

In the Supreme Court of Tasmania.

In Insolvency, 30 Victoria, No. 6.

In the Matter of the Insolvency of

John Berry

Affidavit
of
Debt.

*James Walton
& Bealey*

31. 8. 70

J.B.

J. W. GRAVES,

~~Solicitor to the Insolvency~~



IN THE SUPREME COURT OF TASMANIA.
(SMALL DEBTS ACT JURISDICTION.)

Between *William Warton and David Roome* Plaintiff *s*
Beauy - - - - -
and *John Derry* - - - - - Defendant.

Acknowledgment of Payment into Court.

£	s.	d.	Received by

It is this day adjudged, that the Plaintiff
do recover against the Defendant the sum of
£ *17.. 2.. 9* for *deb* - and
£ *2.. 11.. 10* for Costs, amounting together
to the sum of £ *19.. 14.. 7*.

And it is ordered, that the Defendant do
pay the same to the Registrar of the Court ~~on~~
the _____ day of *forthwith*.

In case default be made in payment of any one of such instalments, and execution
issue, it shall be for the whole of the above amount then remaining due.

Dated this

28th day of *July* 18 *70*.

By the Court,

Geo. Brown

Registrar of the Court.

Hours of attendance at the Office of the Registrar from Ten till Three, except on
Saturday, when the Office will be closed at One.

(No. 27.)

*I certify that the foregoing is a true
Copy of the Judgment obtained herein
Dated this 29th day of August 1870*

Geo. Brown
Registrar

*This is the Certificate of Judgment referred to in the enclosed
affidavit of William Warton sworn before me this 28th day
of August one thousand eight hundred and seventy.*

Commissioner of the Supreme Court of Tasmania

In Insolvency. 30 Victoria, No. 6.

In the Matter of the Insolvency of *John Berry of
Bathurst Street Hobart Town in
Tasmania a Banker*

I *William Walton* of *Hobart
Town in Tasmania House and Estate Agent*

make Oath and say:—

1. THAT the above-named Insolvent was on the day of the date of *his*
Insolvency and now is justly and truly indebted to *me and to David
Roane Bealey my Co-partner in trade* in the Sum of *thirteen
pounds fourteen Shillings and four pence*
upon and by virtue of a certain Judgment
of this Honorable Court in its Grace Debt
Act Jurisdiction, a Certificate of which
Judgment is hereto annexed.

W. Walton
2. That *neither I or the said David Roane* hold *no* *Bealey*
to the best of my knowledge and belief hold any
Security for the said Debt or any part thereof save and except *the said Judgment*

3. THAT so far as I know and believe the said Insolvent has
no Set-off against the said Debt or any part thereof.

Sworn at Hobart Town in Tasmania }
this *30th* day of *August* 18*90* }

Before me

W. Walton
H. Muckeland
*Commissioner of the Supreme Court of
Tasmania*

Hobart Town, 25th Sept 1870

Mr. Berry

Bought of WILLIAM PEALEY,

Draper, Grocer and General Dealer.

18 Nov 69 - 23 Blatts 4/6	5	3	6
7 lb Calico 7 ³ / ₄	2	8	1
25 lb Print 7 ³ / ₄	16	4	
5 Shirts 1/6	1	12	6
22 Print 7	12	10	
79 Calico 1/6	2	2	9
1 do Shirt Coll	3		
2 nd Shroud 3/6	7		
58 Meringe 8	1	18	8
24 Darning 10	1	0	0
12 Shetland Wool 9	8	9	1
916-13-8			

These are the particulars referred to in the annexed Affidavit of William Pealey sworn before me this 29th day of August one thousand eight hundred and seventy.

W. H. McKean

Commissioner of the Supreme Court of Tasmania.

In the Supreme Court of Tasmania.

In Insolvency, 30 Victoria, No. 6.

In the Matter of the Insolvency of

John Berry

Affidavit
of
Debt.

} *due Wm Pealey*

31. 8. 70

J. W. Graves

J. W. GRAVES,

Solicitor to the Insolvency.

In Insolvency. 30 Victoria, No. 6.

In the Matter of the Insolvency of *John Berry*
of Bathurst Street Hobart Town
in Tasmania Hawker

I *William Pealey* of
Murray Street Hobart Town
Tasmania Grocer and General Dealer

make Oath and say:—

1. THAT the above-named Insolvent was on the day of the date of his
Insolvency and now is justly and truly indebted to *Me*

in the Sum of *Sixteen*
Pounds Thirteen Shillings and Eight
pence for goods sold and delivered by me
to the said Insolvent and at his request
The particulars whereof are hereunto
annexed

2. That *I* hold no
Security for the said Debt or any part thereof ~~save and except~~

3. THAT so far as I know and believe the said Insolvent has
no Set-off against the said Debt or any part thereof.

Sworn at Hobart Town in Tasmania }
this *29th* day of *August* 18*90*

William Pealey

Before me

H. W. Mackland
Commissioner of the Supreme Court
of Tasmania

In the Supreme Court of
Tasmania

In Insolvency

In the matter of the
Insolvency of John
Berry of Bathurst
Shel Hobart Town
re Hawkes

Affidavit of Service
of Notices.

16. 9. 70
J

H. J. W. Ender

A
In Insolvency, 30 Victoria, No. 6.

In the Matter of the Insolvency of *John Berry of
Bathurst Street Hobart Town in
Tasmania Hawker*

To the several Creditors of the said Insolvent or their Agents.

NOTICE is hereby given, that the above-named *John Berry*
did this day present his Petition to the
Honorable the Supreme Court of Tasmania under the Acts in force in this
Colony regulating the proceedings and practice in Insolvency alleging his
Insolvency and praying for relief pursuant to the said Acts. And the
same having come on to be heard before *GEORGE BROWNE*, Esquire, Clerk
of the said Supreme Court, the said *John Berry* was
declared Insolvent, and *WILLIAM BINGLEY WATCHORN*, of Hobart Town,
Gentleman, was thereupon appointed Provisional Assignee of the estate and
effects of the said Insolvent. AND NOTICE is Hereby Further Given
that the said *GEORGE BROWNE* did order that the said Insolvent do attend
for the purpose of being examined and that proof of Debts will be receivable
and the matter of the said Insolvency otherwise proceeded in at the Sitting
of the Supreme Court in Insolvency to be holden at the Court House,
Macquarie-street, Hobart Town, on Wednesday the *24th* day
of *August* instant at eleven o'clock in the forenoon. And that
the said *GEORGE BROWNE* has appointed Friday the *26th* day
of *August* instant at the office of the said *WILLIAM BINGLEY WATCHORN* in
Stone Buildings, Macquarie-street, aforesaid at twelve o'clock noon for the
first Meeting of the Creditors of the said Insolvent for the election of a
Permanent Assignee and the transaction of such other matters in the said
Insolvency as may be lawfully performed thereat.

Dated this *first* day of *August* 1870

H. J. D'Enden

Solicitor to the Insolvency.

*the Insolvency of
Bathurst Street Hobart
Tasmania Hawker*

*Inden of Patuck Street
Clerk to Mr. D'Enden*

say

first

day of

*serve true copies of the
marked A upon cheques*

*W. Carno, Perkins and
son and Bealey by*

*several places of residence
this being respectively*

*Creditors of the abovenamed insolvent in the amount
of five pounds each and upwards*

*Sworn at Hobart Town in Tasmania
this fourteenth day of September One
thousand eight hundred and seventy*

Before me

H. J. D'Enden

*A Commissioner of the Supreme Court
of Tasmania*

J. S. D'Enden

In the Supreme Court
of Tasmania.
In Insolvency No. 6.

In the matter of the Insolvency of
John Berry of Bathurst Street Hobart
Town in Tasmania Hawker

I James Swinburn O'Enden of Patricks Street
Hobart Town in Tasmania Clerk to Mr. O'Enden
Solicitor make oath and say

10 That I did on ^{or about} the first day of
August now last past duly serve true copies of the
notice herunto annexed and marked A upon Messrs
Brent and Westbrook, R. W. Carno, Perkins and
nephew, W. Bealey and Walton and Bealey by
leaving the same at their several places of residence
or business all the said parties being respectively
Creditors of the abovesaid insolvent in the amount
of Five pounds each and upwards

Sworn at Hobart Town in Tasmania
this Fourteenth day of September One
thousand eight hundred and seventy

Before me

H. W. Rickland

J. S. O'Enden

A Commissioner of the Supreme Court
of Tasmania

FOR BICHENO, FALMOUTH, AND
GEORGE'S BAY.—The regular trader

“ROBERT BURNS,”

R. A. HALL, Master, will sail for the above
Ports, on FRIDAY EVENING, the 26th
instant.

ISAAC WRIGHT.

New Wharf.

4625

IN THE SUPREME COURT
OF TASMANIA.

IN INSOLVENCY.

IN the matter of the Insolvency of John
Berry of Bathurst-street Hobart Town in
Tasmania Hawker.

NOTICE IS HEREBY GIVEN that the sitting
of this Honorable Court in this Insolvency
appointed for the 24th instant has this day been
postponed by His Honor the Chief Justice until
WEDNESDAY next the 31st instant.

Dated this 22nd August, 1870.

H. J. D'EMDEN,

4639

Solicitor to the said Insolvency.

IN THE SUPREME COURT
OF TASMANIA.

IN INSOLVENCY.

IN the matter of the Insolvency of Joseph
Robertson, and about a dozen other gentlemen

were present.
A few friends held a preliminary meeting at
the residence of Mr. Henry Hopkins, when
that transportation to this colony would cease.
In 1853, the Duke of Newcastle forwarded a
despatch to the Governor, announcing the fact
will give you a short history of the case.

article must mean the public, and, therefore,
the public. I presume, therefore, that your
pirated. I asked, who said so? He replied,
the Newcastle Scholarships had been misap-
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I am the more anxious to do this, in conse-
quence of a conversation with an old friend last
night, on the subject of trusts, when he observed
that the people were doubtful about trusts after
the manner in which the money collected for
the Newcastle Scholarships had been misap-
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M. T. Y. M. C. H. R. I. S. T. I. E.

SURGEON DENTIST,
Honorary Dentist to the General Hospital,
Hobart Town, and late pupil to Robert Nisbet
Esq., Surgeon Dentist to the Queen,
Square, Edinburgh, may be consulted at
his residence, 136, Collins-street, or at his
lions and Victoria-streets.

Teeth extracted by the use of
which enables the tooth to be
pain.

EXTRACT FROM THE
I can truly affirm that I
of the best operators I have
I should not hesitate to
ficulty in his hands.

(Signed) P. B.
Surg.
Charlotte Square,
April, 1860.

To a Juror: My husband
medicine Dr. Atherton prescrib
ing his head m; and he
more. He always enjoy
before this.
To the Coroner: He
him.

Dr. Smart, sworn,
ned medical practi
stranger to him.
After
the hotel
a builder
on the body
The de
of man
alive.

He was never bled. The medicine
back. He complained of a pain in
load his cart. Did not remember
formed that the deceased had had so
Adjoining

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Show

his teeth on Friday morning. He pers
very much at the head. His bowels
fined till Thursday, when in accorda
instructions received from Dr. Atherton
were taken to open them. He first be
sensible on Friday morning, after w
hands kept twitching. Witness had
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back. He complained of a pain in

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IN THE SUPREME COURT }
OF TASMANIA. }

In Insolvency.

To the Honorable the Supreme Court of Tasmania.

The Humble Petition of *John Berry*
of Bathurst Street Hobart Town
in Tasmania Hawker

Sheweth,

That the Petitioner is Insolvent within the meaning of the Act in Council of this Island intituled "An Act to make provision for the more effectual distribution of Insolvent Estates" and is desirous of surrendering his Estate and Effects for the benefit of his Creditors pursuant to the said Act.

The Petitioner therefore humbly prays that he may be examined touching his alleged Insolvency and be permitted to produce proof thereof as by the said Act is provided and may thereupon be declared Insolvent accordingly and that a Provisional Assignee may be appointed of the Estate and Effects of the Petitioner and that such further order may be made in the premises as by the said Act is provided and will enable the Petitioner to obtain his discharge according to the provisions of the said Act.

Dated this *First* day of

August 18 *40*

Witness

A. D. Under

John *his*
mark *+ Berry*

IN THE SUPREME COURT }
OF TASMANIA.

In Insolvency.

In the Matter of the Petition of *John Berry*
of *Bathurst Street*
Hobart Town in Tasmania *Shipker*
praying amongst other things to be declared Insolvent.

UPON reading the above-mentioned petition and having upon hearing the same inquired into the several allegations thereof I do hereby declare the above-named Petitioner Insolvent and appoint *William Bingley Walcham*
~~JOHN MILWARD~~ of Hobart Town Gentleman Provisional Assignee of his Estate and Effects.

And I hereby order that the said Insolvent do attend for the purpose of being examined and that proof of Debts will be receivable and the matter of the said Insolvency otherwise proceeded in at the Sitting of the Supreme Court in Insolvency to be holden at the Court House Macquarie-street Hobart Town on Wednesday the *24th* day of *August instant* at 11 o'clock in the forenoon.

And I do hereby appoint Friday the *26th* day of *August instant* at the office of the said *William Bingley Walcham*
~~JOHN MILWARD~~ in Stone Buildings Macquarie-street aforesaid at 12 o'clock noon for the first Meeting of the Creditors of the said Insolvent for the election of a Permanent Assignee and the transaction of such other matters in the said Insolvency as may be lawfully performed thereat. And I order that notice of the presentation of the said Petition and of the respective days and places before mentioned for the purposes aforesaid be forthwith given by advertisement intituled in the matter of the said Insolvency and addressed to the several Creditors of the said Insolvent or their Agents in one newspaper published in Hobart Town and in writing to each of the Creditors of the said Insolvent whose debts amount to Five Pounds and upwards and further that a copy of this Order be forthwith served upon the Provisional Assignee hereby appointed.

Dated this

14th

day of

August

18 *90*

Pro. Bingley Walcham

Assignee of the Insolvent

SCHEDULE NO. 1 of

John Berry of Bathurst Street Hobart Town
in TASMANIA. *Hawker.*

THE following is a LIST of all Persons to whom the Petitioner is indebted, or who, to his knowledge or belief claim against his Creditors, together with the Nature and Amount of their Debts or Claims respectively, and the bona fide Consideration for such Debts or Claims respectively, distinguishing admitted Debts or Claims from Debts or Claims disputed with the Nature and Amount of all such Creditors, or Persons claiming to be Creditors respectively.

NO.	NAMES OF CREDITORS.	PLACE OF ABODE.	NATURE OF DEBT.	BONA FIDE CONSIDERATION.	Admitted or Disputed.	£	s.
1	Bent Westbrook	Hobart Town	Unimp. Cont.	Goods	Adm.	9	6
2	Burns & Genge	"	"	"	"	4	3 4
3	Carnes R.W.	"	"	"	"	5	9 6 ✓
4	Perkins & Nephew	"	"	"	"	34	11 1/2 ✓
5	Peasley W	"	"	"	"	15	15 8 ✓
6	Walton & Bealey	"	Judgment	"	"	17	2 9 ✓
						£ 86 6 4 1/2	

W. J. D. Baker

H. J. D. Baker

H. J. D. Baker

John

his
+ Berry
mark

In the Supreme Court of
Tasmania

In Insolvency

In the matter of the
Insolvency of John Berry
of Bathurst Street Hobart
Town in Tasmania
Plawker.

Petition and Schedules.

Filed

1. 8. 70

J.B.

The within named John Berry being first duly
sworn saith the within written petition is
mine as are also the within written schedules
I have no debts other than those enumerated
in the schedule of Creditors nor any assets
undisclosed in the schedule of assets I ascribe
my insolvency to recent severe loss of money and
the depression of trade and declare myself
insolvent because Messrs Walton and Bealey
have obtained a judgment against me which
at present I am unable to satisfy

~~Sworn at Hobart Town~~
~~in Tasmania this first~~
~~day of August in the year~~
~~one thousand eight hundred~~
~~and seventy~~

John + Mary
Wick
Witnessed
H. S. M. D.

Sworn at Hobart Town in Tasmania
this first day of August in the year one
thousand eight hundred and seventy
before me and I certify that the above named
John Berry being a workman the same
was first named and explained to him
when he appeared fully to understand the same

Pro. Veritas
Clerk of the Supreme Court.

SCHEDULE NO. 2 of the said

John Berry

Containing a particular account of all the Estates and Effects, both Real and Personal, now belonging to the

John Berry

or to which he th

John Berry
is in any manner interested.

ESTATE.

REMARKS.

Real estate

none

Personal Estate.

*Household furniture say
a few small debts amounting
in the whole to about £3
particulars of which will be
given to the applier*

*Wm
H. Dunder*

*John his
mark*

The Mercury.

HOBART TOWN: TUESDAY MORNING, AUGUST 2, 1870.

MECHANICS' INSTITUTE

GRAND GIFT NIGHT!
(Tuesday) EVENING, 2nd AUG.
ED'S CYNOLYORAMA,
the Life and Adventures of
S MORRELL,
N WILD WHITE MAN.

State of the weather for
of the Diorama has
the public for
offer a large
articles of
on an
of

HOBART TOWN AND LAUNCESTON

MARINE INSURANCE COMPANY.
Capital, £63,800. Established 1836.
Office, Stone Buildings, Hobart Town.

DIRECTORS.
Askin Morrison | Henry Hopkins
W. Crosby | Thomas Giblin
Hon. John Foster, M.L.C.
MICHAEL EVANS, Manager.
A. F. MANING, Accountant.
MESSRS. GIBLIN & DOBSON, Solicitors.
ANDREW HAIG, Surveyor.
Branch Office at Melbourne: 74, Collins-st. west.
Agents at London—MESSRS. FENWICK & Co.
16-68

TASMANIAN FIRE AND LIFE INSURANCE COMPANY.

Capital, £62,300. Established 1835.
Office, Stone Buildings, Macquarie street, Hobart Town.

DIRECTORS.
Crosby | Thomas Giblin
Walker | Henry Hopkins
Hon. T. Y. Lowes, M.L.C.
MICHAEL EVANS, Manager.
A. F. MANING, Accountant.
GIBLIN & DOBSON, Solicitors.
Hobart Town: Mr. E. Maher,
Melville and Argyle-streets.
Melbourne: 74, Collins-st. west
15-68

TAMAR FIRE AND INSURANCE COMPANY.

Capital, £100,000.
Directors.
Geo. Salier, Esq.
Chas. Bayley, Esq.
Esq.
LAWWELL, Esq.
A. DIXON, Esq.
& DOBSON.
WEEDON, Esq.
ES HENTY, & Co.
STER, Esq.
SON BROS. & Co.
1681-67

THE GLOBE

Invited to the
financial condi-
£3,538,000
£2,081,000
claims ad-
PORT,
Town.
3865

EVIDENT

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Y

Y

FIRST SHIPMENT

OF

SPRING GOODS,

EX

"HIGHFLYER."

VIA MELBOURNE.

PERKINS AND NEPHEW

HAVE RECEIVED

THEIR FIRST SHIPMENT

OF

SPRING GOODS,

CONSISTING OF

CAMBRIC PRINT

HOSIERY,

STRAW HATS

AND

FANCY GOODS

IN

GREAT VARIETY

EMPORIUM

August 2nd, 1870.

J. WHITESIDES AND

BY APPOINTMENT

TO HIS ROYAL HIGHNESS

THE DUKE OF EDINBURGH

HAVE JUST RECEIVED,

Ex "VELOCIDADE," "QUINTERO

And other Late Arrivals,

GLASSES.

Large Chimney Glasses, in gilt frames

Toilet Glasses, all sizes

Oval Toilets, with marble stands.

IRON BEDSTEADS.

Iron Cots, Iron Stretchers, with lath bottom

Stump, French and Half-Tester Bedsteads

CANE CHAIRS.

Birch Folding Cane Chairs, with and without

arms

Birch ditto, with arms and leg rest

Garden Chairs

Cane Seat chairs, with balloon backs, white birch

and imitation rosewood.

MATTING.

Coir Matting, 2-4, 3-4, 4-4, 5-4, and 6-4 wide

China Matting, 4-4 and 6-4, white and chequered

CARPETS.

Brussels, Kidder, Pat. Felt, Dutch, Extra width

Felt, Hearth Rugs, Brussels and Dutch

Stair Carpets, Stair Damask.

FLOOR CLOTH.

Floor Cloths for Rooms and Halls, from 4 to

12 feet wide.

DAMASKS.

Repp, Pekin, All Wool and Union, Terry Repps,

Cretone Chintz, Dimity, Upholstery Trim-

mings of all kinds.

ROOM PAPER.

Plain, Satin, Ceiling, and Hall Papers

Sienna Marble and Surbase Papers

Borders, in great variety.

With their usual assortment of FURNITURE

of every description.

J. WHITESIDES AND SON,

48 & 50, LIVERPOOL STREET,

4023

IN THE SUPREME COURT

OF TASMANIA.

IN INSOLVENCY, 30 VICTORIA, No. 6.

IN the matter of the Insolvency of John

Berry of Bathurst-street Hobart Town in

Tasmania Hawker.

To the several Creditors of the said Insolvent or

their Agents

NOTICE IS HEREBY GIVEN that the above

named John Berry did this day present his

Petition to the Honorable the Supreme Court of

Tasmania under the Acts in force in this Colony

regulating the proceedings and practice in Insol-

vency alleging his Insolvency and praying for relief

pursuant to the said Acts And the same having

come on to be heard before George Browne Esquire

Clerk of the said Supreme Court the said John

Berry was declared insolvent and William

Bingley Watchorn of Hobart Town Gentleman

was thereupon appointed Provisional Assignee of

the Estate and Effects of the said Insol-

vent And notice is hereby further given that the

said George Browne did order that the

said Insolvent do attend for the purpose of being

examined and that proof of debts will be receivable

and the matter of the said Insolvency otherwise

proceeded in at the sitting of the Supreme Court

in Insolvency to be holden at the Court

House Macquarie-street Hobart Town on

WEDNESDAY the 24th day of August instant

at eleven o'clock in the forenoon And that the

said George Browne has appointed FRIDAY

the 26th day of August instant at the office of

the said William Bingley Watchorn in Stone

Buildings Macquarie-street aforesaid at twelve

o'clock noon for the first Meeting of the Credi-

tors of the said Insolvent for the election of a

Permanent Assignee and the transaction of

such other matters in the said Insolvency as may

be lawfully performed thereat.

Dated this first day of August 1870.

H. J. D'EMDEN,

4270 Solicitor to the Insolvency.

IN the matter of the Insolvency of Edward

Francis Dease of Northdown Valley near

Latrobe in Tasmania Auctioneer.

I hereby call a special meeting of the Credi-

tors of the above named Insolvency

to be held at the Court House Macquarie-

street Hobart Town on WEDNESDAY the 24th

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