

494

In the <sup>134494</sup> Supreme Court  
OF VICTORIA.

PROBATE JURISDICTION.

IN THE Estate

of Daniel Burgdoy

late of Barkis Creek near Baitlemaine

in the State of Victoria

Wigneron

deceased intestate



Affidavit of Publication of Notice  
and of Searches.



Harston, Partridge & Co., Printers, Melbourne.

*S. M. Cowick*  
*Proctor*  
*Baitlemaine*

In the Supreme Court

PROBATE JURISDICTION.

OF VICTORIA.

IN THE Estate

of Daniel Burgdorf

late of Barkers Creek near Castlemaine

in the State of Victoria

Vigneron

deceased

intestate

I Joseph Ernest Blair of Anternan Road Malvern in the State of Victoria clerk  
in the sole and permanent employ of James Rata Thompson only whose address is at  
120 Queen Street Melbourne in the said State of Victoria  
Solicitor and agent for Plaintiff Tracy Cornish of Castlemaine  
in the State of Victoria Solicitor for the Applicant

make oath and say—

1. That the following advertisement duly appeared in the Argus  
newspaper published in Melbourne on the second  
day of March 1914 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 Letters of  
Administration of the estate of Daniel Burgdorf  
late of Barkers Creek near Castlemaine in the said  
State Vigneron deceased intestate may be granted  
to Adelaide Burghard of Waller Road Hawthorn  
in the said State Widow the eldest daughter and  
one of the next of kin of the said deceased.

L. M. Cornish, Castlemaine, Proctor 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 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 save

and except that an application for Administration of the estate of the said  
deceased was made to this Honorable Court on the thirtieth day of January 1914 for a grant  
of Administration to Herman Burgdorf of Castlemaine aforesaid Vigneron but owing to  
the death of the said Herman Burgdorf the said last mentioned application was abandoned.

SWORN at Melbourne in the

State of Victoria this twenty eighth day of

May One thousand nine

hundred and fourteen.

Before me

[Signature]

J. Ernest Blair

134494

In the Supreme Court of

----- Victoria -----

PROBATE JURISDICTION

In the Estate of Daniel -----

Burdorf late of Barkers Creek  
near Castlemaine in the State  
of Victoria Vigneron deceased  
intestate.

CONSENT by Auguste Burdorf  
to administration of above  
Estate by Adelaide Burghard.

*and Adelaide Burghard  
Consent*

S. J. GIBBISH,

Solicitor  
Castlemaine



A

In the Supreme Court )  
of Victoria ) Probate Jurisdiction

IN the Estate of Daniel Burgdorf late of Barkers  
Creek near Castlemaine in the State of Victoria  
----- Vigneron deceased intestate.

I AUGUSTE BURGDORF of "Budin" Wallen Road Hawthorn in the State  
of Victoria the widow of Daniel Burgdorf late of Barkers Creek  
near Castlemaine in the said State Vigneron deceased intestate  
and by law entitled to obtain administration of the Estate of  
the said deceased do hereby absolutely renounce and disclaim  
all my right and title to such administration and do hereby ----  
consent to Letters of Administration of the Estate of the said  
deceased being granted and committed by this Honorable Court to  
Adelaide Burghard of Wallen Road Hawthorn aforesaid Widow the  
eldest daughter and one of the next of kin of the said deceased.

*No date*

SIGNED by the said AUGUSTE BURGDORF ) *Auguste Burgdorf*  
in the presence of )

*H. Brockel*  
*- Solicitor*  
*Melbourne*

A

*This is the Consent marked A referred to in the  
annexed affidavit of William Brockel sworn this  
eighteenth day of May 1914 before me*

*John J. Murray*

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

In the Supreme Court  
of Victoria )

Probate Jurisdiction.

In the Estate of Daniel Burgdorf late of Barkers  
Creek near Castlemaine in the State of Victoria  
Vigneron deceased intestate.

I *William Brocket of 237 Collins Street  
Melbourne Solicitor* make oath and say :-

1. That I am well acquainted with Auguste Burgdorf the widow of the abovenamed deceased
2. That I was present on the *sixteenth* day of *May* One thousand nine hundred and fourteen and did see the said Auguste Burgdorf sign the consent hereunto annexed and marked "A" and that I thereupon signed my name as attesting witness thereto.
3. That previous to the said Auguste Burgdorf signing the said consent it was read over to her in my presence by myself and the full legal significance thereof explained to her and she seemed perfectly to understand the same.

*W* SWORN at *Melbourne* in the State of )  
Victoria this *sixteenth* day of )  
*May* One thousand nine hundred )  
and *fourteen* ) *W Brocket*

Before me.

*John J. ...*

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

134494

IN THE SUPREME COURT  
OF VICTORIA.

PROBATE JURISDICTION.

IN THE *Estate* of

*David Burgdoy late*

*of Bakers Creek near Castlemaine*

*in the State of Victoria* *Wigneron*

*deceased, intestate.*

**Statement of Inventory.**



Euthbert & Co., Law Stationers, Chancery Lane, Melb.

*J. M. Conish,*  
*Proctor,*  
*Castlemaine.*

7  
A  
A  
A

This is the <sup>copy</sup> Statement marked ~~A~~ referred to in the affidavit of *Adelaide Burghard*

Sworn before me the *18<sup>th</sup>* day of *May* 19*14*  
*John J. Purvis*

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

**In the Supreme Court** } PROBATE JURISDICTION.  
OF VICTORIA.

IN THE *Estate*  
of *Daniel Burdorf*  
late of *Barkers Creek near Castlemaine*  
in the State of Victoria *Vigneron* deceased  
*intestate*

**STATEMENT OR INVENTORY OF ASSETS.**  
REAL ESTATE.

Allotments 1, 2 and 9 Section 3B Parish of Castlemaine containing twenty five and a half acres or thereabouts and situated about three miles from the Township of Castlemaine at Barkers Creek fenced with post and wire fence on which is erected an old stone house of 9 rooms with roof partly of Iron and partly flagstones - partitions mud dried bricks - and also old stabling. 4 acres are planted as an orchard and 3 acres planted with vines Balance of land is rangey rocky country uncleared and unimproved and practically valueless.

The value of this property was £300 in 1882 when deceased died and its present value is £400 and was sold for that amount in December last.

Note The deceased and his two brothers William and Christian Burdorf were the owners of this property as tenants in common in equal shares

Deceased's one third share therein

133 6 8

PERSONAL ESTATE.

Landed Property held under Lease or License from the Crown	<i>nil</i>	-	-	-
Improvements	<i>nil</i>	-	-	-
Rents	<i>nil</i>	-	-	-
Live Stock 2 cows £10. 1 horse £12. (Present value - <i>nil</i> -)		22	0	0
Farming Implements Plough £3. Harrows £1. Scarifier £2. Roller £2 (Present value of all these does not exceed £4)		8	0	0
Carriages Tip dray £5. Spring Cart £18. (Present value of both these £6)		23	0	0
Harness and Saddlery 1 set of dray Harness £5. 1 set of Cart Harness £5 (Present value of both £3)		8	0	0
Furniture all household furniture and personal effects including bedding clothing etc. (Present value does not exceed £5)		10	0	0
Watches, Trinkets, Jewellery, etc.	<i>nil</i>	-	-	-
Other personal effects included in furniture	<i>nil</i>	-	-	-
Money in hand or house	<i>nil</i>	-	-	-
Money in Bank or Building Society, Current account	<i>nil</i>	-	-	-
Money in Bank or Building Society, deposit	<i>nil</i>	-	-	-
Interest on same	<i>nil</i>	-	-	-
Debentures	<i>nil</i>	-	-	-
Mortgages	<i>nil</i>	-	-	-
Interest on same	<i>nil</i>	-	-	-
Life Policies	<i>nil</i>	-	-	-
Bonuses	<i>nil</i>	-	-	-
Dividends	<i>nil</i>	-	-	-
Plant one old home made Wine press (Present value £1)		3	0	0
Tools several spades forks and hoes (present value £1)		2	0	0
Debts to Estate	<i>nil</i>	-	-	-
Interest in partnership business	<i>nil</i>	-	-	-
Goodwill	<i>nil</i>	-	-	-
Interest in a deceased person's estate	<i>nil</i>	-	-	-
Stock in shop or business	<i>nil</i>	-	-	-
		46	0	0
<i>Note</i> all above Personal Estate like the Real estate was owned and held by deceased and his two brothers as tenants in common in equal shares Deceased's one third share in Personal Estate		25	6	8

Real Estate £133.6.8  
 Personal Estate 25.6.8  
 £158.13.4



134494

IN THE SUPREME COURT.  
OF VICTORIA.

PROBATE JURISDICTION.

IN THE ESTATE OF *Daniel*

*Burgdorf*

late of *Barkes Creek* near *Eastlemaine*

in the State of Victoria *Wignerson*  
deceased intestate.

Affidavit of Administrator *Wignerson*



Harston, Partridge & Co., Printers, Melbourne.

*S. M. Coward*  
*Proctor*  
*Eastlemaine*

In the Supreme Court }  
OF VICTORIA.

PROBATE JURISDICTION.

IN THE ESTATE OF Daniel Burgdorf late of Barkers  
Creek near Castlemaine in the State of Victoria  
Vigneron deceased intestate

I Adelaide Burghard

of Wallen Road Hawthorn

in the State of Victoria

Widow - - - - - make oath and say—

1. That the above named Daniel Burgdorf  
deceased died on the seventh day of March One thousand  
~~nine~~<sup>eight</sup> hundred and eighty two at Barkers Creek near  
Castlemaine aforesaid intestate.

2. The said deceased was — married at the time of his death.

3. That the said deceased left real estate in the State of Victoria not exceeding  
in value the sum of One hundred and thirty three pounds six  
shillings and eight pence \_\_\_\_\_

and personal property in the said State not exceeding in value the sum of  
twenty five pounds six shillings and eight pence

making together the sum of One hundred and fifty eight pounds  
thirteen shillings and four pence particulars of which  
are shewn in the Copy Statement hereunto annexed  
and marked "A"

4. The said deceased left him surviving Auguste Burgdorf the widow  
of the said deceased George Burgdorf August Burgdorf and Herman  
Burgdorf the three sons of the said deceased and Louisa Sutherland  
and Annie Becker and myself this deponent the three daughters  
of the said deceased \_\_\_\_\_

who are his only surviving next of kin entitled by law to share in his property.

5. That I am the eldest daughter \_\_\_\_\_  
\_\_\_\_\_ of the said deceased and am of the full age of twenty-one  
years and I claim to be entitled to administration of his estate.

6. That I have made careful inquiry and search but am unable to find any will of  
the said deceased.

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

6A. The reason that Letters of Administration of the Estate of the said deceased were not sooner applied for by either the widow of the said deceased or myself this deponent is that neither of us were aware that it was necessary to do so and it is only recently that we have been advised and since the deceased's death his widow and children or at times some of them have been in possession of and received the profits from the Estate of the said deceased.

7. That if I obtain Administration 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 Administrator 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 Administration 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 hand-writing 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 Administration.

8. The value of the Real Estate of the said deceased at the time of his death did not exceed one hundred pounds and its present value does not exceed one hundred and thirty three pounds six shillings and eight pence and the value of the Personal Estate of the said deceased at the time of his death did not exceed twenty five pounds six shillings and eight pence and its present value does not exceed the sum of six pounds thirteen shillings and four pence.

SWORN at Melbourne in the State  
of Victoria this 18<sup>th</sup>  
day of May One thousand  
nine hundred and fourteen

Before me

A. Burghard

John J. Curran

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

134494

In the Supreme Court

OF VICTORIA.

1894 3

PROBATE JURISDICTION.

IN THE ESTATE OF Daniel

Burgday late of Barton Creek,  
near Caddemania in the State of  
Victoria deceased intestate

LETTERS OF ADMINISTRATION.

I certify that the sum of Two hundred  
and six pence  
has  
for Duty on these Letters of Administration has  
been paid

Thos Brent Webb  
Commissioner of Taxes

Officer under Section 99 of Act 1060.

Harston, Partridge & Co., Printers, Melbourne.

J. M. Grouse,  
Procter  
Castlemaine

In the Supreme Court }  
OF VICTORIA.

PROBATE JURISDICTION.

IN THE ESTATE of *Daniel Burgdorf* late of  
*Barkers Creek near Castlemaine* in the State  
of *Victoria Vigneron* deceased intestate

BE IT KNOWN that on the *second* day of *June*

One thousand nine hundred and *fourteen* LETTERS OF ADMINISTRATION of the estate  
of *Daniel Burgdorf*

late of *Barkers Creek near Castlemaine*

in the State of Victoria *Vigneron* deceased intestate who died

on the *seventh* day of *March* One thousand ~~nine~~<sup>eight</sup> hundred  
and *eighty two* and who had at the time of his death real estate within the

jurisdiction sworn not to exceed in value *the sum of One hundred and  
thirty three pounds six shillings and eight pence*

and personal estate within the jurisdiction sworn not to exceed in value *the sum  
of twenty five pounds six shillings and eight pence*

were granted to *Adelaide Burghard* of *Waller Road Hawthorn*

*in the said State* Widow the eldest daughter and one of *the*  
*the next of kin of the said deceased August Burgdorf* the  
Mother of the said deceased having consented thereto

she having been first sworn that she would well and truly collect and administer  
according to law the estate of the said *Daniel Burgdorf* 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  
administration and a true and just account of her administration of the said estate  
within fifteen months of the said order.

GIVEN at Melbourne this *fifteenth* day of

*August* in the year of our Lord One thousand  
nine hundred and *fourteen*

*Lev.  
14/7/14*

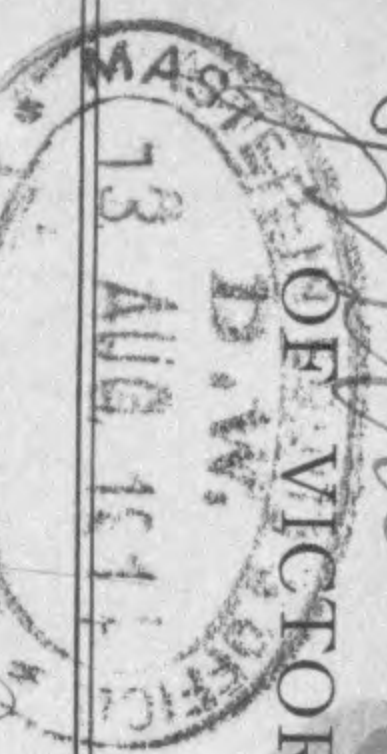
*[Signature]*

*J. Carter*

Registrar of Probates.

134494

IN THE SUPREME COURT  
OF VICTORIA.



**Probate Jurisdiction**

In the Estate of Daniel

Burg Day late of  
Barton Street near Castlemaine  
in Victoria Victoria  
deceased. intestate

**ORDER FOR**

Admistration  
Probate

14/7/14

In the Supreme Court } IN THE PROBATE JURISDICTION.  
OF VICTORIA.

IN THE *Estate of Daniel Burdorf*  
late of *Barkers Creek near Castlemaine*  
in Victoria *Vignerou* deceased  
*intestate*

BEFORE THE REGISTRAR.

THE *second* day of *June* 1914

UPON APPLICATION this day made by the proctor for the applicant and upon reading the several affidavits of *Adelaide Burghard and Joseph Ernest Blair*

*respectively* sworn  
and filed herein THIS COURT DOTH ORDER that *Letters of Administration of the Estate of*

the above named *Daniel Burdorf* deceased be granted to *Adelaide Burghard of Wallen Road Hawthorn in the State of Victoria Widow the eldest daughter of the said deceased Auguste Burdorf the mother of the said deceased having consented thereto.*

BY THE COURT

*Karler*

Registrar of Probates.

134494

IN THE SUPREME COURT.

OF VICTORIA.

PROBATE JURISDICTION.

IN THE ESTATE OF

*Daniel Burdoy*

late of *Burkers Coast near St. Helens*  
in Victoria *legatus*  
deceased intestate.



AFFIDAVIT OF SURETY.



Harston, Partridge & Co., Painters, Melbourne.

*P. M. Cruck*  
*Director*  
*Castlemaine*



In the Supreme Court  
OF VICTORIA.

IN ITS PROBATE JURISDICTION.

IN THE ESTATE OF DANIEL BURG DORF  
late of Barkers Creek near Castlemaine

in Victoria Vigneron ----- deceased intestate

I, THOMAS NICHOLLS FLIGHT  
of Number 11 Kintore Street Camberwell in Victoria  
Gentleman make oath and say:—

1. That I am after payment of all my just debts and liabilities well and truly  
worth in real and personal property the sum of nine hundred pounds.

*T.N.F.*  
~~the sum of~~

2. That the particulars of my property and the values thereof are as follows:—

1119 acres of land in the Shire of Lockhart Parish of Vincent in the  
State of New South Wales with Homestead, barn, stables and other ---  
buildings erected thereon and known as "Osterley" the value of which  
is £8950.

*T.N.F.*  
3. That I am not surety in any other matter save and except in the Estate of  
Herman Burgdorf late of Castlemaine in the State of Victoria Retired  
Vigneron deceased intestate to the value of £702.

SWORN at Melbourne

in Victoria this *eighth* — day of  
J u l y One thousand nine  
hundred and fourteen.

Before me,

*J. N. Flight*  
*John Meane*

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

134494

IN THE SUPREME COURT.

OF VICTORIA.

PROBATE JURISDICTION.

IN THE ESTATE OF

*Daniel Bungdoy*

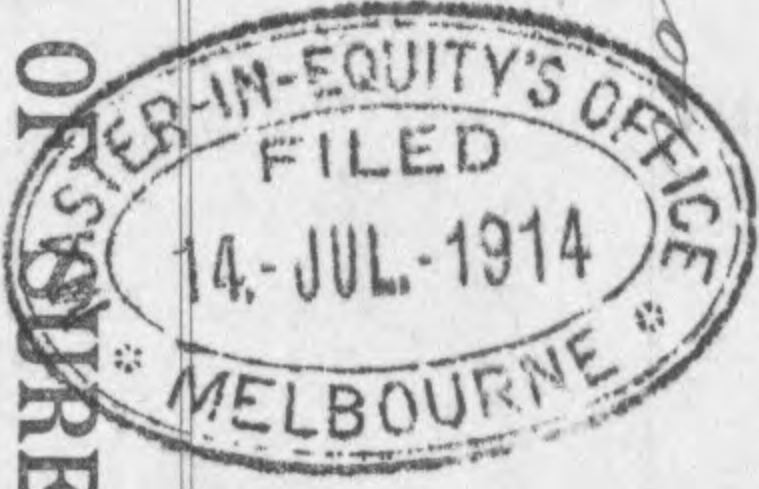
late of *Barkis Creek near Cattermaise*

in Victoria

*Higney*

deceased intestate.

AFFIDAVIT OF SOLICITORS.



Harston, Partridge & Co., Printers, Melbourne.

*A. M. Cornwell*

*Director*

*Cattermaise*

In the Supreme Court  
OF VICTORIA.

IN ITS PROBATE JURISDICTION.

IN THE ESTATE OF DANIEL BURGDORF  
late of Barkers Creek near Castlemaine

in Victoria Vigneron ----- deceased intestate

I, THOMAS TREVASCUS

*T. Trevascus* of Brunton Chambers corner Elizabeth and Collins Streets Melbourne  
Estate Agent make oath and say:—

1. That I am after payment of all my just debts and liabilities well and truly  
worth in real and personal property the sum of nine hundred pounds.

*T. Trevascus* the sum of

2. That the particulars of my property and the values thereof are as follows:—

*T. Trevascus* An one fourth interest in 48 acres of land at Caulfield and being part  
of Crown portions 51 and 56 East of Elsternwick Parish of Prahran in  
the State of Victoria having frontages on the East and West respectively  
to Sussex and Narrawong Roads of 12500 feet and my said fourth interest  
therein is valued at £4680.

3. That I am not surety in any other matter save and except in the Estate of  
Herman Burgdorf late of Castlemaine in the State of Victoria retired  
Vigneron deceased intestate to the value of £702.

SWORN at Melbourne

in Victoria this *eighth* day of  
J u l y One thousand nine  
hundred and fourteen.

Before me,

*Geo John Neave*

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

134494

# In the Supreme Court

of the State of Victoria

## PROBATE JURISDICTION.

In the State of

Daniel Bungdorf

late of Barkers Creek near

Castlemaine in the State of

Victoria Tiqueron deceased  
intestate

### Præcipe.

THAT

Letters of Administration

of the Estate of the abovenamed

Daniel Bungdorf deceased

be granted to Adelaide  
Bunghard of Willeu Road  
Hawthorn in the said State  
Widow the eldest ~~son~~  
daughter of the said  
deceased



*3 granted*  
*11/9/14*



Proctor for the Applicant.