

407

119407

In the Supreme Court of the State of
Victoria.

Issued 5. 5. 11.

IN THE PROBATE JURISDICTION.

IN THE
Will
of William Whean late
of Robb Street, Melbourne in the State
of Victoria deceased.

ORDER

FOR

Probate


3/5/11

By Authority: G. Kemp, Acting Government Printer, Melbourne.

IN THE SUPREME COURT OF THE } IN THE PROBATE JURISDICTION.
STATE OF VICTORIA.

IN THE Will of William Dean
late of No 2 Creek near Percypdale
in the State of Victoria, Miner _____, deceased.

BEFORE THE REGISTRAR.

The Twentyninth day of April 1911

(1) State Name, &c.,
of applicant.

UPON Application this day made by *Ida Cecelia Rebecca Ebeling*
and upon reading ^{her} several affidavits of *and that of Michael*
Austin Brennan

sworn and filed herein.

This Court doth order that *Probate*
of the said *Will* be granted to *Ida Cecelia Rebecca*
Ebeling of No 2 Creek near Percypdale

_____ in the State of Victoria. *Spinster, the*
executrix named therein _____

BY THE COURT,

Harvey

Registrar of Probates.

119407

In the Supreme Court.

IN THE PROBATE JURISDICTION.

IN THE WILL OF *William Dean
Kato & Robert Stewart Percypdale
of Victoria, Miners
deceased*

DRAFT

PROBATE.

I CERTIFY that there is no Duty payable
hereon
on this Probate.

*Geo. Prout Mgtl.
Commissioner of Works*
Officer under Sec. 96, Act 1060.

5157/11.

By Authority: J. Kemp, Government Printer, Melbourne.

In the Supreme Court of Victoria.
IN THE PROBATE JURISDICTION.

IN THE WILL OF *William Dean*
late of *No 2 Creek near Percydale*
in Victoria *Miner* deceased.

BE IT KNOWN that on the *Twenty ninth* day of *April*
in the year of our Lord One thousand nine hundred and *eleven*
the Will (a true copy whereof is hereunto annexed) of *William Dean*
Percydale, in Victoria, Miner late of *No 2 Creek near*
deceased, who died on the *Twenty fifth* day of *February*
One thousand nine hundred and *eleven* and who had at the
time of his death ~~real~~ *personal* estate within the jurisdiction sworn not to exceed in
value *Sixty six pounds six shillings, but left*
~~no real~~ *no real* and personal estate within the jurisdiction ~~sworn not to exceed in value~~

If no Real Estate or
no Personal Estate
it must be so stated.

was proved by *Ida Cecelia Rebecca Ebeling of No 2 Creek*
near Percydale, in Victoria, Spinster
the executor ^{via} named therein, she having been first sworn that she would well and
truly collect and administer according to law the estate of the said

deceased, 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 her administration of the said estate within fifteen months of the said
order.

Given at Melbourne this *Fifth* day of
May in the year of our Lord One thousand
nine hundred and *eleven*

DW
3/5/11.

5430
Xa

J. Carter
Registrar of Probates.

119407

In the Supreme Court.
3/9 *See page 4*
IN THE PROBATE JURISDICTION.

IN THE WILL OF *William*

late of *W. back*

See page 4

in Victoria,

deceased.



AFFIDAVIT OF EXECUTOR



IN THE PROBATE JURISDICTION

In the Supreme Court of
the Colony of Victoria

(If any other
court is used)

In the Will of

in Victoria

in Victoria

In the Supreme Court of }
the Colony of Victoria. }

IN THE PROBATE JURISDICTION.

(1) And codicil or
codicils, if any.

IN THE WILL¹ of *William Beard*
late of *No 2 Grove near Pacydale*
in Victoria, *miner* deceased.

I. Ida Cecilia Rebecca Ebeling
of *No 2 Grove near Pacydale* in Victoria,
Spinster, make oath and say—

(2) If any codicils,
state the number
and date of each.
(3) Or are there
codicils.
(4) Insert full
christian and sur-
name and residence
of each executor.

1. That *am* seeking to obtain Probate of the Will *of the*
above-named *William Beard* deceased, and
2. The said deceased died on the *25th* day of *February*
1894 One thousand *eight* hundred and *seven* and was unmarried at the
date of his death.
3. The said deceased left a Will² *of the* bearing date the *2nd*
day of *January* One thousand *eight* hundred and *seven* which is as *I*
believe the last Will and Testament of the said deceased, and which is *un* revoked.
4. By his said Will the testator appointed *me his deponent*

(5) If codicils, they
must also be
marked.
(6) Insert full
christian and sur-
name and residence
of each of the sub-
scribing witnesses
to the Will.
(7) If no real estate
or no personal
property in
but did not leave
any real estate (or
personal property,
as the case may be).

executed thereof.
5. The paper writing hereunto annexed marked "A" is the true last Will and Testament
of the said deceased as *I* verily believe.⁵

6. The said Will was executed in the presence of *William Rubbert*
and Percy Rubbert both of 73 Barkly Street
Brunswick East.

7. The said deceased left property in Victoria not exceeding in value the sum
of *fifty five pounds six shillings* consisting of *personal* real estate
and personal estate *of the value of £* *property only he said deceased not*
having left any real estate of the value of £ and the particulars of the
estate left by the said deceased are set out in the document annexed hereto and marked

8. 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 at any time after shall
come to the power or control hands or possession of *me* as his executor 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.

9. That to the best of my knowledge, information, and belief, the said deceased did not
within the space of two years preceding the date of his death convey or otherwise dispose
of, for other than adequate valuable consideration, any real or personal property of which he was
seised or possessed.

Sworn at *Ascona* in the Colony
of Victoria, this *27th* day of *March*
1894 One thousand *eight*
hundred and *ninety* *seven*
Before me,

Ida C. R. Ebeling
Jo. J. J. J.

119407
In the Supreme Court of Victoria.

IN THE PROBATE JURISDICTION.

IN THE *Hill*

of *William Hill*

late of *W. A. Street*
near Duncraig
in Victoria,
deceased.

deceased.

Affidavit of Publication of Notice.



IN THE SUPREME COURT
OF VICTORIA.

IN THE PROBATE JURISDICTION.

(1) Will or Will and
codicils or estate.

IN THE ¹ Will of *William*
Jean late of *No. 2 Creek, near Percydale*
in Victoria *river, Victoria* deceased.

I Ida Cecelia Rebecca Ebeling of No. 2 Creek
near Percydale
in Victoria, *spinster*
make oath and say—

1. That the following advertisement duly appeared in the *Arcoa Board*
and Pyraes District Advertiser newspaper published in *Arcoa*
on the *7th* day of *March* 1901
namely—

(2) Fill this up
according to the
advertisement
published.

²Notice is hereby given that 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*
Arcoa of the *Will*
of *William Jean* late of
No. 2 Creek near Percydale in Victoria
river deceased may be granted to *me*
Ida Cecelia Rebecca Ebeling of No. 2 Creek

being the *executrix* appointed by the said will.

[Signature] Dated this *Arcoa* day of *Arcoa* 1901

2. That the said *Arcoa Board & Pyraes District Advertiser* is a newspaper
which has been published and has been circulating in the district of
Arcoa for the past *twenty five* years.

3. That the said deceased had been continuously resident in the said district
of *Arcoa* for the period of *thirty five*
years immediately preceding the date of his death.

Sworn at *Arcoa* in
Victoria this *27th* day
of *March* One thousand nine
hundred and *eleven*
Before me

Ida C. R. Ebeling
[Signature]

Registrar of the County Court,

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

119407

In the Supreme Court.

IN THE PROBATE JURISDICTION.

IN THE WILL OF

James McKinnon

late of *No. 2 Street*

near Rongototo

in Victoria,

deceased.

deceased.

**AFFIDAVIT OF ATTESTING WITNESS
AS TO MARK.**



By Authority: Roun. S. Brain, Government Printer, Melbourne.

In the Supreme Court.

IN THE PROBATE JURISDICTION.

IN THE WILL OF William Pearson
late of No 2 Outhouse near Praydats
in Victoria, never deceased.

I, William Buhlert
of 72 Barkly Street Brunswick in Victoria, Ironmonger's Association
make oath and say—

1. That I am one of the subscribing witnesses to the last Will of
William Pearson
late of No 2 Outhouse near Praydats in Victoria, never
deceased, bearing date the second day of
January 1911 and which said Will is shown to me at the
time of swearing this my affidavit, and marked with the letter "A"

2. That the said William Pearson
executed the said Will on the day of the date thereof by making his mark thereto
as the same now appears thereon.

3. That before affixing his mark thereto as aforesaid the said Will was read
over ~~in my presence~~ to the said William Pearson
by me his deponent the said William Buhlert — and the
said William Pearson seemed perfectly
to understand the same, and expressed his approval of the contents thereof, and the
said William Pearson made his mark
thereto, he being unable to write by reason of his being an illiterate
person and unable to sign his name or to write
at all.

(2) State cause, such as sickness, feebleness, or illiterateness. JWS

4. That the said mark was made by the said William Pearson
in the presence of me and of the
said Percy Buhlert present at the
same time, and we thereupon attested and subscribed the said Will in the presence
of the said William Pearson.

Sworn at Morningside in the
State of Victoria this 10th
day of April One thousand
nine hundred and eleven.
Before me,

William Buhlert
James W. Stannard

Registrar of the County Court,
A Commissioner of the Supreme Court for taking Affidavits.

119407

In the Supreme Court
OF VICTORIA.

PROBATE JURISDICTION.

Approved and allowed balance for duty

IN THE *Will*
of *William Dean*
late of *Wood*
in the State of Victoria,
Wines
deceased.

STATEMENT & AFFIDAVIT.

Wentbury



In the Supreme Court } PROBATE JURISDICTION.
OF VICTORIA.

1 Will or estate.

IN THE¹

2 Name of deceased.

of²

3 Residence.

late of³

4 Occupation of deceased.

in the State of Victoria,⁴

deceased

5 I or We.

Names, addresses, and occupations of executor or executors or administrator or administrators.

of
in the State of Victoria,

make oath and say—

1. THAT the paper writing hereunto annexed marked "A" 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 his death possessed or entitled, that the values thereof as therein set forth are the true and full values of the several particulars therein mentioned respectively and that the liabilities therein stated are justly due thereon, and that the balance of

therein appearing is the full net value of the said real and personal estate

6 If he did, state save and except, and give full particulars of the property and the value of same at deceased's death.

2. THAT the said deceased did not within twelve months immediately preceding his death make any conveyance or assignment, gift, delivery, or transfer of any estate, real or personal, purporting to operate as an immediate gift *inter vivos*, whether by way of transfer, delivery, declaration of trust or otherwise.⁶

3. THAT the said deceased did not at any time make any conveyance or assignment, gift, delivery, or transfer of any estate, real or personal, relating to any property of which property *bonâ fide* possession and enjoyment had not been assumed by the donee immediately upon the gift and thenceforward retained by him to the entire exclusion of the deceased or of any benefit to him by contract or otherwise.⁶

4. THAT the said deceased immediately preceding his death did not hold any property whatsoever as a joint tenant.⁶

7 If he had, state save and except, and give full particulars of the property and the value of same at deceased's death.

5. THAT the said deceased at the time of his death had not a general power of appointment by deed or will over any property whatsoever.⁷

6. THAT the following are the particulars of the relationship to the said deceased of the persons beneficially entitled under the will (or intestacy) of the said deceased, viz.:—

7. THAT the total value of the said estate after deducting therefrom all debts does not exceed, in and out of Victoria, the sum of Two thousand pounds.

SWORN at
of Victoria, this
day of
nine hundred and
Before me

in the State }
One thousand }

A Commissioner of the Supreme Court of Victoria for taking Affidavits.
A Registrar of County Courts.

"A"

In the Supreme Court

PROBATE JURISDICTION.

OF VICTORIA.

IN THE
late of
deceased

Will
No 2. Oak near Percydale
William Pear
in the State of Victoria, *miner*

This is the paper writing marked "A" referred to in the annexed Affidavit of *Ada together Rebecca Cutting* Sworn this *27* day of *March* 1911 Before me *J. J. [Signature]*
A Commissioner of the Supreme Court of Victoria for taking Affidavits.
A Registrar of County Courts.

STATEMENT OF ASSETS AND LIABILITIES.

ASSETS.

REAL ESTATE.

Nil

PERSONAL ESTATE.

Landed Property held under Lease or Licence from the Crown

Nil

Rents

Nil

Crops

Nil

¹ State number and value of each. Live Stock ¹

Nil

² Specify and give separate values. Farming Implements ²

Nil

Carriages, &c. ²

Nil

Harness and Saddlery

Nil

³ If over £50 a list is required. Furniture ³

Nil

⁴ Specify and give separate values. Watches, Trinkets, Jewellery, &c. ⁴

Nil

Money in Hand or House

£ 19 6

⁵ Name of Bank must be given. Money in Bank ⁵ *Bank of Victoria, Troca*

24 6 6

Current Account ⁵

Nil

Money in Bank, on Deposit ⁵

Nil

Interest

Nil

Debentures

Nil

Mortgages

Nil

Mortgages Interest

Nil

⁶ Name of Society must be given. Life Policies ⁶

Nil

Bonus

Nil

Shares

Nil

Dividends

Nil

Plant, &c.

Nil

Tools

Nil

Debts due to the Estate

Nil

Stock in a Shop or Business

Nil

Goodwill

Nil

Interest in a Deceased Person's Estate

Nil

LIABILITIES.

Nil

Balance for Duty

In the foregoing prescribed form of statement the assets in the personal estate must be set down under the heads above set out. In any case in which no assets exist corresponding to any one of the said headings, such heading must nevertheless be set down with the word "Nil" against it. If there are any assets not coming properly under any of the said headings, such assets must be included in the said statement under a special heading describing the same.

66 6 0
66 6 0

66 6 0

I certify the total net value of this estate, in and out of Victoria, does not exceed £2,000, and the final balance of this estate to be £ and the amount chargeable with duty to be £ at one-half of the percentage fixed by Part II. of the First Schedule to the Administration and Probate Act 1903.

Officer to assess Duty.

119407

In the Supreme Court of Victoria.

IN ITS PROBATE JURISDICTION.

In the
Will of William
 late of
Dean Joyce
 in Victoria
Wine
 deceased.

AFFIDAVIT OF SEARCHES.



By Authority: J. Kemp, Government Printer, Melbourne.

IN THE SUPREME COURT }
OF VICTORIA. } IN ITS PROBATE JURISDICTION.

IN the will OF William Dean
late of *Troca* in Victoria,
Mines deceased.

I, *Michael Austin Brennan*, Clerk in the office of
the Master-in-Equity, Melbourne, in Victoria, make oath and say—

1. That I have this day searched in the proper office of the Master-in-Equity of this Honorable Court, and find that no application for Probate or Administration in this matter has theretofore been made to or granted by the Court or the Registrar.

2. 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 herein.

Sworn at Melbourne, in Victoria,

this *25th* day of *August* 19*01* *at Troca*
Mines *Michael Austin Brennan*

Before me, *E. A. Butler*

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

119407

In the Supreme Court of the State of
Victoria.

IN ITS PROBATE JURISDICTION.

IN THE

Will

of

William Dean

late of

Sorena

in the

State of Victoria,

Widow

deceased.

From Registrar-General that
no Will is Deposited.

OFFICE OF THE REGISTRAR-GENERAL,

MELBOURNE.

IN THE *Will* of *William Dean*
 late of *Arcoa* in the
 State of Victoria, *Mines*
 deceased.

SEARCH has this day been made and no Will of the above-named
 deceased has been found deposited in this office.

Dated this *Twenty fifth* day of *April* 19*07*

M. J. [Signature]
 Deputy Registrar-General.
[Signature]

THE MASTER-IN-EQUITY,

MELBOURNE.

119407

No. 15.

In the Supreme Court.

1174

IN ITS PROBATE JURISDICTION.

In the Will of *William Dean*
late of *Avoca* in the
State of Victoria, *Miner*
deceased.

PRÆCIPE FOR PROBATE

4811.



Hayward
29/4/11