

IN THE SUPREME COURT OF TASMANIA

IN BANKRUPTCY

IN THE MATTER of a Debtor's Summons
against John Johnston of Hobart in
Tasmania Warehouseman and Musical
Instrument Importer.

A F F I D A V I T

in support of Debtor's Summons.

Filed 23.6.06
HR
Regr.

A. B. & C. CRISP,
114 Collins Street, Hobart.
Attorneys for McVilly & Little.

IN THE SUPREME COURT
OF TASMANIA
IN BANKRUPTCY

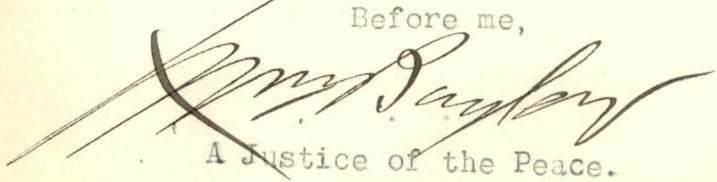


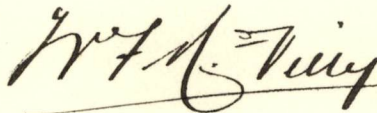
I WALTER FREDERICK MCVILLY of Hobart in Tasmania carrying on business and trading there with Henry E Little as Fancy Goods Shopkeepers and Importers under the style or firm of "MCVILLY & LITTLE" make oath and say :-

1. THAT John Johnston of Hobart aforesaid Warehouseman and Musical Instrument Importer is justly and truly indebted to myself and the said Henry E Little in the sum of one hundred and twelve pounds ten shillings and threepence for money payable by him to us for the amount of three several dishonored Promissory Notes made by him in our favour, together with interest thereon from the respective due dates thereof.
2. THAT the said John Johnston resides at Hobart aforesaid within the Southern Electoral Districts and carries on the trade of a Warehouseman and Musical Instrument Importer at Hobart aforesaid.
3. THAT notice of dishonor of each of the said three several Promissory Notes was duly and punctually given and delivered to the said John Johnston and I on behalf of my said firm have several times personally applied for payment of the amounts due from time to time on the said three several Promissory Notes, particularly on the nineteenth and twentieth days of June instant when I threatened that unless some satisfactory arrangement for payment of the said moneys was made I would institute legal proceedings.

SWORN at Hobart in the State of Tasmania)
this 23rd day of June one)
thousand nine hundred and six.)

Before me,


A Justice of the Peace.



In the Supreme Court of Tasmania,
In Bankruptcy.

McVilly and another

v

Johnston (J)

DEBTOR'S SUMMONS.

Filed 23.6.06 at 11.10 a.m.
H.R.
Reg.

YOU ARE SPECIALLY TO NOTE that the consequences, which will follow any neglect to comply with the requisitions contained in the summons, are that you may be adjudged a bankrupt on the petition of *Walter Frederick McVilly and Henry E. Little* should you not pay to, or compound with *them* for the sum claimed within *twenty one* days from the service of this summons on you.

If, however, you are not indebted to the said

Walter Frederick McVilly & Henry E. Little

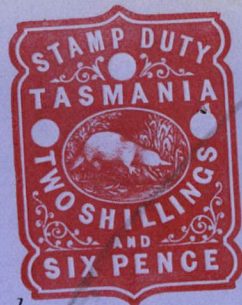
in the sum claimed, or are only indebted to *them* in a sum less than fifty pounds, you must make application to the Court within the like number of days to dismiss this summons, by filing with the Registrar an affidavit stating that you are not so indebted, or only so to a less amount than fifty pounds, who will thereupon fix a day for the hearing of your application.

C. B. & C. Crisp

*Attorneys suing out this Summons
carrying on business at Number 114
Collins Street Hobart in Tasmania*

In the Supreme Court }
of Tasmania,

IN BANKRUPTCY.



EDWARD THE SEVENTH by the Grace of God
of the United Kingdom of Great Britain and
Ireland and of the British Dominions beyond
the Seas King Defender of the Faith Emperor
of India.

To John Johnson

of Hobart in the State of Tasmania Piano
Warehouseman and musical instrument importer

WE warn you that unless within *twenty one* days after the service of
this summons on you, exclusive of the day of such service, you do pay to
Walter Frederick Mettely and Henry E Little
*both of Hobart aforesaid and trading there in partnership
as Grockery Stationery and Fancy Goods shopkeepers and
importers under the style or firm of "Mettely and Little"*

the sum of *One hundred and twelve* pounds *ten* shillings
and *three* pence, being the sum claimed of you by *them*

according to the particulars hereunto annexed, for *principal and
interest money due to them on three several Promissory
Notes made by you in their favour*

or shall compound for the same to *their* satisfaction, you will have
committed an act of bankruptcy, in respect of which you may be
adjudged a bankrupt, on a bankruptcy petition being presented by the
said *Walter Frederick Mettely and Henry E Little*

_____ unless you shall have, within the time aforesaid,
applied to the Court to dismiss this summons, on the ground that you
are not indebted to *them* in the sum claimed, or that you are
indebted to *them* in a sum less than fifty pounds.

Dated this *twenty third* day of *June* 1906

Heccor Ross
Registrar.

IN THE SUPREME COURT

OF TASMANIA

IN BANKRUPTCY

IN THE MATTER of a Debtor's Summons

MCVILLY & ANOTHER V JOHNSTON JOHN

The following are the particulars of the Creditors, demand :-

| | | | | | |
|----------|---|---|----|-----|-----|
| 1906 | | | | | |
| April 30 | To amount of Promissory Note dated 26th January 1906 |) | | | |
| | " made by the said John Johnston in favour of |) | | | |
| | " McVilly & Little and payable three months after date |) | 49 | : 9 | : 9 |
| April 30 |) " Interest thereon for 53 days at £10 per cent per |) | | | |
| to | |) | | | |
| June 22 |) " annum |) | 14 | : 4 | |
| May 14 | " amount of Promissory Note dated 11th January 1906 |) | | | |
| | " made by the said John Johnston in favour of |) | | | |
| | " McVilly & Little and payable four months after date |) | 30 | :19 | : 2 |
| May 14 |) " Interest thereon for 39 days at £10 per cent per |) | | | |
| to | |) | | | |
| June 22 |) " annum |) | 6 | : 6 | |
| June 14 | " amount of Promissory Note dated 11 th January 1906 |) | | | |
| | " made by the said John Johnston in favour of |) | | | |
| | " McVilly & Little and payable five months after date |) | 30 | :19 | : 2 |
| June 14 |) " Interest thereon for eight days at £10 per cent |) | | | |
| to | |) | | | |
| June 22 |) " per annum |) | 1 | : 4 | |

£ 112 :10 : 5

DATED this *twenty third* day of June 1906