

THE REPORTERS AND TEXT WRITERS.

to the profession, by his great diligence and learning." But in *Regina v. Ion*, 2 Denison C. C. 488, when the eleventh edition of Archbold's Criminal Pleading, by Welsby, was cited, the same learned judge said that Mr. Welsby was "not yet an authority."

ATKYN'S REPORTS.—Mr. Justice Buller says: "This case is miserably reported in the printed book; and it was the misfortune of Lord Hardwicke, and of the public in general, to have many of his determinations published in an incorrect and slovenly way; and perhaps, even he himself, by being very diffuse, has laid a foundation for doubts which otherwise would never have existed."—Buller, J., in *Lickbarrow v. Mason*, 6 East, 29, 1 Smith L. C. 739, 6th ed. See *Holland v. Holland*, 20 L. T. N. S. 59.

BACON'S ABRIDGMENT.—"It is well known that Bacon's Abridgment was compiled from the MS. of Chief Baron Gilbert."—Per Blackburn, J., in *The Queen v. Ritson*, L. R. C. C. 204. The title "Leases" is generally considered to be the best of the many valuable expositions of the law in this work. Mr. Justice Coleridge speaks of it as "admirable," in his edition of Blackstone's Commentaries, Vol. II, p. 320, note 13.

BALLOW (HENRY).—Treatise of Equity. London, 1737. Henry Ballow is the reputed author of this excellent old work. Of the late editions, Mr. Justice Sharswood observed that it has become "as has been well remarked, 'a rivulet of text meandering through a wilderness of notes.'" 60 Penn. State, 227.

BARNARDISTON.—"Is not a reporter to be relied on in all cases."—Stuart, V. C., *Holland v. Holland*, 20 L. T. N. S. 59.

BARNEWALL AND ALDERSON'S REPORTS.—In a recent case, the reference to which is mislaid, the late Baron Alderson remarked that he was not responsible for the first part of the first volume. It was reported by Selwyn and Barnewall.

BARNES'S NOTES.—"Much indifferent law is to be found in Barnes's Notes."—Pollock, C. B., in *Williams v. Holmes*, 22 L. J. Exch. 284.

BECK'S MEDICAL JURISPRUDENCE.—"This is a work of high reputation, but we cannot regard its statements as evidence."—*Phillips v. Allen*, 2 Allen 456.

BEST ON EVIDENCE.—Mr. Justice Willes, in *Regina v. Briggs*, Dearsly & Bell C. C. 102, characterized this as one of the best books on our laws. And Stuart, V. C., in *Marritt v. The Anchor Reversionary Co.*, 8 Jur. N. S. 52, pronounced it "a very remarkable book." See also the observations of Willes, J., in *Hollingham v. Head*, 4 C. B.

N. S. 391, and in *Ex parte Fernandez*, 10 C. B. N. S. 40.

BLACKBURN ON THE CONTRACT OF SALE.—"Another authority referred to entitled to great respect."—Bramwell, B., in *Chinery v. Viall*, 5 H. & N. 294.

BRACON.—Designated by Sir William Jones, "the best of our juridical classics." Treatise on Bailments, 75.

BROOKE'S ABRIDGMENT.—"High authority."—Kelly, C. B., in *Martin v. Woods*, 38 L. J. Q. B. 86. As reported in L. R. 4 Q. B. 305, "Great authority."

BURN'S JUSTICE.—In *Regina v. Williams*, Temple & Mew C. C. 241, a warrant issued by justices of the peace was held to be bad. Maule, J., observed: "They follow the form in Burn's Justice; but it is not the first form in that work which has been objected to, and decided to be wrong."

CAMPBELL'S REPORTS.—In a very recent case, Lord Cranworth, L. C., observes: "Although that was merely a dictum in a *nisi prius* case, yet on all occasions I have found on looking at the reports, by the late Lord Campbell, of Lord Ellenborough's decisions, that they really do, in the fewest possible words, lay down the law, very often more distinctly and more accurately than it is to be found in many lengthened reports; and what is so laid down has been subsequently recognized as giving a true view of the law as applied to the facts of the case." *Williams v. Bayley*, L. R. 1 H. L. 213.

CARRINGTON AND PAYNE, AND 'ESPINASSE'S REPORTS.—Of these two reporters, Blackburn, J., said: "Neither reporter has such a character for intelligence and accuracy as to make it at all certain that the facts are correctly stated, or that the opinion of the judge was rightly understood." *Redhead v. Midland Railway Company*, 8 Best & Smith, 401; 9 Best & Smith, 531; L. R. 4 Q. B. 388. See 'ESPINASSE.

CARTER'S REPORTS.—In *Pennoyer v. Brace*, Comberbach, 441, Lord Holt disclaimed all knowledge of "that Carter," and would not allow his authority. 4 C. B. 592 note.

CHALMER'S OPINIONS OF EMINENT LAWYERS. FORSYTH'S CASES AND OPINIONS ON CONSTITUTIONAL LAW.—In *Phillips v. Eyre*, 40 L. J. N. S. Q. B. 28, the Court of Exchequer Chamber allowed these works to be referred to as part of the argument of counsel, but not as possessing any authority. P. 29 n. (1).

CHITTY'S ARCHBOLD'S PRACTICE OF THE COURT OF QUEEN'S BENCH IN PERSONAL ACTIONS AND EJECTMENT.—"There is an admirable book,—Mr. Prentice's edition of Chitty's Archbold's Practice,—