

883

31st Oct 1862.

PROCEEDINGS of Inquest held

upon the body of

Tresek Higham

at

Tannayellaw

Received at Crown Law Offices,

3 Nov. 1862.

J. M.

✓

Mr. Radcliffe Coroner.

PROCEEDINGS BEFORE CORONERS.

INQUISITION.

TO WIT. } *Victoria*
 } *Tannaygulla*

AN Inquisition for our Sovereign Lady Queen Victoria, taken at

the *Colony of Victoria* in
 the *Thirty-first* day of *October* aforesaid,
 the *Twenty-sixth* year of the Reign of our said Lady the Queen,
 before me. *A. H. Radcliffe* *District*

City, Town, County, or District, Gentleman, a Coroner of our Lady the Queen for the of
 as the case may be.

Tannaygulla aforesaid, upon the
 view of the body of *Frederick Agham* then

†Jurors' Christian and Surnames and there lying dead, upon the oaths of†

Thomas King
Robert Ross
John Peppinian (Journeymen)
Abraham Clay
Joseph Aspinworth
John Blower
Walter Davis
John Lane.
George Cheesman
Thomas Miggins
George Morrison
James Robinson

good and lawful men of *Tannaygulla* in the
 said *Colony* who being duly sworn and charged to

inquire, upon the part of our Lady the Queen, when, where, how, and by what means the
 said *Frederick Agham* came

by † his death, do say upon their oath that § *Frederick*

Agham on the Thirtieth day
of October in the year
aforesaid accidentally
casually and by misfortune
became

† His or her.

§ Here state cause of death, if known; if unknown, doubtful, or no evidence, state the fact accordingly, using the words of the Verdict of the Jury.

It is desirable that the Jury should find expressly, whether there are or are not marks of external violence on the body of deceased.

became entangled with a
belt on a pully at Hammonds
Machine situated at Farnagulla
and was then and there killed
by his head being crushed between
the belt and the said pully
and to the Jurors on their oaths
aforesaid do say that the said
Frederick Higham was accidentally
casually and by misfortune killed
and not otherwise.

In witness whereof as well the aforesaid Coroner as the Jurors aforesaid, have to
this Inquisition put their hands and seals, on the day and year, and at the place above
mentioned.

A. A. Hornsby (L.S.)
Coroner.

* Here let each Juror sign his own name, or make his own mark, and affix or acknowledge his seal.

<i>John Papineau</i>	(L.S.)
<i>Thomas King</i>	(L.S.)
<i>Robert Ross</i>	(L.S.)
<i>Abelca</i>	(L.S.)
<i>Turner</i>	(L.S.)
<i>James Robertson</i>	(L.S.)
<i>Thomas Higgins</i>	(L.S.)
<i>Thomas Stair</i>	(L.S.)
<i>John Bloom</i>	(L.S.)
<i>Walter Davies</i>	(L.S.)
<i>George Elvyn</i>	(L.S.)
<i>John Lane</i>	(L.S.)

DEPOSITION OF WITNESS.

To WIT.

{ Tarnagulla
VictoriaTHE Examination of* Henry Wilson, John Murray
and Peter Laurie. —

*All names of Witnesses.

†City, Town, District, or County, before the undersigned, a Coroner in the said †
as the case may be.

This Deponent

Henry Wilson

on his oath saith as follows:

of Tarnagulla taken on oath this thirty first
day of October A.D. 1862, at Tarnagulla
District

I am a miner residing
at Tarnagulla I have seen the
body now lying dead at the Tarnagulla
Hotel, I know he remains to the
house of Fardonirk Hegans. I have
known he deceased for upwards of
three years the deceased was a miner
on Thursday at about a quarter past
eleven of the clock in the morning
I was with the deceased. The deceased
was removing a copper plate from
the rifle table of Mr. Hammonds
H.M. Machine, I am ^a trustee of the
deceased and I and the deceased
were having our quartz crushed at
the stone milled machine. —
The deceased in removing the plate

H.H.R.

The deceased foot slipped and
The deceased fell down between the
~~which~~ which rocks the grully which
works the belt and the table the
deceased rose and was again dashed
down by the grully I ran to entreat
the deceased and found the blood
rushing from his mouth and ears.

I got the deceased out but cannot
say if he was alive or dead
at that time. I cannot say
in what manner the deceased
was crushed but believe from
the position I found the body
that the deceased grazed ~~the~~
between the ground and the grully
the distance from the ground
to the grully is about seven or
eight inches. — I and John
Murray with the deceased near the
only persons near the grully. —

The deceased has no interest
to my knowledge in any claim the
grizzly may give about two
pounds to the deceased share.

Henry Wilson

Taken and sworn before me the
Thirty first day of October A D 1832
at Turnay villa

A. W. Mudie
Crown

John Murray on his oath
Says as follows I am a Miner
Working at T. Bonagulla I was
with the dicand at about seven of
the clock on Thursday evening
I was with the dicand at Mr.
Harmonds Machine, the
dicand was visited by the last
witness was taking copper plates
from the nipple board - Heard
Harry Wilson call out and I
saw the dicand laying faintly
under the shaft with his leg
under the shaft and his body
and his head was near the fully.
I caught hold of the dicand
and drew him out. The dicand
was dead. blood was flowing
from the right temple and mouth
I consider from the position
in which I found the dicand
and the marks on the ground
under the fully that the
dicand was killed by
being

being dragged by the belt
between the pulley and the
ground. I have been crushing
quartz for four years the
arrangements that exist at
Dr. Harrington's machine are
similar to those that I have
observed at other machines. I
consider the mode of working
the machine is safe and that
the accident would not have
occurred if the deceased had
not fallen from the rippled table.
No shrapnt could have occurred
without my knowledge -

John Murray

Taken and sworn before me the
thirty first day of October A. D. 1862
at Parnagulla

W. W. Radcliffe

Crown

Peter Lawrie on his oath death
as follows. I am an engine driver
at Mr. Hammond's Machine I
live at Tarnagulla. I was
at the engine on Thursday
morning at eleven of the clock R.
The engine was going at full

speed which is not dangerous.
I observed that the engine was
shaking and I ran to the
engine house and then went
into the shed. I saw two men
lifting the diccard from close
to the pully. I have examined
the belt and the pully also the
ground I believe from the marks
that Mr. Shearers head fell
on the belt and trapped between
it and the pully tearing up the
ground - formerly before the
accident the distance between
the pully and the ground was
only two and half inches - the
distance is now six inches -

I have been working among
machinery for twenty years -
I consider that ^{with} ordinary care
there is no danger from the
arrangements at Mr. Hammond's
machinery. I have never seen
the belt of wood in this colony.
The two last witnesses were sober.

Peter Lannie

Taken and sworn before me the
thirty first day of October A.D. 1862
at Tarragullen. -

H. H. Rawliffe
Coroner