

had decided after much consideration was reversed by the higher court and sent back to be tried again. At the second trial Judge Wade adhered to his former decision. "But, your Honour, the Supreme Court reversed your former judgment," exclaimed the surprised counsel. "Yes, so I have heard; I will give them a chance to get right," he quietly replied. The case was again taken to the Supreme Court, which reversed its own judgment and affirmed Wade's decision.—*Green Bag*.

JOINDER OF ISSUE.—Judge Gary tells the story of a Missourian who came in the circuit clerk's office, in response to a summons, and getting out the old common-law courts from the pigeon-hole in the clerk's desk, sat down behind the stove to read them. When he got through he asked the clerk what he must do. The clerk said:

"You will have to get a lawyer."

"I haven't any money to hire one, can't I do something?"

"Well, you have got to join issue."

"Well, but I don't know how to do that."

"Well, you have got to deny, of course, everything that is said there."

So the old gentleman took out his spectacles, and went back and sat down at a table and wrote at the bottom of the declaration, "The above are a damned lie." And thus was issue joined.—*Central Law Journal*.

The *Green Bag* makes the following interesting contribution to the law of evidence:—

At a term of the circuit court in Iowa not long ago a "horse case" was on trial, and a well-known horseman was called as a witness.

"You saw this horse?" asked counsel for the defendant.

"Yes, sir, I —"

"What did you do?"

"I opened his mouth to ascertain his age, and I said to him, 'Old sport, there's a lot of life in you yet.'"

Whereupon counsel for the other side entered a vigorous protest. "Stop!" he cried. "Your honor, I object to any conversation carried on between the witness and the horse when the plaintiff was not present!"