

SUMMARY: The document below is the Prerogative Court of Canterbury copy of the undated will, proved 1 June 1570, of Richard Heywood, (d. 2 May 1570), great-uncle of the poet, John Donne.

As the testator notes in the will below, he was an executor of the will, TNA PROB 11/47/103, of Anne (nee Dacre) Fairthwaite Pakington (d. 22 August 1563), maternal great-aunt of Humphrey Martyn (d.1587?), addressee of the Langham Letter describing Leicester's entertainment of Queen Elizabeth at Kenilworth in the summer of 1575. See also a Chancery decree dated 12 February 1571, TNA C 78/37/22.

For the testator as one of the original guardians of the property of Highgate Grammar School, see:

<https://archiveshub.jisc.ac.uk/search/archives/8c4e2f81-fe03-3040-bbc8-9578df822205>

*Grant of the chapel of Highgate and appurtenances to Roger Cholmeley kt (d.1565), judge, for the Grammar School founded at Highgate by Cholmeley, together with a confirmation of the rights of William Hewet kt, alderman of London, Roger Marten esq and other aldermen of the city of London, Roger Carew esq, of Hadley, Richard Heywood of London esq, Richard Hodgews of Highgate gent, and Jasper Chomeley of Lincoln's Inn as guardians of the property of the said Grammar School, and a letter of attorney to William Tarrey of Highgate yeoman and Richard Lathinden of London yeoman as attorney to deliver seisin of the same. London 27 April 1565, 6 Elizabeth I.*

Sir Roger Martyn, Lord Mayor of London, one of the testator's original co-guardians, was the father of Humphrey Martyn, addressee of the Langham Letter (see above). For the will of Sir Roger Martyn, see TNA PROB 11/56/48.

For Sir Roger Cholmley (c.1485–1565), Chief Justice of the King's Bench, see the will, TNA PROB 11/57/83, of Sir Thomas Russell (c.1520 - 9 April 1574) of Strensham, father of Thomas Russell, overseer of the will of William Shakespeare of Stratford, and the *ODNB* entry:

*Cholmley, Sir Roger (c.1485–1565), judge, was the illegitimate son of Sir Richard Cholmley (d. 1521) of Thorndon on the Hill, Yorkshire, sometime lieutenant of the Tower of London, who died without legitimate issue. . . . About 1518 he married a widow, Christiana Hurst, who died in 1558. They had two daughters. It was probably the absence of a male heir that turned his mind to charitable enterprises, and in 1562 he founded what is now Highgate School.*

In his will, dated 30 April 1565 and proved 4 July 1565, TNA PROB 11/48/205, Sir Roger Cholmley appointed as one of his executors Sir William Cordell (d.1581), Master of the Rolls, who is mentioned in the will below, and who was one of the five trustees appointed by Oxford in an indenture of 30 January 1575 prior to his departure on his continental tour. See ERO D/DRg2/25.

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**TESTATOR'S RELATIONSHIP TO THE DRAMATIST, THOMAS HEYWOOD**

The testator had numerous connections to Sir Thomas More (1478-1535), and the dramatist Thomas Heywood (c.1573-1641) was one of the revisers of the anonymous *Play of Sir Thomas More*. Were it not for the fact that the testator's son, Thomas, was born by 1 June 1570, it would thus be natural to identify him with the dramatist. However in a deposition on 3 October 1623 the dramatist stated that he was 49 or 50 years old, indicating that he was born in 1573 or 1574, three or four years after the testator's death. See Sisson, Charles J., 'The Red Bull Company and the Importunate Widow', *Shakespeare Survey*, Vol. 7, (Cambridge: Cambridge University Press, 1954), p. 58 at:

<https://books.google.ca/books?id=r2UI8ZKSGgIC&pg=PA57>

If Thomas Heywood's estimate of his age was accurate, he cannot have been the testator's son. However he may have been, as Bates suggested in 1913, the testator's grandson, that is, the son of the testator's disinherited son, Christopher Heywood (born c.1540). See Bates, *infra*, pp. 105-6.

See also Velte, Mowbray, *The Bourgeois Elements in the Dramas of Thomas Heywood*, (New York: Haskell House, 1966), pp. 7-8 at:

<https://books.google.ca/books?id=LM5IsinammoC&pg=PA7>

According to the *ODNB*, the dramatist was the son of Robert Heywood, parson of Rothwell and Ashby cum Fenby, Lincolnshire, for whose will, proved 25 May 1593, see TNA PROB 11/81/450. According to Bates, *infra*, p. 108, Robert Heywood's will does not support this claim.

**FAMILY BACKGROUND**

For the testator's family background, see Reed, A.W., *Early Tudor Drama*, (London: Methuen & Co. Ltd., 1926), p. 29 at:

<https://archive.org/details/in.ernet.dli.2015.182124/page/n41>

See also Bates, Katharine Lee, 'A Conjecture as to Thomas Heywood's Family', *The Journal of English and Germanic Philology*, (University of Illinois Press), Vol. 12, No. 1, January 1913, pp. 93-109 at:

<https://www.jstor.org/stable/27700211>

See also Bates, Katharine Lee, ed., *A Woman Killed With Kindness and The Fair Maid of the West*, (Boston: D.C. Heath and Company, 1917), pp. xlv-liv at:

<https://archive.org/details/womankilledwithk00heywuoft/page/xliv>

See also Wood, Martin, 'Sir Thomas More: His Nephews and Nieces', available as a pdf file online.

See also the History of Parliament entry for the testator at:

<http://www.histparl.ac.uk/volume/1509-1558/member/heywood-richard-1520-70>

The History of Parliament entry states that the testator was the son of William Heywood (d.1568) of Stock, Essex; however according to the will below they were brothers.

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

According to Reed, *supra*, pp. 29-30, the testator was likely the son of William Heywood, a lawyer who acted as coroner in Coventry in 1505-6. The name of the testator's mother is unknown.

The testator refers to himself as the nephew of John Payne:

*Item, I bequeath to my uncle, Mr John Payne, a black gown, and to my aunt, his wife, another black gown, and to my brother Payne and his wife, each of them a black gown.*

For John Payne (d.1573) and his wife, Alice (nee Calton) Payne, see his will, TNA PROB 11/55/221.

Later in the will below the testator refers to a property transaction with Richard Payne, referred to earlier as his 'brother Payne':

*Item, I give, will and bequeath unto the said Katherine, my wife, all that manor, lands, tenements and hereditaments whatsoever lying and being in Lamberhurst, Wadhurst and Ticehurst or elsewhere in the county of Sussex which I, together with Richard Payne, late had and purchased to us of Thomas Darrell, esquire, and Henry Darrell, his son and heir apparent, by deed indented of bargain and sale enrolled in the Queen's Court commonly called the King's Bench, which Richard Payne hath released unto me all his right, title, estate and interest of and in the same.*

For letters patent dated 14 July 1570 concerning this property transaction, see *Calendar of the Patent Rolls*, Elizabeth I, Vol. V, 1569-1572, (London: Her Majesty's Stationery Office, 1966), p. 6 at:

[https://archive.org/details/calendarofpatent05grea\\_0/page/6](https://archive.org/details/calendarofpatent05grea_0/page/6)

The testator's 'brother', Richard Payne (d.1605), married Margery or Margaret, widow of the printer Thomas Berthelet (1528-1555). From the *ODNB*:

*Thomas Berthelet (d. 1555), printer, was probably of French origin, and perhaps related to Jacques Berthelot (d. 1541), bookseller at Caen from 1527 and at Rennes from 1539 to 1541. . . . Berthelet was granted a coat of arms in 1549, and may have retired to live in his house in the adjacent parish of St Andrew, Holborn. He died in London on 26 September 1555, leaving a second wife, Margaret, and two sons: Edward, a lawyer of Lincoln's Inn, and Anthony, still a minor.*

For the will of Thomas Berthelet, which the testator witnessed, see TNA PROB 11/37/473. See also Hustings Roll 251, Nos. 10, 11, a deed by which Richard Payne and Margery, his wife, formerly the wife of Thomas Berthelet, granted certain property left by Thomas Berthelet to John Payne and the testator, in Plomer, Henry R., *Abstracts from the Wills of English Printers and Stationers from 1492 to 1630*, (London: Blades, East & Blades, 1903), pp. 11-12 at:

<https://archive.org/details/cu31924006263531/page/n27>

For Richard Payne and the Berthelet family, see also *The Antiquary*, Vol. XLIV, (London: Elliot Stock, 1908), p. 139 at:

<https://archive.org/details/antiquary44slniala/page/138>

For Oxford's 1587 bill in the Court of Star Chamber against Richard Payne concerning the lease of the manor of Aveley, see TNA STAC 5/03/35.

See also TNA E 133/6/907, a Chancery suit brought against Richard Payne by the Queen in 1590 concerning a lease of the manor of Aveley in which the testator is mentioned:

*2 Then to the 2 he saith that he, this deponent, cannot directly depose to this interrogatory, but saith that about the beginning of the Queen's Majesty's reign that now is the said Henry Saxey named in this interrogatory was committed by Sir Robert Catlyn, knight, late Lord Chief Justice of England, as prisoner to the King's Bench. And the said Henry, then being prisoner, requested this deponent to go to Mr Heywood, one of the attorneys of the King's Bench, for divers writs for him, the said Saxey, which this deponent saith he did, but Master Heywood refused to deliver the said writs without money, saying that Saxey ought him money for fees and process, whereof part was due to his master, Mr Roper. And said further that the said Saxey had sent unto him a lease, which was the lease before mentioned, and he showed the same to this deponent, saying he knew not what to do therewith. For, said he, I have no manner of conveyance of the said lease from him unto me, and therefore I know not what to do withal, & prayed this deponent to help him with his money, and he would well consider of his pains and travail in procuring him the same. And this is that which he can depose touching this interrogatory.*

For reference by Oxford to Richard Payne and his lease of Aveley in his letter of 5 August 1590 to Lord Burghley, see BL Lansdowne 63/71, ff. 181-2:

*Secondly, Mr Payne's claim, and pretending interest to the said lease, doth cost me one hundred pound by the year to defend.*

Richard Payne is said to have died at the age of ninety-five, and to have served as a Gentleman Pensioner to Henry VIII, Edward VI, Mary I, Elizabeth I and James I. For his will, dated 21 October 1604 and proved 31 December 1605, see TNA PROB 11/106/412.

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

The testator had three brothers:

**-William Heywood** (d.1568), of Stock Harvard, Essex, eldest brother. For his will, dated 4 January 1565, see ERO D/ABW 18/248. He was keeper of Crondon Park, Essex, owned by Sir William Petre. See Flynn, Jane, 'When all that is to Was ys brought: John Heywood's 'rythme declaringe his own life and nature', *British Catholic History*, Vol. 33, Issue 3, May 2017, pp. 323-356 at:

<https://www.cambridge.org/core/journals/british-catholic-history/article/when-all-that-is-to-was-ys-brought-john-heywoods-rythme-declaringe-his-own-life-and-nature/166A7C26511B33E166FC4B29060B85A7/core-reader>

**-John Heywood** (c.1497-1578), playwright and epigrammatist, for whom see the *ODNB* entry. He married, by 1523, Joan Rastell (d. before 1564?), daughter of the lawyer and printer, John Rastell (c.1574-1536), and Elizabeth More (1482-1537), sister of Sir Thomas More (1478-1535). By her first husband, Richard Pynson (d.1520), Joan Rastell had a daughter:

**(1) Joan Pynson** (born c.1520, d. by 1570?), who married, about 1542, Christopher Stubbe, filazer of Common Pleas, the son of Edward Stubbe (d.1533), chief prothonotary of the same Court from 1518 to 1533. See the will of Edward Stubbe, TNA PROB 11/24/189, and Shenoy, Sudha Raghunath, *Towards a Theoretical Framework for British and International Economic History*, (Auburn, Alabama: Ludwig von Mises Institute, 2010), p. 507 at:

[https://books.google.ca/books?id=j\\_tfLqSh2uEC&pg=PA507](https://books.google.ca/books?id=j_tfLqSh2uEC&pg=PA507)

See also Boas, Frederick S., 'The Renaissance', *The Year's Work in English Studies*, Vol. XXXI, Issue I, 1952, pp. 94-107 at:

<https://doi.org/10.1093/ywes/XXXI.1.94>

*R.J. Schoeck furnishes further particulars (N. & Q., 8 July) from the Black Books of Lincoln's Inn about Christopher Stubbe, husband of John Heywood's daughter, Joan. His father, Edward Stubbe, was admitted to Lincoln's Inn in 1494, and was made a Bencher of the Inn in 1518. Christopher was admitted to the Inn in 1528 and was called to the Bar with William Rastell in 1539. He was fined 26s. 8d. for not being Pensioner in 1550. Schoeck suggests that he may have fled to Louvain.*

Joan Pynson is named in the will, dated 8 August 1564, of her uncle, William Rastell (1508-1565). See Flynn, *supra*.

By Joan Rastell, John Heywood (c.1497-1578) had two sons and two daughters:

(1) **Ellis Heywood** (1529-1578), for whom see the *ODNB* entry.

(2) **Jasper Heywood** (1535-1598), translator of Seneca, for whom see the *ODNB* entry.

(3) **Elizabeth Heywood** (c.1543-1631) who married firstly John Donne (d.1576), by whom she was the mother of the poet, John Donne (1572-1631), secondly John Syminges (d.1588), and thirdly Richard Rainsford. The testator's niece, Elizabeth Heywood, and her husband, John Donne, are the 'cousin Downe [=Donne] and his wife' mentioned in the will below.

The poet John Donne was a descendant of the Don family of Kidwelly. See the *ODNB* entry for Sir John Don (d.1503) and the *ODNB* entry for John Donne (1572-1631):

*Donne, John (1572–1631), poet and Church of England clergyman, was born between 24 January and 19 June 1572 at his father's house in Bread Street, London, the third of six known children of John Donne (c.1535–1576), warden of the Ironmongers' Company, and Elizabeth Heywood (c.1543–1631), youngest daughter of John Heywood the epigrammatist and playwright. Donne claimed kinship through his father with the Dwn family of Kidwelly in Carmarthenshire, using its arms on his earliest portrait, painted in 1591, as well as on one of his seals and on his monument (the arms are azure, a wolf salient, with a crest of snakes bound in a sheaf), but there is no evidence extant concerning his father's family to support this claim. Donne's ancestors on his mother's side included John Rastell (his maternal great-grandfather), who was married to Elizabeth, daughter of Sir John More and sister of Sir Thomas More.*

For Oxford's descent from Sir John Don (d.1503), see Green, Nina, 'Does the Don triptych portray the ancestors of Edward de Vere, 17<sup>th</sup> Earl of Oxford?', *Edward De Vere Newsletter*, Nos. 45-8 on this website.

(4) **Elizabeth Heywood** (living 19 October 1575), who married a husband surnamed Marvyn. During her widowhood, she lived with the Donne family. She is referred to in the will, TNA PROB 11/57/678, of John Donne (d.1576) as 'my sister Marven'. See Reed, *supra*, pp. 33, 36, 68-9 at:

<https://archive.org/details/in.ernet.dli.2015.182124/page/n45>

See also Bolwell, Robert W., *The Life and Works of John Heywood*, (New York: Columbia University Press, 1921), pp. 29, 162-7 at:

<https://archive.org/details/cu31924013130186/page/n181>

-**Thomas Heywood**, an Augustinian friar at St Osyth's in Essex. He is said to have been executed 14 June 1574 for saying Mass in Lady Browne's house in Cow Lane. See Reed, *supra*, p. 35 at:

<https://archive.org/details/in.ernet.dli.2015.182124/page/n47>

See also *Martyrs Omitted by Foxe*, (London: John Hodges, 1870), p. 49 at:

<https://books.google.ca/books?id=segCAAAAQAAJ&pg=PA49>

### ***MARRIAGE AND ISSUE***

The testator married a wife named Katherine, whose surname is unknown, by whom he had four sons and two daughters:

\* **Christopher Heywood** (born c.1540), eldest son. He is disinherited in the will below, but was recognized as the testator's heir in the inquisition post mortem taken after the testator's death. See Bates, *supra*, pp. 103-4.

\* **John Heywood** (d.1605), a Catholic recusant. He is referred to as 'my cousin, John Heywood' in the will, TNA PROB 11/57/678, of John Donne (d.1576). For John Heywood (d.1605), see also Colclough, David, ed., *John Donne's Professional Lives*, (Cambridge: D.S. Brewer, 2003), p. 55 at:

<https://books.google.ca/books?id=vehTu2WHAKEC&pg=PA55>

For the inquisition post mortem taken in Lincolnshire after the death of John Heywood (d.1605), see Bates, *supra*, p. 105, and TNA C 142/289/45.

\* **Edmund Heywood**. Several sources identify him with the Edmund Heywood who was employed in the Exchequer, was granted arms by Camden in June 1616, and left a will dated 7 October 1624, proved 1 February 1626, TNA PROB 11/148/200. In the will he names his wife, Magdalen (nee Wybunbury), a widowed daughter, Anne Wright, and his grandchildren, Heywood, Henry, Anne, Mary, Elizabeth and Martha Wright. See Bates, *supra*, pp. 94-9, and Clark, Arthur Melville, *Thomas Heywood: Playwright and Miscellanist*, (Oxford: Basil Blackwell, 1931), pp. 101-2 at:

<https://archive.org/details/in.ernet.dli.2015.5428/page/n107>

In his will, Edmund Heywood also mentions Sir William Bird (c.1561-1624), a neighbour in Christ Church, Newgate, for whom see the *ODNB* entry; William Scriven, gentleman, another Christ Church neighbour, for whose will, proved 23 January 1637, see TNA PROB 11/173/81; and Sir Henry Appleton (1599-1649), 2<sup>nd</sup> Baronet, the dedicatee in 1633 of the dramatist Thomas Heywood's *The English Traveller*, and a descendant of Margaret Roper, sister of the testator's legal colleague, William Roper (see below).

\* **Thomas Heywood**, about whom nothing further is known.

\* **Mary Heywood**, who married Edward Norden (d.1579?), gentleman. He may have been from Kent. See TNA C 142/189/103.

\* **Anne Heywood**.

By March 1571 the testator's widow, Katherine, had married the spy and conspirator, William Parry (d.1585), for whom see TNA C 2/Eliz/H21/44, and the *ODNB*:

*John Somers wrote after Parry's arrest that he had 'known him ever since he married old Mistress Haywood, my neighbour in Fleet Street, of whom he made as much as he could, besides abusing her daughter' (CSP Scot., 1584–5, 585).*

Bates, *supra*, p. 106, notes that the burial of 'Katherine Parry, widow', is recorded on 31 October 1608 in the register of St. James, Clerkenwell. It is perhaps significant that the dramatist, Thomas Heywood, was also of the parish of St James, Clerkenwell.

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

For William Roper (d.1578), son-in-law and biographer of Sir Thomas More, see the *ODNB* entry, which states that his eldest son, Thomas Roper, married Lucy Browne, sister of Anthony Browne (1528-1592), 1<sup>st</sup> Viscount Montagu. See also the Browne pedigree in Questier, Michael C., *Catholicism and Community in Early Modern England*, (Cambridge: Cambridge University Press, 2006), p. 521. Anthony Browne, 1<sup>st</sup> Viscount Montagu, was the grandfather of Henry Wriothesley, 3<sup>rd</sup> Earl of Southampton, dedicatee of Shakespeare's *Venus and Adonis* and *The Rape of Lucrece*.

William Roper was the brother of Margaret Roper, who married Henry Appleton (d.1545), esquire, of South Benfleet, Essex, ancestor of Sir Henry Appleton (1599-1649), 2<sup>nd</sup> Baronet, to whom the dramatist Thomas Heywood dedicated *The English Traveller*. See the will of Henry Appleton (d.1545), TNA PROB 11/30/568, in which his brother-in-law, William Roper, esquire, is appointed a trustee; the 1551 will of his son, Roger Appleton (d.1558?), TNA PROB 11/40/308, in which William Roper (d.1578) and Christopher Roper (d.1558?), esquires, are appointed executors; and Richardson, Douglas, *Magna Carta Ancestry*, 2<sup>nd</sup> ed., 2011, Vol. I, p. 15.



For Thomas Heywood's dedication to Henry Appleton, see *Old English Plays*, Vol. VI, (London: Whittingham and Rowland, 1815), pp. 106-7 at:

<https://books.google.ca/books?id=SF1jAAAACAAJ&pg=PA106>

*Noble Sir, For many reasons I am induced to present this poem to your favourable acceptance, and not the least of them that alternate love and those frequent courtesies which interchangeably passed betwixt yourself and that good old gentleman, mine uncle Master Edmund Heywood, whom you please to grace by the title of father. . . .*

For William Roper, see also his will, TNA PROB 11/60/365, and the History of Parliament entry at:

<http://www.historyofparliamentonline.org/volume/1509-1558/member/roper-william-149596-1578>

For the testator's friend, Sir William Cordell, Master of the Rolls, who was connected to the family of Sir Thomas More through the marriage of his sister, Jane Cordell (d.1603), see his will, TNA PROB 11/63/590. For Oxford's indenture of 30 January 1575 in which he appointed Sir William Cordell one of his trustees, see ERO D/DRg2/25.

For the testator's feoffee, Francis Sandbache (d.1582), see his will TNA PROB 11/64/121.

For the testator's feoffee, George Kempe, see TNA KB 167.

For the testator's executor, Sir Roger Manwood (c.1525-1592), see the *ODNB* entry.

For Thomas Darrell (d. before 10 November 1596), esquire, of Scotney (in Lamberhurst), Kent, his son, Henry Darrell, and his daughter, Mary Darrell (1545-1614), who married, on 5 February 1564, the poet and translator, Barnaby Googe (1540-1594), see Richardson, Douglas, *Magna Carta Ancestry*, 2<sup>nd</sup> 3d., 2011, Vol. II, p. 264 at:

[https://books.google.ca/books?id=8JcbV309c5UC&lpg=RA1-PA264&ots=kvnCPZJSc3&dq=Thomas+Darrell+of+Scotney&pg=RA1-PA264&redir\\_esc=y#v=onepage&q&f=false](https://books.google.ca/books?id=8JcbV309c5UC&lpg=RA1-PA264&ots=kvnCPZJSc3&dq=Thomas+Darrell+of+Scotney&pg=RA1-PA264&redir_esc=y#v=onepage&q&f=false)

'Master Sheldon', the lessee of the testator's house at Salisbury Court, can likely be identified with Ralph Sheldon of Beoley, for whose will see TNA PROB 11/121/345.

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

From the History of Parliament entry for the testator:

*Heywood prospered sufficiently to acquire considerable landed wealth. In 1547 he and John Webbe, another of Roper's clients, were granted Crosby Place, London, by the Luccese merchant Antonio Bonvixi. Later he accumulated properties in Kent, Lincolnshire, Middlesex and Sussex. The three manors which he bought shortly before his death cost £1,200.5*

John Bonvisi who witnessed the will below was likely related to Antonio Bonvisi (d. 7 December 1558). For Antonio Bonvisi, who is said to have known Sir Thomas More 'especially well', see the *ODNB* entry:

*From the late 1490s, he regularly entertained More in his house. Their conversations probably had an influence on the content of More's Utopia (1516), which delighted Bonvisi. In 1524 he helped clarify More's thoughts on heresy and the papal primacy. He was godfather to one of More's grandsons, and in 1524 he purchased from More the lease of Crosby Place in Bishopsgate Street, London. When More was sent to the Tower in 1534, Bonvisi supplied him with meat and wine and provided a silk camlet gown for him to wear to his execution. In one of his last letters from the Tower, written with a coal, More speaks of himself as having been for nearly forty years 'not a guest, but a continual nursing' in Bonvisi's house, and calls him 'the apple of mine eye' (Correspondence, letter 217). Bonvisi's friendship was also extended to Fisher, bishop of Rochester, imprisoned with More in the Tower, to whom he sent each day a quart of French wine, stewed meat, and jellies. His attitude to Henry VIII's divorce is demonstrated by the courageous help he gave to Friar Peto, who had fled to the Low Countries after preaching a violent sermon against the king. . . .*

*The introduction of the first Act of Uniformity (1549) hastened his choice between conformity or exile. On 22 June 1547 he had obtained a licence to convey Crosby Place to Richard Heywood, in trust for himself, and about the same time he procured a quittance for all sums of money paid to him by the crown since 1544. Having thus settled his affairs, he fled to Louvain on 25 September 1549. His house was seized by the sheriffs of London on 7 February 1550.*

For an indenture dated 5 May 1554 between the testator and Katherine (nee Willoughby) Brandon Bertie (1519–1580), Duchess of Suffolk, and her husband, Richard Bertie (1517–1582), see Lincolnshire Archives 2ANC3/C/4, and the *ODNB* entries. The indenture has the testator's signature and seal. The Duchess later became the mother-in-law of Oxford's sister, Mary de Vere.

For the testator's manor of Woolwich, see Philipott, Thomas, *Villare Cantianum*, 2<sup>nd</sup> ed., (Lynn: W. Whittingham, R. Baldwin, 1776), p. 371 at:

<https://babel.hathitrust.org/cgi/pt?id=mdp.39015030878980&view=1up&seq=409>

*John Chichley, who deceased without issue male, and left only Agnes his heir married with John Tatersal, who flourished here in her right much of the reign of Henry the sixth, and some of Edward the fourth, and then alienated the interest of this place to Boughton,*

*in which family the interest of it remained, till by sale it was divided from it, and united to the patrimony of Heywood, where it seems the title was supported with no constant possession; for shortly after, almost in less then our father's memory, the right of it was by the former fatality translated into Sir Nicholas Gilbourne, father to Henry Gilbourne, Esquire, to whom this manor gives up the right of its present possession.*

Hasted initially altered 'Heywood' to 'Heydon'. See Hasted, Edward, *The History and Topographical Survey of the County of Kent*, Vol. I, (Canterbury: W. Bristow, 1797), p. 449 at:

<https://books.google.ca/books?id=jzgtAAAAYAAJ&pg=PA449>

*John Tattershall was his son and heir. He alienated it in the latter end of the reign of king Edward IV to Boughton, of Burwash-court in the adjoining parish of Plumsted; in which family it remained, till it was sold to Heydon, and his descendant, Sir Christopher Heydon, of Baconsthorp in Norfolk, possessed it in the 15<sup>th</sup> year of queen Elizabeth [1572-3]. He alienated it to Sir Nicholas Gilbourne, of Charing, who was sheriff of Kent in the 9<sup>th</sup> year of king James I. . . .*

Hasted later corrected the error. See Hasted, *supra*, Vol. II, p. 561 at:

<https://books.google.ca/books?id=yfadgyv9b9gC&pg=PA561>

*The manor of Southall, alias Woolwich, was purchased of the Boughtons by the Heywoods or Haywoods, as their name was afterwards spelt (not Heydons). Sir Edward Boughton sold it in 1555, to Richard Haywoode, whose descendant, Christopher Haywoode, in 1580, alienated it to Richard Patrick; soon after which it was sold to Sir Nicholas Gilbourne. . . .*

It appears from other documents that in 1573 the testator's son, Christopher Heywood, conveyed a one-third interest in the manor to the Queen with the intent to defraud the London haberdasher, Richard Patrick, and that in 1579 the Queen granted her interest to Richard Patrick, who afterwards conveyed it to Sir Nicholas Gilbourne. See:

[http://home.clara.net/daibevan/ons/p\\_sheets/WhoIsColonelHenryGilbourne.htm](http://home.clara.net/daibevan/ons/p_sheets/WhoIsColonelHenryGilbourne.htm)

*Christopher Heywood, son and heir to Richard Heywood conveyed one third of the [Woolwich] estate in Jan 1573 to Richard Patrick. . . .*

See also *Calendar of the Manuscripts of the Most Honourable The Marquis of Salisbury*, Part II, (London: Her Majesty's Stationery Office, 1888), p. 247 at:

<https://books.google.ca/books?id=VlpmAAAAMAAJ&pg=PA247>

*Feb. 19 [1579]. Grant to Richard Patrick, citizen and haberdasher of London, of the manor of Woolwich, co. Kent, and of all right her Majesty hath in the said manor by*

*reason of a deed made unto her Highness by Christopher Heywood, son of Richard Heywood, deceased, which deed was made by the said Christopher to the intent to defraud Richard Patrick of the said manor. For which manor the said Patrick hath disbursed £1,503, and is charges besides with an annuity of £0 yearly.*

For Richard Patrick and his wife, Ursula, see:

D J Keene and Vanessa Harding, 'St. Pancras Soper Lane 145/11-13', in *Historical Gazetteer of London Before the Great Fire Cheapside; Parishes of All Hallows Honey Lane, St Martin Pomary, St Mary Le Bow, St Mary Colechurch and St Pancras Soper Lane* (London, 1987), pp. 705-712. *British History Online* <http://www.british-history.ac.uk/no-series/london-gazetteer-pre-fire/pp705-712> [accessed 29 November 2019].

The testator was buried at St Bride's, Fleet Street. See 'Churches of Fleet Street' at:

<http://www.oldandsold.com/articles33n/fleet-street-6.shtml>

For the inquisition post mortem taken in Lincolnshire after the testator's death, see TNA C 142/161/95, and Bates, *supra*, pp. 103-4.

LM: T{estamentum} Ricardi Heywoode

In the name of God, Amen. I, Richard Heywood of London, esquire, being sick of body but in perfect memory, thanks be to Almighty God, do ordain my last will & testament in manner and form following:

First and foremost I bequeath my soul to the [f.127r] holy and most Blessed Trinity, beseeching them most humbly of their benign mercy to forgive me my sins, my body to be buried in such manner of Christian burial as mine executors shall think good;

Next, the debts and funerals discharged, I bequeath to the right worshipful Mr William Roper, esquire, a ring of gold weighing 6 angels;

Item, I bequeath to my uncle, Mr John Payne, a black gown, and to my aunt, his wife, another black gown, and to my brother Payne and his wife, each of them a black gown;

Item, I bequeath to my brother, Sir Thomas Heywood, the parson, 20s;

Item, I give and bequeath to my brother, John Heywood, a ring of gold of 40s and a black gown;

Item I likewise bequeath to my cousin Downe [=Donne] and his wife, each of them a black gown, and to my cousin Marwyne [=Mervyn?], their sister, a black gown and 20s in money;

Item, to my sister Heywood, late wife of William Heywood of Stoke in the county of Essex, 40s;

Item, I give & bequeath to the right worshipful and my very friend, Sir William Cordell, knight, Master of the Rolls, a black gown and a ring of gold of 40s;

Item, I will that my executors shall pay to Mr Sandbache one hundred pounds which I do owe him by a bill as soon as they conveniently may after my decease;

Item, I bequeath to Mr Francis Sandbache and to his good wife and to each of them a black gown and to each of them a ring of gold of 40s;

Item, I bequeath to my daughter, Anne, toward the advancement of her marriage five hundred marks, and if the goods and debts will so extend, then I will it shall be five hundred pounds to be paid at the day of her marriage so that she be ruled in her marriage by her mother and mine executors or the most part of them, and otherwise I will that the same her marriage money shall be given to her mother and the rest of my children if she be then alive; if not, then I will it shall be equally divided among my said children;

Item, I will and bequeath to my son, John Heywood, all my books of law and all other books generally whatsoever they be, saving that there is within my study one great box wherein is contained divers books, escripts, scrolls and muniments which concern and appertain to the office of Mr Roper wherein I now serve, and my will is that that box with all the writings therein shall be delivered to Mr Roper;

Item, I will that where I do owe to the performance of my Lady Pakington's will seven score pounds to be paid to her daughter, Mary [sic for 'Anne'], under this condition, that she do overlive him that is now her husband and also that she be ruled by my Lady's executors and the survivor of them in her marriage and choice of her next husband, that the sum of seven score pounds be delivered and paid unto Mr Francis Shakerley within convenient time after my decease to th' intent that the said Mr Shakerley, his executors and administrators, shall employ the same according to my Lady Pakington's will;

Item, I will that where lands are assured by Mr Thomas Darrell and his son to me & to my brother Payne in Sussex and Kent, of trust only in my brother Payne because I paid all the money for redemption whereof [sic for 'thereof?'], and by bonds I am to receive in or about July next one thousand two hundred and ten pounds or thereabouts, I will that if the money, if yet [sic for 'it?'] be paid, shall go to the performing of this my testament and last will, and if it be not paid, that then I will my said brother Payne and mine executors or the most part of them or the survivor of them shall sell so much thereof as will make so much money at the least as shall go to the performance of my will, which

the said Mr Payne hath promised to do, and if my said brother Payne will go through with the bargain with Mr Darrell, then he paying the thousand pounds;

Item, I will and bequeath to my servant, William Wigmore, ten pounds in money;

And I constitute and ordain the right worshipful and my dear friend, Mr Justice Southcott, one of my executors, giving to him a black gown and twenty pounds in money, and to Mistress Southcott, his wife, a black gown;

And I constitute and ordain my dear and well beloved friend, Mr Sergeant Manwood, to be another of my executors, to whom I give twenty pounds and a black gown, and to Mistress Manwood, his wife, a black gown likewise;

And I bequeath, constitute and ordain that my dear and well beloved wife and my son, John Heywood, to be the rest of mine executors;

Sealed and subscribed in the presence of John Bonuice [=Bonvisi], Francis Sandbache, Michael Moseley, Thomas Stransham, Anthony Wright, Christopher Ruste, James Taylor, Michael Shawe and Edward Slepe. Per me Richardum Heywood.

This is the last will of me, Richard Heywood of London, gentleman, concerning the disposition of my manors, lands, tenements and hereditaments and also of my leases for term of years:

First I will and my mind is that Katherine, my wife, shall have and enjoy for term of her life for and in recompense of her jointure and dowry my manor of Woolwich with th' appurtenances set, lying and being in Woolwich or elsewhere in the county of Kent, and all other my lands, tenements, rents, reversions, services and hereditaments with th' appurtenances set, lying & being in the said county of Kent accepted, reputed, taken or known as part or parcel of the same manor of Woolwich, my manor of Somercotes with th' appurtenances set, lying and being in Somercotes [f. 127v] or elsewhere in the county of Lincoln, all that my manors, lands, tenements and hereditaments with th' appurtenances called or known by the name of Uphall set, lying and being in the said county of Lincoln, and all other my lands and tenements whatsoever they be accepted, reputed or taken as part or parcel of the said manors of Somercotes and Uphall or of any of them set, lying and being in the said county of Lincoln, together with the use, occupation and rents of my house wherein I now dwell at London and of my house in Salisbury Court in the tenure and occupation of Mr Sheldon for the term of forty years if she so long live, she, the same Katherine, my wife, paying the rents and finding reparations and discharging and saving harmless me and mine executors of all covenants, promises and grants made and specified in the several indentures of leases of the said houses on my part, mine executors or assigns, to be performed during her said interest therein aforesaid;

And I will that she, the same Katherine, my wife, shall yearly find and bring up my children, John Heywood, Anne Heywood, Edmund Heywood and Thomas Heywood, and shall pay yearly to them and to every of them all such legacies, payments and annuities as are mentioned in this my present will concerning my lands and tenements, that is to say, to John Heywood, my second son, yearly four and twenty pounds towards and for his finding until the same John shall be married, to be paid to him, the same John, at four usual terms in the year, that is to say, at the feasts of the Nativity of Saint John Baptist, St Michael th' Archangel, the Nativity of Our Lord God and th' Annunciation of Our Lady by even portions, the first payment thereof to begin at the first of the said four feasts that shall first happen after my decease, and after that the said John shall be married, then my mind and will is that my wife shall yearly pay unto the said John forty pounds so long as my said wife and John, my son, shall live, to be paid unto him at the said four usual feasts as is aforesaid;

And also that my said wife shall at her costs and charges in all things necessary find and bring up in learning Edmund Heywood, my third son, at the University of Oxford or such other convenient places of learning until the same Edmund shall be of th' age of 20 years, and after that and from thenceforth I will and my mind is that my said wife shall yearly during her life pay unto the said Edmund if he so long live twenty pounds to be paid unto him at four usual terms of the year as is above declared by even portions towards and for his finding;

And also that my said wife shall likewise at her costs and charges in all things necessary find and bring up in learning Thomas Heywood, my fourth son, in like sort and manner as I have appointed for the said Edmund until the same Thomas shall be of th' age of twenty years, and after that and from thenceforth I will and my mind is that my said wife yearly during her life, if the said Thomas do so long live, shall pay unto him, the said Thomas, £20 at the said four usual terms of the year above recited by even portions towards and for his finding so that he apply his book or learning or otherwise occupy and exercise himself in some other good exercise or occupation to the contentation of his said mother, or else the said annuity or yearly payment to cease and then he to stand to his mother's courtesy and goodwill;

And also that my said wife shall at her proper costs and charges in all things necessary find & bring up my daughter, Anne, in virtuous manners and good education until she be married or else yearly to give her ten pounds to be paid unto her at four usual feasts of the year above-named by even portions until she, the said Anne, shall be married, if she, the said Anne, be ruled by her said mother in her education and in the choice of her husband;

And my mind and will is that if it happen my said wife to marry after my decease, that then he that shall so marry my said wife shall before such marriage had be bounden with two sufficient sureties at the least in recognizance in such sums of money as shall be thought reasonable by mine executors to every of my said children which should enjoy the same payments, annuities and legacies or to mine executors or to such other persons as I shall name and appoint in my testament truly to pay and satisfy all the said annuities, payments and legacies according to this my last will;

And if it happen that my said wife do marry before such bonds and assurances had and made, or do not well and truly pay all the said annuities and legacies, or do not what in her is reasonably and conveniently to be done to bring up the said Edmund, Thomas and Anne as is aforesaid, that then my foresaid devise & bequests unto my said wife of the said manor of Somercotes only with th' appurtenances for term of her life shall cease, and that then my mind and will is that immediately or at any time after any of the said defaults that mine executors or the survivor of them or th' executors of the survivor of them shall or may enter into my said manor of Somercotes with th' appurtenances [f. 128r] and shall yearly receive the rents and profits of the same manor during my wife's life, and that my said executors or the survivor of them or th' executors of the survivor of them shall yearly during my said wife's life find and bring up my said four children above-named and pay unto every of them such several sums of money as is above appointed unto them to be paid in such sort, manner and form as my said wife should have done by this my present last will;

And also I will that my said executors or the survivors or the survivor of them shall take and perceive yearly amongst them to their own uses, profits and commodities the sum of six pounds thirteen shillings four pence of the rents, issues and profits of the said manor of Somercotes for their travail and labour in that behalf sustained if they do receive the same rents of Somercotes and take and dispose the same according to this my present will;

And I will that after the said annuities and payments above appointed to my said children yearly to be paid in form foresaid be paid and done and the said six pounds 13s 4d allowed to my said executors or the survivors of them for their pains taken in that behalf, that the overplus of the said issues and profits of my said manor of Somercotes shall yearly during the life of my said wife be divided and paid to such and so many of my said children above-named which shall have most need and be most worthy to have and receive the same and as it shall be thought good by my said executors or the survivors or the survivor of them;

And if it shall happen that my said executors or the survivors or survivor of them do not within convenient time after notice to them given of any of the said defaults had and made by my said wife as is aforesaid enter into the said manor of Somercotes with th' appurtenances and receive the issues and profits thereof and pay and dispose the same in such form as is above declared, then I will and my mind is that the said John Heywood, Edmund Heywood, Thomas Heywood & Anne Heywood or the survivors of them shall and may after such default had and made enter into the same manor of Somercotes with th' appurtenances and shall yearly receive the rents and profits of the same manor during my said wife's life to their own proper uses;

And also I will and bequeath unto Francis Sandbache, Richard Best, George Kempe and Michael Moseley, gentlemen, immediately after my decease my manor of Kelstern with th' appurtenances set, lying & being in Kelstern or elsewhere within the said county of Lincoln and all other my lands and tenements whatsoever they be accepted, reputed and



taken or known as part or parcel of the same manor, set, lying & being within the said county of Lincoln;

To have and to hold the same unto them and their assigns during the life of Christopher Heywood, my son;

And after the death of the said Christopher, the remainder thereof unto John Heywood, my son, and to th' heirs males of the body of the said John lawfully begotten;

And for lack of such issue the remainder thereof unto the said Edmund, my son, and to th' heirs males of his body lawfully begotten;

And for default of such issue the remainder thereof unto the said Thomas, my son, and to th' heirs males of his body lawfully begotten;

And for default of such issue the remainder thereof further as hereafter in these presents is expressed;

Item, I will, give and bequeath unto the said John Heywood, my son, after the death of the said Katherine, my wife, the said manor of Somercotes with all and singular th' appurtenances and all the lands and tenements accepted, reputed and taken as part and parcel of the same manor set, lying and being in the said county of Lincoln, my said manor of Woolwich with th' appurtenances and all the lands and tenements accepted, reputed and taken as part and parcel of the same manor set, lying and being in the said county of Kent, and my said manor, lands, tenements and hereditaments called Uphall with all and singular th' appurtenances and all the lands and tenements accepted, reputed and taken as part and parcel of the same manor set, lying and being in the said county of Lincoln, and all my said lands and tenements with th' appurtenances in Charlton aforesaid in the said county of Kent;

To have and to hold the same unto my said son, John Heywood, and to th' heirs males of his body lawfully begotten;

And I will that he, the said John, my son, his heirs and assigns, after the death of the said Katherine, my wife, shall yearly find and bring up Anne Heywood, Edmund Heywood and Thomas Heywood and pay yearly from and after the death of the said Katherine, my wife, to them and to every of them all such legacies, payments and an[nu]ities as are mentioned in this my present will, that is to say, that he, the said John Heywood, his heirs or assigns, after the death of the said Katherine, my wife, shall at his costs and charges find and bring up in learning the said Edmund, my son, at the University of Oxford or some such other convenient places of learning until the same Edmund shall be of th' age of 20 years, or else that he, the said John Heywood, my son, his heirs or assigns, shall yearly pay unto the said Edmund, my son, the sum of thirteen pounds six shillings and eight pence until the same Edmund shall come & be of his said age of 20 years to be paid unto him at two usual feasts of the year, that is to say at the feasts of th' Annunciation of Our Lady and St Michael th' Archangel to by even portions;

And also my mind, will and intent is that the said Edmund, my son, after that he shall come and be of his said age of 20 years, if my said wife be then deceased, or else immediately after the [f. 128v] death of the said Katherine, my wife, [-shall be], if the said Katherine, my wife, shall be living when the said Edmund shall come and be of the said age of 20 years, shall have, receive, perceive and take one annuity or yearly rent of twenty pounds of good and lawful money of England to be issuing and going out of all my said manors of Somercotes and Uphall with th' appurtenances in the said county of Lincoln;

To have and to hold and yearly receive, perceive and take the said annuity or yearly rent of twenty pounds out of my said manors of Somercotes and Uphall with th' appurtenances unto the said Edmund, my son, and to his assigns for and during the term of his natural life to be paid at two terms of the year usual, that is to say, at the feasts of th' Annunciation of Our Lady and St Michael th' Archangel by even portions, the first payment thereof to begin at the first feast of the feasts aforesaid that shall first happen after the death of the said Katherine, my wife, if the said Katherine shall be living when the said Edmund shall accomplish his said age of 20 years, or else at the first of the said feasts aforesaid that shall first happen after that the said Edmund shall accomplish and be of th' age of twenty years if the said Katherine, my wife, be then deceased;

And further my mind and intent is and I will that if it shall happen the said several annuities or yearly rents of twenty pounds and thirteen pounds six shillings eight pence to be behind unpaid in part or in all after any of the said feasts of payment thereof aforesaid in which it ought to be paid and not paid by the space of fifteen days, being in the meantime lawfully asked and demanded, that then it shall be lawful to and for the said Edmund Heywood, my son, and his assigns into all the said manors of Somercotes and Uphall with all and singular their appurtenances to re-enter, and there to distrain as well for the said several annuities or yearly payments or rents of twenty pounds and thirteen pounds six shillings eight pence so to be behind and not paid, as also for three pounds 6s 8d of lawful money of England in nomine pene, and the distress then and there so taken lawfully to lead, drive, bear and carry away, and the same to detain, impark and keep until as well the said three pounds six shillings 8d in nomine pene as the said several annuities or yearly rents of twenty pounds and thirteen pounds six shillings 8d payable as is aforesaid and the arrearages thereof, if any be, shall be unto the said Edmund, my son, fully satisfied, contented and paid, anything above in this my present will contained to the contrary thereof in any wise notwithstanding;

And also that he, the said John Heywood, my son, his heirs or assigns, at their proper costs and charges shall likewise find and bring up in learning after the death of the said Katherine, my wife, the said Thomas Heywood, my son, in like sort and manner as I have appointed for my said son, Edmund, until the said Thomas shall be of th' age of 20 years, or else that he, the said John Heywood, my son, his heirs or assigns, shall yearly pay unto the said Thomas, my son, the sum of thirteen pounds six shillings eight pence until the said Thomas shall come & be of th' age of 20 years to be paid unto him at two usual

feasts of the year, that is to say, at the feasts of th' Annunciation of Our Lady and Saint Michael th' Archangel by even portions;

And also my mind, will and intent is that the said Thomas, my son, after that he shall come and be of the said age of 20 years if my said wife be then deceased, or else immediately after the death of the said Katherine, my wife, if the said Katherine, my wife, shall be living when the said Thomas shall come and be of his said age of 20 years, shall have, receive, perceive and take one annuity or yearly rent of twenty pounds of good and lawful money of England to be issuing and going out of all my said manors of Somercotes and Uphall with th' appurtenances in the said county of Lincoln;

To have and to hold and yearly to receive, perceive and take the said annuity or yearly rent of twenty pounds out of my said manors of Somercotes and Uphall with th' appurtenances unto the said Thomas, my son, and to his assigns for and during the term of his natural life to be paid at two terms of the year usual, that is to say, at the feasts of th' Annunciation of Our Lady and St Michael th' Archangel by even portions, the first payment thereof to begin at the first feast of the feasts aforesaid that shall first happen after the death of the said Katherine, my wife, if the said Katherine shall be living when the said Thomas shall accomplish his said age of 20 years, or else at the first of the said feasts aforesaid that shall first happen after that the same Thomas shall accomplish and be of th' age of 20 years if the said Katherine, my wife, be then deceased;

And further my mind and intent is that if it shall happen the said several annuities or yearly payments or rents of twenty pounds and thirteen pounds six shillings eight pence above appointed unto the said Thomas to be behind and unpaid in part or in all after any of the said feasts of payment thereof aforesaid in which it ought to be paid and not paid by the space of fifteen days, being in the meantime lawfully asked and demanded, that then it shall be good and lawful to and for the said Thomas, my son, and his assigns into all the said [f. 129r] manors of Somercotes and Uphall with all and singular their appurtenances to enter, and there to distrain as well for the said several annuities or yearly payments or rents of twenty pounds and thirteen pounds six shilling 8d so to be behind and not paid as also for three pounds 6s 8d of lawful money of England in nomine pene, and the distress then and there so taken lawfully to lead, drive, bear and carry away, and the same to detain, impark and keep until as well the said £3 6s 8d in nomine pene as the said several annuities or yearly rents of £20 and £13 6s 8d payable as aforesaid and th' arrearages thereof, if any be, shall be unto the said Thomas, my son, fully satisfied, contented and paid, anything above in this my present will contained to the contrary thereof in any wise notwithstanding;

And also that the said John Heywood, my son, his heirs or assigns, after the death of the said Katherine, my wife, shall at his proper costs and charges find unto the said Anne, my daughter, sufficient meat, drink, lodging and apparel according to her degree until she be married, or else yearly to give and pay her twenty pounds to be paid unto her at four terms of the year most usual, that is to say, at the feasts of the Nativity of St John Baptist, St Michael th' Archangel, the Birth of Our Lord God, and th' Annunciation of Our Lady by even portions until she shall be married;

And furthermore I will that if the said John, my son, his heirs or assigns, do not from and after the death of the said Katherine, my wife, find unto the said Anne, my daughter, sufficient meat, drink, lodging and apparel according to her degree until she be married, nor do not pay her the said payment of £20 yearly until time that she shall be married according as I have willed him to do above in this my present will, that then it shall be lawful for the said Anne, my daughter, and to her assigns yearly until such time as she shall be married to enter into the said manors of Somercotes and Uphall with th' appurtenances and there to distrain as well for the said yearly payment of twenty pounds so to be behind and unpaid in part or in all after any of the said feasts of payment thereof aforesaid by the space of fifteen days, as also for the sum of £3 6s 8d in nomine pene for non-payment of the said £20, and the distress there so taken lawfully to lead, drive, bear and carry away, and the same to detain, impark and keep until as well the said yearly payment of £20 so being behind and unpaid as also the said three pounds 6s 8d in nomine pene shall be unto the said Anne, my daughter, fully satisfied and paid;

And if it shall happen the said John Heywood, my son, to die without heirs males of his body lawfully begotten, then I will that the said manors of Somercotes, Woolwich, Uphall and my said lands and tenements in Charlton and all other the premises to the said manors appertaining as is aforesaid shall remain and come unto the said Edmund Heywood, my son, and to th' heirs males of his body lawfully begotten;

And if the said Edmund Heywood, my son, happen to die without heirs males of his body lawfully to be begotten, then I will that the said manors of Somercotes, Woolwich and Uphall and my said lands and tenements in Charlton and other the premises as is aforesaid shall remain and come unto the said Thomas Heywood, my son, and to th' heirs males of his body lawfully to be begotten;

And for default of such issue, the remainder thereof further as hereafter in this my present will is expressed;

And further my mind, will and intent is that if every of my said sons, John, Edmund and Thomas, shall fortune to die without issue male of their bodies lawfully begotten, that then I will that my said manors of Kelstern, Somercotes, Woolwich and Uphall with th' appurtenances and my lands [+and?] tenements in Charlton shall be divided into two equal parts or moieties, and then I give, will and bequeath thone moiety or half part thereof unto my two daughters, Marie Norden, now wife of Edward Norden, gentleman, and to Anne Heywood equally to be divided between them, and to th' heirs of their several bodies lawfully begotten or to be begotten;

And if it shall happen my said two daughters and every of them to die without heirs of their body lawfully begotten or to be begotten, then I will that the same moiety or one half of the said manors, lands and tenements last above recited bequeathed to my said two daughters shall remain & come unto th' heirs of the body of my brother, William Heywood, lawfully begotten;

And for default of heirs of the body of the said William Heywood lawfully begotten, then I will that the said moiety or one half of the said manors, lands and tenements limited and bequeathed unto my said two daughters shall remain and come unto such as shall be my right heirs and to his and their heirs forever;

And also I will that the other moiety or one half of my said manors of Kelstern, Somercotes, Woolwich and Uphall and of my said lands and tenements in Charlton shall remain and come unto th' heirs females of the bodies of my said sons, John Heywood, Edmund Heywood and Thomas Heywood, lawfully to be begotten equally to be divided between them, and to th' heirs of the bodies of such heirs female lawfully to be begotten;

And if my said sons, John, Edmund and Thomas Heywood, die without such issue of their bodies lawfully begotten, then I will that the same moiety or one half of the said manors, lands & tenements last above recited shall remain & come unto such as then shall be my right [f. 129v] heirs, and to his and their heirs forever;

Item, I will that Katherine, my wife shall have and enjoy one barrarye(?) called Eclescott situate within one acre and a half of land, and one pasture called Castelles containing by estimation one hundred acres of land with th' appurtenances in Titney in the county of Lincoln, to have and to hold to her and her assigns for the term of years therein granted to me and the said Katherine, my wife, as by indenture thereof to me and her made by one John Thomas and Robert Homes [=Holmes?] more plainly doth appear;

Also I give, will and devise unto the said Katherine, my wife, all those my lands and tenements with th' appurtenances set, lying and being in the parish of Eltham in the said county of Kent, and all those my lands and tenements with th' appurtenances set, lying and being at or in Coleman Hedge near London in the county of Middlesex, to have and to hold the same lands and premises with th' appurtenances unto the said Katherine, my wife, and her assigns to dispose, sell and put away the fee simple thereof at her own free will, liberty and pleasure to her own proper use;

Item, I give, will and bequeath unto the said Katherine, my wife, all that manor, lands, tenements and hereditaments whatsoever lying and being in Lamberhurst, Wadhurst and Ticehurst or elsewhere in the county of Sussex which I, together with Richard Payne, late had and purchased to us of Thomas Darrell, esquire, and Henry Darrell, his son and heir apparent, by deed indented of bargain and sale enrolled in the Queen's Court commonly called the King's Bench, which Richard Payne hath released unto me all his right, title, estate and interest of and in the same;

To have and to hold the same unto the said Katherine, my wife, for and during the term of her natural life;

The remainder thereof after her decease unto the said John Heywood and to th' heirs males of his body lawfully begotten;

And for lack of such issue the remainder thereof unto the said Edmund and to th' heirs males of his body lawfully begotten;

And for lack of such issue the remainder thereof unto the said Thomas Heywood and to th' heirs males of his body lawfully begotten;

And for default of such issue the remainder thereof as well to th' heirs females of the said John, Edmund and Thomas, my son[s], lawfully begotten as to th' heirs females of my body lawfully begotten, equally to be divided between them, and to th' heirs of the bodies of such heirs females lawfully begotten;

And for default of such issue the remainder thereof unto the right heirs of me, the said Richard Heywood, forever;

Item, I will that after the decease of the said Katherine, my wife, my leases and terms of years of and in the said house wherein I now dwell at London and of my house at Salisbury Court in the tenure and occupation of Mr Sheldon that shall be to come at the time of the death of the said Katherine, my wife, shall remain and come unto the said John Heywood, my son, to have and to hold the same unto the said John Heywood, his executors and assigns, during the term and continuance of the said leases;

And further my mind and intent is that if it shall happen the said John Heywood, my son, to marry in the lifetime of the said Katherine, my wife, that then so much of the lands and tenements as is appointed unto the said Katherine, my wife, during her life lying and being within the county of Lincoln as shall be of the yearly value of fifty pounds shall cease and be extinguished so that the said John, my son, do therewith make a jointure unto such as he shall then marry and take to wife with all the remainders thereof over in form above expressed therein to be contained, and that then from and after such jointure made, the said several annuities and payments of twenty-four pounds and fourteen pounds above in this my present will appointed to be paid unto the said John, my son, shall cease and be determined, anything above in this my present will contained to the contrary notwithstanding;

In witness whereof I, the said Richard, to this my present will have set to my seal and subscribed my name in the presence of John Bourne, Francis Sandbache, Michael Moseley, Thomas Stransham, Anthony Wright, Christopher Ruste, James Taillor, Michael Shawe and Edward Slepe. Per me Richardum Heywood.

Probatum fuit testamentum suprascriptum coram mag{ist}ro waltero haddon legum doctore curie prerogatiue cantuarien{sis} comiss{ario} apud London primo die Iunij Anno re(?) Mill{es}imo quingen{tesimo} septuagesimo Iuramento will{el}mi babham no{ta}rij pu{bli}ci p{ro}cu{rato}ris katherine Rel{i}c{t}e et Iohannis Heywood filij executor{um} Quib{us} comiss{a} fuit admi{n}istrac{i}o om{n}iu{m} et sing{u}lor{um} bonor{um} &c De b{e}ne &c Ad sancta dei Evangelia Iurat{is}

Reseruata p{otes}tate similem comissionem faciend{i} Strenmo(?) viris mag{ist}ris Iohanni Sowthecote uni Iusticiaror{um} D{omi}ne Regine ad pl{ac}i{t}a coram ip{s}a tenen{da} et Rogero Manwood s{er}uien{ti} ad legem executor{i}b{us} et{i}am in h{uius}mo{d}i testamento nominatis cun [sic] venerint &c admissur{is}

[=The above-written will was proved before Master Walter Haddon, Doctor of the Laws, Commissary of the Prerogative Court of Canterbury at London, on the first day of June in the year [+of the Lord?] the thousand five hundred seventieth by the oath of William Babham, notary public, proctor of Katherine, relict, and John Heywood, son, executors, to whom administration was granted of all and singular the goods etc., sworn on the Holy Gospels to well etc., with power reserved for a similar grant to be made to the [ ] Masters John Southcott, one of the Justices of the Lady Queen of her Court of Pleas, and Roger Manwood, sergeant at law, executors also named in the same testament, when they shall have come etc. to be admitted.]