

Since the above was written one of these professors, in view of the awkward position in which he found himself, applied for, and has been granted, naturalization papers. The learned judge who heard the case decided that he had successfully met, what he termed, the "highest test" by his declaration that "he wished success to the allies in this war." It will probably occur to others, as it does to us, that this was a very simple and easy thing to say; but, taken with other circumstances known to the public, it fails to satisfy the public. And after all the burden of proof is on the alien enemy who, in war time, seeks the privilege of naturalization in the country which his native land is attacking.

It has been said by disinterested and thoughtful writers that when an alien takes up his residence in a foreign country, intending to enjoy the protection of its laws, and to obtain his livelihood there, he should become, both legally and loyally, a citizen of that country, with full honesty of purpose. Some, however, may not see this obligation, and desire to be free to return at any time to their native land, their hearts being there and perhaps hoping to live there again. Their declining to be naturalized in the foreign country is sufficient evidence and the most convincing proof of this desire.

In the case before us there seems to have been a deathbed repentance in this respect, but it came too late, and leads to the natural assumption that the professor saw the danger of losing his job by remaining an alien enemy and so made this tardy application. The receipt of a "scrap of paper" from a judge does not effect a change of heart nor transform the recipient into a loyal British subject. We cannot, therefore, concur with the learned judge's ruling. The "highest test," which he said had been successfully met is, under the circumstances, no test at all; it is simply a declaration that the applicant was anxious, for personal reasons, to retain his position. We do not want that class of citizens in war time. In times of peace it is of little consequence.

May we also be permitted, with all respect, to make a further criticism. The learned judge is reported to have said that he