

will be lawsuits, but it is not sure that there will always be mackerel. Suitors, irritated men, may be meshed within the seine which the privileged lawyer may cast out; but it does not follow that the mackerel can be. On the contrary, they are so shrewd and so sharp that our fishermen tell us that they cannot use a seine within their sight; that they will escape from it. But the lawyer is so confident in the eagerness of the client for a lawsuit that, instead of concealing himself and taking him unawares, he advertises himself, and has a sign of his place of business."—(Argument of Hon. R. H. Dana, Jr., p. 1,690-1.)

WHAT IS THE FAIREST MEASURE OF ITS VALUE?

Now, whether it be to practice law or for whatever else, is it not clearly a license that the privilege granted by Great Britain to the United States under the treaty of 1871 more nearly resembles than anything else? A license is the permission granted by one in authority to do a certain act or thing which it is claimed by such authority cannot be done without permission. Does it not follow that the compensation to be made for this privilege would naturally be of the character and degree pertaining to licenses, *i. e.*, in the form of a license fee payable by the person who enjoys the privilege? But since in this case the authority granting the license is of one nation, and those to whom it is granted of another, it seems wise that the Government of the latter should step in, and, to avoid complications which might arise out of such a relation between individuals and a foreign power, offer to assume, on behalf of its citizens, the payment of what should be found to be the sum of the license fees payable by them. And because the Government thus assumes to pay the gross amount, instead of its being individually collected, is certainly no reason why the total compensation should be greater than if separately collected, but rather if anything the reverse. Now we have seen that Great Britain claims that 1,000 American vessels avail themselves of her privilege. We have seen that when that Government