

In the Supreme Court
OF VICTORIA.

PROBATE JURISDICTION.

IN the will and two codicils of Charles Gordon
formerly of 308 Dandenong Road East St. Hilda in
~~the State of Victoria but late of Farm Road~~
Cheltenham in the said State gentleman
~~in the State of Victoria~~ deceased

BEFORE THE REGISTRAR.

THE eighteenth - day of - December - 1925

UPON APPLICATION this day made by the Proctor for the applicant and upon
reading the several affidavits of William Frederick Weigall and
Hubert Warner Browne

respectively sworn and filed herein and the will and two codicils
of the above-named Charles Gordon filed herein

THIS COURT DOTH ORDER that probate of the said will and two codicils
of the said Charles Gordon deceased

be granted to William Frederick Weigall

of 469 Chancery Lane Melbourne

in the State of Victoria solicitor

the sole executor appointed by the second of the
said codicils.



BY THE COURT

A. W. Kelly

Registrar of Probates.

205619

In the Supreme Court
of Victoria.

IN THE PROBATE JURISDICTION.

IN THE WILL of and two codicils
of Charles Gordon formerly
of 308 Sandhurst Road
East St Hill in the State
of Victoria but late of
Haring Road, Cheltenham
in the said State gentleman
deceased.

PROBATE.

I certify that the sum of
Ten pounds eleven shillings
is the sum shown shillings
the Duty hereon has been paid.

M. W. Hancock

Deputy Commissioner of Taxes.
11/2/26

Harston, Partridge & Co. Pty. Ltd., Printers, Melb.

Reigall & Rowley
457 Albert Street
Solicitors for the Executors

In the Supreme Court }
OF VICTORIA.

IN THE PROBATE JURISDICTION.

IN THE WILL ~~OF~~ and two codicils of Charles Gordon
formerly of 308 Dandenong Road East St. Kilda
in the State of Victoria but late of Farm Road
Cheltenham in the said State gentleman deceased.

BE IT KNOWN that on the *eighteenth* day of *December* —

in the year of our Lord One thousand nine hundred and *twenty-five* —
the will ~~(a true copy of which is hereunto annexed)~~ *and two codicils are* of Charles Gordon formerly
of 308 Dandenong Road East St. Kilda in the State of Victoria
but late of Farm Road Cheltenham in the said State
~~late of gentleman~~ _____

deceased who died on the *twenty-fifth* day of *November* —

One thousand nine hundred and *twenty-five* — and who had at the
time of his death ~~no~~ real estate within the jurisdiction ~~sworn not to exceed~~

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

~~in value~~ but had _____

~~and~~ personal estate within the jurisdiction, sworn not to exceed in value *Six*
thousand five hundred and twenty-three pounds
one shilling and ten pence _____
was proved by *William Frederick Weigall of 459*
Chancery Lane Melbourne in the said State
solicitor _____

the executor ^{*in the second of the said codicils*} named ~~therein~~, he having been first sworn that he would
well and truly collect and administer according to law the estate of the said
Charles Gordon 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 his administration of the said estate within fifteen months of the
said order.

F. D. M. S.

W. E. P.
22/12/25

Given at Melbourne this *thirteenth* day of
February in the year of our Lord One thousand
nine hundred and *twenty-six*.

(Signature)

Thos. Kelly

Registrar of Probates.

205619

IN THE SUPREME COURT
OF VICTORIA.

PROBATE JURISDICTION

IN THE WILL AND TWO CODICILS
OF CHARLES GORDON FORMERLY OF
308 Dandenong Road East St. Kilda
in the State of Victoria but

late of Fern Road Cheltenham

in the State of Victoria
Gentleman
deceased.



AFFIDAVIT OF EXECUTOR.



WEIGALL & CROWTHER,
459 Chancery Lane,
MELBOURNE.

Solicitors for the Executor.

Harston, Partridge & Co. Pty. Ltd., Printers, Melbourne.

In the Supreme Court }
OF VICTORIA.

PROBATE JURISDICTION.

IN THE WILL AND TWO CODICILS of CHARLES GORDON formerly of 308
Dandenong Road, East St.Kilda in the State of Victoria but --
late of Farm Road Cheltenham in the said State Gentleman deceased.
l.f.w. in the State of deceased

I, WILLIAM FREDERICK WEIGALL - - - - -

of 459 Chancery Lane, Melbourne in the State of Victoria
solicitor - - - - - make oath and say—

1. That I am seeking to obtain Probate of the Will and two codicils
of the above-named CHARLES GORDON deceased
and am of the full age of twenty-one years.

2. The said deceased died on the twenty fifth day of November
One thousand nine hundred and twenty five.

3. The said deceased was un married at the time of his death.
and two codicils thereto

l.f.w.
l.f.w. 4. The said deceased left a Will/bearing date the fifteenth day of
January One thousand nine hundred and sixteen, the tenth day of
December 1923, and the twenty sixth day of October 1925, respectively.
which is as I believe the last Will and Testament of the said deceased and which is
unrevoked. and the only codicils thereto and which are unrevoked except in
so far as the provisions of the said will are altered by the said codicils
and those of the said first codicil by the said second codicil.

5. That the testator was of the full age of twenty-one years at the date of the
execution of the said Will, and has not married since that date.

6. By ~~h~~ ~~said Will the said testat~~ ~~appointed~~ the second of the said
codicils the said testator appointed me this deponent sole executor
or the said will and codicils.

l.f.w. ~~execut~~ ~~thereof~~

"B" and "C"

7. The paper writings now produced and shown to me and marked "A"/is are respect-
ively the true last Will and Testament of the said deceased as ~~as~~ ~~verily believe~~. and the said
two codicils as I verily believe.

8. The said Will was executed in the presence of Hugh Wilson McMullen, whose present
residence is at 310 Dandenong Road, East St.Kilda in the said State and of
Benjamin Arthur Utting who is now deceased. The said first codicil was
executed in the presence of me this deponent and of Charles David Hutton
whose present residence is at 50 Jolimont Road Jolimont in the said State
and the said second codicil was signed in the presence of Robert Peters
whose present residence is Farm Road Cheltenham in the said State and of
Edward Patrick Browne whose present residence is at "Eblana" Hospital,
Mentone in the said State.

9. The said deceased left no real estate in the State of Victoria ~~not exceeding~~
~~the value of~~ but left - - - - -
~~and~~ personal property in the said State not exceeding the value of Six thousand
five hundred and twenty three pounds one shilling and ten pence.

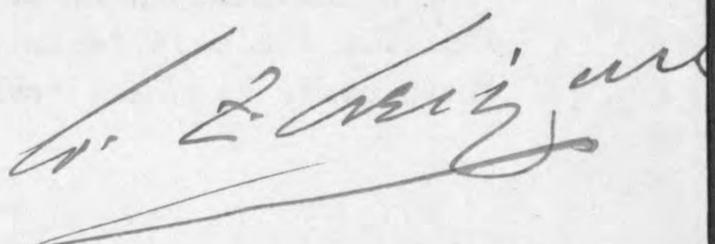
*Inventory or
Copy statement

as set out in the* Inventory now produced and shown to me and marked "D"

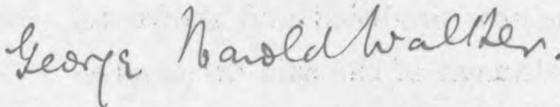
10. That if I obtain probate I will well and truly collect and administer according to law to the best of my knowledge and ability the property, lands and hereditaments, goods, chattels and credits of the said deceased at the time of his death which at any time after shall come to the power or control 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 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.

11. That the said deceased was at the time of his death a* British subject by birth.

SWORN at Melbourne in the State
of Victoria this *Sixteenth*
day of December One thousand
nine hundred and twenty five.



Before me



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

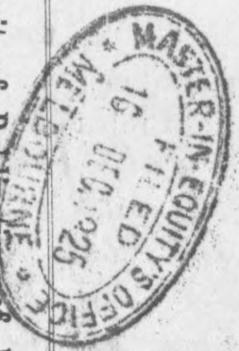
* State whether a British subject either by birth or naturalization. If neither state nationality.

205619

In the Supreme Court
OF VICTORIA.

PROBATE JURISDICTION.

IN THE will and two codicils of
Charles Gordon formerly of
at 308 Sanderson Road East
St. Kilda in the State of Victoria but
late of Farm Road Cheltenham
in the State of Victoria said *deceased*
deceased



Affidavit of Publication of Notice
and of Searches.



Harrington, Partridge & Co. Pty Ltd., Printers, Melb.
Hewitt & Proctor
1159 St Albans Lane
Solicitors for the Applicant

In the Supreme Court

PROBATE JURISDICTION.

OF VICTORIA.

IN THE will and two codicils of *Charles Gordon*
formerly of *308 Dandenong Road East St. Kilda*
in the State of Victoria but _____
late of *Farm Road Cheltenham* _____

W. H. in the ~~State of Victoria~~ said State gentleman _____ deceased

I *Hubert Warner Browne* _____

of *Hampton House Grey Street St. Kilda* _____
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 *thirtieth* _____
day of *November One thousand nine hundred and twenty-five* 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 and two codicils* (dated respectively the *fifteenth day of January, one thousand nine hundred and sixteen, the tenth day of December, one thousand nine hundred and twenty-three, and the twenty-sixth day of October, one thousand nine hundred and twenty-five*) of *Charles Gordon, formerly of 308 Dandenong Road, East St. Kilda, in the said State, but late of Farm Road, Cheltenham, in the said State, gentleman, deceased,* may be granted to *William Frederick Weigall, of 459 Chancery Lane, Melbourne, in the said State, solicitor, the sole executor appointed by the second of the said codicils.*

Dated the twenty-eighth day of November, one thousand nine hundred and twenty-five.

Weigall and Brouther 459 Chancery Lane, Melbourne, solicitors for the applicant."

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. Weigall and Brouther* only of *459 Chancery Lane Melbourne* in the said State the *solicitors* acting generally in this application.

SWORN at *Melbourne* _____ in the

State of Victoria this *sixteenth* day of

December _____ One thousand nine

hundred and *twenty-five*

Before me

W. H. Browne

H. W. Browne

THIS IS THE LAST WILL AND TESTAMENT of me CHARLES GORDON of 308 Dandenong Road East St.Kilda Gentleman I appoint George James Johnson of 45 Hotham Street St Kilda sole Executor and Trustee of this my Will. I give devise and bequeath to my said Trustee All my property real or personal whatsoever and wheresoever situate Upon trust to divide my jewellery in the manner following To give my gold watch and chain to Beatrice Made Peters wife of Robert Peters of 308 Dandenong Road aforesaid and to give my pair of bloodstone gold solitaires two diamond shirt studs gold collar stud gold ring pearl breast pin and silver links to the said Robert Peters And as to the rest and residue of my said property upon trust at my said Trustee's sole discretion as to time and place to convert the same into money and after payment of all my just debts funeral and testamentary expenses and commission to my said Trustee at the rate of Two pounds ten shillings per centum upon the amount of my estate To pay the following legacies To the said Beatrice Made Peters the sum of One thousand five hundred pounds To Margaret Nicol Brewer of Sand Hills Launceston wife of Alexander Brewer the sum of One thousand pounds To Annie Isabella Baker of 148 Station Street Carlton wife of Lewis Baker the sum of One thousand pounds To Martha Chalmers of Canterbury wife of Leslie Chalmers the sum of Two hundred and fifty pounds To my nephew George Matthew Duncan of 112 King Street St Peters Sydney the sum of Two hundred pounds and to my nephew Gordon Matthew Duncan the sum of Two hundred pounds And to divide the residue of my said estate between the said Beatrice Made Peters Annie Isabella Baker, Martha Chalmers Margaret Nicol Brewer George Matthew Duncan and Gordon Matthew Duncan in equal shares share and share alike In the event of any of the before mentioned legatees predeceasing me leaving issue such issue shall take the share his her or their parent would have taken under this my Will had such parent survived me but in the event of any of the legatees aforesaid predeceasing me without leaving issue his her or their share hereunder shall be divided among the surviving legatees in the same ratio and proportion as their

respective legacies bear to each other In witness whereof I have here-
unto set my hand this Fifteenth day of January One thousand nine
hundred and sixteen.

SIGNED by the Testator CHARLES GORDON)
as and for his last Will and Testament)
in the sight and presence of us both)
present at the same time who at his re-)
quest and in his sight and presence)
and in the sight and presence of each)
other have hereunto subscribed our)
names as witnesses)

CHARLES GORDON

H. W. McMULLEN,
Dandenong Road
St. Kilda

B. A. UTTING,
Dandenong Road
Windsor.

THIS IS A CODICIL TO THE LAST WILL AND TESTAMENT of me CHARLES GORDON
of 308 Dandenong Road East St. Kilda which will bears date the
fifteenth day of January one thousand nine hundred and sixteen
WHEREAS by my said will I have directed the payment of legacies
and a participation in the residue of my estate to GORDON MATTHEW
DUNCAN and MARTHA CHALMERS described in my said will NOW I HEREBY
REVOKE the bequests and legacies to each the said Martha Chalmers
and Gordon Matthew Duncan wherever in the said will appearing and
in all other respects I ratify and confirm my said will IN WITNESS
WHEREOF I have hereunto set my hand this tenth day of December one
thousand nine hundred and twenty-three.

SIGNED by the said CHARLES GORDON the)
testator as and for a first codicil to)
his last will and testament in the pres)
ence of us both present at the same)
time who at his request in his sight)
and presence and in the sight and pres-

CHARLES GORDON

ence of each other have hereunto sub-)
scribed our names as witnesses.)

W. F. WEIGALL
Solicitor, Melb.

C. D. HUTTON
Clerk to Weigall & Crowther
Solicitors Melbourne.

THIS IS A SECOND CODICIL TO THE LAST WILL AND TESTAMENT of me
CHARLES GORDON described in my said will as of 308 Dandenong Road East
St. Kilda but now at "Eblana" Mentone which said will bears date the
fifteenth day of January one thousand nine hundred and sixteen and the
first codicil thereto which bears date the tenth day of December one
thousand nine hundred and twenty-three WHEREAS by my said will I
appointed George James Johnson of 45 Hotham Street St Kilda sole
executor and trustee of my will upon the terms of remuneration and
commission in my said will appearing NOW I HEREBY REVOKE the said
appointment of the said George James Johnson and in lieu thereof I
APPOINT WILLIAM FREDERICK WEIGALL of 459 Chancery Lane Melbourne
solicitor sole executor and trustee of my said will upon the same
terms as to remuneration and commission as in my said will contained
In all other respects I confirm my said will as amended and altered
by the said first codicil which said first codicil I ratify and confirm
IN WITNESS WHEREOF I have hereunto set my hand this twenty-sixth day of
October one thousand nine hundred and twenty-five.

SIGNED by the said CHARLES GORDON the)
testator and by him declared to be a)
second codicil to his last will and)
testament in the presence of us both)
present at the same time who at his)
request in his sight and presence and)
in the sight and presence of each -)
other have hereunto subscribed our)
names as witnesses)

CHARLES GORDON

ROBERT PETERS

EDWARD P. BROWNE



205619

IN THE SUPREME COURT
OF VICTORIA.

PROBATE JURISDICTION.

IN THE WILL AND TWO CODICILS

of CHARLES GORDON formerly
of 308 Dandenong Road, West St.
late of Kilda in the State of
Victoria but late of Farm Road
in the State of Victoria. She-
the said ~~Charles Gordon~~ ^{William} ~~deceased~~
deceased

INVENTORY.



MEIGALL & CROWTHER,
459 Chancery Lane,
MELBOURNE.
Solicitors for the Executor.

Harston, Partridge & Co. Pty. Ltd., Printers, Melb.

“ D ”

In the Supreme Court }

OF VICTORIA.
(PROBATE JURISDICTION)

This is the inventory marked " D " produced and shewn to **WILLIAM FREDERICK WEIGALL** at the time of swearing his Affidavit herein, sworn this ^{16th} day of **December** 1925.

Before me,

George Harold Walker

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

IN THE WILL AND TWO CODICILS of **CHARLES GORDON** formerly of 308 Dandenong Road East St.Kilda in the late of State of Victoria but late of Farm Road Cheltenham in Victoria Gentleman deceased.

INVENTORY OF ASSETS.

	£	s.	d.
REAL ESTATE			
None.			
CARRIED FORWARD	£		

BROUGHT FORWARD £

PERSONAL ESTATE.

Land held under any lease or licence ...	Nil	£		
Improvements	"			
Rents	"			
Crops	"			
Live Stock	"			
Farming Implements	"			
Carriages, &c.	"			
Harness and Saddlery	"			
Furniture	"			
Salary or Wages	"			
Pensions	"			
Compensation on retirement or loss of office }	"			
Watches, Trinkets, Jewellery, &c. ...	"	5	-	-
Other Personal Effects, Clothing, &c. ...	"			
Money in hand or house	"			
Money in Bank or Building Society, } Current Account	The Bank of Australasia, Prahran The E.A. & A. Bank Ltd, Cheltenham	67 96	17 1	2 2
Money in Bank or Building Society, } Deposit	The Bank of Australasia, Prahran The E.S. & A. Bank, Fitzroy Cheltenham	2600 2100 300	- - -	- - -
Interest on same		154	3	6
Debentures	Nil			
Bonds	"			
Mortgages	"			
Interest on Money, Debentures, Bonds, } Mortgages, &c., to date of death }	"			
Life Policies	"			
Bonuses	"			
Shares	"			
Dividends	"			
Plant, &c.	"			
Tools	"			
Debts due to the Estate money lent to Cyclone Fence & Gate Co. Pty. Ltd.		1200	-	-
Interest in a Partnership Business ...	Nil			
Goodwill	"			
Interest in a Deceased Person's Estate	"			
Stock in Shop or Business	"			
	TOTAL ASSETS £	6523	1	10

Dated this *sixteenth* day of December 1925.

E. W. Higgins

205619

In the Supreme Court

OF THE STATE OF VICTORIA

PROBATE JURISDICTION.

IN THE will and two codicils
of Charles Gordon, formerly of
308 Dandenong Road East St. Kilda
in the State of Victoria but
late of Farm Road Cheltenham in
the said State gentleman
in the State of Victoria

deceased



PRÆCIPE.



28. granted
205619/81

25-71-25-

Weigall & Browther
459 Chancery Lane
Melbourne

Harston, Partridge & Co. Pty. Ltd., Printers, Melb.

Solicitors for the applicant.