

his purpose, he would by his will impose upon his heirs and legatees the duty of *continuing the litigation until they succeeded in wresting from me my property!* This is a fact, and I confess that, startled, alarmed by the possible fate of my descendants, I resolved to anticipate the posthumous war with which they were threatened.

Judges Duval, Badgley, Meredith and Stuart, it is true, are against me ; but I trust in God and in trial by Jury. Impoverished as I have been by this litigation, I may not immediately have the means of paying for the publication of such notice of them as each may deserve ; but it is perfectly plain that every man in this community may be treated by them as I have been.

Reverting to Chief Justice Duval, of whose manner of dealing with the most important questions I have given a sample, I will only add that his whole allocution on that occasion, as on every occasion upon which I have been present, has been quite equal to the foregoing sample.

In open court, except at a price which no father, the sole stay of a young family, can afford to pay, it is impossible to resist judicial arrogance, to expose and punish judicial incapacity or unfitness. But I may here safely inform the Chief Justice that whether the ordinance had at any time " gone almost out of use" in France is of no kind of importance, nor is what " Domat says " on the subject worth noting, though the "*reviving*" of the ordinance *for actions such as mine* certainly militates in my favor. For the information of the Chief Justice, however, I submit that my success depended upon the fact that, on the 13th September 1759, on the day of the capitulation which followed, at the time of the