

*Privy Council Appeal No. 130 of 1924.*

Elza Helen Peddle - - - - - *Appellant*

*v.*

George Austin McDonald - - - - - *Respondent*

FROM

THE COURT OF APPEAL OF NEW ZEALAND.

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JUDGMENT OF THE LORDS OF THE JUDICIAL COMMITTEE OF THE  
PRIVY COUNCIL, DELIVERED THE 28TH JULY, 1925.

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*Present at the Hearing*

THE LORD CHANCELLOR.  
VISCOUNT HALDANE.  
LORD CARSON.  
MR. JUSTICE DUFF.

[*Delivered by* THE LORD CHANCELLOR.]

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This appeal raises a question as to the extent to which the respondent is entitled to make use of a small tram line in New Zealand for a term which will in any case expire next year. Having considered the arguments and the facts which have been brought to their notice, their Lordships see no sufficient reason for overruling the judgments of the two Courts in New Zealand. Accordingly they will humbly advise His Majesty that this appeal fails and should be dismissed with costs.

In the Privy Council.

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ELZA HELEN PEDDLE

v.

GEORGE AUSTIN McDONALD.

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DELIVERED BY THE LORD CHANCELLOR.

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