

34/705
In the Supreme Court
of the Colony of Victoria

In the Probate Jurisdiction

In the Will of Bridget
Barber late of Malorn Street
Geelong in the Colony of Victoria
(the Wife of Thomas Barber of
the same place and now out of
business deceased).

Supplementary Affidavit
as to Separate Estate of Testatrix



H. Street,
Geelong.

In the Supreme Court
of the Colony of Victoria }

In the Probate Jurisdiction

In the Will of Bridget Barber late of
Malop Street Geelong in the Colony of Victoria
(the Wife of Thomas Barber of the same place
and now out of business) deceased.

I. Henry Speed of Geelong in the Colony of Victoria Proctor
for James Tonkin Matthews the Executor named in the Will of the
above named Bridget Barber deceased make oath and say.

1 That Bridget Barber, above described, deceased, became seized
or possessed as of separate estate of in and to all that piece of land
situate in the City of Melbourne Parish of Melbourne County of Bourke
in the Colony aforesaid being part of Crown Allotment Number twenty
of Section Twenty five marked on the plan of subdivision of Allotments
One and Twenty as Lot Nine commencing One hundred and six feet
nine inches from the North West corner of said allotment Number Twenty
in Little Lonsdale Street bearing Southerly to the North East corner of Lot
Number Eight bounded on the West by a Street called Stephen Street
Twenty feet on the South by Lot Number Eight being a line bearing East
Sixty six feet on the East by George Street bearing North Twenty feet
and on the North by allotment Number Ten being a line bearing West
sixty six feet to the commencing point under and by virtue of an Indenture
bearing date the Thirtieth day of July One thousand eight hundred and
sixty one and made between Thomas Barber of Geelong aforesaid
Tailor of the first part Bridget Barber Wife of the said Thomas Barber
Mr 10m ✓ (otherwise Bridget Cobb), who is identical with the said deceased, of
the second part and William Wadsworth of Geelong aforesaid Livery
Stable Keeper and John Justice of the same place Tailor of the third
part Whereby in pursuance of the decree recited in the said Indenture
and in exercise of the power reserved by the therein before recited
Indenture and of every other power enabling him in that behalf and in

consideration of recited premises he the said Thomas Barber thereby revoked all the uses by the therein before recited Indenture limited so far as related to the said land and hereditaments and did thereby at the request of the said Bridget Barber otherwise Cobb appoint grant and release unto the said William Hadsworth and John Anstee their heirs and assigns All that the said piece of land and hereditaments to hold the said premises unto the said William Hadsworth and John Anstee and their heirs to the use of the said Bridget Barber otherwise Cobb during her life without impeachment of waste and free from the debts control and engagements of her then present or any future husband and as if she were a feme sole and unmarried and after her death to such uses for such estates and in such manner as the said Bridget Barber otherwise Cobb should notwithstanding her coverture by any deed or deeds or by Will or Codicil appoint and in default of such appointment and so far as no such appointment shall extend to the use of the said Bridget Barber otherwise Cobb her heirs and assigns forever.

2 That the said Indenture of the Thirtieth day of July One thousand eight hundred and sixty one purports and appears to have been duly executed by the said Thomas Barber, Bridget Barber otherwise Cobb, William Hadsworth and John Anstee and duly attested and a Memorial thereof appears from endorsement thereon to have been received into the Office of the Registrar of the Supreme Court of the said Colony on the Thirty first day of July One thousand eight hundred and sixty one and numbered "20" "Book 109"

3 That by Indenture bearing date the 31st day of December 1861 (endorsed on the said Indenture of the 30th day of July 1861) and made between the said Thomas Barber of the first part the said Bridget Barber otherwise Bridget Cobb of the second part and the said William Hadsworth and John Anstee of the third part after reciting, inter alia, that the said Bridget Barber otherwise Cobb had requested the said Thomas Barber to confirm the said Indenture of the 30th day of July 1861 and to limit direct and appoint the hereditaments therein described and contained to the same uses as are therein expressed and declared, it is witnessed that in pursuance of the decree of the Supreme Court

in its Equitable Jurisdiction mentioned and referred to in the said Indenture of the 30th day of July 1861 and in exercise of the said power reserved by the therein before recited Indenture and of every other power enabling him in that behalf and in consideration of recited premises he the said Thomas Barber thereby revoked and made void all the uses and estates by the said therein before recited Indenture limited so far as relates to the land and hereditaments mentioned and described in the said Indenture of the 30th day of July 1861 and did thereby at the request of the said Bridget Barber otherwise Cobb limit direct and appoint and also grant and release the said land and hereditaments unto the said William Hadsworth and John Anstee and their heirs to hold the said premises unto the said William Hadsworth and John Anstee and their heirs to the uses and for the ends intents and purposes and with under and subject to the powers provisions and declarations in and by the said Indenture of the 30th day of July 1861 expressed and declared of and concerning the same.

4 That the said Indenture of the said 31st day of December 1861 appears to have been duly executed by the said Thomas Barber in the presence of and attested by John Alexander Gregory Solicitor of Geelong aforesaid - who appears to have prepared each of the said Indentures of the 30th day of July 1861 and the 31st day of December 1861, and a Memorial of the said Indenture of the 31st day of December 1861 appears, from endorsement thereon, to have been received in the Office of the said Registrar of the Supreme Court on the 13th day of January 1862 and numbered "749" "Book 118"

SWORN at Geelong in the Colony of Victoria this Seventeenth day of August 1884 Before me

Wm. Morrison

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

Hy Freed

In the Supreme Court
of the Colony of Victoria

24/708

In the Probate Jurisdiction.

In the Will of Bridget Barber
late of Malorn Street Geelong in
the Colony of Victoria (the wife
of Thomas Barber of the same
place and now out of business)
deceased

Probate

Deed L33. 17. 10
E. R. R.

24/708

Joseph Louis Shepherd
for St. Speed,
Geelong.

In the Supreme Court
of the Colony of Victoria

In the Probate Jurisdiction

In the Will of Bridget Barber late of
Malon Street Geelong in the Colony of Victoria
(the Wife of Thomas Barber of the same place
and now out of business) deceased.

Be it known that on the eighteenth day of August in
the year of our Lord One thousand eight hundred and eighty seven
the Will (a true copy whereof is hereunto annexed) of Bridget
Barber late of Malon Street Geelong in the Colony of Victoria (the Wife
of Thomas Barber of the same place and now out of business) deceased who
died on the Sixteenth day of July One thousand eight hundred and eighty seven
and who had at the time of her death real estate within the Jurisdiction
sworn not to exceed in value the sum of One thousand two
hundred pounds _____ and personal estate within
the Jurisdiction sworn not to exceed in value the sum of Thirteen
pounds seventeen shillings _____ was proved by
James Tonkin Matthews of Malon Street Geelong in the Colony of Victoria
Bootmaker the Executor named therein he having been first sworn that he
would well and truly collect and administer according to law the estate of
the said Bridget Barber and would exhibit and deposit in the Office of
the Master in Equity a true and perfect Inventory of the said estate within
three months of the order granting Probate and a true and just account of his
administration of the said estate within fifteen months of the said order.

Given at Melbourne this 18th day of August
in the year of our Lord One thousand eight hundred and
eighty seven

John Dent Debb
Master in Equity.

x^d
O. M.

I certify that the sum of £ 23 17 10
paid. Dated the 22nd day of August 1887.
H. Q. Stephen
The Officer appointed under the "Rules on the
estates of deceased persons Statute 1870."

34/1905.
In the Supreme Court
of the Colony of Victoria



In the ~~District~~ Probate Division

In the Will of Bridget Barber
late of Malton Street Geelong
in the Colony of Victoria (the
Wife of Thomas Barber of the
same place and now out of
business) deceased.

Order for granting Probate.

Edward
Joseph

With Henry A. Holden Esq.
St. Sneed,
Geelong.

In the Supreme Court
of the Colony of Victoria }

In the Probate Jurisdiction

In the Will of Bridget Barber late of
Malop Street Geelong in the Colony of Victoria
(the Wife of Thomas Barber of the same place
and now out of business) deceased.

Thursday the eighteenth day of August One thousand
eight hundred and eighty seven.

Before His Honor Mr Justice Webb.

Upon reading the several Affidavits of James Tonkin
Matthews, Henry Speed and Thumal Merris
respectively sworn and filed herein It is Ordered that Probate
of the Will of Bridget Barber late of Malop Street Geelong in the
Colony of Victoria (the Wife of Thomas Barber of the same
place and now out of business) deceased be granted to James
Tonkin Matthews also of Malop Street Geelong aforesaid the
Executor named in the said Will.

On the Motion of M^r Wick.

By the Court

Mr Justice Webb
Master in Equity

In the Supreme Court
of the Colony of Victoria }

In the Probate Jurisdiction

In the Will of Bridget Barber late of Malop
Street Geelong in the Colony of Victoria (the Wife of Thomas
Barber of the same place and now out of business)
deceased.

We James Tonkin Matthews of Malop Street Geelong in the Colony of
Victoria Bootmaker the Executor named in the Will of the above named Bridget Barber
deceased and Henry Speed of Geelong aforesaid Proctor for the said Executor
make oath and say

And first I the Deponent James Tonkin Matthews for myself say.

1. That the paper writing on the other sides hereof contains a true statement of all
and singular the real and personal estate of or to which the above named deceased
was at the time of her death possessed or entitled and of the values thereof respectively
and of the liabilities due thereon and shows a balance of One thousand one hundred
and ninety four pounds ten shillings which is the net value of the estate.
2. That I also verily believe that the above named deceased left no other property
either in the said Colony or elsewhere and ~~we~~ also verily believe the fair market value
of the property of the said deceased at the time of her death is specified in the
said Statement.
3. That the relatives of the said deceased entitled in distribution under her Will
to her estate are not persons on whose behalf less than the full duty payable under the
"Duties on the Estates of Deceased persons Statute 1870" is to be calculated.

And I the Deponent Henry Speed for myself say.

That the said Statement was prepared by me from information given to me by the
said Executor and by the above named Thomas Barber the husband of the said
deceased and that the same is correctly and truly set forth in the said Statement
to the best of my belief.

Sworn by the Deponents James
Tonkin Matthews and Henry Speed at
Geelong in the Colony of Victoria this
Twelfth - day of August 1884.

James Tonkin Matthews
Henry Speed

Before me

Wm. M. M. M.

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 Bridget
Barber of the same place a

3 16/7/17

Statement of Assets

Assets.

1887 Real Estate

July 16	All that piece of Land being part of Crown Allotment Number 20 of Section 25 marked on the plan of subdivision of Allotments Numbers 1 and 20 as lot 9 commencing 106 feet 9 inches from the North West corner of said Allotment Number 20 in Little Lonsdale Street bearing Southerly to the North East corner of Lot Number 8 bounded on the West by a Street called Stephen Street 20 feet on the South by lot Number 8 being a line bearing East 66 feet on the East by George Street bearing North 20 feet and on the North by allotment Number 10 being a line bearing West 66 feet to the commencing point with the Building of 6 rooms there erected and numbered 166 in Stephen Street aforesaid occupied as a Lodging house, connected to Brick Building, with Walls of Brick, Partitions of Lath and Plaster and Roof of Slates: not exceeding in value	1200.	0.	0
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Personal Estate

A Wardrobe	✓	2.	15	0
Emerald Brooch and Earrings	✓	2	10	0
Gold Brooch (2 portraits)	✓	1	17	6
Gold Earrings	✓		12	0
Gold Brooch	✓	1	2	6
Wearing apparel	✓	5	0	0

There was no money in the house at the time of said Testatrix' death. ✓

The furniture and household effects (except the said Wardrobe) are the property of the Testatrix' husband, said Thomas Barber.

The rent of above mentioned property, in Stephen Street, had been paid to Testatrix to date of her death.

Any money in Bank? None

£1213. 17. 0

Witness my hand and seal this 12th day of July 1887. James Tonkin

Notices addressed to the Executor may be posted to the care of his
Proctor M^r. Henry Speed, Market Square, Geelong.

✓ I certify that

The