

508

In the Supreme Court
of the State of Victoria.

155/508 25/11
Proctor's Jurisdiction.

In the will of
Annice Deestree
late of Hamilton in the
State of Victoria widow
deceased.

Administration Account.



J. E. Deestree
Solicitor
Hamilton

1917	Forward	£		
	Household furniture, delivered to Horace Destée, the legatee thereof under deceased's will		120	5
	Watch trinkets jewellery - divided equally between deceased's children		60	2 6
	Clothing and linen - given to friends of deceased		7	10
Nov 27	Miss Addinsall, nursing fees		16	16
Dec 4	K. Mayberry, wages		2	8
13	J. Greed, funeral expenses		23	15
	Rev. J. Timmons		2	2
	Goss & Johnson, butchers		1	9 6
1918 Jan 5	Sundry accounts "Spectator" 13/-			
	Gas Co. 12/6			
	Shachan & Co 7/6		14	13 18
Feb 6	Royal Fire Insurance Co		7	3
12	Hamilton Borough Council, rates		18	4 6
Apr 8	State Probate Duty and draft		114	8 5 4
23	Federal Commr - Land Tax		6	5 1
May 15	Hamilton Waterworks Inst, rates		7	10
	J.H. Rountree, chemist's account		2	4 6
	Dr. Laidlaw, medical fees		1	1
	Dr. Bennett, the like		26	15 6
	Law costs and disbursements		71	19 1
16	Sundry accounts H.E. Rippon 19/6			
	F.J. Dodd 18/8			
	advertising &c 8/-		2	6 2
18	W. Keen - cemetery charges			10
	Forward	£	1528	5 2

1918	—	Forward	£	1528	5	2
May 25	.	Fire Insurance, Royal Co		1	13	9
"	.	C. K. Naylor, valuation fee		1	1	.
"	.	J. C. Hughes, "		.	10	6
June 20	.	Commission on rents - Horace Destree		15	12	6
	.	Distribution of income - A. C. Destree		137	14	8
	.	" Horace Destree		142	2	8
	.	" Hubert G. Destree		86	19	3
	.	" Louis H. Destree		111	13	4
	.	Executors - Commission, on account		200	.	.
30	.	Cheque book 10/. Exchange 3/6 Charge 5/.		745	18	6
July 16	.	Commonwealth War Loan Bonds				
	.	Purchased through J. Goodall & Co		788	19	9
26	.	Fire Insurance - Royal Co		1	7	.
Aug 14	.	W. Greed - repairs		8	.	.
21	.	State Land Tax		13	10	6
Sept 23	.	Distribution of income - A. C. Destree		55	17	11
"	.	" Horace Destree		66	18	1
"	.	" Hubert G. Destree		41	13	5
"	.	" Louis H. Destree		43	7	5
"	.	Horace Destree, rent collection		6	.	6
Oct 16	.	W. Taylor, tombstone & charges		87	5	.
Nov 1	.	Legacies to Mdlles Mathilde and Louise la Chapelle & draft		100	10	1
	.	Federal Estate Duty		543	6	3
	.	Fixed Deposits not yet due :-				
	.	Union Bank of a/s Ltd		1100	.	.
	.	Bank of New South Wales		800	.	.
	.	National Bank of a/s Ltd		950	.	.
	.	— Forward —	£	6833	7	3

1918

Forward

£ 6833 7 3

Shares in Companies, retained
by us on the trusts of the will of
deceased, as follow:-

Hamilton Gas Co. Ltd. - 30 shares 120 . .

Royal Bank of Canada - 50 " 60 . .

Broken Hill South I.M. Co. 10 " 95 . .

The Zinc Corporation Ltd - 6 " 7 3 4

Commonwealth War Bonds, also
retained by us as above } 300 . .

Nov 21. Royal Insurance Co. - fire insurance - 1 15 .

Dec 2. Balance in The National Bank of
Australia Limited, Hamilton:- 38 12 4

£ 7455 18 3

Dated at Hamilton this Second day of December
One thousand nine hundred and eighteen.

H. Destree
Horace Destree
Executors.

1917

Personal Estate :-

Rents from various tenants upto date of death of deceased (wrongly estimated in probate statement at £ 97. 6. 2)	63 19 8
Household furniture	120 5.
Watch trinkets jewellery	60 2 6
Clothing and linen	7 10 .
Money in house	8 4 4
National Bank of Australia Ltd, a/c current	379 1 11
State Savings Bank	27 6 9
Shares in Companies :-	
Hamilton Gas Co Ltd, 30 Shares @ £4	120 . .
Royal Bank of Australia Ltd, 50 Shares @ 24/.	60 . .
Broken Hill South I.M. Co. N.L. 10 Shares @ 9/10/.	95 . .
The Zinc Corporation Ltd 1 @ 24/11/ 5 @ 18/6	7 3 6
Commonwealth War Loan Bonds	300 . .
Interest thereon	13 10 .
Hamilton Gas Co Ltd Dividends	6 . .
Royal Bank of Australia Ltd "	2 0 0
Broken Hill South I.M. Co "	9 . .
The Zinc Corporation Ltd "	10 9
A.C. Desfrée - A.M. Luckie's loan & interest	268 15 .
A. Tallock - Loan and interest	410 . .
T. J. Dodd ; interest	15 . .
H. J. Pidwell, on a/c loan - and interest	28 . .
J. A. Arthur, the like	34 5 . .
D. McKinnon, loan & interest	212 . .

Forward

£ 2247 14 5

H.D.

Forward	£	2247	14	5
W. Kampmann, interest			11	8 6
J. H. Loats, interest	£ H.D.	15	26	
Bank of Victoria Ltd, fixed deposits & interest		545		
Union Bank of a/s Ltd, "		1030	10	
Bank of New South Wales, Interest		441	12	6
National Bank of a/s Ltd, Interest		42	15	
Union Bank of a/s Ltd, Deposits not yet due		1100		
Bank of New South Wales, "		800		
National Bank of a/s Ltd, "		950		
State Savings Bank, Interest			9	9
Rents from various tenants since date of death of deceased		665		8

Mortgage Securities for loans as follow:-

J. L. Dodd	£ 300
W. Kampmann	190
W. J. Pidwell	165
J. A. Arthur	290
J. H. Loats	300

(The above are still held by us pending maturity.)

A. Tallock	£ 400
D. McKinnon	200

(The above have been paid off and have been accounted for earlier in this account.)

Forward	£	7449	13	4
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1918

Nov

Forward

£ 7449 13 4

Broken Hill South L.M.C. & N.L.:-

Return of Capital £2.12.6

Dividend

3.0.0

5 12 6

Zinc Corporation Ltd. - dividend

12 5

£ 7455 18 3

In the Supreme Court
of the State of Victoria }

In the will of Annie Destree

We Adolphe Charles Destree and
of Victoria executors of the will of the above
the 27th day of December 1917 do hereby
account of our administration of the estate of

Receipts.

Real Estate :-

Land being part of allotment 1 Sec 5 Town of Hamilton with 2 shops thereon	1800 . .
Land being the greater portion of allots 3 and 4 of said section 5 with 8 shops thereon	6900 . .
Land being rear portion of allots 3 and 4 of said section 5 with workshop thereon	
Vacant land being part of allotment 4 of section 9 Town of Hamilton	600 . .
Vacant land being allotments 6 and 7 of section 93 Town of Hamilton	40 . .
Land being allotment 13 of section 9 Town of Hamilton with brick and wood residence thereon	1100 . .

Personal Estate :-

Forward £ 10440 . .

probate Jurisdiction.

late of Hamilton in the State of Victoria widow deceased.

Horace Destree both of Hamilton in the State
named Annie Destree deceased appointed on
certify that the following is a true and just
the abovenamed deceased up to the date hereof.

Distribution.

These lands are retained by us upon the trusts of the will of said deceased.	1800 . .
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6900 . .

These lands have been transferred by us to Adolphe Charles Destree, the devisee thereof under the will of deceased.	600 . .
	40 . .

This land and residence have been transferred or conveyed to Horace Destree the devisee thereof under the will of deceased	1100 . .
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Forward £ 10440 . .

155508

In the Supreme Court
of Victoria.

IN THE PROBATE JURISDICTION.

IN THE WILL OF
Annie Deatree
late of Hamulton in
the State of Victoria
now deceased.

PROBATE.

I certify that the sum of £1174-13-3
for Duty on this Probate has been paid.

R. W. Medson
Commissioner of Taxes
11th April 1918

Harston, Partridge & Co., Printers, Melbourne.
W. C. Deatree
Proctor
Hamulton

In the Supreme Court }
OF VICTORIA.

IN THE PROBATE JURISDICTION.

IN THE WILL OF *Annie Destree* ^{late} of *Hamilton*
in the State of *Victoria* widow deceased.

BE IT KNOWN that on the *twenty seventh* day of *December*
in the year of our Lord One thousand nine hundred and ~~*eighteen*~~ ^{*seventeen*} the will (a true
copy of which is hereunto annexed) of *Annie Destree*
late of *Hamilton in the State of Victoria*
Widow

deceased who died on the *twentieth* day of *November*
One thousand nine hundred and *seventeen* and who had at the
time of her death real estate within the jurisdiction sworn not to exceed in
value *Ten thousand four hundred and*
forty pounds

If no "real
estate" or no
"personal
estate" same
must be stated.

and personal estate within the jurisdiction, sworn not to exceed in value *Seven*
thousand eight hundred twenty seven pounds
seventeen shillings and three pence
was proved by *Adolphe Charles Destree* of *Hamilton* aforesaid
barrister and solicitor and *Horace Destree* of *Hamilton* aforesaid
estate agent ~~*in and appointed by the said will*~~
the executors named ~~*therein*~~, they having been first sworn that they would
well and truly collect and administer according to law the estate of the said
Annie Destree 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 ~~*their*~~ administration of the said estate within fifteen months of the
said order.

Given at Melbourne this *thirteenth* day of
April in the year of our Lord One thousand
nine hundred and *eighteen*

D.W.
9-1-18

[Signature]

J. Barker
Registrar of Probates.

155508

IN THE SUPREME COURT
OF VICTORIA.

PROBATE JURISDICTION.

IN THE will
of *Annie Desbrière*
late of *Hamilton*
in the State of Victoria *Widow*
deceased

INVENTORY.



Harston, Partridge & Co., Printers, Melbourne.
J. C. Desbrière
Proctor
Hamilton.

In the Supreme Court

OF VICTORIA.
(PROBATE JURISDICTION)

"B"

This is the inventory marked "B" referred to in the annexed Affidavit of *Adolphe Charles Destree and Horace Destree* severally, Sworn this *seventeenth* day of *December* 191*7*.

Before me, *John F. Destree*

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

IN THE will of *Annie Destree*

late of *Hamilton* in Victoria *Widow*
deceased.

INVENTORY OF ASSETS.

REAL ESTATE.	£	s.	d.
All that land being part of allotment one section 5 Town of Hamilton parish of North Hamilton County Dundas having a frontage of 29 feet to Gray Street by a depth of 120 feet with 2 shops thereon - Unimproved value £ 870 - Municipal valuation -	1800	.	.
All that land being allotments 3 and 4 of said section 5 having a frontage of 132 feet to Gray Street by a depth of 300 feet (with a right of way 30 feet wide taken out of said depth) with 8 shops and 1 workshop thereon - Unimproved value £ 4621 - Municipal valuation -	6900	.	.
All that vacant land being part of allotment 4 of section 9 with a frontage of 38 feet to Gray Street Hamilton aforesaid - Unimproved value £ 644 - Municipal valuation -	600	.	.
All that vacant land being allotments 6 & 7 of section 93 situated in Learmonth Street Hamilton aforesaid - Unimproved value £ 60 - Municipal valuation -	40	.	.
All that land being allotment 13 of section 9 situated in French Street Hamilton, with brick and wood residence thereon - Unimproved value £ 200. - Municipal valuation -	1100	.	.
CARRIED FORWARD	£ 10440	.	.

BROUGHT FORWARD £ 10440 . .

PERSONAL ESTATE.

Landed Property, held under lease or licence from the Crown. }	£	None		
Rents	}	86	6	2
Crops		None		
Live Stock		None		
Farming Implements		None		
Carriages, &c.		None		
Harness and Saddlery		None		
Furniture		120	5	
Watches, Trinkets, Jewellery, &c. ...		60	2	4
<i>Wearing apparel, linen &c stores & fuel &c</i> ...		7	10	
Money in hand or house		8	4	4
„ in bank, current account		406	13	8
„ deposit		4250		
Interest		158		
Debentures		None		
Mortgages		1845		
Interest		23	17	1
Life Policies		None		
Bonuses		None		
Shares		282	3	4
Dividends		None		
Plant, &c.		None		
Tools		None		
Debts due to the Estate		268	15	
Stock in Shop or Business <i>None - Commonwealth War Loan Bonds</i>		300		
Goodwill		7827	17	3
Interest in a Deceased Person's Estate		None		
TOTAL ASSETS		£	18267	17 3

Dated this *Seventeenth* day of *December* 191*7*

H. B. Stree
Horace B. Stree

155508

IN THE SUPREME COURT
OF VICTORIA.
155508

PROBATE JURISDICTION.

IN THE WILL of

Annie Dextree

late of *Hamilton*

in the State of Victoria *widow*

deceased.

AFFIDAVIT OF EXECUTORS.



Harrison, Partidge & Co., Printers, Melbourne.

H. C. Deakins
Proctor
Hamilton.

In the Supreme Court }
OF VICTORIA.

PROBATE JURISDICTION.

IN THE WILL of *Annie Destree*
late of *Hamilton*
in the State of *Victoria* widow deceased

We Adolphe Charles Destree, barrister and solicitor,
and Norace Destree, estate agent, both
of *Hamilton* in the State of Victoria
jointly and severally — make oath and say—

1. That ~~we are~~ seeking to obtain Probate of the Will
of the above-named *Annie Destree* deceased
and ~~are both~~ of the full age of twenty-one years.

2. The said deceased died on the *twentieth* day of *November*
One thousand nine hundred and *seventeen*.

3. The said deceased was ~~an~~ married at the time of her death.

4. The said deceased left a Will bearing date the *twenty first* day of
December One thousand *nine* hundred and *ten* which is as ~~we~~
believe the last Will and Testament of the said deceased and which is unrevoked.

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

6. By her said Will the said testatrix appointed ~~us these~~ deponents
Adolphe Charles Destree and Norace Destree —
executors thereof.

MBW — ~~now produced and shewn to us and~~
7. The paper writing ~~hereto annexed~~ marked "A" is the true last Will and
Testament of the said deceased as ~~we~~ verily believe.

MBW then and now of *Hamilton* aforesaid *law clerk (now a solicitor)* and
MBW ~~then and now~~ *Andrew Henry Aldwinckle* of *Hamilton* aforesaid law clerk.

MBW
9. The said deceased left real estate in the State of Victoria not exceeding the
value of *ten thousand four hundred and forty pounds*
and personal property in the said State not exceeding the value of *seven thousand*
eight hundred and twenty seven pounds seventeen shillings and three
as set out in the *inventory* ~~hereto annexed and marked~~ *now produced*
and ~~shewn to us and marked~~ "B".

10. That if ~~we~~ obtain probate ~~we~~ will well and truly collect and administer according to law to the best of ~~our~~ knowledge and ability the property, lands and hereditaments goods, chattels and credits of the said deceased at the time of ~~her~~ death which at any time after shall come to the power or control hands or possession of ~~us~~ as ~~her~~ executors or of any other person or persons for ~~us~~ that ~~we~~ 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 ~~us~~ or to the hands or possession of any other person or persons for ~~us~~ and the same so made will sign with ~~our~~ 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 ~~we~~ will make or cause to be made a true and just account of the Administration of the estate which ~~we~~ have undertaken as to ~~our~~ receipts and disbursements and as to what portion is retained by ~~us~~ and what portion remains uncollected and the same so made will sign with ~~our~~ 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.

By the abovenamed deponents
Adolphe Charles Destrie and
Horace Destrie severally
SWORN at *Hamilton* in the State
of Victoria this *seventeenth*
day of *December* One thousand
nine hundred and *seventeen*

Destrie

Horace Destrie

Before me

John A. Nathan

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 Anne Deatée
late of Hamilton
in the State of Victoria widow
deceased

Affidavit of Publication of Notice
and of Searches.



Harston, Partridge & Co., Printers, Melbourne.

A. Deatée
proctor
Hamilton

In the Supreme Court

PROBATE JURISDICTION.

OF VICTORIA.

IN THE *will* _____ of *Annie Destree*

late of *Hamilton* _____
in the State of Victoria *widow* _____ deceased.

I

WILLIAM NICHOLAS MURPHY

of 17 Villiers Street North Melbourne
in the State of Victoria Law Clerk
make oath and say—

1. That the following advertisement duly appeared in the "*Argus*"
newspaper published in Melbourne on the *twenty eighth*
day of *November 1917* _____ namely

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 State of Victoria in its Probate Jurisdiction that probate of the will of Annie Destree, late of Hamilton Victoria widow deceased may be granted to Adolphe Charles Destree of Hamilton aforesaid barrister and solicitor and Horace Destree of Hamilton aforesaid estate agent the Executors named in and appointed by the Said will. Dated this 27th November 1917. A. C. Destree, Hamilton, proctor for applicants.

2. That I have since the death of the deceased searched and find that no Will of the above-named deceased is deposited in the office of the Registrar-General.
3. That I have this day searched in the proper office of this Honorable Court and find that no caveat has been lodged in this matter.
4. 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.
5. That I am a clerk in the sole and permanent employ of Messrs. a'Beckett & Chomley only, solicitors, 84 William Street Melbourne.

SWORN at Melbourne in the
State of Victoria this *20th* day of
December One thousand nine
hundred and seventeen.

Before me

Edw. D. Barnett

W. N. Murphy

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

155508

In the Supreme Court
of the State of Victoria

Probate Jurisdiction.

In the will of Annie
Deetee late of Hamilton
in Victoria widows
deceased.

Affidavit of
collecting witness.



A. C. Deetee
proctor
Hamilton.

In the Supreme Court
of the State of Victoria }

probate Jurisdiction

In the will of Annie Destree late of
Hamilton in the State of Victoria
widow deceased.

I Joseph Levi Richards Baker of
Hamilton in the State of Victoria barrister
and solicitor make oath and say:-

1. That I am one of the subscribing witnesses
to the last will of Annie Destree late of Hamilton
in Victoria widow deceased the said will
bearing date the twentyfirst day of December
One thousand nine hundred and ten being
produced and shewn to me at the time of my
swearing this my affidavit and marked with
the letter "A".
2. That the said Annie Destree executed her
said will on the day of the date thereof by
signing her name thereto as the same now
appears thereon in the presence of me this
deponent (then a law clerk) and of Andrew
Henry Aldwinckle ^{then and now} of Hamilton aforesaid law
clerk the other subscribed witness thereto both
of us being present at the same time and we
thereupon attested and subscribed the said
will in the presence of the said testatrix and
in the presence of each other.
3. That prior to the execution of the said will
as aforesaid the following alterations and

ALH

interlineations were made therein and were respectively initialed by the said testatrix on her Execution of her said will as aforesaid and were also initialed by myself and the said Andrew Henry Aldwinckle as attesting witnesses on our respectively attesting and subscribing the said will as aforesaid that is to say :- In the sixth line of the third page of the said will the word "one" was interlined between the words "sixty" and "links" In the Eighth line of the fourth page of the said will the word "westerly" was struck out and the word "northerly" inserted between the words "most" and "corner" In the last line of said fourth page the word "East" was struck out and the word "West" inserted between the words "degrees" and "one" In the twenty-fifth line of the fifth page of the said will the word "absolutely" was struck out and the word "Equally" inserted between the words "living" and "and" In the thirty sixth and thirty seventh lines of the said fifth page the words "to the buildings thereon" were struck out and In the fifth last line of the sixth page of the said will the word "arising" was interlined between the words "income" and "from".

Sworn at Hamilton in the State
of Victoria this seventeenth day of
December 1917 Before me

Joseph L. R. Barker
John S. V. A. M.

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

155508

IN THE SUPREME COURT
OF VICTORIA.

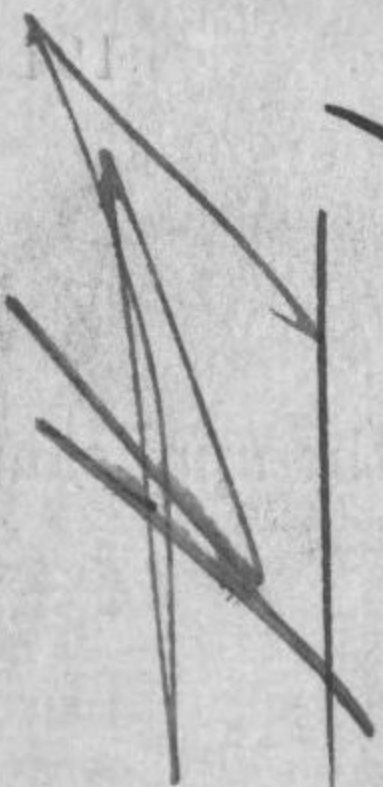
PROBATE JURISDICTION.

IN THE will
of *Annie Deetee*
late of *Hamilton*
in the State of Victoria *widow*
deceased

ORDER

FOR

Probate.



9th/11/18

Harrison, Partidge & Co., Printers, Melbourne.

of C. Deetee

Proctor Hamilton

In the Supreme Court
OF VICTORIA.

PROBATE JURISDICTION.



IN the *Will of Annie Destrée*
late of *Hamilton*
in the State of Victoria *widow*

deceased

BEFORE THE REGISTRAR.

THE *Twenty-seventh* day of *December* 191*8*

UPON APPLICATION this day made by the Proctor for the applicant and upon reading the several affidavits of *Adophe Charles Destrée and Horace Destrée and Joseph Levi Richards Baker and William Nicholas Murphy* respectively sworn and filed herein

THIS COURT DOTH ORDER that *probate*
of the said *will*
be granted to *Adophe Charles Destrée of Hamilton in the State of Victoria barrister and solicitor and Horace Destrée of Hamilton*
in the State of Victoria *Estate agent*
the *Executors named in and appointed by the will of said deceased.*



BY THE COURT

Harber
13/4/18

Registrar of Probates.

lys

155508

IN THE SUPREME COURT

OF VICTORIA

Probate Jurisdiction

IN THE WILL of ANNIE DESTREE

late of Hamilton in the State
of Victoria Widow deceased.

P R A E C I P E



*240
Granted
14/1/27*



A.C. Destree
Solicitor
Hamilton