33/3225

In the Supreme Court of the Colony of Victoria

In its Probate Jurisdiction

In the Will of Joseph Knight Barnett late of Tintaldra in the Colony of Victoria Doctor of Medicine deceased and of his Estate

Affidavit of Executor

D. H. Horne
4 Collins St West Melbourne
Agent for
John Wilkinson
Wodonga

In the Supreme Court
of the Colony of Victoria } In its Probate Jurisdiction

A.C.S.R. } In the Will and estate of Joseph Knight Barnett
formerly of the Parish of Concord County of Cumberland
late of Tintaldra in the Colony of Victoria
Doctor of Medicine deceased

I Crosbie Blake Brownrigg of Sydney
in the Colony of New South Wales Officer in charge
Church and School Estate
make oath and say

1. That I am seeking to obtain Probate of the will
of the above named Joseph Knight Barnett deceased

2 The said deceased died on the Fourth —
day of January — One thousand eight
hundred and Eighty five at Tintaldra aforesaid

3 The said deceased left a will bearing date the
Twenty third day of October One thousand eight
hundred and Seventy five which is as I believe the
last will and testament of the said deceased and
which is unrevoked

4 By his said will the said testator appointed
me the said Crosbie Blake Brownrigg the sole
executor thereof

5 The paper writing hereunto annexed marked "A"
is the true last will of the said deceased as I verily
believe.

6 The said will was executed in the presence of
me the said Crosbie Blake Brownrigg and
William Meadows Brownrigg

7 The said deceased left no real estate in the
Colony of Victoria

8 The said deceased left personal property in

the said Colony of Victoria of the value of ~~£~~
Two hundred and four pounds five shillings and threepence.
4. If I obtain Probate I will well and truly ~~£~~
collect and administer according to law to the best of
my knowledge and ability the property lands and
hereditaments goods chattels and credits of the said
deceased at the time of his death which at any
time after shall come to the power or control hands
or possession of me as his executor or of any other
person or persons for me that I will make or cause
to be made a true and perfect inventory of all
and singular the property lands and hereditaments
goods chattels and credits of the said deceased which
shall have come to the hands possession or knowledge
of me or to the hands or possession of any other person
or persons for me and the same so made will sign with
my proper handwriting and will exhibit and
deposit or cause to be exhibited and deposited the same
inventory in the office of the Master in Equity within
three calendar months next ensuing the order granting probate
and further that I will make or cause to be made a true and
just account of the administration of the estate which I have
undertaken as to my receipts and disbursements and as
to what portion is retained by me and what portion remains
uncollected and the same so made will sign with my
proper handwriting and will exhibit and deposit or cause
to be exhibited and deposited the same account in the said
office of the Master in Equity within fifteen calendar months
next ensuing the order granting Probate

Sworn at Sydney in the Colony of
New South Wales this Seventy third day
of August One thousand eight hundred
and eighty six Before me

Exhibit D Brownrigg

N. C. Ellis Rich

A Commissioner of the Supreme Court of the Colony of Victoria for taking Affidavits in the Colony of New South Wales

A

This is the Last Will and Testament,
of me Joseph Knight Barnett.
in the Parish of Concord
in the County of Cumberland

I direct that all my just debts, funeral and testamentary, be paid, and satisfied by my Executor hereinafter named, as soon as conveniently may be after my decease I give, devise, and bequeath all unto my wife Maria Caroline Brownrigg Barnett.

all and every my household furniture, linen, and wearing apparel, books, plate, pictures, china, and also all and every sum and sums of money which may be found in my house, or be about my person, or due to me at the time of my decease. And also all my stocks, funds, and securities for money, book debts, money on bonds, bills, notes or other securities, and all and every other my estate and effects whatsoever and wheresoever, both real and personal, whether in possession or reversion, remainder or expectancy, unto my wife Maria Caroline Barnett.

to and for her own use and benefit absolutely. And I nominate, constitute and appoint Crosbie Blake Brownrigg to be Executor of this my Will, and hereby revoking all former or other Wills and Testaments by me at any time heretofore made, I declare this to be my Last Will and Testament.

In Witness whereof I the said Joseph Knight Barnett have to this my Last Will and Testament set my hand this twenty-third day of October in the year of our Lord one thousand eight hundred and seventy five

Signed by the said Joseph Knight Barnett the Testator as and for his last Will and Testament in the presence of us who at his request in his presence, and in the presence of each other (all being present at the same time) have hereunto subscribed our names as witnesses.

Joseph Knight Barnett

Edmund Broomfield

Crosbie Blake Brownrigg

This is the paper writing marked A referred to in the annexed affidavit of Crosbie Blake Brownrigg sworn this twenty third day of August 1876 at Sydney Before me

A Commissioner of the Supreme Court of the Colony of Victoria for taking affidavits in the Colony of New South Wales