

IN THE SUPREME COURT }  
of TASMANIA }

IN BANKRUPTCY.

In the matter of proceedings for Liquidation by arrangement  
or Composition with Creditors instituted by  
Cyril Heather of Port Cygnet in Tasmania  
I, ARTHUR GILBERT GENDERS of LAUNCESTON, in TASMANIA, Director of  
W. & G. GENDERS PTY. LTD., make oath and say as follows:-

That the said Cyril Heather  
was, at the date of the institution of the said proceedings, and still  
is justly and truly indebted to the said W. & G. GENDERS PTY.LTD. in  
the sum of Thirty eight pounds nine shillings and eight pence  
for goods supplied to him, for which the said sum or any part thereof,  
I say that I have not, nor hath any person by my order or in my know-  
ledge or belief for the use of the said W.& G. GENDERS PTY.LTD. had or  
received any manner of satisfaction or security whatsoever, save and  
except the following:-

Date	Drawer	Acceptor	Amount £.s.d.	Due Date.
------	--------	----------	------------------	-----------

Nil.

That I am duly authorized under the Seal of W. & G. GENDERS  
PTY.LTD. to make this proof of debt on their behalf, and also to appoint  
a proxy in Liquidation or Bankruptcy, and that it is within my own  
knowledge that the above debt was incurred and for the consideration  
stated

Sworn at LAUNCESTON

in TASMANIA this sixth day  
day of October 1924

*Arthur Gilbert Genders*

Before me

*Stanley James*

A. Justice of the Peace.

I appoint Alfred Leslie Frost

of Hobart in Tasmania

my proxy in the above matter.

*Arthur Gilbert Genders*



In the Supreme Court of Tasmania

In Bankruptcy

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

Cyril Heather of Port.  
Cygnus in Tasmania  
Motor Proprietor

Affidavit in Proof of Debt

By Oliver Oliver Pty Ltd

For £ 11 : 2 : 7

26/10/24  






In the Supreme Court  
of Tasmania  
IN BANKRUPTCY.

IN THE MATTER OF PROCEEDINGS FOR LIQUIDATION  
BY ARRANGEMENT OR COMPOSITION WITH CREDITORS INSTITUTED BY CYRIL HEATHER OF  
PORT CYGNET IN TASMANIA, MOTOR PROPRIETOR.

I, HENRY OLIVER of Hobart in Tasmania  
make oath and say as follows:—

That I am duly authorised under the seal of OLIVER & OLIVER PTY. LTD.  
to make the proof of debt on its behalf that the said CYRIL HEATHER  
was at the date of the Order of Adjudication and still is justly and truly indebted to  
the said Company in the sum of Eleven pounds Two shillings and seven  
pence (£11-2-7) for Good Supplied  
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 my knowledge or belief, for  
the use of the said Company, had or received any manner of satisfaction or security  
whatsoever.

SWORN at Hobart  
in Tasmania  
this 16<sup>th</sup> day of  
One thousand  
nine hundred and twenty four  
Before me,

Henry Oliver  
N. Perkins NWP

W. Oldham.

Justice of the Peace.

Alvin Oliver  
Smith

do hereby appoint Raymond Henry  
of Hobart, in Tasmania, as its proxy in this matter.

IN WITNESS WHEREOF the Common Seal of the said Company is hereunto affixed  
this 20<sup>th</sup> day of October - One thousand nine  
hundred and twenty four

THE COMMON SEAL of Alvin  
Oliver was hereunto  
affixed in the presence of

Henry Oliver  
N. Perkins



In the Supreme Court of Tasmania.

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In Bankruptcy.

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

*Request with List of Creditors.*

*Notice sealed & posted to  
the Creditors within named  
2/10/54  
R. B. H.*



In the Supreme Court of Tasmania.

In Bankruptcy.

IN THE MATTER of proceedings for liquidation by arrangement or composition with creditors instituted by Cyril Heather of Port Cygnet  
in Tasmania Motor Proprietor

To the Registrar.

I REQUEST that the notices of the General Meeting on the seventeenth day of October 1924, herewith delivered to you, duly addressed and stamped for post, may be sent to the under-scheduled creditors.

Dated this second ----- day of October 1924.

Cyril Heather

By his Attorneys

W. F. Stephens Smith & Co.  
per C. H. S.

No.	Names of Creditors or Firms of Creditors.	Addresses.	Estimated Amount of Debt.		
	Mark Smith	Cygnet	100		
	Oliver & Oliver	Hobart	6	15	6
	British Imperial Oil Coy	Hobart	5	2	6
	Barnet Glass Rubber Coy	Collins Street, Hobart	17	10	6
	Fanton & Burn	Melville St., Hobart	2	19	-
	Huon Times	Franklin	2	10	-
	Charles Davis Ltd.	Elizabeth St., Hobart	1	17	-
	Johnson & Wells	Hobart	5	13	6
	Robert Nettlefold	Macquarie St., Hobart	11	-	-
	Heathorn & Co.	Murray St., Hobart	11	-	-
	R. Meaburn	Minerva Cycle Works, Hobart	20	-	-
	Vacuum Oil Co. Ltd.	Salamanca Place, Hobart	10	-	-
	W. & G. Genders Pty. Ltd.	69 Liverpool St., Hobart...	38	-	-
	Ovendens Motor Cycle Garage	146 Murray St. Hobart.	33	16	-
			232		



IN THE SUPREME COURT OF TASMANIA

In Bankruptcy

.....

IN THE MATTER of a special resolution  
for liquidation by arrangement of the  
affairs of Cyril Heather of Port  
Cygnet in Tasmania Motor Proprietor

(Copy)

C E R T I F I C A T E

of Trustee's Appointment.



IN THE SUPREME COURT OF TASMANIA

In Bankruptcy

IN THE MATTER of a special resolution for  
liquidation by arrangement of the affairs  
of Cyril Heather of Port Cygnet in Tasmania  
Motor Proprietor

THIS IS TO CERTIFY that RAYMOND JOHN SHIELD of Hobart  
in Tasmania Accountant has been appointed and is -  
hereby declared to be trustee under this liquidation  
by arrangement  
Dated this 29th day of January One thousand  
nine hundred and twenty five

(SD) A. G. Brammall

Acting  
Registrar.

Seal



In the Supreme Court of Tasmania

In Bankruptcy.

In the matter of the petition of Cyril  
Leather

Affidavit in support of petition

1  
Filed 2/10/24  
R. L. P. A.



In the Supreme Court  
of Tasmania }

In Bankruptcy.



I, Cyril Heather

of Port Cygnet in Tasmania motor Proprietor

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 Messrs W. Stephens Smith & Co 148 Collins Street Hobart

Sworn at Hobart in Tasmania  
this 22<sup>nd</sup> day of September  
one thousand nine hundred  
and ninety four

Cyril Heather

William A. Guesdon  
A. Durbie of the Bench

I certify my belief that it will be most convenient to the creditors of the petitioner that the general meeting should be held at the office of Messrs W. Stephens Smith & Co Solicitors 148 Collins Street Hobart

Attorney in the matter of the petition



63  
1924

No. 97.

In the Supreme Court of Tasmania.

In Bankruptcy

*In the matter of the Petition of*

*Petitions under Sections 112, 113.*

Filed 2<sup>nd</sup> Oct 1924 at  
3 pm.  
R. D. Key



In the Supreme Court of  
Tasmania

In Bankruptcy

This is the petition referred to in the  
assumed affidavit of Cyril Heather sworn  
before me this 22<sup>nd</sup> day of September 1914

William A. Guesdon

A Justice of the Peace



The humble petition of

Cyril Heather

of Port Cygnet in Tasmania Motor Proprietor

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.

Cyril Heather

Signed by the Petitioner *As said Cyril Heather*

on the

22<sup>nd</sup>

day of

September

1914

in the presence of

William A. Guesdon

A Justice of the Peace



In the Supreme Court of Tasmania  
In Bankruptcy

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*In the matter of proceedings for liquidation by arrangement or composition with Creditors instituted by* .....

.....

.....


---

**Affidavit in Proof of Debt**

*By* .....

For £ : :

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20/10/24  


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In the Supreme Court  
of Tasmania

In Bankruptcy

In the Matter of proceedings for liquidation by arrangement or  
composition with Creditors instituted by

Cyril Weather of  
Port Lyster in Tasmania  
Motor proprietor

(a) Name of  
Declarant  
in full

I, <sup>(a)</sup> Walter John Rose

(b) His address  
(c) His occupa-  
tion

of <sup>(b)</sup> Hobart in Tasmania, <sup>(c)</sup> Local Manager

make oath and say as follows:—

(d) Debtor's  
name in full

That the said <sup>(d)</sup> Cyril Weather

was at the date of the institution of the said proceedings and still is justly and truly

(e) Creditor's  
name in full

indebted to <sup>(e)</sup> Vacuum Oil Co. Pty Ltd.

(f) Amount in  
words

in the sum of <sup>(f)</sup> Eleven pounds twelve shillings

(g) State con-  
sideration  
thus: For  
work done,  
or goods  
sold and  
delivered,  
or money  
lent, etc.

for <sup>(g)</sup> Goods sold & delivered

for which said sum, or any part thereof, I say that the said <sup>(h)</sup> Vacuum Oil Co  
Pty Ltd

(h) Creditor's  
Name

has not nor has any person by <sup>(h)</sup> my order or to my  
knowledge or belief for <sup>(h)</sup> its use had or received any manner of satisfaction or security

(i) If you hold  
cheque, bill,  
or promis-  
sory note,  
insert parti-  
culars here;  
otherwise  
strike out  
the words  
"save and  
except the  
following"

whatsoever, <sup>(i)</sup> save and except the following:

DATE.	DRAWN.	ACCEPTOR.	AMOUNT.			DATE WHEN DUE.
			£	s.	d.	

(k) Creditor's  
name

That I am a person in the employ of <sup>(k)</sup> Vacuum Oil Co Pty Ltd  
and am duly authorised by <sup>(k)</sup> Vacuum Oil Co Pty Ltd

to make this Affidavit; and that it is within my own  
knowledge that the above 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.

(l) Town

Sworn at <sup>(l)</sup> Hobart

(m) State  
(n) Declarant  
signs

in <sup>(m)</sup> Tasmania this <sup>(n)</sup> Seventeenth

day of <sup>(n)</sup> October 1924

(o) Magistrate  
signs

Before me,

(o)

A Justice of the Peace.

(p) Name of  
proxy

I appoint <sup>(p)</sup>

(q) His occupa-  
tion

of <sup>(r)</sup>

(r) His address

(s) Creditor  
signs

my proxy in the above matter.

(s)



THE OFFICE OF THE SECRETARY OF THE ARMY  
WASHINGTON, D. C.  
JAN 10 1917

TO THE SECRETARY OF THE ARMY  
FROM THE SECRETARY OF THE ARMY  
SUBJECT: [illegible]

1. [illegible]  
2. [illegible]  
3. [illegible]

4. [illegible]  
5. [illegible]  
6. [illegible]

7. [illegible]  
8. [illegible]  
9. [illegible]

10. [illegible]  
11. [illegible]  
12. [illegible]

13. [illegible]  
14. [illegible]  
15. [illegible]

42716724

[illegible signature]

[illegible signature]



In Bankruptcy.

*Handwritten: H. J. M. 5/10/24*

In the matter of proceedings for liquidation by arrange-  
ment or composition with Creditors instituted by -----  
CYRIL HEATHER OF PORT CYGNET IN TASMANIA -  
-----  
MOTOR PROPRIETOR  
-----

I, -----  
of -----  
of -----

BRAMWELL EWART SAUNDERS

THE BRITISH IMPERIAL OIL CO in LAUNCESTON

TASMANIA

make oath and say as follows:-

That the said CYRIL HEATHER OF PORT CYGNET

was, at the date of the institution of the said proceedings, and still  
is, justly and truly indebted to the said COMPANY  
in the sum of FIVE POUNDS TWO SHILLINGS AND SIX PENCE  
for GOODS SUPPLIED

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 the use  
of the said ----- had or received  
any manner of satisfaction or security whatsoever, save and except  
the following :-

Date	Drawer	Acceptor	Amount £. s. d.	Due Date
------	--------	----------	--------------------	----------

That I am duly authorised under the Seal of -----  
THE BRITISH IMPERIAL OIL CO. LTD. ----- to make this Proof of debt on  
their behalf and also to appoint a proxy in Liquidation or Bankruptcy;  
and that it is within my own knowledge that the above debt was  
incurred, and for the consideration stated.

SWORN at -----  
in ----- this -----  
day of ----- 1924

*Launceston*  
*Tasmania*  
*October*

*W. J. M.*

Before me, -----

A Justice of the Peace.

I appoint -----

my proxy in the above matter  
-----



In the Supreme Court of Tasmania

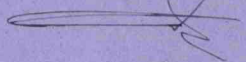
In Bankruptcy

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

**Affidavit in Proof of Debt**

*By*

**For £ : :**

27.07.74  




In the Supreme Court  
of Tasmania  
IN BANKRUPTCY.

IN THE MATTER OF

*B. Heather*

I, *Raymond John Shield* of *122 Collins St. Hobart*  
*liquidator of Universal Rubber & Motor Co. (in*  
*voluntary liquidation)* make oath and say as follows:—

That I am duly authorised ~~under the seal of~~

to make the proof of debt on its behalf that the said

*B. Heather*

was at the date of the Order of Adjudication and still is justly and truly indebted to  
the said Company in the sum of

*Three pounds ten shillings and*  
*sixpence* for *goods sold and delivered*

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 my knowledge or belief, for  
the use of the said Company, had or received any manner of satisfaction or security  
whatsoever.

SWORN at

*Hobart*

in

*Tas.*

this

*14*

day of

*October*

One thousand

nine hundred and

*twenty-four.*

Before me,

*R. J. Shield*

*W. H. Ham*

Justice of the Peace.

doth hereby appoint

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

One thousand nine

hundred and

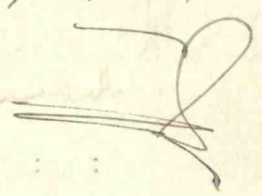
THE COMMON SEAL of

was hereunto

affixed in the presence of



23/10/24





in the Supreme Court,  
of TASMANIA.

In Bankruptcy

IN THE MATTER OF PROCEEDINGS for Liquidation by arrange-  
ment or Composition with Creditors instituted by *Cyril Heather*

of *Port-Lynett Tasmania*

I Frank. T. Brown of Barnet Glass Rubber Coy make oath and say as follows:-

The said ~~G.D.~~ Cyril Heather was at the date of the institution of the same proceedings and still is justly and truly indebted to us in the sum of Seventeen pounds ten shillings for (state consideration) & eleven £17: 10:11 Goods supplied 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:-

Sworn at HOBART This *Seventeenth* day of October 1924.

*Frank. T. Brown*  
Manager,

Barnet Glass Rubber Co, Ltd.,

*William E. Lloyd JP*  
17. 10. 24

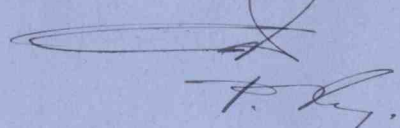


In the Supreme Court of Tasmania.

In Bankruptcy.

In the matter of proceedings  
for liquidation by  
arrangement or composition  
with creditors instituted  
by Cyril Heather of Port  
Cygnal in Tasmania Master  
Prothonotary

Statement of Debtor's Affairs.

Registered 20<sup>th</sup> October 1924  
  
F. L. J.

W. F. 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 Cyril Heather of Port Latta in Tasmania as sole proprietor

STATEMENT of the affairs of the above named Cyril Heather

on the seventeenth day of October 1924

	£	s.	d.		£	s.	d.
Unsecured Creditors as per list (A).....	136	4	-	Stock-in-trade at			
				Estimated at			
Creditors fully secured as per list (B).....							
Less estimated value of securities.....				Book debts about £			
Surplus to contra.....							
Creditors partly secured as per list (C).....				Cash in hand			
Estimated value of securities.....				Bills of Exchange or other similar securities, estimated to produce...			
Other liabilities, as per list (D).....				Furniture, fixtures, and fittings at			
Creditors for rent and wages, as per list (E).....				estimated to produce.....			
Liabilities on bills discounted, as per list (F) £.....				Property, as per list (G) .....			
Of which it is expected will rank against the Estate for Dividend...				Surplus from securities in the hands of Creditors fully secured,			
				see contra.....			
Total debts.....	136	4	-	Total assets.....			



## LIST OF CREDITORS.

Name.	Address.	Amount of Debt.		
		£	s.	d.
Oliver & Oliver	Hobart	6.	15	6
British Imperial Oil Coy	"	5	2	6
* Barnett Glass Rubber Coy	Collins St.	17	10	6
* Fanton & Burn	Melville St. "	2	19	0
Huon Times	Franklin	2	10	0
Chas Davis Ltd	Elizabeth St Hobart	1	17	0
* Johnson & Wells	"	5	13	6
* Robert Kettlefold	Macquarie St. "	11	0	0
* Heathorn & Co	Murray St. "	11	0	0
R. Meaburn	Minerva Cycle Works "	20	0	0
Vacuum Oil Co Ltd	Salamanca Place "	10	0	0
* W & G Genders Pty Ltd	69 Liverpool St. "	38	0	0
Orenden's Motor Cycle Garage	146 Murray St. "		16	0
* General Motors Hobart		3	0	0
* Holden Cooper & Co		7	5	0.
		£136	4	-



B.

LIST OF CREDITORS FULLY SECURED.

Name of Creditor.	Address.	Estimated Value of Security.			Amount of Debt.		
		£	s.	d.	£	s.	d.
	<i>Nil</i>						
Total estimated value of securities.....		£	<i>Nil</i>				
Total amount of debts of creditors holding security .....		£	<i>Nil</i>				



C.

CREDITORS PARTLY SECURED.

Names of Creditors.	Addresses.	Estimated Value of Security.			Amount of Debt.		
		£	s.	d.	£	s.	d.
<i>Nil</i>							
Total estimated value of securities.....		£					
Total amount of debts of creditors partly secured ...		£					
Surplus.....		£			<i>Nil</i>		<i>Nil</i>



D.

LIABILITIES.

	Amount of Creditor's Claim.		
	£	s.	d.
<i>Nil</i>			
Total Amount of Liabilities... ..	£	<i>Nil</i>	



E.

CREDITORS FOR RENT AND WAGES.

Creditor's Name.	Address.	Nature of Claim.	Amount of Debt.		
			£	s.	d.
	Nil				
Total.....£			Nil		



LIABILITY ON BILLS DISCOUNTED BY BANKRUPT.



G.

PROPERTY.

Full Statement of Nature of Property.

Estimated to  
Produce.

£

s.

d.

*Plant.*

50.

*Olympia Motors (Claim disputed).*

145

Total

£

195

*195*



IN THE SUPREME COURT OF TASMANIA

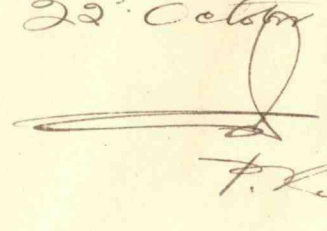
IN BANKRUPTCY

.....

IN THE MATTER of Proceedings for  
Liquidation by Arrangement or -  
Composition with Creditors - -  
instituted by Cyril Heather of Port  
Cygnet in Tasmania Motor Proprietor

A F F I D A V I T

of T. K. Crisp.

*Given 22<sup>nd</sup> October 1924*  
  
*T. K. Crisp*





IN THE SUPREME COURT OF TASMANIA  
In Bankruptcy

IN THE MATTER of proceedings for Liquidation  
by Arrangement or Composition with Creditors  
instituted by CYRIL HEATHER of Port Cygnet  
in Tasmania Motor Proprietor

I TERENCE KENRIC CRISP of Hobart in Tasmania Solicitor make  
oath and say as follows-;

THAT I verily believe that the resolutions, statement of  
affairs, proof and proxies filed in this matter are the whole  
of the resolutions, statement, proof and proxies come to and  
produced at the general meeting held in this matter on the -  
Seventeenth day of October instant

SWORN at Hobart aforesaid )  
this Twenty second day of )  
October One thousand nine )  
hundred and twenty four )

*Terence K. Crisp*

Before me

*A. Saunders*

A Justice of the Peace.

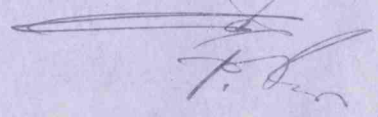


In the Supreme Court of Tasmania.

In Bankruptcy.

In the matter of proceedings for  
liquidation by arrangement  
or composition with creditors  
instituted by Cyril Heather  
of Port Lyster in Tasmania  
Notor Proprietor.

List of Creditors assembled to  
be used at every Meeting.

20/10/24  
  
F. B.

---

W. F. Stephens Smith, 2<sup>d</sup> fl.



In The Supreme Court of Tasmania.

In Bankruptcy.

in the matter of proceedings for liquidation by arrangement or composition  
with creditors instituted by Cyril Heather of Port Cygnet in Tasmania as debtor  
MEETING held at 148 Collins Street, Hobart, this seventeenth day of October, 1944,

No. of Assents of Creditors.	Number.	Names of Creditors present or assembled.	Amount of Assent.			Amount of Proof.		
1	1	W & J. Genders Pty Ltd	38	9	8	38	9	8
1	2	Vacuum Oil Coy Pty Ltd	11	12	-	11	12	-
1	3	The British Imperial Oil Coy	5	2	6	5	2	6
1	4	Universal Rubbers & Motor Coy (in voluntary liquidation)	3	2	6	3	2	6
1	5	Oliver Oliver	11	2	7	11	2	7
	5	Total number of Creditors present or assembled.						
5		Total Number of Assents.						
		Totals.....£	69	9	3	69	9	3



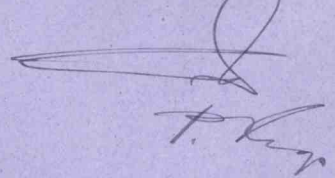
In the Supreme Court of Tasmania.

In Bankruptcy.

In the matter of proceedings for  
liquidation by arrangement or composition  
with creditors instituted by Cyril  
Heather of Port Lyster  
in Tasmania debtor  
Proprietor

Special resolution.

Received 20<sup>th</sup> October 1924

  
T. King

W. F. Smith & J. F.  
STEPHENS, & STEPHENS,

145 116 COLLINS STREET, HOBART,

Attorneys for the said Cyril Heather



In the Supreme Court of Tasmania.

In Bankruptcy.

IN THE MATTER of proceedings for liquidation by arrangement or composition with creditors instituted by *Eril Heather* Port by *Eril Heather* in Tasmania or to Proprietor.



WE, the undersigned, being the statutory majority of creditors, assembled at the general meeting in the above matter duly held at *the Office of W. F. Stephens Smith & Co, No. 148 Collins Street, Hobart.* this *seventeenth* day of *October* 189*9* in accordance with the provisions of the said Act, do hereby resolve as follows:—

- (1.) That the affairs of the said *Eril Heather*
- (2.) That *Raymond Henry Shield*
- (3.) that

shall be liquidated by arrangement and not in bankruptcy.

be and he is hereby appointed trustee.

~~be and they are hereby appointed a committee of inspection.~~

- (4.) That *W. F. Stephens Smith & Co*

be entrusted with the registration of this special resolution.

*C. R. Frost.*

Chairman.

*W. G. Penders Pty Ltd*

*By their Proxy C. R. Frost.*

*Vacuum Oil Co Pty Ltd*

*By their Proxy - L. P. Hall*

*British Imperial Oil Co.*

*By their Proxy O. A. Rubenach*

*Universal Rubber & Motor Coy Pty Ltd*

*By their Proxy R. J. Shield Liquidator*

*Oliver & Oliver Pty Ltd*

*By their Proxy*

*Raymond H. Smith*