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## THE NOTRE DAME LAWYER

In conclusion, from the preceding evidence it appears that the death penalty is not unchristian or inhuman and that humanitarianism is destructive of morality. 2. That the right of the sword is an absolute necessity to the State not only as a deterrent to crime but especially as a means of self-preservation and a safeguard to civilized society. 3. That no race can take the philosophy of this modern school of criminologists into its system and not be poisoned by its degeneration and destruction. No society can act upon it and long survive. Doubtless there is much that we have to learn concerning the sources of human conduct, but until science has fixed its feet on a firmer foundation we shall be foolish to permit its hypotheses and experimental conclustions to rob us of the safeguards approved in our common sense of justice and in our actual experience of the value of punishment of crime as a deterren to crime.

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