

CASE OF ASSAULT

Bernard Remez proceeded against Alma Spearman for alleged assault, said to have been committed on February 2, at Gurwood-street, Wagga.

Mr. H. E. Mitchelmore (Messrs. Heath and Mitchelmore) appeared for the defendant.

Complainant said that about 1.30 on February 2 he went into his yard. Defendant was in her yard next door, and was throwing stones at his cockatoo, which was in an acacia tree. He said to defendant: "Don't be cruel. I'll take him down." He then said that defendant made use of insulting remarks, and threw stones at him. He hid in the washhouse. His wife then came out, and defendant then made use of further insulting remarks.

In reply to Mr. Mitchelmore, complainant denied that he had ever pointed the finger of scorn at defendant, and denied ever using insulting words to her.

Defendant stated that on the day in question she went down her yard. Complainant's cockatoo was up the acacia tree, and was stripping the tree of its limbs and bark. She threw stones at the bird. Mr. and Mrs. Remez came down and put their fingers to their noses and made use of insulting words. She threw a stone in their direction and hit Mr. Remez on the shoulder.

Mr. McMahon said it was a pity neighbours would not settle their disputes out of court. They should have more sense than to quarrel about

have more sense than to quarrel about a bird. Defendant had no right to throw stones at complainant, no matter what annoyance she suffered by the cockatoo. He imposed a fine of 10/ with 6/ costs.