

In the Supreme Court of Tasmania.

In Bankruptcy.

28A

1915

In the matter of the Petition of

Charles

James

Affidavit in support of petition.

Filed 30th Aug 1915
3.45 p.m. C.A.
per Rev.

M. G. Stephens Solicitor

146 Collins St. Hobart

Attorneys for the Debtors



In the Supreme Court
of Tasmania.



In Bankruptcy.

I, Charles Henry Nicholson
of Launceston in Tasmania Farmer.

make oath and say, as follows:—



I am the petitioner named in the petition hereunto annexed.

I verily believe that it will be most convenient to the creditors whose debts exceed ten pounds that the general meeting should be held at *the Office of*
H. D. Stephens Smith Esq. 146 Collins St. Hobart.

Sworn at *Hobart in Tasmania*
this 30th day of August 1915

C. H. Nicholson

Before me
Chawson
a Justice of the Peace

I certify my belief that it will be most convenient to the creditors of the petitioner that the general meeting should be held at *as above*,

H. D. Stephens Smith Esq.

Attorney in the matter of the petition.

In the Supreme Court of Tasmania.

In Bankruptcy.

In the matter of the Petition of

Petitions under Sections 112, 113.

In the Supreme Court
of Tasmania.

This is the Petition referred to in the annexed
Affidavit of Charles Henry Nicholson sworn before
me this 30th day of August 1915.

In Bankruptcy.



Lawson
a Justice of the Peace



The humble petition of

Charles Henry Nicholson

of *Lachlan in Tasmania Farmer*

SHEWETH—

That your Petitioner alleges that he is unable to pay his debts, and is desirous of instituting proceedings for liquidation of his affairs by arrangement or composition with his creditors, and hereby submits to the jurisdiction of this Court in the matter of such proceedings.

Your Petitioner therefore prays that notices convening such general meeting or meetings of his creditors as may be necessary to be given by him during the course of such proceedings may be sent in the prescribed manner and that such resolution or resolutions as his creditors may lawfully pass in the course of such proceedings, and as may require registration, may be duly registered by the Registrar of the Court.

And your Petitioner shall ever pray, etc.

C. H. Nicholson

Signed by the Petitioner

Charles Henry Nicholson

on the

Thirtieth

day of

August

1905

in the presence of

[Signature]
Director
Johnston



IN THE SUPREME COURT OF TASMANIA

IN BANKRUPTCY

re Charles Henry Nicholson

DECLARATION of INABILITY to
pay Debts.



Entered page 505

W.F. STEPHENS SMITH & IFE

146 Collins Street.

Hobart.

Attorneys for the said Charles Henry
Nicholson.

IN THE SUPREME COURT

OF TASMANIA.

IN BANKRUPTCY.



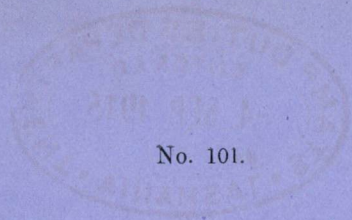
I the Undersigned CHARLES HENRY NICHOLSON of Lachlan in
Tasmania Farmer DO HEREBY DECLARE that I reside within the
Southern Electoral Districts and That I admit that I am
unable to pay my debts

DATED this *fourteenth* day of August One thousand
nine hundred and fifteen

Charles H. Nicholson

WITNESS

W. J. J. J.
Solicitor
Robert



No. 101.

In the Supreme Court of Tasmania.

In Bankruptcy.

In the matter of proceedings for liquidation
by arrangement or composition with creditors
instituted by ^{Nicholson} Charles Henry ~~Richardson~~
of Laichlan in Tasmania Farmer

Request with List of Creditors.

I certify that I have caused notices
duly stamped and sealed to be posted
to the within named creditors.

4/9/15

Hector Ross
REGISTRAR.

p. 6A

W. G. Stephens Smith & Co.

In the Supreme Court of Tasmania.



In Bankruptcy.

IN THE MATTER of proceedings for liquidation by arrangement or composition with creditors instituted by *Charles Henry Nicholson*
of Launceston in Tasmania Farmer.

To the Registrar.

I REQUEST that the notices of the General Meeting on the *Twentieth* day of *September* 1915, herewith delivered to you, duly addressed and stamped for post, may be sent to the under-scheduled creditors.

Dated this *Fourth* day of *September* 1915

No.	Names of Creditors or Firms of Creditors.	Addresses.	Estimated Amount of Debt.		
<i>1</i>	<i>Brown J.S.</i>	<i>New Norfolk.</i>	<i>21</i>	<i>9</i>	<i>10</i>
<i>2</i>	<i>Lucock & Co.</i>	<i>Salamanca Place Hobart</i>	<i>100</i>		
<i>3</i>	<i>Daily Post & Co.</i>	<i>Collins Street Hobart</i>	<i>5</i>	<i>7</i>	
<i>4</i>	<i>Hay E.</i>	<i>New Norfolk</i>	<i>5</i>	<i>9</i>	
<i>5</i>	<i>Webster A.G. & Son Ltd.</i>	<i>Liverpool Street Hobart</i>	<i>6</i>	<i>3</i>	<i>10</i>
<i>6</i>	<i>Davis Bros. Ltd.</i>	<i>Macquarie Street "</i>	<i>3</i>	<i>18</i>	
<i>7</i>	<i>Witcher & Co.</i>	<i>Melbourne</i>			
<i>8</i>	<i>Finlayson Propy & Co.</i>	<i>Elizabeth Street Hobart</i>	<i>8</i>	<i>5</i>	
<i>9</i>	<i>McShane G.H.</i>	<i>New Norfolk.</i>			
<i>10</i>	<i>Andrews Thomas</i>	<i>"</i>	<i>9</i>	<i>10</i>	<i>2</i>
<i>11</i>	<i>Barnett G.R.</i>	<i>"</i>	<i>1</i>		<i>9</i>
<i>12</i>	<i>Maple J.</i>	<i>"</i>	<i>1</i>	<i>18</i>	<i>9</i>
<i>13</i>	<i>Cowburn Thomas</i>	<i>"</i>	<i>18</i>	<i>4</i>	
<i>14</i>	<i>Philip W.H.</i>	<i>"</i>	<i>6</i>	<i>11</i>	<i>1</i>
<i>15</i>	<i>Dunthorn & Co. Ltd.</i>	<i>Collins Street Hobart</i>	<i>22</i>	<i>15</i>	<i>6</i>
<i>16</i>	<i>General Hospital of Hobart</i>	<i>Liverpool Street</i>	<i>1</i>	<i>7</i>	
		<i>L</i>	<i>212</i>	<i>13</i>	<i>11</i>

W. A. Stephens, Smith & Co.

IN THE SUPREME COURT OF
TASMANIA
IN BANKRUPTCY

IN THE MATTER of proceedings
for liquidation by arrangement
or composition with Creditors
instructed by CHARLES HENRY
NICHOLSON of Lachlan in -
Tasmania Farmer

- AFFIDAVIT
verifying Resolutions-



W.F. STEPHENS SMITH & IFE
146 Collins Street
HOBART

IN THE SUPREME COURT
of TASMANIA
IN BANKRUPTCY



IN THE MATTER of proceedings
for liquidation by arrangement
or composition with Creditors
instructed by CHARLES HENRY
NICHOLSON of Lachlan in -
Tasmania Farmer-

I ERNEST CROFTON STEPHENS of Hobart in Tasmania Solicitor Managing
Clerk to Messrs W. F. Stephens Smith & Ife of the same place Solicitors
make oath and say as follows-

THAT I verily believe that the Resolutions Statement of Affairs proofs
and proxies filed in this matter are the whole of the resolutions
Statement proofs and proxies come to and produced at the first general
meeting of Creditors held in the matter at No 146 Collins Street Hobart
aforesaid on the twentieth day of September instant

SWORN at Hobart aforesaid this
21st day of September
One thousand nine hundred and
fifteen

E. Crofton Stephens

Before me

A. Saunders

A Justice of the Peace

In the Supreme Court of Tasmania.

In Bankruptcy.

In the matter of proceedings for liquidation
by arrangement or composition
with Creditors instituted by Charles
Henry Nicholson of Laichlan
in Tasmania Farmer —————

List of Creditors assembled to
be used at every Meeting.



W. A. Stephens, Smith & Co
146 Collins Street Hobart.

In the Supreme Court of Tasmania.

In Bankruptcy.

in the matter of proceedings for liquidation by arrangement or composition with creditors instituted by
Charles Henry Nicholson of Launceston in Tasmania Farmer
MEETING held at Nº 146 Collins Street Hobart this Twentieth day of September 1915

No. of Assents of Creditors.	Number.	Names of Creditors present or assembled.	Amount of Assent.			Amount of Proof.		
1	1	Lucock E. J. -----	116	2	.	116	2	.
	1	Duthoit & Co. -----				13	11	11
1	1	Phelp W. H. -----	6	14	1	6	14	1
1	1	Webster A. G. & Sons Ltd -----	7	11	.	7	11	.
1	1	Davies Bros Ltd -----	5	5	.	5	5	.
	5	Total Number of Creditors present or assembled.						
4		Total Number of Assents.						
		Totals.....£	125	12	1	£ 149	4	.

W. E. Stephens Smith J^r

In the Supreme Court of Tasmania.

In Bankruptcy.

In the matter of CHARLES HENRY NICHOLSON
of Lachlan in Tasmania, Farmer

AFFIDAVIT IN PROOF OF DEBT.

FOR C. R. Barnett

New Norfolk



Admitted

W. J. Manning

TRUSTEE

HOBART.

10-11-1915.

In the Supreme Court }
of Tasmania.

In Bankruptcy.

In THE MATTER of Proceedings for liquidation by
arrangement or composition with Creditors instituted
by Charles Henry Nicholson
of Lachlan in Tasmania, Farmer.

I, *Copie* Raymond Barnett
of New Norfolk in Tasmania, Storekeeper.

make oath and say as follows:

The said Charles Henry Nicholson - - was at the date of
the institution of the said proceedings and still is justly and truly indebted
to me in the sum of One pound and nine pence stg
for Goods sold and delivered
for which said sum or any part thereof I say that I have not nor hath any
person by my order or to my knowledge or belief for my use had or received
any manner of satisfaction or security whatsoever save ~~and except~~ the
following:—

Date.	Drawn.	Acceptor.	Amount.	Due Date.
		<i>and</i>		

Sworn at New Norfolk in Tasmania

this *Twentyfirst* day of *September* 1915
One thousand nine hundred and fifteen.

Sign *C. H. Barnett*

Grey Rex

J. P.

I appoint H. H. Cummins, Accountant

of Hobart - - - my proxy in the above matter

C. H. Barnett *Sign*

IN BANKRUPTCY

In the Matter of Charles Henry
Nicholson of Lachlan in Tasmania,
Farmer

AFFIDAVIT IN PROOF OF DEBT

BY The Daily Post Ltd

FOR £6-7-6

Admitted



TRUSTEE

HOBART

10-11-1915.

In the Supreme Court of Tasmania
In Bankruptcy

In the matter of proceedings for
liquidation by arrangement or composition
with creditors instituted by -
Charles Henry Nicholson
of Lachlan in Tasmania, farmer

I, Ben Mutton

make oath and say as follows:-

That I am duly authorised under the seal of The Daily Post Limited
to make the Proof of Debt on its behalf that the said Charles Henry Nicholson
--- -- was at the date of the order of Adjudication and still
is justly and truly indebted to the said Company in the sum of Six pounds
seven shillings & six pence stg - for Debt and costs - - -

by the said Company for which said sum or any part thereof, I say that the
said Company hath not, nor hath any person by my order or to my knowledge
or belief for the use of the said Company, had or received any manner of
satisfaction whatsoever.

Sworn at Hobart - in Tasmania
this day of September
One thousand nine hundred and fifteen.

Before me W. T. Middleborough
Justice of the Peace

The Daily Post Limited - doth hereby appoint H.H.Cummins, Accountant
of Hobart in Tasmania as its proxy in this matter

In Witness whereof the Common Seal of the said Company is hereunto
affixed this day of September One thousand nine
hundred and fifteen.

The Common Seal of the
Daily Post Limited
was hereunto affixed in the
presence of -

Clare Samways

4 4
2-5-6

In the Supreme Court of Tasmania.

In Bankruptcy

IN THE MATTER of proceedings for
liquidation by arrangement or com-
position with Creditors instituted by
Charles Henry Nicholson of
Lachlan in Tasmania Farmer

SPECIAL RESOLUTION.



Registered this 21st day
of September 1915
Robert Ross
Registrar

W. F. Stephens Smith & Co
146 Collins Street
Hobart.

In the Supreme Court of Tasmania.

In Bankruptcy.



IN THE MATTER of proceedings for liquidation by arrangement or composition with creditors instituted by Charles Henry Nicholson of Laeklan —
in Tasmania Farmer —

WE, the undersigned, being the statutory majority of creditors, assembled at the general meeting in the above matter duly held at No 146 Collins Street Hobart —
this Twentieth — day of September — 191 5, in accordance with the provisions of the said Act, do hereby resolve as follows:—

- (1.) That the affairs of the said Charles Henry Nicholson — shall be liquidated by arrangement and not in bankruptcy.
- (2.) That Owen — Richmond Tinning of Hobart aforesaid be and he is hereby appointed trustee.
- (3.) That ~~be and they are hereby appointed a committee of inspection.~~
- (4.) That Messrs W. A. Stephens, Smith & Co of Hobart Solicitors — be entrusted with the registration of this special resolution.

Owen Tinning Chairman.

W. A. Stephens, Smith & Co By their proxy O. Tinning
to the effect
E. G. Huet

For DAVIES BRO

proper W. A. Stephens
in MANAGER

In the Supreme Court of Tasmania.

In Bankruptcy.

In the matter of proceedings for liquidation
by arrangement or composition with
creditors instituted by Charles Henry
Nicholson of Laechlan in Tasmania
Farmer _____

Statement of Debtor's Affairs.



Registered this 21st day
of September 1915

McCor Ross
Registrar

W. F. Stephens, Smith & Co
146 Collins Street Hobart.
Attorneys for the Debtor

In the Supreme Court of Tasmania,

In Bankruptcy.

In the matter of *proceedings for liquidation by arrangement or composition with creditors instituted by*
Charles Henry Nicholson of Lachlan in Tasmania Farmer

STATEMENT of the affairs of the above *Charles Henry Nicholson*

on the *Twentieth* day of *September* 19*15*

	£	s.	d.		£	s.	d.
Unsecured Creditors as per list (A)	212	2	11	Stock-in-trade at	Nil		
				Estimated at			
Creditors fully secured as per list (B)							
Less estimated value of securities.....			Nil.				
Surplus to contra.....£				Book debts about £			, estimated to produce.....
Creditors partly secured as per list (C).....			Nil.	Cash in hand			
Estimated value of securities.....							
				Bills of Exchange or other similar securities, estimated to produce...			
Other liabilities, as per list (D).....			Nil.	Furniture, fixtures, and fittings at			
Creditors for rent and wages, as per list (E).....	5			estimated to produce.....			
Liabilities on bills discounted, as per list (F) £.....			Nil.	Property, as per list (G).....			
Of which it is expected will rank against the Estate for Dividend...			Nil.	Surplus from securities in the hands of Creditors fully secured,			
				see contra.....			
Total debts.....£	217	2	11	Total assets.....£			Nil.

C. H. Nicholson

A
LIST OF CREDITORS.

Name.	Address.	Amount of Debt.		
		£	s.	d.
Brown J. G.	New Norfolk	21	9	10
Lacock E. J.	Salamanca Place	100	.	.
Daily Post Ltd.,	Collins Street, Hobart	5	7	.
Hay E.	New Norfolk	5	9	.
Webster A. G. & Son Ltd	Liverpool Street Hobart	6	3	10
Davies Bros	Macquarie Street, Hobart	57 3	18	.
Witcher & Co.	Melbourne			
Findlay's Pty Ltd.	Elizabeth Street, Hobart	8	5	.
McShane C. H.	New Norfolk			
Andrews Thomas	ditto	9	10	2
Barnett C. R.	"	1	.	9
Mapley J.	"	1	18	9
Cowburn Thomas	"	18	4	.
Philip W.	"	6	14	1
Duthoit & Co Ltd	Collins Street, Hobart	22	15	6
General Hospital of Hobart	Liverpool Street Hobart	1	7	.
		£ 212	12	11

C. H. Nicholson

2

LIST OF CREDITORS FULLY SECURED.

C. H. Nicholson

LIABILITIES.

C. H. Nicholas

E.

CREDITORS FOR RENT AND WAGES.

Creditor's Name.	Address.	Nature of Claim.	Amount of Debt.		
			£	s.	d.
Timbs R. E.	Lachlan	rent	5		.
Total.....			£ 5	.	.

C. H. Nicholson



F.

L. H. Nicholas

G.

PROPERTY.

Full Statement of Nature of Property.

Estimated to
Produce.

£ s. d.

Nil.

Nil.

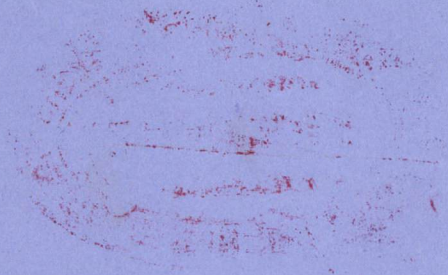
Total £

C. H. Nicholson



Admitted
W. J. Murray

Chairman



In the Supreme Court
of Tasmania

Admitted

In Bankruptcy

Chairman

In THE MATTER of Proceedings for Liquidation by

arrangement or composition with Creditors instituted

by Charles Henry Nicholson

of Launceston in Tasmania

Farmer

I, CHARLES ELLIS DAVIES, of Hobart, in Tasmania, Manager of "Davies Brothers Limited," of Hobart, in Tasmania aforesaid, Newspaper Proprietors, Printers, and Publishers, make oath and say:—

That I am authorised under the seal of the said "Davies Brothers Limited" to make this proof of debt in its behalf. That the said Charles Henry Nicholson was at the date of the institution of the said proceedings and still is justly and truly indebted to the said "Davies Brothers Limited" in the sum of

Five pounds five shillings

for goods sold and delivered by the said "Davies Brothers Limited" to the said

Charles Henry Nicholson for which said sum or any part thereof I say that the said "Davies Brothers Limited" have not by me as Manager, nor hath the said "Davies Brothers Limited," nor hath any person by my order, or to my knowledge or belief, for the use of the said "Davies Brothers Limited," had or received any manner of satisfaction or security whatsoever.

Sworn at Hobart aforesaid this 16
day of September

C. E. Davies

Before me,

James McCall

A Justice of the Peace for Tasmania.

"Davies Brothers Limited," of Hobart, in Tasmania, Newspaper Proprietors, Printers, and Publishers, appoint Henry Thomas Taylor of Hobart, in Tasmania aforesaid, their proxy in the above matter.

C. E. Davies

IN THE SUPREME COURT OF TASMANIA

IN BANKRUPTCY

=====

IN THE MATTER of proceedings for
liquidation by arrangement or composition
of Creditors instituted by CHARLES HENRY
NICHOLSON of Lachlan in Tasmania Farmer

A F F I D A V I T

=====

in proof of debt

Admitted
McKinnon
Chairman



A. B. & C. CRISP

IN THE SUPREME COURT
OF TASMANIA
IN BANKRUPTCY

Admitted

Chairman

IN THE MATTER of proceedings for liquidation
by arrangement or composition of Creditors
instituted by CHARLES HENRY NICHOLSON of
Lachlan in Tasmania Farmer.

I EDWARD JOHN LUCOCK of Hobart in Tasmania Hop Merchant make oath
and say:-

1. That the said Charles Henry Nicholson was at the date of the
institution of the said proceedings and still is justly and truly
indebted to me in the sum of one hundred and sixteen pounds two
shillings for money lent by me to him and for interest thereon for
which said sum or any part thereof I say that I have not nor hath
any person by my order or by my knowledge or belief for my use had
or received any manner of satisfaction or security whatsoever.

SWORN at Hobart in Tasmania)
this *Twentieth* day)
of September one thousand)
nine hundred and fifteen)

E. J. Lucock

Before me

D. Samuel

A Justice of the Peace.

I appoint

of Hobart aforesaid

my Proxy in the above matter

~~Wickham~~
Wickham
7-11-6



Admitted,

OR Turner
Chairman

IN THE SUPREME COURT
OF TASMANIA
IN BANKRUPTCY.

In the matter of proceedings
for Liquidation by Arrangement or
Composition with Creditors institu-
-ted by Charles Henry Nicholson
of Lachlan in Tasmania Farmer.

I JOHN BAILEY LIPTRON Treasurer to A. G. WEBSTER & SONS LIMITED a
Company carrying on business at Hobart and elsewhere in Tasmania
make oath and say as follows:-

1. THAT the said Charles Henry Nicholson was at the date of the
institution of the said proceedings and still is justly and truly
indebted to A. G. WEBSTER & SONS LIMITED in the sum of Seven Pounds
eleven shillings for goods sold and delivered for which said sum or
any part thereof I say that A. G. WEBSTER & SONS LIMITED have not
nor hath any person by the said Company's order or to my knowledge
or belief for the said Company's use had or received any manner
of satisfaction or security whatsoever.

2. THAT I am the Treasurer of A. G. WEBSTER & SONS LIMITED and
duly authorised by the said Company to make this Affidavit and that
it is within my own knowledge that the aforesaid debt was incurred
and for the consideration above stated and that such debt to the
best of my knowledge and belief still remains unpaid and unsatisfied

SWORN at Hobart in Tasmania
this *thirteenth* day of *September* 1915

Before me

John Calverley J.P.

Justice of Peace.

A. G. Webster & Sons Ltd., appoint *O.R. Lanning* of *Hobart*
in Tasmania to be their proxy in the above matter

Bailey Liptron



Admitted
W. H. H. H.
Chairman

Admitted

In the Supreme Court
of Tennessee

In Bankruptcy

In the matter of proceedings for liquidation
by arrangement or composition with
creditors instituted by

Charles Henry Nicholson of Jackson Tennessee
S. Edward Butcher Manager for Debitors & Co. & Co.

make oath and say as follows -

He said Charles Henry Nicholson was at the date
of the institution of the same proceedings and still
is justly and truly indebted to me in the
sum of thirteen hundred and seven dollars & seven pence
for

Balance of money advanced and goods delivered
for which said sum or any part thereof I say that
I have not not cash any person by my order or
to my knowledge or belief for my use had or
received any manner of satisfaction or security
whatsoever

~~Editha~~

Suon at Hobart this 18th day of September 1915
William A. Gibson J. P.
I attest Mr William Johnson of Hobart
my friend in the above matter

~~Editha~~

In the Supreme Court of Tasmania.

In Bankruptcy.

In the Matter of Proceedings for Liquidation
by Arrangement or Composition with
Creditors Instituted by



Affidavit in Proof of Debt.

By

For £ : :

Admitted
Ernest T. Tinning
Chair

ERNEST T. TINNING,
OFFICIAL ASSIGNEE,

Manager—Tasmanian Trade Protective Institute,
Bank Chambers,
ELIZABETH STREET, HOBART.

In the Supreme Court of Tasmania.

In Bankruptcy.

In the Matter of Proceedings for Liquidation by Arrangement or Composition
with Creditors Instituted by CHARLES HENRY NICHOLSON, of Lachlan
in Tasmania, Farmer.

a. Name in full of person making declaration.

I, William H. Philp of

b. His occupation

New Norfolk in Tasmania Storekeeper

make oath and say as follows:—

c. If you are in partnership, state who with, and how trading, if manager, director, or secretary of a Company, say so, and you are authorised to prove debt.

That I am Sole Owner

d. Debtor's name in full.

That the said CHARLES HENRY NICHOLSON was at the date of the institution of the said proceedings and still is justly and truly indebted to me

e. Amount in words.

in the sum of Six pounds fourteen shillings and one penny goods sold and delivered

f. For work done, for goods sold, or for money lent, etc.

for which said sum, or any part thereof, I say that I have not, nor hath any person by my order or to my knowledge or belief for my own use, had or received any manner or satisfaction or security whatsoever save and except the following :

DATE.	DRAWN.	ACCEPTOR.	AMOUNT.	DUE DATE.

g. If you hold bill, promissory note or cheque, fill in the particulars here.

h. Town.

i. State.

Sworn at New Norfolk in Tasmania

j. Creditor signs

this sixteen day of September. One Thousand nine Hundred and Fifteen W. H. Philp.

k. Magistrate signs

Before me.

George Leatham

Justice of the Peace.

l. Name of proxy.

m. His residence.

I appoint O. R. Tinning of Hobart

n. His occupation

Agent. my Proxy in the above matter.

o. Signature of Creditor.

W. H. Philp.

NOTE.—This affidavit may be sworn before a Justice of the Peace, who must initial every alteration, but any alteration in the date of swearing declaration will render the document useless.