

defendant and plaintiff agreed that each should send in a separate tender for the work, defendant's to be the lower one, and if it was accepted, as both contractors thought it probably would, then they were to share the profits and loss of the contract equally between them in pursuance of this agreement. Defendant put in another tender for a higher price than the tender withdrawn and the plaintiff sent in his tender at a higher figure than that of defendant. The defendant's tender being the lowest was accepted, and the work was commenced and carried on thereunder.

Held, that there was a partnership between the litigants, and that while such an agreement as the one under consideration is not consistent with high views of commercial morality it is not legally void : *Jones v. North*, L.R. 19 Eq. 426.

Flotsam and Jetsam.

The disinclination of judges to retire is a very natural one ; it is the disinclination to self-effacement. Nobody likes to be shelved, least of all the children of this generation ; for if there is one quality more than another characteristic of the nineteenth century it is the passion for notoriety—"digito monstrari et dicier hic est." All have it : politicians, actors, authors, artists ; and it is a passion which grows. How morbid it may become is shown in the case of a man who set fire to York Minster merely to enjoy celebrity—"volitare per ora virum." Lawyers are not exempt. Even so great a judge as Chief Justice Cockburn liked—so Lord Bramwell tells us—a page of the *Times* devoted every day to him and his doings, and picked out causes célèbres for his list. There is another cause operating in the case of successful lawyers which accentuates the disinclination to quit a post of honour, usefulness and emolument, and it is that the lawyers have less than most men other resources, other pursuits and hobbies to fall back upon. . . . Lawyers should be wise, and cultivate while they still have leisure some pursuit, some study, which will furnish recreation for the evening of life. Fearn, of "Contingent Remainders" fame, found time to construct optical glasses and musical instruments. The late Mr. Justice Grove gained not only relaxation but renown in the abstruse problems of the correlation of forces in science. The late Lord Coleridge had his happy hunting ground in literature. Lord Justice Fry is a devotee of botany, and Lord Davey of gardening—"sua cuique voluptas." With studies and pursuits like these retirement can never be dull. It means to rest but not to rust.—*Law Journal, Eng.*

The extraordinary rapacity of some money lenders is proverbial. Why the loaning of money should develop such inordinate greed it may be difficult to comprehend. That it exists is only too apparent. Some more than ordinary instances of extortion are referred to in the last report of the Inspector