

SUMMARY: The document below is the Prerogative Court of Canterbury copy of the undated will, proved 24 January 1507, of Elizabeth (nee Tyrrell) Darcy Haute, great-grandmother of Thomas Darcy (1506-1558), 1<sup>st</sup> Baron Darcy of Chiche, whose son, John Darcy (d.1581), 2<sup>nd</sup> Baron Darcy of Chiche, was a co-guarantor of Oxford's debt to the Court of Wards. For the will of John Darcy, 2<sup>nd</sup> Baron Darcy of Chiche, see TNA PROB 11/63/135.

### ***FAMILY BACKGROUND***

The testatrix was the daughter of Sir Thomas Tyrrell (d. 28 March 1477) of Heron in East Horndon, eldest son and heir of Sir John Tyrrell (d. 2 April 1437), Speaker of the House of Commons, and his wife Alice (d.1422), daughter and heir of Sir William Coggeshall (d.1426). See Richardson, Douglas, *Magna Carta Ancestry*, 2<sup>nd</sup> ed., 2011, Vol. I, p. 14, and Vol. III, p. 216. For the will of Sir Thomas Tyrrell (d. 28 March 1477), see TNA PROB 11/6/417. The testatrix is not mentioned in her father's will, although it was likely her second husband, Richard Haute (d. 8 April 1487), whom her father named as a supervisor in his will.

The testatrix' mother was Anne Marney, the daughter of Sir William Marney (d. 21 or 24 August 1414) and his wife, Elizabeth Sergeaux, a descendant of Robert de Vere (d. before 1221), 3rd Earl of Oxford, and his wife, Isabel de Bolebec (d.1245). For the will of Sir William Marney, proved 22 August 1414, see TNA PROB 11/2B/21.

The testatrix had four brothers and a sister:

-**Sir William Tyrrell**, who was slain at the Battle of Barnet in 1471, and predeceased his father.

-**Thomas Tyrrell** (died c. 13 October 1473), esquire, who predeceased his father.

-**Humphrey Tyrrell** (died c. 1507), esquire, mentioned in the testatrix' will below. For his will see TNA PROB 11/15/580.

-**Sir Robert Tyrrell** (d.1507/8). For the will of Sir Robert Tyrrell, see TNA PROB 11/15/683.

-**Anne Tyrrell**, who married John Darcy. John Darcy and Anne, his wife, are mentioned in the will of the testatrix' father. John Darcy is also mentioned in the will of the testatrix' eldest son, Thomas Darcy (see TNA PROB 11/7/329).

### ***MARRIAGES AND CHILDREN***

#### ***First marriage***

The testatrix married firstly Sir Robert Darcy (c.1420 - 2 November 1469) of Maldon, Essex, son of Sir [sic?] Robert Darcy of Maldon, Essex, Keeper of the Writs of the Common Pleas, by his second wife, Alice Filongley, daughter of Henry Filongley of Warwickshire, Serjeant of the Royal Scullery, and secondly Richard Haute (d. 8 April 1487), esquire, of Bishopsbourne, Kent. See Richardson, *supra*, Vol. I, p. 14, and Vol. III, pp. 216-17, and the Darcy pedigree in Metcalfe, Walter C., ed., *The Visitations of Essex, Part I*, (London: Harleian Society, 1878), Vol. XIII, pp. 44-5 at:

<https://archive.org/stream/visitationsofess1314metc#page/44/mode/2up>

For the will of the testatrix' first husband, Sir Robert Darcy (d. 2 November 1469), see TNA PROB 11/7/329. For a summary of the will, see King, H.W., 'Ancient Wills', *Transactions of the Essex Archaeological Society*, Vol. IV, (Colchester: Essex and West Suffolk Gazette, 1869), pp. 1-24 at pp. 11-12:

<http://books.google.ca/books?id=aDQGAAAAQAAJ&pg=PA11>

The testatrix and her first husband, Sir Robert Darcy, are said by Richardson to have had two sons, including Thomas Darcy, and two daughters, Elizabeth Darcy, who married William Berkeley [sic], and Anne Darcy (d. 24 December 1501), who married John Moyle (d. 21 November 1495), by whom she had five sons, Giles Moyle, John Moyle, esquire, Walter Moyle, Sir Thomas Moyle (d.1560), who married Katherine Jordan, and William Moyle. After the death of John Moyle, Anne Darcy married secondly Sir William Hody (d.1524), Chief Baron of the Exchequer. See Richardson, *supra*, Vol. III, pp. 216-17 at:

<http://books.google.ca/books?id=8JcbV309c5UC&pg=RA2-PA216>

According to another source, the testatrix is said to have had two sons and four daughters by her first marriage to Sir Robert Darcy:

**\*Thomas Darcy** (b. ca. 1459), who married Margaret Harleston, by whom he had a son and heir, Roger Darcy (d. 30 September 1508), who married Elizabeth Wentworth, the daughter of Sir Henry Wentworth (c.1448 - August 1499) of Nettlestead, Suffolk, by whom he was the father of Oxford's uncle, Thomas Darcy (1506-1558), 1<sup>st</sup> Baron Darcy of Chiche; another son, Thomas Darcy; and two daughters, Elizabeth Darcy and Anne Darcy. For the will of the testatrix' son, Thomas Darcy, see TNA PROB 11/7/329. For the will of his wife, Margaret Harleston Darcy, see TNA PROB 11/8/289. For the background of his wife, Margaret Harleston Darcy, see:

<http://soc.genealogy.medieval.narkive.com/gTeZrls4/penelope-d-arcy-c1593-c1661.2>

See also the will of Sir Henry Wentworth of Nettlestead, TNA PROB 11/12/265.

For Thomas Darcy, 1<sup>st</sup> Baron Darcy of Chiche, see his will, TNA PROB 11/37/466, and the *ODNB*:

*Darcy, Thomas, first Baron Darcy of Chiche (1506–1558), courtier and administrator, was born on 4 December 1506, the only son of Roger Darcy (d. 1508) of Danbury, Essex, and Elizabeth, daughter of Sir Henry Wentworth of Nettlestead, Suffolk. His father, who had been an esquire of the body to Henry VII, died before Darcy was two, and his wardship was granted to Sir John Raynsford of Bradfield, Essex.*

\***Robert Darcy**, who is mentioned in the will of his brother, Thomas, above.

\***Katherine Darcy**, who is said to have married Robert Crane of West Norton, Suffolk. According to another source, Robert Crane (d. 24 October 1500), was of Chilton, Suffolk, and was twice married, firstly, in 1465, to Katherine Darcy, by whom he had no issue, and secondly to Anne Ogard (d.1521), widow of Sir Renfrey Arundell, and daughter of Sir Andrew Ogard (d. before 17 October 1454) and Alice Lovel (d.1460), by whom he had a son, George Crane, who died without issue in 1491. For Robert Crane (d. 24 October 1500), see the will of his widow, Anne Ogard Arundell Crane (d.1521), TNA PROB 11/20/165, and the will of his brother-in-law, Thomas Appleton (4 October 1507), TNA PROB 11/16/283. See also Richardson, Douglas, *Plantagenet Ancestry*, 2<sup>nd</sup> ed., 2011, Vol. III, p. 407, and the will, dated 1497 and proved 26 March 1498, of Sir Thomas Cokesey alias Greville (d. 6 March 1498), TNA PROB 11/11/353.

\***Elizabeth Darcy**, who married firstly William Barley, and secondly, about 1500, John Byrde of Essex. Richardson states that Elizabeth Darcy married William Berkeley (see above); however this appears to be an error for William Barley. See:

<http://www.historyofparliamentonline.org/volume/1509-1558/member/barley-henry-1487-1529>

*BARLEY, Henry (1487-1529), of Albury, Herts, b. 1487, 1st s. of William Barley of Albury by Elizabeth, da. of Sir Robert Darcy of Danbury, Essex.*

For the Barley pedigree see also Tymms, Samuel, ed. (July 1862). ‘Notes on the Parish of Wicken Bonant, Essex’, *The East Anglian* (London: Whittaker and Co.), Vol. I, pp. 220–9, at:

<http://books.google.ca/books?id=aAUIAAAAQAAJ&pg=PA227>

\***Elinore Darcy** (b. ca. 1468).

\***Alice Darcy** (b. ca. 1467), who married Richard Lewis of Thornton, Essex. Quare whether this is the Alice Darcy referred to in the will, dated 4 November 1494 and proved 16 November 1497, TNA PROB 11/11/266, of John Clopton (c.1422-1497):

*Also I will that the 6 children that my nephew Lewis had by my niece Alice, each of them have 10 with a paternoster of my beads of gold.*

In the will below the testatrix mentions her daughters Barbe, St. Leger, Gainsford, Baker and Bacon. The PCC copy of the will contains a number of transcription errors, and it is unclear from the spellings of these names in the PCC copy what the married names of her daughters actually were. It is possible that 'Barbe' might be a transcription error for 'Byrde', if in fact the earlier source is correct in stating that the testatrix had a daughter, Elizabeth Darcy, who married, as her second husband, John Byrde of Essex.

### ***Second marriage***

The testatrix married secondly, Sir Richard Haute (d.1487). The *ODNB* notes the difficulty in distinguishing between the testatrix' second husband and his contemporary of the same name.

*The existence of two contemporary Richard Hautes with parallel careers complicates the family's later fifteenth-century history. The list of offices held by one or other of these two Richards is long: sheriff of Kent in 1477–8; JP from 1479 to 1481 for Kent, and for Essex, Gloucestershire, Hereford, Shropshire, and Worcestershire in the 1470s; MP for Canterbury in 1478, and on numerous Kentish commissions under Edward IV; carver to Queen Elizabeth Woodville from 1466 to 1469, and nominated by the queen as a justice in her forest eyre in 1477; among those who accompanied Margaret of Anjou to France in 1475; steward of Gower and constable of Swansea Castle from 1481 to 1483. But it can at least be said that the elder Richard Haute (d. 1487) was the son of William [i] and Joan, and that in 1469 or 1470 he married Elizabeth (d. after 1487), the daughter of Sir Thomas Tyrell and widow of Sir Robert Darcy of Danbury in Essex (which manor she brought to Richard). This Richard was probably lieutenant of the Tower from 1471 to 1473. He too rose in 1483, for which he was attainted and suffered forfeiture. This was reversed by Henry VII, under whom he served as a Kentish JP and justice of gaol delivery.*

*The mother of the younger Richard, Sir Richard Haute (d. 1492), was named Margery, and he may have been the son or grandson of Nicholas Haute (b. c.1395), William [i]'s younger brother.*

For the testatrix' husband, Sir Richard Haute, see also Nichols, John Gough, *Grants Etc. from the Crown during the Reign of Edward the Fifth*, (London: J.B. Nichols and Sons, 1854), pp. xvi-xvii at:

<http://books.google.ca/books?id=-J8rAAAAMAAJ&pg=PR16>

At least two of the daughters mentioned in the will below were the issue of the testatrix' second marriage to Richard Haute, by whom, according to Richardson, she had a son and two daughters:

\* **Edward Haute**, for whom see the *ODNB*:

*Edward Haute (1476–1530), the son and heir of Richard Haute and Elizabeth Tyrell, established himself as a London mercer (he also imported wine and woad), in which trade he was associated with his cousins Alan and Henry, the sons of James and Katherine. Edward did not have a head for business. In 1514 his property in Wrotham, Ightham, and Dover was confiscated to pay his debts. To satisfy his creditors he also sold his manor of Bearsted in Wrotham in 1518, and the Newark-on-Trent property of his wife, Elizabeth, daughter of Thomas Frogmal, in 1528. In July 1518 he mortgaged Ightham Mote for £360; in December he sold his remaining share, and the house passed out of the family: in 1521 it was bought by Sir Richard Clement. After a spell in Ludgate prison for debt Edward died in Ireland in 1530, whither he had presumably fled from his many creditors. His wife was still alive in 1544.*

See also Pickford, Cedric Edward, *The Changing Face of Arthurian Romance*, (Cambridge: D.S. Brewer, 1986), pp. 108-9, at:

<http://books.google.ca/books?id=LvhzTjt96I4C&pg=PA108>

\* **Anne Haute** (1473-1508), who married, as his second wife, Sir John Gainsford (1467 – 28 October 1540) of Crowhurst and Guildford, Surrey. See:

[http://www.tudorwomen.com/?page\\_id=677](http://www.tudorwomen.com/?page_id=677)

*Mary Gainsford (1498-February 12, 1572) was the daughter of Sir John Gainsford of Crowhurst and Guildford, Surrey (1467-October 28, 1540) and his second of six wives, Anne Hawte or Haute (1473-1508).*

\* **Isabel or Elizabeth Haute**, who married Ralph St Leger (d. 9 August 1518), esquire, of Ulcombe, Kent. See the will of Sir Anthony St Leger (c.1496 – 16 March 1559), TNA PROB 11/42B/276, and Robertson, Herbert, *Stemmata Robertson et Durdin*, (London: Mitchell and Hughes, 1893-95), pp. 70-1 at:

<http://archive.org/stream/stemmatarobertso00robe#page/70/mode/2up>

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

In the will below the testatrix leaves a bequest to ‘My good Lady of Lincoln’. This would appear to be Margaret Fitzalan. She was the daughter of Thomas Fitzalan, Earl of Arundel (d. 25 October 1524), and Margaret Woodville, sister of Edward IV’s Queen, Elizabeth Woodville, and by the late 1470s had married John de la Pole, 1<sup>st</sup> Earl of Lincoln, attainted in 1487. See the entry for John de la Pole in the *ODNB*, and Cokayne, G.E.C., *The Complete Peerage*, Vol. I, (London: St Catherine Press Ltd., 1910), p. 250.

The Sir Thomas Tyrrell mentioned in the will was the testatrix' nephew, eldest son of her brother, Sir William Tyrrell (d.1471). For the will of Sir Thomas Tyrrell (d.1510), see TNA PROB 11/17/263.

For another transcript of the testatrix' will, see King, *supra*, pp. 8-11 at:

<http://books.google.ca/books?id=aDQGAAAAQAAJ&pg=PA8>

LM: Test{amentu}m D{omi}ne Elisabeth{e} Darcy vidue

In nomine Ih{es}u Amen. I, Dame Elizabeth Darcy, widow, being in good mind, make my testament and last will in manner and form following with God's grace to be truly kept;

First I bequeath my soul to Almighty God, my Saviour Jesus Christ, and to Our Lady his Blessed Mother, and to all the blessed company of heaven, and my body to be buried at Maldon within the tomb where Master Darcy lieth according to that God hath left me as my power will stretch;

Also for my tithes and offerings according not done by my slothfulness, to make amends for my soul[<sup>s</sup>] health I bequeath to the high altar 6s 8d;

Also to Saint Peter's church I bequeath in like wise for mine offerings 3s 4d;

And also in like wise to Saint Mary church for mine offerings 3s 4d;

Also I bequeath to All Hallow church there, to be prayed for, a cope and a vestiment with more and it might be of black velvet, and the orferys a purple cloth of gold;

Also I bequeath to my chapel and chantry [f. 145r] at Maldon a vestiment of black satin, that to remain always to the chantry at Maldon;

Also I bequeath to the friars at Maldon, to be prayed for my soul, 20s;

Also for my tithes and offerings not well done, to make amends to my soul's health I bequeath to the high altar at Danbury 10s;

Also I bequeath to Saint John the Baptist's chapel, to be prayed for, 3s 4d;

Also I bequeath to the high altar a vestiment of velvet, there to remain as good of the church;

Also I bequeath to Saint Nicholas, bishop, a cope of black damask enkranded [sic?], there to remain alway to the honour of God and Saint Nicolas;

Also I bequeath to Our Lady chapel in Danbury a vestiment of black satin for my chantry profoys [sic?] to sing with them in the honour of God and Our Blessed Lady;

Item, to Thor[n]don church to the high altar for my tithes 6s 8d;

Item, I bequeath to the church a cope and a vestiment of tawny velvet;

Item, to (blank) church in Kent to the high altar 6s 8d;

Item, a vestiment to be prayed for;

Item, I give to my good Lady of Lincoln a pair of beads of jet gaudied with jet and gold beads on every side;

Item, I bequeath to my daughter Barbe a pair of fine sheets of 3 breadths and a pair of fustians of 5 breadths;

Item, to my daughter Setingia(?) [=St Leger?] a pair of sheets of 3 breadths and a tablecloth of crowns and flower-de-luces, and a fair napkin of Cloundebys [sic?];

Item, to my daughter Gainsford a pair of sheets of 3 breadths and a tablecloth of diaper of birds eye, and a bed of blue say embrawdid [=embroidered] with flowers and sykfoyles [=cinqfoils];

And to my daughter Bakyr [sic?] a pair of sheets of 4 breadths;

If God give me life, then I after I [sic?] trust to do otherwise in everything, but this in any wise, that my debts be first paid, which be these that follow:

First to my brother, Humphrey, 30s 10d;

Item, to Bok, draper, £3;

Item, to Benyson, skinner, £3;

Item, to Bartholomew Rede, 36s;

To a woman of Saint Katherine's, 56s 8d;

Item, to John Dawys' wife that was, 36s 8d, and I must have of her purple velvet of a vestiment and the orferys thereto of white cloth of gold;

Item, owing to Mouncastyr, tailor, 20s or more;

Item, owing to Master Sulyard, 56s 8d, and owing him that he hath pledges for, £10;

Item, owing in London £55 which they have good pledges for;

Item, to my son Baken [=Bacon?] £17, which he hath plate to pledge for;

My debts to be paid, my will to be performed, I heartily pray Master Sir Thomas Tyrrell, my son Baken [=Bacon?] and Sir William Fowlry(?), the good parson of Hornchurch, and if my good will stretch so far to bury me and that they may have some reward, I will that Master Sir Thomas Tyrrell may have 40s, and each of the other 20s.

Probatum fuit suprascriptum testamentum Coram d{omi}no apud Lamethith Vicesimo quarto die mensis Ianuarij anno Dominj mill{es}imo Quingentesimo sexto iuramento execut{orum} in Dict{o} testamento nominator{um} Ac approbat{um} etc Et com{m}issa fuit administracio o{mn}i{um} et singulorum bonor{um} et debit{orum} dict{um} Defunctu{m} et suum testamentum concernen{tium} Will{el}mo ffowtry(?) Rectori de hern London diocesis ad viam intestati p{ro} eo q{uo}d executores refutarunt in se assumere onus executionis de bene et fideliter administrando &c ac de pleno inuentario conficiendo et exhibendo citra festum Purificationis beate marie virginis Necnon de plano et vero compoto etc reddendo iurat{o}

[=The above-written testament was proved before the Lord at Lambeth on the twenty-fourth day of the month of January in the year of the Lord the thousand five hundred sixth by the oath of the executors named in the said testament, and probated etc., and administration was granted of all and singular the goods and debts concerning the said deceased and her testament to William Fowtry(?), rector of Heron in the diocese of London, by way of an intestacy for that the executors have refused to take upon themselves the burden of the execution, sworn to well and faithfully administer etc., and to prepare and exhibit a full inventory before the feast of the Purification of Blessed Mary the Virgin, and also to render a plain and true account etc.]