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On the Supreme Court.  
Leave received

Probate Jurisdiction.  
Agred to by the Court  
and the parties on the 14th day of June 1897  
of William (deceased) late of  
Standard, land owner,  
deceased.

(280) *Wm*

Attendant of Executor.

19/8/97  
L2



*Wm J. Motuitt*  
*Proctor*  
*Standard*



In the Supreme Court  
— of Victoria. —

Probate Jurisdiction.

In the Will and two Codicils of William  
Clark late of Wangaratta, in Victoria,  
Landowner, deceased.

I, Arthur Jennings Smith of Chesnut near Wangaratta  
in Victoria, Farmer, make oath and say:-

1. That I am seeking to obtain Probate of the Will and two  
codicils of the above named William Clark deceased.
2. That the said deceased died on the twentyfourth day of  
April One thousand eight hundred and seventy one at  
Wangaratta
3. That the said deceased left a will bearing date the twenty  
fourth day of February One thousand eight hundred and  
seventy one which is as I believe the last Will and testament  
of the said deceased and which is unrevoked save as appears  
by the codicils thereto bearing date the eleventh day of  
March One thousand eight hundred and seventy one and  
the seventeenth day of April One thousand eight hundred  
and seventy one respectively which said codicils are  
unrevoked as I verily believe.
4. That by his said will, the said deceased appointed  
David Evans of Kurdle Creek in Victoria, sheep farmer  
me, this deponent, Arthur Jennings Smith and James O  
Willett of Wangaratta in Victoria, farmer executors thereof.
5. That Probate of the said will and two codicils was  
granted to the said James Willett on the thirteenth day  
of July One thousand eight hundred and seventy one  
the said David Evans having renounced Probate thereof  
and leave being reserved to me, this deponent, to come  
in and prove the same.
6. That the said James Willett died at Wangaratta



in Victoria on the second day of April One  
thousand eight hundred and seventy five

7. That I am the Arthur Jennings Smith one of the  
executors named in the said will of the said deceased  
and am now desirous of obtaining Probate of the  
same in pursuance of such leave being reserved to  
me as aforesaid.

8. That the parchment produced and shewn to me at  
the time of swearing this my affidavit and marked with  
the letter A is the original Probate of the said will and  
two codicils issued to the said James Willett as aforesaid.

9. That the said will was executed in the presence of John  
Lamont of Wangaratta aforesaid Barrister at Law and Albert  
Llewellyn Ely of the same place Auctioneer.

10. That the first codicil was executed in the presence of the said  
John Lamont and the said Albert Llewellyn Ely.

11. That the second codicil was executed in the presence of Benjamin  
Clay Hutchinson of Wangaratta in Victoria Doctor of Medicine  
and the said Albert Llewellyn Ely.

12. That the said deceased died possessed of Real and Personal Estate in  
Victoria not exceeding in value the sum of Seven thousand four hundred  
and sixty three pounds consisting of real estate not exceeding in value the sum of Five  
thousand six hundred and five pounds and personal estate not exceeding in value  
the sum of One thousand eight hundred and fifty eight pounds.

13. 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.

14. 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 seized or possessed.

15. That I am advised that in order to perfect the title to certain land belonging to the said estate sold since the death of the said James Willett by me as the surviving Trustee appointed by the said Will it is necessary that I should take out Probate to the said Will and Codicils in pursuance of the leave reserved

Sworn at Wangaratta

this thirty first day of May

1897

Arthur V. Smith

Before me

J. J. Griffin

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



in the Supreme Court

65.41  
Probate Jurisdiction

In Order Dec 9/12

in the Will and Codicils of

William Clark late of

Wangaratta in the Colony of

Victoria deceased

Probate.

I certify that there is no  
duty payable hereon but  
that the fee of two pounds payable  
hereon has been paid

Officer under Section 96 of 11860

Dec 22 19.8.97.

J. M. K.

John Moller 19/8/97

Stalcutt

Wellbourne

John & John Stalcutt Wangaratta.



In the Supreme Court  
— of the —  
Colony of Victoria

In the Probate Jurisdiction.

In the Will and two Codicils of William Clark late of  
Wangaratta in the Colony of Victoria Land-owner  
deceased.

Testator, died 24<sup>th</sup> April 1871. Whereas on the thirteenth day of July in the year of our Lord One thousand eight hundred and seventy one James Willett of Wangaratta in the colony of Victoria farmer one of the executors named in and appointed by the last will and testament and two codicils thereto of William Clark late of Wangaratta aforesaid Landowner (true copies of which will and codicils are hereunto annexed) applied to the Honorable the Supreme Court of the Colony of Victoria in its Ecclesiastical Jurisdiction that administration of all and singular the goods and chattels rights credits and effects of the testator might be granted unto him the said James Willett as one of the executors named therein David Evans another of the executors named therein having duly renounced probate thereof which was thereupon ordered accordingly leave being reserved to Arthur Jennings Smith the other executor named in the said will and codicils to come in and prove the same And whereas on the twenty ninth day of June in the year of our Lord One thousand eight hundred and ninety seven the said Arthur Jennings Smith of Cheshunt near Wangaratta aforesaid farmer in pursuance of such leave reserved to him applied to the Honorable the Supreme Court of the Colony of Victoria in its Probate Jurisdiction that administration of all and singular the goods and chattels rights credits and effects of the said testator might be granted to him the said Arthur Jennings Smith which was thereupon ordered accordingly Now be it known unto all men by these presents that administration of all and singular the goods chattels rights credits and effects of the said William Clark deceased is hereby committed to the said Arthur Jennings



Smith in pursuance of such leave reserved to him as aforesaid  
he the said Arthur Jennings Smith having been first duly sworn  
that he will pay all the debts and legacies of the said deceased  
so far as the goods chattels credits and effects of the said  
deceased will extend and the law bind him so to do And  
that he will exhibit and deposit in the office of the Master  
in Equity a true and perfect inventory of the goods chattels  
and credits of the said deceased within three months of the  
order for probate and a just and true account of his  
administration of the said estate within fifteen months of  
the said order pursuant to the rules of this Honorable  
Court And that he believes his personal property in the  
Sworn under Colony of Victoria did not exceed in value Two thousand  
£2000. pounds

Dated this nineteenth day of August in the year  
of our Lord One thousand eight hundred and ninety seven

By the Court.

W. Singleton  
Registrar of Probates.

W.M.D.  
19/8/97.

L. Jones