

132765

Dated *Eight* January 1905.



W I L L

— of —

THE REV. A. TOOMATH.

A. L. HALKETT DAWSON,

Solicitor,

460 Chancery Lane,

Melbourne.

132765

"A"

T H I S I S T H E L A S T W I L L a n d T E S T A M E N T -
of me ANDREW TOOMATH of Number 81 Brunswick Road East Brunswick in
Victoria a Clerk in Holy Orders I A P P O I N T ALEXANDER LEITH -
HALKETT DAWSON of Chancery Lane Melbourne Solicitor and JOSEPH PROCTOR
BAINBRIDGE of Glenferrie Accountant Trustees and executors of this my
Will I BEQUEATH my household furniture and effects to my daughter - -
Emily Fanny Margaret Toomath absolutely I GIVE DEVISE AND BEQUEATH all
my real and the residue of my personal estate to my said Trustees UPON
TRUST that they shall sell call in and convert the same into money - -
with discretionary power to postpone for such period as shall seem - -
expedient such sale calling in or conversion and shall stand possessed
of the moneys arising from such sale calling in and conversion after
payment of my funeral and testamentary expenses and the expenses of -
executing the trusts of this my Will and Probate duty on my estate - -
UPON TRUST to pay the following legacies To my daughter Emily Fanny -
Margaret One hundred and fifty pounds To my daughter Ada Winifred One
hundred and fifty pounds To my daughters Henrietta Mary, Irene - - -
Kathleen, Ilma Georgiana May and to my son Harold Thornton the sum of -
Forty pounds each and to divide the residue among my five daughters in
equal shares. Should any of my said children predecease me the share
or shares of such child or children is to be divided among my surviv-
ing daughters in equal shares I DEVISE AND BEQUEATH to my said - -
daughter Emily Fanny Margaret my two graves numbered 209 and 210 N.
Compartment in the Melbourne General Cemetery for her own use and for
the use of her sisters and brothers

I N W I T N E S S W h e r e o f I have hereunto set my - -
hand this *eighth* day of January in the year of our Lord One thous-
and nine hundred and five

SIGNED by the said ANDREW TOOMATH as and
for his last Will and Testament in the
presence of us present at the same time
who at his request in his presence and
in the presence of each other have - -
hereunto subscribed our names as
Witnesses.

Name
Address
Occupation
Name
Address
Occupation

Andrew Toomath
Hubert M. Hewlett
Hubert M. Hewlett
Richardson St. Fitzroy
Physician & Surgeon
John F. Buckley
John St. Fitzroy
Coachman

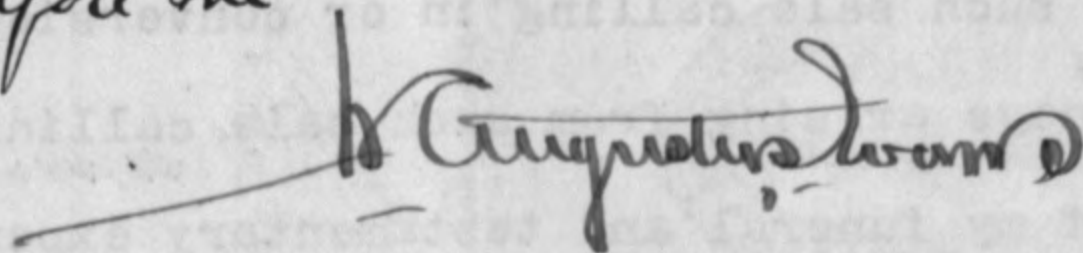
Richard M. Hewlett

In the Supreme Court } Probate Jurisdiction
of Victoria

In the Will and Codicils of Andrew Zoomath
late of 32 Burke Avenue Cremada in the
State of Victoria Clerk in Holy Orders deceased

This is the paper writing marked "A" referred to in the
aforesaid affidavit of John Rupert Gordon Nicolson
and Harold Thornton Zoomath severally
sworn this 26th day of February 1914

Before me



A Commissioner &c

"B"

CODICIL to the WILL Typed on the opposite page.

THIS IS A CODICIL to the Last WILL and TESTAMENT of me - - - -
ANDREW TOOMATH Brunswick Victoria a Clerk in Holy Orders which Will
is dated the Eighth day of January in the year of our Lord One - - -
thousand nine hundred and five I R E V O K E the legacy of - -
Forty pounds to my daughter Irene Kathleen as on her marriage I - - -
have advanced an equal amount to her

I N W I T N E S S whereof I have hereunto set my
hand this *Twelfth* day of *February* One thousand nine hund
red and eight *Andrew Toomath*

SIGNED by the said ANDREW TOOMATH
as a Codicil to his Will in the -
presence of us present at the same
time who at his request in his - -
presence and in the presence of -
each other have hereunto subscribed
our names as Witnesses

William Reith. Forbes.
5b Park St. nr. 131uns with Melbourne
Mary Caroline Fell
56 Park St. Warrnambool
Melbourne
2nd bodied on separate sheet

*This is the paper writing marked "B" referred to in the annexed
affidavit of John Rupert Gordon Nicolson and Harold
Houston Toomath. Severally*
Sworn this 26th day of February 1914
Before me

Augustus Brown
A Commissioner

132/765 "C"

THIS IS A SECOND CODICIL to the last will and testament of me ANDREW TOOMATH late of 81 Brunswick Road East Brunswick but now of 32 Airlie Avenue Armadale in the State of Victoria a Clerk in Holy Orders which will is dated the eighth day of January in the year of Our Lord One thousand nine hundred and five I REVOKE the appointment of ALEXANDER LEITH HALKETT DAWSON and JOSPEH PROCTOR BAINBRIDGE as trustees and executors of my said will and in their place I APPOINT JOHN RUPERT GORDON NICOLSON of 34 Queen Street Melbourne in the said State of Victoria auctioneer and my son HAROLD THORNTON TOOMATH of 35 Donald Street Brunswick in the said State of Victoria executors and trustees of my said will In all other respects I confirm my said will and codicil thereto dated the twelfth day of February One thousand nine hundred and eight IN WITNESS whereof I have hereunto set my hand this *third* day of *June* One thousand nine hundred and thirteen.

SIGNED by the said ANDREW TOOMATH as a second codicil to his will in the presence of us present at the same time who at his request in his presence and in the presence of each other have hereunto subscribed our names as witnesses

[Handwritten signatures and initials]
B.L.
B.L.
B.L.

B. Cameron
32 Airlie Avenue
Armadale

Roland Graham
Solicitor
Melbourne

In the Supreme Court of Victoria } Probate Jurisdiction

In the Will and Codicils of Andrew Toomath late of 32 Airlie Avenue Armadale in the State of Victoria in the State of Victoria Clerk in Holy Orders deceased

*This is the paper writing marked "C" referred to in the annexed affidavit of John Rupert Gordon Nicolson and Harold Thornton Toomath severally sworn this *3d* day of *February* 1914*

Before me

[Signature]
Commissioner