THE SOUTH AUSTRALIAN LAW REPORTS: REPORTS OF CASES ARGUED DETERMINED IN THE SUPREME COURT OF SOUTH AUSTRALIA, VOL. XV.- 1881

Published @ 2017 Trieste Publishing Pty Ltd

ISBN 9780649709489

The South Australian Law Reports: Reports of Cases Argued Determined in the Supreme Court of South Australia, Vol. XV.- 1881 by H. F. Downer

Except for use in any review, the reproduction or utilisation of this work in whole or in part in any form by any electronic, mechanical or other means, now known or hereafter invented, including xerography, photocopying and recording, or in any information storage or retrieval system, is forbidden without the permission of the publisher, Trieste Publishing Pty Ltd, PO Box 1576 Collingwood, Victoria 3066 Australia.

All rights reserved.

Edited by Trieste Publishing Pty Ltd. Cover @ 2017

This book is sold subject to the condition that it shall not, by way of trade or otherwise, be lent, re-sold, hired out, or otherwise circulated without the publisher's prior consent in any form or binding or cover other than that in which it is published and without a similar condition including this condition being imposed on the subsequent purchaser.

www.triestepublishing.com

H. F. DOWNER

THE SOUTH AUSTRALIAN LAW REPORTS: REPORTS OF CASES ARGUED DETERMINED IN THE SUPREME COURT OF SOUTH AUSTRALIA, VOL. XV.- 1881



THE SOUTH AUSTRALIAN LAW REPORTS.

REPORTS OF CASES

3056

ARGUED AND DETERMINED

IN THE

SUPREME COURT OF SOUTH AUSTRALIA.

EDITED BY

H. F. DOWNER,

A PRACTITIONER OF THE SUPREME COURT.

Vol. XV.-1881.

ADELAIDE:
W. K. THOMAS & CO., PRINTERS,
GRENFELL STREET.

1884.

L28220

W. K. THOMAS & CO., PRINTERS, GRENFELL STREET, ADELAIDE

STARRORD LIBRARY

81 B

JUDGES OF THE SUPREME COURT. 1881.

er er

INDEX OF CASES REPORTED IN THIS VOLUME.

Adelaide and Hindm	arsh	Tran	n Co.	, Harv	ey v.	9	2.5		136
Sewers Act					25			,	24-34
Baily, Dixon v	: * 0:		. :	ë ,		820	8.		6
Barnett v. The Port						8			102
Bennett, In re .	353	8.	94		()	39.5	19		125
Boddington, In re			35	<u>X</u> :	10	3.63	38		80
Bonney v. Thomas		99	25		20	83500	02	-27	15
Boothby, Mair v.		34			£			*	141
						${\mathcal X}$			41.4
	•		39	36	*6	•	3(6)	0.00	84
Clarke, Dixon v.	53	8.2	88	*	23	S * 22	*	ঁ	13
Dawkins, Wallis v.	:20	8.5	10.	÷	16		25		132
De Young, In re		07	12	\$	ř		8	4	36
Dixon v. Baily .	-00	154		81	•	•	200		6
v. Clarke	•	(*	*		68	(**)	3	*	13
Fitzgerald, In re		0.5	(4)	20	ŝ			¥	99
Fowler v. Sanderson	20	60	1	2	16		*	÷	116
Glenelg and South C	oast	Tran	a Co.,	In re	-82	3	9	×	1
Hallett v. Hallett	383	6	*	. 3	9 6			*	92
and Terowie	Rai	lway :	and V	Varwic	k, In	re	16		150
Harris, In re .					27	•	5	-	133
Harvey v. The Adels	ide	and I	Iindn	arsh T	'ram	Co.	9	*	136
Dill Chamian w									84

CASES REPORTED.

<u> </u>								
Le Gallez, In re .		•						24-34
Loutit, Rogers v	*	×	20				2	4
Mair v. Boothby .		93		э	(8)	×	63	141
Mann, Robb v		5 .0	0.00	::			•	53
McCaghey, In re .	•	٠	•		è	•		97
Nash, In re	Œ	200		ŝ¥	127	¥	Y7.5	74
Port Adelaide Corporati	ion, Ba	rnet	. v.	5.	*	46		102
Reg. v. Smith	ĸ	60	Dr.	×	*	63		12
Robb v. Mann	.0	((%))	12	25	*	43		53
Rogers v. Loutit .	*0	100	98	•	į	76		4
Schmid, In re	25		72		£	1720	7	48
Siekmann, In re .	**	(*)	68	96	×.		14	26
Smith, Reg. v	•3			*			2.5	12
v. Webber, In r	e .				100	•	9	31
South Australian Insur tralian Mut							88	108
Thomas, Bonney v	848	:	2	20	828	8%	82	15
Wallis v. Dawkins .		٠	*	×	1301	84	×	132
Warwick and Hallett an	d Terc	wie l	Railwe	y Co.	, In r	٧.	*	150
Webber, Smith v., In re						© *	æ:	31
Willis, In re	12							0

14 M

TABLE OF CASES CITED IN THIS VOLUME.

Dept. 1	THE STATE OF
Adelaide Corporation, Formby v. 52	Dalbiac v. Delacourt
Anstey v. Edwards 32, 33	Dean, Civil Service Supply As-
Applehee v. Perov. 132	sociation v. 111
Applebee v. Peroy 132 AttGen. v. Bailey 118	December v Tombine 196
Green 124 Lamplough 121 Lockwood 121	Delacoust Delbiso - 99
Famulaush 101	Delacourt, Dalbiac v
Tashpough	Downer, Mex. V
	Duchaire, Jackson v 143
Lord Hotham 81	
of Hong Kong v.	Edwards, Anetey v 32, 33
Rwok a Sing 97	Simmons v 75
	Erlanger, New Sombrero Phos-
Begnall v. Carlton 143	phate Co. v 145
Bailey, Attorney-General v 118	
Ball v. Harris 101	Fair v. London and North- Western Railway Co. , . 89
Bathurst (Borough of) v. Mac-	Western Railway Co. , , 89
pherson 103, 105, 107	Farquhar, Reg. v 10 Findlater, Ragget v
Bellaris, Brown v 126	Findlater, Ragget v. 111
Bellaris, Brown v 126 Billericay Union, Lamprell v. 72	Foreman v. Mayor of Canter-
Blackstone, Thompson v. 143	bury 104
Blantern, Collins v	bury 104 Formby v. Adelaide Corporation 52
Boddington (In ea) 81	Foster Fowler v 75 78
Rominois y Paska 111	Foster, Fowler v
Brown v. Bellaris 126	TOWARD 1, TORON 10, 10
Burnell, Gwynne v	Giffeed and Owner Hammand - 00
Durmon, Gwymne v 110	Giffard and Grove, Hayward v. 32
Campbell, Joy v 75	Gover's Case 144
Campbell, Joy V	Great Ship Co. (In re) ax parte Parry 2 Green, Attorney-General v. 124 Greenwell v. Greenwall 125
Canterbury (Mayor of), Fore-	C. Parry
man v	Green, Attorney-General v 124
Cariton, Bagnail V 143	
Unamberiain (ex parte) 30	Greenwood, Hutchinson v 32
Chantler, Kensington v 126	Griggs, Christie v 88, 90
Christie v. Griggs 88, 90	Gwynne v. Burnell 119
Civil Service Supply Associa-	Lating 12
tion v. Dean 111	Haley, Lee v
Clark, Israel v 88	Halifax (Mayor of), Wilson v.
Cohen v. Cunningham 29	102, 103
tion v. Dean	Halifax (Mayor of), Wilson v. 102, 103 Harding, Thomson v. 29
Colonial Life Assurance Co.	Harrington v. The Victorian
v. The Home and Colonial	Graving Dock Co 143, 145
Ass. Co. (Limited) 111	Harris, Ball v 101
Cooper v. Langdon 70	Hawking United English and
Coulson, Seymour v 132	Hawkins, United English and Scottish Assurance Co. v. 2
Cunningham, Cohen v 29	Hayward v. Giffard and Grove 82
Con morte 50	Handwicks - Mantages 111 110 114
(ex parte) 52	Hendricks v. Montague 111, 112, 114