

518

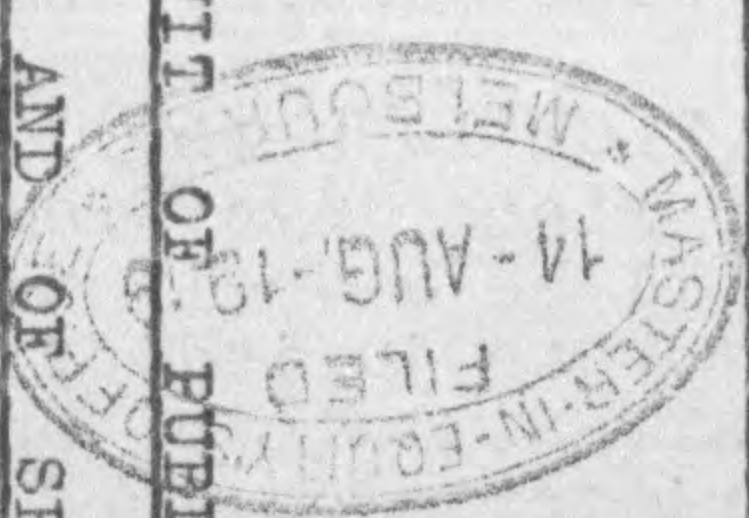
165815
IN THE SUPREME COURT

OF VICTORIA

PROBATE JURISDICTION

IN THE WILL of JOHN BATTEN late
of Collins Street Melbourne
in the State of Victoria General
Printer deceased.

AFFIDAVIT OF PUBLICATION OF
NOTICE AND OF SEARCHES



Williams & Matthews,
89 Queen Street,
Melbourne.

W.C.M.

IN THE SUPREME COURT
OF VICTORIA

PROBATE JURISDICTION

IN THE WILL of JOHN BATTEN late of Collins Street Melbourne in the State of Victoria General Printer deceased.

I EDWIN ROYSTON BLOOD of 90 Elgin Street Hawthorn in the State of Victoria Law Clerk make oath and say :-

1. THAT the following advertisement duly appeared in the "Argus" newspaper published in Melbourne on the Sixteenth day of July One thousand nine hundred and nineteen 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 Victoria, in the Probate jurisdiction, that PROBATE of the WILL of JOHN BATTEN, late of Collins street, Melbourne, general printer, deceased, be granted to Isabella Batten, of Westgarth street, Northcote, widow, the sole executrix named therein.

" Dated this fifteenth day of July, 1919.

" WILLIAMS and MATTHEWS, 89 Queen street, Melbourne proctors for the applicant."

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 has been 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 Honorable Court or the Registrar of Probates of this Court.

5. THAT I am a Clerk in the sole and permanent employ only of Messrs Williams & Matthews of 89 Queen Street Melbourne the Proctors acting generally in the application for Probate herein.

SWORN at Melbourne in the State of Victoria this *fourteenth* day of August 1919.

Before me,

Edwin Royston Blood

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

165815

IN THE SUPREME COURT.
OF VICTORIA.

PROBATE JURISDICTION.

IN THE WILL of JOHN BATTEN

late of Collins Street Melbourne

in the State of Victoria **General Prin-**
ter -----
deceased.

AFFIDAVIT OF EXECUTOR



Williams & Matthews,
89 Queen Street,
Melbourne.

Harston, Partridge & Co., Printers, Melbourne.

14
1919

In the Supreme Court }
OF VICTORIA.

PROBATE JURISDICTION.

IN THE WILL of JOHN BATTEN _____
late of Collins Street Melbourne _____
in the State of Victoria General Printer _____ deceased

I ISABELLA BATTEN of Westgarth Street Northcote -----
of ----- in the State of Victoria
Widow ----- make oath and say—

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

2. The said deceased died on the Tenth ----- day of July -----
One thousand nine hundred and nineteen.

3. The said deceased was ---married at the time of his death.

4. The said deceased left a Will bearing date the Twelfth ----- day of
October ----- One thousand nine hundred and ~~fourteen~~ ^{fifteen} 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 me this deponent the said
Isabella Batten sole -----
executrix ---thereof.

7. The paper writing now produced and shown to me -- and 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 Arthur Morrice Williams ^{now} of 89
Queen Street Melbourne Solicitor and Notary Public and Charles William
Stewart ^{formerly} of 89 ~~Queen Street Melbourne but now of Essendon~~
Solicitor.

9. The said deceased left real estate in the State of Victoria not exceeding the
value of One thousand five hundred and ninety eight pounds -----
and personal property in the said State not exceeding the value of Four thousand five
hundred and nine pounds two shillings and six pence -----
as set out in the* Inventory ----- now produced and shown to me -- and marked "B".

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 executrix 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 *thirteenth*
day of *August* One thousand
nine hundred and *nineteen*.

Before me

Osward Barnett

Isabella Batten

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

IN THE SUPREME COURT

OF VICTORIA

PROBATE JURISDICTION

IN THE WILL OF JOHN BATTEN late
of Collins Street Melbourne in
the State of Victoria General
Printer deceased.

INVENTOR



Williams & Matthews,
89 Queen Street,
Melbourne.

2003

"B"

IN THE SUPREME COURT
OF VICTORIA

PROBATE JURISDICTION

IN THE WILL of JOHN BATTEN late of Collins
Street Melbourne in the State of Victoria
General Printer deceased.

INVENTORY OF ASSETS

ASSETS - REAL ESTATE

1. ALL THAT piece of land having a frontage to Westgarth Street Northcote of 120 feet by a depth of 120 feet being Lots 81, 82 and 83 on Plan of Subdivision No. 1738 lodged in the Office of Titles on which is erected a brick building containing Eight rooms built about Thirty years ago. Numerous cracks in wall the result of faulty foundations - Valued at ... 1100. 0. 0
2. ALL THAT piece of land at Merri Parade Northcote being Lot 133 on the above Plan of Subdivision. Although apparently having a frontage to Merri Parade of 523 feet 8 inches the Melbourne & Metropolitan Board of Works' water mains occupy about 30 feet running parallel to the land and separating it from the Merri Parade. The Board's pipe track also runs parallel with the land on the opposite side the remaining sides being bounded by the Railway and the Merri Creek the only approach to the land being about Six feet wide. The land is uneven and rocky with no improvements - Valued at 150. 0. 0
3. ALL THAT piece of land being Lot 29 Fairfield Park Extension No. 22 on Plan of Subdivision No. 938 having a frontage to Christmas Street Northcote of 66 feet by 148 feet - Vacant land valued at 12/6 per foot 40. 0. 0
4. ALL THAT piece of land being Lot 41 on Fairfield Park Extension No. 25 on Plan of Subdivision No. 955 having a frontage to Hammond Street Northcote of 66 feet by 148 feet Vacant land - Valued at 10/- per foot 33. 0. 0
5. ALL THAT piece of land being Lot 28 on Fairfield Park Extension No. 22 on Plan of Subdivision No. 938 having a frontage to Hamilton Street Northcote of 115 feet by a depth of 124 feet - Vacant land valued at 15/- per foot 85. 0. 0
6. ALL THAT piece of land being Lot 14 on Block 4 Plan of Subdivision No. 487 having a frontage to Wyuna Street Brunswick of 66 feet by a depth of 132 feet - Vacant land Valued at 12/6 per foot 40. 0. 0

Forward

£1448. 0. 0

Forward

£1448. 0. 0

7. <u>ALL THAT</u> piece of land being part of Lots 26 and 27 on Block 4 Plan of Subdivision No. 487 having a frontage to Brunswick Street Brunswick of 147 feet 11 inches by depths of 92 feet and 158 feet 8 inches - Vacant land Valued at	150. 0. 0
---	-----------

Total Real Estate

£1598. 0. 0

ASSETS - PERSONAL ESTATE

Land held under any Lease or Licence	Nil.	
Improvements	Nil.	
Rents	Nil.	
Crops	Nil.	
Live Stock	Nil.	
Farming, Implements	Nil.	
Carriages	Nil.	
Harness and Saddlery	Nil.	
Furniture and Household effects - Sundry articles of furniture and sundries	55. 13. 0	
Watches - Silver watch and gold chain	4. 0. 0	
Salary or Wages	Nil.	
Pension	Nil.	
Compensation on retirement or loss of office	Nil.	
Money in hand or house	8. 9	
Money in Bank or Building Society, Current Account - Bank of Australasia Melbourne	73. 9. 9	
Money in Bank or Building Society - Fixed Deposit Bank of Australasia due 24th September 1919 £400 @ 4%	400. 0. 0	
Interest thereon to date of death	14. 0	
The like due 13th August 1919 £750 @ 4%	750. 0. 0	
Interest on same to date of death	4. 15. 3	
Debentures	Nil.	
Bonds - £500 War Loan Bond due 1925 £95. 10. 0	477. 10. 0	
Mortgages - Mortgage from W. J. Pike particulars of which have not been received		
Interest on Moneys Debentures Bonds)	Nil.	

Forward

£1766. 10. 9

<u>Forward</u>		£1766. 10. 9
Life Policies - Policy in the National Mutual Life Association for £500		500. 0. 0
Bonuses		175. 10. 0
Shares	Nil.	
Dividends	Nil.	
Plant &c. - in business of General Printer		1822. 0. 0
Tools - Tool Chest and Tools		4. 10. 0
Debts due to the Estate		193. 11. 9
Interest in a partnership business	Nil.	
Stock in Shop or Business - Printing Papers £40, Printing inks £7		47. 0. 0
Goodwill	Nil.	
Interest in a deceased person's estate	Nil.	
Total Personal Estate		<u>£4509. 2. 6</u>

Summary of Assets

Total Real Estate	£1598. 0. 0
Total Personal Estate	<u>4509. 2. 6</u>
Total assets	<u>£6107. 2. 6</u>

Dated this *18th* day of *August* One thousand
nine hundred and nineteen. *Isabella Batten*

Executrix

This is the Inventory marked "B" produced and shown by me to
Isabella Batten at the time of her swearing her affidavit this
18th day of *August* One thousand nine hundred and
nineteen Before me,

Edward Barnett

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

165815
IN THE SUPREME COURT

OF VICTORIA

PROBATE JURISDICTION

IN THE WILL of JOHN BATTEN late
of Westgarth Street Northcote
General Printer deceased.

SEP 11 1891

ORDER FOR PROBATE

[Signature]
21/8/91

Williams & Matthews,
89, Queen Street,
Melbourne.

W.P.B.

IN THE SUPREME COURT
OF VICTORIA

PROBATE JURISDICTION

IN THE WILL of JOHN BATTEN late of Collins
Street Melbourne in the State of Victoria
General Printer deceased.

BEFORE THE REGISTRAR

The 19th day of August 1919.

UPON APPLICATION this day made by the Proctors for the applicant and
UPON READING the several affidavits of Isabella Batten and Edwin Roy-
ston Blood sworn and filed herein THIS COURT DOTH ORDER that Probate
of the Will of the said John Batten deceased be granted to Isabella
Batten of Westgarth Street Northcote Widow the sole Executrix named
in and appointed by the said Will.

By the Court

Harber

Registrar of Probates.



IN THE Supreme COURT

OF VICTORIA

IN THE PROBATE JURISDICTION

IN THE WILL of JOHN HATTEN
late of Collins Street Melb-
ourne in the State of Victoria
General Printer deceased.

PROBATE

I certify that the sum of
\$298-10-11
for Duty on this Probate has
been paid.

A. W. Mathews
Commissioner of Taxes.

121 Sept 1919.

Williams & Matthews,
89 Queen Street,
Melbourne.

121 Sept 1919

IN THE SUPREME COURT
OF VICTORIA

IN THE PROBATE JURISDICTION

IN THE WILL of JOHN BATTEN late of Collins Street Melbourne in the State of Victoria General Printer deceased.

BE IT KNOWN that on the Nineteenth day of August in the year of our Lord One thousand nine hundred and nineteen the will (a true copy of which is hereunto annexed) of JOHN BATTEN late of Collins Street - Melbourne in the State of Victoria General Printer deceased who died on the Tenth day of July One thousand nine hundred and nineteen and who had at the time of his death real estate within the jurisdiction sworn not to exceed in value the sum of One thousand five hundred and ninety eight pounds and personal estate within the jurisdiction sworn not to exceed in value the sum of Four thousand five hundred and nine pounds two shillings and six pence was proved by ISABELLA BATTEN of Westgarth Street Northcote in the said State Widow the executrix named therein she having been first sworn that she would well and truly collect and administer according to law the estate of the said John Batten deceased and would exhibit and deposit in the office of the Master-in-Equity a true and perfect inventory of the said estate within three months of the order granting Probate and a true and just - account of her administration of the said estate within fifteen months of the said order. THIS GRANT is made upon the condition that no portion of the assets shall be distributed or paid during the War to any beneficiary or creditor who is a German Austro-Hungarian Turkish or Bulgarian subject wherever resident or to anyone on his behalf or to or on behalf of any person resident in Germany Austria-Hungary Turkey or Bulgaria of whatever nationality without the express sanction of the Crown and if any distribution or payment is made contrary to this condition the Grant of Probate will be forthwith revoked.

GIVEN at Melbourne this *thirteenth*
day of *September* in the year of our
Lord One thousand nine hundred and nineteen

J. Carter
Registrar of Probates.

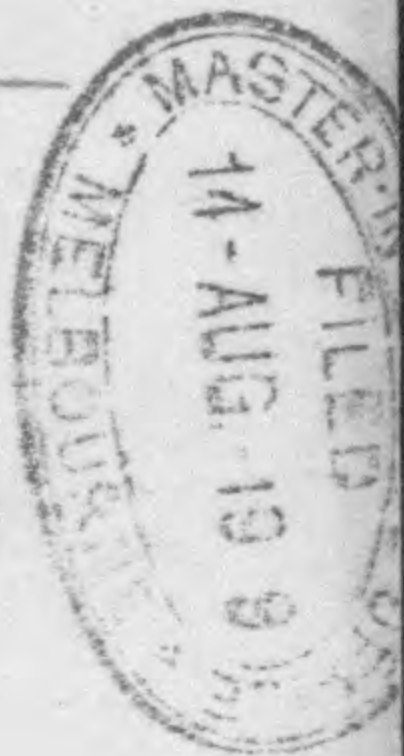
Heise

Lo

DW
21/8/19

In the Supreme Court
of Victoria
Probate Jurisdiction

In the Will of John [unclear] late of
Collins Street Melbourne in the
State of Victoria General Executor
deceased.



140
Granted
6/8/98

William Matthews