波提督はもはや「戰場」の
指揮官たる資格を失つたものであるといふ事「實」を述べた後、さらに、

法律に従つて處分した十一名の海軍將校の名簿（リスト）を極秘裡に余に手渡した。

余は大臣に向つて、米川海軍少将官議の評決や報告が届いたら早速お送りするに述べ、又前夜陸海軍將校から直接余に宛てた報告書に感謝の意を表し、この陸海將校に宛てた余の最後の聲明書の中にある意見、殊に「バナイル」事件に類似の事件發生の危険に關する意見の一部分を繰返した。廣田は多少悲しげな調子で「ひどく厄介な目を見ておます。思ひもよらぬことばかり起つて」と言つた。この言ひ聞しは決して彼が念を入れてこしらへあげたものではない。余は、今度の廣田の通牒がこの事件の解決に役立つこと、これが廣田の最も熱望するところだと推察した。余は直ちに米川政府にこの通牒を打電するに遣つた。

署名 「ジョーゼフ・O・ゲル」

於 コロムビア州ワシントン 一九四七年十月十五日

コロムビア州公證人たる余の面前に於て宣誓し且署名せられたり

一九四七年十月十七日

印章

署名

マルタ・H・ウイヘルム

余の委任状は一九五一年九月一日を以て無効也