

SUMMARY: The document below is the Prerogative Court of Canterbury copy of the will, dated 10 December 1505 (will of lands) and 17 February 1506 (will of goods), proved 14 October 1507, of Humphrey Tyrrell (d. 2 June 1507), esquire, a descendant of Robert de Vere (d. before 1221), 3<sup>rd</sup> Earl of Oxford, and Isabel de Bolebec (d.1245).

In the will below, the testator identifies himself as ‘Humphrey Tyrrell of East Thornton in the county of Essex’. In her will, his widow states that the testator is buried in the parish church of East Horndon.

### ***CONNECTIONS TO THE EARLS OF OXFORD***

The Earls of Oxford were connected to the Tyrrells through the three daughters of Sir Richard Sergeaux (d.1393) and his wife, Philippa Arundel (d.1399). Alice Sergeaux (d. 18 May 1452) married Richard de Vere (d. 15 February 1416/17), 11<sup>th</sup> Earl of Oxford; Philippa Sergeaux (c.1373 – 11 or 13 July 1420) married Sir Robert Pashley (d. 8 June 1453), and Elizabeth Sergeaux married Sir William Marney (d.1414). For the will of Sir William Marney see TNA PROB 11/2B/21 and King, H.W., ‘Ancient Wills (No. 8)’, *Transactions of the Essex Archaeological Society*, Vol. V, pp. 281-5 at:

<https://babel.hathitrust.org/cgi/pt?id=hvd.32044090331075&view=1up&seq=329>

King’s transcript erroneously dates the will to 9 August; however the will itself is dated 19 August (‘decimo nono Augusti’). King also omits a bequest to Robert Newport.

For the connection between the Sergeaux and Tyrrell families, see Richardson, Douglas, *Magna Carta Ancestry*, 2<sup>nd</sup> ed., 2011, Vol. I, pp. 11-14 at:

<https://books.google.ca/books?id=8JcbV309c5UC&pg=PA14>

See also the Pashley pedigree after p. 12 and the Sergeaux pedigree after p. 32 in MacMichael, N.H., ‘The Descent of the Manor of Evegate in Smeeth with Some Account of its Lords’, *Archaeologia Cantiana*, Vol. 74, 1960, pp. 1-47 at:

<https://www.kentarchaeology.org.uk/index.php/arch-cant/vol/74/descent-manor-evegate-smeeth-some-account-its-lords>

### ***FAMILY BACKGROUND***

For the testator’s family background, see the Tyrrell pedigrees in Metcalfe, Walter C., ed., *The Visitations of Essex, Part I*, (London: Harleian Society, 1878), Vol. XIII, pp. 15-16 at:

<http://archive.org/stream/visitationsofess13metc#page/14/mode/2up>

and p. 114 at:

<https://books.google.ca/books?id=0m1KAAAAYAAJ&pg=PA114>

See also the Tyrrell pedigree in Metcalfe, Charles W., ed., *The Visitations of Essex, Part II*, (London: Harleian Society, 1879), Vol. XIV, p. 717 at:

<http://archive.org/stream/visitationsofess02metc#page/n373/mode/2up>

See also the Tyrrell pedigree in Rylands, W. Harry, ed., *The Visitation of the County of Buckingham Made in 1634*, (London: Harleian Society, 1909), Vol. LVIII, p. 118 at:

<https://archive.org/stream/visitationofcoun58phil#page/118/mode/2up>

See also the Tyrrell pedigree in Bright, J.B., *The Brights of Suffolk, England*, (Boston: John Wilson, 1858), p. 228 at:

<https://archive.org/stream/brightsofsuffolk00brig#page/n537/mode/2up>

See also the Tyrrell pedigree in Sewell, W.H., 'Sir James Tyrell's Chapel at Gipping, Suffolk', *The Archaeological Journal*, (London: Royal Archaeological Institute of Great Britain and Ireland, 1871), Vol. XXVIII, pp. 23-33 at p. 33:

<https://books.google.ca/books?id=YrRSAAAACAAJ&pg=PA33>

See also the Tyrrell pedigrees in Tyrrell, Joseph Henry, *The Genealogy of Richard and William Tyrrell or Terrell*, (Privately printed, 1910), pp. 20-3 at:

<https://archive.org/details/genealogyofrichm00tyrr/page/n27/mode/2up>

There are significant errors in the Tyrrell pedigrees. The most reliable pedigree is in Metcalfe, *Part I, supra*, pp. 15-16.

### ***Testator's paternal grandparents***

The testator was the grandson of Sir John Tyrrell (d. 2 April 1437), Speaker of the House of Commons, by his first wife, Alice Coggeshall (d.1422). See the History of Parliament entry for Sir John Tyrrell at:

<http://www.historyofparliamentonline.org/volume/1386-1421/member/tyrell-john-1382-1437>

The testator's uncle, William Tyrrell (executed 23 February 1462) of Gipping, Suffolk, was allegedly involved in a conspiracy with John de Vere (1408-1462), 12<sup>th</sup> Earl of Oxford, and was beheaded on Tower Hill 23 February 1462:

*And the 12 day of February th' Earl of Oxenford and ther [sic] Lord Aubrey Vere, his son, Sir Thomas Tuddenham, William Tyrrell and other were brought into the Tower of London. And upon the 20 day of the said month the said Lord Aubrey was drawn from Westminster to the Tower Hill and there beheaded. And the 23 day of the said month of February Sir Thomas Tuddenham, William Tyrrell and John Montgomery were beheaded at said Tower Hill. And upon the Friday next following, which was the 26 day of February, th' Earl of Oxenford was led upon foot from Westminster unto the Tower Hill, and there beheaded, and after the corpse was had unto the Friar Augustines', and there buried in the choir.*

See Ross, James, *John de Vere, Thirteenth Earl of Oxford (1442-1513)*, (Woodbridge, Suffolk: The Boydell Press, 2011), pp. 39, 42.

The testator's uncle, William Tyrrell (executed 23 February 1462) was the father of Sir James Tyrrell (d. 6 May 1502), alleged murderer of the two young sons of Edward IV in the Tower. See the *ODNB* entry and the pedigree of Tyrrell of Gipping in Metcalfe, Walter C., ed., *The Visitations of Suffolk*, (Exeter: William Pollard, 1882), p. 74 at:

<http://archive.org/stream/visitationsofsuf00harvuoft#page/74/mode/2up>

For other issue of the marriage of the testator's grandparents, Sir John Tyrrell and Alice Coggeshall, see the will of the testator's father, Sir Thomas Tyrrell, TNA PROB 11/6/417.

### ***Testator's parents***

The testator was a younger son of Sir Thomas Tyrrell (d. 28 March 1477) of Heron in East Horndon, Essex, and Anne Marney, daughter of Sir William Marney (see above).

### ***Testator's siblings***

The testator was a legatee in the will, proved 24 January 1507, TNA PROB 11/15/363, of his sister, Elizabeth (nee Tyrrell) Darcy Haute.

For the testator's other siblings, see his father's will, *supra*.

## ***MARRIAGES AND ISSUE***

### ***Testator's first marriage***

The testator married firstly Isabel Helion (born c.1447). She and her sister, Philippa Helion (born c.1436), who married Sir Thomas Montgomery (d. 2 January 1495), were the daughters and co-heiresses of John Helion (d.1450), esquire, of Belchamp Walter and Bumpstead Helion, Essex, by Edith Rolfe, daughter of Thomas Rolfe (d.1440) of Gosfield. After the death of Philippa Helion, Sir Thomas Montgomery married Lora Berkeley (d. before 1501), the widow of John Blount (d. 12 October 1485), 3<sup>rd</sup> Baron Mountjoy.

The testator's first wife, Isabel Helion, and her sister, Philippa Helion, were said to be three years of age and fourteen years of age, respectively, in 1450.

John Helion's widow, Edith Rolfe, married, shortly before 18 April 1451, John Greene (d. 1 May 1473), esquire, of Gosfield and Widdington, Essex, Speaker of the House of Commons, son and heir of John Greene of Widdington and his wife, Agnes Duke. John Greene's brother, William Greene (d.1488), was the father of Sir John Greene (d.1530) of Sampford, Essex, the grandfather of Sir Edward Greene (d.1555) of Sampford, and the great-grandfather of Rooke Greene (d.1602), who gave evidence in 1585 in the Key vs. Masterson lawsuit which challenged the legitimacy of the 16<sup>th</sup> Earl of Oxford's marriage to Margery Golding. See Huntington Library EL 5870. See also the will of Sir John Greene (d.1530), TNA PROB 11/24/9, and the will of Sir Edward Greene, TNA PROB 11/37/405.

By John Greene (d. 1 May 1473), Edith, had three daughters: Agnes Greene, who married Sir William Fynderne; Margaret Greene (d. 24 September 1520), who married Sir Henry Tey (c.1455-1510) by whom she had a son, Sir Thomas Tey (born c.1483, aged 27 at his father's death); and Elizabeth Greene, abbess of Barking from 1499-1527. See Ross, *supra*, p. 190:

*By 1497 Sir John Grene's daughters, Margaret and Agnes, had been married to Sir Henry Tey and Sir William Fyndern respectively. See CIPM, Henry VII, ii, 27-30.*

See also the Greene pedigree in Metcalfe, *supra*, p. 59:

<https://archive.org/details/visitationsofess13byumetc/page/58/mode/2up>

For Elizabeth Greene, abbess of Barking, see Dutton, Anne Marie, *Women's Use of Religious Literature in Late Medieval England*, Ph.D thesis, University of York, October 1995, pp. 228-9, available as a pdf file online.

Shortly after the execution of John de Vere (1408-1462), 12<sup>th</sup> Earl of Oxford, John Greene and his brother were granted the stewardship of the 12<sup>th</sup> Earl's estates in Essex, Cambridgeshire, and Suffolk.

See the *ODNB* entry for the Helion family; the will of John Helion, proved 27 July 1450, TNA PROB 11/1/208; the will of Edith (nee Rolfe) Helion Greene, dated 6 June 1494

and proved 20 May 1497, TNA PROB 11/11/212; Richardson, Douglas, *Magna Carta Ancestry*, 2<sup>nd</sup> ed., 2011, Vol. II, pp. 387-8, Vol. III, pp. 262-3; the *ODNB* entry for John Greene; and Wright, Thomas, *The History and Topography of the County of Essex*, (London: George Virtue, 1836), Vol. I, p. 536 at:

<https://books.google.ca/books?id=SgQVAAAAQAAJ&pg=PA536>

For the Tey family, see also Ross, *supra*, pp. 101 (n. 60), 181, 185, 186, 187, 190, 191 (n. 81), 193, 195, 197 (n. 105) 201 (n. 121), 236, 238.

By Isabel Helion, the testator had one child:

\* **Anne Tyrrell** (d.1534), who married Sir Roger Wentworth (1465 - 9 August 1539) of Codham Hall in Wethersfield, Essex, for whom see Richardson, *supra*, Vol. I, pp. 14-15, Vol. II, p. 463. See also Ross, James, *John de Vere, Thirteenth Earl of Oxford (1442-1513), 'The Foremost Man of the Kingdom'*, (Woodbridge, Suffolk: The Boydell Press, 2011), p. 237. See also Rutton, William Loftie, *Three Branches of the Family of Wentworth*, (London, 1891), pp. 146-7 at:

<https://books.google.ca/books?id=YhY5AQAAMAAJ&pg=PA146>

Anne Tyrrell and Sir Roger Wentworth had four sons. Their eldest son, Sir John Wentworth (1494 – 15 September 1567) of Gosfield Hall, Essex, was a friend and executor of Oxford's father, John de Vere (1516-1562), 16<sup>th</sup> Earl of Oxford. For Sir John Wentworth, see his will, TNA PROB 11/49/288, and Rutton, *supra*, pp. 153 ff.

Anne Tyrrell and Sir Roger Wentworth's second son, Henry Wentworth (died c.1545) married Agnes Hammond, daughter and heiress of Reginald Hammond of Kent and of Mountnessing, Essex, widow of John Mountney (d.1528). Reginald Hammond's widow, Elizabeth (nee Towe) married John Golding (d. 28 November 1547), by whom she was the mother of Oxford's mother, Margery Golding (d.1568). Agnes Hammond and Margery Golding were thus half sisters. See the will of John Wentworth, *supra*.

### ***Testator's second marriage***

The testator married secondly Elizabeth Walwyn (d.1524), the daughter of John Walwyn and his wife, Margaret. See the will, dated 25 April 1524 and proved 27 June 1524, of Elizabeth Walwyn, TNA PROB 11/21/377, and the will, dated 8 April 1535 and proved 5 July 1537, TNA PROB 11/27/88, of her brother, William Walwyn, Auditor of the Duchy of Lancaster. The latter will appears to be the only reliable source for the family background of the testator's second wife, Elizabeth Walwyn.

According to Richardson, the testator had six sons. See *Magna Carta Ancestry, supra*, Vol. I, p. 14. However according to the will below and the will of his second wife, Elizabeth Walwyn, the testator had four sons and five daughters by his second marriage:

\* **Sir John Tyrrell** (c.1482 - 28 February 1541) of Little Warley, Essex, eldest son and heir. In the testator's IPM he is said to have been aged 24 years or more on 28 October 1507, and was thus born about 1482. For his two marriages and issue, see his will, dated 20 February 1541 and proved 19 March 1541, TNA PROB 11/28/444.

\* **Thomas Tyrrell**, second son. He is not mentioned in the 1524 will of his mother, Elizabeth (nee Walwyn) Tyrrell, and may have predeceased her.

\* **John Tyrrell the younger**, mentioned in the will below. It is unclear whether one son or two named John Tyrrell is mentioned in the 1524 will of his mother, Elizabeth (nee Walwyn) Tyrrell. If only one son named John is mentioned, then either John Tyrrell the younger is the legatee in his mother's will, or he predeceased her, and the son John mentioned in her will is Sir John Tyrrell (d.1541).

\* **Humphrey Tyrrell**. He is mentioned in the will below and in the 1524 will of his mother, Elizabeth (nee Walwyn) Tyrrell. It appears he can be identified with 'Humphrey Tyrrell of Shenfield', father of Alice Tyrrell (d. before 1557), who married, as his first or second wife, Ambrose Wolley, by whom she was the mother of Anne (nee Wolley) Tyrrell (1530 - 12 April 1592), wife firstly of Davy Hamner, gentleman, and secondly John Tyrrell (d. March 1585), esquire. See the will of Ambrose Wolley, TNA PROB 11/42A/528, and Christy, Miller and W.W. Porteous, 'On Some Interesting Essex Brasses', *Transactions of the Essex Archaeological Society*, Vol. VI, New Series, (Colchester, 1898), pp. 146-70 at pp. 159-60 at:

<https://archive.org/stream/transactioness04socigoog#page/n185/mode/2up>

*Here lieth the body of Anne, daughter of Ambrose Wolley, esquire, wife of John Tyrrell, esquire, late wife of Davy Hamner, gentleman, who deceased the 12<sup>th</sup> day of April 1592, being of the age of 62 years.*

*. . . According to Morant, Ambrose Wolley, the father of the lady here commemorated, was a "citizen of London." Of her first husband (Davye Hanmer), we know nothing. Her second husband (John Tyrrell or Terrell) was a member of the well-known Essex family of that name. He was a son of Sir John Tyrrell of Little Warley Hall (d. Feb. 1540), and died on March 2<sup>nd</sup>, 1585, leaving a daughter Mary, who was married to Thomas Clinton, second son of Edward Earl of Lincoln. From a genealogy printed by Mr. Chancellor [Sepulchral Monuments of Essex, pp. 173-174], it appears that there were several marriages between the Tyrrells and the Wolleys at about this date. For instance, the mother of the lady here commemorated (daughter of Ambrose Wolley and wife of John Tyrrell) was Alice, daughter of Humphrey Tyrrell of Shenfield; while a certain Richard Tyrrell (d.1566) of Ashdon Place, married Grace, daughter of (blank) Wolley.*

\* **Beatrice Tyrrell**. She is mentioned in the 1524 will of her mother, Elizabeth (nee Walwyn) Tyrrell, although not mentioned in the will below, perhaps because she was

married and already provided for. She married Thomas Pigott (1482-1532), son and heir of Henry Pigott (d.1485) of Abingdon Hall by Elizabeth Alington. See the inquisition post mortem taken after the death of Thomas Pigott, TNA E 150/83/3. See also:

<https://soc.genealogy.medieval.narkive.com/EsvEIvML/maud-eyston-daughter-of-humphrey-tyrell-of-little-warley-hall>

See also:

A P Baggs, S M Keeling and C A F Meekings, 'Parishes: Abington Pigotts', in *A History of the County of Cambridge and the Isle of Ely: Volume 8*, ed. A P M Wright (London, 1982), pp. 4-12. *British History Online* <http://www.british-history.ac.uk/vch/cambs/vol8/pp4-12> [accessed 3 September 2020].

*Before his death in 1430 (fn. 51) it had been alienated to John Pigott, a wool merchant from Hitchin (Herts.), (fn. 52) in possession in 1428 and possibly in 1426. (fn. 53) Pigott had bought most of the lesser estates in the parish before he died in 1465.*

*John's son Thomas, (fn. 54) sheriff 1472–3, (fn. 55) perished with his son Henry in 1485. The Pigott estates descended to Henry's son Thomas, of age in 1503; (fn. 56) during his minority William Cheyne occupied them. (fn. 57) Thomas died in 1532. His son Henry, then aged 19, (fn. 58) survived until 1588 and was succeeded by his son John (fn. 59) (d. 1613).*

See also Pigott, Chris, 'Early Abingdon Pigotts', at:

<https://lists.rootsweb.com/hyperkitty/list/piggott.rootsweb.com/thread/4878743/>

Beatrice Tyrrell and Thomas Pigott had a daughter, Maude Pigott, who married George Scott of Chigwell, mentioned in the will of the testator's daughter, Julyan Tyrrell (see below). For the will of George Scott, proved 15 December 1589, see TNA PROB 11/74/532.

\* **Julyan Tyrrell** (d.1556). She is mentioned in the 1524 will of her mother, Elizabeth (nee Walwyn) Tyrrell, although not mentioned in the will below. She married firstly Edmund Norreys (1482? - 6 September 1508), son of John Norreys (d.1485) and his stepsister, Isabel Wyfold (d. by 1523), and grandson of John Norreys (d. 1 September 1466) and his second wife, Eleanor Clitherow (living 1455). For the Clitherow family, see the discussion at:

[https://groups.google.com/forum/#!msg/soc.genealogy.medieval/1\\_1\\_wIP3TEg/QGzocvANEuoJ](https://groups.google.com/forum/#!msg/soc.genealogy.medieval/1_1_wIP3TEg/QGzocvANEuoJ)

Sir William Norreys (d.1507?), son of John Norreys (d. 1 September 1466) by his first wife, Alice Merbrook, married Joan de Vere, daughter of John de Vere (1408-1462), 12<sup>th</sup>

Earl of Oxford. See the will of John Norreys (d. 1 September 1466), TNA PROB 11/5/240, and *Magna Carta Ancestry, supra*, Vol. I, pp. 350-1.

For Isabel Wyfold (d. before 1523), see also the discussion at:

<http://soc.genealogy.medieval.narkive.com/ed8Xdk7L/complete-peerage-addition-elizabeth-wyfold-2nd-wife-of-sir-henry-marney-1st-lord-marney-and-her>

By Edmund Norreys (1482? – 6 September 1508), Julyan Tyrrell had a son:

**(1) John Norreys** (b.1507), aged 47 weeks and more at his father's death. He and his wife, Katherine, are mentioned in the will of the testatrix' second husband, Sir Robert Norwich, TNA PROB 11/25/317, proved 1 May 1535.

See the inquisition post mortem taken after the death of Edmund Norreys, TNA C 142/22/33, and *Calendar of Inquisitions Post Mortem, Henry VII*, Vol. III, (London: Her Majesty's Stationery Office, 1955), p. 303 at:

<https://archive.org/stream/calendarofinquis03great#page/303/mode/1up>

The manors in Kent mentioned in the inquisition post mortem of Edmund Norreys appear to have been inherited by him from his grandmother, Eleanor Clitherow.

Julyan Tyrrell married secondly Sir Robert Norwich (d.1535), for whom see the *ODNB* entry and his will, TNA PROB 11/25/317. He was an executor of the will of Julyan Tyrrell's first cousin, Sir Thomas Tyrrell (d.1510) of East Horndon.

For Julyan Tyrrell, see also:

<https://soc.genealogy.medieval.narkive.com/ed8Xdk7L/complete-peerage-addition-elizabeth-wyfold-2nd-wife-of-sir-henry-marney-1st-lord-marney-and-her>

Julyan Tyrrell's uncle, William Walwyn, requested in his will that she bring up his illegitimate daughter, Margaret Cattall.

For the will, proved 2 July 1556, of Julyan (nee Tyrrell) Norreys Norwich, see TNA PROB 11/38/70. For her burial, see Machyn's *Diary*:

'Diary: 1556 (July - Dec)', in *The Diary of Henry Machyn, Citizen and Merchant-Taylor of London, 1550-1563*, ed. J G Nichols (London, 1848), pp. 109-123. *British History Online* <http://www.british-history.ac.uk/camden-record-soc/vol42/pp109-123> [accessed 16 July 2020].

*The xvj day of July was the obseque of my lade Norwyche, the wyff of the lord Norwyche juge, cheyf baron, at (blank) in Essex, with baners and armes and dyver mo[urners.]*



\* **Elizabeth Tyrrell**, mentioned in the will below, and in the 1524 will of her mother. She married firstly Henry Spelman, son and heir of Thomas Spelman of Great Ellingham and Anne Conyers, and secondly Anthony Gurney, esquire. See the Spelman pedigree in Dashwood, G.H., ed., *The Visitation of Norfolk in the Year 1563*, (Norwich: Miller and Leavins, 1878), Vol. I, p. 251 at:

<http://www.archive.org/stream/visitationnorfo00dashgoog#page/n266/mode/2up>

\* **Anne Tyrrell**, mentioned in the will below, and in the 1524 will of her mother, where she is referred to as 'my daughter, Anne Wode'.

\* **Maude Tyrrell**, mentioned in the will below, and in the 1524 will of her mother. She was still unmarried in 1524. The pedigree of Eyston states that Maude, the daughter of Humphrey Tyrrell of Warley, married John Eyston (d. 24 September 1545), esquire, eldest son and heir of Thomas Eyston (d. 14 August 1531) and Elizabeth Hyde. See *Pedigree of the Family of Eyston of East Hendred, in the County of Berks.*, (London: Mitchell and Hughes, 1875), p. 4 at:

<https://books.google.ca/books?id=ty0AAAAAQAAJ&pg=PA4>

For Maude Tyrrell, see also:

<https://soc.genealogy.medieval.narkive.com/EsvEIVML/maud-eyston-daughter-of-humphrey-tyrell-of-little-warley-hall>

By John Eyston, Maude Tyrrell had five sons, and a daughter, Anne Eyston, who married Arthur Ashfield of Shipton-under Wychwood, Oxfordshire, the third son of Christopher Ashfield (d.1557?), gentleman, of Chesham, Buckinghamshire. See the will of Christopher Ashfield, TNA PROB 11/39/438, and 'Eyston of East Hendred' at:

<http://www.berkshirehistory.com/gentry/1566/eyston.html>

*John Eyston of East Hendred in the county of Berkshire, esquire, eldest son and heir to Thomas aforesaid, married Maud daughter to Humphrey Tyrrell of Warley in the county of Essex, esquire, and by her had issue, John Eyston, his eldest son and heir; Thomas Eyston, second son; Robert Eyston, third son; William Eyston, fourth son; Francis Eyston, fifth son; Anne married to Arthur Ashfield of Shipton in the county of Oxfordshire, gentleman.*

See also the WikiTree profile for Christopher Ashfield at:

<https://www.wikitree.com/wiki/Ashfield-7>

Anne Eyston is mentioned as unmarried in the will of her aunt, Julyan Tyrrell (see above). For Anne Eyston, see also TNA C 2/Eliz/A2/20, and the Ashfield pedigree in *Visitations of Oxfordshire, 1574, & 1634, and of Sussex, 1570*, p. 12 at:

<https://books.google.ca/books?id=vE5bAAAAQAAJ&pg=PA12>

For the testator's children, see also:

<https://soc.genealogy.medieval.narkive.com/CEr6TNt8/julyan-wife-of-edmund-noreys-son-of-isabell-wyfold-and-wife-of-sir-richard-norwich-daughter-of>

### ***OTHER PERSONS MENTIONED IN THE WILL***

For the testator's executor, Thomas Bonham (d. 18 June 1532), see his will, TNA PROB 11/25/90.

The testator's executor, Thomas Glantham, appears to have been an attorney of the Court of Common Pleas. See TNA C 1/144/10.

For the testator's executor, Robert Lathom, gentleman, of North Ockendon, Essex, see his will, proved 15 February 1511, TNA PROB 11/16/943.

### ***TESTATOR'S LANDS***

For the testator's lands, see the inquisition post mortem taken after his death, TNA E 150/295/18, and No. 935 in:

Cyril Flower, M. C. B. Dawes and A. C. Wood, 'Inquisitions Post Mortem, Henry VII, Appendix I: 922-971 ', in *Calendar of Inquisitions Post Mortem: Series 2, Volume 3, Henry VII* (London, 1955), pp. 479-501. *British History Online* <http://www.british-history.ac.uk/inquis-post-mortem/series2-vol3/pp479-501> [accessed 18 July 2020].

It should be noted that the date of the testator's will given in the PCC copy below differs from the date, 31 May 1507, given in the testator's IPM.

The testator states in the will below that he has his farm of East Thornton 'which I now dwell in', from the 'abbot and convent seal of Waltham Holy Cross'.

For the testator's lands, see also:

'Little Warley', in *A History of the County of Essex: Volume 7*, ed. W R Powell (London, 1978), pp. 174-180. *British History Online* <http://www.british-history.ac.uk/vch/essex/vol7/pp174-180> [accessed 13 July 2020].

*In 1504 Richard Gilmyrn and his wife Alice quitclaimed a third of Little Warley manor to Sir Robert Tyrell, Robert Cornwallis, Thomas Glantham, and Cornwallis's heirs. (fn. 51) Within the next year or two Glantham and Humphrey Tyrell sued Sir Robert for refusing*

*to complete a sale of the whole manor, a third of which was then said to be held by Anne Petit. (fn. 52) Humphrey Tyrell held two-thirds of the manor at his death in 1507, but his son Sir John Tyrell (d. 1541) and grandson John Tyrell (d. 1586) held the whole manor. (fn. 53) The latter's daughter and heir Mary married Thomas, second son of Edward Clinton, earl of Lincoln (d. 1585); (fn. 54) in 1600 Thomas and Mary Clinton sold Little Warley to Edward Denner. (fn. 55). . . .*

*The estate called (OLD) ENGLANDS, or INGLONDES, lies in the south of the parish. At his death in 1507 Humphrey Tyrell was holding it of the bishop of London. (fn. 74) In 1589 it was held by Richard Luther (d. 1639), of Kelvedon Hatch. (fn. 75)*

For the lawsuit brought by the testator and Thomas Glantham, gentleman, against Sir Robert Tyrell for the manor of Little Warley, see also TNA C 1/367/37.

LM: Test{amentum} Humfridi Tyrell Armig{eri}

In the name of Almighty God, Father, Son and Holy Ghost, and of Our Blessed Lady Saint Mary the Virgin and of all the saints of heaven, I, Humphrey Tyrrell of East Thornton in the county of Essex, esquire, being whole of mind the 17 day of the month of February the year of Our Lord God 1500 and five and the 21 year of the reign of our Liege Lord King Henry the 7<sup>th</sup> after the Conquest make my testament and last will in articles as hereafter followeth, beseeching Almighty God of pardon and forgiveness of all my sins done unto him to whom I have offended, and also beseeching Our Lord Jesus Christ to give his grace to mine executors that they truly execute my will in as much as to them belongeth to the pleasure of his pitiful mercy and grace:

First and principally I bequeath and recommend my soul to Almighty God and Our Lady Saint Mary and all saints of heaven, and my body to be buried at the Priory of Lees or afore the south altar in East Thornton church under a stone convenient for my degree;

Also I will and charge mine executors to see my debts well and truly content and paid of my movable goods if they will amount unto it, or else of th' issues and profits of my lands that stand and remain in feoffees' hands to the same intent;

Also [+if?] I have wronged any person or persons in anything, and that duly proved, I will that mine executors recompense them of my said goods and chattels;

Also I will that every house whereof I am brother and have letters of, that all those letters immediately after my decease be delivered to the house or houses that I had them of, and that they may specially pray for my soul and all Christian souls, and every house so praying have for their labour 3s 4d;

Item, I bequeath to the high altar of the said church of East Thornton for my tithes and oblations forgotten 13s 4d;

Also I bequeath to the reparations of the said church 13s 4d;

Item, I bequeath to every of the parishes and churches hereafter following, that is to wit, Dunton, West Thornton, South Ockendon, Fobbing, Laynedon [=Langdon?], Hutton and Little Warley, to every piece(?) of them 6s 8d, that is to wit, to the reparations of every of the said churches 3s 4d, and to every parson or parish priest of every of the said parishes to say dirge and Mass for my soul 12d, and amongst the poor people and parishens of every of the same parishes 2s 4d by the good discretions of mine executors hereunder named;

Also I bequeath to the five house of Friars within the City of London and to the Friars of Chelmsford, to every of their houses to pray for my soul 3s 4d;

Also I will that every man and child that will take alms have one penny in money, every piece of them, at the day of my burying, and every priest saying dirge and Mass 8d;

Also I will that mine executors in all goodly haste after my decease find an honest priest to sing and pray for my soul, my father and mother and all Christian souls, within the church of East Thornton aforesaid by one whole year, and to have for his salary with meat and drink (blank), and without meat and drink (blank);

Also I will that Elizabeth, my wife, have £40 of my movable goods and chattels, such as she will choose, or £40 of lawfully [sic] money at her liberty, and also that the said Elizabeth shall have all the stuff and vensilies [=utensils?] of my house as it standeth except my plate;

Also I will that every of my daughters now unmarried have at the time of their marriage, or at the age of 21 years if they so long live unmarried, fifty marks sterlings, and if any of them die unmarried, I will then that she or they that overliveth unto they be able to be married have the sum or sums of money of the said sisters or sister so dead and unmarried if my debts be content and paid, provided alway if any of the said daughters be not disposed to be married, but to become a religious woman or live sole, I will that then she or they shall have fifty marks towards her profession or living sole as well as her other sisters have to their marriages;

Item, I bequeath to my daughter, Lady Wentworth, a cup plain silver and gilt with a cover to the same;

Also I bequeath to Henry Smyth, my servant, the tenement that he now dwelleth in, to have and to hold to him during his life natural, he paying the rent to the lord and keep[ing] all manner of reparations;

Also I will that the residue of my movable goods and chattels above not bequeathed, my debts, funerals and legacies content, fulfilled and paid as is above specified, I will that mine executors or the most part of them divide it in 3 parts, that is to say, one part thereof

to be disposed for my soul, my father's and mother's and all Christian souls, the 2<sup>nd</sup> part thereof to help my daughters which have but fifty marks [f. 211r] apiece bequeathed to every of them as is above specified, and the third part thereof to my eldest son, John;

Also I will that mine executors have my farm of East Thornton which I now dwell in as I have it under th' abbot and convent seal of Waltham Holy Cross from the day of my death unto Michaelmas twelve months then next after, and then I will and bequeath the residue of the years of the said farm to Elizabeth, my wife, together with 40 kine, three hundred sheep, whereof half to be hoggerels and the other half shear-sheep, 7 of my best plough horses, one cart, one plough with all harness belonging to the same if she then be on live, or else that it go to th' execution and will of my testament;

And if she hap to die or [=ere] my said years be determined, then I will and bequeath after her decease to John, mine eldest son, the said farm with the remnant of the years so remaining;

Also I will that if John, mine eldest son, will give 300 or 400 marks if need shall require, or else find sufficient surety for the same to th' execution and performance of this my last will and testament toward the payments of my debts, that then I will my feoffees make to him estate immediately after my decease of lands and tenements to the yearly value of £40, and that also I will that after the decease of Elizabeth, my wife, the said John, mine eldest son, to have of those lands and tenements to [+the?] yearly value of £40, so that all the whole of his lands in any wise be of the very value of £80 by year, and that £40 of the said lands and tenements be entailed, parcel of the said £80, according as is expressed in my will, and the residue in fee simple;

Provided alway that if the said John, mine eldest son, pay the said 300 or 400 marks or find surety for the same as need shall require, and that if the said 300 or 400 marks together with all my movable goods and chattels be not sufficient ne cannot pay all my debts and perform this my last will and testament but that some of my lands must of necessity be sold for the performance of the same, that then I will mine executors shall make sale of those lands and tenements which my younger sons should have, and the lands that shall be left to be equall[y] divided amongst them, and none of those lands tofore assigned unto mine eldest son, John, to be sold but if greater need require;

And of this my present testament I make and ordain my executors Elizabeth, my wife, Thomas Bonam [=Bonham?], John Tyrrell, mine eldest son, Robert Lathom and Thomas Glantham, and I will that every of them be rewarded and have for their labours herein to be had as shall seem according to conscience and by the good discretion of the most part of my said executors.

This is the last will of me, Humphrey Tyrrell, esquire, made the 10<sup>th</sup> day of December the 21 year of the reign of King Henry the 7<sup>th</sup> as touching all my lands and tenements, as well freehold as copyhold, that any man is or stands seised of to mine use:

First I will that immediately after my decease Elizabeth, my wife, shall have, occupy and enjoy manors, lands and tenements which I or any other person or persons stand or be seised of to my use to the yearly value of £44 by year above all charges as they now be let to farm or after a reasonable extent by year for term of her life such as the said Elizabeth after my decease shall choose, elect, appoint and name of all my manors, lands and tenements in the county of Essex or elsewhere, in full recompense of all such jointure and dowry as the said Elizabeth is or shall be entitled unto after my decease to have in any of my manors, lands and tenements by reason of any former will, feoffment, grant, devise or otherwise by me or any other person or persons of any of my said manors, lands and tenements before the date of this my present last will to her had or made;

And that all and every of my feoffees of trust so standing seised to my use to make to the said Elizabeth, my wife, a sufficient and lawful estate by deed indented for term of her life of and in all the said manors, lands and tenements to the said yearly value of £44 such as the said Elizabeth then shall elect, appoint, choose or name at her free liberty and will of and in all my said manors, lands and tenements by reason of this my last will as is before expressed;

Provided alway that if the said Elizabeth, my wife, claim, retain or keep any part or parcel of any manors, lands and tenements which she is jointly seised of with me or with any other by me in fee simple or for term of her life, that then the same parcel or parcels of the said jointure so by her retained to be accounted as parcel of the said manors, lands and tenements of the said yearly value of £44 by year;

Also I will furthermore that immediately after the decease of the said Elizabeth, my wife, lands and tenements to the yearly value of £20 sterling, parcel of the said lands and tenements which I have given and assigned heretofore by this my present will unto my said wife for term of her life, remain to John Tyrrell, my eldest son, such as he will choose, and to the heirs males of his body lawfully begotten, and for lack of such issue male to remain to the heirs males of my body lawfully begotten, and for lack of such issue female to remain to the heirs females of my body lawfully begotten, and for lack of such issue male to remain to the heirs males of my father's body lawfully begotten, and for lack of such issue male to remain to the right heirs of me, the said Humphrey, for evermore;

Also I will that all such lands and tenements as my father, Sir Thomas Tyrrell, did assign and give unto me, the said Humphrey, in the tail shall likewise remain still according to the said entail, and the other lands and tenements to the yearly value of £24, residue of the said lands and tenements to the yearly value of £44 which [f. 211v] I have given to my wife, that after her decease my feoffees to stand still seised thereof, and the profits thereof to go to the execution of my will and testament according as mine other lands do;

Also I will that immediately after my decease my feoffees do make estate of other lands and tenements to the yearly value of £20 sterling to the said John Tyrrell, mine eldest son, and to his heirs males of his body lawfully begotten, with like remainder as is tofore

expressed of such lands and tenements as he will choose amongst all my lands and tenements not tofore give;

Also I will that my said feoffees stand still seised of and in all my other lands and tenements, rents, reversions and services, as well freehold as copyhold, to th' execution and performance of this my last will and testament and paying of my debts, together with all my movable goods and chattels except such goods and chattels as I have assigned unto my wife and mine eldest son by my testament;

And they so standing seised to suffer mine executors to take and perceive all the revenues, issues and profits of all my said lands and tenements unto such time as all my debts be fully paid, all my daughters' marriage money had and perceived, that is to say, Elizabeth, Anne and Maude, if they fortune to live able to be married after such form as is comprised in my testament, mine other legacies and bequests had and perceived and all my children found during their nonage and my will wholly performed, that then I will my feoffees do make several estates unto Thomas, John, my younger son, and Humphrey, my sons, at either of their ages of 21 years if my will then be wholly performed, and they or any of them being of full age and living, every of them so living lands and tenements to the yearly value of 10 mark to them and to their heirs males of their bodies lawfully begotten, and for default of such issue male to remain to the foresaid John, mine eldest son, and to his heirs and assigns for evermore;

Provided alway that if any of the said Thomas, John or Humphrey, my sons, decease afore the age of 21 years, or if it fortune any of them to be a priest after that age of 21 years, then I will that his or their part or parts above to them limited so dying afore the age of 21 years, this my present will and testament fully performed and executed, shall remain to John, mine eldest son, in fee simple, and if any of them fortune to be priest as is aforesaid, then I will that after he or they have a reasonable promotion of a benefice or benefices or other spiritual(?) promotion, that then the said John, mine eldest son, shall have and enjoy his or their part so being priest and promoted, my will and testament in all other things performed, to him and to his heirs forever;

Provided alway that if mine executors be vexed, troubled or sued for any of my debts or for anything concerning the performance of this my last will and testament, and can get no days of payment, having no goods ne chattels sufficient of mine in their hands for the payment and contenting of the same debt or debts or any other thing so demanded, that then I will and give full power and authority to mine executors or to the more part of them to make bargain and sale of such lands and tenements as my said executors or the more part of them shall think most convenient for the performance and payment of the same debt or debts so demanded;

And further will & charge all and every of my singular feoffees to make estate thereof according, and when that my debts be paid, my daughters' marriage money had and perceived, and my will and testament wholly performed, then I will and charge all and every of my singular feoffees to make estate in fee simple and to surrender unto John,

mine eldest son, and to his heirs forever of all the residue of my lands and tenements, rents, reversions and farms not before given, as they will answer before God.

Probatum fuit suprascriptum testamentum Coram domino apud Lamethith xiii<sup>jo</sup> Die Mensis Octobris Anno D<sup>omi</sup>ni Mill<sup>es</sup>imo quingentesimo septimo Iurament<sup>o</sup> Iohannis Tyrell executoris in h<sup>uius</sup>mo<sup>d</sup>i test<sup>ament</sup>o no<sup>m</sup>i<sup>n</sup>at<sup>i</sup> Ac approbat<sup>um</sup> & insinuat<sup>um</sup> Et com<sup>m</sup>issa fuit admi<sup>ni</sup>stracio o<sup>mn</sup>i<sup>um</sup> bonor<sup>um</sup> et debit<sup>orum</sup> d<sup>i</sup>c<sup>t</sup>i defuncti p<sup>re</sup>fat<sup>o</sup> executori De b<sup>e</sup>n<sup>e</sup> & fidel<sup>ite</sup>r Administrand<sup>o</sup> Ac de pleno In<sup>u</sup>ent<sup>u</sup>rio citra festum s<sup>an</sup>c<sup>t</sup>i Martini prox<sup>im</sup>um futur<sup>um</sup> exhibend<sup>o</sup> Necnon de plano & vero compoto reddend<sup>o</sup> Ad s<sup>an</sup>c<sup>t</sup>a dei eu<sup>a</sup>ng<sup>elia</sup> Iurat<sup>i</sup> Reseruat<sup>a</sup> potestate simile<sup>m</sup> co<sup>m</sup>missione<sup>m</sup> faciend<sup>i</sup> alijs executor<sup>ibus</sup> in h<sup>uius</sup>mo<sup>d</sup>i test<sup>ament</sup>o no<sup>m</sup>i<sup>n</sup>at<sup>is</sup> cum ven<sup>er</sup>unt

[=The above-written testament was proved before the Lord at Lambeth on the 14<sup>th</sup> day of the month of October in the year of the Lord the thousand five hundred seventh by the oath of John Tyrrell, executor named in the same testament, and probated & entered, and administration was granted of all the goods and debts of the said deceased to the forenamed executor, sworn on the Holy Gospels to well & faithfully administer, and to exhibit a full inventory before the feast of Saint Martin next to come, and also to render a plain & true account, with power reserved for a similar grant to be made to the other executors named in the same testament when they shall have come.]