

police records, is clearly untrue. Whether Phillips did all he could for his wife or not is perhaps only a collateral question, but the true character of the wife is a very important question in deciding this issue. In this connection then I would expect that if the wife while living in the Stanford boarding gave way to the use of intoxicating liquor in the way described, some police officer or neighbour, or some one in or out of that house other than Phillips and Mrs. Stanford, could have been found to depose to it. To determine this question rightly is important in determining how much weight should be attached to the wife's death-bed accusations and wishes. The affidavits in support of the father's claim make it pretty clear to me that in a general way, in his outside life, he is a well-behaved man, but they afford no actual evidence as to the relations between Phillips and Mrs. Stanford, whether or not there is anything in the circumstance that while these two deponents both swear that Phillips did not occupy the rear room, yet neither of them state what room he did occupy, I do not know but it becomes significant in view of the evidence of the deceased wife in the Police Court on the 30th of November, 1911. That evidence was of a specific and most damaging character and the husband Phillips did not then bring Mrs. Stanford or go into the witness box himself to deny it. Under these circumstances, for so long as the father continues to make his home where it now is, I cannot say that the father is a fit and proper person to have the care, custody, education or control of his daughter Ethel Gladys Phillips. The application will, therefore, stand adjourned until Friday, the 20th of June instant, to be renewed in my Chambers at 10 o'clock. If it then appears to my satisfaction that the applicant has permanently abandoned his present residence and established a respectable and suitable home for himself and his daughter and enters into an undertaking to faithfully carry out the new arrangement the order asked for will be made, otherwise the application will then be dismissed with costs.