

In the Supreme Court of Tasmania.

No 17
1908

In Bankruptcy.

In the Matter of a Bankruptcy Petition

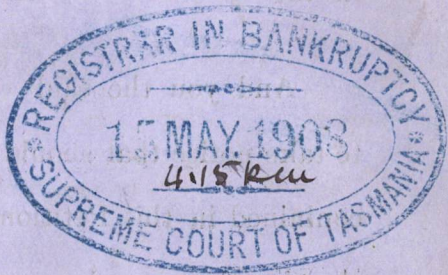
against John Alfred

Bastin of Hobart in

Tasmania Trader in General
in Tasmania.

Merchandise

BANKRUPTCY PETITION.



C. B. & C. Crisp

Attorneys for the Petitioner

In the Supreme Court
of Tasmania.



In Bankruptcy.

To the Honorable the Supreme Court of Tasmania. In Bankruptcy.

THE HUMBLE PETITION OF

Walter Frederick McKillop and Henry

Edward Little both of Hobart in

Tasmania carrying on business there in co-
partnership under the style or firm in Tasmania
of "McKillop and Little."

SHOWETH

That John Alfred Bastin

resides and carries on business within the Southern Electoral Districts,
that is to say at Hobart in Tasmania.

That the said John Alfred Bastin

is indebted to your Petitioners in the sum of Fifty three pounds two shillings and three pence for money payable to your Petitioners in respect of a judgment recovered against the said John Alfred Bastin for Forty three pounds seven shillings and nine pence by them in this Honorable Court in its Local Courts jurisdiction on the twelfth day of May instant and also in respect of a judgment recovered against the said John Alfred Bastin for nine pounds five shillings and six pence by your Petitioners in the Court of Requests Hobart on the same date

That the said John Alfred Bastin

is a Trader carrying on the trade or business of a Trader in General Merchandise

That your Petitioners ~~doth not, nor doth any person or persons in their~~
~~behalf~~ hold ~~any~~ security on the Bankrupt's Estate or ~~on any~~ part thereof for
the payment of the said sum but your Petitioners are willing
to give up such security.

That the said John Alfred Bastin

has committed an act of Bankruptcy within six months before the presentation of
this Petition.

That the act of Bankruptcy committed by him was:—

That the said John Alfred Bastin ^{this day} has in the prescribed
manner filed in this Honorable Court a Declaration
of his inability to pay his debts

Your PETITIONERS therefore humbly pray that on proof of the requisites in

This is the Petition referred to in the answers
affidavit of Walter Frederick McKillop sworn before
me the 15th day of May 1908

H.R.

that behalf on the hearing of this Petition the said

John Alfred Bastin

may be adjudicated a Bankrupt.

AND Your Petitioner shall ever pray, etc.

Signed on the *Fifteenth* day of
May ————— One thousand
nine hundred and *eight*

W. D. Tully
for Sup & Co partner
Henry Edwards Junr

In the presence of

A. B. C. R. S. H.

Attorney of the Supreme Court of Tasmania.

The above Petition having been presented to this Court on the *Fifteenth*
day of *May* ————— One thousand nine hundred and

eight, It is ordered that the said Petition shall be heard at
Registrar's *Macquarie Street*
Judge's Chambers *Mark Lane* *London*

on the *twenty sixth* day of *May*.

One thousand nine hundred and *eight* — at *eleven* o'clock
in the *fore* noon.

And you the said *John Alfred Bastin* are
to take notice that should you intend to dispute the truth of any of the statements
contained in this Petition you must file with the Registrar of this Court a Notice
showing the grounds upon which you intend to dispute the same, and send by Post
a copy of the affidavit to the Petitioner three days before the day fixed for
the hearing.

No. 10.

In the Supreme Court of Tasmania.

In Bankruptcy.

In the matter of a Bankruptcy Petition against

John Alfred Bastin

of *Hobart in Tasmania*

Trader in General Merchandise

Affidavit of Truth of Statements in Petition.

E. B. & Co. Gns.

Attorneys for the Petitioners

In the Supreme Court
of Tasmania.



In Bankruptcy.

IN THE MATTER of a Bankruptcy Petition against John Alfred
Bastin

of Hobart in Tasmania Trader in General
Merchandise

I, Walter Frederick Wills of Hobart in Tasmania one of
the Petitioners named in the Petition hereunto annexed, make oath and

say:—

1. That the several statements in the said Petition are within my own
knowledge true.

W. F. Wills

Sworn at Hobart in Tasmania

this 15th day of May one

thousand nine hundred and eight

Before me,

L. Dawson
J. P.

In the Supreme Court of Tasmania,
In Bankruptcy.

Wm. Velly & anor

- v -

Pastor

No 1

DEBTOR'S SUMMONS.



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 Wm. Velly and Henry Edward Little* - should you not pay to, or compound with *them* for the sum claimed within *fourteen* days from the service of this summons on you.

If, however, you are not indebted to the said *Walter Frederick Wm. Velly and Henry Edward 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.

This summons is sued out by Alfred Basil Greig and Cecil Claude Greig carrying on business at 114 Collins Street Hobart as attorneys for the said Walter Frederick Wm. Velly and Henry Edward Little.

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 *J. Alfred Bastin*
of *Hobart in Tasmania*

WE warn you that unless within *seven* days after the service of
this summons on you, exclusive of the day of such service, you do pay to
Walter Frederick McVilly and Henry Edward Little
both of Hobart aforesaid trading here in co-partnership
under the style of "McVilly & Little"
of

the sum of *fifty three* pounds *two* shillings
and *three* pence, being the sum claimed of you by *them*

according to the particulars hereunto annexed, for *money payable to*
them in respect of a judgment recovered against you
for £43 : 16 : 9 by them in the Supreme Court of Tasmania
Local Courts Act Jurisdiction on the Twelfth day of May instant
and also in respect of a judgment recovered against you for
£9 : 5 : 6 by them in the Court of Requests Hobart on the same date
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 McVilly and Henry Edward 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 *fourteenth* day of *May* - 190⁸

Recon Ross

Registrar.

*This is the return of the summons referred to in the
affidavit of Walter Frederick McVilly
sworn before me this 14th day of May
1908.*

*J. M. Evans
A Justice of the Peace*

1908
May

12

The following are the particulars of Demand referred to in
the Debtors Summons annexed hereto

To amount of a judgment recovered by
Walter Frederick McVilly and Henry
Edward Little against you on this date
in the Supreme Court of Tasmania
(Local Courts Act Jurisdiction)
Ditto in Court of Requests, Hobart, on
this date.

43 16 9

9 5 6

£ 53 2 3

Dated this

Twelfth

day of May, 1908.

ARW Trust

Attorneys for the said Walter
Frederick McVilly and Henry
Edward Little.

*Seal of
Registrar*

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

fourteenth

day of

May

1908

Recon Ross

Registrar.

In the Supreme Court of Tasmania.

In Bankruptcy.

IN THE MATTER of a Debtor's Summons
directed to
Bastin of Hobart in Tasmania

and

IN THE MATTER of "The Bankruptcy
Act, 1870."

A F F I D A V I T.

A. B. & C. Crisp.

In the Supreme Court of Tasmania
In Bankruptcy.



In the matter of a Debtor Summons
to *James Alfred* Bastin
of Hobart in Tasmania

and

In the matter of "The Bankruptcy Act, 1870

I WALTER FREDERICK MCVILLY of Hobart in Tasmania Fancy
Goods Importer a member of the Firm of "McVilly & Little"
named in the Debtor's Summons annexed hereto make oath
and say ^{that} the several statements in the said Debtor's
Summons are within my own knowledge true.

2. That the two Judgments ~~for~~ recovered by the said firm
of McVilly and Little against the abovenamed *I Alfred*
Bastin and referred to in the annexed Debtor's Summons are
still unsatisfied and the amounts respectively payable
thereunder are still due and owing to the said Firm. as *I*
know of my own knowledge

SWORN at Hobart in Tasmania)
this *fourteenth* day of May)
one thousand nine hundred and)
eight.)

W. F. McVilly

Before me,

J. M. Evans

A Justice of the Peace.

IN THE SUPREME COURT OF TASMANIA

IN BANKRUPTCY

IN THE MATTER of John Alfred Bastin
a Bankrupt.

C O N S E N T

to act as a Receiver.



A. B & C. Crisp.

IN THE SUPREME COURT OF TASMANIA

IN BANKRUPTCY.

IN THE MATTER of JOHN ALFRED BASTIN of Hobart
in Tasmania a Bankrupt.

I, ~~ERNEST T~~ *asusav* ~~TINNING~~ of Hobart in Tasmania do hereby
testify my consent to accept the office of Receiver of the
property of the said John Alfred Bastin in case this Court
shall think fit to appoint me to that office.

DATED this *thirteenth* day of May one thousand nine hundred
and eight.

Ernest Tinning

IN THE SUPREME COURT OF TASMANIA

IN BANKRUPTCY
OF

IN BANKRUPTCY

IN THE MATTER OF JOHN ALFRED BASTIN of

Robert in Tasmania Receiver in General

IN THE MATTER of JOHN ALFRED BASTIN
Merchandise a Bankrupt.
a Bankrupt.

I, HENRY SHIRLEY of Robert in Tasmania do hereby make application
to the Court that the order appointing me Receiver in this matter
be annulled as I am unable to carry out the duties of that
office.

TAKEN this nineteenth day of May one thousand nine hundred and eight
APPLICATION TO ANNUL AND
ORDER AMENDING FORMER ORDER
APPOINTING RECEIVER.

UPON READING the above Application it is ordered that the order
appointing the said Henry Shirley Receiver be and the same is hereby
annulled but so that the said Henry Shirley shall pass his
accounts, if any at such times as may be directed by the

TAKEN this nineteenth day of May one thousand nine hundred and eight





IN THE SUPREME COURT
OF TASMANIA

IN BANKRUPTCY

IN THE MATTER of JOHN ALFRED BASTIN of
Hobart in Tasmania Trader in General
Merchandise a Bankrupt.

I, HENRY SHIRLEY of Hobart in Tasmania do hereby make application
to the Court that the order appointing me Receiver in this matter
be annulled as I am unable to carry out the duties of that
office.

DATED this nineteenth day of May one thousand nine hundred and eight

Henry Shirley

UPON READING the above Application it is ordered that the order
appointing the said Henry Shirley Receiver be and the same is hereby
annulled but so that the said Henry Shirley shall pass his
accounts, if any, at such times as may be directed by the
Registrar of this Court.

DATED this nineteenth day of May one thousand nine hundred and eight

Heaton Ross
Registrar

IN THE SUPREME COURT
OF TASMANIA
IN BANKRUPTCY



IN THE MATTER of JOHN ALFRED BASTIN of
Hobart in Tasmania Trader in General
Merchandise a Bankrupt.

I, WALTER FREDERICK MCVILLY of Hobart aforesaid trading there in
co-partnership with Henry Edward Little ~~Fancy~~ under the style of
McVilly & Little Fancy Goods Importers creditors of the above-
named John Alfred Bastin do on the grounds set forth in my
Affidavit filed in this matter on the Sixteenth day of May instant
apply to the Court for the appointment of a Receiver of the prop-
erty of the said John Alfred Bastin and that such Receiver be
directed to take immediate possession thereof.

DATED this Nineteenth day of May one thousand nine hundred and
eight.

W. F. McVilly

UPON READING this Application and the Affidavit therein referred
to it is ordered that E. ^{pres} T. Tinning of Hobart in Tasmania
Accountant be appointed to Collect get in and receive the prop-
erty of the said John Alfred Bastin AND it is ordered that the
said E. T. Tinning do take immediate possession of such property
and that he do pass his account at such times as may be directed
by the Registrar of this Court.

Heaton Ross
Registrar

In the Supreme Court of Tasmania.

In Bankruptcy.

IN THE MATTER OF a Bankruptcy
Petition against John Alfred
Bastin of Hobart in Tasmania
Trader in General Merchandise.



Certificate declaring Registrar Trustee.

A. B & C. Crisp.

In the Supreme Court of
Tasmania. }

IN BANKRUPTCY.

IN THE MATTER OF a Bankruptcy Petition against John
Alfred Bastin of Hobart in Tasmania Trader ~~of~~
in General Merchandise a Bankrupt.

UNTIL such time as the appointment of a Trustee by the Creditors shall
have been certified by this Court, it is hereby certified and declared that the
Registrar of this Court is the Trustee of the property of the said Bankrupt.

Dated this *Sixteenth* day of *May* 190 *8*

By the Court,

Heaton Ross
Registrar.

IN THE SUPREME COURT OF TASMANIA

IN BANKRUPTCY

IN THE MATTER of a Bankruptcy
Petition against John Alfred Bastin
of Hobart in Tasmania Trader in
General Merchandise.

A F F I D A V I T
of service of Petition.



A. B & C. Crisp.

IN THE SUPREME COURT
OF TASMANIA
IN BANKRUPTCY



IN THE MATTER of a Bankruptcy Petition against
John Alfred Bastin of Hobart in Tasmania
Trader in General Merchandise

I, OSCAR ERNEST OATES of Hobart in Tasmania Clerk to Messieurs
A. B & C. Crisp of the same place Solicitors make oath and say :-
THAT I did, on the Sixteenth day of May one thousand nine hundred
and eight, serve the above-mentioned John Alfred Bastin with a
copy of the above mentioned Petition, duly sealed with the seal
of the Court by delivering the same personally to the said John
Alfred Bastin.

SWORN at Hobart in Tasmania this

T.M.G.

16th

day of May one

thousand nine hundred and eight.

O Oates

Before me,

J. M. Evans

A Justice of the Peace.

In the Supreme Court of Tasmania.

In Bankruptcy.

IN THE MATTER OF of a
Bankruptcy Petition against
John Alfred Eastin of Hobart
in Tasmania Trader in General
Merchandise.

Adjudication.

With Notice of Meeting.



A. B & C. Crisp.

In the Supreme Court of
Tasmania. }

In Bankruptcy.

IN THE MATTER of a Bankruptcy Petition against John Alfred
Bastin of Hobart in Tasmania Trader in General of
Merchandise.

UPON the hearing of this petition this day, and upon proof, satisfactory to
the Court, of the debt of the petitioners *Walter and of the trading* *HR*
and of the Act or Acts of the Bankruptcy alleged to have been committed by
the said John Alfred Bastin

John Alfred Bastin having been given, it is ordered that the said
John Alfred Bastin be and he is
hereby adjudged Bankrupt.

Dated this *sixteenth* day of *May*

1908

By the Court,

Heaton Ross
Registrar.

The first General Meeting of the Creditors of the said John Alfred
Bastin

is hereby summoned to be held at

the offices of Messrs A B McCush, Solicitors
114 Collins Street - Hobart

on the *second* day of *June* 1908

at *three* o'clock of the *after* — noon, and that the Court
has ordered the Bankrupt to attend thereat for examination, and to produce
thereat a statement of his affairs as required by law.

Until the appointment of a Trustee, all persons having in their possession
any of the effects of the Bankrupt must deliver them, and all debts due to
the Bankrupt must be paid to the Registrar. Creditors must forward their
proofs of debts to the Registrar.

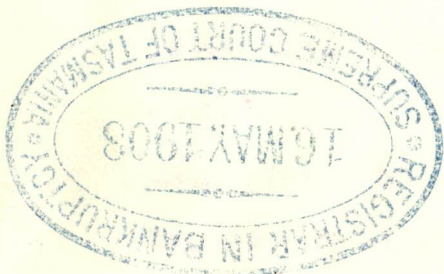
IN THE MATTER of a Bankruptcy.

Petition against John Alfred

Bestin of Hobart in Tasmania

Trader in General Merchandise.

APPLICATION FOR
APPOINTMENT OF RECEIVER AND ORDER
THEREON.



IN THE SUPREME COURT
OF TASMANIA
IN BANKRUPTCY



IN THE MATTER of a Bankruptcy Petition
against John Alfred Bastin of Hobart in
Tasmania Trader in General Merchandise.

I, WALTER FREDERICK MCVILLY of Hobart aforesaid one of the
Petitioners in this matter, do, on the grounds set forth in the
annexed Affidavit, apply to the Court for the appointment of a
receiver of the property of the said John Alfred Bastin and
that such receiver be directed to take immediate possession
thereof.

W. F. McVilly

Upon reading this Application and the Affidavit therein referred
to, it is ordered that *Hewey Shirley* of Hobart
aforesaid be appointed to collect, get in, and receive the
property of the said John Alfred Eastin. And it is ordered
that the said *Hewey Shirley* do take immediate
possession of such property and that he do pass his accounts at
such times as may be directed by the Registrar of this
Court.

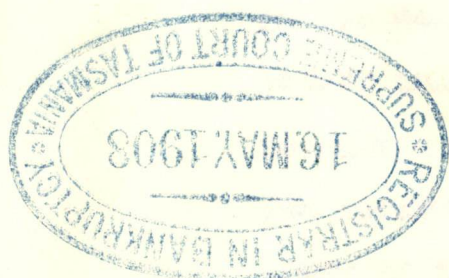
Dated this *Sixteenth* day of May 1908.

By the Court,

Heaton Ross

Registrar.

A. B. & C. Clerk
Account of A. B. & C. Clerk
Clerk

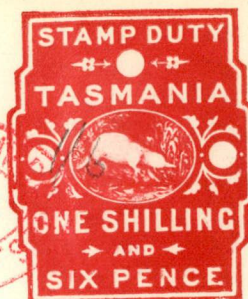


AFFIDAVIT.
as to the fact of debt & by
Othman, Clerk

Petition against JOHN ALFRED BASTIN

IN THE MATTER of a Bankruptcy

In the Supreme Court of Tasmania
In Bankruptcy.



In the Supreme Court of Tasmania

In Bankruptcy.

IN THE MATTER of a Bankruptcy Petition against
JOHN ALFRED BASTIN of Hobart in Tasmania
Trader in General Merchandise.

I WALTER FREDERICK MCVILLY of Hobart in Tasmania a
member of the firm of "McVilly and Little" carrying
on business at Hobart aforesaid under the style or firm
of "McVilly and Little" the petitioning Creditors in
this matter make oath and say:-

1. That the said John Alfred Bastin was at the date of
filing the said Petition indebted to my said Firm in
the sum of Fifty three pounds two shillings and three
pence for money payable to your Petitioners in respect
of a Judgment recovered against the said John Alfred
Bastin for Forty three pounds sixteen shillings and nine
pence by my said Firm in this Honorable Court in its
Local Courts Act Jurisdiction on the ^{twelfth} ~~fourth~~ day of
May instant and also in respect of the Judgment
recovered against the said John Alfred Bastin for Nine
pounds five shillings and six pence by my said Firm
in the Court of Requests Hobart on the same date and
the said John Alfred Bastin is still indebted as afore-
-said to my said Firm.as I know of my own knowledge.
- 2 That the said John Alfred Bastin is a Trader carrying
on the trade or business of a Trader in General
Merchandise at Hobart aforesaid.as I know of my own know-
-ledge.
3. That the said John Alfred Bastin has committed an
act of Bankruptcy within six months before the presentation



of the said Petition that is to say by filing in the
prescribed manner in this Honorable Court a Declaration
In the Supreme Court of Tasmania
of his inability to pay his debts.

In Bankruptcy.

Sworn at Hobart in Tasmania

this *sixteenth* day of May

one thousand nine hundred and

eight.

J. F. Kelly

Before me

Robert Ross
J.P.

A Justice of the Peace for Tasmania

member of the firm of "Kelly and Little" carrying
on business at Hobart aforesaid under the style or firm
of "Kelly and Little" the petitioning creditors in
this matter make oath and say:-
1. That the said John Alfred Bastin was at the date of
filing the said Petition indebted to my said firm in
the sum of fifty three pounds two shillings and three
pence for money payable to your Petitioners in respect
of a judgment recovered against the said John Alfred
Bastin for forty three pounds sixteen shillings and nine
pence by my said firm in this Honorable Court in the
local Courts Act jurisdiction on the seventh day of
May instant and also in respect of the judgment
recovered against the said John Alfred Bastin for nine
pounds five shillings and six pence by my said firm
in the Court of Requests Hobart on the same date and
the said John Alfred Bastin is still indebted as aforesaid
to my said firm as I know of my own knowledge.
That the said John Alfred Bastin is a trader carrying
on the trade or business of a trader in general
merchandise at Hobart aforesaid as I know of my own know-
ledge.

2. That the said John Alfred Bastin has committed an
act of Bankruptcy within six months before the presentation

In Benin.

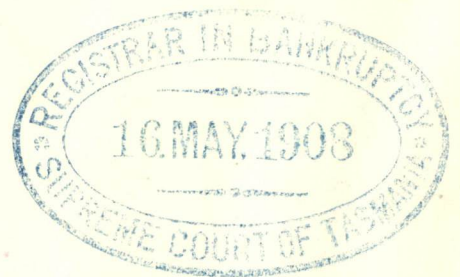
IN THE MATTER OF a Bankruptcy

Petition against JOHN ALLRED EASTIN

.T I V A C I U E H A

IN THE MATTER of A Bankruptcy
Petition against John Alfred Bastin
of Hobart in Tasmania Trader in
General Merchandise.

C O N S E N T
to Petition being heard.



IN THE SUPREME COURT

OF TASMANIA

IN BANKRUPTCY

IN THE MATTER of a Bankruptcy Petition
against John Alfred Bastin of Hobart in
Tasmania Trader in General Merchandise.

I, JOHN ALFRED BASTIN of Hobart in Tasmania Trader in
General Merchandise do hereby consent to the Petition
filed herein by Walter Frederick McCilly and Henry Edward
Little on the *fifteenth* day of May instant being
heard *forthwith*

DATED this *fifteenth* day of May, 1903.

J. A. Bastin

Witness

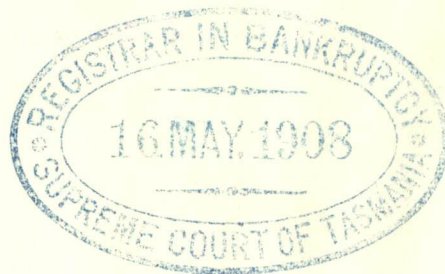
G. A. Scott

*attorney
Lincoln chambers
maaquan St-
Hobart*

IN THE MATTER of a Bankruptcy
Petition against John Alfred
Bastin of Hobart in Tasmania
Trader in General Merchandise.

A F F I D A V I T

in support of Application for
appointment of Receiver.



A. B & C. Crisp.

IN THE SUPREME COURT
OF TASMANIA

IN BANKRUPTCY



IN THE MATTER of a Bankruptcy Petition
against John Alfred Bastin of Hobart in
Tasmania Trader in General Merchandise.

I, WALTER FREDERICK MCVILLY of Hobart aforesaid a member of the
firm of "McVilly & Little" the petitioning creditors in this
matter do make oath and say.

1. That I believe it would be of advantage to the creditors
of the said John Alfred Bastin to have a Receiver of the property
of the Bankrupt appointed forthwith.
2. That I believe that unless a Receiver is appointed the
assets and property of the said John Alfred Bastin will be
wasted and that same are now being wasted.

SWORN at Hobart in Tasmania this
16th day of May one
thousand nine hundred and eight.)

W. F. McVilly

Before me,

W. F. McVilly

A Justice of the Peace.

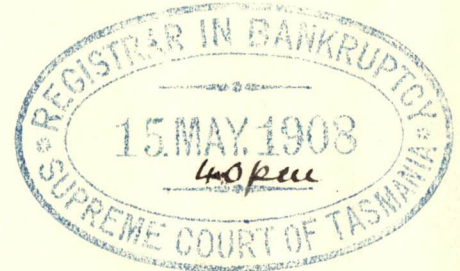
In the Supreme Court of Tasmania

In Bankruptcy.

IN THE MATTER of J. A. Bastin
of Hobart in Tasmania Trader in
General Merchandise.

D E C L A R A T I O N

of inability to pay.





In the Supreme Court of Tasmania

In Bankruptcy.

I the undersigned JOHN ALRED EASTIN of Hobart in
the State of Tasmania Trader in General Merchandise
do hereby declare that I carry on business within the Southern
Electoral Districts and that I admit that I am unable to
pay my debts.

Dated this *fifteenth* day of May one thousand nine
hundred and eight.

Witness

J. A. Bastin

T. A. Scott
attorney
Irvacquais Street
Hobart