This document contains in order:

(1) The original will (1pps)

This is of interest because of the effects continued in the family for twenty years. Dated 7 Nov 1888, William was 38 years old and knew he was dying of diabetes. He died 11 July 1889. At the time of his death Ellen was 33, Lily 8, Flossie 6, Adelaide 5, Len 3, and Ern had just turned 2. The farm (324 acres) was left to the two boys, not to be sold or encumbered till Ern turned 25. In the interim the farm was to be used for the support of Ellen and the children. For any sale after Ern turns 25, 1/3 was to be shared between the (three) girls, Separate to this Ellen was left 90 acres, a shared of 418 acres held with William B and Brad. The "selected land" left to the boys is presumably the assets described as "leasehold" in the asset list (315 acres total).

Witnesses were William's father (William B) and sister Clara, in Wodonga. Executor was brother Fred (26 at the time William died). Interestingly Fred is described as a farmer in the probate documents, but has no joint assets as Brad did. Perhaps this is because Brad is older (34). Why was Fred chosen as executor? With 22 years for the estate to run, perhaps age was important.

(2)Probate affidavit by Clara, 31st Dec 1889, at Albury (3pps)

There is a similar document from William Burton. Routine stuff, except for the statement that William had been frequently told by his father to make a will because "he was suffering from diabetes, which is a fatal disease". You also wonder whether William's interruption of the reading through of the will shows him feeling understandably depressed. "I have no need to hear any more of it. Let us sign it." Probate was pounds 30/10/4

(3) Statement of Assets ad Liabilities as at William's death (6pps)

This gives a thumbnail sketch of Whiteford at the time.

Weatherboard house 24 ft by 22 ft, 4 rooms, 10 years old.

Weatherboard storeroom 20 ft by 14 ft, iron roof, 6 years old.

Weatherboard kitchen 20 ft by 12 ft, iron roof, 5 years old.

Dairy 10 ft by 8 ft, brick, shingle roof, 5 years old.

Hayshed 50 ft by 40 ft

A one acre fruit garden, eight years old

The net value of the estate (land, improvements, stock) was put at 3,953 pounds.

(4) Three Months Inventory (3pps) filed 3 July 1890

The reference to "last years floods" would be to spring floods in 1898 after William's death. The stock lost were in inventory at William's death. The losses would have been exacerbated by William being gone. William B and Brad would only have to be on the other side of the river to be unable to help. Where were their properties? Were they still at Hillsborough (twenty miles away)? They are referred to in (3) as Graziers, Bethanga. Losing over a hundred pounds worth of stock must have really brought home to Ellen the difficulty of her position.

66 bullocks (25 were lost in last years flood, and 17 had been sold).

13 cows, two 2 year olds, and 15 calves (3 died in the floods)

110 ewes, of which 62 had been sold, 26 lost in flood, and 12 killed for eating, leaving only 10.

1 draught mare, 1 draught foal, 3 draught colts, 4 saddle horses, 1 half draught foal

Farming implements, including blacksmiths bellows, anvil, etc

Household furniture, nearly all bush made

(5) Fifteen Months Account (8pps)

From the asset list it looks as if all the bullocks and sheep have been sold.

Total distribution to Ellen 55 pounds.

An interesting item was 7 pounds 19 s to Dr Mueller for medical attendance and wine. Was this wine for diabetes treatment?

Law costs were nearly 97 pounds. There was also repayment of an overdraft of 129 pounds.

It looks as if the family had not yet settled on the long term running of the farm, as most stock was sold, and there is no sign of hired labour in any quantity, nor of renting out the land.

Will "A"

This is the last Will & Teclament of me, William Mitchell of Bethangs in the Colory of Victoria, Grayion. I give, devise, and bequeath unto my fors. Leonard William Initchell and Ginest Harold Mitchell altotiments one and two of Jection five in the Parish of Berringa and all my sclerted hand for their support, and also for the support of their mother and sisters while unmarried, willows, or having obtained a legal scheration, no portion of the above to be sold, or incumtered before the youngest is twenty five years of age; if afterwards disposed of one third of the price or that which is got in exchange to be equally devided between my daughters. And after the payments of all my just debts, funeral and other expenses, I give, dovise, and bequeath unto my Wife any share being ninty acres in the property owned by William Burton Mitchell, Brudden Ontcholl, and William Mitchell, togethar with all my real and personal estate not herein before mentioned. And I hereby appoint my Brother Fredrick Mutchell Executor of this my Will. In witness whereof I have I have here unto set my hand this seventh day of November in the year of our Lord one thousand eight hundred and eighty eight. Signed by the said William Whitehell main Relatchell The Testator and by him declared to be his last Will and Destament Clara Jane Britchell in the presence of us, present at the soame time, who, in his presence, at his request, and in the presence of each other, have hereunto sub

This is the paper writing marked A' referred to in the annexed afficiavit of Frederick all tehell sworn before me this hventuch day of September e #1889

occibed our oranies as Witnesses

a Commenciar of the Supreme Court of the Colony of victoria for taking affidaves

In the Supreme bowrt of the bolony of Victoria In its Probate I wusdiction

In the Will of William Mitchell late of Bethanga in the bolony of Victoria . Grazier deceased ______

I blara I are Molchell of Bethanga in the bolony of Victoria Spinster make oath and say That I am the sister of the abovenamed

2 — That I was present on the seventh day of November one thousand eight hundred and eighty eight with one William Burlon Mitchell (whose name appears at the foot of the copy will however annexed marked B") and that I did see the band Testator sign and execute the original of such will and the signature Milliam Mitchell set and subscribed to the sair original Will in the attestation clause though is of the proper handwriting of the sair testator

3 — That I never witnessed any other Will by the said Testator but the Will referred to and I being the sister of said deceased and acquainthe with his private affairs am in a position to know that the said Testator never did execute any other Will but the one referred to

4 — That the blava dane Mitchell setout in the Will above referrer to as one of the attesting witnesses thereof and myself are one and the same person

5— That after the said Testator William Muchell had signed such Will I and

the said William Burlon Melchell then and there at his request in his presence and in the presence of each other did thereto subscribe our names as the writesses allesting the due

execution thereof

b. That before the sain destator signed his name in the attestation clause of the Mill above referred to he said to me and to the said Milliam Burton Milchell who were both present with the said Festator" I am now making my will, I want you and blara to witness my signature to such well" Previously my father had frequently toto him he had better make his will as he was suffering from diabetes which is a fatal disease and in pursuance of that advice he then came to us and he commence to head the Mill to us and after hearing reading part, of it my father said." I have no new to hear any more of it " het us sign it"

his name to such Will in the attestation clause he twines to the sain hilliam Burton Milchell and myself and sain "This is my "last will sign your names as witnesses" and I and the said Milliam Burton hitchell then and there signed our names as witnesses to the said Mill and after we had so signed our names as witnesses to the said Mill the Destator folder up the Mill and put it in his pocket and there was some further conversation about the will which I cannot remember

8_ From conversations which I have with deceased in his lifetime I am assured beyond any doubt that the saw Testator

interior to leave the property in the way he has disposed of it by the said Will 9 - That neither I now the sais William Brasson Metchell the other attesting witness to the said Will have any interest thereunder either ovuct or navnect 10 _ That I said to my brother when I was about to sign as witness " Is this your will?" and he saw " Jes it is " I then signed as withers Sworn at albuny Clara fane Mitchell in the Colony of New South Male this thirty first day of December one thousand eight hundred and eighty nine Before me heo Phoroth a Commissioner of the Supreme bourt of the Colony of Victoria for taking affidavit in New South Walls

An the Supreme Court (A
	JURISDICT
· IN THE Will of William h	suchel
late of Bethanga in the lo	olony
IN THE Will of William h late of Bethanga in the b Victoria Grazier deceases	<i>D.</i>
STATES	MENT OF
The asse s must under the Rule gazetted on the 4th May, 1888, be set down nuder the following heads, viz.—PERSONAL ESTATE—Landed property held under lease or license from the Crown—Rents—Crops—Live Stock—Farming Implements—Carriages &c.—Harness and saddlery—Furniture—Watches, trinkets, jewellery,	
- Stock in a shop or business—Goodwill—Interest in a deceased person's estate.	
ASSETS—Real Estate	
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Benambra 24 a. 3 x. 18 b. at \$5 per acre				7.57			
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•	This is the paper-writing marked "A" referred to in the
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ISDICTION.	
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chell	Before me Ideury Harking
ny of	Commit state of Trepresentante
region	Sworn this Awenfult day of Leptember 1889 Before me Steerey Harking Commissioner of the Supreme Court of Victoria for taking Affidavits.

IT OF ASSETS AND LIABILITIES. It so I half 10 Bank of Australasia July 10 Inderest on sais overdraft to 7 3 6 July 10 Inderest on sais overdraft to 7 3 6 July 10 Inderest on sais overdraft to 7 3 6 August 15 Charles Flechard Flechard Flechard Glasson For muto Flechard Flechard Flechard Flechard For Sheefo July 10 F. Adamson Collins St. Kest Selbowone - 8 11 10. Inay B. Mitchell. Bethauga John Sheefo Jene Lor A. Mueller Jacksandah Mace attendance 5 5 7	for taking Amdavits.			
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In the Supreme Court of the Colony of Victoria on its Probate Surisdiction
                         In the Will of William Milchell late
                          of Bethanga in the Colony of Victoria Grazier deceased
               Inventory of the estate and effects real and horsonal of the
                abovenamed deceased at the time of his death which have since the
               nate of said deceased come to the possession or knowledge of
           14M Freehold allotment 1 of Sec V Parish Berringa County Benamba
           4M 3reches 159 ages 1 rood 31 perches
                allotment 2 of Sec V Same Parish and County containing
                165 acres 3 roods and 28 perches
                90 acre interest in 418 acres being the whole of
                allotment 8 and 9 sec I and hart of allotments
          IN 1,2 and 4 of Section I same Parish and County
           4M allotment 1 Section V same of 132 acres 0 nd 22 per
                same parish and bounty
                 allotment 1 " section V of 24 ac. 3 rds. 18 free
                same Parish and bounty
                 allotment 5 and 6 of Section III of 159 ac.
                 2 roo 34 per same Parish and bounty
                allotment of Section 3 of 20 acres same Parish
                 and bounty under sec 49 Land act 1869.
                Live Stock
                 104 bullocks mentioned in Statement
                 tof 10 of these were sold at 10% per head
                                                                  5-0-0
                and 3 at £ 7.5.6 per head -
                                                                21-16.6
                25 were drowned killed and died during last
                year's floods so that only 66 hear remain
                20 bullocks mentioned in Statement
                 17 hear sold at & 8/6/d 3 hear remaining
                I bullock at £ 5-0-0 omittee through
                                     Brought forward & 173.3.6
                mistake from Statement
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Brought forward & 173. 3.6 13 cows mentioned in Statement 2 of these cows died I during the flood and the other fell in niver and got snagged 8 2 - year olds 15 calves the progeny of the above mentioned cours and 2 yrs olds Valued at 10%- per head 110 Eures mentiones in Statement 62 have been sold at 34 per hear 26 perished during the floods and 12 were killed for eating so that only 10 remain To lambo the progeny of the abovementioned ewes. Of these 40 were sold with 62 sheep abovementioned at 3/ per head The remaining 30 6-0 are still in the paddocks I draught more total mention in Statement I draught foul the progeny of above. mentioned mare valued at 3 draught colls mentione in Statement 4 saidle horses I half draught food the progeny of one of abovementioned saddle horse valued at \$ 3//_ Farming Implements -Single Furrow Plough Set of Aurino Chaff cutter and Horse works Jussock cutter Carriages Waggonette Dep Dray Brought forward 206.9.6 Brought forward £ 206. 9.6
Harness and Saddlery Buggy harness very old leading horness dray harness Turniture. Avuschold Furneture nearly all bush made . Iron safe Watches trinkels jewellery etc I silver Rotheram wath 14 yers in lise Jools Blacksmiths Billows anvil vyce hammers Tongs l'arpenters missellaneous lot Debto due to Estate Mr. Band B. Mitchell mentioned in Statement £206-9.6

> Executor of the Will of William Mulchell the abovenames deceased

I, the Supreme Court

In the Probate I of Milliam the bolony of Victoria Grazier dece I Frederick Mostchell of Bethanga in the of the abovenamed William Motchell deceased to this Honorable bourt on the Inventieble day of February contained on this and the three succeeding pages of foo tration of the Estate of the abovedescribed deceased up.

Prechold land Allot. 1 of Sec V Parish Berringa County Benambra containing 159.1.31 valued (2 \$500 per age 847 14 6 Allot 2 of Sec V Parish Berringa County Benambra containing 165.3.28 valued at £5.10.0 Proceeds of Sale of 90/418 instruct in allot 8 and 9 and parts of allots 1, 2 and 3 of Sec I Brush Berringa bounty Benambra containing 418.00 Leasehold Land · Allot 1 Sec 5 Parish Berringa County Benambra containing 132.0.22 held by brown Lase dated 1 Oct. 1886 valued as freshold at £5.00 per acre. 660.18.9 Less amount due to brown to make Afreshold = 76.9.6 584.41 3 584 41 3			10	d	y	assets
Containing 165.8.28 valued at £5.10.0 914 2 6 Proceeds of Sale of 1/418 insterest in allet 8 and 9 and parts of autots 1,2 and 3 of Sec I Bruch Berringa bounty Benambra containing 418.000 700 00 Ceasehold Land Containing 132.0.22 held by brown fease dated 1 Och. 1886 valued as freshold at £5.00 fer acre. 660.18.9 Less current due to brown to make Afreshold = 16 9.6	By				-	Treehold land
Containing 165.3.28 valued at \$5.10.0 914 2 6 Proceeds of Sale of 1/418 instorest in alleto 8 and 9 and parts of aucts 1,2 and 3 of Sec I Parish— Berringa bounty Benambra containing 418.000 Casehold Land Containing 132.0.22 held by brown Lease dated 15 Octs. 1886 valued as freehold at \$5.00 per acre. 160.18.9 Less amount due to brown to make effected = 16 9.6	4	\$, }			allot. I of Sec V Parish Beringa County
Gand parts of auts 1,2 and 3 of See I Parish Berringa bounty Benambra containing 418.000. Caschold Land Containing 132.0.22 held by brown Lease dated 15 Octs. 1886 valued as freshold at £ 5.00 per acre. 660.18.9 Less amount due to brown to make effectived = 76 9.6			6	14	877	Benambra containing 159.1.31 valued @ \$500 per aou
9 and parts of auts 1,2 and 3 of See I Parish Berringa bounty Benambra containing 418.000. Caschold Land Containing 132.0.22 held by brown Lease dated 15 Octs. 1886 valued as freshold at £ 5.00 per acre. 660.18.9 Less amount due to brown to make effected = 76 9.6	"	1	,			and the second of Second Servinga County Benambra
Gand parts of allots 1,2 and 3 of See I Parish Berringa bounty Benambra containing 418.000 Callot I Sec 5 Parish Berringa bounty Benambra containing 132.0.22 held by brown Lease dated 15 Octs. 1886 valued as freshold at £ 5.00 per acre. 660.18.9 Less amount due to brown to make effected = 76 9.6	^		6	2	919	Containing 165.8.28 Valued at 7 5.10.0
Containing 132.0.22 held by brown fease dated 15 Octs. 1886 valued as freshold at \$5.0.0 per acre. 660.18.9 Less consent due to brown to make effectived = 76 9.6						9 and but at all out 12 13 & les 7 Brish
* allot 1 Sec 5 Parish Berringa County Benambra containing 132.0.22 held by brown fease dated 15 Octs. 1886 valued as freshold at \$5.0.0 per acre. 660.18.9 Less consent due to brown to make effected = 76 9.6		1	0	0	700	Berringa bounty Benambra containing 418. 0.00
Containing 132.0.22 held by brown fease dated 15 Octs. 1886 valued as freshold at \$5.0.0 per acre. 660.18.9 Less consent due to brown to make effected = 76 9.6	,,	1	9			easehold Land
Containing 132.0.22 held by brown fease dated 1° Octs. 1886 valued as freshold at £ 5.00 per acre. 660.18.9 Less concruit due to brown to make effectived = 76 9.6						
1886 valued as freshold at \$5.0.0 per acre. 660.18.9 Less concrent due to brown to make effected = 76.9.6						containing 132.0.22 held by brown fease dated 1st Och.
LESS consent due to brown to make Afrechold = 76 9.6 384 4 3	**					1886 valued as freshold at \$ 5.0.0 per acre. 660.18.9
384 4 3 584 4 3	•					Less concrew due to brown to make effrechold = 16 9.6
		I	3	4	584	384.4.3
			1 0			
£3049 / 3			3	./	3049	t

Assets	£	1	Ю	2 2 2 V
7 ./	3079	1	3	
allot 1 Dec V Parish Bevinger County Benambra Containing 24.3.18 held by Crown Lease daled				Voy .
2nd May 1887 valued as freehold at \$500 per acre 124.0.0				
Less amount due tobrown to make it prochold \$109.0.0	109	0	-0	,,
allot 5 and 6 of Sec III Parish Berringa bounty Benambra containing 159. 2. 24 held by brown fease dates May		,		
1887 and valued as freehold at \$5.0.0 per acre 798.11.3				4
Less amount due to brown to make it prochold 96.0.0	702	"	3	480
Allotment . 7 of See III Parish Berringa County Benambra containing 19.2.30 valued at	13	10	3	•
90/418 share in proceeds of sale of partnership				
Stock r. e. of four of Mitchell Brow of which		6		
Proceed was a member) 73 bullocks and 46 Sheeps	135	0	0	
Proceeds of sale of 10 bullocks @ 10% per head for bullocks @ f4.0.0 per head Proceeds of sale of 20 Bullocks	268		0	
Proceeds of sale of 20 Bullocks	145	6	8	\$1.
3 Bullocker a foff	15	1	0	1
B yearling calves (now two year olds) (a) /10/-/w. head	22		0	
11 Cows @ f3/-1- per head	33	0	-0	1
8 2 year olds (non cows) @ 74/107-	20	0	10	
15 rates yearling calves (morease) gf \$19-	7#	10	10	
10 Euro @ 3/-	/	10	. 0	"
Proceeds of sale of 62 Twee (a 3/-	9	6	0	,
1 - 40 Sheep @ 3/	6	0	10	
30 sheep al- 3/-	4	10	0	
Brought forward	1157	7 s	-	
Depluigu piratua	70//		6	_
				()

i assets			
48/ 1 10 11 Some Brought forward	4577	56	
IM. 1 Draught forme mare	3	00	By
3 bolt	20	00	Son
4 Saddle horses	20	0.0	
I half draught fool	3	00	
Agricultural Implements	•		
1 Single Furrow Plough	. 5	00	
1 Set Harrows	2	100	*
Chaffeutter and Horseworks	20	00	
Carrier butter	F	00	
Carriages			
1 Haggonette	20	00	
Harnes and Saddlery	8	00	
Buggy Harris	3	00	
Leading Narness	4	00	
Dray Harnes	4	00	4
Furniture Bush made	20	00	
1 Iron Safe	5	00	V X
Tewellery			0 , 00
1 Sitor fotheram watch 14 years in use Jools	5	00	
Blacksmith's bellows anvil vyce hammer and Jones	6	00	
. Se Carpenter's Missellaneous Tools	4	00	
Debt due to the estate			
Share of deceased of and in the			28 * 6
bros. of which he was a partner			
Bros. of which he was a partner	24	00	
Due to him for sheep bought for			
partnership	9	12 0	- 9
B	100	n /	l .
Broughtforward &	4790	1-6	- 6)
			(3)

1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1		4	
Asset	£	1.60	
Sick pay from Independent	4790	· · ·	. B
Order of Odolfellows Funeral Expenses from Independent Order of Odolfellows	. /	5 0	- Coy
Order of Odolfellows	20	0 0	
Modonga. Proceeds from sale			"
A Puts Ar C. Milthell Proceeds-	5	176	
from sale of Grass seeds Descounts from No Hawken	a = 16.	180	
Monumental Maker on account			
Proceeds of sale of Mool	13	6096	
of sale of Grass seeds Proceeds of sale of	II I	16 0.	"
		16,1	11 0 10 10 10 10 10 10 10 10 10 10 10 10
Edward Trevehard & bo auct- woneers Modonga and obselbourne			
Proceeds of sale of 9 bullviks bampbell of Sons	Si.	15-0	
· Auctioneers Modonga . Pro- ceeds of sale of 2 colb		-	
and 2 horses	18	00	
Fotal = f	4936-	10 - 9	

Probate Swisdiction William Mitchell late of Bethanga Grazier deceased go in the bolony of Victoria the executor of the Will is deceased to whom Probate of the said will was grantedby day of February 1890 do hereby certify that the writing of pages of foolocap is a true and just account of the Alminis of deceased up to the date hereof Distribution G. Hanley lindertaker Burial Expenses Advertisement of death in Modonga Sculinel Certificate of Death Exchange on Funeral allowance from Insepend Order of Rechabites Teligrams Rent on allot 1 of Seo III Parish Beringa) County Benambra of 20 acres
N Narkin Hodonga affectavit fees
Colonia Books Cheque Book Paid Mr Mitchell Widow of deceased and legatee under will

Gred Mitchell Brought forward of Executor

	D: 1-'/ 1:		FG 577
	Distribution		
, 56	Brought forward & By Vulman Cailways Carriage on Elustonic	145	17 3
00	By Vulvian Cailways Carriage on Elustonic	1 3 2	// 0
00	A butchell Legala	35	140
00		2	00
	At Norther Soller Bellows In Son	5	110
00	Mo do do	5-	00
100	do do	5-	00
00	Dougharty Son & Parker Unchioneers		
00	Modonga and Melbourne Commission on		
	Dougharty Son & Parker Auctioneurs Modonga and Mollowne Commission on Sale of 102 Sheep and 10 bullocker 10 Metchell	/	06
-00	Moderable	11	00
00	Mo Fram Melbourne for Bluestone		16
	Bank of Australasa Takangatta) amount of overdraft Rates	6	16
00	Dank of Australaxa Takangatta	400	
00	RI-	129	7 8
00	Kalis book of discharge of Mostgage from		100
- 00	deceased to the Bank of Australases		10 c
	Rent of Allot 7 of Sec III Parish of		1000
-00	Berringa County of Benambra	2	26
	Messro Wilkmson and Wilkmson of albrung		
00	Law Cost in connection with whater of diased		14 7
00	Reul-on land.		40
	Ment-on land.	7	190
	Edward Frenchard and Co Commusion on		
	Sate of 9 bullocks	8	172
1 00	Rent on allot 1 See 5 Parish Beringa County Benambra containing 132.0.22		
12 0	Benambra containing 132.0.22	و ج	66
	Gred Mitchell Brull of	444	- 5-2
90-7-6	- Consugni forward	444	0-Z
	Cxeculor		
	The second of th	-	A selection of

1.00	Distributions	£	8	D,
76	Brought forward	444	5	2
76	By Rent on Allot 5 and 6 of Sec III Parish Berringa		14	8
00	6 ounty Benambra containing 189. 2.24	4	0	.0
	" Ren't on Allots 5 and 6 of Seo. III Dwise Berringa	. 1		
17 6	bounty Benambra containing	4	0	-0
180	· Bradden Mitchell Belhanga. Brother	9	12	
60	Moderna Charges on Sale of	* 0		. K. 9
9 6	" Ever 9 cattle at fy/-/ These cattle	1	0.	0
16 0	some were portion of the cattle ment.			
107	Frenchard and be when fat for £81.150	36	0	0
15-0	in item "4 oardle horses \$20.0.0" and were soil			
	along with 2 colds by Campbell Hen for ft. 0.0 " Error 2 cold @ f 6.13. 4 The cold are mentioned	lo	0	0
. 00	in tem 3 colb \$20.0.0" and were sood by bumpbell Ison as above	/3 4414	6	Е
- 10 - 9	<u>.</u>	4936	-10	9-7
1111	Gred Hetchell			/