

Alienation Claim By Uxbridge Township Couple Fails

The claim of Ernest Weinhold for damages from Arthur Parratt, Uxbridge Township farmer, for alleged alienations of his wife's affections was unsuccessful when tried at Whitby last week. Judgment for divorce nisi was granted.

The jury retired at 2.30 p.m. and returning at 5.15 held that adultery had been committed between the two defendants but that the defendant Parratt had not alienated the affections of the plaintiff's wife and was not liable for damages.

Mr. Justice Urquhart said he concurred in the jury's findings, expressing the view that the plaintiff probably had a sense of discipline which he carried "beyond all reason."

In awarding custody of the five children to Mrs. Weinhold, he said he thought it would be unwise to disrupt their present mode of life,

they having lived with their mother for the past three years. He ordered however, that the plaintiff should have reasonable access to them. He urged also that their custodians see to their religious education.

Evidence was that Mrs. Weinhold and the children in September, 1944, had gone to live at the Parratt farm near the one which she and her husband had purchased. Weinhold had been working in Toronto and coming home weekends. The defence claim was that she had done so as the result of her husband's stern attitude and actions.

The plaintiff was represented by A. W. S. Greer, K.C., and the defendants by R. D. Humphreys, K.C. Weinhold, who formerly operated a farm near the Parratt home, is also seeking divorce from his wife Reta Weinhold, and custody of their five children.

Contending that Mrs. Weinhold's whole married life had been one of hard work to serve her husband's lust for gain, R. D. Humphreys, K.C., defence counsel asked how long a woman was to endure the physical and mental privation she underwent at the hands of this man.

"I maintain there never was one iota of love or affection by that man to his wife since they were married." "All he was interested in was the almighty dollar and what he could get out of it."

In his address to the jury, A. W. S. Greer, K.C., counsel for the plaintiff, stressed that Weinhold was not responsible for the fact that he was born and brought up in Germany. Rather he had come to make his home in this country, had adopted its laws, and should not be discriminated against.

"Isn't one of the important features of our dispensing of justice that it should be dispensed equally to all?" he asked. "Isn't that what we are fighting against, that there should not be any discrimination?"

He maintained there was no evidence that any real friction between Weinhold and his wife until Parratt came on the scene.

In her evidence yesterday afternoon, Mrs. Weinhold said she had been unhappy throughout her married life. "I was never free. It was like being in prison," she told the court in cross examination.

She claimed she had done a good deal of work on their farm in Uxbridge Township and her husband's attitude on arriving home weekends from his employment in Toronto was that "she had never done enough." "I was never free. It was continually found fault with the children and that they were afraid of him."

A. W. S. Greer, K.C., counsel for the plaintiff, went on to ask Mrs. Weinhold concerning one occasion when she was supposed to have smashed her wedding and engagement rings with a crow bar.

"He (Weinhold) said if I didn't care for him to smash them," she said.

"And you didn't care for him so you smashed them?" Mr. Greer asked.

"Yes," was the reply. Asked about the yellow gold ring she was wearing in the witness box she replied that it was "just a ring I found—when I was 16 or 17."

WILCOX LAKE NEW HOME

The marriage of Violet Margaret, daughter of Mr. and Mrs. Thomas James Breadon, and Kenneth William Ash, son of Mr. and Mrs. Percy Ash, Wilcox Lake, took place in St. David's Anglican Church, with Rev. Canon H. A. Bracken officiating at the double ring ceremony.

Given in marriage by her father, the bride wore white brocaded satin with a matching headdress holding her full length veil and carried yellow gladioli and roses. Miss Elizabeth Breadon was her sister's maid of honour, wearing pink taffeta and Miss Betty Mears was bridesmaid, in blue. They carried nosegays of 'mums and roses. Charles Crawford was best man, and ushers were Laurence Wheaton and Don Moulton.

After a reception at the 48th Highlanders' Club, the couple left for the Laurentians. On their return they will live at Wilcox Lake.

Other defence witnesses were J. LaHay and his wife June LaHay who had lived at the Pratt farm until October, 1944. They said Parratt had always acted properly towards Mrs. Weinhold and Mr. LaHay said he himself had told her she was welcome to come and live at their house until she could find other accommodation. They both recalled having seen bruises on Mrs. Weinhold's face at one time.

Similar evidence was given by Parratt's uncle, Arthur Smith, who said he visited the latter's farm frequently. "Sonny" was the name which Smith said he had always known his nephew by.

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THE OLD HOME TOWN By STANLEY



BIBLE QUESTIONS and ANSWERS

Q.—Are the angels the spirits of dead Christians?

A.—The angels are created beings of a higher order than man and were created before man. Psalm 8:4, 5: "What is man, that Thou art mindful of him? and the son of man, that Thou visitest him? For Thou hast made him a little lower than the angels, and hast crowned him with glory and honour." There were angels guarding the tree of life in the garden of Eden before any man had ever died.

Q.—Are not some preachers who were never called of God?

A.—Ezekiel 13:6: "They have seen vanity..... saying, The Lord saith: and the Lord hath not sent them." Of them, our Lord said in Matthew 23:3: "All therefore whatsoever they bid you observe, that observe and do; but do not ye after their works: for they say, and do not." It is often an unpopular road, but it is ours to follow the footprints of our Saviour. I Peter 2:21: "For even hereunto were ye called: because Christ also suffered for us, leaving us an example, that ye should follow His steps."

—I read in Genesis 4:14 that when Cain was driven out from the

presence of the Lord he was afraid that someone might kill him. How could this be if there were no other people on the earth except Adam and Eve and Cain, Abel having been killed?

A.—There were other people on the earth. It is understood that the death of Abel took place in the 128th or 129th year of the world. Supposing Adam and Eve to have had no other sons than Cain and Abel in the 128th year, yet as they had daughters married to these sons, their descendants by that time would easily have numbered many thousands of men, not counting women or children under 17 years of age.

John MacLaren of Port Perry has grown a pumpkin weighing 70 pounds. Two witnesses watched the scales and verify the weight. How many pies in that pumpkin?

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