

17/939

17/939
IN THE SUPREME COURT OF THE
COLONY OF VICTORIA.

IN ITS PROBATE JURISDICTION.

IN THE Will of
Robert Wheeler
late of the City of
Melbourne deceased.
Agues deceased.

AFFIDAVIT
OF PUBLICATION, SEARCH,
AND NO CAVEAT



MACGREGOR, RAMSAY & BRAHE,
MELBOURNE.

J. and A. McKinley, Printers, Melbourne.

In the Supreme Court of the
Colony of Victoria.

IN ITS PROBATE JURISDICTION.

In the *Will of Robert Wiener*
late of Stephen Street in
the City of Melbourne
Commissioner Agent
deceased.

I *James Smith* of No. *74*
Queen Street in the City of Melbourne,
in the Colony of Victoria, clerk to Messieurs MACGREGOR, RAMSAY and
BRAHE, of the same place, gentlemen, proctors in this matter, make oath
and say:

1. That I caused to be inserted in the "*Argus*"
newspaper of the *sixth* day of *July*
in the year of our Lord one thousand eight hundred and seventy *eight*
published in the City of Melbourne aforesaid, an advertisement in this matter,
a true copy whereof is hereto annexed marked "A," and that such
advertisement duly appeared in the said "*Argus*"
newspaper of the *sixth* day of *July*
aforesaid.

2. That I have this day searched in the proper office of this
Honorable Court, and found that no Caveat has been lodged in respect of
this application.

Sworn at the City of Melbourne,
in the Colony of Victoria, this
Twenty first day of
July in the year
of our Lord one thousand eight
hundred and seventy *eight*

James Smith

Before me,

W. W. Rain

A Commissioner of the Supreme Court of the Colony of Victoria for taking affidavits.

In the Supreme Court
of the Colony of Victoria

On its probate Jurisdiction

In the Will of Robert Wiener
late of Stephen Street in the City
of Melbourne Commission agent
deceased.

Notice is hereby given that after the
expiration of fourteen days from the
publication hereof application will
be made to this Honorable Court
in its probate Jurisdiction that probate
of the Will of the abovenamed Robert
Wiener deceased may be granted to
George Fischer and Louis Gerchel
both of the City of Melbourne the Executors
named in and appointed by the said
Will.

Dated this 6th day of July 1878.

Macquay Ramsay & Arabe
74 Queen Street Melbourne
proctors for the said Executors.

This is the copy advertisement
marked "A" mentioned or referred to in
the annexed affidavit of James Smith
sworn before me this 31st
day of July a.d. 1878.

W. W. Rair
Commissioner

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In the Supreme Court
Of the Colony of Victoria.

IN ITS PROBATE JURISDICTION.

In the Will of

Robert Stievers

late of the City of
Melbourne deceased.

AFFIDAVIT OF

Executors

Promising the due performance of duties.



MACGREGOR, RAMSAY AND BRAHE.

Walker, May and Co., Printers, Bourke-st. West, Melbourne.

In the Supreme Court
Of the Colony of Victoria.

IN ITS PROBATE JURISDICTION,

In the Will of Robert Wiener
late of Stephen Street in the
City of Melbourne Dealer
Deceased.

We Louis Charles Gerschel of
Grattan Street Carlton in the
Colony of Victoria Merchant and
George Fischer of Coleraine Street
Jalimant in the City of Melbourne
aforesaid Gentlemen severally
make oath and say:

1. That we are seeking to obtain probate of the will of
the abovenamed Robert Wiener late of
the City of Melbourne Dealer Deceased.
2. That if we obtain such probate we will well and truly collect and
administer according to law, to the best of our knowledge and ability the property lands and here-
ditaments 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 us as his executors
or of any other person or persons for us that we 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 us or to the hands or possession of any other person or persons for us and the same so made
will sign with our 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 herein and further that we will make
or cause to be made a true and just account of the administration of the estate which we have
undertaken as to our receipts and disbursements and as to what portion is retained by us
and what portion remains uncollected and the same so made will sign with our proper hand-
writing 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 herein as aforesaid.

The abovenamed Deponents
Louis Charles Gerschel and
George Fischer were severally
sworn at the City of Melbourne
this 31st day of July
A.D. 1878 Before me:

George Fischer

Louis C. Gerschel

W. W. Hair
Commissioner of the Supreme Court
of the Colony of Victoria for taking
oaths.

IN THE SUPREME COURT OF THE
COLONY OF VICTORIA.

IN ITS PROBATE JURISDICTION.

IN THE Will of
Robert Wether
late of the City of
Melbourne deceased
deceased.

AFFIDAVIT

THAT NO WILL DEPOSITED.



MACGREGOR, RAMSAY & BRAHE,
MELBOURNE.

J. and A. McKinley, Printers, Melbourne.

In the Supreme Court of the
Colony of Victoria.

IN ITS PROBATE JURISDICTION.

In the *Will of Robert
Wiener late of Stephen
Street in the City of
Melbourne Deceased.*

I, *Frederick Henry Mitchell*
of *No 74 Queen Street* in the City
of Melbourne, in the Colony of Victoria, clerk to Messieurs MACGREGOR,
RAMSAY and BRAHE, of the same place, gentlemen, proctors in this matter,
make oath and say

1. That I have this day searched in the office of the Registrar-
General of the Colony of Victoria at Melbourne and found, that no Will
of the above-named *Robert Wiener*
deceased remains lodged or deposited with the officer who for the time
being is duly authorised to have the custody of the same.

Sworn at the City of Melbourne,
in the Colony of Victoria, this
Nineteenth day of
July in the year
of our Lord one thousand eight
hundred and seventy *eight*

F. H. Mitchell

Before me,

Can Simon

A Commissioner of the Supreme Court of the Colony of Victoria for taking affidavits.

177939
In the Supreme Court
of the Colony of Victoria

Probate Jurisdiction

In the Will of
Robert Wiener late
of the City of Melbourne
Commission Agent
Deceased.

Application
to Registrar that
probate of the Will of
the abovesaid Deceased
be granted to George
Fischer and Louis
Charles Gerschel the
Executors named in
and appointed by the
said Will.

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31/7/78

Macgregor Ramsay & Brother