

1 tory by taking away all jurisdiction that they shall
2 desire?

3 MR. MARTINEAU: You can. That is simplifica-
4 tion to the extreme. We don't agree with that.

5 JUDGE CLAPP: The purpose of the Constitution
6 is to protect the extremes.

7 MR. MARTINEAU: You have to permit some
8 flexibility. We don't believe we can sit down here and
9 write into the Constitution all of those cases where you
10 may want the jurisdiction to be transferred from one
11 court to another and permit that and prohibit everything
12 else. We don't believe that we are foresighted enough to
13 be able to predict how the jurisdiction between the
14 various courts ought to be allocated.

15 MR. ENEY: It has its power under the present
16 Constitution, the jurisdiction of all the courts is
17 subject to change by the Legislature with very few excep-
18 tions.

19 JUDGE CARTER: Isn't it a fact of life that the
20 Orphans' Court, the philosophy, leaving too much to the
21 Legislature, the Orphans' Court will be abolished by the