

25/686

25/686

Dated 9th June 1883

In the Matter of the Will
of Henry Coote late of Hamilton
in the County of Dundee
Sharekeeper deceased —

Statutory Declaration

of
Samuel Shetch Esq.



SOLICITOR,
Hamilton.

In the Matter of the Will of Henry Cooke
late of Hamilton in the County of Dundas
Storekeeper deceased

I, Samuel Stretch

of Hamilton in the County of Dundas Estate Agent

do solemnly and sincerely declare that
That the Estate of Henry Cooke late of Hamilton in
the County of Dundas Storekeeper was on the Seventh day
of October one thousand eight hundred and eighty two
placed under Sequestration in the hands of Robert Giles
one of the Assignees

That on the Nineteenth day of the said Month
of October James Davey of Swanston Street in the
City of Melbourne Accountant and myself were
appointed Trustees of the Estate of the said Henry
Cooke deceased and which appointment was duly
confirmed.

That the Estate of the said Henry Cooke has been
realized and in part distributed and such Estate will not
pay Seven Shillings in the pound on the amount of the
debts proved in such Estate.

and I make this solemn declaration conscientiously believing the same
to be true and by virtue of the provisions of an Act of the Parliament
of Victoria rendering persons making a false declaration punishable
for wilful and corrupt perjury.

Declared at Hamilton

in the Colony of Victoria, the

9th day of Jan^y A.D. 1883

before me

Manson J.P.

Stretch

In the Supreme Court
of the Colony of Victoria.

25/10/82
In the Probate Jurisdiction

In the Will of Henry
Cooke late of Manarion
in the County of Dundas
Shroton deceased.

Applicant
by Executrix.



Sabner
Samuelson

In the Supreme Court
of the Colony of Victoria. }

In its Probate Jurisdiction

In the Will of Henry Cooke
late of Hamilton in the County
of Dundas Storekeeper deceased.

I Catherine Cooke of Hamilton in the County of
Dundas in the Colony of Victoria Widow make oath
and say,

1. That I am seeking to obtain Probate of the Will
of Henry Cooke late of Hamilton in the County
of Dundas in the Colony of Victoria Storekeeper
deceased.

2. 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 his death which shall at
any time after come to the power or control hands
or possession of me as his 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 Hamilton in the Colony
of Victoria this fourth
day of July - A.D. 1882

Before me

Catharine Cooke

Harold Morrison

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

In the Supreme Court
of the Colony of Victoria

In the Probate Jurisdiction

In the Will of Henry
Cocke late of Hamilton
in the County of Hamilton
in the Colony of Victoria
Deceased

Apparid as to Cause



Per Me
Melbourne

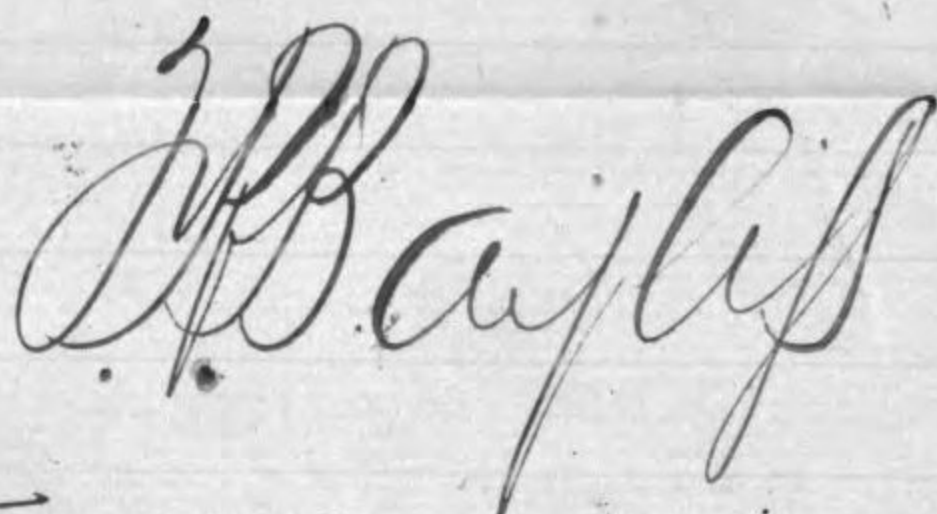
In the Supreme Court
of the Colony of Victoria } In its Probate Jurisdiction

In the Will of Henry Cooke late of
Hamilton in the County of Dundas in
the Colony of Victoria Storekeeper deceased

I Frederick Rouse Bayless of N^o 71 Chancery Row
in the City of Melbourne in the Colony of Victoria Clerk
to George Hill of the same place Proctor make oath and
say

1. That I have this Thirteenth day of July instant
searched in the proper office of this Honorable Court
and find that no caveat has been lodged in the
above matter

Sworn at Melbourne in the Colony
of Victoria this Thirteenth day
of July. 1882 Before me



H. H. H. a Commissioner of the
Supreme Court of the Colony of Victoria for taking
affidavits

In the Supreme Court
of the Colony of Victoria

25/10/80
In the Probate Jurisdiction

In the Will of Henry George
late of Adairton in the
County of Ararat in the
Colony of Victoria Sheriff's
deceased.

appeared as to Advertisement



W. C. Paterson
for A. C. Paterson
Hawthorn

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

In the Will of Henry Cooke late of
Hamilton in the County of Dundas in
the Colony of Victoria Storekeeper
deceased

I Frederick Rouse Baylis of N^o 71 Chancery Lane
in the City of Melbourne in the Colony of Victoria Clerk to
George Hill of the same place Proctor make oath and say.

1. That upon the fourteenth day of June in the year of
our Lord one thousand eight hundred and eighty two there
was inserted in the Argus a newspaper published in the
City of Melbourne aforesaid an advertisement notifying the
intention of Catherine Cooke of Hamilton in the said Colony
of Victoria to apply to this Honorable Court in its Probate
jurisdiction that Probate of the Will of the abovesaid
Henry Cooke deceased might be granted to her as the sole
executrix named in and appointed by the said Will and
which advertisement was in the words and figures following
that is to say

"In the Supreme Court of the Colony of Victoria. In its Probate
Jurisdiction. In the Will of Henry Cooke late of Hamilton
in the County of Dundas in the Colony of Victoria Storekeeper
Deceased. Notice is hereby given that after the expiration
of fourteen days from the publication hereof application
will be made to the Supreme Court of the Colony of
Victoria in its Probate Jurisdiction that Probate of
the Will of the abovesaid Henry Cooke deceased
may be granted to Catherine Cooke of Hamilton
aforesaid Widow the sole Executrix named in and

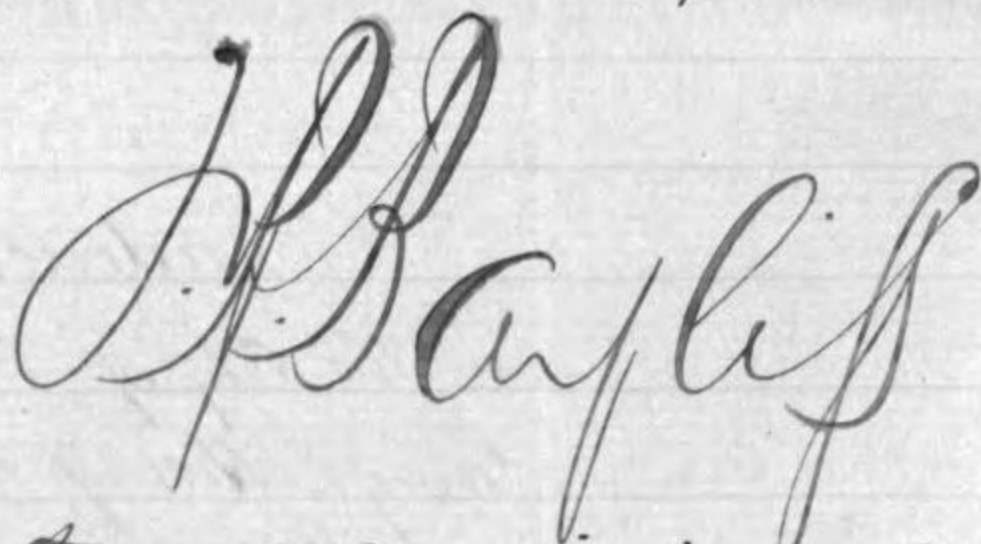
"appointed by the said Will

Dated this twelfth day of June 1882

Angelo Octavio Palmer Thomson Street Hamilton
proctor for the said executrix"

2 That I have this Eleventh day of July instant
searched in the Office of the Registrar General, and
find that no other Will of the said deceased remains
there deposited

Sworn at Melbourne in the Colony
of Victoria this Eleventh day
of July. 1882 Before me



J. M. Anderson, A Commissioner of the
Supreme Court of the Colony of Victoria for taking affidavits

For the Supreme Court
of the Colony of Victoria.

257696

For the Probate Jurisdiction

In the Will of Henry
Cottle late of Rowellton
in the County of Bourke
in the Colony of Victoria
Shewethen deceased

Affidavit

of
George Hill



W. H. R. B. & Co. Solicitors
Rowellton

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

In the Will of Henry Cooke late of
Hamilton in the County of Dundas in
the Colony of Victoria Storekeeper
deceased

- I George Hill of N^o 71 Chaucery Lane in the City of
Melbourne in the Colony of Victoria Proctor, make oath and say
1. That I knew and was well acquainted with Nicholas John
Brew and Arthur George Wade who were clerks to Mr
Henry Cox of Hamilton Solicitor, and were I am informed
and believe the attesting witnesses to the Will of Henry Cooke
late of Hamilton in the County of Dundas and Colony of
Victoria Storekeeper deceased
 2. That the address of the said Nicholas John Brew
who is dead was at Hamilton aforesaid and that of
Arthur George Wade who is also dead was at the
time of the execution of the said Will at Hamilton
aforesaid but was at the time of his death Coleraine
in the said Colony where he was up to the time of his
decease practising as a Solicitor

Sworn at Melbourne in the Colony
of Victoria this 27th day
of July. AD 1882 Before me

George Hill

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

In the Supreme Court
of the Colony of Victoria,
in its Probate Jurisdiction

25/686

In the Will of
Henry Cook late
of Hamilton in the
County of Dundas
Shew Keeper.

Attendant on oath.



John
Hamilton

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

In the Will of Henry Cooke
late of Hamilton in the County of
Dundas in the Colony of Victoria
Storekeeper deceased.

I John Henry Cooke of Hamilton in the County
of Dundas in the Colony of Victoria Storekeeper
make oath and say,

1. That Henry Cooke late of Hamilton in the said
County of Dundas Storekeeper departed this life on
the fourth day of June One thousand eight hundred
and eighty two.
2. That he left a Will bearing date the fourth day of
September One thousand eight hundred and sixty which
is as I believe unrevoked and thereby appointed
Catherine Cooke his widow sole Executrix thereof.
3. That a copy of such Will is hereunto annexed marked A.
4. That the said Henry Cooke at the time of his
death had real Estate in the said Colony of
Victoria of the value of Five thousand pounds or
thereabout and personal Estate therein of the value
of nine hundred pounds or thereabout the total
value of which said real and personal Estate does
not exceed the sum of Five thousand nine hundred
pounds.

Sworn at Hamilton in the Colony
of Victoria this fourth day
of July A.D. 1882

H. H. Cooke

Before me
John H. Cooke

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

A.

This is the Last and only Will and Testament of me Henry Cooke of Hamilton in the County of Dundas and Colony of Victoria Gentleman I direct all my just debts funeral and Testamentary expenses to be first paid and satisfied And as to all the rest residue and remainder of my real and personal estate and effects of what nature or kind soever and to which I may hereafter become entitled to in any manner whatsoever and wheresoever I give devise and bequeath the same unto my wife Catherine Cooke absolutely I appoint my said wife Catherine Cooke sole Executrix of this my Will. In witness whereof I have hereunder set my hand and Seal this fourth day of ^{September} ~~August~~ One thousand eight hundred and sixty

N.C.

Henry Cooke (LS)

Signed by the said Henry Cooke as his Last Will and Testament in the presence of us present at the same time who at his request in his presence of and in the presence of each other have subscribed our names as Witnesses.

Nich^s J. Uren } Clerks to Mr Henry Cox
 Arthur G. Wade } Solicitor Hamilton.

This is the copy Will marked A referred to in the annexed Affidavit of John Henry Cooke sworn before me this fourth day of July A.D. 1882

Robert Hills
 Commissioner &c.