

25745

IN THE  
SUPREME COURT OF NEW ZEALAND  
Wellington District.

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IN THE MATTER of the estate of

CHARLES DAVEY HARRIS

Deceased



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AFFIDAVIT  
OF  
ASSISTANT PUBLIC TRUSTEE

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THE SOLICITOR,  
PUBLIC TRUST OFFICE,  
WELLINGTON.



*In the Supreme Court of New Zealand,  
Wellington District.*

IN THE MATTER of THE ADMINISTRATION ACT,  
1908, and its amendments;

and

IN THE MATTER of THE PUBLIC TRUST OFFICE  
ACT, 1908, and its amendments;

and

IN THE MATTER of the ESTATE of Charles Davey Harris  
late of Omihi, in the Provincial District of  
Canterbury, in the Dominion of New Zealand,  
Farm Hand, but at his death a Private No 33719  
in the New Zealand Expeditionary Force, de-  
ceased (hereinafter referred to as "the said  
deceased").

I, JOHN WILLIAM MACDONALD of the City of Wellington in the Dominion  
of New Zealand, Solicitor, make oath and say as follows:—

1. That I am duly appointed Assistant Public Trustee of the  
Dominion of New Zealand under the provisions of Section 3 of The  
Public Trust Office Amendment Act, 1917.

2. That I am empowered to make this affidavit by a general direc-  
tion and authority under the hand of the Public Trustee bearing date the  
7th day of December, 1917, which still remains in full force and effect.

3. That the said deceased died on active service in  
France on or about the 4th day of October, 1917, as appears  
by the Certificate of Registration of Death hereto annexed  
and marked "A" and from enquiry I verily believe the said  
deceased to be one and the same person as the deceased  
person mentioned in such Certificate of Death.

4. That after due enquiries, I, in my official capacity  
am satisfied that the said deceased died intestate.

5. That to the best of my knowledge information and  
belief, the estate effects and credits of the said deceased  
to be administered by the Public Trustee are under the value  
of £500.

6. That the said deceased was at his birth and throughout  
his life a subject of Great Britain only and not a subject of  
any foreign State or Sovereign and was born in New Zealand.

7. That the said deceased died a bachelor.

*E. N. M.*



8. That the said deceased left him surviving as his next of kin his father Charles Harris.

9. That the said Charles Harris has in writing requested the Public Trustee to administer the estate of the said deceased.

10. That the Public Trustee has been unable to apply for an Order earlier owing to the difficulty and delay in ascertaining whether the said deceased had made a pay book will.

Sworn at Wellington,  
this *12<sup>th</sup>* day of  
*March* 1919, before  
me, -

*Jameson*

*C. H. Day*

A Solicitor of the Supreme Court of New Zealand.

*H. H. M.*



This is the Certificate of Registration of death marked "A" referred to in the annexed affidavit of John William Macdonald sworn before me this 12th day of March 1919.

A Solicitor of the Supreme Court of New Zealand.



"A"

1326

Registrar-General's Office.

Certificate of Death of Member of New Zealand Expeditionary Force.

(Death Entry No. 7610.)

I hereby certify that, according to the record of the death in this office, No 33719, Pte.

Charles Davey Harris  
(Name.)

of 3rd Cant. Inf. Bde., New Zealand  
(Unit.)

Expeditionary Force, Was killed in Action in France on  
(Particulars of death.)

4th October, 1917.

db

W. J. G. G. G.  
Registrar-General.

P. Dated at Wellington, this 18th day of April, 1918



25745

IN THE  
SUPREME COURT OF NEW ZEALAND  
Wellington District.

IN THE MATTER of the estate of



CHARLES DAVEY HARRIS

Deceased.

MOTION PAPER

FOR

ORDER TO ADMINISTER.



*Wm as prayed*  
*Kean R. Chapman*  
*Apr 2<sup>d</sup> 1919*



*In the Supreme Court of New Zealand,*  
*Wellington District.*

**In the matter** of the ADMINISTRATION ACT, 1908,  
and its amendments;

and

**In the matter** of the PUBLIC TRUST OFFICE ACT,  
1908, and its amendments;

and

**In the matter** of the ESTATE of Charles Davey Harris

late of Omihi, , in the  
Provincial District of Canterbury  
in the Dominion of New Zealand,  
Farmer, , but at his death a  
Private , No. 33719, in the New  
Zealand Expeditionary Force, deceased  
(hereinafter referred to as "the said  
deceased").

Mr. G. G. Rose, , Counsel for the Public Trustee, to move in  
Chambers at Wellington on Friday, the 14<sup>th</sup> day of March ,  
19 19, at 10 a.m., or so soon thereafter as Counsel may be heard:—

FOR AN ORDER to the Public Trustee to administer the estate of the said  
deceased.

Dated at Wellington, this 12<sup>th</sup> day of March ,  
19 19

Certified pursuant to the rules of Court to be correct.

*G. G. Rose*

Counsel for the Public Trustee.



No. *25745*

IN THE

Supreme Court of New Zealand,

WELLINGTON DISTRICT,

WELLINGTON REGISTRY.

Re *C. D. Harris*, deceased.

RECEIVED from the Registrar, Supreme Court,  
Wellington:—

~~Probate,~~

~~Letters of Administration,~~

Order to Administer,

Copy Will,

Exemplification.

Dated this *17<sup>th</sup>* day of *April*  
19 *19*

*D. Clark*  
for Deputy Commissioner of Stamps.



25745.

IN THE

Supreme Court of New Zealand,

WELLINGTON DISTRICT.

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*In the matter of*

CHARLES DAVEY HARRIS



DECEASED, INTESTATE.

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ORDER TO ADMINISTER.

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J. W. MACDONALD,  
The SOLICITOR,  
PUBLIC TRUST OFFICE,  
WELLINGTON.



## ORDER TO ADMINISTER.

IN THE  
SUPREME COURT OF NEW ZEALAND,  
WELLINGTON DISTRICT.

, 1917

Wednes day the 2nd day of April

A.D. 1919

day of October

Upon reading the affidavit of John William Macdonald

filed in this Court, and the annexure thereto :

Died : On or about the 4th

Estate sworn under £500

It is ordered that the **PUBLIC TRUSTEE** shall be administrator of all

the real and personal estate of Charles Davey Harris

, late of Omihi

in the Provincial District of Canterbury, Farmer but at his death  
a Private No 33719 in the New Zealand Expeditionary Force  
, deceased.

By the Court.



1,000/4/17-4558]

*[Signature]*  
Deputy Registrar.