

All lawyers do homage at the shrine of Holt. In America there is a custom to speak of the "Great Chief Justice." In England, though no single Judge stands out with such pre-eminence, probably the name of Holt as naturally rises to the thoughts when this term is used as that of Marshall does in this country. He stands for strength, for soundness, for courage, for common sense. He lived at a time when witchcraft and supernatural appearances were yet believed in, and the individual who announced himself as the messenger of the Almighty, charged with a demand that a *nolle prosequi* be granted for a certain prisoner then awaiting trial, had reason to hope that he might overawe the Chief Justice. But Holt, observing that the Almighty would never have given to him a direction which should have been addressed to the Attorney-General, rebuked the deceit and committed the false messenger to prison. He has a peculiar interest for American lawyers, because, unlike most of those who have reached high judicial office in England, he did not combine political activity in the Houses of Parliament with the discharge of his duties as a Judge. In the words of Lord Campbell, he was a "mere lawyer," possessing a "passion for justice" and a "genius for magistracy"—qualities displayed during a long judicial service and resulting in a record that has made Holt "the model on which, in England, the judicial character has been formed."

As Chief Justice Holt's days were drawing to a close, Lord Hardwicke, against the judgment of his mother, who wished him bred to some "honest trade," was entering on those studies, which, aided by his great powers of mind and long experience, were to give him the consummate knowledge and mastery of equity for which he is pre-eminent. It was not unfitting that as the great Judge who knew so well and so soundly administered the common law was laying down his work, he who was to expound so admirably and in a large measure to create the present system of English equity, was taking up his own. Individual judgments will differ, but Chief Justice Holt and Lord Hardwicke, each in his own sphere, are perhaps the highest types in the two great branches of English law. But Lord Hardwicke