

1 MR. ENEY: I see no rationalization at  
2 all in saying that the judge who passes on probate matters  
3 involving estates of thousands of dollars and millions  
4 of dollars is to be compensated on the basis of a rather  
5 modest per diem but the judge trying the negligence case  
6 has a much more substantial salary. I think these are  
7 things that the whole Committee and the Commission is  
8 in accord with, that the judge exercising probate  
9 functions should have the same dignity, same status,  
10 same tenure, same pension, same salary as the other  
11 judges of general jurisdiction. That's one point.

12 The next point, it seems to me, is that the  
13 court exercising probate jurisdiction ought not to  
14 be hamstrung with a limited statutory jurisdiction,  
15 it ought to have all the jurisdiction of an equity court,  
16 all jurisdiction of a law court trying jury cases, all  
17 jurisdiction of a probate court, and not have a situation  
18 where if you get a particularly difficult administration,  
19 you have to go into equity because the Orphans Court  
20 with its statutory powers can't handle everything. That  
21 happens every year, you have to move administration over