

SUMMARY: The document below is the Prerogative Court of Canterbury copy of the will, dated 9 June 1546 and proved 4 December 1548, of Sir George Baynham, whose daughter, Frances Baynham Jerningham (d.1583), leased the Jerningham mansion in the Blackfriars in 1580 to George Carey (1548-1603), 2nd Baron Hunsdon. See SRO D641/3/E/1/7/2. In 1596, her son, Henry Jerningham (d. 15 June 1619), sold the mansion to Carey. See SRO D641/3/A/8/1. For discussion of the Jerningham property, which adjoined on the south and east the premises later occupied by James Burbage's Blackfriars theatre, see also TNA C 66/768, mm. 23-4.

The date of the testator's death is unknown. Maclean gives two different dates: on p. 151 he states that the testator died at Clearwell on 6 May 1546, while in the Baynham pedigree on p. 185 he states that he died on 25 September 1546. An inquisition post mortem taken in Wiltshire on 25 September 1546, TNA C 142/75/92, states that the testator died 'sexto die Maij ultimo preterito', i.e. 6 May 1546. Since his will is dated 9 June 1546, either the will itself is misdated, or the date of death given in the inquisition is wrong. All that is known with certainty is that the will was proved on 4 December 1548. See Maclean, John, ed., 'The History of the Manors of Dene Magna and Abenhall' in *Transactions of the Bristol and Gloucestershire Archaeological Society for 1881-82*, Vol. VI, (Bristol, C.T. Jefferies), pp. 123-209, at pp. 151, 185.

FAMILY BACKGROUND

Testator's paternal grandparents

The testator was the grandson of Thomas Baynham (d. 16 February 1500) of Clearwell, Gloucestershire, by his second wife, Alice Walwyn (d. 10 or 22 October 1518), the only child of William Walwyn (d.1470).

Sources disagree as to the identity of Thomas Baynham's first wife, and the identity of his children by his two marriages. According to some sources, Thomas Baynham's first wife was Margaret Hody, the daughter of Sir John Hody (d.1441), by whom he had his eldest son and heir, the testator's uncle of the half blood, Sir Alexander Baynham (d. 25 September 1524) of Westbury, Gloucestershire. See 'Notices of the Family of Hody &c', *Collectanea Topographica et Genealogica*, (London: John Bowyer Nichols and Son, 1841), Vol. VII, pp. 22-31 at p. 25:

<https://books.google.ca/books?id=tL1nsjpJkj8C&pg=PA25>

See also the History of Parliament entry for Sir John Hody at:

<http://www.historyofparliamentonline.org/volume/1386-1421/member/hody-john-1441>

See also 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. 14 at:

<https://archive.org/stream/visitationofcoun00inchit#page/14/mode/2up>

The testator's grandfather, Thomas Baynham (d. 16 February 1500), had at least two sons: Sir Alexander Baynham (d. 25 September 1524), his eldest son and heir by his first wife, Margaret Hody, and Sir Christopher Baynham (d. 22 June 1540), his eldest son by his second wife, Alice Walwyn. In some sources he is said to have had another son by his first wife, William Baynham, who married Eleanor Amereys [=d'Amory or Damory?], the daughter of Richard Amereys. See the pedigree of Damory in Maclean, *Visitation*, *supra*, p. 244 at:

<https://archive.org/stream/visitationofcoun00inchit#page/244/mode/2up>

The testator's uncle of the half blood, Sir Alexander Baynham (d. 25 September 1524), is said to have married firstly Margaret Vanne, the daughter and heir of Sir Richard Vanne. Sir Alexander Baynham married secondly Elizabeth Tracy, widow of Edmund Langley (d. 1489) and daughter of Henry Tracy (d. 30 June 1501) of Toddington, Gloucestershire. See the inquisition post mortem taken 1 December 1501 after the death of Henry Tracy see TNA C 142/15/106, and the summary in *Calendar of Inquisitions Post Mortem*, Vol. II, (London: His Majesty's Stationery Office, 1915), p. 305 at:

<https://archive.org/details/calendarofinquis02great/page/304>

See also the will, proved 21 January 1528, of Elizabeth (nee Tracy) Langley Baynham, TNA PROB 11/22/255; the inquisitions post mortem taken after her death, TNA C 142/46/30 and TNA E 150/361/4; the ODNB entries for William Tracy (1461? - 10 October 1530), and Richard Tracy (d. 8 March 1568); the will of Richard Tracy, TNA PROB 11/50/107; Maclean, *Visitation*, *supra*, p. 14; and Maclean, 'The History of the Manors of Dene Magna and Abenhall', *supra*, pp. 131-3 at:

<http://archive.org/stream/transactionsbris06bris#page/n157/mode/2up>

See also Cooke, William Henry, *Collections Towards the History and Antiquities of the County of Hereford*, (London: John Murray, 1882), Vol. III, p. 40 at:

<https://books.google.ca/books?id=t4gcAQAAQAAJ&pg=PA40>

See also *Genealogy of the Family of Lt. Thomas Tracy*, p. 24 at:

<https://books.google.ca/books?id=iFpZAAAAMAAJ&pg=PA24>

In Maclean and Heane, *supra*, p. 14, the testator's grandfather, Thomas Baynham (d. 16 February 1500), is said to have had five daughters. However in the pedigree on pp. 184-5 in Maclean, 'The History of the Manors of Dene Magna and Abenhall', *supra*, Thomas Baynham is said to have had only three daughters, Elizabeth, Isabel, and Anne. See:

<http://archive.org/stream/transactionsbris06bris#page/184/mode/2up>

-**Elizabeth Baynham**, who married firstly Robert Russell (d.1502), and secondly Sir Robert Throckmorton (d.1518). For the will of Elizabeth Baynham's first husband, Robert Russell (d.1502), esquire, of Strensham, the son of Robert Russell and Elizabeth Throckmorton (c.1427-1483x4), see TNA PROB 11/13/373. Robert Russell (d.1502) of Strensham and Elizabeth (nee Baynham) Russell Throckmorton were the great-grandparents of Thomas Russell (1570-1634), appointed by William Shakespeare (1564-1616) of Stratford upon Avon as supervisor of his will. For the will of Thomas Russell, see TNA PROB 11/165/424.

-**Isabel Baynham**, who married Sir Gyles Bridges (d. 1 December 1511). Their daughter, Florence Bridges (d.1545), married Sir William Morgan (d.1542) of Pencoed, Monmouthshire, said to have been the brother of the testator's mother, Jane Morgan (see below). According to their wills, Florence Bridges and Sir William Morgan had five sons: Sir Thomas Morgan of Pencoed (d. 5 June 1565); Gyles Morgan (d. 9 March 1570); Andrew Morgan, Henry Morgan and Morgan ap Morgan, and two daughters, Alice Morgan and Anne Morgan (see the wills of Sir William Morgan and Florence Bridges Morgan, TNA PROB 11/29/194 and TNA PROB 11/30/367). In the will below, the testator mentions his 'well-beloved cousin', Thomas Brydges (d. 14 November 1559), the second son of Sir Gyles Bridges and Isabel Baynham. See the pedigree of Bridges of Cornbury Park in Turner, William Henry, ed., *The Visitations of the County of Oxford*, (London: Harleian Society, 1871), Vol. V, p. 201 at:

https://books.google.ca/books?id=t_sUAAAAQAAJ&pg=PA200

The testator's first cousin, Sir Thomas Morgan of Pencoed (d. 5 June 1565), married Cecily Herbert, the daughter of Sir George Herbert (d. 2 September 1570) of Swansea, Glamorganshire, by Elizabeth Berkeley, daughter of Thomas Berkeley (d.1500), esquire, of Avon (in Sopley), Hampshire, and Elizabeth Neville, the daughter of George Neville (d. 20 September 1492), 2nd Baron Bergavenny, by Margaret Fenne (d. 28 September 1485). Sir George Herbert was the elder brother of William Herbert (1506/7-1570), 1st Earl of Pembroke, and eldest son of Richard Herbert (d.1510) of Ewyas, a gentleman usher to Henry VII. See Richardson, Douglas, *Magna Carta Ancestry*, 2nd ed., 2011, Vol. I, p. 170, and Vol. II, p. 175. See also the History of Parliament entry for Sir George Herbert at:

<http://www.historyofparliamentonline.org/volume/1509-1558/member/herbert-george-149495-1570>

See also:

<https://books.google.ca/books?id=a2DbDJ2DiHMC&pg=PA16&hl=en#v=onepage&q&f=false>

By Cecily Herbert, Sir Thomas Morgan of Pencoed (d. 5 June 1565) had two sons, Sir William Morgan (d. 9 October 1583) and Henry Morgan, and a daughter, Florence Morgan. See his undated will (likely made in 1544 before he left for the siege of Boulogne), TNA PROB 11/48/501, to which the testator, George Baynham, was a witness, and in which a debt to Henry Brayne of London is mentioned, and the History of Parliament entry at:

<http://www.historyofparliamentonline.org/volume/1509-1558/member/morgan-sir-thomas-1509-65>

For the testator's first cousin, Gyles Morgan (d. 9 March 1570), who married the daughter of Thomas Brayne of Little Dene, Gloucestershire, see the History of Parliament entry at:

<http://www.historyofparliamentonline.org/volume/1509-1558/member/morgan-giles-1515-70>

For the testator's first cousin, Sir Thomas Bridges (d. 14 November 1559), see the History of Parliament entry at:

<http://www.historyofparliamentonline.org/volume/1558-1603/member/brydges-thomas-1559>

-Anne Baynham, who married firstly Henry Clifford, and secondly William Trye (d.1524), the son of William Trye (d. 6 December 1497) and Isabel Berkeley, a descendant of King John. See Richardson, Douglas, *Plantagenet Ancestry*, 2nd ed., 2011, Vol. III, p. 361; and the pedigree of Clifford of Frampton in Burke, John and John Bernard Burke, *A Genealogical and Heraldic Dictionary of the Landed Gentry of Great Britain and Ireland*, (London: Henry Colburn, 1850), Vol. III, p. 66 at:

<https://books.google.ca/books?id=9NDTAAAAMAAJ&pg=PA66>

As noted, the Baynham pedigrees differ as to the number and identities of the children of the testator's grandfather, Thomas Baynham (d. 16 February 1500), and according to the *Visitation of Gloucestershire*, *supra*, p. 14, by his second wife, Alice Walwyn, he had two daughters in addition to the three daughters mentioned above:

-Agnes or Susanna Baynham, who married Ralph Butler.

-Jane Baynham, who married Fulke Walwyn (d.1509). See Cooke, William Henry, *Collections Towards the History and Antiquities of the County of Hereford in Continuation of Duncumb's History*, Vol. III, (London: John Murray, 1882), p. 14 at:

<https://books.google.ca/books?id=0zxAAAAAYAAJ&pg=PA14>

Ely Walwyn (d.1616), a descendant of Fulke Walwyn (d.1509), married Anne Cooke, the daughter of William Cooke, second son of Sir Anthony Cooke (1505/6-1576), and brother of Mildred Cecil, Lady Burghley.

See also *Transactions of the Woolhope Naturalists' Field Club*, (Hereford: Jakeman and Carver, 1892), pp. 372-3 at:

<https://books.google.ca/books?id=PhoXAAAAYAAJ&pg=PA372>

It would appear that the testator's grandfather, Thomas Baynham (d. 16 February 1500), also had an illegitimate daughter, Maud (buried 21 December 1563), who married William Wyrrall (buried 6 August 1577), gentleman, mentioned in the will below. See the pedigree of Wyrrall in Maclean, *Visitation, supra*, pp. 189-90 at:

<https://archive.org/stream/visitationofcoun00inchit#page/188/mode/2up>

After the death of the testator's grandfather, Thomas Baynham (d. 16 February 1500), the testator's grandmother, Alice Walwyn (d. 10 or 22 October 1518), married, as his fourth wife, Sir Walter Dennis (d. 1 September 1505). See Richardson, Douglas, *Magna Carta Ancestry*, 2nd ed., 2011, Vol. II, p. 58; and the pedigree of Dennis in Maclean, *Visitation, supra*, p. 50 at:

<https://archive.org/stream/visitationofcoun00inchit#page/50/mode/2up>

It should be noted that by his second wife, Sir Walter Dennis (d. 1 September 1505) was the grandfather of Eleanor Dennis, who married Sir William Ligon, grandfather of Thomas Russell (see above), overseer of the will of William Shakespeare of Stratford upon Avon. See Richardson, Douglas, *Magna Carta Ancestry*, 2nd ed., 2011, Vol. II, p. 59, and Vol. III, p. 23.

Testator's parents

The testator was the son and heir of Sir Christopher Baynham (d. 22 June 1540) by his wife, Jane Morgan (d. 11 December 1544), the daughter of Sir Thomas Morgan of Pencoed and Jane Herbert. See Maclean, *Visitation, supra*, p. 14 at:

<https://archive.org/stream/visitationcount00maclgoog#page/n38/mode/2up>

It should be noted that Maclean is in error in stating that the testator's father, *Sir* Christopher Baynham, died 6 October 1557; it was the testator's *son*, Christopher Baynham, who died on that date. As noted above, the testatrix' father, Sir Christopher Baynham, died 22 June 1540; see the inquisition post mortem taken after the death of the testator's son, Christopher Baynham (d. 6 October 1557), TNA C 142/113/49; the petition of the testator's daughter, Frances Baynham Jerningham and her husband dating from c.1540-1544 which states that Sir Christopher Baynham is deceased, TNA C

1/1015/49; and Maclean, 'The History of the Manors of Dene Magna and Abenhall', *supra*, pp. 149-151 at:

<http://archive.org/stream/transactionsbris06bris#page/150/mode/2up>

According to some sources, the testator's mother, Jane Morgan, was the sister of Elizabeth Morgan, grandmother of Anne Morgan (d.1607), wife of Henry Carey (1526-1596), 1st Baron Hunsdon. See the Morgan pedigree in Morgan, Octavius and Thomas Wakeman, *Notices of Pencoyd Castle and Langston*, (Newport: Henry Mullock, 1884), p. 41 at:

<https://books.google.ca/books?id=wEAIAAAAQAAJ&pg=PA41>

Testator's siblings

In the will below the testator mentions three brothers-in-law, Anthony Walshe, Walter Aprobert [=ap Robert?], and Thomas Mylle, as well as his uncle, William Wyrrall of Bicknor [=English Bicknor], who had married Thomas Baynham's illegitimate daughter, Maud. The testator does not mention his sisters by name; however their marriages are given in some sources as follows:

-**Alice Baynham**, who married John Walshe (d. 24 June 1541) of Shelsley Walsh, Worcestershire. See his will, dated 29 September 1540 and proved 4 November 1541, TNA PROB 11/28/621, and Amphlett, John, ed., *A Survey of Worcestershire by Thomas Habington*, Vol. I, (Oxford: James Parker & Co., 1895), pp. 360-1 at:

<https://books.google.ca/books?id=zGg-AQAAIAAJ&pg=PA360&lpg=PA360>

For John Walshe and his younger brother, Walter Walshe (d.1538?), see also the will of Sir Philip Hoby, TNA PROB 11/40/345.

By John Walshe it appears Alice Baynham was the mother of the testator's nephew and niece, Francis Walshe (d.1596) and Joan Walshe, mentioned in the will below.

Francis Walshe's daughter, Alice Walshe, married Sylvanus Scory (d. 14 October 1617), the son of John Scory (d.1585), Bishop of Hereford. Sylvanus Scory was the brother-in-law of Giles Alleyn (d. 27 March 1608), who married Bishop John Scory's daughter, Sara, and who leased the former priory of Holywell to James Burbage, who in 1576 built the first London theatre on the premises. See the pedigree of Scory in Phillimore, W.P.W., ed., *The Visitation of the County of Worcester Made in the Year 1569*, (London: Harleian Society, 1888), Vol. XXVII, p. 125 at:

<https://archive.org/stream/visitationcount02mundgoog#page/n139/mode/2up>

See also the History of Parliament entry for Sylvanus Scory at:

<http://www.historyofparliamentonline.org/volume/1558-1603/member/scory-sylvanus-1617>

For Giles Aleyn see the will of John Aleyn or Allen (c.1470-1544), Lord Mayor of London, TNA PROB 11/31/16.

In the will below the testator refers to Anthony Walshe as his brother-in-law, and it may be that after the death of John Walshe the testator's sister, Alice Baynham, remarried. An Anthony Walshe was admitted to Lincoln's Inn on 7 March 1526. See *The Records of the Honourable Society of Lincoln's Inn*, (Lincoln's Inn, 1896), Vol. I, p. 43 at:

<https://archive.org/stream/recordshonorabl05englgoog#page/n55/mode/2up/>

See also the records of the Walshe family of Shelsley, Worcestershire, at:

<http://homepages.rootsweb.ancestry.com/~walsh/worcester.html>

See also the tomb of Francis Walshe:

<https://www.flickr.com/photos/52219527@N00/9004547027/>

See also the pedigree of Walshe in Phillimore, *supra*, pp. 139-141 at:

<https://archive.org/stream/visitationcount02mundgoog#page/n155/mode/2up>

-Dorothy Baynham, who married Walter ap Robert, said to have been the son of Thomas ap Robert and Joyce Herbert.

-Mary Baynham, who married Thomas Mylle, by whom she had no issue.

See the pedigree of Myll, where he is said to have been Thomas Myll of Harescombe, Gloucestershire, in Maclean, *Visitation*, *supra*, p. 216 at:

<https://archive.org/stream/visitationofcoun00inchit#page/216/mode/2up>

See also the pedigree of Mill, p. 128 at:

<https://archive.org/stream/transactionsbris10bris#page/128/mode/2up>

Thomas Mylle is mentioned, together with William Wyrrall, at:

'Henry VIII: November 1546, 21-30', in Letters and Papers, Foreign and Domestic, Henry VIII, Volume 21 Part 2, September 1546-January 1547, ed. James Gairdner and R H Brodie (London, 1910), pp. 203-248 <http://www.british-history.ac.uk/letters-papers-hen8/vol21/no2/pp203-248>.

MARRIAGES AND ISSUE

Testator's first marriage

The testator married firstly Bridget Kingston, the daughter of Sir William Kingston (d. 14 September 1540), and secondly Cecily Gage (d.1585), the daughter of Sir John Gage (d. 18 April 1556) and Philippa Guildford, the daughter of Sir Richard Guildford (c.1450-1506). For the testator's marriages see the will of Sir Richard Guildford, TNA PROB 11/17/381; the will of Sir William Kingston, TNA PROB 11/28/542; the *ODNB* entries for Sir William Kingston, Sir Anthony Kingston (c.1508-1556); Sir Richard Guildford and Sir John Gage; the pedigree of Gage in Questier, Michael C., *Catholicism and Community in Early Modern England* (Cambridge: Cambridge University Press, 2006), p. 524; and Maclean, *Visitation, supra*.

By his first wife, Bridget Kingston, the daughter of Sir William Kingston (d. 14 September 1540), brother-in-law of Elizabeth de Vere (d.1537), Countess of Oxford, the testator had an only child:

* **Frances Baynham** (d.1583), who married Sir Henry Jerningham (d. 6 September 1572). The testator makes no mention of her in his will, although he stipulates that he owes his son-in-law, Henry Jerningham £111, a sum which appears to have been the residue of the marriage portion for which the testator's daughter, Frances, and her husband Henry Jerningham, had been obliged to sue the testator circa 1541. For the will of Sir William Kingston, see TNA PROB 11/28/542. For the will of Frances Baynham Jerningham, see TNA PROB 11/66/340. For the will of Sir Henry Jerningham, see TNA PROB 11/55/240.

Testator's second marriage

The testator married secondly Cecily Gage, the daughter of Sir John Gage (d.1556) and Philippa Guildford, the daughter of Sir Richard Guildford (c.1450-1506), comptroller of the royal household. See the *ODNB* entry for Sir John Gage (d.1556); the Gage pedigree in Questier, Michael, *Catholicism and Community in Early Modern England*, (Cambridge: Cambridge University Press, 2006), and the will, TNA PROB 11/40/174, of Cecily Gage's sister, Elizabeth (nee Gage) Jenyn Adams (d.1558).

By Cecily Gage, the testator had five sons and seven daughters. In the will below the testator mentions his sons Christopher, Richard, Thomas, John, and George (George is not mentioned by name, but is presumably included among the testator's 'four younger sons') and his daughters Joan, Dorothy, Mary, Anne, Philippe and Alice. For further details of the testator's children by Cecily Gage, see her will, TNA PROB 11/68/452, and Maclean, *Visitation, supra*, p. 14 at:

<https://archive.org/stream/visitationofcoun00inchit#page/14/mode/2up>

After the testator's death, his widow, Cecily, married Sir Charles Herbert of Troy, Monmouthshire, the son of Sir William Herbert of Troy and Blanche Milborne Whitney Herbert, the future Queen Elizabeth's principal lady of the household in 1536. See the will, proved 13 April 1524, of Sir William Herbert of Troy, TNA PROB 11/21/327; the will, dated 23 April 1552 and proved 22 January 1558, of Sir Charles Herbert of Troy, TNA PROB 11/43/1, and the History of Parliament entry at:

<http://www.historyofparliamentonline.org/volume/1509-1558/member/herbert-charles-1503-57>

OTHER PERSONS MENTIONED IN THE WILL

Considering the later relationship of the testator's family to Giles Alleyn (d. 27 March 1608), (see above), William Webbe (d.1579) of Wroughton mentioned in the will below was perhaps related to Henry Webb, who owned lands of the former Holywell Priory on which James Burbage built the Theatre in 1576. See BL Add. Charter 16194. It should also be noted that in her will, the testatrix' wife, Cecily Gage Baynham Herbert (d.1585), mentions 'John Webbe', my servant, who was a witness to the will.

TESTATOR'S LANDS

For the testator see also the inquisitions post mortem taken after his death and other related legal documents, TNA C 142/74/91, TNA C 142/75/92, TNA E 150/31/16, TNA E 150/441/5, TNA E 150/993/3, TNA WARD 7/31/16, and TNA F8/11/477.

For the testator's manor of Wroughton see:

A.P. Baggs, Elizabeth Crittall, Jane Freeman and Janet H. Stevenson, 'Parishes: Wroughton', in A History of the County of Wiltshire: Volume 11, Downton Hundred; Elstob and Everleigh Hundred, ed. D A Crowley (London, 1980), pp. 235-252
<http://www.british-history.ac.uk/vch/wilts/vol11/pp235-252>

In 1540 the site of the abbey's manor and lands called Turneys and Uffcott were granted to William Richmond alias Webb (d. 1579). In 1546 William conveyed the same estate to Sir George Baynham. Sir George died in 1546, leaving a son and heir Christopher, then a minor. In 1554 Christopher Baynham conveyed half the manor with half of Turneys and Uffcott to Thomas Sadler. The remainder he sold in equal portions to William and John Sadler, Thomas's brothers.

For William Richmond alias Webb (or Webbe) from whom the testator purchased the manor of Wroughton, see:

<https://captainjamesdavisgenealogy.wordpress.com/tag/richmond-alias-webb/>

William Richmond, alias Webb of Stewkley Grange, Bucks County, married, 1st, Dorothy Lymings, daughter of John Lymings of Notts County, and 2d, Marjory Choke, daughter of John Choke of Shelborne, Wilts County. He was living in Wilts in the reign of Henry VIII., for he is recorded as having bought lands there in 1541 and 1545.

For the testator's manor of Hathaways see:

http://wc.rootsweb.ancestry.com/cgi-bin/igm.cgi?op=GET&db=john_d_newport&id=I15531

For the testator's manor of Bledisloe, see:

A.P. Baggs and A.R.J. Jurica, 'Awre', in A History of the County of Gloucester: Volume 5, Bledisloe Hundred, St. Briavels Hundred, the Forest of Dean, ed. C R J Currie and N M Herbert (London, 1996), pp. 14-46 <http://www.british-history.ac.uk/vch/glos/vol5/pp14-46>

For a transcript of the testator's will, see also Phillimore, W.P.W., ed., 'Gloucester Wills', *Gloucestershire Notes and Queries*, Vol. V, Part I, New Series, January-March 1891, pp. 147-56 at pp. 151-3:

<https://archive.org/stream/gloucestershire00unkngoog#page/n181/mode/2up>

LM: T {testamentum} Georgij Beynam

[f. 140r] In the name of God, Amen. In the 9th day of June in the year of Our Lord God a thousand five hundred forty and six and of the reign of King Henry the Eight the 38th, I, George Baynham of Clearwell in the county of Gloucester, knight, being sick in body and yet, thanks be to Our Lord, of whole mind and perfect remembrance, do make, publish and declare this my present testament and last will in manner & form following:

First I bequeath my soul unto Almighty God, Father, Son & Holy Ghost, and my body to be buried in the parish church of Newland;

I bequeath to the cathedral church of the Trinity in Gloucester 4d;

And as concerning all my manors, lands, tenements and hereditaments with all and singular their appurtenances wheresoever they be in the counties of Gloucester, Hereford, Wiltshire, Monmouth or elsewhere in the realm of England, I will that the same be divided in three parts, that is to say, one of the three parts to the use & behoof of Christopher, my son and heir apparent, whom I recognize to be the King's Highness' ward if he be within age at the time of my death;

The second part of my said manors, lands, tenements and other the premises with th' appurtenances I, the said George, do give, grant and by this presents devise to my well-beloved wife, Cecily, she to have, occupy and enjoy the same second part for term of her natural life, and after the decease of the said Cecily, the same to descend, revert or remain to my said son, Christopher, and to his heirs;

And the third part of my said manors, lands, tenements and other the premises with th' appurtenances I will, give and grant and by these presents devise unto my said wife and my well-beloved father-in-law, Sir John Gage, knight, Anthony Walshe and Walter Aprobert [=ap Robert?], esquires, my brethren-in-law, and William Wyrall of Bicknor [=English Bicknor], gentleman, so that they and the overlivers of them shall [+stand?] and be seised and take the rents, revenues, issues and profits thereof for the space and until such time the sum of one thousand pounds sterling be thereof levied, taken and received to the use and behoof of my daughters, Joan, Dorothy, Mary, Anne, [f. 141r] Philippe and Alice, towards their preferment in marriage by the discretion, oversight and will of my said wife and other my trusty friends before named;

The two parts of which all & singular the said manors, lands, tenements and other the premises with their appurtenances divided in three parts as is abovesaid be set out and declared as followeth by particulars;

Concerning the second part of the said three parts of my said manors, lands and tenements declared and set out in parcels following, I give and devise the same by this my last will and testament to Cecily, my wife, she to have the same for the term of her natural life, that is to say, the manors of Abenhall, Mitcheldean, Littledean, Netherley and Hathaways in Ruardean with their appurtenances in the county of Gloucester, the manor of Bickerton with the demesnes and other the appurtenances, Putley and Kings Caple in the county of Hereford, and all my lands, tenements, rents, reversions and services with th' appurtenances lying in the town of Chepstow & Hardwick in the county of Monmouth;

As concerning the third part of my manors, lands & tenements with their appurtenances, I, the said George, do give and grant by this my present last will & testament, devise and dispose the same to Sir John Gage, knight, the said Cecily, my wife, Anthony Walshe, Walter Aprobert, esquires, and William Wyrall, gentleman, that they and the overlivers of them shall receive yearly the profits of the same manors, lands and tenements until such time that the sum of one thousand pounds sterling be thereof levied to the use, behoof and in preferment of my said daughters' marriages [+and?] payment of my debts & legacies, which manors, lands and tenements be declared in particulars following, that is to say, the manor of Nass with th' appurtenances, the manor of Hathaways lying within the parish of Saint Brivaels, with all my lands and tenements in Stowe and their appurtenances, the manor of Harthalle in the parish of Hewelsfield in the county of Gloucester, the lordship of Aston Ingham with his appurtenances in the county of Hereford, also two parts of the manor of Wroughton in the county of Wiltshire;

And I will that my said daughter, Joan, if she will be ordered by my said wife, her mother, the said Sir John Gage, and other my said friends before named, in marriage shall have and perceive the sum of two hundred marks sterling to be levied and taken of the issues, profits and revenues of the said manors, lands and tenements before expressed and devised to that intent;

And in like manner I give and bequeath to every of the rest of my said daughters, that is to say, Dorothy, Mary, Anne, Philippe & Alice, to every of them the sum of two hundred marks sterling towards the preferment of their marriages, to be levied and taken of the profits and revenues of the said manors, lands, tenements and other the premises which I have devised to my said wife and others to that intent, as also to the payment of my debts and legacies, so my said daughters be advertised in their marriage by th' advice of their said mother and other of my friends as is aforesaid;

Provided alway that my will and mind is my said wife shall find my daughters with the profits of my lands and other things to her given all things necessary and convenient for their bodies, and not to minish no part of their legacies to and for their preferment in their marriages;

And if it happen any of my said daughters to decease before such time they shall come to marriage, then I will that the part or portions of money remaining unpaid to any such of my said daughters deceased shall be divided equally between my daughters as then shall be living and not married;

And if it happen so many of them to decease before their marriages and contention of their legacies that the sums remaining to them as shall be living do amount to the sum of three hundred marks sterling to every of them living, then I will that the overplus of the profits of the foresaid lands and tenements shall remain and come to my son and heir;

Furthermore I will that if it happen any of my daughters to marry contrary to the will and without consents of my said wife and other my said executors and overseers of my present testament, then the part or portion to any such daughter appointed shall be at the discretion of my said wife and the said executors & overseers;

The residue of the profits of the foresaid lands devised to the said Sir John Gage and others over and above the sums limited and appointed to my said daughters shall be to the use and for the payment of my debts;

Also I will that all the rents, profits & revenues of the said manors, lands and tenements devised to my said wife, Cecily, Sir John Gage, knight, Anthony Walshe and Walter Aprobert, esquires, & William Wyrall, gentleman, for the performance of my daughters' marriages and payment of my debts as is aforesaid shall be received yearly by bills indented to be made between my said wife and other my executors and my said overseers whereby it may appear how the same is yearly paid,

And also I, the said George, will that my indenture lands, Caldowe, and a pasture called the Ruddinges shall come to my son and heir at his age of 22 years, and until that age I will my wife, Cecily, to have the same to the use under-written for th' exhibition of my younger sons;

And I will that [f. 141v] the whole year's profits now next coming of the parsonage of Westbury that cometh *de claro* besides the charge, that it shall be levied and paid to William Webbe of Wroughton at All-Hallowtide next coming onward my debts to him;

And likewise I will that the corn on(?) the ground now at Wroughton and th' whole profits that shall come by the tache(?) of shippe(?) and other profits there rising shall be to th' use and payment of the said William Webbe;

All which profits, if it do not rise and accomplish the sum of four score pounds which I do owe to the said William Webbe, then I will that my said wife, Cecily, shall pay the residue of the same and to make up full payment thereof to the said William with such money and goods as I have given unto her;

Also I will that after this year's profits had and paid out of the parsonage of Westbury according to my intent above specified, then I will that the whole profits that shall rise of the said parsonage in nine years next then enfollowing, that it shall be had, received and employed to th' use of the child that my wife doth now go withal, whether it shall please God to send man-child or woman-child, and if it shall fortune the same child to decease, which God forbid, then I will that the said 9 years of the said parsonage or the residue of the same years as shall be then to come shall be employed to the use and behoof of my younger sons;

And after the said 9 years expired, then I will the said parsonage and term of years thereof to come shall remain to my son and heir;

Also I, the said George, do will and ordain by this my last will and testament that the said Cecily, my wife, and my said son and heir for the space of ten years next after my decease shall jointly occupy, hold and enjoy the fishing which I have in farm of the King's Majesty in Monmouth's water, and that the profits thereof yearly during the said term of ten years next coming shall be equally divided between my said wife and my said son and heir by th' oversight of my overseers of this my testament and last will;

And after the said ten years expired, I will and ordain that my said son and heir shall have, hold and enjoy to his only use all the said fishing and term of years that I have thereof to come;

All the residue of my indenture lands and takyns(?) (except that which I have appointed to Edward Hall) I will, give and bequeath to my wife, Cecily, to th' intent under-mentioned, that is to say, that my said wife with the profits thereof and others to her appointed and assigned shall during the term of ten years next after my departing find all my younger sons all things necessary for their bodies, with meat and drink & clothing,

and to be set to schools so that they may be brought up in virtue and learning to the pleasure of God & their preferments [+in?] time to come;

And after the said ten years expired, then I will that the residue of all such years as shall be to come of and in any such leases or farms with their appurtenances shall wholly and fully come and remain to my son and heir unto th' end and terms in the same indentures specified and contained;

Also I will and dispose and by this my last will and testament devise that immediately after the said ten years appointed to my said wife for th' exhibition of my said younger sons be ended and expired, that then every of my four younger sons shall have, take and perceive yearly during their natural lives towards their exhibition and learning £6 13s 4d sterling to be taken, levied and perceived yearly of the profits, rents and revenues of my manor of Wroughton in the county of Wiltshire, to be paid unto them and to every of them quarterly by even portions by him that God shall appoint to be inheritor thereof;

Also I do give and bequeath to my son and heir, Christopher Baynham, my chain of gold containing in weight 13 ounces full of fine gold;

And I give to my said son, Christopher, a gown of black velvet faced and lined with black satin & a jacket of black velvet, my cassock of crimson velvet guarded with parchment lace of gold, and a cloak of scarlet, two doublets of satin, two pair of hoses, thone with crimson satin breeches and thother with white satin, a fur of marten, and a white horn garnished with silver and gilt;

And I give unto him my cap of black velvet set with aglets of gold, a saddle of black velvet, and the harness with studs gilt;

All the residue of my raiment not bequeathed I give unto my younger sons equally to be divided amongst them by the discretion of my wife;

The residue of my movable goods, implements of household and chattels I give and bequeath to Cecily, my wife, and to Christopher, my son, or other my heir if he die, equally to be divided between my said wife and Christopher, my son, or to my heir then being, by the oversight of my executors and overseers;

And the said chattels & goods to be in keeping of my wife and to be delivered to my said son and heir when he cometh to th' age of 22 years;

And I will that an inventory be taken of my said goods immediately after my decease by the oversight of my overseers whereby the certainty may be known what number of chattels of all sorts I had and other implements of household;

Also I give and bequeath to my son, Christopher, my pavilion and tents, with all my privy coats [f. 142r] and other harness with other necessaries belonging to the wars;

Also I give and bequeath to my son, Christopher, a colt of dun colour going in Noxton [=Noxon?];

Also, to my son, Richard, a grey colt;

And I give to my son, Thomas, in like manner another grey colt, all which be in Noxton;

And I give to my son, John, another colt upon the discretion of my wife to be delivered;

And further I give to my son, Christopher, one grey young mare;

And also I give to the said Christopher two mares being in Tewkesbury Park, and the colts that cometh with them, whom I will that my wife, Cecily, shall have them;

And also I, the said George, do give to my niece, Joan Walshe, forty pounds sterling which was her grandmother's bequest to the preferment of her marriage if she live thereunto, for the payment whereof I do appoint Cecily, my wife, and other my overseers to sell the crop of my corn now being on the earth & growing upon my demesne lands of the manor of Clearwell to the value of twenty pounds;

The other twenty pounds to make up the whole payment I have delivered to Cecily, my wife, in ready money for that intent;

Also I do give and bequeath to my servant, Edward Hall, for his trusty service the parsonage barn of Newland with the profits thereunto belonging for six years' space, which six years shall begin within the space of one quarter of a year after the day of my death, excepted always th' whole tithing of the corn and grass which should be due going out of the lands belonging to the manor of Clearwell, and the same Edward during the said time to discharge the rents belonging to the said Bishop for the said parsonage barn & other duties belonging, and further the same Edward to pay the wages of the King's priest, and after the six years expired, I will and devise my whole interest therein to my son and heir;

Also I give and bequeath to my servant, Henry Houghton, 13s 4d;

And I will and bequeath to my old servant, Richard Dyxson, two heifers;

And to the residue of my yeomen being my household servants, to every of them 6s 8d sterlings;

Also I will to my butler 6s 8d;

And I give to my cook 6s 8d;

Also I will that my bailey, Symons, shall be discharged of the rent of the house that he doth hold in the lordship of Aston for three whole years next enfollowing my death, which yearly rent should be due to me and my heirs;

Also I will to my kinsman and servant, Philip Baynham, a white gelding which was late my Lady my mother's;

And I give the same Philip a colt to be delivered by my wife according to her discretion;

And I give to my women servants, to every of them, that is to say, to my maidservant Elinor, Joan Bruar, Joan Daye and the young maid Joan, to every of them 6s 8d;

Also to Elizabeth Whitson five shillings;

I, the said George, sold a grove to Philip Hurdmon(?) called Brome Hill for seven pounds, which money is unpaid, and I will the same to be paid to th' hands of Joan Farnolde;

And I will my wife and my overseers, that they shall sell the wood of another grove in Aston called Aston's wood, which wood is joining to Newenttes wood, and I will in like manner that Joan Farnolde shall have the money that shall be made thereof;

Also I will that my wife, Cecily, and other my overseers to sell the grove that now is to be sold at the manor of Bledisloe called Pyrlin grove, and the money thereof I will shall be paid to Roger Heynes in recompense of his money;

This is the inventory taken of all the plate of the said George Baynham, knight:

Inprimis, two basins of silver with two ewers;
Item, three great silver pots;
Item, two small silver pots;
Item, two great gilt salts with one cover;
Item, two small gilt salts of th' old making;
Item, two pair of silver salts parcel gilt;
Item, two great gilt bowls with one cover;
Item, two white bowls with one cover;
Item, two gilt standing cups with two covers;
Item, 4 gilt goblets with two covers;
Item, two white goblets without covers;
Item, two flat silver pieces;
Item, two gilt ale cups with two covers;
Item, a dozen of gilt spoons;
Item, a dozen and a half of white spoons;
Item, two silver candlesticks;

Also here doth enfollow of such plate and other ornaments as are of the chapel stuff of Clearwell:

Inprimis, two silver candlesticks;
A cross of silver;
A pax of silver and gilt;
Item, two cruets;
Item, two chalices;
Two pair of vestments, one of crimson velvet;
Item, three other pair of vestments;

All which plate above-named and ornaments of the chapel for the maintenance of the service of God there, I will, devise and give to my son and heir, reserving to the said Cecily, my wife, the use and occupation of part of the said plate to the value of one hundred marks sterling for term of her natural life, to be delivered to her by the oversight of my overseers by bills indented to be substantially made by th' advice of counsel learned betwixt her and my said overseers, with sufficient bonds to be made and taken that the same hundred marks' worth of plate immediately after her decease shall remain and be delivered to my said son and heir or to him that shall be mine heir at the day of her death without diminishing;

Also I will that Cecily, my wife, shall have the residue of all my said plate in her custody [f. 142v] unto the time my said son and heir accomplish and come to the age of 22 years, and then the same residue to be to him delivered without diminishing, finding sufficient sureties for the deliverance thereof to my said son and heir at the said age by good and sufficient bonds to be taken of her by my said overseers as by learned counsel shall be devised and advised;

And for such plate my said wife, Cecily, had of her own at the time of the marriage had betwixt us, I will and devise the same to be clearly to her own use and behoof forever, which plate doth appear here next enfollowing by parcels, that is to say:

A little gilt standing cup, with two gilt ale cups and their covers;

Hereafter followeth of such debts that Sir George Baynham, knight, doth owe:

First, I, the said George, do owe to our Sovereign Lord the King £60;
Item, I do owe to my son [=son-in-law], Henry Jerningham, esquire, £111;
Also I do owe to John Bryddeman of Mitcheldean £20;
Item, I do owe to Henry Brayne of London £26;
Item, I do owe to Edward James £20;
Also I do owe to Margaret Bailye for the rent of the seven acres £4 4s;

And where my nephew, Francis Walshe, doth owe me six score pounds for the redeeming of his wardship, I will that three score pounds of the same shall pay and discharge the

King's Majesty, and thother threescore pounds I will shall be paid to William Webbe at midsummer next coming for Wroughton;

And furthermore I require and exhort all manner of persons unto whom this my present testament & last will shall appear, be read, heard or seen, that they and every of them take, except [=accept] & confirm the same beneficially and liberally with all lawful favour in the preferment and furtherance of my good intent and opinion in the discharge of my conscience toward God and to the benefit & furtherance of all such person and persons as I have by this presents made legacies, devise or other disposition in or for any of my lands of hereditaments or any other goods movable or unmovable, whatsoever kind or nature they be of;

And I do give, will and bequeath to my well-beloved father-law [=father-in-law], Sir John Gage, knight, for his pains to be taken a mewed(?) tercel of a goshawk for a memorial, desiring him to except [=accept] the same;

Also I do give to my well-beloved cousin, Thomas Abrydges [=Bridges], a tercel of a goshawk, a fower(?) hawk of this year;

Also I give to my brother-in-law, Anthony Walshe, esquire, for his pains a handgun;

And to my brother, Walter Aprobert, esquire, a little cross-bow with the racks;

Also to William Wyrall, gentleman, for his pains likewise, a fair young breeding mare of grey colour;

And I do give to my brother-in-law, Thomas Mylle, a cross-bow with a racks;

All the rest of my goods not before bequeathed I give and bequeath to Cecily, my wife, whom with Sir John Gage, knight, and Thomas Abriges [=Bridges], esquire, I do make and ordain mine executors to see this my last will and testament truly and effectually executed and performed in all points accordingly as I have before declared;

And also I have deputed and ordained the same Anthony Walshe, Walter Aprobert, and William Wyrall overseers of this my present will and testament, and to be assistance(?) to my said wife and children as to oversee my said will and everything in the same contained effectually executed, fulfilled and done according to my true meaning and intent as they and every of them whom I have put in trust and confidence for the true and just execution of this my will as they will answer unto God;

And I, the said George, do knowledge this present testament to be my last will and mind, and all other former wills I do utterly refuse, adnullate [=annul?] and make void by this presents;

In witness whereof I, the said George Baynham, knight, have caused this my present last will and testament to be written, and also I have put to my seal and subscribed the same

with mine own hand. By me, George Baynham. In the presence of Thomas Mille. By me, William Wyrall. Roger Forde, capellam. By me, John Williams, vicar of Trinity in Gloucester. Witness to the fishing of Monmouth and to all the residue of the will: Christopher Yorwith, Henry Hortun, Philip Baynham, Thomas Hayward, Robert Webbe, Walter Parker, Henry Bedewyn, George Taylor, Thomas Harvy, W{illia}m Veyne, Ja{mes} Nayler.

Probatum fuit h{uius}mo{d}i test{amentu}m coram d{omi}no Cant{uariensis} Archie{pisco}po apud London quarto Decembris Anno d{omi}ni Mill{es}imo quingentesimo xlviijo Iura{ment}o Hugonis Evans no{ta}rij pu{bli}ci p{ro}cur{atoris} D{omi}ne Cecilia Rel{i}c{t}e et executrix{is} in h{uius}mo{d}i testamento no{m}i{n}at{e} Ac approbatu{m} et insinuatu{m} Et comissa fuit admi{ni}strac{i}o o{mn}i{u}m bonor{um} &c De bene &c Ac de pleno Inuentario &c exhibend{o} Ad sancta dei Eu{a}ngelia in debita iur{ate} Res{er}uata p{o}tes}tate reliquis ex{ecutoribus} &c cum venerit admissur{is}

[=The same testament was proved before the Lord Archbishop of Canterbury at London on the fourth of December in the year of the Lord the thousand five hundred 48th by the oath of Hugh Evans, notary public, proctor of Dame Cecily, relict and executrix named in the same testament, and probated and entered, and administration was granted of all the goods, etc., sworn on the Holy Gospels in due form of law to well etc., and to exhibit a full inventory etc., with power reserved to the rest of the executors when he [=they] shall have come to be admitted.]