

102159  
Issued 17.5.07

In the Supreme Court of the State of  
Victoria.

IN THE PROBATE JURISDICTION.

IN THE  
Will  
of Robert Bird Burgess late  
William George  
of Victoria, Promyske Turner, deceased.  
in the State

ORDER

FOR

Probate



17/5/07

By Authority: ROSE, S. BRAIN, Government Printers, Melbourne.



IN THE SUPREME COURT OF THE  
STATE OF VICTORIA.

} IN THE PROBATE JURISDICTION.

[No. 7.]

IN THE *Will of Joseph Bird Burgess*  
late of *Highton Geelong*  
in the State of Victoria, *Parramatta River*, deceased.

BEFORE THE REGISTRAR.

The *15<sup>th</sup>* day of *May* 190

(1) State name, &c.,  
of applicant.

UPON Application this day made by *Ernest Henry Burgess, John James*  
*Burgess & Co.*  
and upon reading ~~the~~ several affidavits of *and the* *affidavit*  
*of Michael Austin Brennan*

sworn and filed herein

This Court doth order that *Probate*  
of the said *Will* be granted to *Ernest Henry Burgess*  
*of Highton Geelong in Victoria State school*  
*Teacher and John James Burgess*  
of *Echuca* in the State of Victoria. *Parramatta River*  
*The Executors appointed by the said Will -*

BY THE COURT,

*Wm. Macdonald*  
Registrar of Probates.



102159

In the Supreme Court

IN THE PROBATE JURISDICTION.

IN THE WILL OF *Joseph David Buggen*  
*late of Alghita Quilong*  
*in Kelian Pismo-Jale River*  
*- deceased -*

DRAFT

PROBATE.

I CERTIFY that there is no Duty payable  
on this Probate.

*J. F. Cole*  
Officer under Sec. 96, Act 1060.

*16/5/07*



In the Supreme Court of Victoria.

IN THE PROBATE JURISDICTION.

IN THE WILL OF

late of

in Victoria

Joseph Brid Burgess  
Highlon Geelong  
Parramatta Luncheon deceased.

BE IT KNOWN that on the

15<sup>th</sup>

day of

May

in the year of our Lord One thousand nine hundred and

seven

the Will (a true copy whereof is hereunto annexed) of

late of

in Victoria. Parramatta Luncheon.  
deceased, who died on the

twentieth

day of

March

One thousand nine hundred and

seven

and who had at the

If no Real Estate or  
no Personal Estate  
it must be so stated.

time of his death

personal

estate within the jurisdiction sworn not to exceed in

value

eighty nine pounds six shillings and eleven pence. ~~but no real~~  
~~and personal estate within the jurisdiction sworn not to exceed in value~~

was proved by

Ernest Henry Burgess of Highlon Geelong aforesaid. State  
School. Teacher. and John James Burgess of Echunga in Victoria.  
Parramatta Luncheon  
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

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 their administration of the said estate within fifteen months of the  
said order.

Given at Melbourne this

Seventeenth

day of

May  
nine hundred and

in the year of our Lord One thousand

seven

D.W.  
17/5/07.H. M. Donalds—  
Registrar of Probates.



*Will  
James  
Applicant*

102133  
5/10/07  
No 2110815916  
In the *Supreme Court*  
OF VICTORIA. 16/5/07

PROBATE JURISDICTION.  
Approved and allowed balance for duty

IN THE *Will*  
of *Joseph Bird Rogers*  
late of *Adolphus Gubing*  
in the State of Victoria, *Deceased*  
*Teste James*  
deceased.

STATEMENT & AFFIDAVIT.





In the Supreme Court  
OF VICTORIA.

## PROBATE JURISDICTION.

1 Will or estate.

2 Name of deceased.

3 Residence.

4 Occupation of de-  
ceased.

IN THE *trial*

of 2 Joseph Bird Bengers

late of 3 I fight on 4 arms

in the State of Victoria,<sup>4</sup> *Pianoforte Tuner* —

deceased

5 I or We.

Names, addresses, and occupations of executor or executors or administrator or administrators.

We Ernest Henry Bengers of Highton Gering  
in the State of Victoria State School Teacher and  
John James Bengers  
of  
in the State of Victoria, Promoted Teacher make oath and say—

1. THAT the paper writing hereunto annexed marked "A" contains a true statement of all and singular the real and personal estate of or to which the above-named deceased was at the time of his death possessed or entitled, that the values thereof as therein set forth are the true and full values of the several particulars therein mentioned respectively and that the liabilities therein stated are justly due thereon, and that the balance of 209.6-11

therein appearing is the full net value of the said real and personal estate

6 If he did, state save and except, and give full particulars of the property and the value of same at deceased's death.

2. THAT the said deceased did not within twelve months immediately preceding his death make any conveyance or assignment, gift, delivery, or transfer of any estate, real or personal, purporting to operate as an immediate gift *inter vivos*, whether by way of transfer, delivery, declaration of trust or otherwise.<sup>6</sup>

3. THAT the said deceased did not at any time make any conveyance or assignment, gift, delivery, or transfer of any estate, real or personal, relating to any property of which property *bonâ fide* possession and enjoyment had not been assumed by the donee immediately upon the gift and thenceforward retained by him to the entire exclusion of the deceased or of any benefit to him by contract or otherwise.<sup>6</sup>

4. THAT the said deceased immediately preceding his death did not hold any property whatsoever as a joint tenant.<sup>6</sup>

7 If he had, state save and except, and give full particulars of the property and the value of same at deceased's death.

5. THAT the said deceased at the time of his death had not a general power of appointment by deed or will over any property whatsoever. <sup>7</sup>

[illegible]

SWORN at *Yering* in the State  
of Victoria, this *27*  
day of *March* One thousand

nine hundred and seven for both of the above named  
 defendants James Henry Burgess and John James  
 Burgess  
 Before me

E. H. Burgess  
John A. Burgess

*A Commissioner of the Supreme Court of Victoria for taking Affidavits.  
A Registrar of County Courts.*



# In the Supreme Court

PROBATE JURISDICTION.

OF VICTORIA.

IN THE  
late of  
deceased

*Nil*  
*William Galt*

of

*Joseph Birds Benson*  
in the State of Victoria, *Remondie Limes*

"A"

This is the paper writing marked "A" referred to in the annexed Affidavit of *James Henry Benson and John James Benson* Sworn this *27* day of *March* 190*7* Before me *Walter D. Galt*

A Commissioner of the Supreme Court of Victoria for taking Affidavits.  
A Registrar of County Courts.

## STATEMENT OF ASSETS AND LIABILITIES.

### ASSETS.

#### REAL ESTATE.

#### PERSONAL ESTATE.

Landed Property held under Lease or Licence from the Crown ...

Rents ...

Crops ...

<sup>1</sup> State number and value of each. Live Stock <sup>1</sup> ...

<sup>2</sup> Specify and give separate values. Farming Implements <sup>2</sup> ...

Carriages, &c. <sup>2</sup> ...

Harness and Saddlery ...

<sup>3</sup> If over £50 a list is required. Furniture <sup>3</sup> ...

<sup>4</sup> Specify and give separate values. Watches, Trinkets, Jewellery, &c. <sup>4</sup> ...

Money in Hand or House ...

<sup>5</sup> Name of Bank must be given. Money in Bank <sup>5</sup> *in current account Union Bank of Australia* ...

Current Account <sup>5</sup> ...

Money in Bank, on Deposit <sup>5</sup> *5 savings Bank of Australia including interest* ...

Interest ...

Debentures ...

Mortgages ...

Mortgages Interest ...

<sup>6</sup> Name of Society must be given. Life Policies <sup>6</sup> ...

Bonus ...

Shares ...

Dividends ...

Plant, &c. ...

Tools ...

Debts due to the Estate ...

Stock in a Shop or Business ...

Goodwill ...

Interest in a Deceased Person's Estate ...

### LIABILITIES.

Balance for Duty ...

In the foregoing prescribed form of statement the assets in the personal estate must be set down under the heads above set out. In any case in which no assets exist corresponding to any one of the said headings, such heading must nevertheless be set down with the word "Nil" against it. If there are any assets not coming properly under any of the said headings, such assets must be included in the said statement under a special heading describing the same.

I certify the total net value of this estate, in and out of Victoria, does not exceed £2,000, and the final balance of this estate to be £ and the amount chargeable with duty to be £ at one-half of the percentage fixed by Part II. of the First Schedule to the Administration and Probate Act 1903.

Officer to assess Duty.