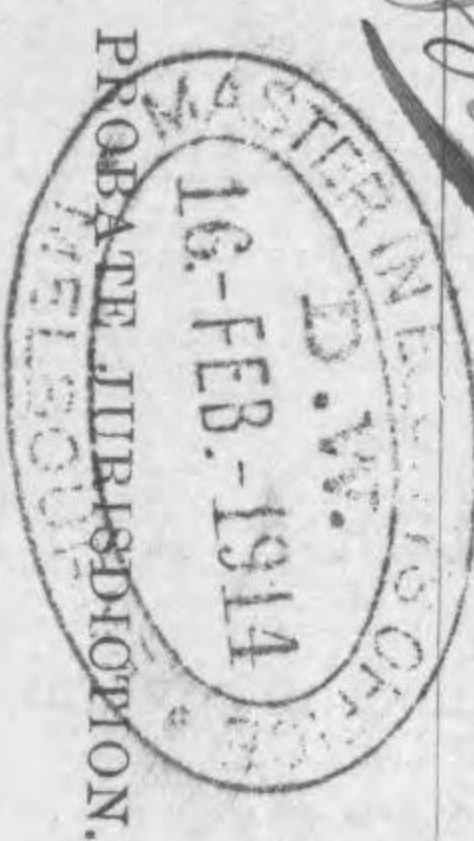


378

132378

IN THE SUPREME COURT

OF VICTORIA.



IN THE Will and Estate
of John Percy Hornidge
late of *Wentworth Road Albert Park*
in the State of Victoria *Wentworth*
deceased

ORDER

FOR

Probate

[Signature]
28/1/13

Atk. Murray

Harston, Partridge & Co., Printers, Melbourne.

In the Supreme Court }
OF VICTORIA.

PROBATE JURISDICTION.

IN THE Will and Codicil of John Pryce Hornidge
late of Canterbury Road Albert Park
in the State of Victoria Gentleman deceased

BEFORE THE REGISTRAR.

THE Twenty seventh day of November 1913

UPON APPLICATION this day made by the Proctor for the applicant and upon
reading the several affidavits of Emma Maria Hornidge, Alfred Edwin
Hornidge, William Henry Walker and Frederick William Kington
respectively sworn and filed herein

THIS COURT DOTH ORDER that Probate of the Will with one Codicil thereto
of the said John Pryce Hornidge deceased
be granted to Emma Maria Hornidge

of Canterbury Road Albert Park
in the State of Victoria Widow and Alfred Edwin Hornidge
formerly of Canterbury Road Albert Park aforesaid
but now of 17 Longmore Street St. Kilda in the
said State Gentleman the Executors named in
the said Will

BY THE COURT



Karler

Registrar of Probates.

132378

In the Supreme Court

of Victoria.

IN THE PROBATE JURISDICTION.

and *Edicil* *P*
IN THE WILL OF *John Joyce Horridge*
late of Canterbury Road Albert
Park in the State of Victoria
gentleman, deceased

PROBATE.

I certify that the sum of *£172. 10. 6*
~~the~~ Duty on this Probate has been paid.]

Thos. Hunt M.A.

Commissioner of Stamps
13/2/14

Blake & Russell
120 W. Melbourne Street
Melbourne

Harston, Partridge & Co., Printers, Melbourne.

In the Supreme Court }
OF VICTORIA.

IN THE PROBATE JURISDICTION.

IN THE WILL ~~OF~~ and Codicil of John Pryce Hornidge
late of Canterbury Road Albert Park in the State
of Victoria Gentleman deceased _____

BE IT KNOWN that on the *Twenty seventh* day of *November* _____
in the year of our Lord One thousand nine hundred and *thirteen* ^{with an codicil thereto} the will ^{is} true
copy ^{ies} of which ^{are} hereunto annexed) of *John Pryce Hornidge* _____
late of *Canterbury Road Albert Park*
in the State of Victoria Gentleman
deceased who died on the *Sixteenth* day of *October* _____
One thousand nine hundred and *thirteen* _____ and who had at the
time of his death real estate within the jurisdiction, sworn not to exceed in
value *Three thousand 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 *One* _____
thousand and seventy-nine pounds _____

was proved by *Emma Maria Hornidge of Canterbury*
Road Albert Park aforesaid Widow and Alfred Edwin Hornidge
formerly of Canterbury Road Albert Park but now of 17 Longwood Street
St Kilda in the said State Gentleman _____
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
John Pryce Hornidge 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 ~~the~~ administration of the said estate within fifteen months of the
said order.

Given at Melbourne this _____

Sixteenth

day of

February
December

in the year of our Lord One thousand

nine hundred and *thirteen* *fourteen*

D. W.

28/11/13

(*L. S.*)

J. Carter

W. H.

Registrar of Probates.

132378

In the Supreme Court
OF VICTORIA.

PROBATE JURISDICTION.

IN THE *Will and Codicil*
of *John Guye Hornidge*
late of *Canterbury Road Albert Park*
in the State of Victoria
deceased



Affidavit of Publication of Notice
and of Searches.



John Guye Hornidge

In the Supreme Court

PROBATE JURISDICTION.

OF VICTORIA.

IN THE Will and Codicil of John Pryce Hernidge

late of Canterbury Road Albert Park
in the State of Victoria Gentleman

deceased

I Frederick William Kington
of 11 William Street Brighton
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 Twentieth day of October 1913 - 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 with one codicil thereto of John Pryce Hernidge late of Canterbury Road Albert Park in the State of Victoria Gentleman deceased may be granted to Emma Maria Hernidge of Canterbury Road Albert Park aforesaid Widow and Alfred Edwin Hernidge of the same address Gentleman the Executors named in the said Will

Dated the 18th day of October 1913
Blake and Riggall, 120 William Street Melbourne, Solicitors for the 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 the said Messrs Blake and Riggall only

SWORN at Melbourne in the
State of Victoria this 25th day of
November One thousand nine
hundred and thirteen

F. W. Kington

Before me

[Signature]

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

132378
IN THE SUPREME COURT
OF VICTORIA

PROBATE JURISDICTION

IN THE WILL and CODICIL of
JOHN PRYCE HORNIDGE late of
Canterbury Road Albert Park
in the State of Victoria
Gentleman, deceased.

AFFIDAVIT
INVESTIGATION
AND
EVIDENCE



Blake & Riggall

IN THE SUPREME COURT
OF VICTORIA

PROBATE JURISDICTION

IN THE WILL AND CODICIL of JOHN PRYCE HORNIDGE
late of Canterbury Road Albert Park in the State
of Victoria Gentleman deceased

We, EMMA MARIA HORNIDGE of Canterbury Road Albert Park in the State
of Victoria Widow and ALFRED EDWIN HORNIDGE ^{formerly} of Canterbury Road Albert
^{apocsaed but now of 17 Longmore Street S. Kilda}
Park in the State of Victoria Gentleman severally make oath and say :-

1. That we are seeking to obtain Probate of the Will with one Codicil thereto of the above-named John Pryce Hornidge deceased and are each of the full age of twenty-one years.
2. The said deceased died on the Sixteenth day of October One thousand nine hundred and thirteen.
3. The said deceased was married at the time of his death.
4. The said deceased left a Will bearing date the Twenty-fourth day of April One thousand nine hundred and two which is as we believe the last Will and Testament of the said deceased and which is unrevoked or unaltered save so far as it may be altered or revoked by the said Codicil thereto which bears date the twenty fourth day of August One thousand nine hundred and four and which said Codicil is wholly unrevoked.
5. That the testator was of the full age of twenty-one years at the date of the execution of the said Will.
6. By his said Will the said testator appointed us these deponents executors thereof.
7. The paper writings hereunto annexed marked respectively "A" and "B" are the true last Will and the said Codicil thereto of the said deceased as we verily believe.
8. The said Will was executed in the presence of William Henry Walker now of Walker Street Dandenong in the said State Solicitor and George Wolf Joseph now of 47 ^{Downshire} ~~Devonshire~~ Road Elsternwick in the said State Law Clerk and the said Codicil was executed in the presence of the said William Henry Walker and William Arnold Sharpe who at the time of the execution of the said codicil was a clerk in the employ of the said William Henry Walker and resided at Hunter Street West Brunswick in the said State but whose present address we have been unable to ascertain.

9. The said deceased left real estate in the State of Victoria not exceeding the value of Three thousand pounds and personal property in the said State not exceeding the value of One thousand and seventy-nine pounds as set out in the Inventory hereunto annexed and marked "C"

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 his death which at any time after shall come to the power or control hands or possession of us as his 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.

SWORN by both of the abovenamed deponents)
severally at Melbourne in the State of)
Victoria this 21st day of November)
One thousand nine hundred and thirteen)

Before me

E. M. Hornidge

Alfred E. Hornidge

[Signature]

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

"C"

In the Will and Codicil of JOHN PRYCH HORNIDGE deceased.

This is the Inventory maked "C" referred to in the annexed affidavit of Emma M aria Hornidge and Alfred Edwin Hornidge sworn by both deponents before me this 21st day of November One thousand nine hundred and thirteen.

Horridon

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

REAL ESTATE

Land 33 feet to Canterbury Road Albert Park by a depth of 165 feet with brick and wood villa thereon known as 49 Canterbury Road.	£1100.	0.	0.
Land at Ferrars Place South Melbourne containing 16 ¹ / ₁₀ th perches with 2 D.F. brick cottages thereon known as 23 Ferrars Place and 22 Service Crescent.	1000.	0.	0.
Land 33 feet to Reed Street Albert Park by a depth of 93 ¹ / ₂ feet with 2 S.F. brick cottages thereon known as 86 and 88 Reed Street	900.	0.	0.
	<u>£3000.</u>	<u>0.</u>	<u>0.</u>

PERSONAL ESTATE

SHARES

100 Colonial Mutual Fire Insurance Company	216.	5.	0.
144 Standard Mutual Building Society	160.	4.	0.

MORTGAGES AND INTEREST

Mrs. Cowle - Principal and balance of arrears and accrued interest to date of death	195.	1.	11.
T. G. Baldwin - Principal and accrued interest to date of death	76.	0.	1.
P. McGrath (deceased) - Do.	50.	13.	10.

LIFE POLICIES AND BONUSES

Policy on deceased's life with the Liverpool and London and Globe Insurance Company and bonus additions	200.	0.	0.
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FURNITURE

Furniture at deceased's late residence 49 Canterbury Road Albert Park.	95.	0.	0.
Musical Instruments £30. - Plate £25.	55.	0.	0.

RENTS

Accrued to date of death	5.	9.	3.
--------------------------	----	----	----

PENSIONS

From education Department, accrued to date of death	4.	17.	3.
---	----	-----	----

MONEY IN BANK - CURRENT ACCOUNT

At Bank of Australasia, Melbourne	15.	0.	0.
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WATCHES, TRINKETS, JEWELLERY, &c.

Old Silver Watch and Chain	5.	0.	0.
----------------------------	----	----	----

£4078. 11. 4.

132378

IN THE SUPREME COURT
OF THE STATE OF VICTORIA

PROBATE JURISDICTION

In the Will and Codicil of John
Pryce Hornidge late of - -
Canterbury Road Albert Park in
the State of Victoria, Gentleman,
deceased.

A F F I D A
AS TO ALTERATION
AND ADDRESS OF
-- CODICIL



BLAKE & RIGGALL

IN THE SUPREME COURT)
OF VICTORIA)

PROBATE JURISDICTION

In the Will and Codicil of John Pryce -
Hornidge late of Canterbury Road Albert
Park in the State of Victoria, Gentleman,
deceased.

I, WILLIAM HENRY WALKER of Walker Street Dandenong in the
State of Victoria, Solicitor, make oath and say :-

1. I am one of the attesting witnesses to the Codicil
to the Will of the abovenamed deceased which Codicil is dated
the Twenty-fourth day of August One thousand nine hundred and
four and is now produced to me and marked "B".

2. THE whole of the said Codicil with the exception of the
signature of Testator, and the signature, address, and descrip-
tion of William Arnold Sharp, the other attesting witness, is
in my handwriting.

3. THE interlineation of the words "or his issue" appear-
ing in the Thirty-second line of the first page of the said
Codicil; the interlineation of the words "coming to him"
appearing in the following line of the said first page; the
interlineation of the words "or his issue" appearing in the
Twenty-fifth line of the second page of the said Codicil; the
interlineations of the words "or his issue" and "coming to him"
appearing in the last line of the said second page; the inter-
lineation of the words "or his issue" appearing in the - -
Fourteenth line of the third page of the said Codicil, and the
interlineation of the words "coming to him" appearing in the
following line of the said third page were all made by me prior
to the execution of the said Codicil by the Testator.

4. AT the time of the execution of the said Codicil the
said interlineations were initialled by Testator and by me and
the said William Arnold Sharp as appears by the said Codicil.

5. THE said William Arnold Sharp at the date of the -

execution of the said Codicil was a clerk in my employ and he then resided at Hunter Street, West Brunswick, in the State of Victoria. I have made and caused to be made enquiries of other clerks who were in my employ at the same time as the said William Arnold Sharp, and at Hunter Street, West Brunswick aforesaid, and have been unable to ascertain the present place of residence of the said William Arnold Sharp.

SWORN at Melbourne in the State of Victoria this *Twenty fourth* day of November One thousand nine hundred and thirteen.

Before me,

N W Wacker

Bondino

11. 20. 0
A Commissioner of the Supreme Court of the State of Victoria
for taking Affidavits.

132378
In the Supreme Court
of Victoria

Probate Jurisdiction

In the Will and bedevil of
John Pryce Hornidge
late of Esplanade Road
Albert Park in the State
of Victoria Gentleman deceased

Procipe
on application to Registrar
for a grant of Probate to
Emma Elbaria Hornidge
and Alfred Edwin Hornidge
the Executors named in
the Will

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Granted
2/11/13



Blake Reggan