

103784

In the Supreme Court
OF VICTORIA.

PROBATE JURISDICTION.

IN THE Will
of Abraham Emanuel
late of No. 6. Carlisle Street, St. Michaels
in the State of Victoria housekeeper
deceased

Affidavit of Publication of Notice and of



J. D. Muehle
Lawson & Chambers
423 Chancery Lane
Melbourne

Harston, Partridge & Co., Printers, Melbourne

In the Supreme Court

PROBATE JURISDICTION.

OF VICTORIA

IN THE *Will*

of *Abraham Emanuel*

late of *No. 6. Carleton Street St Kilda*
in the State of Victoria *Music Teacher* deceased

I *Archibald Donnelly Michie* of
No 423 Chancery Lane Melbourne
in the State of Victoria *Barister and Solicitor*
make oath and say—

1. That the following advertisement duly appeared in the *Ages* newspaper published in Melbourne on the *Eighteenth* day of *May one thousand nine hundred and seven* — 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 *Last Will and Testament* of the above named *Deceased,*

may be granted to *Archibald Donnelly Michie* of *Yew Courts Chambers No 423 Chancery Lane Melbourne* Solicitor and Conveyancer one of the Executors named in and appointed by the said Will leave being reserved to *Charles De Saace* previously of *Flinders Lane Melbourne* but now of *Durban in South Africa* umbrella maker the other *X*
Dated this *Eighteenth* day of *May* 1907

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 is 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 *The Executor named in the above notice* and that *Henry Chapman* one of the Witnesses of the said Will died at *Durban South Africa* over two years ago, the other witness's addresses at the date of the Will was *3. Donald Street Prahran* that this application is of serious urgency to have the assets of the testator
SWORN at *Melbourne* in the
State of Victoria this *9th* day of
October One thousand nine
hundred and *Seven.*

Before me

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

Executors appointed by the said Will to come in and prove the same Archibald D. Michie 423 Chancery Lane Melbourne

103784

Copy Will

This is the last Will and Testament of me
Abraham Emanuel of Havelock Street St Kilda in the
Colony of Victoria Music Master I appoint Charles
DeSaxe of Flinders Lane Melbourne Umbrella Maker
and Archibald Donnelly Michie of Oxford Chambers
Bourke Street Melbourne Solicitor Executors and Trustees of
this my Will. I direct my Executors and Trustees to expend
twenty five pounds out of the proceeds of the sale of ^{my} real
estate on my funeral and for the creation of a memorial
stone over my grave. I bequeath the following legacies to
my son Emanuel ^{Emanuel} of Sydney in the Colony of New South Wales
my watch and chain. To my son Moses Emanuel my
walking stick To my son Benjamin Emanuel of Lacombe
New South Wales my monthly dated clock and all my
wearing apparel. To my youngest daughter Carrie Men-
dellsohn my torquoise and gold bangle and to my
granddaughter M^{rs} Charles DeSaxe all my music.
I devise to my executors and Trustees all my real estate
in trust to convert the same into money and after
payment of any mortgages on the same to divide the
proceeds of such property equally amongst my children
I declare that the said Archibald Donnelly Michie shall
be entitled to charge and to be paid ^{for} all professional
work and services in connection with the trusts hereof and
in connection with my estate notwithstanding his being an
Executor and Trustee of this my Will and lastly I
revoke all previous Wills and Testamentary dispositions
heretofore made by me. In Witness whereof I the said Abraham
Emanuel have hereunto set my hand this Eighth day of June
one thousand nine hundred and seven. A. Emanuel

Signed by the said Abraham Emanuel as and for his last Will and
Testament in the presence of us both being present at the one time who at his
request and in his presence and in the presence of each other have hereunto
subscribed our names as Witnesses the words granddaughter Annie in the four-
teenth line having been first struck out and the words Granddaughter Carrie
having been inserted between the thirteenth and fourteenth lines previous to
the execution of by the said Testator. Henry. Chapman Clerk to A. D.
Ernest J. Downe } Michie
Solicitor
Melbourne

103784

IN THE SUPREME COURT.
OF VICTORIA.

PROBATE JURISDICTION.

IN THE WILL *Abraham*
Emmanuel

late of *bro. Caroline Street*
St Kilda

in the State of Victoria *Mrs. Teacher*
deceased.

AFFIDAVIT OF EXECUTOR



J. D. Meechie
New Court Chambers
423. Chaucery Lane
Melbourne

Harrison, Partridge & Co., Printers, Melbourne.

In the Supreme Court
OF VICTORIA.

PROBATE JURISDICTION.

IN THE WILL *Abraham Emanuel*
late of *1/2 B. Carlisle Street St Kilda* formerly of *Harelock Street*
in the State of *Victoria* *Music Master* deceased.

I Archibald Donnelly Michie of New Court to Chambers
423. Chancery Lane ~~*London*~~ in the City of
Melbourne in the State of *Victoria* *Solicitor*

of _____ in the State of Victoria
_____ make oath and say—

1. That *I am* seeking to obtain Probate of the Will _____
of the above-named *Abraham Emanuel* _____ deceased
and *I am* of the full age of twenty-one years.

2. The said deceased died on the *Sixth* _____ day of *May* _____
One thousand nine hundred and *seven* _____

3. The said deceased was *not* married at the time of his death.

4. The said deceased left a Will bearing date the *Eighth* _____ day of
June _____ One thousand *nine* hundred _____ which is as *I*
believe the last Will and Testament of the said deceased and which is 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 *Charles De Saxe* ~~*of*~~ *formerly of*
17 Flanders Lane Melbourne ~~*Manufacturer*~~ and *my* *this*
deponent _____
executors thereof.

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

8. The said Will was executed in the presence of *Henry Chapman*
and *Ernest Downe* my Managing Clerk and as
assistant then in my employ _____

9. The said deceased left ~~no~~ real estate in the State of Victoria ~~not exceeding the~~
~~value of or elsewhere~~ but he left _____
and personal property in the said State not exceeding the value of *Fifty pounds*

If the statement
is not filed with
this affidavit
particulars of
the estate will
have to be set
out.

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

SWORN at Melbourne in the State
of Victoria this fourth
day of October One thousand
nine hundred and seven

A. D. Smithie

Before me

[Signature]

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

103784
In the Supreme Court
OF THE STATE OF VICTORIA.

PROBATE JURISDICTION.

IN THE

of

late of

in the State of Victoria

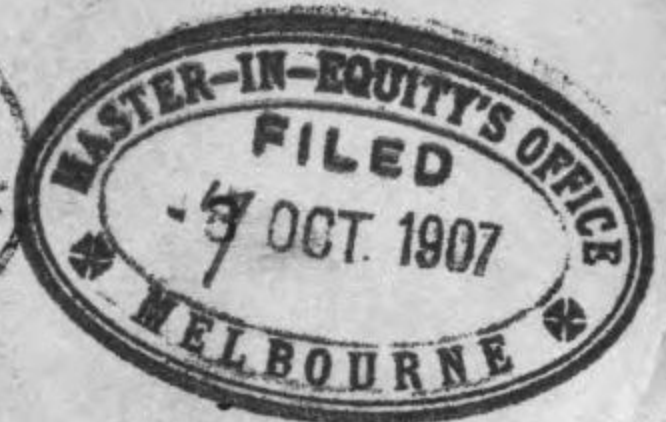
deceased

Will
Abraham Emanuel
No 6. Carlisle Street St Albans
Music Teacher

Wm. J. Smith
10/10/07
PR A C I P E.

On application to the Registrar to

grant
Probate



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H. D. Michie
New Court Chambers
423. Chancery Lane
Melbourne