

*The Last Will and Testament of
Edward Baily
of Devizes
Will dated 16th December 1624*



Probate Court of
Original reference:

Testator:	Baily	Richard	Yeoman of Devizes
Executors:			
Baily	Edward	Son	Only if aged over 21
Harvest	John	Yeoman	of Whisley. Executor in Trust
Widley	George		Executor in Trust

Beneficiaries		Relationship to testator	Other Information
Surname	Given Names		
			Cathedral Church of Sarum
			Each parish church in Devizes
			The poor people of Devizes
Baily	Edward	Son	
Baily	Elizabeth	Wife	
Baily	Francis	Son	
Baily	George	Son	
Baily	Jane	Daughter	
Witnesses			
Batt	John		
Clarke	Thomas		
Dirke	William		
Liddeorde	William		
Mackerell	M.		
Other Names			
Godfrey	Phillip	Brother-in-law	Overseer of Will
Reade	Francis	Father-in-law	Overseer of Will
Watts	John	Baker	Overseer of Will
Weston	Thomas	Gent	Overseer of Will

In The Name Of God Amen, I Edward Baily of the Devizes in the County of Wiltshire yeoman being weak in body but of good and perfect memory, thanks be given to God, do make and ordain this my last will and testament in manner and format following. First I revoke all former wills by me made and I give and bequeath my soul into the hands of Almighty God who gave it me and my body to be buried in the parish Church or Churchyard of St John the Baptist in the Devizes aforesaid at the discretion of my Executors hereafter in mentioned.

Item, I give and bequeath unto the Cathedral Church of Sarum the sum of 12 shillings. Item, I give and bequeath unto each of the parish Churches in the Devizes aforesaid the sum of 2 shillings 6 pence apiece. Item, I give and bequeath unto the poor people of the said town of the Devizes the sum of 20 shillings to be distributed to them at the date of my funeral at the direction of my executors. Item, I give and bequeath to Elizabeth my loving wife the sum of £200 of lawful English money to be paid her within six months next after my decease. Item, I will and bequeath unto my said wife such a

proportionate part of my household stuff or ***** household stuff as in my Executors discretion shall be thought fit so as the said goods exceed not £20 in value. Item, my further will and meaning is that my said wife Elizabeth shall from and after my decease until my son Edward shall accomplish his full age of 21 years have hold and enjoy the **** tenements and dwelling houses which ***** now in my possession in the Devizes aforesaid paying the rents and duties owing and payable for the same and repairing and performing the closements on my behalf to be observed together with the household stuff and goods therein provided that my said wife together with two sufficient securities become bound by obligation to my Executors in trust in the sum of £300 for the paying and discharging of the said Rents and Closements and for delivery of the said goods to my said executors at his said age or to his Executors or Assigns in as good state and value as they shall be at the time of the apprizing of my Inventory or the like in good *** and value. Item, I give and bequeath to Jone my daughter the sum of £50 of lawful English money and the sum to be put fourth to use or interest until she shall accomplish her age of 21 years or to be married whichever shall first happen and that use or interest thereof to be paid her from time to time quarterly for and towards her maintenance and education, and that said principal stock shall be paid her within the first month next after her said full age or marriage together with such interest as may be ***** thereupon. Item, I give and bequeath unto Francis my son the sum £100 of lawful English money to be employed and put to use or interest until my said son Francis shall accomplish his full age of 21 years and then within six months after to be paid to my said son Francis together with the increase thereto **** any increase shall be with said increase I will shall be employed for and towards the education and boarding of my said son Francis in learning and to be paid to his mother during such time as she shall keep and educate him. Item, I give and bequeath to my son George the sum of £100 to be paid and employed as my son Francis portion is permitted to be paid in the same manner and not otherwise. And that if any my said children shall happen to decease before his her or their limitation appointed of payment of their or any of their portions, that then the portion or portions of such him her or them so deceasing, together with the ***** or increase thereof shall be paid to and revert to my son Edward. Item, my will and meaning is that my said son Edward shall inhabit and have convenient lodging in my said dwelling house together with those ***** ** ***** ***** to and from the same and shall hold and enjoy the kitchen or bakehouse and the malting rooms in my said house for the using of malting and baking.

Item, my will and meaning is that my Executors in trust hereafter mentioned shall jointly have the oversight of right employing of the usage of my estate until my said son Edward shall accomplish his full age of 21 years and shall allow him such stock and maintenance in the ***** out of the surplusage of my estates as they shall think good, both for the maintenance of my said son Edward and for the employing of him in the use and trade of malting and baking.

And at the full age of 21 years of my said son Edward my said Executors in trust shall be accountable to my said son Edward his Executors and Assigns of the money, stock and trusts reposed in them.

Item, I make and ordain George Widley ***** and John Harvest of Whisley, yeoman, executors in trust of this my last will and testament until my said son Edward shall accomplish his full age of 21 years. And I do from and after my said son Edward's full age of 21 years make and ordain him my whole Executor of this my last Will and testament and do give him all my goods, chattels, chattels leased, utensils, implements of household and household stuff not before given or bequeathed, my debts and legacies being paid and honourably discharged.

Item, I do make and ordain Thomas Weston, Gent, my father-in-law Francis Reade, my brother-in-law Phillip Godfrey, and John Watts, baker, Overseers of this my last will and testament. Requesting them to be aiding to my executors in the execution of this my said last will and testament. And do give to each of my said Overseers in respect of their said pains herein to be taken the sum of two shillings and six pence apiece and to each of my executors in trust in respect of their pains herein to be taken the sum of twenty shillings apiece. And I do lastly by this my will request and desire that if any differences shall grow or arise between my said wife and children or any of them, that all such controversies shall be ended and determined by my said Executors in trust or the survivor of them. And that all costs in law, travel or otherwise sustained or paid by my said executors in trust by them for probate of my will maintenance or defending of such shall be deducted and allowed to them out of my estate.

In witness whereof I have hereunto put my hand and seal the sixteenth day of December in the two and twentieth year of the reign of our Sovereign Lord James by the grace of God King of England France and Ireland, Defender of the Faith, and of Scotland the Sixth. Anno Domini 1624.

Signed:

Edward Bayley

Signed sealed published and delivered in the presence of

M Mackerell

John Batt

William Dirke...

William Liddeorde

Thomas Clarke