

TASMANIAN LAW REPORTS.

Reports of Cases

DETERMINED IN THE

SUPREME COURT OF TASMANIA

BY

HERBERT NICHOLLS, LL.B.,

AND

W. J. T. STOPS, LL.B.,

Barristers and Solicitors of the Supreme Court of Tasmania.

VOL. 1.

CONTAINING THE CASES IN THE YEARS

1897, 1898, 1899, and 1900.

Melbourne:

CHARLES F. MAXWELL (G. PARTRIDGE & CO.),

LAW BOOKSELLERS AND PUBLISHERS,

458 CHANCERY LANE.

1906.

Melbourne :
Harston, Partridge & Co., Printers,
452-454 Chancery Lane.

PREFATORY NOTE.

THESE Reports have been edited with a view of bridging the gap between the end of Mr. Hore's "Digest of Tasmanian Cases," (which covers the period 1856-1896) and the year 1905, when the issue of a regular series of reports was begun. The preparation of these reports was not undertaken until 1905, and the Editors have therefore been compelled to depend largely on press reports, and consequently unable, except in a few cases, to report the arguments of counsel. Nearly all the judgments reported were written, and their Honors have been good enough to allow their manuscripts to be used for verification.

The Editors have also to acknowledge the courtesy of the Registrar of the Supreme Court in permitting access to the records, of members of the profession in lending press reports and other papers, and of Mr. Frederick Stops, formerly Secretary of the Law Department, in assisting in reading the proofs and preparing the Index.

94 COLLINS STREET, HOBART,
June, 1906.

JUDGES OF THE SUPREME COURT OF TASMANIA
DURING THE PERIOD OF THESE REPORTS.

Chief Justices :

SIR WILLIAM LAMBERT DOBSON, KNT.
SIR JOHN STOKELL DODDS, K.C.M.G.

Judges :

THE HONORABLE ROBERT PATTEN ADAMS.
THE HONORABLE ANDREW INGLIS CLARK.
THE HONORABLE JOHN McINTYRE.

Attorneys-General :

ANDREW INGLIS CLARK, Esq.
DONALD CAMPBELL URQUHART, Esq.
SIR NEIL ELLIOTT LEWIS, K.C.M.G.
HERBERT NICHOLLS, Esq.
GEORGE CROSBY GILMORE, Esq.

Solicitors-General :

ALFRED DOBSON, Esq., K.C.
EDWARD DAVID DOBBIE, Esq.