

*The Last Will and Testament of
Joseph EVERETT
of Heytesbury
Will proved 15 October 1773*



Transcribed from the court copy held by The National Archives

Prerogative Court of Canterbury
Court Copy reference: PROB 11/991

Testator:	Joseph	EVERETT	Heytesbury
Sole Executors	Joseph	EVERETT	

Beneficiaries		Relationship to testator	Other Information
Given Name	Surname		
Margaret	Bernard	Daughter	
Joseph	EVERETT	son	
John	EVERETT	son	
Elenor	SHARP	daughter	
Ann	MARSH	daughter	
Ann	MARSH	granddaughter	
Joseph	MARSH	grandson	
John	MARSH	grandson	
Will	MARSH	son in law	
Colston	BERNARD	son in law	
James	SHARP	son in law	
William	TEMPLE	friend	of Bishopstroe
William	BAYLY	friend	of Warminster
children of Joseph jnr	EVERETT	grandchildren	not named, conditional bequest
WITNESSES			
Ann	BARTLETT		
Mary	HINTON		
Codicil not witnessed			
OTHER NAMES			
Johanna	EVERETT	wife	
Elenor	EVERETT	wife	

In the name of God Amen I **Joseph Everett** of Heytisbury[sic] in the county of Wilts Clothier do published and declare my last Will and Testament in manner and form following (that is to say) First I give and bequeath unto my daughter **Margaret Bernard** the Sum of four Hundred Pounds be paid in twelve Months after my decease for and to her own use during her life and if she dies and leaves Child or Children then to the use of such Child or Children but if no such Child or Children then to whomsoever the said **Margaret Bernard** shall give the same by any Deed or Will properly executed in her lifetime but if no such disposal by Will then to the use of her Brother **Joseph Everett** if he survives her or to the surviving children at the said **Joseph Everett** equally betwixt them And my Will and meaning is that the said Legacy by me given is in full of any demand the said **Margaret** might have by Right of any Marriage Settlement made on my Marriage with my Wife **Johanna** or any other demand whatsoever And I give and bequeath unto my Son **John Everett** the Sum of Six hundred Pounds to be paid in twelve Months after my decease And my Will and meaning is that on the payment of the said sum of Six hundred Pounds my Son **John** give a full and lawful discharge from any further Claim or demand on my Estate and Effects wheresoever or whatsoever I also give unto my daughter **Eln^r Sharp** the sum of One hundred Pounds to be paid in twelve Months after my decease and Whereas by a Bond which I executed on the Marriage of my Wife **Elenor** Mother of the said **Eln^r Sharp** which Bond is in the hands of the said **Eln^r Sharp** I have Obliged myself to pay to my Wife Elenor or her Issue the Sum of four Hundred Pounds And Whereas my Daughter **Eln^r Sharp** is the only Surviving Child of that Marriage My Will is that the said Sum of four Hundred Pounds be paid my said Daughter **Eln^r Sharp** which with the Sum of One Hundred by me as above given will make the Sum of five hundred Pounds all which I direct to be paid in twelve Months after my deceases All which Sum of Five hundred Pounds I will be for the sole Use of the said **Eln^r Sharp** during her Life and after her death to the use and benefit of her Child or Children and if no such Child or Children then to such Person or Persons as the said **Eln^r Sharp** shall By any deed or Will properly executed in her lifetime shall give the same but if no such disposal by Will then to the use of her Brother **John Everett** if he Survives her or to the Surviving Children of the said **John Everett** or his lawful Heir And my Will and meaning is that on Payment of the said Sum of One Hundred Pounds and the said Sum of four hundred Pounds that the Marriage Bond of four hundred be given up into the hands of my Executor hereinafter named and a full discharge from any further Claim on any part of my Estate and Effects what and wheresoever Also I give and bequeath unto to my Grand Daughter **Ann Marsh** the Sum of Two Hundred Pounds to be paid her when she comes to the Age of Twenty One Years And also I Give unto my Grandson **Joseph Marsh** the Sum of One hundred and fifty Pounds to be paid when he comes To the Age of Twenty One Years And also I Give unto my Grandson **John Marsh** the sum of One hundred and fifty Pounds, To be paid when he comes to the Age of Twenty One Years And my Will further is that if any or either of my said Grandchildren to whom I have given the above Legacy shall happened to dye before he or she comes to the Age of Twenty One Years then the said Legacy shall go to and be parted between the Survivor or if but one of them lives to the Age of twenty One Years then all to that One Grandchild but if neither of them lives to the Age of twenty One Years then my Will is that the several Legacies be equally parted between the Children of my son **Joseph Everett** as they severally come of Age Also I give unto my Son in law **Will Marsh** the Sum of Ten Pounds to be paid in One Month after my decease Also I give unto my Son in Law **Colston Bernard** the Sum of Ten Pounds to be paid in One Month after my decease Also I give unto my Son in Law **James Sharp** the sum of Ten Pounds to be paid in One Month after my decease I Also give unto my Friends **William Temple** Esq^r of Bishopstroe[sic] and **William Bayly** of Warminster Gentleman the Sum of One Pound five Shillings each to buy each of them A Ring which I beg their Acceptance of as a small Acknowledgement of the many favours I have received of them and to whom I direct my Executor to Apply For any Advice and Direction he may want in Executing this my last Will and Testament And As for and Concerning all the Rest Residue and Remainder of my Goods

and Chattels Ready money Securities for Money Real and Personal Estate and Effects whatsoever and wheresoever after my Debts Legacies and Funeral Expenses are paid I do hereby give and bequeath the same onto my son **Joseph Everett** whom I do hereby make nominate constitute and appoint full and sole Executor of this my last Will and Testament this 19th day of June 1772 [signed] **Joseph Everett** Signed Sealed Published and Declared by the said **Joseph Everett** the Testator to be his last Will and Testament in the Presence of Us who have hereto in the Presence of the said Testator Subscribed Our Names as Witnesses in the Presence of each Other [signed] **Ann Bartlett** [signed] **Mary Hinton**

Since making my will of the 19th of June 1772 there are likely to be some Losses Arise from Trade which I cannot foresee Now my Will is that in any Loss Amounting to more than the Sum of One Hundred Pounds should happen from the making of my Will within the twelvemonth after my decease that in that Case each of my Children and Grand Children bear a Proportionable Share of such Loss Written with my own Hand this 7th day of July 1772 [signed] **Joseph Everett** I desire this to be taken as a Codicil to my Will

This Will was Proved at London with a Codicil The fifteenth day of October in the year of Our Lord One thousand seven hundred and Seventy three before the Worshipful Andrew Coltee[?] Ducarel[?] Doctor of Laws Surrogate of the Right Worshipful George Hay Doctor of Laws Master Keeper or Commissary of the Prerogative Court of Canterbury lawfully constituted by the Oath of **Joseph Everett** the Son of the deceased and Sole Executor named in the said Will to whom Administration was granted of all and Singular the Goods Chapels and Credits of the said deceased having been first sworn duly to Administer

NOTES

The text of the will has been transcribed from the Court copy of the will, not the original. Capitalisation, punctuation and line breaks are as in the source. Text in square brackets [] has been added by the transcriber, Colin Moretti, and is not in the original.

It is not stated which wife was first nor if the second wife was still alive at the time the will was written.

Transcribed by:

Colin Moretti

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