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IN THE SUPREME COURT

OF VICTORIA.

PROBATE JURISDICTION.

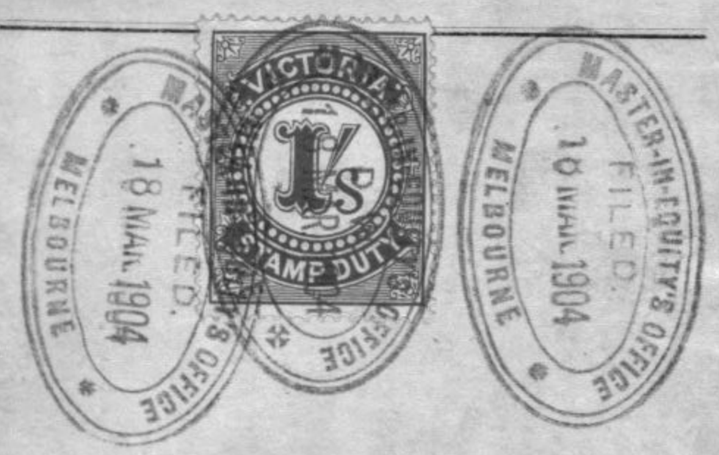
IN THE WILL OF Caroline Barker

late of Wattle Street Bendigo

in the State of Victoria Widow

deceased

Affidavit of Executors



HARWOOD & PINCOTT,

GEELONG.

In the Supreme Court of Victoria. PROBATE JURISDICTION.

IN THE WILL of Caroline Barker
late of Wattle Street Bendigo
in the State of Victoria Widow deceased

We Harry Edward Langer of Short Street Bendigo
in the State of Victoria Accountant and George Frederick Walker
of Malop Street Geelong in the said State ~~of Victoria~~ Gentn.
Accountant make oath and say—

1. That we are seeking to obtain Probate of the Will of the above-named Caroline Barker deceased

2. The said deceased died on the ninth day of November One thousand nine hundred and three

3. The said deceased left a Will bearing date the seventeenth day of February One thousand nine hundred and two which is as we believe the last Will and Testament of the said deceased and which is unrevoked.

4. By her said Will the said testatrix appointed us the said Harry Edward Langer and George Frederick Walker executors thereof.

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

6. The said Will was executed in the presence of William Porter Gilbert and Frank Meggiston Gilbert both of Noble Street Newtown near Geelong in the said State Drapers

7. The said deceased left real estate in the State of Victoria not exceeding the value of Five pounds

and personal property in the said State not exceeding the value of Eight hundred and thirty eight pounds eleven shillings and one penny

8. 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 and 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.

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

10 - That the said Harry Edward Sanger one of these deponents is identical with "Harry E Sanger" as mentioned in the said Will

~~SWORN at in the State~~

11 - That the said George Frederick Walker one of these ~~of Victoria this~~ deponents is identical with "Geo Fred Walker" as mentioned ~~day of One thousand~~ in the Notice of intention to apply for Probate as advertised ~~nine hundred and~~ in the "Argus" newspaper published in Melbourne ~~Before me~~ in the said State on the twenty third day of February One thousand nine hundred and four

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

Sworn at Bendigo in the State of Victoria by the said Harry Edward Sanger this fifteenth day of March One thousand nine hundred and four

Before me

O'Neal

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

Sworn at Geelong in the State of Victoria by the said George Frederick Walker this fourteenth day of March One thousand nine hundred and four

Before me

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

943.

The Will of

Caroline Barker

of

Bendigo

Dated, February 17th 1902

MASTER-IN-EQUITY'S OFFICE
FILED.
18 MAR. 1904
MELBOURNE

MASTER-IN-EQUITY'S OFFICE
FILED.
18 MAR. 1904
MELBOURNE

This is the paper writing marked "A" referred to in the annexed affidavit of Harry Edward Sanger sworn before me this fifteenth day of March 1904

O.T. Neal.

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

This is the last Will and Testament

of me Caroline Barker

of Wattle Street Bendigo

in the state of Victoria made this 17th day of

February in the year of Lord One thousand nine hundred and 2

I hereby revoke all Wills by me at any time heretofore made I appoint

Harry E Sanger

& George Frederick Walter

to be my Executors, and direct that all my just Debts and Funeral and Testamentary Expenses shall be paid as soon as conveniently may be after my decease.

I Give and Bequeath unto

Alfred William Barker my watch and chain furniture bedding books and pictures.

The residue of my real and personal estate to be divided into eight parts - one part to each of my children, or their heirs as under.

Charles
Frederick
Herbert
Arthur
Alfred William
The children of Alice
The children of Ernest
The children of William Weeks.

The bequest to Herbert and Arthur subject to deduction of such sum if any owing by either of them at time of my death, providing such sum if any does not exceed their shares. Should their indebtedness exceed the amount of their share, such indebtedness to be declared paid in lieu of such share. I desire that all investments be realized on and divided without delay.

Caroline Barker.

1st Witness—Name W. T. Gilbert
Address Geelong
Occupation Draper

2nd. Witness—Name F. Mc Gilbert
Address Geelong
Occupation Draper

To be struck out if it is necessary to use next page.

Signed by the Testator, in the presence of us present at the same time, who, at his request, in his presence, and in the presence of each other, have subscribed our names as Witnesses .. ...

This is the paper writing marked "A" referred to in the affidavit of William Porter Gilbert sworn before me this twelfth day of March 1904 and produced and shown by me to him at the time of his swearing such affidavit

A Commissioner of the Supreme Court of Victoria for taking Affidavits

N.B.—The person making the Will should sign it at the end of the Will itself, that is immediately at the end of the Writing

This is the paper writing marked "B" referred to in the annexed affidavit of George Frederick Walker sworn before me this fourteenth day of March 1904

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

Against any alteration or interlineation made before the Will is executed, the Testator and the Witness must sign their names nothing should be scratched out, or erased, or the Will might be incapable of proof