

15th Dec^r 1866

PROCEEDINGS of INQUEST
held upon the body of

Thomas Smith

at

Landshurst

Received at the Crown Law Offices,
30th Dec^r 1866.

52911

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J. B. Goulds
Coroner.

District of Sandhurst
Colony
of
Victoria

PROCEEDINGS BEFORE CORONERS.

No. 64.
[Staro.]

INQUISITION.

TO WIT.

AN Inquisition for our Sovereign Lady Queen Victoria, taken at *the Glasgow Arms Hotel Kangaroo Flat District of Sandhurst* in the *Colony of Victoria* aforesaid, the *fifteenth* day of *October* A.D. 1866, in the *thirtieth* year of the Reign of our said Lady the Queen, before me *James T. Goums*

* City, Town, County, or District, as the case may be.

Gentleman, a Coroner of our Lady the Queen for the *District* of *Sandhurst Colony of Victoria* aforesaid, upon the view of the body of *Thomas Smith* then

Jurors' Christian and Surname in full.

and there lying dead, upon the oaths of *the following Jurors*

Roman Taylor "foreman"

Robert Farnau

James Lupton

William McMillan

William Farnau

Thomas Mather

Frank Tully

Peter Ounst

Teuz Shanster

Lardelli Pietro Antonio

Dennis Raffie

Matthew Lindsay

good and lawful men of *the District of Sandhurst* in the said *Colony of Victoria* 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 *Thomas Smith* came

‡ 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.

by *his* death, do say upon their oath that *§ about the hour of five o'clock A.M. on Saturday the thirteenth instant the deceased Thomas Smith came suddenly by his death in the Kangaroo Flat Police Lock up from disease of his heart, of his lungs and also of his liver from natural causes, but accelerated by intemperance*

There are no marks of violence upon the deceased body externally

James P. Doughty

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.

James P. Doughty

Coroner.

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

Thomas Taylor

Robert Farman

James Sutton

William McMillen

William Farman

Thomas Mather

Leah Gully

Peter Quast

Jens Johansen

Lardelli Pietro Antonio

Domenico Baffio

Matthew Tensam

(Seal marks for each juror)

District of Sandhurst
Colony
of
Victoria

CORONER'S INQUEST.
DEPOSITION OF WITNESS.

To wit.

*All names of Witnesses

†City, Town, District, or County,
as the case may be.

THE Examination of * Susan Holmes, wife of Sub. Const. Holmes
residing at the Police Station Kangaroo flat District
of Sandhurst — , taken on oath this fifteenth
day of October — A.D. 1866, at the Glasgow Arms Kangaroo flat
District of Sandhurst — before the undersigned, a Coroner in the said†

The Deponent Susan Holmes
on his oath, saith as follows:— After 11 o'clock on Friday night the 13th
instant I saw the deceased come to the lock up here with
2 of his mates and my husband Sub Constable Holmes.
I heard the deceased speaking and he appeared to be in the
horrors as he often talked in a rambling way, but did
not look more ill than one suffering from the effects of
drinks.— Shortly afterwards deceased was placed in the
lock up by himself and his mates went home. I live
close to the lock up and could hear the deceased walking
about on the wooden floor till half past 12 o'clock that
night, during that time deceased was talking to him-
self as he walked about. I went to bed about one
o'clock and heard no more of the said deceased during
that night. my husband was going to the lock up to
see the deceased about 12 o'clock but I told him he
was walking about and talking to himself and that
he might be better if left undisturbed —

Susan Holmes

Taken and sworn before me the 15th
day of October — A.D. 1866,
at the Glasgow Arms Kangaroo
flat District of Sandhurst
James T. B. Gould
Coroner.

District of Sandhurst
Colony
of
Victoria

3

[No. 66

CORONER'S INQUEST.

DEPOSITION OF WITNESS.

To WIT.

*All names of Witnesses

†City, Town, District, or County,
as the case may be.

THE Examination of* *Mary Anne Orr*, Aunt to *Susan Holmes* residing at the *Police Camp Kangaroo Flat District* of *Sandhurst*, taken on oath this *fifteenth* day of *October* A.D. 1866, at the *Glasgow Arms Kangaroo Flat* before the undersigned, a Coroner in the said† *District of Sandhurst*

The Deponent *Mary Anne Orr* on ~~his~~ oath, saith as follows:— I saw the deceased on Friday night last when he was brought to the Lock up by *Sub Constable Holmes* accompanied by *Deceased* two mates, — I sleep close to the lock up. — *Mrs Holmes* is my niece, — after deceased was placed in the lock up by himself about 11 o'clock P.M. I heard him walking about there until about five o'clock in the morning, during that time he kept walking about and talking loudly to himself and not like a man who was ill. About three o'clock a.m. in the morning I heard deceased as if trying at the door to get out, but he did use any force to do so, After five o'clock a.m. on Saturday morning the 13th deceased seemed quiet as if he lay down, I thought he was asleep then, I heard no more of him afterwards until between 6 and 7 o'clock, I went to *Sub Constable Holmes* and told him that I believed the deceased was then asleep but that he had been troublesome all the night, I thought the deceased was only suffering as his mates said from the effects of much drink

M A Orr

Taken and sworn before me the *15th* day of *October* A.D. 1866, at the *Glasgow Arms Kangaroo Flat District* of *Sandhurst*, *James F. Gould*
Coroner.

District of Sandhurst
Colony
of
Victoria

CORONER'S INQUEST.

DEPOSITION OF WITNESS.

To WIT.

*All names of Witnesses

†City, Town, District, or County,
as the case may be.

THE Examination of* William Holmes Ser Constable of Police
Stationed at Hangaroo flat in the District
of Sandhurst, taken on oath this fifteenth
day of October A.D. 1866, at the Glasgow Arms Hangaroo flat
before the undersigned, a Coroner in the said† District of Sandhurst

The Deponent William Holmes
on his oath, saith as follows:— On Friday night last about 8 o'clock P.M.
William Campbell with 2 other men called at the Police
Station here and informed me that the deceased Thomas
Smith had been striking for a long time and that he
was ill at his tent on Specimens Hill Fire post gully and
not right in his mind, I went there and found him in his
tent but did not consider his a bad case until his mates
informed me that it would be dangerous to leave him all
night there as he was in the habit of wandering about the
tent and they feared he might do so that night and fall
into some hole, Campbell brought a bowl of tea of which
deceased drank some, after that the aforesaid men came
with the deceased under my charge to the lock up, where
I placed him about 11 o'clock P.M. on said night the 13th
with a view of having him taken to Sandhurst on remand
for a few days till he would most likely have "as I felt" recovered
I allowed deceased to have a smoke before locking him up,
thinking it might do him good and settle his mind which
had been then wandering, I did so at his mates request,
and from what they informed me of his habits and state of
mind, — I would have visited him during the night but
my wife informed me she heard deceased as if all night,
and walking about talking, — I retired to rest, and between
6 and 7 A.M. when Liff Orr informed me of deceased's being
walking about all night I went to the lock up, and upon
partly opening the door to look in I saw deceased lying in
the position described by the Asst Surgeon, Doctor Donnell,
I went in and found that he Thomas Smith was dead,
— I called D. D. Donnell up and when he came and had
examined the deceased he pronounced him

Taken and sworn before me the 15th quite dead
day of October A.D. 1866,
at the Glasgow Arms in
Hangaroo flat Sandhurst
James D. Donnell

Coroner.

District of Sandhurst
Colony
of
Victoria

CORONER'S INQUEST.

[No. 66

DEPOSITION OF WITNESS.

To WIT.

*All names of Witnesses

†City, Town, District, or County,
as the case may be.

THE Examination of * *Adolphus Barnett M.D. & Surgeon*
residing at Sandhurst in the Colony
of *Victoria*, taken on oath this *fifteenth*
day of *October* A.D. 1866, at the *Glasgow Arms Hangar* flat
before the undersigned, a Coroner in the said *District of Sandhurst*
The Deponent *Adolphus Barnett*

on his oath, saith as follows:— I have made a postmortem examination
of the body of the deceased man, called *Thomas Smith* here
lying dead at the Police Lockup. — Externally there were no
marks of violence upon the body of the said deceased — I
found deceased on the floor of the lockup lying on his back
inclined to the right side the right arm extended and
the left arm by his side. — I opened the Chest and in the
cavity of the pericardium I found about a pint of bloody
serum, the heart itself was very much enlarged, the
right side was very thin, the left side was hypertrophied
and easily broken down. — The lungs were congested,
the right lung was solidified and its pleural cavity
contained a quantity of bloody serum, that lung was
adherent to the ribs, — The other cavity of the chest had no
perceptible fluid. — The liver was much enlarged and
congested, also easily broken down, it was adherent to
the ribs, solid, and sank in water, evincing all the symptoms
of inflammation. — The spleen was in a similar condition,
the lining membrane of the stomach was softened containing
a greenish fluid, but there was no perceptible odor of any
intoxicating liquors. The intestines and bladder were all
moderately healthy. — I am of opinion that the deceased died
suddenly from disease of his heart, lungs, and of the liver
accelerated by intemperance, no medical aid in his case
could be of benefit *Adolphus Barnett M.D.*

Taken and sworn before me the *15th*
day of *October* A.D. 1866,
at the *Glasgow Arms* in
Hangar flat Sandhurst
James D. Gould

Coroner.

District of Sandhurst
Colony
of
Victoria

6

[No. 66

CORONER'S INQUEST.

DEPOSITION OF WITNESS.

To WIT.

*All names of Witnesses

†City, Town, District, or County,
as the case may be.

THE Examination of * *George O'Donnell* Surgeon
residing at *Kangaroo Flat* in the District
of *Sandhurst*, taken on oath this *fifteenth*
day of *October* — A.D. 1866, at the *Glasgow Arms Kangaroo Flat*
before the undersigned, a Coroner in the said † *District of Sandhurst*

The Deponent *George O'Donnell*
on his oath, saith as follows:— I have for ten years known the deceased
Thomas Smith here viewed dead by this Jury. he was a man
of drunken habits, on last Thursday evening deceased came to
my Surgery; I examined and prescribed for him then, at that time
he informed me that he had been previously drinking a good deal,
but had given it up, I did not afterwards see said deceased
until I was called by *Ser Court. Holmes* on Saturday at 7 a.m.
to the lock up, when I found him dead, on the lock up floor
covered with two bed blankets, and almost in the position
described by *D. Parnett* — I examined the body then and
found no marks of violence upon the body — and from all I
know of the deceased I feel that he died as I said him,
I quite believe the evidence of *D. Parnett* as to the cause
of the death of said deceased. When I saw him and felt
his body warm I judged he had been an hour or two only dead

George O'Donnell

[Large decorative flourish]

Taken and sworn before me the *15th*
day of *October* A.D. 1866,
at the *Glasgow Arms in*
Kangaroo Flat Sandhurst

James T. O'Connell

Coroner.