

SUMMARY: The document below is the Norfolk Record Office copy of the will, dated 27 March 1532 and proved 7 April 1535, of Sir Philip Calthorpe, whose daughter-in-law, Amata Boleyn, was the aunt of Queen Elizabeth I, and whose aunt, Anne Calthorpe, was the wife of Sir Robert Drury, executor to the 13th Earl of Oxford.

FAMILY BACKGROUND

Testator's grandparents

The testator was the grandson of Sir William Calthorpe (1409-1494) and his first wife, Elizabeth Grey (d.1437), the daughter of Sir Reynold Grey (c.1362 – 18 October 1440), 3rd Baron Grey of Ruthin, by his third wife, Joan Astley (d. 3 September or 12 November 1448). See Richardson, Douglas, *Plantagenet Ancestry*, 2nd ed., 2011, Vol. I, p. 169 and Vol. III, pp. 102-4, and the will, dated 31 May 1494 and proved 23 May 1495, of Sir William Calthorpe, TNA PROB 11/10/408. See also *History and Antiquities of the County of Norfolk*, Vol. III, (Norwich: J. Crouse, 1781), pp. 131-2 at:

<https://books.google.ca/books?id=gGZBAQAAMAAJ&pg=RA2-PA131>

Testator's parents

The testator was the son of John Calthorpe (who died in the lifetime of his father, Sir William Calthorpe) and his wife, Elizabeth Wentworth, the daughter of Roger Wentworth (d. 24 October 1452), esquire, and Margaret le Despenser (d. 20 April 1478). See the will of Sir Henry Wentworth (c.1448 - August 1499) of Nettlestead, Suffolk, TNA PROB 11/12/265, and Richardson, Douglas, *Plantagenet Ancestry*, 2nd ed., 2011, Vol. III, pp. 88-9. See also the Calthorpe pedigree in Lee-Warner, James, 'The Calthorps of Burnham', *Norfolk Archaeology*, Vol. IX, (Norwich: A.H. Goose & Co., 1884), pp. 1-19 at:

<https://books.google.ca/books?id=imhIAAAAYAAJ&pg=PP1>

For the marriage of John Calthorpe and Elizabeth Wentworth, see also the pedigree in Rutton, William Loftie, *Three Branches of the Family of Wentworth*, (London: 1891), p. 138 at:

<https://books.google.ca/books?id=YhY5AQAAMAAJ&pg=PA138>

The testator's father, John Calthorpe, was the half brother of Anne Calthorpe, the first wife of Sir Robert Drury (before 1456 - 2 March 1535), lawyer and speaker of the House of Commons, and chief steward and executor to John de Vere (1442-1513), 13th Earl of Oxford. See the will, dated 1 May 1531 and proved 8 February 1536, of Sir Robert Drury, TNA PROB 11/25/467.

Testator's siblings

The testator had three sisters:

-Anne Calthorpe, who married firstly John Cressner, and secondly Sir Edward Knyvet (before 1480 - 1528), eldest son of Sir William Knyvet (c.1441 - 25 November or 2 December 1515) by his second marriage to Joan Stafford, (d. before 1485) daughter of Humphrey Stafford (1402-1460), 1st Duke of Buckingham, and Anne Neville (1414–1480), daughter of Ralph Neville (c.1364-1425), 1st Earl of Westmorland. At the time of her marriage to Sir William Knyvet, Joan Stafford was the divorced wife of William Beaumont (1436 – December 1507), 2nd Viscount Beaumont. After his divorce from Joan Stafford, William Beaumont married Elizabeth Scrope, who after his death married John de Vere, 13th Earl of Oxford. See Ross, James, *John de Vere, Thirteenth Earl of Oxford (1442-1513), 'The Foremost Man of the Kingdom'*, (Woodbridge, Suffolk: The Boydell Press, 2011), p. 97; the will of Elizabeth Scrope Beaumont De Vere, TNA PROB 11/27/144; the will of Sir William, Knyvet, TNA PROB 11/18/352; and Richardson, Douglas, *Plantagenet Ancestry*, 2nd ed., 2011, Vol. II, pp. 186-8 and Vol. III, pp. 253-6 at:

<https://books.google.ca/books?id=kjme027UeagC&pg=RA1-PA188>

See also the History of Parliament entry for Sir Edmund Knyvet (by 1508-1551):

<https://www.historyofparliamentonline.org/volume/1509-1558/member/knyvet-sir-edmund-1508-51>

The Knyvet estates were extensive but Edmund's great-grandfather Sir William Knyvet, who married as his second wife Joan, daughter of Humphrey, 1st Duke of Buckingham, evidently felt that such an important alliance was worth the partial disinheriting of his heir: the eldest son of this marriage, Sir Edward Knyvet, received Buckenham Castle, the manor of Buckenham and other manors and lands in Norfolk, and shared with the other children most of his father's goods and money. Not until his death without issue in 1528, followed shortly by that of his heir Robert Knyvet, Edmund's half-cousin, did the lands revert to Sir William's rightful heirs:

See also *Illustrations of Monumental Brasses*, (Cambridge: Cambridge Camden Society, 1846), p. 178 at:

https://books.google.ca/books?id=Ts6Ld_LY18EC&pg=PA178

-Agnes Calthorpe, who married firstly William Curson, and secondly John Crane. By John Crane, Agnes Calthorpe was the grandmother of Anthony Crane (d.1583), husband of 'Mistress Crane' at whose manor of East Molesey the first of the Marprelate tracts was printed on a secret press in October 1588. See the will of Anthony Crane, TNA PROB

11/65/507, and Appleton, William S., *Memorials of the Cranes of Chilton*, (Cambridge: John Wilson and Son, 1868), p. 26 at:

https://books.google.ca/books?id=p_8HAAAAQAAJ&pg=PA26

-**Margaret Calthorpe**, Abbess of Bruisyard in 1497.

MARRIAGES AND ISSUE

Testator's first marriage

The testator married firstly Mary Say (1464-1501), the daughter of Sir John Say (d. 12 April 1478) of Sawbridgeworth by his first wife, Elizabeth Cheney (d. 25 September 1473), daughter and coheir of Lawrence Cheney, esquire, and widow of Sir Frederick Tilney (d. before 11 November 1446), esquire. See the will of Sir John Say, dated 10 April 1478, TNA PROB 11/6/459. See also the will, dated 26 January 1525 and 6 July 1525 and proved 6 March 1528, TNA PROB 11/22/294, of Sir William Waldegrave (c.1465 - 30 June 1527), one of the executors of John de Vere (1442-1513), 13th Earl of Oxford.

According to the Calthorpe pedigree in Lee-Warner, *supra*, the testator had a son and three daughters by Mary Say:

* **Sir Philip Calthorpe** (1480 - 7 April 1549), for whose will see TNA PROB 11/35/71. He married Amata Boleyn, for whom see 'A Who's Who of Tudor Women' at:

http://www.tudorwomen.com/?page_id=646

Amata or Amy Boleyn (sometimes called Jane) (c.1485-1543+) was the daughter of Sir William Boleyn (1447-October 10, 1505) and Margaret Butler (1465-1539/40), daughter of the earl of Ormond, and married Sir Philip Calthorpe of Ewerton, Suffolk (1480-April 7, 1549) on November 4, 1518. They had one daughter, Elizabeth (1521-May 26, 1578). In mid-October 1521, when Mary Tudor was five years old, Lady Calthorpe replaced Lady Bryan as her governess and Sir Philip was put in charge of the household at joint wages of £40 per annum. In 1525, when Mary set up her household at Ludlow as Princess of Wales, Calthorpe was her vice-chamberlain and his wife was one of her gentlewomen. She sent Mary a New Year's gift in 1542/3.

* **Elizabeth Calthorpe** (d. before 1518), who married firstly Sir Robert Southwell (d. 31 March 1514), and secondly Thomas Brooke (d.1529), 8th Baron Cobham. See TNA C 1/452/8 dated 1515-18 ('executors of Robert Southwell, knight' versus 'Thomas Broke, lord Cobham, late the husband of Elizabeth, formerly the wife of the said Robert'); the will of Sir Robert Southwell, TNA PROB 11/18/38; the will of George Brooke (c.1497 – 29 September 1558), 9th Baron Cobham, TNA PROB 11/43/628; and Eller, George,

Memorials, Archaeological and Ecclesiastical, of the West Winch Manors, (King's Lynn: Thew & Son, 1861), pp. 82-3 at:

<https://books.google.ca/books?id=MKYLAAYAAJ&pg=PA82>

See also:

<https://groups.google.com/forum/#!topic/soc.genealogy.medieval/Gt5OCRnLOk0>

See also the entry for Elizabeth Calthorpe in 'A Who's Who of Tudor Women' at:

http://www.tudorwomen.com/?page_id=667

Elizabeth Calthorpe was the daughter of Sir Philip Calthorpe of Burnham Thorpe, Norfolk (c.1464-1535) and his first wife, Mary Saye (1464-1501). Her first husband was Sir Robert Southwell (d. March 31, 1514). She was his second wife. They were married c.1511 and had no children. In 1515, she became the second of three wives of Thomas Brooke, 8th baron Cobham (d. July 19, 1529). Her name is sometimes mistakenly given as Dorothy Southwell. A lawsuit in 1516 in the court of Common Pleas, identifies Lady Cobham as the widow of Sir Robert Southwell. She and her husband were at that time acting as co-executors of the Southwell estate. Elizabeth had no children from her second marriage and died before 1518.

* **Ursula Calthorpe.** The first wife of Sir Robert Southwell (d. 31 March 1514) was Ursula Bohun, the daughter of Sir John Bohun (d.1492) of Midhurst and Anne Arderne. See Eller, *supra*, p. 82, and:

<https://groups.google.com/forum/#!topic/soc.genealogy.medieval/Gt5OCRnLOk0>

It thus seems likely that the Calthorpe pedigree in Lee-Warner, *supra*, has confused Sir Robert Southwell's first wife, Ursula Bohun, with his second wife, the testator's daughter, Elizabeth Calthorpe (see above), and that the testator did not have a daughter named Ursula.

However, see the 'Calthorpe Family Tree' at:

<http://www.wuelzer.com/familytree/Book/CalthorpeBook.html>

* **Dorothy Calthorpe**, a nun at Bruisyard.

Testator's second marriage

The testator married secondly, Jane Blennerhassett (d. 17 April 1550?), the daughter of John Blennerhassett, esquire, of Frenze by his second wife, Jane Tyndall (d. 17 June 1521), the daughter of Thomas Tyndall (d. 29 September 1448) of Norfolk. See the

Blennerhassett pedigree in Metcalfe, Walter C., ed., *The Visitations of Suffolk*, (Exeter: William Pollard, 1882), p. 7 at:

<https://books.google.com/books?id=EycAAAAAQAAJ&pg=PA7>

See also the Blennerhassett pedigree available as a pdf file online; and Manning, C.R., 'Church Plate in the Deanery of Norwich', *Norfolk Archaeology*, Vol. X, (Norwich: A.H. Goose and Co., 1888), pp. 65-116 at pp. 93-4:

<https://archive.org/stream/norfolkarchaeol15socigoog#page/n146/mode/2up>

For Jane Tyndall, see the Tyndall pedigree in Waters, Robert Edmund Chester, *Genealogical Memoirs of the Extinct Family of Chester of Chicheley*, Vol. I, (London: Robson and Sons, 1878), p. 276 at:

<https://books.google.ca/books?id=JeoJAwAAQBAJ&pg=PA276>

By his second wife, the testator had two sons and two daughters:

* **Henry Calthorpe**, second son. He is said to have died without issue.

* **Thomas Calthorpe** (d.1559), youngest son, who married Alice Lestrage, the daughter of Sir Thomas Lestrage (d. 16 January 1545) of Hunstanton, but is said to have died without issue. See the *ODNB* entry for Sir Thomas Lestrage, and Gurney, Daniel, 'Extracts from the Household and Privy Purse Accounts of the Lestrages of Hunstanton from A.D. 1519 to A.D. 1578', *Archaeologia*, Vol. XXV, (London: Society of Antiquaries, 1834), pp. 411-569 at:

<https://books.google.ca/books?id=UMGrFplk-OUC&pg=PA411>

See also the 'Calthorpe Family Tree' at:

<http://www.wuelzer.com/familytree/Book/CalthorpeBook.html>

* **Katherine Calthorpe**, who married, before 1532, as his first wife, Sir Anthony Heveningham (d. 22 November 1557), for whom see the inquisitions post mortem taken after his death, TNA C 142/115/26, TNA C 142/116/71 and TNA C E 150/652/23.

See also:

http://www.bigenealogy.com/suffolk/heveningham_parish.htm

See also Hunter, Joseph, 'The History and Topography of Ketteringham in the County of Norfolk', *Norfolk Archaeology*, Vol. III, (Norwich: Charles Muskett, 1852), pp. 245-314 at p. 288:

<https://books.google.ca/books?id=GwAVAAAAQAAJ&pg=PA288>

* **Anne Calthorpe**, who married, by 21 November 1538, as his second wife, Henry Radcliffe (c.1507-1557), 2nd Earl of Sussex, who later divorced her. By Henry Radcliffe, Anne Calthorpe had a son, Egremont Radcliffe (d.1578), and two daughters, Maud Radcliffe, who died young, and Frances Radcliffe (1552-1602), whose wedding to Sir Thomas Mildmay on 1 July 1566 was attended by the Queen. See Streitberger, W.R., *The Masters of the Revels and Elizabeth I's Court Theatre*, (Oxford: Oxford University Press, 2016), p. 247 at:

<https://books.google.ca/books?id=SQd-CwAAQBAJ&pg=PA247>

1 July The Queen attended the wedding of Frances Radcliffe to Thomas Mildmay at Sussex's house at Bermondsey, with a Mask of Venus, Diana, Pallas, and Juno and an oration by Thomas Pound, followed by a ball and a foot tourney that lasted until dawn.

See the *ODNB* entries for Henry Radcliffe, 2nd Earl of Sussex; Egremont Radcliffe; and the Jesuit lay brother, Thomas Pounce (1539-1615). For Egremont Radcliffe, see also Bayley, John, *The History and Antiquities of the Tower of London*, (London: Jennings & Chaplin, 1830), p. 166 at:

<https://books.google.ca/books?id=VdhUAAAACAAJ&pg=PA166>

For the marriage of Sir Thomas Mildmay and Frances Radcliffe, see also:

http://www.tudorwomen.com/?page_id=705

*Frances Radcliffe (1552-1602) was the daughter of Henry Radcliffe, 2nd earl of Sussex (c.1506-February 17, 1557) and his second wife, Anne Calthorpe (1509-between August 22, 1579 and March 28, 1582). When Frances was two years old, her father attempted to have her declared illegitimate, having thrown her mother out of his house some years earlier. He was not successful. Although Francis's father may have been Sir Edmund Knyvett (1509-1551), with whom her mother was accused of having a bigamous marriage, Sussex eventually accepted her as his daughter and left her an income of £20/year and a dowry of £600. Under Queen Elizabeth, Frances came to court as a maid of honor. She was there in January 1562 when Shane O'Neill (c.1530-June 2, 1561), son of the first Earl of Tyrone, came to England to negotiate with the queen for his father's title. O'Neill was a violent man who had killed members of his own family in his quest for power. He had also been married twice (one wife he divorced and the other was dead) and kept his former father-in-law's current wife as his mistress. Still, during his time in England, he reportedly asked Queen Elizabeth for a "proper English wife." According to Violet Wilson's *Queen Elizabeth's Maids of Honor and Ladies of the Privy Chamber*, he specifically wanted to marry Frances but his suit was refused. Wilson goes on to say that at a later date, when Frances visited her half brother in Ireland, O'Neill renewed his courtship and was again turned down. In 1561, Frances's brother, Thomas Radcliffe, 3rd earl of Sussex, tried to assassinate O'Neill using poison. In 1563, O'Neill married his*

mistress. In July 1566, Frances married Thomas Mildmay of Moulsham (d.1608) and was the mother of Thomas Mildmay, Baron Fitzwalter (d.1625) and Henry (c.1585-1654). She is said to have had a long association with comedian Richard Tarleton, who praised her learned piety in his dedication to her in Tarleton's Tragical Treatises (1576).

OTHER PERSONS NAMED IN THE WILL

For Sir Henry Grey of Wrest, who married Jane Blennerhassett's sister, Anne, see the Blennerhassett pedigree in Metcalfe, *supra*, p. 7.

For Sir Henry Grey, see also the Grey pedigree in *Case of Lady Bertha Lelgarde Clifton*, (London: Edward Walmisley, 1876), p. 50 at:

<https://books.google.com/books?id=HdENAAAQAAJ&pg=PA50>

[f. 197]

LM: T {estamentum} D {omi} ni Philippi Calthorpe militis

[f. 1] In the name of God, Amen. I, Sir Philip Calthorpe, knight, being of whole mind and memory, lauded be God, the 27 day of March the year of Our Lord God 1532 make my testament and last will in this form following:

First I bequeath my soul to God Almighty and to Our Lady Saint Mary and to all the holy company of heaven, and my body to be buried in the church of the White Friars in Norwich if so be that I decease out of Ingham, or else to be buried in the monastery church of Ingham aforesaid if I chance to decease there;

And at the day of my burial I will there be disposed to the poor people to pray for my soul 20 marks, and more if need be, by the discretion of mine executrice;

Also I will and charge mine executrice that all my debts that can be duly proved that I shall owe to any person at the time of my decease be truly content and paid;

Also I will that restitution be made of all such wrongs as I have done to any person if any be duly proved;

Also I will that if I be buried in the White Friars at Norwich that the same friars to have 10 marks to pray for my soul, or else [f. 2] if I be not buried there, then they to have but 20s to pray for my soul, and if I be buried at Ingham then I will the house of Ingham have 10 marks or else but 20s to pray for my soul and my friends' souls;

And if I be buried in Norwich then I will that Doctor Gyles and other 2 friars being priests and well disposed of the same house and also Doctor Stokes of the Austin Friars shall say Masses daily when they are disposed and pray for my soul and all my friends' souls by the space of one year next after my decease;

And if I be buried at Ingham then I will have one canon being a priest of the sane [sic] house, and also Doctor Gyles and one other friar being a priest of the White Friars in Norwich and Doctor Stokes in the Austin Friars there to say Masses for my soul when they shall be disposed and to pray for me when they shall be disposed by the space of one whole year next after my decease, and that after the Gospel every of them to say openly at every Mass *De profundis* specially praying for my soul and the souls abovesaid, unto the which 2 doctors for that year doing such divine services and prayer for my soul I bequeath to either of them 6 marks for their salary, and to either of the said other 2 priests 40s [f. 3] to be paid by mine executrice;

Item, I bequeath to the high altar of Saint Martin's in Norwich 6s 8d for my tithes negligently forgotten;

Item, to my mother church in Norwich 40s;

Item, to the Grey Friars there 20s;

Item, to the Austin Friars there 20s;

Item, to the Black Friars there 20s;

Item, to the house of White Friars in Burnham 20s;

Item, to the sisters of Normannes in Norwich 13s 4d;

Item, to every spital house in Norwich 20d;

Item, I give and bequeath to Dame Jane, my well-beloved wife, all my plate, and all my jewels and hers, and all her apparel and all that belongeth to her apparel and mine(?) which she or I have at any time used or worn, as well chains, rings of gold, pearls, stones, beads, as all other things which we have used to wear;

And also all my stuff and utensils of household except only a bed of crimson velvet and russet damask embroidered with mine arms, my gown of black velvet furred with martens, a standing piece of silver and gilt with a cover, 2 little drinking cruses of silver gilt with covers, and 4 [f. 4] pieces of tapestry work which were wont to hang in my summer parlour at Norwich of the story of Kings, all which things before so except I give and bequeath them unto my son, Philip Calthorpe, to be taken by the deliverance and appointment of my said wife or her assignees after my decease upon such condition as hereafter is expressed in this my testament and last will;

And also except my gown of black velvet furred with budge and all such plate as was given to my said wife at the christening of my son, Henry Calthorpe, which gown and plate I give unto my said son, Henry, to be delivered unto him by th' executors or assignees of my said wife after the decease of my said wife;

And also except one cup of silver gilt with a cover which I give and bequeath unto my son, Thomas Calthorpe, to be in like wise delivered unto him after the decease of my said wife;

And also except one standing piece of silver and gilt with a cover which I give unto my daughter, Katherine Heveningham, to be delivered unto her also after the decease of my said wife;

Item, I give [f. 5] and bequeath unto my daughter, Anne Calthorpe, four hundred marks of lawful money of England to be paid to the said Anne of th' issues, revenues and profits of such manors, lands and tenements as I have assigned unto mine executrice for the payment of my debts and for the performance of this my last will and testament;

And the same 400 marks to be paid to the said Anne at such time as the same Anne shall come and be of her age of 18 years for and towards the preferment of her marriage;

And if the same Anne happen to decease before that she shall come and be of her said age of 18 years not being then married by th' advice and agreement of my said wife, then I will that the same 400 marks of money before bequeathed to my said daughter, Anne, shall remain in th' hands of mine executrice towards the payments of my debts and of the performance of the residue of my said last will and testament;

The residue of all my goods and chattels not before bequeathed ne willed, I give them to my said well-beloved wife, Dame Jane, whom I ordain and make my sole executrice of this my present testament and last will, and whom I put specially in trust for the performance and execution of the same, she to dispose the same for the wealth of my soul as she shall [f. 6] seem best by her discretion to the most pleasure of Almighty God;

Requiring and also charging my said son, Philip, upon my blessing that he be comfortable and aiding unto my said wife for and in the performance of this my said testament and last will in everything according unto the very effect of my true intent in the same comprised;

And furthermore I will that if my said son, Philip, after my decease, or any other person or persons for him or by his agreement or to his use, do in any wise let, disturb or interrupt any manner of gift, legacy or assignment of any manors, lands, tenements, rents, services, plate or goods or any other thing in my said last will or testament or in any of them specified and comprised to be truly performed and executed according unto the very effect and true meaning and intent thereof in everything, that then I will all such plate, stuff and goods as I have before bequeathed unto the same my son, Philip, by my said last will and testament shall from thenceforth be utterly void and of none effect, and that then

all the same legacies to remain to my said wife and executrice towards the [f. 7] payment of my debts and performance of this my testament and last will;

And I make Sir Henry Grey, knight, supervisor, to whom I give and bequeath £4. Per me Philippum Calthorpe militem. By me, Francis Calthorpe, knight. Per me Iohannem Saye priorem de Ingham. Per me Iohannem Call. Per me Iohannem Wryght, clericum. Per me Simonem Gardyner.

Probatum fuit h{uius}mo{d}i testa{mentu}m vna cu{m} vlti{m}a voluntate sequente eidem an{n}exa apud Nor{wi}co(?) coram Milone Spenser vtriusq{ue} Iuris Doctore offi{cia}li p{ri}n{cipa}li curie Cons{istorij} e{pisco}palis Nor{wic}co(?) vijo die Ap{ri}lis a{n}no d{omi}ni Millesimo quingen{tesi}mo xxx[^v] quinto Et com{m}issa fuit admi{n}istra{cio} bonoru{m} egregie mulieri I{a}ne Calthorpe vidue executrici Iurate in forma Iuris de bene admi{n}istrando &c et p{er}solue{n}do debita et legata iuxta vires et rata{m} Inue{n}ta{r}ij bonoru{m} &c

[=The same testament was proved, together with the last will following annexed to the same, at Norwich before Miles Spenser, Doctor of both the Laws, principal officer of the Episcopal Consistory Court of Norwich, on the 7th day of April in the year of the Lord the thousand five hundred 30 fifth, and administration was granted to the excellent(?) woman, Jane Calthorpe, widow, executrix, sworn in form of law to well administer etc., and to pay the debts and legacies according to the quantity and rate of the inventory of the goods etc.]

[NOTE: When bankruptcy was feared, a clause was added specifying that goods would be distributed according to the quantity of the inventory. From a pdf file online re probate and bankruptcy.]

This is the last will of me, Sir Philip Calthorpe, knight, thanked be Almighty God being of whole and perfect mind and remembrance, made at Ingham in the county of Norfolk the 27 day of March in the year of Our Lord God 1532 and in the year of the reign of our Sovereign Lord King Henry the 8th the 23 of all my manors, lands, tenements, rents, reversions and services and of all other mine [f. 8] hereditaments with their appurtenances to th' intent hereof to fulfil and perform this my last will and testament thereunto annexed as hereafter ensueth:

First I will that Dame Jane, my wife, shall peaceably have, hold and enjoy for term of her life natural without let, vexation or interruption of mine heirs or feoffees or of any of them all and singular such manors, lands, tenements, rents and services and other hereditaments which been heretofore appointed unto her or to any other person or persons to her use for her jointure, that is to say, the manors of Smallburgh, Seething, Calthorpe and Sprowston with their appurtenances in the said county of Norfolk, and my mansion place or mese and all rents with the garden in the city of Norwich joining unto the said mese with their appurtenances for term of her life without impeachment of any waste

according unto such estates and other assurances as have been thereof heretofore made to her use;

Also I pray and require all my feoffees that now stand and been or hereafter shall be seised of or in my manors of Erwarton, Brome and Oakley in the county of Suffolk with their appurtenances, and also of my manors of North Chenwareton [sic for 'Clenchwarton'?), Stanhoe, East Rudham, West Rudham, Barwick and Barmer in the said county of Norfolk with their appurtenances and of all other my lands, tenements and hereditaments in Erwarton, Brome, Oakley, North Clenchwarton, Stanhoe, East Rudham, West Rudham, Barwick and Barmer with their appurtenances and of every parcel of them, that they and their heirs shall permit and suffer mine executors, administrators or assigns or their executors, administrators and assigns immediately after my decease to have, enjoy and [f. 9] peaceably to take and perceive all and singular the yearly issues, revenues and profits of all the same manors, lands and tenements with their appurtenances in Erwarton, Brome, Oakley, North Clenchwarton, Stanhoe, East Rudham, West Rudham, Barwick and Barmer and of every parcel of them coming, growing or in any wise to them belonging or appertaining during the term and space of ten years next & immediately ensuing after my decease, and after that unto the feast of Saint Michael th' Archangel next ensuing after th' end of the same term of 10 years and all that shall be due thereof for the same feast of Saint Michael without any let, vexation or interruption of mine heirs or feoffees or of any other person or persons by their or any of their commandments or assent, to th' intent that all and singular the same issues and profits thereof growing during the said term shall go and be employed towards the payment of my debts and the performance and execution of my testament and last will;

And after that the said term of ten years and the said feast of Saint Michael th' Archangel next after the same term of 10 years finished and determined, I will that my said feoffees or their heirs shall make estate of all the same manors of Erwarton, Brome, Oakley, North Clenchwarton, Stanhoe, East Rudham, West Rudham, Barwick and Barmer with their appurtenances and of all other my said lands and tenements in the same towns and every of them unto Philip [f. 10] Calthorpe, my son and heir apparent, to have and to hold to him and to the heirs of his body lawfully begotten;

And for default of such issue of his body lawfully begotten, the remainder of all the same manors, lands and tenements with their appurtenances and every parcel thereof unto Henry Calthorpe, my second son, and to th' heirs of his body lawfully begotten;

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

And for default of such issue of the body of the same Thomas lawfully begotten, the remainder of all the same manors, lands and tenements with their appurtenances to be unto my 2 daughters, Katherine Heveningham and Anne Calthorpe, that is to say, the one moiety thereof to the said Katherine and the other moiety thereof to the said Anne and to the heirs of their bodies lawfully begotten;

And for default of such issue of their bodies lawfully begotten, the same manors, lands and tenements with their appurtenances [+to?] remain to the right heirs of me, the said Sir Philip, forever more;

Also I will that my feoffees of and in my manor of Wattisham with th' appurtenances in the said county of Suffolk immediately after my decease shall make estate or other lawful assurance of the same manor of Wattisham with the appurtenances unto the said Henry Calthorpe, my son, to have and to hold to him and to his assignees [f. 11] for term of his life at such time as they shall be by the same Henry thereunto reasonably required after my decease, and I will that the same Henry shall peaceably have, take and perceive all the issues, revenues and profits after my decease coming or growing of the said manor of Wattisham with th' appurtenances for term of his life to his own proper use;

Except I will that the same Henry, my son, and his assignees after my decease shall content and pay yearly unto my said son, Thomas Calthorpe, during the joint lives of the said Thomas and Henry of part of the issues and profits of my said manor of Wattisham with th' appurtenances ten pounds of lawful money at 2 terms in the year by even portions, that is to say, at the feast of th' Annunciation of Our Lady and Saint Michael th' Archangel yearly, the first payment thereof to begin and be made at the first of the same 2 feasts that shall happen to be next and immediately after my decease;

And if it shall happen my said son, Henry, to make default of the payment of the said £10 of lawful money to my said son, Thomas, or to his assignees by the space of one month next and immediately after any of the said 2 feasts that shall happen to be next and immediately after my decease and at any time during the life of the same Thomas, then I will that my said feoffees [f. 12] of my said manor of Wattisham or their heirs shall, immediately after such default of payment made, suffer and permit my said son, Thomas, to have, take and perceive yearly of the said yearly issues, profits and revenues of the same manor ten pounds at the said 2 feasts during the life of the same Thomas to his own use;

And if it so shall happen my said son, Thomas, to decease, living my said son, Henry, then I will that my said son, Henry, from the time of the decease of my said son, Thomas, shall content and pay unto my said son, Philip, and his assigns of the said issues and profits of my said manor of Wattisham 10 marks during the life of the said Henry;

And if it shall happen my said son, Henry, to decease, living my said son, Thomas, then I will that my said manor of Wattisham with th' appurtenances shall wholly remain immediately after the decease of my said son, Henry, unto my said son, Thomas, and to his assignees for term of his life without impeachment of waste;

And then I will that my said son, Thomas, after the decease of my said son, Henry, shall content and pay yearly unto my said son, Philip Calthorpe, during the life of my said son, Thomas, an annual rent of 10 marks out of the yearly issues and profits of my said manor of Wattisham at 2 usual terms in the year;

And after the decease of both my said sons, Henry and Thomas, I will that the said manor of Wattisham with th' appurtenances shall wholly remain unto my said son, Philip Calthorpe, [f. 13] and to th' heirs of his body lawfully begotten;

And for default of such issue the remainder of the same manor with th' appurtenances to be unto th' heirs of the body of my said son, Henry, and to th' heirs of their bodies lawfully begotten;

And for default of such issue the same manor with th' appurtenances to remain to th' heirs of the body of my said son, Thomas, lawfully begotten and to th' heirs their bodies lawfully begotten;

And for default of such issue the remainder thereof to my said 2 daughters, Katherine and Anne, and to th' heirs of their bodies lawfully begotten in form aforesaid;

And for default of such issue of their bodies lawfully begotten, the remainder thereof to the right heirs of me, the said Sir Philip, forever;

Also I will that Dame Dorothy Calthorpe, my daughter, being a nun professed in the monastery of Bruisyard in the county of Suffolk, after my decease shall have an annual rent of 40s yearly for term of her life to be had, levied and perceived yearly of the issues, profits & revenues of my said manor of Brome with the appurtenances in the said county of Suffolk by the hands of my said feoffees, their heirs or assigns, of my said manor, and by them yearly to be paid & delivered unto the said Dorothy or to the abbess of the said monastery for the time being to th' use of the said Dorothy to and for the more augmentation [f. 14] and comfort of her necessary living during the life of the same Dorothy;

Also I will that all such persons as now stand and been seised or enfeoffed of and in my manor of Burnham Thorpe in the said county of Norfolk with th' appurtenances, that they immediately after my decease when they or any of them shall be required by my said wife or her assignees do by their sufficient deed or deeds in the law grant an annual rent of eighteen pounds out of my said manor of Burnham Thorpe with th' appurtenances in the said county unto the said Dame Jane, my wife, to her own use for term of her life to be paid yearly unto her and to her assignees at 2 terms in the year, that is to say, at the feasts of th' Annunciation of Our Lady and Saint Michael th' Archangel by even portions with sufficient clause of distress to be contained in the same deed for default of payment of the said annual rent at any of the said feasts during the life natural of my said wife, the first payment thereof to begin and to be paid at the first of the 2 feasts of Our Lady and Saint Michael which shall happen to be next after my decease;

Also I will that if my said son, Philip Calthorpe, his heirs or assignees or their heirs or assignees or any other person or persons by his or their procurement, commandment or agreement do disturb or let anything in this my present last will by me [f. 15] declared of my lands, tenements or other hereditaments, that then the same my said feoffees of the same manor of Burnham Thorpe with th' appurtenances also immediately after my

decease when they or any of them shall be reasonably required by my said son, Henry Calthorpe, or his heirs males of his body or their assignees shall also by their sufficient deed or deeds in the law make a like grant of one other annual rent of £18 out of my said manor of Burnham Thorpe with th' appurtenances unto my said son, Henry, to have and to perceive to him and to th' heirs males of his body lawfully begotten at the said 2 feasts in the year with a sufficient and a lawful clause of distress to be contained in the same deed for non-payment thereof at any of the said 2 feasts, and that the first payment of that annuity of £18 to be granted to my said son, Henry, and to th' heirs males of his body lawfully begotten shall commence and begin at the first of the said 2 feasts which of them shall happen to fall next after the decease of my said wife and not before;

And if the said persons which shall be seised of my said manor of Burnham Thorpe at the time of my decease or any of them do refuse to make such sufficient and sure several grants in the law of the said several annuities of £18 out of the [f. 16] manor of Burnham Thorpe unto my said wife and to my said son, Henry, or their assignees in such manner and form and to such uses and intents as is aforesaid when they shall be reasonably required by my said wife or by my said son, Henry, or their assignees after my decease, then I will that all such persons that then shall stand and be seised of the said manor of Burnham Thorpe with th' appurtenances and their heirs shall, from the time that any such refusal or denial of making of the said several grants or of either of them shall be made by any such persons as then shall be seised of the said manor, shall from thenceforth stand and be seised of as much lands & tenements, parcel of the same manor of Burnham Thorpe with th' appurtenances, as shall amount and be of the clear yearly value of £18 over all charges and reprises to th' use of my said wife for term of her life without impeachment of waste, and after her decease to th' use of my said son, Henry, and of the heirs males of his body lawfully begotten;

All which clauses above rehearsed concerning the said several grants of the said annual rents of £18 so willed by me by my last will in form aforesaid as I may lawfully do by virtue of certain covenants and agreements specified in certain writings indented [f. 17] heretofore made between the right honourable Lord Thomas, now Earl of Wiltshire, by the name of Sir Thomas Boleyn, knight, of that one part, and me, the said Sir Philip, of that other part, the date of which indentures is the 4th day of November in the 10th year [=4 November 1518] of the reign of our Sovereign Lord King Henry the 8th as by the same indentures amongst other things it doth more plainly appear;

Also I will that the issues and profits of my said manors of Calthorpe & Seething with their appurtenances in the said county of Norfolk after my decease and after the decease of Dame Jane, my wife, and after th' end and term of 7 years next ensuing after the decease of me and of the same Dame Jane, during which term of 7 years after my decease and of my said wife the issues and profits of the same manors been heretofore appointed to be taken by mine executor(?), administrators or assignees or their executors, administrators or assignees towards and for the payment of my debts and performance of my said testament and last will, that mine executors, administrators or assignees or their executors, administrators or assignees shall peaceably [f. 18] and quietly take and perceive all the revenues, issues and profits of the said manors of Calthorpe and Seething

growing or coming or in any wise to them belonging during the same term of 7 years to th' intent and use aforesaid;

And that the said manors of Calthorpe and Seething with their appurtenances after the decease of me and of the said Dame Jane, my wife, and after the said term of the same 7 years fully ended shall wholly remain to the heirs males of my body lawfully begotten;

And for default of such issue male of my body lawfully begotten that the same manors with their appurtenances shall remain to th' heirs of the body of me, the said Sir Philip, lawfully begotten;

And for default of such issue of my body lawfully begotten that the same manors with their appurtenances shall remain to the right heirs of me, the said Sir Philip, forever according unto such uses, covenants, grants and agreements as been comprised and specified in certain writings indented heretofore made between me the said Sir Philip Calthorpe, knight, of that one part, and Sir Thomas Blennerhassett, knight, deceased, of that other part, as by the same indentures more plainly appeareth;

And also whereas Sir Henry [f. 19] Grey, Sir Robert Drury, knights, Christopher Calthorpe and John Blennerhassett, esquires, now stand and been seised in their demesne as of fee of and in my manor of Smallburgh with th' appurtenances in the said county of Norfolk and of the advowson of the church of Saint Lawrence in Beeston and of divers other my lands, tenements, meadows, pastures, rents, reversions, services and of divers other mine hereditaments in the towns of Smallburgh, Beeston, Berton, Stalham, Netysyerde [=Neatishead?], Honing, Dilham and Worstead or in any of them in the said county of Norfolk with their appurtenances by virtue of a recovery thereof in a writ of entry (blank) [=sur disseisin] en le post heretofore had against me, the said Sir Philip, by the said Sir Henry Grey, Sir Robert Drury and other their co-recoverers in the King's Court of his Common Bench at Westminster before his Justice of the same Bench, as by the record thereof it doth more plainly appear, which recovery thereof was had and made to the use and behoof of the said Dame Jane, my wife, for term of her life natural without impeachment of waste;

And after her decease to the use of me, the said Sir Philip, and of mine heirs, [f. 20] as by certain other writings indented thereof made between me, the said Sir Philip, of that part, and the said Sir Thomas Blennerhassett, knight, brother unto the said Dame Jane, now deceased, of that other part, it doth more plainly appear, by virtue whereof the said Sir Henry Grey and other the survivors of the said recoverers now stonden [=stand] and been thereof seised in their demesne as of fee [+to the use?] of the said Dame Jane, my wife, for term of her life;

And after her decease to the use of me, the said Sir Philip, and of mine heirs forever;

And forasmuch as the use of the reversion of the fee simple of the said manor, advowson, lands, tenements & other the premises being comprised in the said recovery after the decease of the said Dame Jane, my wife, is and remaineth in me, the said Sir Philip, as in

fee simple, so that I, the said, Sir Philip, may lawfully dispose and will the use of the same reversion of the said manor and of all other the premises with their appurtenances comprised in the same recovery after the decease of the same Dame Jane, my wife, at my free will, mind and pleasure;

In consideration [f. 21] whereof, and also for and in consideration that my said son, Philip Calthorpe, esquire, being my son and heir apparent, hath been of long time married and yet is and as yet hath none issue male of his body but only issue female between him and his wife, and that it is for to be doubted whether it shall please God hereafter to send him any issue male of his body or not which should or might inherit the premises as heir unto my said son, Philip, or to me;

And also for that that I, the same Sir Philip, have divers other younger sons before-named by the said Dame Jane, my wife, yet living;

And to th' intent that the same manor of Smallburgh & advowson and other the premises with their appurtenances might hereafter remain and continue as well in the blood as in the name of me, the said Sir Philip, and to the heirs males of my body lawfully begotten as long as it shall please Almighty God that any such issue male of my body shall have continuance and remain and so long not to go ne be discontinued out of that name [f. 22] and blood of th' heir male of my body lawfully begotten;

And for divers other good and reasonable considerations me moving, and for the more perfect assurance thereof in that behalf to be had, made and continued accordingly as is aforesaid;

I will and declare this my said last will of the said manors of Smallburgh and all other the premises comprised in the said recovery in such manner and form as heretofore ensueth, that is to say, I will and my full mind, will and intent is that the said Sir Henry Grey and other his co-recoverers of the premises now living being seised of the said manor of Smallburgh and of all other the premises comprised in the said recovery with their appurtenances and the survivors of them and their heirs immediately after my decease shall stand, remain and be seised as well of the said manor of Smallburgh with the appurtenances as of the said advowson of the said church of Beeston and of all and singular other the premises with their appurtenances comprised in the same recovery without any manner of alienation, alteration, [f. 23] or execution of any estate or estates or recovery by covin or assent of any of my said feoffees or recoverers thereof or of any part thereof by the same Sir Henry and other his co-recoverers or any of them or of th' heirs of any of them to any other person or persons at any time hereafter to be made, suffered or executed but that they shall stand still seised thereof and of every part thereof to the use of my said wife for term of her life without impeachment of waste according unto the use thereof heretofore declared by me by my said former indentures made between me and the said Sir Thomas Blennerhassett, knight, deceased;

And after the decease of my said wife I will that they shall stand and be seised of the said manor of Smallburgh with th' appurtenances and of all other the premises comprised in the said recovery unto the use of the heirs males of my body lawfully begotten;

And for default of such issue male of my body lawfully begotten to th' use of th' heirs of my body lawfully begotten;

And for default of such issue of my body lawfully begotten, to th' use of my right heirs forever more; [f. 24]

Provided alway and also I will and declare that my full mind and further intent is that if in case the said Philip Calthorpe, my son and heir apparent, or his heirs or any of them or any other person or persons by his or their or by any of their abetment, procurement, commandment or agreement at any time after my decease in any manner of wise do disturb, let, interrupt, vex, sue or trouble the said Dame Jane, my wife, or her assignees or any other person or persons being seised to her use of the said manor of Smallburgh and other the premises comprised in the said recovery or of or for the said manors of Sprowston, Calthorpe and Seething with their appurtenances in the said county of Norfolk or of or for my said chief mese and mansion place, the rents and garden in the said city(?) of Norwich or of any other lands, tenements, rents or services the which I have in any wise appointed, willed or assigned by my writing under my seal or by this my last will in use or possession [f. 25] unto my said wife for term of her life for the possession or occupation or taking of the profits thereof or of any part thereof contrary to the very effect, intent and mind before declared in this my said last will or other my writing under my seal;

Or if that my said son, Philip, or his heirs or any of them or any other person or persons by his or their or any of their procurement, commandment or agreement at any time after my decease do in any wise let, trouble or vex my said sons, Henry and Thomas, or either of them to have, occupy and enjoy the said manor of Wattisham with th' appurtenances and the issues and profits thereof or of or for the several annual rents of £18 hereafter to be granted to my said wife and to my said son, Henry, out of my said manor of Burnham Thorpe with th' appurtenances as is aforesaid or of or for the said lands and tenements of the yearly value of £18 parcel of the said manor of Burnham Thorpe if the said several annual rents be not granted to them [f. 26] by my said feoffees as is aforesaid in such manner and form as I have before willed the same unto them by this my said last will, or if they or any of them after my decease do disturb or let mine executor(?) or administrators or their executors or assignees after my decease to perceive and take all and singular the issues and profits of all such my said manors, lands and tenements as I have before willed and appointed unto them by this my said last will for the term of 10 years next after my decease towards the payment of my debts and performance of my said testament and last will;

That then and from the time that any such disturbance, let, interruption, vexation, suit or trouble shall happen in any manner of wise to be had, commenced or done by my said son, Philip, or his heirs or by any of them or by any other person or persons by his or

their commandment, assent or procurement against my said wife or her assignees or against my said sons, Henry and Thomas, or any of them or their [f. 27] assignees or against mine executor(?) or administrators or their executors or administrators of or for the peaceably [sic?] occupation, possession or taking of any of the issues, revenues or profits of the premises or of any parcel thereof contrary to this my last will;

Then I will that the said Sir Henry Grey and other his co-recoverers now living and their heirs and assignees from the time that any such let, suit or disturbance shall be had or done in the premises or in any part thereof by my said son, Philip, his heirs or any person or persons by his or their commandment, procurement or agreement shall stand and be seised of the said manor of Smallburgh with th' appurtenances and of all other the premises comprised and specified in the said recovery immediately after the decease of my said wife unto the use of my said son, Henry Calthorpe, and of th' heirs males of his body lawfully begotten;

And for default of such issue male of the body of the said Henry begotten then to the use of my said son, Thomas Calthorpe, and of th' heirs males of his body lawfully [f. 28] begotten;

And for default of such issue male of his body lawfully begotten, then to th' use of the right heirs of my said son, Henry, forever more;

And also I will that my said wife immediately after my decease shall have all such my meses, lands and tenements and other hereditaments commonly called or known by the name of Bournes in Smallburgh aforesaid which I lately purchased to me and to mine heirs of Robert Walden(?), clerk, deceased, and that she shall have and take all the issues and profits thereof during her life to her own use;

And after her decease I will that all the same mese, lands and tenements called Bournes with their appurtenances shall remain in use unto th' heirs males of my body lawfully begotten with such remainders over for lack of such issue male of my body coming and with like provision and condition as I have before willed and declared of my said manor of Smallburgh with the appurtenances in everything;

In witness of all which premises and that this is my very true last will, mind, intent and declaration as concerning the disposition of all my said manors, lands, tenements and all other [f. 29] mine hereditaments above specified with their appurtenances as is before declared to this my present last will and declaration thereof I have as well thereunto set my seal of arms & signed with mine own hand as also unto my said testament and last will thereunto annexed the said first day and year above-written in the presence and by the witness of Sir Francis Calthorpe, knight, Sir John Saye, pastor of Ingham, John Call, gentleman, John Wright, clerk, and Simon Gardener, yeoman, whom I specially required to bear witness thereof and caused both the same my last will & testament to be openly read before me and them in their presence the day and year of the date of this my present last will and testament in such form as is above-written, as knoweth Almighty God. Per

me Philippum Calthorpe. Per me ffraunciscum Calthorpe. Per me Iohannem Saye
priorem de Ingham. Per me Iohannem Call. Per me Leonardum Spenser.