

MEMORANDUM.

ON the 18th of March, a few days after the close of the present Term, died the Honourable BROCKHOLST LIVINGSTON, an Associate Justice of this Court, in the sixty-sixth year of his age. He was appointed in 1806, being at that time a Judge of the Supreme Court of New-York, and having before occupied an eminent rank at the bar of that State. He had served his country with distinguished military reputation during the war of the revolution, and subsequently filled several important civil stations at home and abroad. He was an accomplished classical scholar, and versed in the elegant languages and literature of the southern nations of Europe. At the bar, he was an ingenious and learned advocate, fruitful in invention, and possessing a brilliant and persuasive elocution. On the bench, his candour and modesty were no less distinguished, than his learning, acuteness, and discrimination. His genius and taste had directed his principal attention to the maritime and commercial law; and his extensive experience gave to his judgments in that branch of jurisprudence a peculiar value, which was enhanced by the gravity and beauty of his judicial eloquence. In private life, he was beloved for his amiable manners and general kindness of disposition, and admired for all those qualities which constitute the finished gentleman. He died with the deep re-

gret of all who knew him ; leaving behind him the character of an upright, enlightened, and humane judge, a patriotic citizen, and a bright ornament of the profession. *Isque et oratorum in numero est habendus, et fuit reliquis rebus ornatus, atque elegans.*

RULE OF COURT.

February Term, 1823.

No cause will hereafter be heard, until a complete record shall be filed, containing in itself, without references *aliunde*, all the papers, exhibits, depositions, and other proceedings, which are necessary to the hearing in this Court.

MEMORANDUM.—Mr. Justice TODD was absent, from indisposition, during the whole of this Term ; and Mr. Justice LIVINGSTON was absent, from the same cause, from Monday, the 24th of February, until the end of the Term.