

P. No. 224/36.

IN THE SUPREME COURT OF NEW ZEALAND

NORTHERN DISTRICT.

IN THE ESTATE of John Alfred Serpell  
deceased

PROBATE.

*Sg jee 10/-*  
*M.R.*  
*5/6/36.*



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M.R. Grierson  
Solicitor  
Pukekohe.

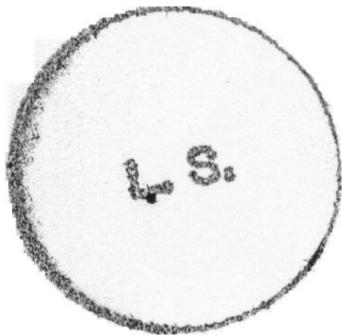
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IN THE SUPREME COURT OF NEW ZEALAND  
NORTHERN DISTRICT.

IN THE ESTATE of John Alfred  
Serpell late of Pokeno Valley  
Farmer deceased.

BE IT KNOWN TO ALL MEN that on this seventh day of April  
one thousand nine hundred and .....  
thirty six the last Will and Testament of John Alfred  
Serpell late of Pokeno Valley in this District Farmer de-  
ceased (who died on or about the twenty third day of June  
One thousand nine hundred and thirty five) a copy of which  
is hereunto annexed has been exhibited read and proved be-  
fore the Honourable John Bartholomew Callan a Judge of this  
Court and administration of the estate effects and credits  
of the deceased has been and is hereby granted to John  
Arnold Serpell and Charles Henry Farnsworth the executors  
in the said Will and Testament named being first sworn ...  
faithfully to execute the said will by paying the debts  
and legacies of the deceased as far as the property will  
extend and the law binds.

Estate sworn under £1000.



GIVEN under the Seal of the Supreme  
Court of New Zealand at Auckland ..  
this seventh day of April One thous-  
and nine hundred and thirty six.

*A. E. Sobbie*  
Deputy Registrar.

DATED

2nd. March

1935

WILL

-of-

JOHN ALFRED SERPELL.

Certified to be a true copy of  
Will:

.. *N. L. Brown* ..... Clerk

... *E. Ferguson* ..... Clerk.

This is the last will and testament of me John Alfred Serpell of Pokeno Valley in the Provincial district of Auckland and Dominion of New Zealand I revoke all former wills and testamentary documents by me made and declare this to be my last will and testament

J.A.S.  
R.L.  
G.L.

I appoint my son John Arnold Serpell of Pokeno Valley farmer and my son in law Charles Henry Far~~in~~sworth of Karaka near Papakura farmer to be my Trustees and Executors of this my will

I direct my trustees to pay out of such part of my estate as shall consist of money or the proceeds of life insurances all my just debts funeral and testamentary expenses and ... estate and succession duties

I give devise and bequeath to my wife Matilda McGregor all articles of household or domestic use including ..... furniture ornaments and consumable stores which shall be in or about my dwelling at the time of my death.

I give devise and bequeath to my son John Arnold all my rights and equity in my farm at Pokeno Valley being part of Sec 122 and part of Sec. 195 Mangatawhiri Ph. containing 98ac. 2r. 18p. be it more or less together with all stock and farm implements used in connection with the farm and in consideration of this gift I direct my son John Arnold out of the profits from the farm to provide my wife ( so long as she shall remain my widow) with home comforts equal to those enjoyed by her since she has been living in Pokeno Valley and also to pay out of farm profits in succeeding years the legacies hereinafter provided for my daughters

I give devise and bequeath to my daughter Viola Inez Far~~in~~sworth wife of Charles Henry Far~~in~~sworth of Karaka

J.A.S.  
J.A.S. G.L. R.L.  
G.L. R.L.

near Papakura the sum of one hundred pounds sterling.

I give devise and bequeath to my daughter Florence . . . .  
Adela the sum of one hundred pounds sterling As herein-  
before provided the bequests to my two daughters are to be  
a charge on the profits from the farm hereinbefore bequeath-  
ed to my son John Arnold and my trustees are directed not  
to press for payment of these legacies until after a period  
of five years from the date of my death and I further  
empower my trustees at their discretion absolutely to extend  
the period or arrange for progress payments should the  
economic conditions during the period of years hereinbefore  
stated be such as would in their opinion cause undue hard-  
ship to the said John Arnold in meeting the payments in one  
sum and I declare that any such action on the part of my . .  
trustees shall not be questioned

I direct that all monies paid to my two daughters under this  
my will shall be paid to them for their sole and separate  
use free from debt control and engagements of any husband .  
and not to be attachable by any process of law  
Should I become possessed of or entitled to any money property  
securities gifts or legacies after the date of this will ..  
and of which I am empowered to dispose of by this my will I  
direct my trustees to convert the same into money and divide  
the total sum thereof into six equal portions and to give to  
my wife Matilda McGregor three portions To my son John  
Arnold one portion To my daughter Viola Inez one portion  
and to my daughter Florence Adela one portion

In witness whereof I have hereunto subscribed my name this  
the 2nd. day of March Nineteen hundred and thirty five

John A. Serpell

Signed by the testator the said  
John Alfred Serpell as and for  
his last will and testament in  
the presence of us both being  
present at the same time who at  
his request in his sight and pre-  
sence and in the presence of each  
other have hereunto subscribed  
our names as witnesses:

R. Lyons  
pte Bag Pokeno  
Farmer

G. Lyons  
P.B. Pokeno  
Farmer.

P. No. 224/36

IN THE SUPREME COURT OF NEW ZEALAND

NORTHERN DISTRICT.

IN THE ESTATE of JOHN ALFRED SERPELL

late of Pokeno Valley Farmer deceased

MOTION FOR PROBATE.

Mr. M.R. Grierson to move on  
the                    day of                    1936  
at 10.30 o'clock in the forenoon or so  
soon thereafter as Counsel may be heard  
that Probate of the Will of the above-  
named John Alfred Serpell be granted to  
John Arnold Serpell and Charles Henry  
Farnsworth the Executors therein named.

Certified pursuant to the rules of the  
Court to be correct.

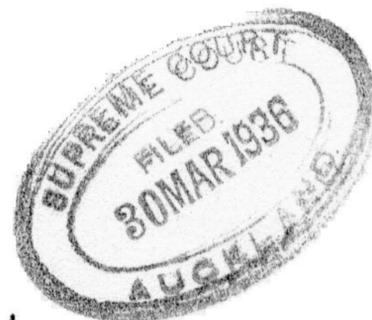
*M.R. Grierson*  
Counsel for Applicant.

N.O.P.T

*X granted  
B. Callum  
7.4.36*



*o/a. 23.6.35.  
£1000*



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M.R. Grierson  
Solicitor  
Pukekohe.

IN THE SUPREME COURT OF NEW ZEALAND  
NORTHERN DISTRICT.

IN THE ESTATE of JOHN ALFRED SERPELL  
late of Pokeno Valley in the  
Provincial District of Auckland Farmer  
deceased.

AFFIDAVIT OF EXECUTORS TO LEAD  
TO GRANT OF PROBATE.



M.R. Grierson  
Solicitor  
Pukekohe.

IN THE SUPREME COURT OF NEW ZEALAND

NORTHERN DISTRICT.

IN THE ESTATE of JOHN ALFRED  
SERPELL late of Pokeno Valley  
Farmer deceased.

WE JOHN ARNOLD SERPELL of Pokeno Valley in the Provincial District of Auckland in New Zealand Farmer and CHARLES HENRY FARNSWORTH of Karaka in the said Provincial District Farmer severally make oath and say:-

1. THAT we knew John Alfred Serpell late of Pokeno Valley Farmer when alive and that the said John Alfred Serpell was resident or domiciled at Pokeno Valley within this Judicial District and that the nearest Registry Office of this Court to the place where the said John Alfred Serpell resided or was domiciled is at Auckland.

2. THAT the said deceased died at Pokeno in the said ..... Provincial District on or about the 23rd. day of June 1935 as we are able to depose from having attended his funeral on the <sup>25<sup>th</sup></sup> day of June 1935.

3. THAT we believe the handwritten document now produced and bearing date the Second day of March 1935 to be the last Will and Testament of the said deceased and that we are the ... executors named therein.

4. THAT we will faithfully execute the said will by paying the debts and legacies of the said deceased so far as the . property will extend and the law binds.

5. THAT according to our knowledge and belief the estate and

effects of the said deceased in respect of which Probate is sought to be obtained are under the value of £1000.

SWORN at Pukekohe by the said John)

Arnold Serpell this 13<sup>th</sup> day)

of March 1936.)

Before me:

*John A. Serpell.*

*W. Constable King.*

A Solicitor of the Supreme Court of New Zealand.

SWORN at Pukekohe by the said ....)

Charles Henry Farnsworth this )

19<sup>th</sup> day of March 1936.)

Before me:

*C.H. Farnsworth*

*W. Constable King*

A Solicitor of the Supreme Court of New Zealand.

The will of

John Alfred Serpell

dated

1935



This is the hand-written document bearing date the second day of March 1935 mentioned and referred to in the accompanying affidavit of John Arnold Perpell and shown to him at the time of swearing same taken and sworn this 13th day of March 1936 Before me:

*Conrad King*  
a solicitor of the Supreme Court of New Zealand

This is the last will and testament of me John Alfred Perpell of Pokeno Valley in the Provincial district of Auckland and Dominion of New Zealand I revoke all former wills and testamentary documents by me made and declare this to be my last will and testament

I appoint my son John Arnold Perpell of Pokeno Valley, farmer, and my son in law, Charles Henry Farnsworth of Karaka near Papakura farmer to be my Trustees and Executors of this my will

I direct my trustees to pay out of such part of my estate as shall consist of money or the proceeds of life insurances all my just debts funeral and testamentary expenses and estate and succession duties

I give devise and bequeath to my wife Matilda M. Gregor all articles of household or domestic use including furniture ornaments and consumable stores which shall be in or about my dwelling at the time of my death.

I give, devise, and bequeath to my son John Arnold all my rights and equity in my farm at Pokeno Valley being part of Sec. 122 and part of Sec. 195 Mangatawhiri Ph. containing <sup>ac</sup> 98. <sup>R.</sup> 2. <sup>P</sup> 18 be it more or less together with all stock and farm implements used in connection with the farm and in consideration of this gift I direct my son John Arnold out of the profits from the farm to provide my wife (so long as she shall remain my widow) with home comforts equal to those enjoyed by her since she has been living in Pokeno Valley, and also to pay out of farm profits in succeeding years the legacies hereinafter provided for my daughters

I give devise and bequeath to my daughter Viola Inez Farnsworth wife of Charles Henry Farnsworth of Karaka near Papakura

This is the hand-written document bearing date the second day of March 1935 mentioned and referred to in the accompanying affidavit of Charles Henry Farnsworth and shown to him at the time of swearing same taken and sworn this 19th day of March 1936 Before me:

*Conrad King*  
a solicitor of the Supreme Court of New Zealand

J.A.  
G.L.  
R.L.  
G.L.

the sum of one hundred pounds sterling.

I give devise and bequeath to my daughter Florence Adela the sum of one hundred pounds sterling as hereinbefore provided the bequests to my two daughters are to be a charge on the profits from the farm hereinbefore bequeathed to my son John Arnold and my trustees are directed not to press for payment of these legacies until after a period of five years from the date of my death; and I further empower my trustees at their discretion absolutely, to extend the period or arrange for progress payments, should the economic conditions during the period of years hereinbefore stated be such as would in their opinion cause undue hardship to the said John Arnold, in meeting the payments in one sum, and I declare that any such action on the part of my trustees shall not be questioned.

I direct that all monies paid to my two daughters under this will shall be paid to them for their sole and separate use, free from debt control and engagements of any husband and not to be attachable by any process of law.

Should I become possessed of or entitled to any money, property, securities gifts or legacies after the date of this will and of which I am empowered to dispose of by this my will, I direct my trustees to convert the same into money and divide the total sum thereof into six equal portions and to give to my wife Matilda McGeer three portions, to my son John Arnold one portion, to my daughter Viola Inez, one portion and to my daughter Florence Adela one portion.

In witness whereof I have hereunto subscribed my name this the 2<sup>nd</sup> day of March nineteen hundred and thirty five  
John A. Serpell

Signed by the testator the said  
John Alfred Serpell as and for  
his last will and testament in  
the presence of us both being present  
at the same time who at his  
request in his sight and presence  
and in the presence of each other  
have hereunto subscribed our names  
as witnesses

R. Lyons  
P. B. Pokero  
Farmer

G. Lyons  
P. B. Pokero  
Farmer