

SUMMARY: The document below is the Prerogative Court of Canterbury copy of the will, dated 22 May 1523 and proved 15 June 1523 of Henry Marney (1456/7-1523), 1st Baron Marney, who appointed Sir John Vere, the future 15th Earl of Oxford, as one of his feoffees.

CONNECTIONS TO THE EARLS OF OXFORD

The Earls of Oxford were connected to the Marneys 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), 11th 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*, 2nd 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>

According to the *ODNB*, in 1509 the testator was granted the office of constable of Clare Castle, Suffolk, in reversion after the death of John de Vere, 13th Earl of Oxford. See also Ross, James, *John de Vere, Thirteenth Earl of Oxford (1442-1513)*, (Woodbridge, Suffolk: The Boydell Press, 2011), pp. 99, 230.

Ross states that the testator fought at Stoke and Blackheath, ‘probably under Oxford’s banner’. See Ross, *supra*, p. 195.

In his will, TNA PROB 11/17/379, the 13th Earl refers to the testator as his cousin:

Item, I will that my cousin, Sir Henry Marney, knight, shall have £40 in money in full recompense of such goods as the same Sir Henry claimeth or may claim in the right of his

late wife, the daughter of Wyfold, if the same Sir Henry can make mine executors a lawful discharge for it against all manner persons, or else not.

As noted above, the testator appointed Sir John Vere, the future 15th Earl of Oxford, as one of his feoffees. For the appointment, see the will of his son, John Marney, 2nd Baron Marney.

The testator's great-grandson, Thomas Bedingfield (d.1613), dedicated his translation of *Cardanus' Comfort* to Oxford (see STC 4607 on this website). For the will of Thomas Bedingfield (d.1613), see TNA PROB 11/122/124.

FAMILY BACKGROUND

For the testator's family background, see the pedigrees in *Transactions of the Essex Archaeological Society*, (Colchester: The Essex and West Suffolk Gazette Office, 1865), Vol. III, p. 9 at:

<https://archive.org/details/transactionsess05socigoog/page/n43/mode/2up>

See also the Marney pedigree in Gunn, Steven, *Henry VII's New Men and the Making of Tudor England*, (Oxford: Oxford University Press, 2016), p. xviii at:

<https://books.google.ca/books?id=q4LADAAAQBAJ&pg=PR18>

See also the *ODNB* entry, and the entry for the testator in Wedgwood, Josiah C., *History of Parliament*, (London: His Majesty's Stationery Office, 1936), p. 575 at:

<https://archive.org/details/in.ernet.dli.2015.210096/page/n643/mode/2up>

See also Cokayne, George Edward, *The Complete Peerage*, (London: The St Catherine Press, 1932), Vol. VIII, pp. 523-4.

Testator's paternal great-grandparents

The testator was the great-grandson of Sir Robert Marney (d.1400) and Alice Lacer (died c.1391), daughter of Richard Lacer (d.1361) of London and Bromley, Kent, by his first wife, Julian, and widow of Sir William Bruyn (d.1362) of South Ockendon, Essex, and Beckenham, Kent. For Sir Robert Marney, see the History of Parliament entry at:

<http://www.historyofparliamentonline.org/volume/1386-1421/member/marney-sir-robert-1319-1400>

*b.c.1319, s. of Robert Marney*¹ *of Layer Marney. m. (1) Is. d.v.p.*² *?Ida; (2) between Feb. 1362 and Mar. 1365, Alice (d.c.1391), da. of Richard Lacer† (d.1361) of London*

and Bromley, Kent, by his 1st w. Juliana, sis. and coh. of Richard Lacer and wid. of Sir William Bruyn (d.1362) of South Ockendon, Essex, and Beckenham, Kent, 1s. Sir William. Kntd. by Sept. 1341.*

Testator's paternal grandparents

The testator was the grandson of Sir William Marney (d.1414) and Elizabeth Sergeaux (see above). For Sir William Marney, see the History of Parliament entry at:

<http://www.historyofparliamentonline.org/volume/1386-1421/member/marney-sir-william-1370-1414>

Testator's parents

The testator was the son of Sir John Marney (d. shortly before 1 April 1472) of Layer Marney, Essex, and Jane Throckmorton (d. 27 March 1479). Confusion has resulted from Cokayne's statement that the testator's parents were married before 27 April 1447. See Cokayne, *supra*, p. 523. Richardson has pointed out that this is the date of a papal indult granted to Sir John Marney and his wife, Joan, and that Joan was likely the testator's father's first wife, about whom nothing further is known. See:

<https://groups.google.com/forum/#!topic/soc.genealogy.medieval/YM4Y1A1V2Hg>

For the papal indult see Twemlow, J.A., *Calendar of Entries in the Papal Registers Relating to Great Britain and Ireland*, (London: His Majesty's Stationery Office, 1915), Vol. X, p. 303 at:

<https://babel.hathitrust.org/cgi/pt?id=uc1.c3012768&view=1up&seq=339>

The testator's mother, Jane Throckmorton, was the fourth daughter of John Throckmorton (d.1445) of Fladbury, Worcestershire. For John Throckmorton, see his will, TNA PROB 11/3/531, the *ODNB* entry, and Wedgwood, *supra*, pp. 851-2 at:

<https://archive.org/details/in.ernet.dli.2015.210096/page/n923/mode/2up>

According to Wedgwood, the testator's parents were married in 1454, at which time Jane Throckmorton was the widow firstly of Robert Gifford (d. 3 August 1446), of Stonehouse and Weston Subedge, Gloucestershire, and secondly of Drew Barantyne (d. 23 April 1453), by whom she had two sons. For the will of Drew Barantyne's eldest son and heir by his first marriage, John Barantyne (d. 30 June 1474), see TNA PROB 11/6/403.

For Jane Throckmorton's three marriages, and her son and heir by her first marriage, see her inquisition post mortem, TNA C 140/67/44 ('Marney, Joan, who was the wife of John, kt, formerly married to Robert Gifford and also Barrantyne'), and:

Kathleen Morgan and Brian S Smith, 'Stonehouse: Manors and other estates', in *A History of the County of Gloucester: Volume 10, Westbury and Whitstone Hundreds*, ed. C R Elrington, N M Herbert and R B Pugh (London, 1972), pp. 273-276. *British History Online* <http://www.british-history.ac.uk/vch/glos/vol10/pp273-276> [accessed 25 September 2020].

A house and yardland in Stonehouse held by Edmund Giffard in the early 15th century (fn. 106) was perhaps the estate held of the manor by William Giffard in 1299; (fn. 107) by 1441 it had passed to John Giffard. (fn. 108) John died in 1444 when he was said to hold a house and a plough-land; (fn. 109) he was succeeded by his son Robert Giffard (d. 1446). (fn. 110) Joan, formerly the wife of Robert Giffard, who later married John Mervye [sic], held the estate at her death in 1478, when her heir was John Giffard. (fn. 111) John Giffard held the estate between 1491 and 1497, (fn. 112) but was dead by 1507. (fn. 113) William Giffard held the estate in 1542 and 1554, John Giffard in 1556 (fn. 114) and 1567, (fn. 115) and George Giffard had an interest in it in 1591. (fn. 116)

See also the will of Sir George Throckmorton (c.1489-1552), TNA PROB 11/36/298, whose daughter, Elizabeth Throckmorton, married John Gifford (d. 1 May 1563), esquire, great-grandson of Jane Throckmorton and her first husband, Robert Gifford.

For the marriage of Jane Throckmorton and Drew Barantyne, see Wedgwood, Josiah C., *History of Parliament*, (London: His Majesty's Stationery Office, 1936), pp. 40-1 at:

<https://archive.org/details/in.ernet.dli.2015.210096/page/n99/mode/2up>

For the marriage of Jane Throckmorton and the testator's father, see Wedgwood, *supra*, p. 575 at:

<https://archive.org/details/in.ernet.dli.2015.210096/page/n643/mode/2up>

The testator was a minor at his father's death, and became a ward of the crown. His wardship and marriage were granted by Edward IV to Richard, Duke of Gloucester, later Richard III, on 1 April 1472, and by him sold to Robert Tyrrell and Thomas Grene, esquires, on 31 July 1472. See Wedgwood, *supra*, p. 575, and TNA E 40/6298. The Robert Tyrrell who purchased the testator's wardship may have been Sir Robert Tyrrell (d.1508), controller of the household to John de Vere, 13th Earl of Oxford, for whose will see TNA PROB 11/15/683.

MARRIAGES AND ISSUE

Testator's first marriage

The testator married firstly Thomasine Arundell, the daughter of Sir John Arundell (9 June 1421 - 12 November 1473) of Lanherne, Cornwall, by his second wife, Katherine

Chidioc (c.1428 – 9 April 1479), daughter and coheir of Sir John Chidioc of Dorset, and widow of William Stafford, esquire, of Southwick, Wiltshire, slain in June 1450 at Sevenoaks while attempting to suppress Jack Cade's rebellion (see Shakespeare's Henry VI, Part II). For Humphrey Stafford (c.1439-1469), Earl of Devon, only son of William Stafford and Katherine Chidioc, see the *ODNB* entry and his will, TNA PROB 11/5/410. See also Richardson, Douglas, *Plantagenet Ancestry*, 2nd ed., 2011, Vol. I, p. 461, and Wedgwood, *supra*, p. 795 at:

<https://archive.org/details/in.ernet.dli.2015.210096/page/n865/mode/2up>

After the death of Sir John Arundell, Katherine Chidioc married thirdly, as his third wife, Sir Roger Lewknor (d. 4 August 1478), for whose will see TNA PROB 11/7/12.

For the will of Thomasine Arundell's brother, Sir Thomas Arundell (d.1485?), see TNA PROB 11/8/431.

By his first wife, Elizabeth Morley, the daughter of Thomas Morley (c.1393 – 6 December 1435), 5th Baron Morley (1393–1435), and Isabel de la Pole (d. 8 February 1467), Sir John Arundell was the father of Thomasine Arundell's half sister, Anne Arundell, who married Sir James Tyrrell (executed 6 May 1502) of Gipping, Suffolk, alleged murderer of the two sons of Edward IV imprisoned in the Tower. See the will of their son, James Tyrrell (1475?-1538) of Columbine Hall, TNA PROB 11/26/266; the pedigree of Arundell of Lanherne in Vivian, J.L., *The Visitations of Cornwall*, (Exeter: William Pollard, 1887), pp. 3-4; and *Magna Carta Ancestry*, *supra*, Vol. III, p. 141.

By Thomasine Arundell, the testator had two sons and a daughter:

* **Thomas Marney**, mentioned in the will below as having predeceased the testator. He appears to have been the son of the testator's first marriage.

* **John Marney (d.1525), 2nd Baron Marney**, who married firstly Christian Newburgh, the daughter of Sir Roger Newburgh of East Lulworth, Dorset, by whom he had two daughters. See the History of Parliament entry at:

<https://www.historyofparliamentonline.org/volume/1509-1558/member/marney-sir-john-1485-1525>

John Marney married secondly Bridget Waldegrave (d. 30 September 1549), widow of William Fynderne (d.1508), and great-aunt of Sir William Waldegrave (c.1540 – 25 August 1613), who in 1572, together with Oxford's first cousin, John Darcy (d.1581), 2nd Baron Darcy of Chiche, jointly entered into guarantees amounting to £5000 for Oxford's debt to the Court of Wards (see TNA C 2/Eliz/T6/48). For Bridget Waldegrave, see her will, TNA PROB 11/33/186.

* **Katherine Marney** (c.1480-1535), who married firstly Edward Knyvet (c.1486-1503), secondly Thomas Bonham (d. 18 June 1532), esquire, and thirdly, in 1534, John Barnaby of Great Braxted, Essex. See:

http://www.tudorwomen.com/?page_id=695

Catherine Marney (c.1480-1535) was the daughter of Henry, 1st baron Marney (1457-May 24, 1523) and his first wife, Thomasine Arundell. Her marriage to Edward Knyvett of Suffolk (c.1486-1503) was childless but he had a daughter, Elizabeth or Isabel (d. February 1508) by his first wife. Catherine inherited a life interest in his lands, including the manor of Stanway, Essex and twelve other manors and lands in Essex, Kent, and Suffolk, greatly reducing her stepdaughter's prospects. That young woman's widower, John Raynsford (d.1559) brought several suits against Catherine in chancery and eventually succeeded in winning an annuity of £20 and a life interest in two of Knyvett's manors. In 1509, Catherine married Thomas Bonham (1459-June 18, 1532). Their seven children included John (d. by 1532), William (1513-1547+), and Elizabeth. In her second widowhood, Catherine inherited a life interest in all of Bonham's lands and goods. Her third husband was John Barnaby, who had been a servant of Bonham's from as early as 1514.

For Sir John Raynsford (d.1559), see his will, TNA PROB 11/42B/484, and the History of Parliament entry at:

[http://www.historyofparliamentonline.org/volume/1509-1558/member/raynsford-\(rainforth\)-sir-john-1482-1559](http://www.historyofparliamentonline.org/volume/1509-1558/member/raynsford-(rainforth)-sir-john-1482-1559)

For Thomas Bonham (d. 18 June 1532), see his will, TNA PROB 11/25/90, and the History of Parliament entry at:

<https://www.historyofparliamentonline.org/volume/1509-1558/member/bonham-thomas-1482-1532>

See also the Bonham pedigree in Kidston, G.J., *The Bonhams of Wiltshire and Essex*, (Devizes: C.H. Woodward, 1948), p. 66 at:

<https://archive.org/details/bonhamsowiltshi00kids/page/n75>

Katherine (nee Marney) Knyvet Bonham Barnaby is left a bequest in the will of Jane Radmyld (d.1501), TNA PROB 11/12/387, as 'my niece, Katherine Knyvet'.

Testator's second marriage

The testator married secondly Isabel Wyfold. She was living 8 February 1489, when she and the testator were granted a pardon. In the pardon, she is referred to as 'Isabel'. See Wedgwood, *supra*, p. 575. She died before 10 April 1509, when she is referred to as

deceased in the will of John de Vere, 13th Earl of Oxford, TNA PROB 11/17/379. The testator refers to her as 'Elizabeth' in the will below.

The testator's second wife was the daughter of Nicholas Wyfold (d.1456) and Margaret Chedworth (d.1494). See Blomfield, Francis, *An Essay Towards a Topographical History of the County of Norfolk*, (London: William Miller, 1807), Vol. VI, p. 187 at:

<https://books.google.ca/books?id=2AUVAAAAQAAJ&pg=PA187w>

Margaret Chedworth (d.1494), the daughter of Sir John Chedworth and his wife, Joan, married successively Nicholas Wyfold (d.1456), Lord Mayor of London in 1450-1, John Norreys (d. 1 September 1466), esquire, Treasurer of the Queen's Chamber, and John Howard, 1st Duke of Norfolk, slain at the Battle of Bosworth 22 August 1485. Margaret Chedworth left a will dated 13 May 1490 and proved 3 December 1494, TNA PROB 11/10/315, in which she bequeaths to 'my daughter Marney a chain of water flowers'. See *Plantagenet Ancestry*, *supra*, Vol. II, pp. 272-3, and the *ODNB* entry for John Howard, 1st Duke of Norfolk.

When she married the testator, Isabel Wyfold was the widow of John Norreys (d.1485), by whom she had a son, Edmund Norreys (d.1508), who married Julyan Tyrrell (d.1556), and a daughter, Anne Norreys (living 1517), who married Edward Sulyard (d.1517), esquire. Their son, Eustace Sulyard (d.1547), is left a bequest in the will below. Also mentioned in the will below are Francis Sulyard and Mirabel Sulyard, half brother and sister of Eustace Sulyard. For Eustace Sulyard, see his will, TNA PROB 11/31/508. See also the will of Julyan Tyrrell, TNA PROB 11/38/70.

By Isabel Wyfold, the testator had a daughter:

* **Grace Marney** (1487-c.1553), who married Sir Edmund Bedingfield (1479/80–1553) of Oxburgh, Norfolk, for whose will see TNA PROB 11/36/27. As noted above, their grandson, Thomas Bedingfield (d.1613), dedicated his translation of *Cardanus' Comfort* to Oxford.

OTHER PERSONS MENTIONED IN THE WILL

The testator leaves a bequest to his granddaughter, Elizabeth Bonham, and her husband, William Lathom:

Item, I will that my executors by their discretion when they shall see time convenient shall content and pay to William Lathom and my daughter [=granddaughter] his wife, £20.

William Lathom was the son of the London goldsmith, Ralph Lathom. In his will, TNA PROB 11/19/442, proved 2 October 1520, Ralph Lathom mentions the testator as one of his feoffees:

And where moreover I, the said Ralph, and Robert Radcliffe, knight, Lord Fitzwalter, Henry Marney, knight, Christopher Urswick, clerk, John Marney, knight, and Thomas Baynham, esquire, are enfeoffed and stand seised to th' use of me, the said Ralph Lathom, and of mine heirs of and in a messuage or tenement with all their appurtenances in Sandon in the said county of Essex called Jostpprs(?), and of and in certain lands, meadows, pastures and woods with th' appurtenances in Sandon aforesaid which I late purchased and bought of William Sulyard, son and heir of Edward Sulyard of High Laver

For Elizabeth Bonham and William Lathom, see also Kidston, *supra*, pp. 77, 81.

TESTATOR'S FEOFFEES

The testator does not name his feoffees in the will below. However his son, John Marney, 2nd Baron Marney, states in his own will that on 14 June 1509 the testator enfeoffed Robert Radcliffe, Lord Fitzwalter, Sir John Arundell, Sir Robert Drury and Sir John Vere in his manors of Laver Marney and Colquite.

For Robert Radcliffe (d. 27 November 1542), Lord Fitzwalter, and later 1st Earl of Sussex, see the *ODNB* entry:

Sussex married three times. His first wife was Lady Elizabeth Stafford, daughter of the second duke of Buckingham, whom he married before 1507 and with whom he had Henry, the second earl, George, who married a daughter of John, second Baron Marney, and Sir Humphrey Radcliffe of Elnestow, later MP for Bedfordshire.

The testator's feoffee, Sir John Arundell (d. 8 February 1545) of Lanherne, was a nephew of the whole blood of the testator's first wife, Thomasine Arundell, and a nephew of the half blood of Anne Arundell, who married Sir James Tyrrell (executed 6 May 1502), alleged murderer of the two sons of Edward IV imprisoned in the Tower. See the pedigree of Arundell of Lanherne in Vivian, *supra*, pp. 3-4, and the will of Anne Arundell's son, James Tyrrell (1475?-1538) of Columbine Hall, TNA PROB 11/26/266, *supra*.

For Sir Robert Drury (d.1535), Speaker of the House of Commons, and chief steward and executor to John de Vere (1442-1513), 13th Earl of Oxford, see the *ODNB* entry and his will, TNA PROB 11/25/467.

For Sir John Vere, later 15th Earl of Oxford, see the *ODNB* entry.

TESTATOR'S LANDS

For the testator's manor of Gibcrack in Great Totham, see the History of Parliament entry for Sir William Marney (d.1414) at:

<http://www.histparl.ac.uk/volume/1386-1421/member/marney-sir-william-1370-1414>

For the testator's will, see also Nicolas, Nicholas Harris, *Testamenta Vetusta*, (London: Nichols and Son, 1826), Vol. II, p. 608 at:

<https://archive.org/details/testamentavetus01nicogoog/page/n231/mode/2up>

RM: Test{amentu}m Henrici Marny Milit{is}

In Dei nomine amen. I, Henry Marney, knight, Lord Marney, being whole of mind and perfect memory, thanked be Almighty God, the 22nd day of May the 15 year of the reign of King Henry the 8th make and ordain this my present testament and last will in form following, that is to wit:

First and principally I bequeath my soul to Almighty God and to his Blessed Mother Mary, and to all the holy company of heaven;

My body to be buried in the chancel of Layer Marney church (if I depart at London or at any place near London) where divers of mine ancestors lies, in a place which I will that mine executors make for me according as hereafter in this my last will shall make mention if God call me to his mercy or [=ere] that I have my said place in the chancel foresaid, which I trust, if God give me life, to make and ordain for myself in as convenient time as I can;

First I revoke & renounce all other wills and testaments before this time by me made, and will that this present will and testament shall stand for my last will and testament;

Item, I give and bequeath to the mother church of Paul's 6s 8d;

Item, to the parson of Layer Marney for my tithes and oblations negligently forgotten 20s;

Item, to the parson of Saint Swithin by London Stone where I am sometime abiding for my tithes also forgotten 6s 8d;

Item, I bequeath to every place where I am made brother under their seal 3s 4d to th' intent I may be partaker of all their good prayers, and may the better be had and kept in remembrances in time to come;

Item, I will that if I hap to die now, that then mine executors do for my burying according to my degree, and that my hearse be provided for here in London with Masses and dirges and all [f. 67v] other services as should be at my burying;

And that my body be conveyed out of London with the 4 orders of friars in London, and every one of the said orders to have 20s;

Item, to every church meeting my said body by the way with the cross 3s 4d;

And to every church where my body shall rest by the way by one whole night 6s 8d;

And to every priest and clerk doing service there to have for their labour after the rate as is appointed at my burial;

And I will there be 24 poor men do hold 24 torches at my burying and Mass, and every poor man to have for his labour a black gown and a hood and 12d of money;

Also I will there be 30 priests at my burying if they may be had, and every one of them that is there both at my dirge and after the next day and say Mass for my soul to have 8d for his labour;

And he that singeth High Mass, if he be a Doctor or a Bachelor of Divinity, to have 10s for his labour the same day, and he that is but at Mass or at dirge only to have but 4d for his labour;

Also I will that some Doctor or cunning man make a sermon the day of my burial, and he to have 20s for his labour;

Item, to every clerk being a man and at my dirge and Mass helping to do service 4d, and every child 2d;

Item, I will that at my burying-day be dealt in alms to poor men, women and children whereas my executors shall think needful £20 in penny dole or in 2d dole;

Item, I will that immediately after my decease that mine executors cause to be said for my soul and for the souls of Sir William Marney, grandfather to the said Lord, and Dame Katherine, his wife, and Sir Robert Marney, great-grandfather to the said Lord Marney, and his wife, Sir John Marney and Dame Jane, his wife, and for the souls of my two wives, Thomasine and Elizabeth, and Thomas Marney and my other children, and all Christian souls, first at Scala Celi in Westminster a trental of Masses;

Item, the Friars Observants of Greenwich a trental of Masses;

Item, the Friars Observants of Richmond a trental of Masses;

Item, at every of the 4 orders of friars in London a trental of Masses;

Item, at the Black Friars in Chelmsford a trental of Masses;

Item, at the Crutched Friars, Grey Friars in Colchester, a trental of Masses;

And at the friars at Maldon a trental of Masses, every of the said orders to have for their labour 10s;

Item, I will that all such priests and clerks that do come and do service, as Mass and dirge, at my month's mind to have like wages as I have before limited and assigned at my burying, and also like manner dole to be dealt as at my burying-day by the discretion of mine executors;

Also I will that there be a convenient hearse made about me in the church according to my degree with my arms and other things belonging unto me as by mine executors shall be thought convenient, and my body to be conveyed as shortly as may be;

Item, I will that all my household servants, every one of them, have his whole year's wages paid him at the day of my burial;

And also every archer to have delivered him a bow and one sheaf of arrows;

Also I will that if any person can duly prove by specialty or other due proof any debt owing him by me, that my executors shall content and pay it;

Also I will that if any may do complain of any injury or wrong to be done to him by me and can duly prove it, that my executors shall make restitution;

Item, whereas I have put in feoffment my manors of Colquite with th' appurtenance in the county of Cornwall;

My manor of Layer Marney with th' advowson of the church of the same with th' appurtenances in the county of Essex, also my manor of Gibcrack and also all my other lands and tenements, rents, reversions and farms with all their appurtenances set and lying in the said county of Essex, whatsoever they be;

And also all such lands and tenements as I lately had of the gift of our Sovereign Lord the King which sometime were to the late Duke of Buckingham;

And all my lands and tenements called Mells, Nunney, Cloford and Heydon [=Haydon?] in the county of Somerset;

Tythrop in the county of Oxford;

And Rolles in the county of Buckingham;

I will that all my feoffees which be and stand seised of and in all my said manors, lands, tenements, advowson, rents, reversions and services, that they shall stand and abide seised to th' use and performance of this my last will and testament, and that they do suffer my executors to receive and take all the revenues, issues and profits of all my said

manors, lands and tenements unto such time as my debts be paid and my will performed, and after that to th' use of my next heir according to the tenure [=tenor] and effect of the old inheritance or title concerning the same;

Item, I will that if my said feoffees happen to decease before this my will be in everything performed so that there pass not the number of 3 on live, that then I will there be a new deed made by my executors;

And if it fortune my executors to decease before they have made a new deed, then I will that my Lord Fitzwalter, Edmund Bedingfield [f. 68r] and Thomas Bonham, my sons-in-law, have full power to make the said feoffment and put in execution by these my feoffees that then shall happen so to be on live unto 8 or 9 other persons which I will shall be and stand seised to the same use, and so continually like feoffment to be made to th' intent aforesaid and to such time as my said will be wholly performed:

First I will that with the profits of all my said lands that the chapel which I have begun adjoining to the chancel of the parish church of Layer Marney foresaid be new made and fully finished according to the same proportion in length, breadth and height as it is begun, with a substantial flat roof of timber and that to be covered with lead, and also the windows thereof to be glazed with imagery accordingly;

I will also with the profits of my said lands that mine executors cause to be made a tomb of marble to be set in the wall betwixt the chancel and the said chapel, which wall I will it be new made with the said chapel and to be vaulted over with marble and workmanly wrought with such works as shall be thought convenient by my executors;

And my image to be made of black marble or touch with everything convenient and appertaining to the same, and to be laid and set upon the said tomb;

And I will that two images of latten be made with the pictures of my two wives with their coat-armours upon them, that is to say, Thomasine, and she to lie on my right side, and Elizabeth, she to lie on my left side upon the same tomb;

I will also that with [+the?] profits of the said lands a new almshouse be made and set up with five partitions for five poor men and one common kitchen for them all 5, and to be set in the lane going down to Howfeld bridge other else in the dairy pightle whereas my executors shall think it most convenient, and the walls to be made of brick roofed with timber and tiled, and also a ground for a garden and a place to lay the wood in adjoining to the same house, and to be closed in with a brick wall;

Item, I will that the said poor men yearly have 20 load wood in their yard at costs and charges of the profits of the said land;

Item, I will that mine executors with the profits of the said lands called Mellis, Nunney, Cloford, Heydon, Tythrop and Rolves shall continually find and maintain five poor men

to be chosen by their discretions such as be of good name and fame and of honest conversation not being able to get their living by labour or other occupation;

Item, I will that every poor man have for and towards his finding 10d every woke [sic] to be paid unto every of the said poor men at th' end of every month by mine executors or by the longest liver of them, and after their decease by the oversight of such persons as I hereafter shall name and appoint in this my last will and testament, and after their deceases by my feoffees of and in the said manors, lands and tenements by the oversight of my next heir to whom the said lands cannot descend according to mine intent and purpose as is declared in this my last will;

Provided alway that there be no woman none of the 5 before assigned unless her husband be one of them and that the same woman be of good name and fame and of good conversation and not of ability to get her living with her hand labour;

Item, I will that every of the foresaid five poor folks have every against the feast of Saint Michael th' Archangel one gown of russet frieze ready made;

And I will that every of the 5 poor folks aforesaid which shall be appointed by my executors or by the other persons above-named in any wise shall be such as can say at the least their Paternoster, Ave and Creed in Latin, for the which wages and salary and other necessaries to the said poor men before limited and appointed I will that every of the said poor folks in the morning at their first uprising say for the souls of Sir Robert Marney, knight, and his wife, and Sir William Marney, knight, and his wife, Sir John Marney, father to me, the said Lord Marney, and Dame Jane, his wife, and mother to the said Lord Marney, and for the souls of Thomasine and Elizabeth, wives to me, the said Lord Marney, and for the soul of Thomas Marney, my son, and for the souls of all my children 5 Paternosters, 5 Aves and one Creed;

And every day to go to the church of Layer Marney and there to hear Mass which shall be said in the new chapel before-named, and at their first coming into the church every of the said poor men shall kneel down before the Sacrament and say a Paternoster and an Ave, and then to go to my tomb and there to kneel down, and so kneeling shall say for the soul of me, the said Lord Marney, and other aforesaid three Paternosters, three Aves and one Creed in the worship of the Trinity, and then to depart down into the church and there in the time of Mass or Masses or else before they depart from the said church every one of the said poor folk shall say for the before-named souls Our Lady psalter, and at night before their going to their bed every one of the said poor folks to say kneeling on their knees 5 Paternosters, 5 Aves and one Creed for the souls aforesaid, and such of the said poor folks as can say *De profundis*, he or they to say it in lieu of the said five Paternosters, 5 Aves and one Creed;

Also I will that every of the said poor folk upon every Wednesday and Friday do go unto the church at afternoon, and there kneeling about my said tomb say for my soul and other afore rehearsed Our Lady psalter, and if there be any of the said poor folk that can say

dirge, then he or they to say dirge for the souls aforesaid in lieu of Our Lady psalter every of the said Wednesday and Friday;

Provided alway that if any of the said poor folks be sick or diseased or that he or they cannot go ne come unto the said parish church, that then he or they that cannot so do [f. 68v] to say all such prayers as is before limited being at home in their said houses before limited;

And if any of the said poor folks be so diseased that they cannot say their said prayers according as is before rehearsed, that then I will the other of the said poor men to say it for him so that every day all the said prayers as is before expressed be daily said for the souls before-named;

Also I will that with the profits of the said lands called Mells, Nunney, Cloford, Heydon, Tythrop and Rolves my executors and the other persons to whom by this my present will and testament [+I?] do give full power and authority do continually forever find two good and honest priests being of good conversation and also such as do understand what they read, and that they and every of them say Mass daily in the chapel aforesaid except they be sick or diseased or some day not disposed, and that every day in their Mass do say *De profundis* for my soul and other above rehearsed;

And to say every Sunday Mass of the Nativity of Our Lord and of th' Annunciation of Our Lady, and on the Monday of the Holy Ghost and Nativity of Our Lady, on the Tuesday Mass of the Trinity and of the Conception of Our Lady, on the Wednesday of the Resurrection and Purification, on the Thursday *De Corpore Christi* and the Assumption of Our Lady, on the Friday of the 5 Wounds and of the Cross, and on Saturday *De Omnibus Sanctis et De Regine*, and that every Wednesday and Friday every of the said 2 priests to say placebo, dirge and commendations for my soul and other before-named;

Item, I will that there be a chamber made over the said almshouse or by it as my executors shall think expedient for the said 2 priests whereas I will the said 2 priests shall lie to th' intent the foresaid poor men may be the better guided and ordered;

And that I will every of the said two priests have for his salary yearly 10 mark to be paid by mine executors or other persons in this my last will and testament named four times in the year;

Also I will the said priests and every of them do see as much as is them is that the said poor folks do come unto the church at times before limited and also do say their said service and prayers like as to them is appointed, other else the said priests to give monition and knowledge unto the said executors or to such other as shall have the ordering of the same;

Also I will that as well the said 2 priests as also the said 5 poor men during their lives or life of any of my executors or the longest liver of any of them or by such other persons by

me appointed by this my last will and testament be appointed & named to their said rooms and their charge given unto them by my executors or other as is aforesaid;

And if the said two priests or 5 poor men or any of them be of ill conversation, rule & government at any time after that they be admitted to any of the said rooms, that then I will that mine executors or any of them during their lives or the other persons by me appointed shall examine the said offenders, and thereupon so found faulty to revoke the said offender and another of good and honest conversation to be put accordingly into the said room;

And after the decease of my executors and the longest liver of them, then I will that my Lord Fitzwalter now being, Edmund Bedingfield, Thomas Bonham, my sons-in-law, have like authority to name and appoint the said 2 priests and 5 poor folks as often as need shall require;

And also that the said Lord Fitzwalter, Edmund Bedingfield and Thomas Bonham after the decease of my said executors shall have full power and authority to execute this my last will and testament in every article, and after their decease my next heir to whom my lands and tenements cannot descend shall have power and authority in like manner as mine executors or my Lord Fitzwalter, Edmund Bedingfield and Thomas Bonham now have, and that my purpose and intent may continue forever;

Provided alway that if the profits of my said lands called Mellis, Nunney, Cloford, Heydon, Tythrop and Rolves do not suffice or may not be peaceably received by mine executors or the other aforesaid persons for the maintaining of the said five poor men and 2 priests as is abovesaid, then I will that mine executors or the other persons abovesaid take as much of the said profits of the manors of Layer Marney, Colquite, Buk [=Buckingham?], Burgus, Bourton, Essyngton and Little Brickhill as shall be requisite for the maintenance of the same;

And as concerning the disposition of my goods, I give and bequeath to John Bonham, son and heir to Thomas Bonham, £100 in plate or money by the discretion of my executors and partly as the said John can be content with, to be paid when the said John shall accomplish th' age of 20 years;

And if it fortune the said John to decease before he come to the said age of 20 years, then I will that William Bonham, second son of the said Thomas, shall have the said £100 when he shall accomplish th' age of 20 years;

And if it fortune the said John and William to decease before they or any of them accomplish th' age of 20 years, then I will the next heir male of the body of the said Thomas have the said £100;

And if it please the said Thomas any time before [f. 69r] that the said John or William shall or may accomplish the said age of 20 years to accept and take the said money or plate into his own hands and to apply it to the advantage of his said heir male, I am very

well content therewith so that my executors by their discretion do well perceive that the performances of my will and testament be not hindered by reason of the same;

And in like manner and form I give and bequeath to the son and heir of Edmund Bedingfield £100 in plate or money to be had and taken to the said heir male in manner and form as is afore specified for the said John Bonham or the heir male of the said Thomas Bonham;

Item, I will that my executors by their discretion when they shall see time convenient shall content and pay to William Lathom and my daughter [=granddaughter], his wife, £20;

Also I give and bequeath to Eustace Sulyard £10 to be paid by the discretion of my executors as is aforesaid;

Item, I will that Francis Sulyard be found to school by the space of 3 years next after my decease after such manner that he may soonest be an orator at the costs and charges of my executors;

Item, I give and bequeath to Anne Bonham, daughter of Thomas Bonham, £20 to be paid as is aforesaid;

Also I give and bequeath to Mirabel Sulyard £10 to be paid as is aforesaid;

Item, to Seyntawyn [=Saint Aubin?] five marks;

Item, to John Osborn, my servant, four mark if he cannot enjoy his office;

Item, to Edward Agard, my servant, 4 mark;

Item, to Matthew Trevnwith(?), 4 mark;

Item, to Vernon, 40s or 4 mark after the discretion of mine executors;

Item, to Ralph Stubbys & Alexander, every of them 40s;

Item, John Davy and Lylyborne, every one of them 4 mark;

Item, to Roger Pett, the porter, 4 mark;

Item, to John Upcott 4 mark;

Item, to Cotton, John Key and Christopher Newcome, every one of them 40s;

Item, to Tomson, Robynson and Abbot, every one of them 26s 8d;

Item, to Nicholas Teysdale 40s;

Item, to William Wayte 4 marks;

Item, to Asheby after the rate and discretion of mine executors upon the finishing of his account;

Item, to Master Robert Symson, parson of Layer Marney, £10;

Item, the residue of all my goods and chattels not bequeathed or given I give to my son, Sir John Marney;

And for the true performance of my last will and testament I make and ordain my said son, Sir John Marney, and John Vyntener, Abbot of Saint Osyth's, my executors of this my last will and testament, whom I charge as they shall answer before God to see my said will and testament performed and to do further for the weal of my soul as they would be done for.

Probatum fuit testamentu{m} suprascripti defuncti Coram prefat{is} Com{m}issarijs in eccl{es}ia Cath{edrali} diui Pauli London xvo Die mensis Junij Anno d{omi}ni Mill{es}imo quingentesimo xxiiio Iurament{o} Iohannis Marny Milit{is} executoris in h{uius}mo{d}i test{ament}o no{m}i{n}at{i} Ac approbatum &c Et com{m}issa fuit admi{n}istracio auct{oritate} prefatorum R{euerendissi}mor{um} patrum o{mn}i{u}m & sing{u}lor{um} bonoru{m} Iuriu{m} et creditoru{m} d{ic}t{i} defuncti prefat{o} executori De bene & fidel{ite}r admi{n}strand{o} Ac de pleno & fideli In{uenta}rio citra festum s{an}c{t}i Barth{olome}i Ap{osto}li prox{imum} futur{um} exhi{ben}d{o} Necnon de plano & vero compoto reddend{o} Ad sancta dei Eu{a}ngelia Iurat{i} Res{er}uat{a} p{otes}tate &c alteri executori cum venerit &c

[=The testament of the above-written deceased was proved before the foresaid Commissioners in the Cathedral Church of Saint Paul in London on the 15th day of the month of June in the year of the Lord the thousand five hundred twenty-third by the oath of John Marney, knight, executor named in the same testament, and probated etc., and administration was granted by the authority of the forenamed Most Reverend Fathers of all & singular the goods, rights and credits of the said deceased to the forenamed executor, sworn on the Holy Gospels to well & faithfully administer, and to exhibit a full & faithful inventory before the feast of Saint Bartholomew the Apostle next to come, and also to render a plain & true account, with power reserved etc. to the other executor when he shall have come etc.]