

102159

In the Supreme Court of the State of
Victoria.

IN ITS PROBATE JURISDICTION.

IN THE Will of

Frederick David Monaghan
late of Sydney in the

State of Victoria,
deceased.

From Registrar-General that
no Will is Deposited.

OFFICE OF THE REGISTRAR-GENERAL,

MELBOURNE.

IN THE *Will* of *Joseph Bird Thompson*
late of *Geelong* in the
State of Victoria, *Frankston*
deceased.

SEARCH has this day been made and no Will of the above-named
deceased has been found deposited in this office.

Dated this *Thirteenth* day of *April* 190*7*

H. H. Hooker

D. H. H. Hooker

Registrar-General.

H.C.

THE MASTER-IN-EQUITY,

MELBOURNE.

102159

In the Supreme Court of Victoria.

IN ITS PROBATE JURISDICTION.

IN THE Will of Joseph
Doris Burgess
late of Geelong
in Victoria, *Wendell James*
deceased.

AFFIDAVIT OF SEARCHES.



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

IN THE SUPREME COURT
OF VICTORIA.

IN ITS PROBATE JURISDICTION.

[No. 17.
...]

IN the Will OF Joseph Bird Burgess

late of

Highton Geelong

in Victoria,

Pianoforte Inner

deceased.

I Michael Austin Brennan, Clerk in the office of

the Master-in-Equity, Melbourne, in Victoria, make oath and say—

1. That I have this day searched in the proper office of the Master-in-Equity of this Honorable Court, and find that no application for Probate or Administration in this matter has theretofore been made to or granted by the Court or the Registrar.

2. That I have this day searched in the proper office of the Master-in-Equity of this Honorable Court, and find that no Caveat has been lodged herein.

Sworn at Melbourne, in Victoria,

this

16th
April

day of

1907

Before me,

[Signature]

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

102159

In the Supreme Court of Victoria.

IN THE PROBATE JURISDICTION.

IN THE Will

of Joseph Reid Burgess

late of Stephen Hastings

in Victoria, Francis James

deceased.

Affidavit of Publication of Notice.



IN THE SUPREME COURT
OF VICTORIA.

IN THE PROBATE JURISDICTION.

[No. 2B.]

(1) Will or Will and
codicils or estate.

IN THE¹ Will of Joseph Bird
Bingers late of Highton Guelmg
in Victoria Promote June deceased.

I Ernest Henry Bingers of Highton Guelmg
in Victoria State School Teacher
make oath and say—

1. That the following advertisement duly appeared in the
"Argo" newspaper published in Mullumbidgee
on the 25 day of March 1907
namely—

(2) Fill this up
according to the
advertisement
published.

²Notice is hereby given that after the expiration of fourteen days from
the publication hereof, application will be made to the Supreme Court
of Victoria in its Probate Jurisdiction that Probate

of the Will
of Joseph Bird Bingers late of
Highton Guelmg in Victoria
Promote June deceased may be granted to
John James Bingers of Echunga River
John June and Ernest Henry Bingers of
Highton State School Teacher
being the executors appointed by the said will

Dated this 23rd day of March 1907

2. That the said Argo is a newspaper
which has been published and has been circulating in the district of
for the past 10 years.

3. That the said deceased had been continuously resident in the said district
of Guelmg for the period of
10 years immediately preceding the date of his death.

Sworn at

Victoria this 27 day
of March One thousand nine
hundred and seven
Before me

E. H. Bingers
J. J. Bingers
E. H. Bingers

Worried Clark

Registrar of the County Court,

102159

In the Supreme Court of the State of
Victoria.

IN THE PROBATE JURISDICTION.

IN THE WILL OF Joseph Bird Burgess
late of Highton, Geelong
in the State of Victoria,
Pianoforte tuner
deceased.

Attest of Attesting Witness.



By Authority: J. Kemp, Acting Government Printer, Melbourne.

IN THE SUPREME COURT OF THE }
STATE OF VICTORIA. } IN THE PROBATE JURISDICTION.

IN THE WILL OF Joseph Bird Burgess

late of Highton, Geelong

in the State of Victoria, Pianoforte tuner deceased.

I, William Thomas Findlay McNabb of 110 Victoria-street North
Melbourne

of _____ in the State of Victoria, Tailor

make oath and say—

(1) Or codicil.

1. That I am one of the subscribing witnesses to the last Will¹

of the abovenamed Joseph Bird Burgess

late of _____ in the State of _____

_____ deceased, the said Will bearing date the tenth
day of October 1901 being shown to me at the time of swearing
this my affidavit, and marked with the letter A.

2. That the said Joseph Bird Burgess

executed the said Will on the day of the date thereof, by signing his name

(2) State the facts,
e.g., in the attesta-
tion clause thereof,
intending thereby
that such signature
was his execution
of the said Will,
&c.

_____ as the name now appears

therein in the presence of me and of William McNabb

the other subscribed witness^t thereto, both of us being present at the same time,
and we thereupon attested and subscribed the said Will in the presence of the
said testator.

3. The words "I give and bequeath unto" now appearing as erased in
the said will were so erased before the execution thereof as aforesaid

Sworn at Melbourne in Victoria
this 11th day of May
One thousand nine hundred and seven

Before me

[Signature]

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

3/4 fee payable

102150

In the Supreme Court.

IN THE PROBATE JURISDICTION.

IN THE WILL OF

Joseph Reid

deceased

late of

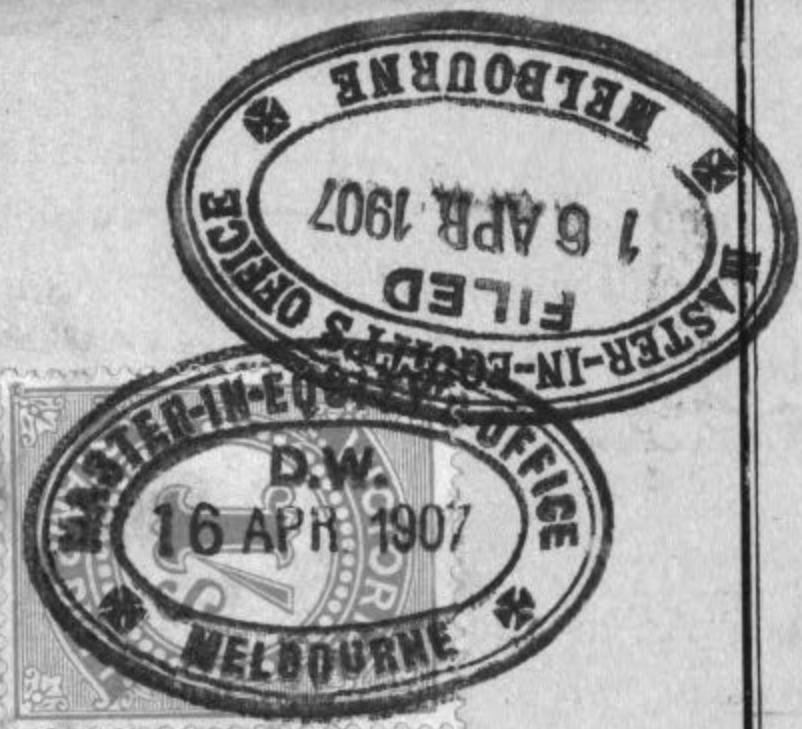
Highland Gelling

in Victoria,

Francis James

deceased.

AFFIDAVIT OF EXECUTOR



By Authority: ROBT. S. BRAIN, Government Printer, Melbourne.



In the Supreme Court of
the State of Victoria.

IN THE PROBATE JURISDICTION.

(1) And codicil or
codicils, if any.

IN THE WILL¹ of Joseph Bird Burgess
late of Highland Gully
in Victoria, Manofato Limer deceased.

Wm Ernest Henry Burgess of Highland Gully in the
Manofato Limer Manofato Limer Manofato Limer
of Manofato Limer in Victoria,
make oath and say—

1. That we are seeking to obtain Probate of the Will¹ of the
above-named Joseph Bird Burgess deceased.

2. The said deceased died on the 20 day of March
One thousand nine hundred and sum

(2) If any codicils,
state the number
and date of each.

(3) Or are where
codicils.

(4) Insert full
christian and sur-
name and residence
of each executor.

3. The said deceased left a Will² bearing date the 10
day of October One thousand nine hundred and one which is as in
believe the last Will and Testament of the said deceased, and which is³ unrevoked.

4. By his said Will the testat⁴ appointed⁴ as these deponents Ernest
Burgess of Highland Gully Manofato Limer Manofato Limer
execut⁵ thereof.

(5) If codicils, they
must also be
marked.

(6) Insert full
christian and sur-
name and residence
of each of the sub-
scribing witnesses
to the Will.

(7) If no real estate
or no personal
property insert
but did not leave
any real estate (or
personal property,
as the case may be).

5. The paper writing hereunto annexed marked "A" is the true last Will and Testament
of the said deceased as we verily believe.⁵

6. The said Will was executed in the presence of⁶ William the graft Ben and
Manofato Limer Manofato Limer Manofato Limer
Manofato Limer Manofato Limer Manofato Limer

7. The said deceased left property in Victoria not exceeding in value the sum
of £89.6.11 consisting of real estate
and personal estate

of the value of £
of the value of £ but left no real estate

8. 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 execut⁷ 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.

9. That to the best of my knowledge, information, and belief, the said deceased did not
within the space of two years preceding the date of his death convey or otherwise dispose
of, for other than adequate valuable consideration, any real or personal property of which he was
seised or possessed.

Solely Sworn at Highland Gully in the State
of Victoria, this 29 day of
March One thousand nine

hundred and sum by both of the above named
Burgess Burgess Burgess
Before me,

Manofato Limer
Registrar of the County Court,
A Commissioner of the Supreme Court for taking Affidavits.

E H Burgess
John Burgess

In the Supreme Court
of Victoria

In the Probate Jurisdiction

In the Will of Joseph Bird Burgess.
of Brighton Guelph in Victoria, Pianos-
Dore Deceased.

I Ernest Henry Burgess of Brighton Guelph
in Victoria State School Teacher make oath
and say

① That at the time of the execution of the
will herein namely the 10th day of October
~~1901~~ ^{annexed to the} 1901, the said deceased was then a resident
of Elsternwick Victoria

② That subsequently thereto namely about the
15th day of March 1902 the deceased came
to reside at Brighton Guelph in Victoria

③ and that from that time until the date
of his death namely the 20 day of March
1902 he resided at Brighton aforesaid

④ That at the time of his death the
deceased was a widower

E. H. Burgess,

all I Sworn at Guelph in
Victoria this 4 day of
May 1904

Before me

Wm. H. Clark
Registrar of the County Court at
Guelph

From

THE CLERK OF COURTS,

Gulmg

To

The Master in Equity

Melbourne

No.

8106.

Re J. B. Burgess

The papers in this case were returned on the 4th instant for Mr Mc Nabb who resides at North Melbourne & who is a Jeweler to call & swear an affidavit therein. Mr Mc Nabb states that he called & was informed that the papers were here.

As the letter was registered probably when that gentleman called it had not been received. Kindly call Mr Mc Nabb who resides at North Melbourne & who is on the telephone to inform him in the matter.

W. M. J. G. G. G.

9/5/1907

Clerk of Courts.

102159

From

To

THE CLERK OF COURTS,

The Master in Equity

Belong

Mullins

No.

8106.

One of the witnesses to this will

will call at the Equity Office

Mullins to make the necessary

appointments required in striking

out of the words "I bequeath"

note

Wm. J. Frank

Clerk of Courts.

41571907

154?

identity of testator
in will he is described
as of Elsternwick — in affid
and add as of Gellong.
Words "I give and bequeath
unto" when struck out of
will.

? Affid in support does
not show whether or not
testator was married at the
time of his death.

102159

[No. 15.]

In the Supreme Court.

IN ITS PROBATE JURISDICTION.

In the Will of

late of

State of Victoria,

deceased.

PRÆCIPUE FOR PROBATE.



1574 7 Dec 1907