

33/129

IN THE SUPREME COURT OF THE
COLONY OF VICTORIA.

PROBATE JURISDICTION.

In the Will of Julius Henry Eller
late of Birregurra Storekeeper
deceased

DUTY STATEMENT.

And Affidavit verifying same.



Appr - Will - no duty
payable.

John Roberts



ROBERTS,
ELIZABETH STREET,
MELBOURNE.

noted
21.2.89

In the Supreme Court of }
the Colony of Victoria. } PROBATE JURISDICTION

IN THE Will of Julius Henry Eller
late of Birregurra Storekeeper
in the Colony of Victoria
deceased.

David Beath of Numbers 63 and 65 Flinders Lane East in the City of Melbourne
in the Colony of Victoria Storekeeper make oath and say—

1. That I am the Executor of the Will of the above named Julius
Henry Eller deceased and am now applying for probate of such
Will to be granted to me

2. That the within Statement is to the best of my knowledge and belief a true and
correct statement of all and singular the real and personal Estate of or to which the said
Julius Henry Eller was at the time of his
death seised possessed or entitled in the Colony of Victoria and of the values of the same
respectively and of the debts owing by him at the time of his death.

3. That the total value of the whole of the real and personal Estate of or to which the
said Julius Henry Eller was at the time of his death
seised possessed or entitled in the Colony of Victoria does not as I verily believe exceed
Four hundred and four pounds three shillings

and the debts owing by him at the time of his death amount as I believe to
Five hundred and thirty pounds six shillings and six pence. Excluding of the debts
owed by the firm in partnership of J. H. Eller & Co. of which he was a member
That the balance remaining after deducting the amount of the said debts from the
total value of the said real and personal Estate does not as I believe exceed the sum of

4. That the only person entitled to share in distribution of the Estate of the said
Henry Eller under his said Will is his widow

Sworn at Melbourne in the Colony
of Victoria this Thirteenth day of
December one thousand eight
hundred and eighty six
Before me

David Beath

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

DEBTS OWING BY THE DECEASED.

To WHOM DUE.	PARTICULARS.	AMOUNT.		
Secured Debts None Unsecured Debts				
The firm of J. H. Eller & Co. and J. Paterson & Co.	Money lent and goods supplied by the firm or partnership to the said J. H. Eller for the erection of the house heretofore referred to	443	13	10
A. Batty	Half years Rent of land	13	0	0
Dr. Bann	Medical Attendance	18	18	0
Dr. Dickerson	Medical Attendance	8	0	0
Dr. Porter	Medical Attendance	2	2	0
Dr. Foster	Medical Attendance	1	1	0
Bayley	Fish	2	1	6
McCallum	Butchers Account	8	5	7
Graydon	Bakers Account	4	7	6
Perigilly	Boots &c	3	19	0
Bell	Soft Bitters	1	13	0
Marks & Kent	Clothes	1	13	4
Le Ball	Wages	13	0	0
Forbes	Painting	1	14	9
Davison	Tailors Account	6	10	0
		£ 530.	1.	6

SUMMARY.

Total Value of Real and Personal Estate as above

£

Deduct Debts as above

BALANCE FOR DUTY

£

Amos Peck

and find that no Will of the abovesaid Julius
Henry Eller deceased has ever been deposited there
3. That I have this day searched in the Caveat
Book in the Office of the Master in Equity of this
Honorable Court and find that no Caveat has been
entered in this matter

Sworn at Melbourne in the
Colony of Victoria this 13th
day of December one thousand
eight hundred and eighty six
Before me

J. Thos. Hall

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

33/129
In the Supreme Court
of the Colony of Victoria

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Probate Jurisdiction

In the Will of Julius
Henry Ellen Dale of Pirbright
in the Colony of Victoria
Bereaved deceased.

Attendant of Probate Jurisdiction
and Beneficiary.



James Dowall Webb
18 Collins Street
Melbourne

In the Supreme Court
of the Colony of Victoria

Probate Jurisdiction

In the Will of Julius Henry Eller
late of Birregurra in the Colony of
Victoria Storekeeper deceased.

I Francis Thomas Hall of Number 18
Collins Street East Melbourne in the Colony of
Victoria Clerk to Messieurs Farmer Dawall and
Peck of the same place Solicitors and Proctors
make Oath and Say.

1. That there appeared in the Argus newspaper
published at Melbourne on the Twenty fifth day
of November one thousand eight hundred and
eighty six an advertisement of which the following
is a true and exact copy 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 for Probate of the Will of Julius Henry
Eller late of Birregurra in the Colony of Victoria
Storekeeper deceased to be granted to David Beath
of the City of Melbourne in the Colony of Victoria
Warehouseman the Executor named in and
appointed by the said Will, Dated this twenty fourth
day of November 1886. Farmer Dawall and Peck 18
Collins Street East and 38 Elizabeth Street Melbourne
Proctors for the Applicant"

2. That I have searched in the Office of the
Registrar General of the Colony of Victoria at Melbourne

and find that no Will of the abovenamed Julius
Henry Eller deceased has ever been deposited there
3. That I have this day searched in the Caveat
Book in the Office of the Master in Equity of this
Honorable Court and find that no Caveat has been
entered in this matter

Sworn at Melbourne in the
Colony of Victoria this 13th
day of December one thousand
eight hundred and eighty six
Before me

J. Thos. Hall

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

33/129

In the Supreme Court
OF THE COLONY OF VICTORIA.

PROBATE JURISDICTION.

In the Will of Julius Henry
Eller late of Port Melbourne
Shopkeeper deceased

Affidavit
of Executors

Promising the due Performance of Duties.



FARMER, DARVAULT & ROBERTS,
Solicitors, 38 Elizabeth Street,
MELBOURNE.



Arnall & Jackson, Printers, Melbourne.

33/129

In the Supreme Court
OF THE COLONY OF VICTORIA.

PROBATE JURISDICTION.

In the Will of Julius Henry
Eller late of Bourguignon
Master deceased

Affidavit
of Executors

Promising the due Performance of Duties.



FARMER, DARVAULT & ROBERTS,
Solicitors at Law,
38 Elizabeth Street,
MELBOURNE.



Arnall & Jackson, Printers, Melbourne.

In the Supreme Court
OF THE COLONY OF VICTORIA.

IN ITS PROBATE JURISDICTION.

In the Will of Julius Henry Eller
late of Pirineguria
in the Colony of Victoria Storekeeper deceased.

I David Beath
of Numbers 63 and 65 Flinders Lane East in the City of Melbourne
in the Colony of Victoria Warehouseman make oath and say:—

1. That I am seeking to obtain Probate of the Will
of Julius Henry Eller late of Pirineguria
in the Colony of Victoria Storekeeper deceased.

2. That if I obtain Probate of the said Will 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
Executor of the said Will 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 to me 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 to me

SWORN at Melbourne in the
Colony of Victoria this Thirteenth
day of December One thousand
eight hundred and eighty Six

David Beath

Before me

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