

105
IN THE SUPREME COURT.
OF VICTORIA.

PROBATE JURISDICTION.

IN THE WILL of Lorenzo
Della Costa

late of ¹Arguquilla Road
near Inglewood
in the State of Victoria Colonial
Mining Licence
deceased.

AFFIDAVIT OF EXECUTOR



James J. J. J.
for A. L. J. J.
Inglewood

Harston, Partridge & Co., Printers, Melbourne.
Proctor for the Executrix

In the Supreme Court
OF VICTORIA.

PROBATE JURISDICTION.

IN THE WILL of *Lorenzo Della Costa* —
late of *Tarnagulla Road near Inglewood* —
in the State of *Victoria Colonial Wine Licensee* deceased

*I Fanny Rosina Mitchell of Tarnagulla
Road near Inglewood* —

of — in the State of Victoria
Married Woman make oath and say—

1. That *I am* seeking to obtain Probate of the Will —
of the above-named *Lorenzo Della Costa* — deceased
and *am* of the full age of twenty-one years.

2. The said deceased died on the *first* — day of *October* —
One thousand nine hundred and *seven* —

3. The said deceased was *unmarried* at the time of *his* death, *being then*
a widower —

4. The said deceased left a Will bearing date the *sixteenth* day of
September One thousand *nine hundred and seven* which is as *I*
believe the last Will and Testament of the said deceased and which is unrevoked.

5. That the testator was of the full age of twenty-one years at the date of the
execution of the said Will. —

6. By *his* said Will the said testator appointed *one the said*
Fanny Rosina Mitchell this deponent sole
executrix thereof. —

7. The paper writing hereunto annexed marked "A" is the true last Will and
Testament of the said deceased as *I* verily believe.

8. The said Will was executed in the presence of *Frederick Edward*
Horan of Inglewood in the said State
Barister and Solicitor and Archibald Currie
of the same place his clerk —

9. The said deceased left real estate in the State of Victoria not exceeding the
value of *Two hundred pounds* —
and personal property in the said State not exceeding the value of *Two hundred*
and fifty six pounds four shillings and six pence
making together the sum of Four hundred and fifty six
pounds four shillings and six pence particulars whereof
are fully set out in the statement filed herein —

If the statement
is not filed with
this affidavit
particulars of
the estate will
have to be set
out.

10. That 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 h *is* death which at any time after shall come to the power or control hands or possession of *me* as h *is* executrix 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 *Inglewood* in the State
of Victoria this *twentieth*
day of *November* One thousand
nine hundred and *seven*

Before me

Fanny. Rosina. Mitchell

Bernard A. Saunders

A Commissioner of the Supreme Court of the State of Victoria for taking Affidavits.

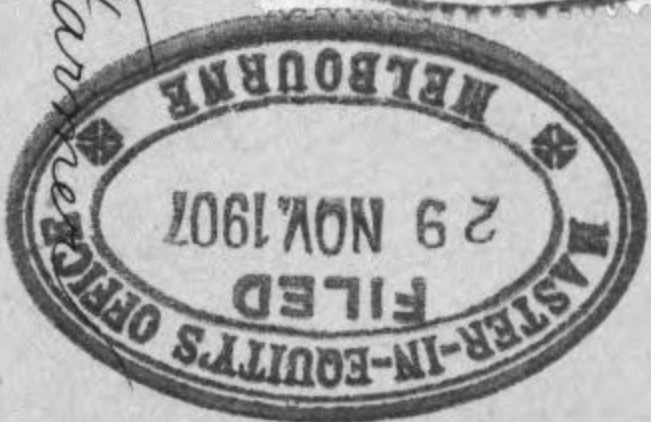
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In the Supreme Court
OF VICTORIA.

IN THE PROBATE JURISDICTION.

IN THE *Will of George Della*
Booth Lake of Tarnagulla
Road near Inglewood
in Victoria *Testament*
Wine license deceased

AFFIDAVIT OF
PUBLICATION OF NOTICES
AND SEARCHES.



Farmer & Lawrence

for *GE Horan*
Inglewood

Cutbort & Co., Law Stationers, 418 Chancery Lane.

Proctor for the Deceased

In the Supreme Court
OF VICTORIA.

IN THE PROBATE JURISDICTION

IN THE Will of Lorenzo Della Costa late of Tarnagulla
Road near Inglewood in Victoria Colonial
Wine Licensee deceased

I Charles Augustus Ryan of 443 Chancery Lane Melbourne

in the State of Victoria Solicitors Clerk make oath and say
that I am a Clerk in the permanent and sole employ only of Messrs Larmer and
Farmer of 443 Chancery Lane Melbourne in the State of Victoria Solicitors and the Town
make oath and say Agents for Frederick Edward Horan of Inglewood in the said State Solicitor
and Proctor for the Applicant herein

1 THAT the following advertisement duly appeared in the Age
Newspaper published in Melbourne on the fourteenth day of
October 1907 namely :-

" after the expiration of fourteen days from
the publication hereof Application will be made
to the Supreme Court of Victoria, in its probate
jurisdiction, that Probate of the last Will of Lorenzo
Della Costa, late of Tarnagulla Road, near Inglewood,
in Victoria, Colonial Wine Licensee, deceased, may
be granted to Fanny Rosina Mitchell, of Tarnagulla
Road aforesaid, married woman, sole executrix -
appointed by the said Will. Dated this 12th day of -
October, 1907. F. E. Horan, Inglewood, Proctor for the
applicant."

3. THAT I have since the date of the death of the above-named deceased
searched in the office of the Registrar-General of the State of Victoria and find
that no will of the said deceased is deposited there.

4. THAT I have this day searched in the proper office of the Master in
Equity of this Honorable Court and find that no caveat has been lodged in this
matter.

5. THAT no application for probate or administration in this matter has
heretofore been made to or been granted by this Court or the Registrar of
Probates of this Court.

SWORN at Melbourne in the State

of Victoria this 29th day of November

One thousand nine hundred seven

Before me

C. A. Ryan

A Commissioner of the Supreme Court of the State of Victoria for taking Affidavits.

In the ~~Supreme~~ Court
of Victoria

Probate Jurisdiction

In the Will of Lorenzo
Della Costa late of Darnagulla
Road near Inglewood in
Victoria Colonial Wine
Licensee deceased

~~Procipe~~

For Probate of the Will of the
abovenamed deceased
Lanny Rosina Mitchell of
Darnagulla Road near Inglewood
in the State of Victoria Married
Woman Executrix appointed
by the said Will



~~W. A. Farmer & Farmer~~
for
J. E. Moran
Solicitor
Inglewood
Proctor for the applicant