

SUMMARY: The document below is the Prerogative Court of Canterbury copy of the last will and testament, dated 28 January 1535 and proved 26 March 1536, of Roger Winter (d. 6 March 1535?), esquire, of Huddington, Worcestershire, whose eldest son, Robert Winter (d.1549), married Katherine Throckmorton, the daughter of Sir George Throckmorton (c.1489-1552), grandfather of both Oxford's friend, Sir Arthur Throckmorton (c.1557-1626), and of Job Throckmorton (1545-1601), who assisted with the printing of the Marprelate tracts in 1589.

### ***FAMILY BACKGROUND***

For the testator's family background, see the Winter pedigree in Maclean, John and W.C. Heane, eds., *The Visitation of the County of Gloucester Taken in the Year 1623*, (London: Harleian Society, 1885), Vol. XXI, p. 272 at:

<https://archive.org/stream/visitationofcoun00inchit#page/272/mode/2up>

See also the Winter pedigree in Maclean, *supra*, p. 277 at:

<https://archive.org/stream/visitationofcoun00inchit#page/276/mode/2up>

The testator was the grandson of Roger Winter and Joan Hodington, one of the daughters and coheirs of Thomas Hodington, and the son of Robert Winter (d.1506?) and Anne Washbourne, the daughter of Richard Washbourne. For Anne Washbourne, see the will, dated 19 January 1547 and proved 14 October 1547, TNA PROB 11/31/647, of Edward Underhill, father of William Underhill (c.1523 – 31 March 1570) who purchased New Place, and grandfather of William Underhill (d.1597) who sold New Place to William Shakespeare of Stratford.

The testator's father, Robert Winter (together with Robert Russell (d. 28 June 1502), great-grandfather of Thomas Russell (1570-1634), overseer of the will of William Shakespeare of Stratford-upon-Avon), was heir to his kinsman, Sir Thomas Cokesey alias Greville (d. 6 March 1498). See the will of Sir Thomas Cokesey alias Greville, TNA PROB 11/11/353, the will of Robert Russell (d. 28 June 1502), TNA PROB 11/13/373, and the will of Thomas Russell (1570-1634), TNA PROB 11/165/424. See also the inquisition post mortem (TNA C 142/242/75) taken after the death of George Winter in Maclean, John and W. C. Heane, eds., *The Visitation of the County of Gloucester Taken in the Year 1623*, (London: Harleian Society, 1885), Vol. XXI, p. 281 at:

<https://archive.org/stream/visitationofcoun00inchit#page/280/mode/2up>

*Inquisition taken at Pershore 4 December 1594 after the death of George Wynter. The jurors say the said George Wynter was solely seised on the day on which he died of the manor of Hodyngton [=Huddington] and of the advowson of the church of the same, and that long before the death of the said George, certain persons named were seised of the*

*manor of Cokesey in the aforesaid county, and being so seised on 27 September 1519 enfeofed Roger Wynter, esquire, deceased, inter alia of the said manor of Cokesey, in which grant the said Roger is described as one of the cousins and heirs of the Lady Joyce Cokesey, sister and heir of Sir Hugh Cokesey, deceased, and of all the lordships and manors of Upthorpe, Cokesey etc. etc., to have and to hold to the said Roger Wynter, and the heirs of the body of Robert Wynter, father of the said Roger. In default of such issue, remainder to John Russell of Strensham, and the heirs of the body of Robert Russell, grandfather of the said John. In default, remainder to Edward Greville, knight, and his heirs and assigns forever. In virtue of which grant the said Roger was seised of the said manors etc., and in the same inquisition is stated to have died seised of them, after whose death the said manors etc. descended to Robert Wynter, esquire, deceased, son and heir of the said Roger, who thereof was seised in his demesne as of fee tail, and thereof died seised, after whose death the said manors of Cokesey etc. descended to George Wynter, son and heir of the said Robert.*

### **MARRIAGE AND CHILDREN**

The testator married Elizabeth Hungerford (d.1547?), daughter of Sir John Hungerford (d.1524) of Down Ampney, Gloucestershire, by Margaret Blount, daughter of Edward Blount. See the will of Sir John Hungerford, dated 24 June 1524 and proved 27 August 1524, TNA PROB 11/21/417, and the will of Dame Margaret Hungerford, proved 23 May 1531, TNA PROB 11/24/71. See also the Hungerford pedigree in Maclean, *supra*, p. 88 at:

<https://archive.org/stream/visitationofcoun00inchit#page/88/mode/2up>

Elizabeth Hungerford's father, Sir John Hungerford (d.1524) had a younger brother, Anthony Hungerford, who married Barbara Wriothesley, the daughter of John Writhe (d.1504), Garter King of Arms, by his second wife, Eleanor Arnold, daughter of Thomas Arnold and sister and heir of Richard Arnold (likely the chronicler, who died c.1521). John Writhe (d.1504) was the great-great-grandfather of Henry Wriothesley (1573-1624), 3<sup>rd</sup> Earl of Southampton, to whom Shakespeare dedicated *Venus and Adonis* and *The Rape of Lucrece*. See his will, dated 25 March 1504 and proved 30 April 1504, TNA PROB 11/14/125.

By Elizabeth Hungerford the testator had two sons mentioned in the will below:

\* **Robert Winter** (d.1549), eldest son and heir, who married Katherine Throckmorton, the daughter of Sir George Throckmorton (c.1489-1552), grandfather of both Oxford's friend, Sir Arthur Throckmorton (c.1557-1626), and of Job Throckmorton (1545-1601), who assisted with the printing of the Marprelate tracts in 1589. See the will of Sir George Throckmorton, TNA PROB 11/36/298.

By Katherine Throckmorton, Robert Winter (d.1549) was the father of George Winter (d. 23 November 1594) and Elizabeth Winter, who married Thomas Bushell, the 'Mr

Bushell' of Richard Quiney's letter to William Shakespeare of Stratford. See the will of Thomas Bushell (d.1558), TNA PROB 11/42A/53; SBTRO ER 27/4; and Hotson, Leslie, *I, William Shakespeare*, (London: Jonathan Cape, 1937), pp. 144-5. See also the pedigree in Maclean, *supra*, p. 272 at:

<https://archive.org/stream/visitationofcoun00inchit#page/272/mode/2up>

See also the Bushell pedigree in Phillimore, W.P.W., ed., *The Visitation of the County of Worcester Made in the Year 1569*, (London: Harleian Society, 1888), Vol. XXVII, pp. 27-9 at:

<https://archive.org/stream/visitationcount01mundgoog#page/n45/mode/2up>

Katherine Throckmorton Winter married secondly Thomas Smyth (d. 31 October 1593) of Chipping Campden, whose first wife was Elizabeth Fitzherbert (d. 1 December 1559), for whom see the will of her great-grandfather, John Fitzherbert (d. 18 November 1502), TNA PROB 11/13/461. For Thomas Smyth, see Taylor, C.S., ed., *Transactions of the Bristol and Gloucestershire Archaeological Society for 1901*, Vol. XXIV, p. 54 at:

<https://archive.org/stream/transactionsofbr24bris#page/54/mode/2up>

For the marriages of Katherine Throckmorton see also Bartleet, S.E., 'The Manor and Borough of Chipping Campden', in Maclean, John, ed., *Transactions of the Bristol and Gloucestershire Archaeological Society for 1884-85*, (Bristol, C.T. Jefferies and Sons), Vol. IX, pp. 134-95 at pp. 161-70:

<https://archive.org/stream/transactionsofbr09bris#page/162/mode/2up>

See also Gwilt, Charles Perkins, *Notices Relating to Thomas Smith of Campden and to Henry Smith, Sometime Alderman of London*, (London: George Woodfall, 1836), pp. 2-8 at:

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

\* **Gilbert Winter**. Edward Underhill (b.1512, died in or after 1576), the 'Hot Gospeller', son of Thomas Underhill and Anne Winter (d.1545?), stated in 1553 that he was a first cousin of Gilbert Winter, who at that time was a gentleman usher to the future Queen Elizabeth. See 'Underhill's Narrative', *Tudor Tracts 1532-1588*, (Westminster: Archibald Constable and Co. Ltd., 1903), pp. 170-98 at p. 171:

<https://archive.org/stream/tudortracts00polliala#page/170/mode/2up>

*Thus standing waiting at the Council Chamber door, two or three of my fellows, the Pensioners, and my cousin german, Gilbert Wynter, Gentleman Usher unto the Lady Elizabeth, stood talking with me.*

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*In the meantime cometh Sir Edward Hastings, newly made Master of the Horse to the Queen, and seeing me standing there prisoner, frowning earnestly upon me said, "Are you come? We will talk with you or your party, I warrant you!", and so went into the Council.*

*With that my fellows and kinsman shrank away from me, as men greatly afraid.*

After the testator's death, his widow married secondly, as his second wife, Sir Gilbert Talbot (c.1479 - 22 October 1542) of Grafton and Upton Warren, Worcestershire, second son of Sir Gilbert Talbot by Elizabeth Greystoke, daughter of Sir Ralph Greystoke, by whom she had no issue. See Richardson, Douglas, *Plantagenet Ancestry*, 2<sup>nd</sup> ed., 2011, Vol. III, pp. 94-5 at:

<https://books.google.ca/books?id=kjme027UeagC&pg=RA2-PA95>

For the testator's wife, Elizabeth Hungerford Winter Talbot, see a Chancery suit brought by 'Elizabeth, late the wife of Gilbert Talbot, knight, and executrix and sometime the wife of Roger Winter', TNA C 1/1079/6-7, and her will, dated 13 December 1547 and proved 10 February 1548, TNA PROB 11/32/42.

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

For Sir Anthony Hungerford of Down Ampney, Gloucestershire, see his will, proved 4 March 1559, TNA PROB 11/42A/450. For his marriage to Dorothy Danvers (d.1559?), widow of John Fettiplace (d.1524), see Macnamara, F.N., *Memorials of the Danvers Family*, (London: Hardy & Page, 1885), p. 279 at:

<https://archive.org/stream/memorialsdanver00macngoog#page/n339/mode/2up>

See also the Hungerford wills in Brown, Frederick, *Abstracts of Somersetshire Wills*, 6<sup>th</sup> Series, (1890), p. 86 at:

<https://books.google.ca/books?id=RktFAAAAYAAJ&pg=PA86>

For Margaret Hethe, see a suit brought in the Court of Common Pleas in 1467 by 'John Cawardyn and his wife Margaret, widow of Thomas Hethe' at:

<http://www.british-history.ac.uk/no-series/common-pleas/1399-1500/easter-term-1467>

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

For the testator's manor of Huddington, see:

'Parishes: Huddington', in *A History of the County of Worcester: Volume 3* (London, 1913), pp. 408-412. *British History Online* <http://www.british-history.ac.uk/vch/worcs/vol3/pp408-412> [accessed 28 November 2017].

LM: T {estamentum} Rogeri Winter

In Dei nomine Amen. The 28<sup>th</sup> day of January in the year of Our Lord after the compting [=counting] of the Church of England a thousand five hundred 34, I, Roger Winter of Huddington in the county of Worcester, esquire, whole of mind, make my testament and last will in manner and form following:

First I bequeath my soul to Almighty God, Our Lady Saint Mary, and to all the blessed company in heaven, my body to be buried within my parish church of Huddington foresaid after the discretion of mine executors and overseers;

I bequeath to the high altar of the cathedral church of Worcester 3s 4d;

I give and bequeath to the high altar of the parish church of Crowle 3s 4d;

Item, I give and bequeath to every friar-house in Worcester 10s sterling;

Item, I give and bequeath to 7 poor folk in the Commander [=Commandery] at Saint Wulstan's in Worcester 6s 8d;

Item, I give and bequeath to the high altar of Saint Peter's in Wyache [=Droitwich?] 3s 4d;

Item, I give to the parish church of Upton Snodsbury 6s 8d;

Item, I give to the parish church of Grafton Flyford 6s 8d;

Item, I give to the parish church of Himbleton 6s 8d;

Item, I give to the parish church of Crowle 6s 8d;

Item, I give to the parish churches of Bredicot, Tibberton, Oddingley and Hadzor, to every of them a curnock [=a dry measure] of wheat;

Item, I will have at my burial 12 torches, 5 tapers, 4 of them of 4 lbs. a taper, and the 5<sup>th</sup> taper of two pounds wey [=weight];

Item, I bequeath to Browne of Tibberton 3s 4d to pray for my soul;

I bequeath my best gown to my son, Robert;

The second best gown to Gilbert, my son;

The third gown, black, I give to Elizabeth, my wife;

Item, I give my gown furred with fox to Richard Bedill of Worcester, notary;

Item, I give and bequeath to Gilbert, my son, all such stuff of household and plate as late was Dame Margaret Hethe[‘s] of Wych [=Droitwich?], deceased;

Item, I will that all implements and utensils of household now being within my site and manor-place of Huddington shall egally be divided between Elizabeth, my wife, and Robert, my son and heir, by th’ oversight of Sir Anthony Hungerford and Richard Bedill aforesaid, always reserved only to th’ use of the said Robert, my son and heir, all hangings in the hall, parlour and chambers in and about the said site and manor-place, and all coffers with evidences in them being and belonging to all my manors, lands, tenements and other the premises, whatsoever they be, to be to th’ use of my said son, Robert, and heir, with my seal of arms and other my seals that I have wont to seal withal, with all and singular harness and sensible [=obvious] weapons for the wars, whatsoever they be, fully to remain to Robert, [f. 6r] my son and heir;

Also I give all my plate above not given nor bequeathed, half to Elizabeth, my wife, and thother half to Robert, my son and heir, egally to be divided between them by th’ overseers of this my testament and last will;

Item, I will that Robert, my son and heir, shall have my best doublet;

And Gilbert, my son, my second doublet;

Item, I bequeath to Sir Anthony Hungerford, knight, my grizzle [=roan] nag going in my leasow;

Also I give to Thomas Solley [=Salwey?], gentleman, my dun nag in the stable;

Item, I give to my son, Gilbert, my colt in Cockes sey [=Cokesey?] park;

And the residue of my goods, whatsoever they be, unbequeathed in [sic for ‘I’?] give and bequeath to Elizabeth, my wife, whom I make my sole executrix, my debts, my funerals and legacies fully performed, she to dispose them after her discretion for the wealth of my soul and of all Christian souls;

And I make overseers of this my testament and last will Sir Anthony Hungerford, knight, and Richard Bedill of Worcester, notary, to see this my testament and last will justly, truly and fully performed;

In witness whereof to this my present testament and last will I have put to my seal the day and year abovesaid, these being witness: Sir James Pratt, vicar of Crowle, Robert Newdike th' elder of Worcester, William Glover of Crowle, and other, the day and year abovesaid.

Probatum fuit suprascriptum testamentum xxvjto die mensis Marcij Anno Domini Mill<sup>es</sup>imo quingen<sup>tesimo</sup> tricesimo sexto Iuramento Thome Shadwall notarij publici procu<sup>rato</sup>ris Elizabeth<sup>e</sup> Relict<sup>e</sup> et executric<sup>is</sup> in h<sup>uius</sup>mo<sup>d</sup>i testament<sup>o</sup> no<sup>m</sup>i<sup>n</sup>at<sup>e</sup> Ac approbatum et insinuatum Et com<sup>m</sup>issa fuit admi<sup>ni</sup>stracio o<sup>mn</sup>i<sup>u</sup>m et singulorum bonorum Iurium et creditorum dicti defuncti p<sup>re</sup>fat<sup>e</sup> executrici De bene et fide<sup>l</sup>ite<sup>r</sup> administrand<sup>o</sup> ead<sup>e</sup>m Ac de pleno et fide<sup>l</sup>i Inuentario o<sup>mn</sup>i<sup>u</sup>m et singulorum bonoru<sup>m</sup> et creditorum h<sup>uius</sup>mo<sup>d</sup>i conficiend<sup>o</sup> Ac inuentarium h<sup>uius</sup>mo<sup>d</sup>i die Iouis xxx die huius mens<sup>is</sup> Marcij prox<sup>imum</sup> futur<sup>um</sup> exhibend<sup>o</sup> Necnon de plano et vero compoto reddend<sup>o</sup> ad sancta dei Euangelia in p<sup>er</sup>sona dicti procuratoris iurat<sup>i</sup>

[=The above-written testament was proved on the 26<sup>th</sup> day of the month of March in the year of the Lord the thousand five hundred thirty-sixth by the oath of Thomas Shadwall, notary public, proctor of Elizabeth, relict and executrix named in the same testament, and probated and entered, and administration was granted of all and singular the goods, rights and credits of the said deceased to the forenamed executrix, sworn on the Holy Gospels in the person of the said proctor to well and faithfully administer the same, and to prepare a full and faithful inventory of all and singular the same goods and credits, and to exhibit the same inventory on Thursday the 30<sup>th</sup> day of this month of March next to come, and also to render a plain and true account.]