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It is noteworthy — however —
insofar as British history is concerned —
and British history is our history —
that the great charters and declarations —
which assett and define our liberties —
have never been regarded as constructive
new law — but always as the assertion
of ancient rights and privileges.

Thus -- where Magna Carta asserts
the rights of every free man to
"the lawful judgment of his peers" -it is the ancient right of trial by
jury which is being asserted.

W.L.M. King Papers, Memoranda and Notes, 1940-1950, MG 26 J 4, Volume 245, pages C164465-C165278

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