

Then it is said that he refused to wheel the child in a baby cart saying he was no dray horse and the like. He explains that this was only on one occasion when he intended to drive his wife and child in a buggy. But suppose he did refuse—hundreds of fathers have done the like without being considered unnatural.

It is quite plain that the grandparents are passionately fond of the child, as the grandmother swears "we always claimed the said baby and claimed her to be ours because we had brought her up and looked after her," as another affidavit has it "the . . . grandparents . . . appeared to be so far as their actions shewed, the parents of the said infant . . . : " they are jealous of the father as they would be of anyone who should seek to interfere with their charge of the child, a wholly natural jealousy; and they magnify trifles, adduce everything however small which might help them to hold on to their darling. But when all is said, there is nothing which shews that the father is unmindful of his parental duties.

Then is there any inability to provide for the welfare of the child? I do not see any. He is healthy—the attempt to shew or at least to suggest that he is tuberculous, desperate as the attempt was, wholly fails in view of what his medical man swears. He is respectable, of good habits, industrious and trustworthy. He is steadily employed and attends to his work continuously in a tool factory. He intends to take up house and have his sister keep house for him: she is about 30 years of age and was trained in housework by her mother who died about 12 years ago: for some years before that time she had everything to do in the house on account of her mother's ill-health, and after her mother's death she brought up her younger brothers: she has at different times acted as nurse and taken special care of children. She swears she is fond of children and has been in contact with them a great deal—she has indeed for the last six or seven years worked for a cutlery company in New York State but those who should know her best say that she is a steady, competent, experienced girl, a capable and careful housekeeper, quite able and fit to look after her brother and his child.

It is rather suggested than said that the expectations of the child will be diminished by placing her in the hands of her father. That, I decline to believe. It is not at all probable that grandparents so fond as these undoubtedly are