

New South Wales Will Books 1800-1952, no. 91294.

The Will of Mary Ann James, late of Marrickville near Sydney in the State of New South Wales, Married Woman, written 11 May 1916, proved 5 Feb 1919.

This is the last Will and testament of me Mary Ann James (sometimes called Mary Anne James) **Wife of George Christopher James** of Warren Road Marrickville near Sydney in the state of New South Wales. I hereby declare that the piano and the pictures in and about "Ravenswood" Warren Road Marrickville and not otherwise disposed are the property of **my daughter Consie Ethel May James**. And I make this declaration so as to make the matter clear the Sewing Machine Household linen table requisites jewellery --?-- silverware I bequeath to the said Consie Ethel May James all that my share and interest in and to the house and Premises Ravenswood aforesaid I devise and bequeath the same to **Consie Ethel May James** absolutely. All the rest residue and remainder of my estate real and personal I give devise and bequeath the same to my trustees and executors herein after named upon trust to sell the same as and when advantageous opportunity presents itself upon such terms and conditions as my said trustees shall think fit and to stand possessed of the net proceeds derivable from sale upon trust to Pay the sum of ten pounds to Sidney Richard Warren James forty pounds to Aubrey Reginald D'Arcy James and fifty pounds to Arthur Hedley Clement James and to stand possessed of the balance upon trust to invest the same in the purchase or a mortgage of freehold properties or in Bond shares or debentures or in Government or State Bond or Stock or in any Bonds or debentures of the Municipal Council of Sydney or any Council under the Greater Sydney Scheme and to pay the income derivable therefrom to the said Consie Ethel May James so long as she remains single and upon marriage or death upon trust to divide the same equally between all my children then alive but in case the death of any of my children leaving lawful issue then such issue shall take the parents share or the share which any child of mine if alive at the Period of distribution would have taken and until sale to pay the whole of the income to my said daughter unless she marries in the meantime. And I declare that my trustees shall have full power of sale leasing mortgaging and generally managing my estate in such manner and upon such terms and conditions and at such rent as the case may be as they in their discretion shall think fit. I appoint Aubrey Reginald D'Arcy James and Austin Hedley Clement James trustees and Executors of this my Will. In Witness whereof I have to this my Will contained in this and the preceding sheet of paper to each sheet thereof set my hand this eleventh day of May one thousand nine hundred and sixteen. MARY ANN JAMES.

Signed by the said testator as and for her last Will and testament in the presence of us who at her request in her presence and in the presence of each other have hereunto subscribed our names as Witnesses.. H. A. Shaw/Straw Boyd, Alfred E. West.

THIS IS A CODICIL to the Will of me Mary Ann James Wife of George Christopher James of Warren Road Marrickville near Sydney in the State of New South Wales which Will bears date the eleventh day of May one thousand nine hundred and

sixteen. M----- by my said Will after payment of certain primary legacies out of the residue of my real and personal Estate I have directed my trustees to stand possessed of the balance upon trust to invest the same as in my said Will mentioned and to pay the income derivable therefrom to my daughter Consie Ethel May James so long as she remains single and upon marriage or death upon trust to divide the same equally between all my children then alive. Now I direct that in the event of my daughters death without having married then she shall have a power of appointment by Will in respect of a one third interest in such residue. And I further direct should the said Consie Ethel May James marry then the said Consie Ethel May James shall take her share in conjunction with the other children but as regards my sons Arthur Willis Stanley James and Austin Hedley Clement James in the event of the death of either of them without leaving issue then their widow if alive shall take the share to which they respectively if alive would have taken. And my Will for Providing for issue to take parents share as provided by the Will is allowed? in so far as my said two sons are concerned. I hereby declare that as to any gifts by me in my lifetime to any child or children of mine the respective recipients shall not be called upon to account for the same in the carrying out of the ---?--- of this Will. And in all other respects I confirm my said Will. In Witness whereof I have hereunto set my hand this 14 day of Oct one thousand nine hundred and eighteen. MARY ANN JAMES.

Signed as a Codicil to her last Will by the abovenamed Mary Ann James 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 subscribed our names as Witnesses.. Fred R Gooch 112 Oxford St Woollahra, Thomas Chandler J P 383 Illawarra Rd Marrickville.

5 February 1919. On this date Probate of the last Will and testament (with a Codicil thereto) of the said deceased was granted to Aubrey Reginald D'Arcy James of Tamar St Marrickville, Commercial Traveller, & Austin Hedley Clement James of No 54 Warren Rd Marrickville, Commercial Traveller, the Executors named in the said Will. Testatrix died at Marrickville 5 November 1918. Estate sworn at £2882. 5. 5. nett.