

*The Last Will and Testament of
Tibatha Maish or (Naish)
of Warminster
Will proved 8th November 1831*



Probate Court of London

Original reference: PCC Prob11/1791B

Court Copy reference:

Testator:	Maish (Naish)	Tibatha	Spinster of Warminster
Executors:			
Cox	William		Gentleman and Trustee to this will and beneficiary under the terms of the Codicil
Hoare	John		Apothecary of Warminster and trustee to this will

Beneficiaries		Relationship to testator	Other Information
Surname	Given Names		
Webb	Mary		Daughter of Elizabeth Webb late of Upton Scudamore and now of Warminster
Curtis	Betty	Servant and Companion	
Curtis	John		Brother to Betty Curtis of Pound Street, Warminster
Ball	Mary		Daughter of John Curtis and wife of Thomas Ball of Boreham
Curtis	James		Son of John Curtis
Curtis	William		Son of John Curtis; of Westbury Leigh
Parker	Betty		Daughter of John Curtis and wife of Thomas Parker of Sutton Veny
Curtis	Charles		Son of John Curtis
Curtis	Samuel		Son of John Curtis
Curtis	Eliza		Daughter of John Curtis
Curtis	Hannah		Daughter of John Curtis
Ball	William		Son of Mary Ball
Ball	John		Son of Mary Ball

WITNESSES			
Carpenter	Noah		Of Warminster
Lampard	Henry		Of Warminster
Chapman	James		Gentleman of Warminster
OTHER NAMES			
Maish (Naish)	Benjamin	Late Brother	
Dyer	George	Uncle	Merchant of London
Dyer	George	Cousin	Gentleman Of Kingston Deverill
Wilton	James		Woolstapler of Warminster

This is the last Will and Testament of me Tibatha Maish of Warminster in the county of Wilts spinster which hereby revoking all former and other wills by me at any time heretofore made I do make publish and declare in manner following that is to say whereas my late brother Benjamin Maish deceased by his last will and testament bearing date the twenty eighth day of July one thousand eight hundred and five (amongst other Legacies and Bequests therein contained) did give and bequeath unto my Uncle George Dyer of London Merchant my Cousin George Dyer of Kingston Deverill in the county of Wilts Gentleman and James Wilton of Warminster aforesaid Woolstapler the Sum of two hundred Pounds In trust to place the same out at interest and to pay the Interest thereof to me during my natural Life and after my decease then In trust to pay the said Principal Sum of two hundred Pounds together with the unapplied interest (if any) unto such Person or Persons at such time or times in such parts shares and proportions and upon and for such trusts ends intents and purposes as I the said Tibatha Maish by my last will and testament in writing or any writing of the nature or any writing in the nature of or purporting to be my last will and testament or any Codicil or Codicils thereto in writing to be by me signed and published in the presence of and attested by two or more credible witnesses should give direct or appoint the same and my said Brother Benjamin Maish by his said will also gave and bequeathed one equal fourth part of all the residuary monies upon the Trusts and to and for the several ends intents and purposes therein before by him mentioned and declared of and concerning the said legacy or sum of two hundred Pounds then already bequeathed to them as aforesaid as in the said in part recited Will duly proved by the said George Dyer, George Dyer, and James Wilton the Exors therein named in the Prerogative Court of Canterbury will more fully appear Now therefore I the said Tabitha Maish by virtue of and in pursuance of the Power and Authority given limited and reserved to me and by the said in part recited Will of my said late Brother Benjamin Maish and of all and ever other Power and Authority Powers and Authorities in me vested or being or in any wise enabling me thereto in exercise and execution thereof do by this my last Will and Testament in writing by me signed and published in the presence of and attested by two or three credible Person whose names are hereunto subscribed or intended so to be as Witnesses attesting my due execution hereof do hereby direct and appoint that the said Sum of two hundred Pounds and the one fourth part of the said Residuary Estate of the said Benjamin Maish shall be paid to and I hereby give and bequeath the same to William Cox Gent & John Hoare Apothecary of Warminster aforesaid In trust in the first Place to pay and satisfy all my just debts funeral and testamentary Expences and the expences of Proving this my Will and in the next place to pay unto my Servant Betty Curtis the Sum of three hundred Pounds of lawful money of Great Britain within twelve calendar Months after my decease free of Legacy Duty and upon further Trust to invest the remainder of the said Sum of two hundred Pounds and the one fourth part of the said Residuary Estate after the Payments of the said Debts Expences and Legacies in their own Names in Government or real Securities & apply the interest arising therefrom in and towards the maintenance education and breeding up of Mary Webb daughter of Elizabeth Webb late of the Parish of Upton Scudamore in the said County of Wilts but now of Warminster aforesaid until she shall attain the age of twenty one years or be married she marrying with the consent of my said trustees and then In trust to pay the principal Money so invested as aforesaid and any unapplied interest thereof unto the said Mary Webb to and for her own use and benefit in such Proportion and at such Periods as my said trustees may deem proper and most beneficial for the said Mary Webb I give and bequeath unto the said Betty Curtis all my wearing apparel together with the bed bedstead and bed furniture upon which she has been accustomed to lie during the time she has been in my Service which together

with the said Legacy of three hundred Pounds hereinbefore given her I intend as a Mark of my esteem for her upright and faithful conduct towards me But in case the said Betty Curtis should depart this life in my life time then it is my will and I direct my Exors hereinafter named to dispose of the three hundred Pounds together with all my wearing apparel together and the bed bedstead and bed furniture already given unto the said Betty Curtis by this my will in manner following (that is to say) I give unto John Curtis of Pound Street Warminster Brother of the said Betty Curtis the Sum of One hundred Pounds And Also all my wearing Apparel with the Bed Bedstead and Bedfurniture for his own use and benefit I give unto the Nephews and Nieces of the said Betty Curtis sons and daughters of her brother the said John Curtis as follows To James Curtis the Sum of Thirty Pounds to William Curtis of Westbury Leigh the Sum of thirty Pounds to Mary Ball the Wife of Thomas Ball of Bortham the Sum of thirty Pounds to Betty Parker the Wife of Thomas Parker of Sutton Veny the Sum of thirty Pounds to Charles Curtis the Sum of twenty Pounds to Samuel Curtis the Sum of twenty Pounds to Eliza Curtis the Sum of twenty Pounds and to Hannah Curtis the Sum of twenty Pounds and in case of the death of either of them before the same shall become payable then I direct the Share of him or her so dying to be divided amongst the Survivors of them share and share alike I give and bequeath unto the said William Cox and John Hoare All the Rest and Residue of my moneys Securities for Money Goods Chattels and Personal Estate whatsoever In Trust to convert into Money such Parts as shall not consist thereof and pay the same unto the said Mary Webb on her attaining her said age of twenty one Years or day of Marriage which shall first happen And I do hereby make nominate and appoint them the said William Cox and John Hoare Executors in trust of this my will and I direct that it shall be lawful for them the said William Cox and John Hoare and the Survivor of them and the Exors and Admors of such Survivor to reimburse themselves and himself out of the Trust Monies which may come to their hands all costs charges and expences which they may sustain or be put unto in and about the execution of the Trusts aforesaid or in relation thereto and that one of them shall not be answerable or accountable for the other of them nor for any more Money than he or they shall actually receive nor for any involuntary Losses In Witness whereof I the said Tabitha Maish the Testatrix have to this my last Will and Testament set my hand and seal this twentieth day of March in the Year of Our Lord one thousand eight hundred and twenty eight The Mark and Seal of Tabitha Maish X

(Attestation Clause)

Noah Carpenter _ *Hy Lampard* both of Warminster Wilts

Whereas I Tabitha Maish of Warminster in the County of Wilts Spinster have made and duly executed my last Will and Testament in writing bearing date the twentieth day of March 1828 Now I do hereby declare this present writing to be a Codicil to my said will and I direct the same to be annexed thereto and taken as part thereof And whereas I have by my said will given to Mary Ball (since deceased) the then wife of Thomas Ball of Boreham the Sum of thirty Pounds in the event of my Servant Betty Curtis dying in my lifetime Now I do hereby give the said Legacy of thirty Pounds to the two Children of the said Mary Ball namely William Ball and John Ball in case the said Betty Curtis shall die in my lifetime but not otherwise and I direct my trustees in my aforesaid will named to pay the said Legacy of thirty Pounds unto the said William Ball and John Ball in such Shares and Proportions and at such periods as my said trustees shall think proper and most beneficial for them and I do by this my codicil give and bequeath unto my friend William Cox of Warminster in the County of Wilts Gentleman and one of the trustees named in my said Will the Sum of eighty Pounds for his trouble in carrying the trusts of my said Will into execution and I do hereby ratify and confirm my said will in every other respect In Witness whereof I the said Tabitha Maish have to this Codicil set my hand and seal this first day of June one thousand eight hundred and thirty _ The Mark and Seal of Tabitha Maish

(Attestation Clause)

James Chapman

(Affidavit of due Execution sworn by James Chapman of Warminster Gentleman and Eliza Curtis of the same place Spinster – mention of Betty Curtis Servant of the Deceased now in such a state of extreme infirmity and illness to be incompetent to make any affidavit _ 4 November 1831)

Proved at London 8 November 1831

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