

67\*374  
In the Supreme Court  
of Victoria.

In the Jurisdiction.

In the Will of Edward  
John Greenough late  
of Invercargill Gentleman  
deceased. \_\_\_\_\_

Greenough.

Y.



Middell & Co. Melbourne.



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IN THE SUPREME COURT.  
OF THE COLONY OF VICTORIA.

IN ITS PROBATE JURISDICTION.

IN THE Will  
of *Edward Henry Crook*  
late of *London*  
in the Colony of Victoria *Heir Newman*  
deceased

Affidavit of Publication of Notice and of

Searches



*Charles & Son*  
*Agents for*  
*Charles & Son*  
Harston, Partridge & Co., Printers, Chancery Lane.



In the Supreme Court. }  
OF THE COLONY OF VICTORIA.

IN ITS PROBATE JURISDICTION.

IN THE *Will*

of *Edward Irving Overbury*

late of *Smeaton*

in the Colony of Victoria

*Gentleman*

deceased

*I George Allen of & so William Street Melbourne*

in the Colony of Victoria

*Law Clerk*

make oath and say—

~~1. That the following advertisement duly appeared in the~~ *Argus*

~~newspaper published in Melbourne on the~~

~~day of~~ ~~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 Colony of Victoria in its Probate Jurisdiction that~~

~~of~~

~~may be granted to~~

Dated this

day of

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*MS* 1. 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.

*MS* 2. That I have this day searched in the proper office of this Honorable Court and find that  
no caveat is lodged in this matter.

Sworn at *Melbourne* in the Colony  
of Victoria this *thirteenth* day  
of *April* One thousand  
eight hundred and ninety *eight*

Before me,

*Wm MacDonato*

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



67\*374

IN THE SUPREME COURT

OF THE COLONY OF VICTORIA.

IN ITS PROBATE JURISDICTION.

IN THE *Will* \_\_\_\_\_  
of *Edward James Ourling* late  
of *Amsterdam* \_\_\_\_\_ in the Colony of  
Victoria *Gentleman* \_\_\_\_\_ deceased

AFFIDAVIT OF PUBLICATION OF NOTICE



MITCHELL, NEVETT & ROBINSON.

PROCTORS,

BALLARAT.

W. B. Macdonald, Printer, &c., Ballarat.



IN THE SUPREME COURT  
OF THE COLONY OF VICTORIA.

IN ITS PROBATE JURISDICTION.

IN THE *Will* \_\_\_\_\_ of *Edward Irving Overbury*  
\_\_\_\_\_ late of *Smeaton* \_\_\_\_\_  
in the Colony of Victoria *Gentleman* \_\_\_\_\_ deceased.

I *Walker Henry Hennah* of *Ballarat* \_\_\_\_\_  
in the Colony of Victoria *clerk to Messieurs Mitchell Nevett & Robinson*  
*of the same place Solicitors* \_\_\_\_\_  
make oath and say —

1. That the following advertisement duly appeared in the *Argus* \_\_\_\_\_  
newspaper published in Melbourne on the *twenty sixth* \_\_\_\_\_  
day of *February 1898* \_\_\_\_\_ 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 Colony of Victoria in its Probate Jurisdiction  
that *Probate of the last Will and Testament*  
*of Edward Irving Overbury late of Smeaton in*  
*the Colony of Victoria Gentleman deceased may*  
*be granted to Isabella Anderson the elder of*  
*Smeaton aforesaid gentlewoman and William*  
*Anderson of "Loatha" Lydiard Street North Ballarat*  
*in the Colony aforesaid a member of the*  
*Legislative assembly of the said Colony the executor*  
*and executor named in and appointed by the said Will.*  
Dated this *twenty fifth* — day of *February* — 1898

*Mitchell Nevett and Robinson*  
*Lydiard Street Ballarat*

*JWR. Proctors for the said executor and executor*

SWORN at *Ballarat* — in the Colony  
of Victoria this  *tenth* \_\_\_\_\_ day  
of *March* \_\_\_\_\_ One thousand eight  
hundred and *ninety eight*.  
Before me

*W. Hennah*

*Thomas MacDermott.*

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



67\*374  
IN THE SUPREME COURT  
OF THE COLONY OF VICTORIA.

IN ITS PROBATE JURISDICTION.

IN THE WILL OF *Edward Irving*

*Overbury*

deceased

Affidavit of Execution of Will.



MITCHELL, NEVETT & ROBINSON.

PROCTORS,

BALLARAT.

W. B. Macdonald, Printer, 48 Lydiard St. South, Ballarat.



In the Supreme Court }  
OF THE COLONY OF VICTORIA.

IN ITS PROBATE JURISDICTION.

IN THE WILL OF Edward Irving Overbury  
late of Smeaton \_\_\_\_\_  
in the Colony of Victoria Gentleman \_\_\_\_\_  
deceased.

I Martin Charles Donnelly of Smeaton \_\_\_\_\_  
\_\_\_\_\_ in the Colony of Victoria Mining Agent  
\_\_\_\_\_ make oath and say—

1. That Edward Irving Overbury \_\_\_\_\_  
late of Smeaton \_\_\_\_\_ aforesaid Gentleman \_\_\_\_\_  
made his Will bearing date the twenty eighth day of May — one thousand  
eight hundred and ninety five \_\_\_\_\_ which is as I believe unrevoked  
(HCC) and thereby appointed Isabella Anderson <sup>the elder</sup> of Smeaton aforesaid  
(HCC) Gentlewoman and William Anderson of Ballarat in the  
Colony aforesaid a Member of the Legislative Assembly of the  
said Colony \_\_\_\_\_ Executrix and executor thereof.
2. That the said Will was executed in the presence of me and one Robert Anderson  
\_\_\_\_\_ of Smeaton aforesaid Grazier and  
a Justice of the Peace

*[Signature]*

Sworn at Ballarat in the Colony  
of Victoria this twenty sixth day  
of February One thousand  
eight hundred and ninety eight  
Before me

*[Signature]*

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

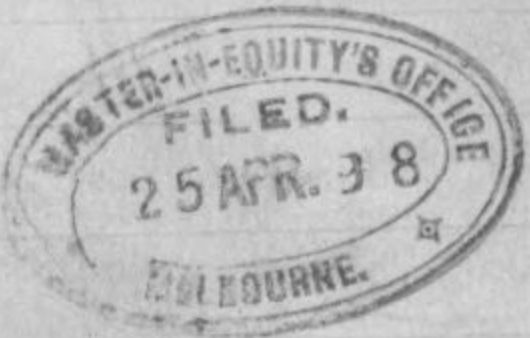


67\*37<sup>1</sup>  
In the Supreme Court  
of the Colony of Victoria.

In its Private Jurisdiction.

In the Will of Edward  
Shoring Overbury late of  
Inverton Gentleman  
deceased. ———

Supplemental Affidavit  
of execution of Will



Michael Bennett Johnson  
Solicitor  
Melbourne.



In the Supreme Court }  
of the Colony of Victoria }

In its Probate Jurisdiction.

In the Will of Edward Irving Overbury  
late of Smeaton in the Colony of Victoria  
Gentleman deceased.

I Martin Charles Donnelly of Smeaton in the  
Colony of Victoria Mining Agent make oath and say.

1. Referring to my affidavit sworn on the twentieth  
day of February One thousand eight hundred and ninety eight  
and filed herein I say that at this deponent and  
Robert Anderson the attesting witnesses to the execution  
by the above-named Edward Irving Overbury deceased  
of his Will were both present together at the same  
time with the said Edward Irving Overbury when  
he the said Edward Irving Overbury executed  
his said Will.

Sworn at Ballarat in the  
Colony of Victoria this twenty third  
day of April One thousand  
eight hundred and ninety eight  
Before me

*M. C. Donnelly*

*H. C. Curwen Walker*

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



IN THE SUPREME COURT  
OF VICTORIA

IN ITS PROBATE JURISDICTION.

IN THE WILL OF *Edward* —

*James Overbury* —

late of *Amesbury* —

in the Colony of Victoria *Benjamin*  
deceased

AFFIDAVIT OF EXECUTOR



*Michael North & Robinson*

*Proctors*  
Harston Partridge & Co., Printers, Chancery Lane.  
*Ballarat*



In the Supreme Court }  
OF VICTORIA.

IN ITS PROBATE JURISDICTION

IN THE WILL OF *Edward Irving Overbury*  
late of *Smeaton*  
in the Colony of *Victoria Gentleman* deceased

I *William Anderson*

*Hca* of "*Loatta*" *Lydiard Street North Ballarat* in the Colony of Victoria  
*Legislative assembly of the said Colony*  
a member of the *make oath and say—*

1. That I am seeking to obtain Probate of the Will of the above named  
*Edward Irving Overbury* deceased.

2. The said deceased died on the *twenty third* day of *February*  
One thousand eight hundred and *ninety eight* at *Breswick* in the  
*Colony aforesaid.*

3. The said deceased left a Will bearing date the *twenty eighth* day of  
*Hca* *May* One thousand eight hundred and *ninety five* which is as I  
believe the last Will and Testament of the said deceased and which is unrevoked.

4. By his said Will the said testator appointed *Isabella Anderson the*  
*Elder of Smeaton in the Colony aforesaid Gentlewoman* and  
*me this deponent executrix and*  
executor thereof

*Hca* 5. The paper writing *now produced and shown to me* ~~hereunto annexed~~ marked "A" is the true last Will and  
Testament of the said deceased as I verily believe.

*Hca* 6. ~~The said Will was executed in the presence of~~

*Hca* 6. The said deceased left <sup>no</sup> real estate in the Colony of Victoria ~~not exceeding the~~  
~~value of~~ but left

*Hca* { ~~and~~ personal property in the said Colony not exceeding the value of *Six hundred*  
*and fifty pounds—*

*Hca* 7. 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.



*Heed* 9. 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 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 hand writing 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 hand writing, 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 *Ballarat* in the Colony  
of Victoria this *seventh* day  
of *April* One thousand eight  
hundred and ninety *eight*.

*William Anderson.*

Before me

*H. C. Curwen*

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



In the Supreme Court  
of the Colony of Victoria

Probate Jurisdiction

In the Will of Edward  
Irving Orabury deceased

Procipe.

Application that Probate be  
granted to Isabella Anderson  
the Elder and William  
Anderson the Executors and  
executor appointed by Will

533  
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Grant  
25-4-98

Hughes Pangel

Agent for  
Clutcher, Verett & Hobbs