Racy Testimony in an English Breach of Promise Case.

The Widow Was Cruelly Jilted by Her Lover.

She Wanted the Pudding Basin Back-Her Bill for the Pudding-No Charge for Teas, Etc.-The Rascally Deceiver Escaped Scot Free.

At the Hereford Assizes, on Tuesday, Mr. Justice Hawkins and a jury were occupied for some time in hearing an amusing breach of promise case. The action was brought by a widow, Jane Elizabeth Challen, of Oxford street, Gloucester, and the defendant was a widower named Thos. Brewer, a farmer, of Tyberton, Gloucester. Mr. A. Gwynne James and Mr. J. Corner were the counsel for the plaintiff, and Mr. Darling, Q.C., M.P., and Mr. Cranstoun for the defendant.

The plaintiff's statement was that she knew the defendant slightly in 1889, but did not make his acquaintance until 1892, when he met her in a shop, and seeing that she was wearing widow's weeds, asked if her husband was dead. To this she replied: "I am sorry to say he is," and he then said, "I will come and see She did not give him her address, but afterwards he said, "I have got your address and shall come up to see you," She saw him in Gloucester once or twice, and then after the Gloucester Festival he came up to her house, stayed an hour and a half, and asked her to be his wife. told him she could not give him an answer until Saturday. On the Saturday, when he came again, she made him a promise to be his wife, and everything was settled. He said, "I am true and honorable with you. Be my wife and I will be true and honorable;" and she said, "I will." They were to be married in three months from that time. In calling afterwards Mr. Brewer never missed a Plaintiff's husband had been dead nine months. The defendant objected to her wearing widow's weeds, and she then left them off, and had a grey dress made. She also had a silver-grey dress made for the wedding, and he had a light pair of trousers, saying that they would match. (Laughter.)

During his visits he asked her to make some milking aprons, shirts, etc., for him, which she did. She also made him a pair of garters, and at Christmas time he asked her to make him some plum puddings. She made nine. (Laughter.) He had a large family. He bought the flour and suet, and she found fire, basins, cloths and trouble. (Laughter.) He had his photograph taken and gave her two copies. She also gave him a photograph of herself. showing the dress she had when she went out of mourning.
Mr. Corner—Where did he put the

photograph that you gave him? Plaintiff-In his check book.

"Where was his check book kept?"
"In his breast pocket." "Very near his heart?"

" (Laughter.) The Judge-Lower down, I should

hink. (Renewed laughter.)
Mr. Darling—Near to where the plum puddings were, my lord. (Laugh-Continuing, the plaintiff said that it

Malvern. The arrangement was that he should come to her house, sleep there that night, and then they should go to Malvern next day. When he came he had on his wedding trousers. 'And he stayed that night?' "Yes. He said, 'It will be all right;

you will be my wife before this time

They left by the first train in the morning. On the way he left her, saying he had to go home. She went on to Malvern as arranged and waited for him there, but he did not turn up. She afterwards went back to Glouces-

Afterwards when she saw him he said he could not come on to Malvern. as he had some business to do at Redmarley and could not leave it. wards the defendant grew cool to-

In cross-examination by Mr. Darling the plaintiff admitted that she sent the following letter to the defendant:

"June 1, 1894. Sir,-I request the pudding basin returned to me; also the bill as below: Mrs. Sherman, 1s; half a peck of flour, 1s; three milk-ing aprons, 3s 10d; pudding cloths, paid for making shirt, Now, I have not charged you for firing, nor for teas and suppers and other things, for months. If this is not paid within a week I shall commence proceedings for action. You have no manly act

in you." (Loud laughter.)
She also admitted sending this bill: "Bill delivered, 8s; September, 1892, to October, 1893, for 100 teas, at 6d each. at 6 1-2d, 4s 4d." (Loud laughter.)
"When she sent him that bill he said he would speak to the exciseman and new life. about her selling beer and spirits

without a license. Mr. Darling-During that time were were you and the lovemaking?

his meals?

ter my trip to Malvern." The Judge—It was a case of love in the pudding basin. (Laughter.) Mr. Darling-Then, on June 10, did said: "You have not paid me for the beer or spirits, so you cannot go to the excise officer. The fluted pudding

basin I shall have returned back, with (Renewed laughter.) Mr. James-No, no, Mr. Darling, there is a stop after the word "back," and it goes on, "With love, I am the (Renewed laughter.)

Plaintiff, in explaining why she sent the bill to the defendant, said she wanted him to come up in a temper. She wanted to bring out his temper. (Laughter.) Once, when the defendant was at her house, he left a small, short stick behind, and she kept it. He promised her a horse to ride to hounds, and she thought the stick would make her a whip. (Laughter.) She also had a tobacco pouch of his which he had asked her to mend. Were you advised to bring these

No. but I thought I would do so." Just to show your affection for

I don't know about that." (Laugh-

intiff said the defendant did not her that she was a dangerous all over the count man, from what he could hear; and others, will cure you

he should never come to see her again. On the contrary, they parted the best of friends, and the last time he was at her house he asked her if she had got a few of Beecham's Pills which she could give him. (Loud

The defense was a total denial of the promise. The defendant said he asked the plaintiff to make different things for him, but he paid her for what she did, and he never thought of marrying her.

The jury, without hesitation, found a verdict for the defendant, the plain-

tiff to pay all costs.

The trial seems to have gone against the injured party. This often happens in this world.

BAD LUCK TO THE END.

No Obstacles Could Keep Them from Their Fate. Pall Mall Gazette.

A remarkable instance of the persistency with which bad luck seems to follow the fortunes of some men came under my notice lately here in South Africa. Among my fellow passengers on the Union steamship Scot, which sailed from Southampton to Cape Town last December, were two American prospectors from the Western States. One of them, Mr. Johnson, I had met several years ago in Southern California. Now he was on his way with his partner, Palmer, to hunt for gold in Matabeleland.

The story of the first portion of their wanderings I heard from themselves. Having lost money rather heavily in their mining undertakings in Arizona, they made up their minds to try Africa, and started on the long trek of 14,000 miles from Los Angeles to the Lower Gwelo.

After a hurried rush across the American continent they sailed from New York on the German liner Spree, which ran aground on the Isle of Wight while coming up the Solent. Having got away from the Spree, they caught the Scot at Southampton and a storm into the bargain. During this bad weather, which was the cause of many wrecks on the British coasts, among them a lifeboat in Dublin Bay, the steamship Scot had a bad time and had finally on Christmas Day to put into the Bay of Vigo in a disabled condition. After a week in this picturesque Spanish town the steamer Athenian came in with orders to take on a certain number of the passengers. Lots were drawn to dend, happening cide who were to to get a place, I Town, My two mian friends came on with the mannity of the passengers, on the Mexican, later, and reached Mafeking exactly two months from the date of their departure from the Pacific coast. When taking his seat on the coach at Mafestarting for Buluwayo, Palmer made the foreboding remark: we've been wrecked twice coming this far, and I guess I want no more accidents on this trip." Six weeks later he and his "pard" were lying dead and mutilated on the banks of the Lower Gwelo, assegaied by the Mata-

### TICKLE YOUR EAR.

It Will Cause You to Shiver as With Cold.

There is a branch of the pneumo gastric or respiration-digestion nerve supplied to the passage of the ear, and it has been proved by experiment that stimulation of this nerve causes the vessels of digestion to dilate. Tickling the passage of the ear existent traffic, and the quaint paved stimulates this nerve, blood is withvas arranged that they should go to I drawn from the skin to fill the dilated blood vessels of the digestive organs this causes a feeling of chilliness to the surface of the body, and shivering is the result. The explanation of the pneumo-gastric nerve being supplied to the passages of the ear, is interesting. All vertebrates in an early stage of their development have certain clefts in the head called "bron-chial clefts," which, in the lower forms, become the gill passages, and being, therefore, parts of the respira-tion-digestion system, are supplied by the pneumo-gastric nerve. first cleft develops into our ear passage and eustachian tube, and so we get the anomaly of parts of a special sense being supplied with branches of a nerve of respiration and diges-

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Go where you will over the whole North American continent, you will £2 10s; 30 suppers, beer, and whisky, hear Paine's Celery Compound spoken £1 10s 6d; and eight pudding basins of; and in every village, town and city you will find some, who, through the Compound's power, have found health

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lished. The great majority of diseases that end in misery and death might be quickly and permanently cured if sick persons could only be induced to use Paine's Celery Compound.

The wonderful medicine has a noble record of cures-an array of testimony that is truly magnificent and astonishing. The rheumatic, dyspeptic, nervous, sleepless, weak, run-down, and those tormented with blood diseases are soon made well and strong by Paine's Celery Compound. your doctor has doubts about your case, Paine's Celery Compound will certainly give you the bloom of health and long years of happiness.

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and a Railway Being Built There.

Trees Cut Down, a Hedge Ruined

The Famous Field on Which European Liberty Was Preserved to Be Eadly Wrecked.

Next year the anniversary of the battle of Waterloo is to be celebrated in a fashion which one feels would have been peculiarly distasteful to the austere hero of the fight. A "grand collation" is to be spread on the historic hill, and to the Duke of Wellington. Wellington there was to have succeeded Col. North. By the time, however, the champaigne corks were popping, the field of battle will have been improved beyond recognition, and the re turning guests will be able heir places from Mount St. Jean via Wavre or Braine l'Alleud.

It is no doubt that the study of art and history should be rendered easy to the public, but it is beyond question that an appreciation of Fra Angelico is to be obtained by being hustled through the Pitti, nor a grasp of Napoleonic strategy from a railway embankment in Flanders. However, it is the hour of the "personally conducted," if he has not "stabled his horses in Peter's" he has at least deposited his sandwich paper in Notre Dame, and if he has not climbed the Alps on an elephant he has achieved the Rigi behind a steam engine. It is true that the hurrying of many feet past the masterpieces of the Pitti will not detract from their value, and that if the side of the Rigi has been seared with iron you may still watch sunrise from its summit; indeed, taking thought, man, by the aid of a wooden platform, has even added cubit to the mountain's stature, and so extended the horizen by perhaps half an inch, but from the point of view aimed at the innovation at Waterloo is deplorable.

After all, most people visit a battlefield with a view to picturing more vividly to themselves the scenes which took place there, but that is precisely what the future pilgrim to Waterloo will never succeed in. He will, on the contrary, only obscure his vision. Somewhere, no doubt, Picton thundered out his last order. "A volley, and then charge!" Somewhere else poleon sat motionless on his horse pointing with his hat to the English lines, as the Guard strode past with a roar of "Vive l'Empereur!"—but the pick and the shovel have done more than obliterate the old landmarks;

than obliterate the old they have substituted new ones. construction of the Mount" has already seriously affected the original contour of the ground, and that without any compensating advantage. vantage. The natural point from which to view the field was, it might have been imagined, was the hill from which Wellington surveyed it, and not the summit of a preposterous the very height of which reduces the historic valley at its foot to the apparent level of a plain. Even were any virtue in mere inches, the erection of a Vendome column would have supplied all that necessary without interfering with the formation of the ground. Now to the mount there is suc-

eeding the railway. Last week the ragged end of the embankment hung over the Charleori road, close to the Gordon monument; in another month or so it will have stretched itself across the field, and the face of the country will be hopelessly changed. Nor is this the only alteration. The Charleroi road has been thoughtfully widened to meet the requirements of a noncauseway straggles disconsolately along rough a hed of deep sand curious avenue of trees which swept dication that she had undergone a the walls of La Haye Sainte, and prolonged illness. The reporter menhouses of La Belle Alliance, has been cut down, though with unspeakable solicitude for future generations of hero worshipers, a new avenue has been planted on the edge of the broadened road. The hedges through which the Forty-Fourth burst, as they rushed down behind Picton on Ney's columns have disappeared, and so have the eech trees which once surrounded

It must not however, for a mo

Hougoumont

supposed that all improvements are to be viewed for nothing. The modern Belgian peasant attacks the visitor to Waterloo with immoderation, and demands English silver most persistently. conductor of the char-a-banc, which conveys you to the field, sturdily claims backsheesh for the sole service of having relieved you of your fare. From the moment you leave the station until the moment you return you are pursued by a crowd of ragged urchins howling "Charite" at the top of their ugly voices, or insisting on the purchase of the most ridiculous mementos. At the gates of La Haye Sainte, where the brave Germans fell ammunition, a farm girl invites you to enter, and then bars your exit with the belated demand of half a franc a visitor. At Hougoumont they have learned to improve even upon this: a lady makes terms with you while you are in the gate for admission at the rate of half a franc each, but this you learn to your disgust, on your departure, does not include an additional charge of half a franc each for the service of the guide to the farm from whose clamor you have vainly endeavored to escape during the entire

opened, and the dejected battalions of better to suppose than know.

HOW TO KNOW TORNADOES.

Some Characteristic Features of the Appearance of These Unwelcome Visitors.

Harper's Weekly. Perhaps the most important distinction to emphasize is that between the appearance of a thunder storm and a tornado, since, if this can be defined, much needless fear at the approach of black, but harmless, thunder storms can be avoided. When not combined with tornado manifestations the thunder storm sends aloft a narrow line of black clouds in advance, which remains high in the sky. At the right and left the clouds seem to reach the earth, but this is caused, not by a descent to the earth, as in a tornado, but by distant edges of the high black clouds receding below the horizon line. It is one storm which spreads to the left and right. There is no splitting up of clouds with the formation of a different storm at an-

other part of the horizon. tornado is easily distinguished from this perfectly plain edge of black with its lighter rain mist ex-tending to the earth. Whether the funnel is veiled by rain or not, it is ordinarily so black that as it approaches it appears as a column of dense darkness, narrowest at the earth, with light breaking through on

either side of it. The most marked trait of all is that other clouds seem to be approaching, others moving at right angles, and a distinct storm of light hue is coming up from the southwest. This is all caused by the tornado, which is drawing clouds and air currents towards itself from great distances. As the tornado funnel distances. As the tornado funnel comes nearer, with its dark ma rubbish reaching to the earth, the roar is frightful, giving the observer 15 or 20 minutes' warning. The southwest corner of the cellar, if the tornado is approaching from the south or west, is the safest place of refuge. The tornado carries the wreckage to the north and east, and if the funneed not be feared, because it will almost certainly move away. Of 600 tornadoes specially classified, all but 35 moved from southwest to north-east, and nearly all the 35 moved

The funnels have a rotary motion from right to left, and this motion is not due to electrical action, but to acceleration of conflicting air currents. Lieut. Finley shows that the lightning supposed to be in the funne is already in adjacent thunder clouds The broken and withered buds, bruised by the action of the air, are evaporated by the sun after the tornado causing the foliage to look seared, giving rise to the error that the tor nado manifests burning electrica power. It has been demonstrated by study of wreckage that as the funne leaves the earth and rises into the air its force slightly diminishes, and that this bounding motion causes the funnel to spare one building and demolish another. The funnel, with its small end to the earth, spins like a top, moving along at an average rate of about 40 miles an hour, but the velocity of the spin is incalculable. It is like the motion of air impelled by an explosion.

Tornadoes generally occur between p.m. and 5 p.m., and not more than a thousand takes place between 10 p.m. and noon of the following day. I have heard of only two instances in which the tornado occurred between midnight and morning-one at Hohokus, N. J., and another in Southern Michigan, which caused slight loss of life. Since these are only two in about two thousand cases, the danger from tornadoes at night is so small that it need not be

## WHEN OTHERS FAIL

Health and Strength.

A Well Known Young Lady in Napaneo Gives Her Experience -So Weak That She Could Not Go Up Stairs Without Resting-Her Friends Thought She Was in Consumption - Now the Picture of Health and Strength.

From the Beaver, Napanee, Ont. Among the young ladies of Napanee there is none better known or more highly esteemed than Miss Mary L. Byrnes. Indeed, her acquaintance and popularity covered a more extended field, as she is a traveling saleslady for the Robinson Corset Co., and has many customers on her route, which extends from Oshawa to Ottawa. How this lady happens to be the subject of this article is due to the fact that she has recently undergone a most remarkable change through the use of these wonderful little messengers of health, Dr. Williams' Pink Pills. When the reporter of the Beaver called to make inquiry into her cure, he was met at the door by the young lady herself, whose rosy cheeks and healthy appearance gave no in-



tioned his mission, and found Miss Byrnes quite willing to tell the particulars of what she termed "an es cape from death." In reply to the query, "What have Dr. Williams Pink Pills done for you?" she replied, "Why, they have done wonders. I "What have Dr. feel like a new woman now. eight years I was weak and miserable, and at times I could not walk. I was greatly troubled with indiges tion, and frequently could not keep anything on my stomach, not even a glass of milk. I had dizzy spells, severe headaches, and my complexion was of a yellowish hue. My kidneys also troubled me, and in fact I was all aches and pains. In going up a flight of stairs I had either to be assisted up, or would have to rest several times before I got to the top. At times my hands and feet would have no more warmth in them than lumps of ice. One one occasion, while stopping at an hotel in Kingston, after waiting on a number of my customers, I fell down in a faint. landlady found me in this condition. and sent for a doctor, who, after bringing me back to consciousness, gave me medicine to take. He told me that my system was so badly run down that it was imperative that I should have absolute rest. His medicine had no beneficial effect that I could see, and I tried a number of other doctors, with no better results. I became so low that I cared for neither work nor pleasure, and my friends thought I had gone into con sumption. It was at this juncture that I determined to give Dr. Williams' Pinks Pills a trial, and my appearance today will show you what

a wonderful change they have wrought in me. I continued taking the Pink Pills for three months, and before discontinuing them every ache and pain had disappeared. I cannot speak too highly of this wonderful medicine, and I am eager to let the fact be known for the benefit of other sufferers." Mrs. Byrnes was present during this interview, and strongly indorsed what her daughter had said, adding that she believed they had saved her life. The experience of years has proved that there is absolutely no disease due to a vitiated condition of the blood or shattered nerves that Dr. Williams' Pink Pills will not promptly cure and those who are suffering from such troubles would avoid much misery and save money by promptly re-sorting to this treatment. Get the genuine Pink Pills every time and do not be persuaded to take an imitation or some other remedy from a dealer, who, for the sake of extra profit to himself, may say is "just as good."
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100—Ladies Solid Gold Watch, value \$60.

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202 to 225-24 Solid Silver Thimbles. 500—Diamond Ring solitaire or 3 stones, value \$40, 1,000—Boy or Girls High Grade Bicycle, value \$45. MIDDLE AWARDS. To the person sending in the middle correct

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32 to 41—10 half dozen, Silver Plated Desert Fork,

42—Solid Gold Watch, value \$40.

43 to 49—7 Ladies Gold Fob Chains,

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51 to 60—10 Gentlemens Gold Rolled plate Chains,

75—Ladies Silver Watch with Fob.

75 – Ladies Silver Watch With Fob. 76 to 99–24 dozen Solid Silver Metal Teaspoons. 190—Ladies Solid Gold Watch. 200—Silver Cake Basket, value \$10. 300—Silver Berry Dish, decorated, value \$12. 400—Boy's hammerless, latest improved Rife

alue, \$15. 500—Ladies Ring, 3 opals, set in Solid Gold, value \$20. CONDITIONS.

1—Answers received only through mails, 2—Competition closes, January 1st, 1897. Tea lays allowed from closing date for letters from a listance, but such letters not to bear post mark ter than January 1st, 1897.

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