

IN THE SUPREME COURT.
OF VICTORIA.

PROBATE JURISDICTION.

IN THE WILL OF _____

Mathewine Barker

late of *Brewerhill Parlatuwa*

in the Colony of Victoria *Mildour*

deceased.

AFFIDAVIT OF EXECUTOR'S



Harrison, Partridge & Co., Printers, Melbourne.

COLLIGATORIA

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In the Supreme Court }
OF VICTORIA.

PROBATE JURISDICTION.

IN THE WILL of Catherine Barker
late of Broomhill Barlsruhe
in the Colony of Victoria Widow deceased

We Joseph Barker of Cardwell in the Colony of Queensland at present
residing at Broomhill Barlsruhe in the Colony of Victoria Farmer William
Barker of Broomhill Barlsruhe aforesaid Farmer and Mary Siddall
of number 21 Grace Street Moore Park in the Colony of Victoria
Married Woman severally - make oath and say—

1. That We seeking to obtain Probate of the Will
of the above named Catherine Barker deceased.
2. The said deceased died on the seventeenth - day of May
One thousand nine hundred at Broomhill, Barlsruhe aforesaid
3. The said deceased left a Will bearing date the nineteenth day of
March One thousand nine hundred which is as We
believe the last Will and Testament of the said deceased and which is unrevoked.
4. By her said will the said testatrix appointed her husband John Barker (who
died on the twenty sixth day of March 1900) and these deponents Joseph
Barker, William Barker and Mary Siddall executors and
executrix thereof.
5. The paper writing hereunto annexed marked "A" is the true last Will and
Testament of the said deceased as We verily believe
6. The said Will was executed in the presence of James Rurrows Morrison of
Barlsruhe aforesaid Farmer and of Mary Sophia Thomson of Stanton
Street Kyneton in the said Colony Nurse
7. The said deceased left real estate in the Colony of Victoria not exceeding the
value of one thousand five hundred and seventy one pounds
and personal property in the said Colony not exceeding the value of two thousand four
hundred and twenty four pounds and fourpence
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 her executors 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 *our* knowledge, information and belief the said deceased did not within the space of two years preceding the date of her death convey or otherwise dispose of, for other than adequate valuable consideration any real or personal property of which she was seized or possessed.

10. That the said deceased was not possessed of any real or personal property outside the colony of Victoria ~~severally sworn by the abovenamed Joseph Parker~~
William Parker and Mary Siddall
SWORN at Kyneton — in the Colony

of Victoria this eighth
day of June — One thousand
nine hundred

Before me

P. Bartold

Joseph Parker

William Parker

Mary Siddall

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

Mailed

1900

Will

of Wm. Colbourne Barker



H. HURRY & SON,
 SOLICITORS & CO.,
 KYNEDON

A

This is the paper making a will marked A referred to in the
affidavit of Joseph Barker William Barker and Mary Siddall
sworn this eighth day of June 1908 before me

W. Bartold
A Commissioner etc.

This is the last Will and Testament

of me Catherine Barker of Broomhill Carlisle
in the colony of Victoria Married Woman hereby
revoking all wills and other testamentary
instruments at any time heretofore made I appoint
my husband John Barker during his life to be
executor and after his death my sons Joseph Barker
and William Barker and my daughter Mary
Siddall of Moonee Ponds hereinafter called
my trustees to be executors and trustees of this
my will after payment of my funeral and
testamentary expenses and debts I give devise
and bequeath all my property real and personal
whosoever and wheresoever unto my said husband
John Barker to have use and enjoy the same and
to receive the rents issues and profits thereof during
his life and after his death I give my farm at
Carlisle aforesaid known as Woodburn containing
about one hundred and sixty five acres to my trustees
upon trust for my daughter Mary Siddall of Moonee
Ponds Married Woman during the term of her
life and after her death upon trust to realise the
same and divide the proceeds between and amongst
her children in equal shares if more than one
And my paddock containing forty two acres or
thereabouts being allotments two and three section
of Parish of Woodend to my said trustees upon
trust for my son William Barker during his life
and after his death upon trust to realise the

same and divide the proceeds between and amongst his children in equal shares if more than one and if there shall be no such children the said property shall form part of the residue of my estate - And to my son Joseph Barker my shares in the Squatting Investment Company also the mortgage of eight hundred and fifty pounds now due to me by William Carruthers Fawkes or other investment for the time being representing the same also my land in Mollison Street Kyneton being part of brown allotments nine and ten section four Kyneton (late Simpson's) also my buggy mare known as Blossom all the above to be for his own use and benefit absolutely - And to my daughter Mary Siddall my pony known as Tib and my phaeton and harness also the sum of three hundred and fifty pounds now secured on mortgage from William Morley Johnson or other security for the time being representing the same for her own use and benefit absolutely - And to my daughter Catherine Hill the sum of twenty pounds and also the sum of two hundred pounds now secured on mortgage from Thomas Pardon or other investment for the time being representing the same for her own use and benefit absolutely - And to Sarah Batchelor at present in my employ the sum of fifty pounds And I give all the residue of my property to my trustees upon trust to realise the same and divide the same in equal shares among

my children Mary Siddall Joseph Barker and
William Barker and I declare that my
trustees shall have power to deal with any
investments of mine to the best advantage and
to vary the same for others of a like nature
and that any money not invested may be invested
on any security authorised by law for the
investment of trust funds or on deposit at interest
in any of the established banks In witness
whereof I have hereunto set my hand this 19th
day of March one thousand nine hundred

Signed by the said Catherine
Barker and by her declared
to be her last will and testament
in the presence of us both being
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

C. D. Barker

James Burrows Morrison Farmer Carlisle
Mary Sophia Thomson Nurse Hutton St
Lynnton