

Before he had been many months in office Sir Richard Hanson, perhaps the profoundest Judge South Australia ever had, died, thus rendering the position of Chief Justice vacant. It was popularly thought that Mr. Randolph Stow, who was the second Judge, would on account of his great ability, receive the appointment, but the public overlooked the fact that the Attorney-General of the day had the appointment in his own hands. Mr. Way asserted his prerogative, and before he had reached the prime of life the Government selected him for the coveted position. And right well did he discharge his duties, and to the last day he retained the position of an honourable and upright Judge. As a public speaker Chief Justice Way had not Mr. Stow's natural and commanding eloquence, which made him the Rupert of Parliamentary ability and the successful advocate at the Bar, but what the former lacked in spontaneity he made up in careful preparation. From earliest times until the day of his last public utterance he was particularly careful what he would say, be the occasion great or trivial. He never relied upon the spur of the moment, and so every speech was marked by careful phrasing and eloquent diction. As I have said His Honor was never a keen sportsman, but I remember he was at one time very fond of swimming, and years ago he frequently went to the City Baths for a morning swim, and on these occasions Mr. J. Miller Anderson was generally his companion. As a private host he was unrivalled. It was the Chief Justice's boast that Montefiore, his North Adelaide house, possessed the finest view of the city and the mountains in the distance of any house in Adelaide. And at this beautiful residence the Chief Justice has acted as host to thousands of distinguished visitors from all parts of the world. Of the many honours conferred upon Chief Justice Way by King and country I need say nothing here. Suffice it to say that no Judge more worthily lived, and his passing will be genuinely mourned. A public funeral has only emphasized the universal esteem and respect in which he is held.

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## THE LATE SIR SAMUEL WAY.

### INDUSTRIAL COURT TRIBUTE.

Before entering upon the business of the Industrial Court on Friday afternoon, Mr. President Buchanan said he desired to give expression to their grief, shared in by every section of the community, concerning the death of the Chief Justice. His Honor's removal left a wide gap in the life of the State, but in no public sphere would the loss be more acutely felt than in the courts over which he had so long and with so much distinction presided. The noble tradition, to which the British administration of justice in no small measure owed its prestige, was no dead thing. It was a living stream that in its course gathered volume and strength from the personality and character of the great judges who from time to time appeared, and the passing of their venerable Chief Justice found that glorious tradition deeper and fuller than before. It had been his very great privilege to hold for close on a quarter of a century offices in connection with the Supreme Court which necessitated constant—almost daily—intercourse with his beloved chief. Every question of difficulty or doubt, whether official or private, submitted to Sir Samuel Way received a consideration almost microscopic in its thoroughness, and it was seldom, indeed, that he failed out of the rich stores of his long experience to bring forth some precedent to help to a satisfactory conclusion. His vast fund of wisdom and experience could now, alas, no longer be drawn upon by them, but the memory of his crowded life of whole-souled devotion to duty and the public weal furnished an example and an incentive for which they must feel abidingly

grateful. He did not attempt to praise his chief's great qualities of intellect and of heart. They stood too close to be able adequately to realise the full greatness of him who had gone from among them. But they did know that he was a great judge and a great and good man, whose loss they mourned, and—for his part—a great friend.

Mr. Angus Parsons said, on behalf of the members of the bar who practised before that important tribunal, and without wishing to anticipate what would be said in the Supreme Court on Monday, he would like to add to the remarks that had fallen from the President concerning the event that had cast a shadow upon the whole of South Australia, and far beyond its confines. The gloom outside the sorrowing circle of those united to the late Chief Justice by ties of blood was deepest among the members of the profession which, next to his kith and kin, knew him best. There were no keener, more exacting, and happily more fearless, and, on the whole, fairer critics of their judges than those who practised in their courts, and it was the highest, as it was true testimony to say, that after forty years spent as Chief Justice there was not a member of the bar who did not grieve that his Honor's great career was ended. That was the more striking when it was remembered that these years were spent in what was as yet a relatively small community where little was hidden that was not soon revealed, and that by reason of his accessibility opportunities were frequent to estimate the qualities of his mind and character. History—no, merely themselves—would record that Sir Samuel Way was both a great judge and a great man, and while they mourned his death they counted themselves fortunate to have come under the influence of a life that touched with advantage nearly all the activities of the people of South Australia, and yet did not lose force by the diffusion and universality of its interests.

#### MESSAGES OF CONDOLENCE.

The president (Rev. G. Hall) and secretary (Mr. J. Delehanty) of the Council of Churches of South Australia, sent the following message of condolence to Mrs. Allan Campbell:—"On behalf of the Council of Churches we desire to express our deep sympathy with you and the other relatives of the late Chief Justice. As a council we have been indebted to him for much valuable service cheerfully given to us. We would also join in expressing our conviction as to his great influence on behalf of religion and Christian morality in the State for which for many years he was such a distinguished citizen."

Messages of sympathy have also been received from the Rev. A. Taylor (secretary of the British and Foreign Bible Society, London), the secretary of the local branch of the society (Rev. J. H. Sexton), president of the Baptist Union (Rev. D. G. Stribling), the Rev. W. Perry Jones (secretary of the Congregational Union and Home Mission of South Australia), trustees of the Way Memorial Church, Bowden, Mr. Henry Savage (president of the London Mission Society, South Australian auxiliary), Mrs. A. S. Neill (president of the Y.W.C.A.), members of the Renmark Fruit-packing Union, Unley City Parliament, Brighton Town Council, District Council of West Torrens, Kensington and Norwood council, Moonta Town Council, Port Pirie Town Council, Mr. W. T. Stacy (Consul for Denmark), St. Albans Lodge, Mr. F. W. Vasey (chairman of the advisory committee for military hospitals and convalescent homes in South Australia), the Government Astronomer and officers of the Adelaide Observatory, Mr. J. C. Genders (secretary of the Justices' Association), Mr. A. Searcy (president of the Harbors Board), Mr. W. R. Bayly (headmaster of Prince Alfred College), Mr. G. E. Kreuzler (secretary of the Adelaide branch of the A.N.A.), Mr. G. L. S. Tyler (secretary of the Navy League), and Mr. C. J. Dashwood, K.C.

His Excellency the Governor of New South Wales (Sir Gerald Strickland) has telegraphed his condolences to the Ministry and the relatives of Sir Samuel Way.

The Advertiser  
January 7th 16.

#### SIR SAMUEL WAY'S MASONIC CAREER.

In a touching appreciation of the life of the late Grand Master the "South Australian Freemason" says:—Sir Samuel Way began his Masonic career in Lodge of Harmony, in which he was initiated on October 13, 1862, and in January following was raised to the Sublime degree of a master Mason. When the English and Scottish constitutions were merged, under the aegis of the constitution of the Grand Lodge of South Australia, Sir Samuel was elected first Grand Master, which position he held continuously, with the exception of some six years, during which the Earl of Kintore occupied the chair. The latter appointed Sir Samuel Pro Grand Master, so that throughout the almost thirty-two years' existence of Grand Lodge he had been continuously in office, either as Grand Master or Pro Grand Master. He had the almost unique experience of being installed as master of his mother lodge some sixteen years after his appointment as Grand Master. In 1900 the Lodge of Harmony elected Sir Samuel as worshipful master, and he filled the chair, nominally at least—for his professional duties were engrossing—for a year. At the inauguration of the Supreme Grand Chapter of the Royal Arch Masons, in 1886, the Grand Master, by virtue of his office, became Grand First Principal. Similarly, when the Grand Lodge of Mark Master Masons was founded he was appointed Grand Master. Sir Samuel was also first eminent preceptor of the Earl of Euston Preceptory, No. 169, of Knights Templary, and in 1902 was elected as the most wise sovereign of the Earl of Euston Rose Croix Chapter, No. 147. On the retirement of Sir James Penn Boucaut from the position of provincial prior of Knights Templary of South and Western Australia, the Masonic honor was conferred upon our Grand Master. On the occasion of the Diamond Jubilee of her late Majesty Queen Victoria Sir Samuel presented the congratulatory address from the Freemasons of Australia and New Zealand to the Prince of Wales, who conferred upon the Masonic envoy the rank of Grand Warden of England. It is astonishing that with such a full life Sir Samuel found time to devote to Freemasonry and interest himself in the mystic art. And yet, as he once remarked, he was never happier than when amongst his Masonic brethren. And in this regard it is well to reflect that the final duty which he discharged in life was Masonic in character—the dedication of the lodge bearing his name. 'Now the laborer's task is o'er,' and the tired, disease-wracked body has been laid to rest, leaving as a heritage to his fellows the noble example of a usefully directed life. Sir Samuel will ever be remembered as a learned and courteous gentleman, a grand exemplar of Freemasonry, and a well-beloved citizen.

#### APPOINTMENT OF A JUDGE.

From "Unome."—"At the present juncture in the world's history, with the immediate future so pregnant with grave possibilities, we should make every possible effort to secure the best man procurable for the vacant position of Chief Justice. Who is the man best qualified to fill the vacant position? In my opinion Sir Josiah Symon should have the first offer."

The Register  
January 17th 16.

#### THE SUPREME COURT BENCH.

From "Unome":—"Rumours are rife that a surprise is in store for us concerning the vacancy on the Supreme Court Bench. Personally, I have too high an opinion of the Attorney-General to think he would be capable of taking advantage of fortuitous circumstances to attain to the position. At the present juncture, with the immediate future so pregnant with grave possibilities, we should not only show ourselves ready to concur in a rational plan which provides for the liberty of the individual, without hazarding the safety of the community but the most strenuous in our demands that the best man procurable be appointed to the above-mentioned vacancy. We are told—'It is the indispensable duty of a Judge to extricate the matter from the passions of the jury, worked up and biased by inflammatory eloquence—that powerful instrument of deceit—and to bring it back to their cool and sound judgment.' Therefore, I ask, who is the best qualified to fill the vacant position? The plain evidence of facts is superior to all declarations, and there is not the shadow of a doubt, in my opinion, that the man who should have the first refusal of the position is Sir Josiah Symon, regarding whose great ability it would be superfluous to dissent."

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## THE LATE CHIEF JUSTICE.

### A MEMORIAL SERVICE.

## THE METHODIST CHURCH MOURNS.

### AN ELOQUENT ORATION.

A sincere tribute to the memory of Sir Samuel Way, Bart., was paid by the Rev. Henry Howard at the Pirie-street Methodist Church on Sunday morning. This service in honor of the dead was of an order that would have appealed to the late Chief Justice. The proceedings were quiet, and carried out in a manner characteristic of the Sunday morning service—the service Sir Samuel Way himself preferred to attend. The rays of the morning sun penetrated the windows, and fell upon the pew in which, in life, the subject of the memorial ceremony was wont to sit. The black and purple drapings that distinguished this unoccupied seat from the others, told that he had attained "the crown of life." Immediately behind the empty pew the mourning relatives were accommodated. These were Mrs. A. Campbell, and Mr. Colin Campbell, Mrs. Tratmann, Mrs. Sydney Weston, Colonel S. E. Beach, Mrs. Beach, Mr. Herbert Beach, Mrs. L. Yemm, Mrs. Leschen and Mr. Herbert Leschen. The many who attended the service included Sir John Gordon, Sir Langdon Bonython, the Registrar of the Adelaide University (Mr. C. R. Hodge), and Mr. V. H. Ryan.

"Full of Grace and Power."

Mr. Howard chose as the text of an eloquent sermon portion of the eighth verse of the fourth chapter of Acts, "Full of grace and power." From the pulpit, draped in mourning colors, he spoke of the many phases of Sir Samuel Way's activities, speaking as one who came into personal contact with him during his many years' service to the State.

Mr. Howard said:—Last Tuesday we gathered within these walls from every social grade as citizens representing a bereaved and sorrowing State. To-day we assemble from different communions, the representatives of a bereaved and weeping Church. The shadow which enfolds us has been sensibly creeping nearer for upwards of a year. Those of us who gathered twenty months ago to wish our departed friend "God-speed" to the ordeal of the surgeon's knife, will never forget the courage and even buoyancy with which he fared forth to face the operation which, hoping against our fears, we trusted would have added years to his beloved and illustrious life. And if strength of determination, if inflexible will to live, if resolute refusal to yield an unnecessary inch to the inroads of disease, and if the throwing of all one's weight of resolve into the scale of health as against sickness could have saved him, he would have been with us still. For surely never did physician have a patient more stubborn in his refusal to accept the worse, or more persistent in insisting to bring about the best. There never was a braver fight than that which he put up against the forces of disease and death; and though his powers of physical resistance were overcome in the unequal contest, the will to live could not be vanquished, and all the honors of the conflict lie with the unyielding and unconquerable soul. What we who loved him well could have wished, both for his sake and our own, was a long and mellow even-tempered repose, and withdrawn tranquillity, he might have spent his well-earned leisure reviving happy memories of bench and bar, and surrounded at will by loved and trusted friends. But

To hasten our life's term at the close  
And keep the fates from wasting its repose