THE

WESTERN AUSTRALIAN

LAW REPORTS.

1899.

VOL. I.

EDITED BY

EDWARD A. HARNEY,

OF PERTH.

BARRISTER-AT-LAW

(KING'S INN, DUBLIN).

Perth:

Published by FREDERICK BULL & DONALD MACKENZIE, MOIR'S CHAMBERS.

JUDGES & LAW OFFICERS

OF THE

Supreme Court of Western Australia.

(1899).

Chief Instice:

SIR ALEXANDER CAMPBELL ONSLOW, Kt.

Puisne Budges:

EDWARD ALBERT STONE, Esq. ALFRED PEACH HENSMAN, Esq.

Attorney General:

R. W. PENNEFATHER, Esq.

Master of the Court:

FRANCIS ARNOLD MOSELEY, Esq.

PREFACE.

The need of authentic Law Reports has of recent years been much felt by the profession. This volume represents the opening of a series of Law Reports which, it is hoped, will supply that want. No pains have been spared to make the Reports accurate and complete, but if any shortcomings should be found, the Editor asks the indulgence due to a new undertaking.

Each volume of these Reports will consist of two parts. This part contains the reports of cases argued during the Sittings of the Full Court, from September, 1898, to March, 1899; and the next part of this volume will contain the reports of cases argued at the May, July, September, and November Sittings of the Full Court for this year, and will be published in January next. The second part of each volume will contain a digest of the cases reported, and a list of all cases cited throughout the volume.

The materials for these Reports have been supplied to the Editor from copious shorthand notes taken during the arguments, and have then been reviewed, corrected and classified by him. In many instances their Honors the Judges have also kindly revised and corrected the reports of their judgments.

Thanks are due to their Honors the Judges, and the members of the profession, for the assistance they have given in the compilation of these Reports.

E. A. HARNEY,

Perth, 4th December, 1899.