

In the Supreme Court
of the State of Victoria

In the Probate jurisdiction

In the Will of Margaret-Ann
Duncan late of 140 Station
Street Carlton in the State of
Victoria Married Woman deceased

Affidavit of Executor



H. S. Anderson and Son

In the Supreme Court
of the State of Victoria

In the Probate Jurisdiction

In the Will of Margaret Nicol Duncan
late of 140 Station Street Carlton in the
State of Victoria Married Woman deceased

I George Matthew Duncan of 140 Station Street Carlton
in the State of Victoria Blacksmith make oath and say -

1. — That I am seeking to obtain Probate of the Will of
the above named Margaret Nicol Duncan deceased as the
Executor therein named leave being reserved to Beatrice Mady
Duncan of 140 Station Street Carlton aforesaid Spinster the
Executrix named in and appointed by the said Will who is
now an infant under the age of twenty one years to come in
and prove the said will upon her attaining the age of twenty
one years

2. — That the said deceased died on the ninth day of
January one thousand nine hundred and three at Number
427 Victoria Parade East Melbourne in the said State

3. — That the said deceased left a will bearing date
the eighth day of January one thousand nine hundred and
three which is as I believe the last will and testament of the
said deceased and which is unrevoked

4. — That by her said will the said Testatrix appointed
me this deponent and the said Beatrice Mady Duncan -
Executor and Executrix thereof

5. — That the paper writing hereunto annexed marked "A"
is the said last Will and Testament of the said deceased as I
verily believe

6. — The said Will was executed in the presence of
Isabel Geary of 427 Victoria Parade East Melbourne aforesaid
Hospital Nurse and of John Fokescue Lochburn Anderson of
339 Collins Street Melbourne in the said State Solicitor

7. _____ That the said ^{deceased} Testatrix ^{left} real estate in the State of Victoria not exceeding in value the sum of Two thousand four hundred and twenty five pounds and personal property in the said State not exceeding in value the sum of Sixty pounds making together the sum of Two thousand four hundred and eighty five pounds

8. _____ That the said deceased acquired the whole of her said real and personal estate since the year one thousand eight hundred and seventy one and she so acquired the same partly as a beneficiary under the will of Charles Gordon the elder deceased ^{who died about 15 years ago} and partly by gifts from her brother Charles Gordon the younger and partly by her own earnings and savings

9. _____ That the said deceased was married on the fifteenth day of March one thousand eight hundred and sixty one at St James Church Melbourne in the said State

10. _____ That the titles to the said Real estate consist of three certificates of title in the name of the said deceased and are dated respectively Nineteenth November one thousand eight hundred and ninety and eighteenth May one thousand nine hundred

11. _____ 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 her death which at any time after shall come to the power or control hands or possession of me as her 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 hand writing and will exhibit and deposit or cause to be exhibited and deposited the same

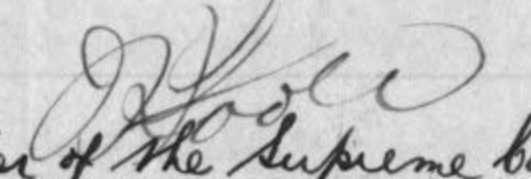
inventory in the office of the Master-in-Equity within three calendar months next ensuing the order granting probate and further that I will make a cause to be made a true and just account of the administration of the estate which I have undertaken as to my receipts and disbursements and as to what portion is retained by me and what portion remains uncollected and the same so made will sign with my proper hand writing 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 at Melbourne in the State
of Victoria this 20th day of ^{March} ~~February~~

one thousand nine hundred and three

George M Duncan

Before me


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

Dated 1st January 1903

Wm of

Wm S. Duncan



P. X. Anderson Per

This is the will marked "A" mentioned and referred to in the annexed affidavit of George Matthew Duncan sworn before me this 20th day of March 1903
This is the will marked "A" mentioned and referred to in the annexed affidavit of George Matthew Duncan sworn before me this 20th day of March 1903
sworn before me this 29th day of April 1903

A Commissioner
A Commissioner
A Commissioner

This is the last will and testament of me Margaret Nicol Duncan of 1140 Station Street Carlton in the State of Victoria married woman I give devise and bequeath all property of which I may at the time of my death be seized possessed or entitled unto my son George Matthew Duncan and my daughter Beatrice Madey Duncan whom I hereby appoint executor and executrix of this my will upon trust after payment of all my just debts and my funeral and testamentary expenses to pay the whole income produced by my estate to my said daughter Beatrice Madey Duncan so long as she shall remain unmarried and after the marriage of the said Beatrice Madey Duncan I direct the said trustees to divide my estate in the manner following that is to say to convey or transfer my house and land known as 22 Bevil Street Fitzroy in the said State to my said son George Matthew Duncan Also to convey or transfer my house and land known as 20 Bevil Street Fitzroy aforesaid to my daughter Annie Isabella Duncan Also to convey or transfer my house and land known as 24 Bevil Street Fitzroy aforesaid to my said daughter Beatrice Madey Duncan Also to convey or transfer my house and land known as 223 King Street Melbourne in the said State to my daughter Matilda Stewart Robertson Also to convey or transfer my house and land known as 221 King Street Melbourne aforesaid to my daughter Margaret Nicol Brewer And lastly to convert all my residuary estate into money and to divide the net proceeds thereof in equal shares among the said George Matthew Duncan Annie Isabella Duncan Beatrice Madey Duncan Matilda Stewart Robertson and Margaret Nicol Brewer the child or children of any of them who may have died before the date of distribution taking the parents share but the shares of any of them who may die childless before distribution are to be divided among the survivors of them At witness my hand this eighth day of January one thousand nine hundred and three

Signed by the said Margaret Nicol Duncan as and for her last will and testament in the presence of us both present at the same time who in her presence at her request and in the presence of each other have hereunto subscribed our names as witnesses

Isabel Geary
J. C. Anderson
solicitor Melbourne

M. MacCrell
Margaret Duncan