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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 assert 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.