

In the Surrogate Court

of the United County of Northumberland and Durham

THE SUCCESSION DUTY ACT (Ontario)

In the matter of the estate of Mary Waldie deceased

late of the Town of Cobourg

in the County of Northumberland.

NAME.	RELATIONSHIP.	ADDRESS.	PROPERTY PASSING.	VALUE.
Mary Ann Soule	Daughter	Cobourg	share in money to provide a home and share in money on father's death	✓
John Waldie	husband	"	share in money to provide a home and life interest in all moneys	✓
Jemima Collins	Daughter	"	Cash	\$1.00
Thomas A. Weaver	grandchild	Buffalo N.Y.	share of mother's estate Weaver in cash on death of his grandfather	✓

This is Schedule "B" referred to in the affidavit of Value and Relationship

of John Waldie
Sworn to on the 15th day of May A.D. 1905

W. H. H. H.

A Commissioner, &c.

This is the Last Will & Testament

of me Mary Hildit of Cobourg
in the County of Northumberland and Province of
Ontario Canada and made this 4th.
day of Sept. in the year of our Lord one thousand
eight hundred and eighty six

I Revoke all former Wills or other Testamentary Dispositions
by me at any time heretofore made and declare this only to be and
contain my last Will and Testament.

I Direct all my just debts funeral and Testamentary expenses
to be paid and satisfied by my Executors hereinafter named as
soon as conveniently may be after my decease.

I give, devise and Bequeath all my Real and Personal
Estate of which I may die possessed in the manner following, that
is to say:== That the Real Estate on King St. Cobourg
(as named and described in the deed given by Lewis
Hoffatt) and also all personal property and money
may be used to provide a home for John and
my daughters Mary Ann. and Florence. ^{My single children}
As long as either or both of the girls remain
single, They are to have all the privileges of the
home, and no division of the property shall
be made.

If either of the girls above named gets mar-
ried she can take only her own personal effects
from the Estate.

As long as John lives there shall be no divis-
ion of the property, and he shall have full con-
trol of the business.

At his death there shall be no division of
the property until the two girls above named
be either married or dead. At the death of John
(my husband) and marriage or death of the two
girls; the following division shall be made:

To Jimima or heirs one dollar and one
dollar only.

All the other Real Estate, Chattels personal
property and money, shall be divided equally
among Archibald, Thomas Alex. Williams.

Mary Ann and Florence (or their heirs) and that the Estate be kept in the Walpole name if possible.

But if any of the children do not act in a dutiful or becoming manner and are profligate, reckless or unsteady, they shall receive no part of the property or effects.

The Executors here-after named shall have the power to decide whether any of the children so act (being guided by their actions together with what information they can receive from the rest of the family and others)

And if any fail to receive their share it shall be divided amongst the others. Jennima being excepted.

If John (my husband) should marry after my decease he shall have no power to change the will but it shall be divided among the children. (That is the Real Estate.).

All my personal effects such as (clothing & Jewellery) shall be divided between the two girls Florence and Mary Ann. Then all other things divided as before mentioned.

If there be any (widows or widowers) not my children connected to my family, neither they nor their heirs shall cause the property to be sold to make a division of the same.

Neither shall they be entitled to any part unless the remaining children are disposed to grant it. And if they do not grant to such parties a division it shall be divided equally among the remaining children named.

All the residue of my estate ^{not} hereinbefore disposed of I give
devise and bequath unto

And I nominate and appoint, Mr. E. D. McNaughtan,
Alex. Rae, Sr. & Wm. Hargraft, Sr.

to be Executors of this my last Will and Testament.

In Witness whereof I have hereunto set my hand the day
and year first above written.

Signed published and declared by
the said Mary Waldie,
the Testators as and for her last Will
and Testament in the presence of us
who both present together at the
same time in her presence at her
request and in the presence of each other
have hereunto subscribed our names as
witnesses.

D. Rooney,
L. F. McCullagh.

Mary Waldie



Dated Sept. 4th 1886

Will

Mary Waldie

Cobourg.

A

we, hereby identify the within as the
last Will and Testament of the late
Mary Waldie deceased referred to in
the annexed Petition and affidavits.

John Waldie

Party applying for administration
with Will annexed

Wm. J. M. C.

Solicitor swearing affidavits

In the Surrogate Court of the United Counties
of Northumberland and Durham.

In the Estate of Mary Waldie, deceased.

I, John Waldie, of the Town of Cobourg, in the
County of Northumberland, Retired Baker, make
oath and say:-

- 1- That I am the lawful husband of the said deceased.
- 2- That my daughter Florence named in the Will of my
said deceased wife married one J. H. Weaver of the
City of Buffalo, Polisher, and had by him two children
only, one named William Weaver who died when
about 5-years of age and the other Thomas Alexander
Weaver who is still alive and residing with his
said father in Buffalo and is now about 12 years
of age; the said Thomas Alexander Weaver is
thus the only child and heir-at-law of my said
deceased daughter Florence who died on the
23rd day of December 1897.
- 3- That my son Archibald Waldie also named in said
Will died on January 26th 1901 unmarried.
- 4- That my son Thomas Alexander Waldie also
named in said Will died on December 19th 1887
leaving a widow but no children him surviving.
His widow is now married again.
- 5- That my son William Waldie also named in
said Will died on May 2nd 1899 leaving a widow
but no children him surviving. His widow is
also married again.
- 6- That the real estate mentioned in the Will of my
said deceased wife was not owned by her at
her death but by myself, and the only estate owned
by my said wife, as far as I know or can
ascertain, is that set forth in the Inventory
filed on this application.

7- That I am advised that, owing to the deaths of my said daughter Florence and sons Archibald, Thomas and William, the only persons interested in the estate of my said deceased wife, under the terms of her Will, are my daughters, Mary Ann Soule, and Gemina Collings, and my grandchild Thomas A. Weaver aforesaid and myself.

Sworn before me at the
Town of Cobourg, in
the County of North-
umberland, this 15th
day of May A.D. 1905-
W. A. Keen
a. Comm. ex. in H. C. J.

John Waldie

This affidavit is filed on behalf of the applicant
McColl Keith-
applicants Solic.

IN THE SURROGATE COURT OF THE *United* COUNTY OF
Northumberland and Durham.
 In the Estate of

Mary Waldie — DECEASED

INVENTORY AND VALUATION of the Property of the said deceased.

GENERAL DESCRIPTION OF PROPERTY.

VALUE OR AMOUNT.

<i>Personal effects Jewellery trinkets &c.</i>	100	—
Household Goods and Furniture		
Farming Implements, &c.	none	
Stock in Trade	none	
Horses	none	
Horned Cattle	none	
Sheep and Swine	none	
Book Debts and Promissory Notes	none	
Moneys secured by Mortgage	none	
Moneys secured by Life Insurance	none	
Bank Stock and other Stocks	none	
Securities for Money	none	
<i>Cash on Hand</i>	20	—
Cash in Bank... <i>(Domestic)</i>	55	17.90
Cash in <i>P.O. Savings Bank</i>	18	14.66
Farm Produce of all kinds	none	
Other Personal Property not before mentioned (if any) <i>(none)</i>	\$	7452.56
Real Estate		
<i>(none)</i>		

I, John Waldie, of the Town of Cobourg, in the County of Northumberland, Retired Baker, make oath and say that I am the husband of the said deceased, and that the above is, to the best of my knowledge, information and belief, a true inventory and valuation of the *whole* property of the said deceased at the time of her death, as far as I can at present ascertain.

SWORN before me at the Town of Cobourg, in the County of Northumberland, this 15th day of May, A.D., 1905, before me

John Waldie

W. J. J.
 a. Commissioner in H. C. J.

This affidavit is filed on behalf of the applicant

McCall & Kerth, his Solicitor. S.

In the Surrogate Court of the United Counties of Northumberland and Durham.

In the Estate of Mary Waldie, deceased.

BILL OF COSTS OF PASSING ACCOUNTS.

Taking Instructions	2.00✓	
Attending Judge for directions as to parties to serve with appointment	.50✓	
Preparing Administrator's accts, 6 fols.	3.00✓	
Engrossing same	.60✓	
Copy same for use on audit	.60✓	
4 copies to serve parties interested	2.40✓	
Preparing 2 exhibits	.20✓	
Affidavit of verification	1.00✓	
copy same to use on audit	.50✓	
4 copies afft to serve with accts	2.00✓	
Attending to swear orig'l afft & pd	.50✓	.20✓
Drawing Petition and appointment to pass Accts	2.00✓	
Pd marking 2 exhibits to affidavit		.20✓
4 copies appointment to serve on parties	2.00✓	
Drawing 4 acceptances of service for signatures of parties	.40✓	
Attending to file petition and accounts with Registrar	.50✓	
Attending Judge for his appointment	.50✓	
Attending to serve John Waldie with papers	.25✓	
Attending to serve Mrs. Soule with same	.25✓	
Attending to serve Ker & Kerr with same	.25✓	
Letter with all papers to agent to serve Official Guardian	.25✓	.08✓
Agent attg to serve same	.25✓	
Letter from agent advising	.25✓	.64✓
Drawing order on passing accounts	1.00✓	
Copy same to file	.50✓	
4 copies to serve parties	2.00✓	
Letter to official guardian as to personal effects of estate and re handing the same to Mrs. Soule (Omitted in Bill)	.50✓	.02✓
Bill of Costs & copy	.50✓	
Attending on taxation	.50✓	
Attending on audit and exhibiting accts & vouchers &c. 3 hrs.	7.00✓	
	<u>\$39.20 x</u>	<u>.54 x</u>

PAID ADDITIONAL AS FOLLOWS:-

Stamp on appointment	.50✓	50
Stamps on accounts for Judge's fees	2.50✓	250
Stamp on order passing ac-cts	.50✓	
Registrar's fees as follows:-		
On order	.50✓	
On appointment	.50✓	
For search	.20✓	
For taxation	.80✓	
For filings (80)	.80✓	

Total fees----- \$39.20 x 16.94 x
Total disb'ts----- 6.94✓

Total Bill ----- \$39.14 x
Taxed off -----

Bill as taxed----- \$39.14 x
Official Guardian's bill ----- 114.81

Total ----- \$53.95

I hereby certify that I have this day taxed the above bill at 29¢ and the Bill of costs of the Official Guardian at 1¢ . 81, making a total of both taxed bills of \$ 53.95
Cobourg, Feb. 2nd 1908.

John T. L. d.