

THIS IS THE LAST WILL AND TESTAMENT of me ADA MARY SMYTH of Sydney in the State of New South Wales Widow I GIVE AND BEQUEATH a legacy of One hundred pounds to FLORRIE SKELLS if she shall be in my employment at the time of my death I GIVE DEVISE AND BEQUEATH all the real and personal property whatsoever and wheresoever situate of or to which I shall be seised possessed or entitled at the time of my death or over or in relation to which I shall have any power of appointment or disposition by Will UNTO my Trustees hereinafter named UPON TRUST that my said Trustees or the survivors or survivor of them or other the Trustees for the time being of this my Will shall sell call in and convert into money such part or parts thereof as shall not consist of money AND I DECLARE that my said Trustees may sell the same either together or in parcels either by public auction or private contract for cash or on terms with power to my said Trustees to buy in or rescind or vary any contract for sale and resell without being responsible for loss and for the purposes aforesaid to execute and do all such assurances and things as they shall think fit AND I DECLARE that my said Trustees shall have power to postpone such sale calling in and conversion and allow any part or parts of my said real and personal estate to remain invested as at the time of my death for such period as they in their absolute discretion shall think fit I DIRECT my said Trustees to stand possessed of the nett proceeds of such sale calling in and conversion and the moneys in my hands at the time of my death UPON TRUST after payment thereof of the legacies bequeathed by this my Will or any Codicil hereto for my son and three daughters in equal shares as tenants in common Provided that anything hereinbefore to the contrary notwithstanding none of my said daughters shall be entitled to demand from my said Trustees the payment of the share hereinbefore devised to her but my said Trustees shall hold and retain the same and pay the interest income dividends and annual proceeds arising from each of my said daughter's shares to such daughter during her life for her sole and separate use free from the debts control or engagements of any husband with whom she may intermarry and without power of anticipation and so that her receipts shall be good and effectual discharges for the same AND from and after the decease of my daughters Mary Grant Whiting and Sybil Rosamond Hore I DECLARE that each of such daughter's shares shall be held for such person or persons and in such manner as such daughter shall by Will or Codicil notwithstanding coverture appoint and in default of appointment for all or any the children or child of such daughter if more than one in equal shares as tenants in common AND from and after the decease of my daughter Marjorie Kane Burnell I DECLARE that such daughter's share shall be held for all or any the children or child of such daughter if more than one in equal shares as tenants in common

Ada Mary Smyth

R. H. Lewis

W. Douglas
Attorney

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premises shall go to my son and my other two daughters in equal shares as tenants in common and as regards my other two daughters be held upon the same trusts as are hereinbefore declared of and concerning the original shares of such daughters in the said trust premises I DECLARE that my Trustees shall have power to invest any moneys in their hands on mortgage of real estate or of leaseholds in any of the Australian States not having less than fifty years to run or in purchase of Australian Commonwealth Loan or Government Stock of any of the Australian States or in Municipal Debentures or in Debentures in John Sands Limited or in or upon the purchase of Shares or Debentures of any other Company (except mining companies) carrying on business in the Commonwealth of Australia with liability limited by shares or in deposit at interest with any Bank or Banks for any fixed period or periods or at call with full power to my Trustees from time to time to vary change alter or transpose all or any of the said investments into or for others of a like nature I DIRECT that all the nett rents profits and income arising from the whole or any part of the estate real or personal hereinbefore directed to be sold called in and converted shall until such sale calling in and conversion be applied as if the same were income arising from the proceeds of the sale calling in and conversion or the investments of such proceeds I APPOINT my son JOHN SANDS SMYTH of Warwick in the State of Queensland Medical Practitioner and the PERPETUAL TRUSTEE COMPANY (LIMITED) Executors and Trustees of this my Will AND REVOKING all prior wills at any time heretofore made by me I declare this to be my last will and testament.

IN WITNESS WHEREOF I have hereunto set my hand this *ninth* day of August in the year One thousand nine hundred and thirty five.

A. M. Smyth

SIGNED by the Testatrix as and for her last will and testament in the presence of us both present at the same time who at her request in her presence and in the presence of each other have hereunto subscribed our names as witnesses.

For and on behalf of
Solr. Sydney

W. Rowsell
clerk to Messrs J. Smart Thomas & Co
Solicitors, Sydney

This is the Will marked "A" referred to in the annexed affidavit of William Joseph Rowsell sworn the *28th* day of August 1946 before me,

Heallcote J.

THIS IS A CODICIL to the last will and testament of me ADA MARY SMYTH of Sydney in the State of New South Wales Widow which Will bears date the ninth day of August One thousand nine hundred and thirty five I BEQUEATH to ELSIE ISABEL GLISSAN the sum of One hundred pounds and to Miss E.M.ASPINALL the sum of One hundred pounds AND in all other respects I confirm my said Will.-

IN WITNESS whereof I have hereunto set my hand this twenty seventh day of April in the year One thousand nine hundred and forty three.

A. M. Smyth

SIGNED by the Testatrix as and for a Codicil to her said Will in the presence of us both present at the same time who at her request in her presence and in the presence of each other have hereunto subscribed our names as witnesses.

James Joseph Rowse
W. Rowse

" C "

THIS IS A SECOND CODICIL to the last will and testament of me ADA MARY SMYTH of Sydney in the State of New South Wales Widow which Will bears date the ninth day of August One thousand nine hundred and thirty five I BEQUEATH to my daughter-in-law NELLIE BEATRICE CAROLINE SMYTH the sum of One hundred pounds I DECLARE that the pecuniary legacies bequeathed by my said Will and first and second codicils thereto shall be paid to the legatees free of any probate estate or other death duties AND in all other respects I confirm my said will and first codicil thereto.

IN WITNESS whereof I have hereunto set my hand this twenty seventh day of April in the year One thousand nine hundred and forty three.-

A. M. Smyth

SIGNED by the Testatrix as and for a second codicil to her said Will in the presence of us both present at the same time who at her request in her presence and in the presence of each other have hereunto subscribed our names as witnesses

James Joseph Rowse
W. Rowse

These are the Codicils marked respectively "B" and "C" referred to in the annexed affidavit of William Joseph Rowsell sworn the 28th day of August 1946 before me,

John A. Conner J.P.

"D"

43. Adereham Hall

Elizabeth Bay.

15. 4. 43.

Dear Susan

I expect I made a mistake in
not sending you sister's expense
notes - A Ethel May is her
name and I thought I had
better send it on as he is
away on today so I should
like her to have £1.00 and the
same to Ethel as well as soon
as possible sorry to trouble you

Yours sincerely

A. M. Smith

Inventory referred to in

FULL particulars and value of the estate and effects at the date of the death of the deceased chargeable with duty under the Stamp Duties Act, 1920-1940.

Assets.	Value.		
	£	s.	d.
REAL ESTATE.			
Real estate possessed by the deceased at the time of his death, and Real Estate liable to duty under section 102 of the Stamp Duties Act, 1920-1940, as per Schedule No. <u>Nil</u>			
PERSONAL ESTATE.			
Voluntary disposition. <i>Vide</i> section 102 of the Stamp Duties Act, 1920-1940, as per Schedule No. <u>Nil</u>			
Specialty debts. <i>Vide</i> section 103 (1) (a) of the Stamp Duties Act, 1920-1940, as per Schedule No. <u>Nil</u>			
Shares in companies as per Schedule No. <u>1</u>	14,856	14	4
Dividends declared but unpaid, as per Schedule No. <u>Nil</u>			
Landed property held under lease, as per Schedule No. <u>Nil</u>			
Live stock, as per Schedule No. <u>Nil</u>			
Crops, as per Schedule No. <u>Nil</u>			
Farming implements, as per Schedule No. <u>Nil</u>			
Motor Cars, Vehicles, etc., as per Schedule No. <u>Nil</u>			
Harness and Saddlery, as per Schedule No. <u>Nil</u>			
Furniture, as per Schedule No. <u>2</u>	195	1	6
Watches, trinkets, jewellery, &c., as per Schedule No. <u>3</u>	116	-	-
Rents accrued but unpaid, as per Schedule No. <u>Nil</u>			
Money in hand or house	10	4	-
Money on current account—Bank of New South Wales, Sydney & Kings Cross	1,215	17	4
Money in banks or financial institutions on deposit	120	9	10
Interest accrued on same as per Schedule No. <u>4</u>		8	-
Government Stock, as per Schedule No. <u>5</u>	2,684	5	-
Debentures as per Schedule No. <u>6</u>	12,560	-	-
Interest accrued on same	95	12	-
Mortgages as per Schedule No. <u>7</u>	319	3	8
Interest accrued on same			
Life Policies (including Settlement Policies) as per Schedule No. <u>Nil</u>			
Bonuses as per Schedule No. <u>Nil</u>			
Policies for payment of Death Duty, as per Schedule No. <u>Nil</u>			
Plant, &c., as per Schedule No. <u>Nil</u>			
Tools, as per Schedule No. <u>Nil</u>			
Debts due to Estate, as per Schedule No. <u>Nil</u>			
Stock (as per stock sheets) in shop or business, as per Schedule No. <u>Nil</u>			
Goodwill as per Schedule No. <u>Nil</u>			
Interest in a partnership, as per Schedule No. <u>Nil</u>			
Interest in a deceased person's estate, as per Schedule No. <u>Nil</u>			
Gifts of any kind whatever, made within three years preceding date of death, as per Schedule No. <u>8</u>	358	10	-
Funeral donations or other payments from any Lodge or Society, as per Schedule No. <u>Nil</u>			
Other personal property not coming under any of the above headings, as per Schedule No. <u>9</u>	3,053	6	2
Dutiable estate	£ 35,585	11	10
Total debts that may be deducted (Section 107)	£ 1,164	6	10
Final balance upon which duty is payable	£ 34,421	5	-

To be signed here by executors
or administrators making
the affidavit.

Blues Ruyter.
Amouless

(Date) 18/2/47
(Date) 21/2/47

NOTE.—In any cases where no asset exists corresponding to the above headings, the word "Nil" must be written against each of them. Property coming under each of the above headings must be particularised in Schedules. If there are any assets not coming properly under any of the above headings, such assets must be included in the statement under a special heading describing the same.

FULL particulars of the debts actually due and owing by the deceased at the date of death which may be deducted from the value of the assets under section 107 of the Stamp Duties Act, 1920-1940.

* Insert date when debt contracted or date of last item in a running account. No debts to be inserted which were not contracted before date of death.

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