

486

26-486
In the Supreme Court
of the Colony of Victoria

Probate Jurisdiction

In the Will of Henry Elmes
formerly of Geelong in the Colony
of Victoria Men of Property Son of
Robert in Germania and late
of 114 S Bathurst Street Robert
aforesaid Gentleman deceased

Affirmation of Joseph
Francis Mather attorney
witness to Will —



Joseph Mather M. J. M. J. M. J.

In the Supreme Court
of the Colony of Victoria
Probate Jurisdiction

In the Will of Henry Elmes formerly of
Geelong in the Colony of Victoria then of
Battery Point Hobart in Tasmania and late
of 1148 Bathurst Street Hobart aforesaid
Gentleman deceased —

I Joseph Francis Mather of Liverpool Street in Hobart in the
Colony of Tasmania Clothier being one of the persuasion of the people
called Quakers do solemnly and sincerely and truly declare and affirm
as follows —

- 1 Henry Elmes formerly of Geelong in the Colony of Victoria and then
of Battery Point Hobart aforesaid and late of 1148 Bathurst Street Hobart
aforesaid Gentleman died at 1148 Bathurst Street aforesaid on the Twenty
seventh day of April One thousand eight hundred and eighty three —
- 2 The said Henry Elmes made his Will bearing date the Twenty
seventh day of July One thousand eight hundred and eighty four which
is I believe unrevoked —
- 3 The said Will was signed by the said Henry Elmes in my presence
and in the presence of Joseph Benson Mather of Hobart aforesaid Clothier
and I and the said Joseph Benson Mather at the request and in the
presence of the said Henry Elmes and in the presence of each other all
being present at the same time subscribed our names as witnesses to
the said Will —

Affirmed by the said Joseph Francis
Mather at Hobart in the Colony of Tasmania
this eleventh day of May One thousand
eight hundred and eighty three —

Before me

W. M. Mather

A Commissioner of the Supreme Court of the Colony of Victoria for taking affidavits
in the Colony of Tasmania

Joseph Francis Mather

26-486
In the Supreme Court
OF THE COLONY OF VICTORIA.

PROBATE JURISDICTION.

IN THE Will of Henry Elmes
formerly of Geelong in the
Colony of Victoria then of
Battery Point Hobart in
Tasmania and late of
148 Bathurst Street Hobart
aforesaid gentleman dec'd

Statement and Affidavit
VERIFYING SAME.



TAYLOR, BUCKLAND & GATES.

*App. Sallomee
valued for duty
24. Dec 1883
£895 and for probate
£167.6.1
John Buckland*

25/10/83

In the Supreme Court
OF THE COLONY OF VICTORIA.

PROBATE JURISDICTION.

ME

In the Will of Henry Elmes formerly of Geelong
in the Colony of Victoria then of Battery Point
late of Hobart in Tasmania and late of 148
Bathurst Street Hobart aforesaid gentleman deceased

I Stephen Vine Buckland of Geelong in the
Colony of Victoria Solicitor make oath and say

- 1 I am the proving Executor of the Will
of the above-named Henry Elmes deceased.
- 2 I have in the statement hereunto annexed marked A set forth a just and
true account of the personal Estate in the said Colony of or to which the said
deceased was at his death possessed or entitled and also of the real Estate of
the said deceased in the said Colony comprised in his said Will
and also of the debts due by said deceased in the
said Colony distinguishing between secured and
unsecured debts and specifying the nature and value
of the security held for secured debts
- 3 After deducting the amount of the said debts
the value of the Estate of said deceased as appears by said statement is One
thousand and sixty two pounds six shillings
and one penny

The said deceased was not at the time of his death possessed of or
entitled to any personal Estate out of the Colony of Victoria.

By his Will the said deceased gave and devised his real
and personal Estate to his trustee upon trust to pay out
of the net moneys to arise therefrom an annuity of
one pound ten shillings per week to his wife during
her life and widowhood and then subject thereto gave and
bequeathed the sum of five hundred pounds to me this
deponent and subject thereto gave and bequeathed the same
trust moneys equally between his Brother Charles Elmes his
half sister Henrietta Elizabeth Vessey and Sarah Ann Armstrong
and the survivor and survivors of them

Sworn at Geelong in the Colony
of Victoria this eleventh day of
September one thousand eight
hundred and eighty three

Before me

Stephen V. Buckland
William J. Gifford
A Commissioner of the Supreme Court of the Colony of Victoria for taking Affidavits.

25/10/83

In the Supreme Court }
OF THE COLONY OF VICTORIA.

PROBATE JURISDICTION.

In the Will of Henry Elmes formerly of Geelong in the
Colony of Victoria then of Battery Point Hobart in the
Isle of Tasmania and late of 148 Bustard Street
Hobart aforesaid Gentleman deceased

Statement specifying the particulars of the personal Estate in the Colony
of Victoria of or to which the above-named Henry Elmes
was at his death possessed or entitled and also of the real Estate in the
said Colony of the said deceased comprised in his said Will
and also an account of the debts due by said deceased
in the said Colony of Victoria distinguishing between
secured and unsecured debts and specifying the nature
and value of the security held for secured debts

Personal Estate -

1	Mess ^{rs} Taylor Buckland and Yates - Balance on Account Current	22	6	6
2	Mash Tubs Pumps Coppers and Chutels in and about real Estate hereinafter referred to and Numbered 3 since sold for	75	0	0
Total Personal Estate £		97	6	6

Real Estate -

3	The whole of Crown Allotment 5 of Section 23 Town of North Geelong and part of the			
Carried forward £		97	6	6

This is the Statement marked "A" referred to in the annexed
Affidavit of Stephen Vane Buckland of - sworn this eleventh day of
September 1883 Before me
J. Williams J. P.
A Commissioner of the Supreme Court of the Colony of Victoria for taking Affidavits

Printed
none

Brought forward £ 197 6 6

adjoining Brown Allotment 4 of same Section and having together a frontage of 85 feet 6 inches or thereabouts to Malop Street by a depth to Little Malop Street - With the Brick dwellings and Brewery thereon in occupation of Mr James Miller rent free at Testator's decease - and since after being offered for sale by Auction sold privately for £1350 - upon long credit

7 sold subject to mortgage

4 Part of Brown Allotment 3 of Section 23 North geelong having a frontage of 66 feet to Malop Street aforesaid by a depth of 180 feet with a right of way to Little Malop Street unoccupied and ~~unimproved~~ - since sold upon long credit for £330

5 Part of Brown Allotment 14 of Section 10 Town of North geelong aforesaid having a frontage of 22 feet or thereabouts to Malop Street aforesaid by a depth on Western side of 90 feet and on Eastern side of 180 feet to a lane at rear with brick built shop thereon - let at Testator's death at 7/6 per week - since sold by Auction for £210

Net proceeds of 4 and 5 513 12 9

6 Part of said Brown Allotment 4 Section 23 North geelong having a frontage of 48 feet or thereabouts to a lane of about 14 feet wide by a depth of 33 feet or thereabouts - unoccupied and unimproved -

Of the estimated value of 400 0

7 Part of Brown Allotments 15 and 16 of Section 25 North geelong aforesaid having a frontage of 25 feet to Myers Street by a depth of 76 feet to lane

Brought forward £ 1903 12 9 97 6 6

Brought forward £ 1903 12 9 97 6 6

at rear - with 4 roomed brick built cottage and kitchen thereon let at date of Testator's death at 6/ per week by his Widow for her own benefit - Landlady paying rates

Of the estimated value of 140 " "

Total Real Estate £ 2043 12 9

Total Personal and Real Estate £ 2140 19 3

Debts due by deceased -

Secured

A J Park - Amount lent secured by Mortgage

over above real Estate No 3 500 " "

" " " Interest accrued thereon from 23rd

Dec^r 1882 at £4 per cent per annum 11 19 8

Helen J Macke Amount lent secured by Mortgage

over real Estate No 3 subject to mortgage 500 0 0

Mortgage to A J Park

Interest accrued thereon from 6th Oct

1882 at £6 per cent 16 14 6

Red 27/4/83
why int: after sale -
bought by Park and Macke

Unsecured -

Agilvie Robinson W^o Account for advertising sale of

properties on lifetime of deceased 16 1 0

by his instructions

Taylor Buckland & Wiles Bill of Costs 33 18 "

Total debts £ 1078 13 2

Balance £ 1062 6 1

Dated the eleventh day of September 1883

Value of land & life interest as agreed upon £895 -

Wm R Buckland Executor

I certify balance for duty under 24th Section to be £895 and for full duty £167 6 1
Witness my hand 25/10/83

26/486

In the Supreme Court
OF THE COLONY OF VICTORIA.

PROBATE JURISDICTION.

IN THE Will of Henry James
formerly of Geelong in the
Colony of Victoria Son of
Bathory Davis Hobart in
Tasmania and late of
148 Bathurst Street Hobart
aforesaid gentleman dec'd.

Inventory.



TAYLOR, BROOKLAND & GATES.

48

26-486

In the Supreme Court
OF THE COLONY OF VICTORIA.

IN ITS PROBATE JURISDICTION.

IN THE Will _____
of Henry Charles formerly ~~late~~
of Sydney _____ in the Colony
of Victoria then of Sydney first deceased.
He died in Tasmania and left a will
dated at Sydney and a second will
dated at _____

AFFIDAVIT OF PUBLICATION OF
NOTICE AND OF SEARCHES.



TAYLOR, BUCKLAND & GATES.

Hartson & Co., Printers, 71 Chancery Lane, Melbourne.

In the Supreme Court } IN ITS PROBATE JURISDICTION.
OF THE COLONY OF VICTORIA.

IN THE Will of Henry Ames formerly of Geelong
in the Colony of Victoria then of Battery Point
Hobart in Tasmania and late of 148 Bathurst
Street Hobart aforesaid Gentleman deceased

I Edward Herbert Thomas
of 55 William-street in the City of Melbourne in the Colony of Victoria
Clerk to Messrs. Taylor, Buckland and Gates of the same place Proctors
make oath and say—

1. That the following advertisement duly appeared in the
newspaper published in Melbourne on the twenty third
day of May last namely

Ed H Thomas

IN THE SUPREME COURT }
OF THE COLONY OF VICTORIA.

IN ITS PROBATE JURISDICTION.

Ed H Thomas

IN THE

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 Henry Ames formerly of Geelong in the Colony of Victoria then of Battery
Point Hobart in Tasmania and late of 148 Bathurst Street Hobart aforesaid
Gentleman deceased may be granted to Stephen Vine Buckland of Geelong in the
said Colony of Victoria Solicitor the sole executor appointed
by the said will of said deceased

Dated this twenty third day of May 1883.

Taylor Buckland and Gates Geelong and
Melbourne - proctors for the said
executor

2. That I have 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 Honourable
Court and find that no caveat is lodged in this matter.

Sworn at Melbourne in the Colony of
Victoria this Twelfth
of September One thousand
eight hundred and eighty

Before me

James P. Barry

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

In the Supreme Court
of the Colony of Victoria

26-486

Probate Jurisdiction

In the Will of Henry James
Powers of Sydney in the
Colony of Victoria then of
Bathurst David Stewart in -
Tasmania and late of 148
Northward Street Hobart deceased
Gentleman deceased

Applicant of

— search for leaves —



Jayko
Melbourne
Stables

In the Supreme Court {
of the Colony of Victoria }

Probate Jurisdiction

In the Will of Henry Clines
formerly of Geelong in the Colony
of Victoria then of Battery Point
Hobart in Tasmania and late
of 148 Bathurst Street Hobart
aforesaid Gentleman deceased

I Edwin Herbert Thomas of 55 William Street
in the City of Melbourne in the Colony of Victoria
Clerk to Messrs Taylor Buckland and Gates of the
same place Proctors make oath and say -

1. 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 September one thousand
eight hundred and eighty three }

Edw Thomas

Before me
James R. Barr

A commissioner of the Supreme Court of the Colony
of Victoria for taking affidavits -

10-486
In the Supreme Court
of the Colony of Victoria

Probate Jurisdiction

As the Will of H^y Charles
formerly of Sydney in the
Colony of Victoria then of
Battery Point Hobart in
Tasmania and late of
148 Bathurst St Hobart
deceased gentleman dec^d

Master in Equity's Office
FILED
22 OCT 1883
Melb
W. MELBOURNE
Michael of G. Martin



Master Charles of G. Martin

In the Supreme Court
of the Colony of Victoria }

Probate Jurisdiction

In the Will of Henry Elmes formerly
of Geelong in the Colony of Victoria
then of Battery Point Hobart in 1855
Tasmania and late of 148 Bathurst
Street Hobart aforesaid Gentleman &
deceased

I George Martin of Geelong in the Colony of
Victoria Timber Merchant make Oath and say

1 I am a brother of Mary Elmes of Geelong aforesaid
the Widow of above named deceased

2 I was informed by my father and verily believe
that the said Mary Elmes was born on the twenty
third day of October One thousand eight hundred &
and thirty five

Sworn at Geelong in the Colony
of Victoria this eighteenth day of
October One thousand eight
hundred and eighty three

Geo Martin

Before me

Res: M. M. M.

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

Dec 27/4/83