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Dated the 17th day of July, 1906

Chir Miff

q

A. W. Brown Esq



1841
Mullins & Co
Sellers
Sellers

101617

A

This is the last Will and Testament

me Andrew William Bruer of number 218 Drummond Street Ballarat in the State of Victoria Professor of Music I revoke all Wills and Testamentary writings heretofore at any time made by me and declare this to be my true last Will and Testament I appoint The Ballarat Trustees Executors & Agency Company Limited of Camp Street Ballarat aforesaid (hereinafter designated my said Trustee) Executor and Trustee of this my Will And I declare that the said company may execute any of the trusts of this my Will by its officers I give devise and bequeath all the real and personal estate whatsoever and wheresoever and of what nature or tenure wherein or to which I may be possessed or entitled at the time of my death unto my said Trustee upon trust thereof to pay my just debts funeral and Testamentary expenses and after payment thereof upon trust to pay (after the death of my wife hereinafter named) the following pecuniary legacies that is to say: - To my niece Maria Louisa Wilhelmina Reid of Grand Street Ballarat aforesaid widow the sum of Three hundred pounds To my nephew Ludwig Wilhelm Julius Bruer of number 424 Chancery Lane Melbourne Accountant the sum of Three hundred pounds To my grand nephew Edward Marduff Tuxer of Grand Street Ballarat aforesaid Bachelor the sum of Three hundred pounds To my grand niece Rosa Tuxer of South Street Ballarat aforesaid Spinster the sum of Three hundred pounds To my grand niece Eleonora Christina Tuxer of South Street aforesaid Spinster the sum of Three hundred pounds To the Treasurer for the time being of the Ballarat District Hospital the sum of Fifty pounds to be applied for the general purposes of such Hospital To the Treasurer for the time being of the Ballarat Benevolent Asylum the sum of Twenty five pounds to be applied for the general purposes of such Asylum and To the Treasurer for the time being of the Ballarat Orphan Asylum the sum of Twenty five pounds to be applied for the general purposes of that Asylum I direct and empower my said Trustee to set apart a sufficient portion of my estate to meet and pay the aforesaid pecuniary legacies and to pay the income arising from that portion so set apart unto my wife

AWB
H.B.
W.V.

This is the paper making mentioned "I refered to in the
annexed affidavits of John Elson sworn before me -

this 24th day of January 1904

W. Chapman

Commissioner

Juliane Kristine Bruun during her natural life for
her own use I further direct that none of the above-
mentioned pecuniary legacies shall be paid until after
the death of my said wife I further direct that if any
of the legatees abovesaid (other than the said Charles)
shall die in my lifetime or having survived me shall
die in the lifetime of my said wife leaving lawful
issue him or her surviving the share in my estate of
the person so dying shall be held by my said Trustee
upon trust for such issue in equal shares and if only one
child then all for that child but if the legatee so
dying as aforesaid shall not leave any lawful issue him
or her surviving then the share of the said deceased
legatee shall fall into and become part of my residuary
estate and follow the destination thereof And subject to
providing for the payment of the aforesaid pecuniary
legacies I direct that my said Trustee shall hold and stand
possessed of all the rest residue and remainder of my
estate real and personal upon trust for my said wife
Juliane Kristine Bruun for her own use absolutely
I empower my said Trustee in the event of any real
property being set aside by it to meet the said pecuniary
legacies to let or lease the said real property for any
term which it may consider advisable and for that
purpose to make and sign seal and execute all necessary
leases agreements and other documents And with the written
consent of my said wife to sell and realise any portions of
such real estate so set aside and to reinvest the proceeds
thereof in the purchase of other real producing fullhold
land and buildings or upon first mortgage of fullhold
land in Victoria or upon fixed deposit at interest in
any of the Associated Banks in Victoria I desire and
request that my said wife will in the conduct and
management of all her business matters avail herself of
the services of my old friend Frederick Froel Helstrup
of Ballarat aforesaid Commissioner and Financial Agent
and that she will in all things pertaining to her said
business act under his advice and properly recompense
him for his service In witness whereof I have hereunto
set my hand this Seventeenth day of July one
thousand nine hundred and six

AMB.
at B.
over

C. B. Gray.
C. W. T. Wallis.

AMBruun

Signed by the Testator Andrew William
Brown as and for his last Will and
Testament in the presence of us present
at the same time who at his request in
his right and presence and in the right
and presence of each other have hereunto
subscribed our names as attesting
witnesses the following alterations opposite
to which our initials are appended in the
margin having been first made namely
the re-writing of portion of the word
"whenever" over an erasure in the
twenty line of the first page thereof
and the re-writing of the letter "s" over
an erasure in the thirty eighth line of
the second page thereof

AW Brown.

AB Gray
Barrister Solicitor
Ballarat.

CV Wallis

Clerk to Messrs. Wallis & Gray
Solicitors Ballarat

101617

IN THE SUPREME COURT.
OF VICTORIA.

PROBATE JURISDICTION.

IN THE WILL of Andrew -
William Bruce

late of Drummond Street -
Ballarat

in the State of Victoria Proprietor
of house
deceased.

Sworn to
AFFIDAVIT OF EXECUTOR



Hartson, Partridge & Co., Printers, Melbourne.

1821

In the Supreme Court
OF VICTORIA.

PROBATE JURISDICTION.

IN THE WILL of Andrew William Brown
late of Drummond Street Ballarat
in the State of Victoria Professor of Music deceased

I John Glascock of Stump Street West Ballarat in the State of Victoria
Manager of the Ballarat Trusts Executors & Agency Company
Limited of Camp Street Ballarat aforesaid (hereinafter called the
said company)
of _____ in the State of Victoria

make oath and say—

1. That ^{company is} ~~the said~~ seeking to obtain Probate of the Will _____
of the above-named Andrew William Brown deceased
2. The said deceased died on the twenty second day of December
One thousand nine hundred and six at Drummond Street Ballarat aforesaid
3. The said deceased left a Will bearing date the seventeenth day of
July One thousand nine hundred and six which is as
believe the last Will and Testament of the said deceased and which is unrevoked.
4. By his said Will the said testator appointed the said company
executors thereof.
5. The paper writing hereunto annexed marked "A" is the true last Will and
Testament of the said deceased as I verily believe.
6. The said Will was executed in presence of Alfred Benjamin Gray of
Hydrant Street Ballarat aforesaid Barrister and Solicitor and of
William George Wallis of Bridge Street Sebastopol near Ballarat
Law Clerk
7. The said deceased left real estate in the State of Victoria not exceeding the
value of thirteen thousand one hundred and twenty five pounds
and personal property in the said State not exceeding the value of thirteen thousand two
hundred and seventy eight pounds one shilling and one penny
8. That if ^{said company} ~~the~~ obtain probate it will well and truly collect and administer according
to law to the best of its 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 *it* as his executor or of any other person or persons for *it* that *it* 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 *it* or to the hands or possession of any other person or persons for *it* and the same so made will ^{seal with its common seal} sign with ~~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 *it* will make or cause to be made a true and just account of the administration of the estate which *it* have undertaken as to its receipts and disbursements and as to what portion is retained by *it* and what portion remains uncollected and the same so made will ^{seal with its common seal} sign with ~~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 seized or possessed.

SWORN at *Ballarat* — in the State
of Victoria this *Twenty second*
day of *January* — One thousand
nine hundred and *eighty* —

Before me

Chas. Harris

John Lasson

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

"A"

This is the will marked with the letter "A" produced and
shewn to Thomas Henderson at the time of swearing
his affidavit this Fifth day of December one
thousand nine hundred and six before me

Alfred Hall

a Commissioner of the Supreme Court of the State of
Victoria for taking affidavits

Sated 10th Feb. 1906.

Will

Wm B. Cameron



Thomas Henderson
Solicitor
Melbourne