

SUMMARY: The document below is the Prerogative Court of Canterbury copy of the will, dated 1 August 1524 and proved 1 February 1525, of Sir William Scott (d. 24 August 1524), Comptroller of the Household to King Henry VII, Warden of the Cinque Ports, and Marshal of Calais.

The testator was the son and heir of Sir John Scott of Scott's Hall in Smeeth, Kent, by Agnes Beaufitz, daughter and coheir of William Beaufitz.

The testator married Sibyl Lewknor, the daughter of Sir Thomas Lewknor (d. 20 July 1484) of Trotton, Sussex, and Katherine Pelham (d.1481), by whom he had two sons, Sir John Scott (d. 7 October 1533) and Edward Scott (c.1478 - November 1535), and is said to have had three daughters, Anne, who married Sir Edward Boughton (d.1550) of Burwash Court in Plumstead, Kent, Katherine and Elizabeth. See Richardson, Douglas, *Magna Carta Ancestry*, 2<sup>nd</sup> ed., 2011, Vol. III, p. 21, and Vol. IV, pp. 1-3.

For further details of the testator's family see the will of his wife, Sibyl (nee Lewknor) Scott, dated 4 August 1528 and proved 14 January 1529, TNA PROB 11/23/14, and the will of the testator's grandson, Sir Reynold Scott (c.1511 - 16 December 1554), dated 4 September 1554 and proved 13 February 1556, TNA PROB 11/37/539.

For the testator's manor of Mote in Sussex see Gardiner, Mark and Christopher Whittick, *Accounts and Records of the Manor of Mote in Iden 1442-1551, 1673* at :

<http://www.sussexrecordsociety.org/listbooksdetail.asp?Id=SRS092>.

For the testator's lands in Broomhill, see Hussey, Arthur, *Notes on the Churches in the Counties of Kent, Sussex and Surrey*, (London: John Russell Smith, 1852), p. 134:

<http://books.google.ca/books?id=1tIUAAAacAAJ&pg=PA134&lpg=PA134&dq=%22Sussex%22+%22Bromehill%22&source=bl&ots=utz1Ue1MAr&sig=DZ0RXDZyK-nxEaLiTIjH4EulqI4&hl=en&sa=X&ei=QEdAU9irHeje2QX65oG4Dg&ved=0CCoQ6AEwAA#v=onepage&q=%22Sussex%22%20%22Bromehill%22&f=false>

For an earlier transcript of the testator's will see Scott, James Renat, *Memorials of the Family of Scott of Scots-Hall in the County of Kent*, (London: J.R. Scott, 1876), pp. 135-9:

<https://archive.org/stream/memorialsoffamil00scot#page/134/mode/2up>.

LM: Test{amentu}m Will{elm}i Scott Milit{is}

[f. 229v] In the name of God, Amen. The first day of August in the year of Our Lord God a thousand five hundred and 28<sup>th</sup>, I, Sir William Scott, knight, being whole of mind

and of perfect remembrance, thanked be Almighty Jesu, make and ordain this my present testament in manner and form following, that is to say:

First I bequeath and recommend my soul to Almighty God, to Our Blessed Lady Saint Mary the Virgin, and to all the saints in heaven, and my body to be buried in the parish church of Brabourne in the county of Kent;

Item, I give and bequeath to the marriage of every of the daughters of Sir John Scott, knight, (illegible) and at the day of my decease being unmarried, £46 13s 4d to be paid to every of them at the day of their said marriages or as soon after as it can or may conveniently be levied according as I have recited and declared my mind thereof more at large in my last will of my lands, and none otherwise;

And if it happen any of the said daughters of the foresaid Sir John Scott to decease before she or they be married, then I will that the part of her so deceased shall cease, and nothing to be paid thereof;

The residue of all and singular my goods, chattels and debts above not bequeathed I give and bequeath to Dame Sibyl, my entirely beloved wife, she to take, retain and dispose the same goods and chattels at her own free will and liberty to her proper and only use as she shall think best, the which Dame Sibyl, my wife, I make, ordain and constitute of this my present testament my sole executrix by these presents, these being witness: Sir William Haute, knight, Sir John Scott, knight, John Hales, esquire, William Kempe, esquire, Edward Scott, esquire, William Petite, John Smyth and other.

Vlti{ma} voluntas eiusd{e}m Will{elm}i

To all true Christian people to whose notice this present writing shall come, William Scott, knight, greeting in Our Lord everlasting.

Know ye me, the said William Scott, in the first day of August in the year of Our Lord God a thousand five hundred twenty and four and in the 16 year of the reign of King Henry the 8<sup>th</sup> with good deliberation and advice to have made and declared and by this [sic?] presents make and declare this my last will of the disposition of all my manors, lands and tenements in the counties of Kent, Sussex and Essex in this manner and form that followeth:

First I will that all such persons as now be or hereafter shall be seised or enfeoffed in any manors, lands and tenements in the said counties or in any part or parcel thereof, their heirs and assigns, during my life natural shall stand and abide thereof seised to my only use without impeachment of waste;

And that the said persons and feoffees as is abovesaid, their heirs and assigns, after my decease shall stand and be seised of and in the said manors, lands and tenements and every parcel thereof to th' uses and intents in this my present will declared as followeth:

[f. 230r] First I will that all persons as now be seised or enfeofed to my use and in the manors of Brabourne, Combe Hall, Tattenham and Hamme next Sandwich with th' appurtenances in the county of Kent, and of my lands and tenements called Armynards and Tattenham in the same county, and of and in all other my lands and tenements, rents and services in Smeeth, Brabourne, Hastingleigh, Wye, Hamme next Sandwich, Eastry, Norborne [=Northbourne?] and Betteshanger and elsewhere in the lathes of Saint Augustine and Hedling in the county of Kent, and of and in the manors of Ligh otherwise called the Mote Ryver and the Flote with th' appurtenances in the county of Sussex, and of and in all my other lands and tenements, rents and services in the county of Sussex, and of and in my manors of East Tilbury otherwise called Seintcleers and Old Hall and Bekyslande [=Becksland?] in the county of Essex or of the reversion of the same manors of Old Hall and Bekislande when it shall fall, and of and in all my other lands, tenements, rents, reversions and services in the county of Essex, their heirs and assigns, immediately from and after my decease shall stand and abide thereof seised to th' use of Dame Sibyl, my best-beloved wife, during her natural life, the same Dame Sibyl paying thereof yearly during her life at four most usual terms of payment in the year by even portions unto Edward Scott, my son, twenty marks, the woods and underwoods of and in the said manor of Lygh otherwise called the Mote Ryver and Flote and of and upon the said other lands and tenements only from the said Dame Sibyl excepted;

And also I will that the said Dame Sibyl shall pay and charge herself to pay of and for(?) the profits of the said manors of Brabourne and Combe £175, that is to say, thereof to the marriages of every of Alice, Katherine, Elizabeth, Mary & Sibyl, daughters of Sir John Scott, knight, £35, that is to say, thereof yearly during the terms of five years next after my decease at the feasts of Easter and Saint Michael by even portions thereof £30, and in the sixth year next after my decease at the said feasts by even portions £25(?);

And if any of the said daughters happen to decease before she be married, then the payment of her so dying unmarried to cease, and not to be paid;

And if the same Sibyl happen to die within the said term of 6 years, then the said Sir John Scott to be charged with the payment, and to pay the said sums which shall be so due and ought to be paid after the death of the said Dame Sibyl;

And I will that all such persons as now be seised or enfeofed of and in the said manor of Hamme next Sandwich with th' appurtenances in the said county of Kent, and of my other lands tenements, rents and services with th' appurtenances in Hamme next Sandwich, Eastry, Norborne and Betteshanger or elsewhere in the said lathes of Saint Augustine and Hedlying in the said county of Kent, and of and in the manor of East Tilbury otherwise called Seintcleers with th' appurtenances in the county of Essex, their heirs and assigns, shall from and after the decease of the said Dame Sibyl for and in the accomplishment of the jointure to Alice, daughter and one of the heirs of Thomas Fogge, esquire, to her by me granted at time of communication of marriage between her and Edward Scott, my son, which marriage by God's grace shall be accomplished, shall stand

and be seised of the same manors, lands and tenements to the use of the said Edward and Alice and of the heirs males of the body of the same Edward begotten;

And if it shall happen the said Edward to die, living the same Dame Sibyl and also the said Alice, then I will that the said feoffees, their heirs and their assigns, shall immediately after and from the decease of the said Edward stand and be seised of the said manors of Hamme and East Tilbury otherwise called Saintclers, and of and in the said lands and tenements in Hamme, Eastry, Norborne and Betteshanger or elsewhere within the said lathes of Saint Augustine and Hedlying in the county of Kent to th' use of the said Alice during her life, and after the decease of the same Dame Sibyl and Alice and the longer liver of them both, to th' use of the heirs males of the body of the said Edward begotten, the said use thereof to the said Dame Sibyl for term of her life to the contrary before expressed notwithstanding;

And I will that my feoffees that now be seised or enfeoffed of and in my said manors of Brabourne, Combe Hall and Tattenham with th' appurtenances, and of and in my said lands and tenements called Armynards and Tattenham, and of and in all other lands and tenements in Smeeth, Brabourne, Wye, Hastingleigh, their heirs and their assigns, shall immediately from and after the decease of the said Dame Sibyl, my wife, stand and abide thereof seised, without any estate or estates thereof to be executed, to th' use of Sir John Scott, knight, son and heir apparent of me, the said Sir William Scott, and of the eldest heir male of his body lawfully begotten and being heir at the common law, and so from one his eldest heir male to the other next and eldest heir male of his body coming after the course of the common law of this realm as long as the said Sir John Scott shall have any heir male of his body coming;

And for default of heir male of his body lawfully begotten, to th' use of the said Sir [sic?] Edward Scott and of the heirs males of his body lawfully begotten;

And I will that after the decease of the said Dame Sibyl all such persons that now be seised or enfeoffed of and in the said manors of Lygh otherwise called the Mote Ryver and Flote with the appurtenances and of and in the manors of Old Hall and Bekysland and the reversion thereof with th' appurtenances, and of and in all other my lands, tenements, reversions and services with th' appurtenances, and of and in all other my lands, tenements, reversions and services with th' appurtenances in the said counties of Sussex and Essex, the said manor of East Tilbury with th' appurtenances as is afore willed only except, shall stand and be thereof seised to th' use of the said Edward Scott and of the heirs males of his body lawfully begotten;

And for default of such issue male of his body lawfully begotten, to th' use of the said Sir John Scott and of the heirs males of his body lawfully begotten;

And I will that all such persons as now be seised and enfeoffed of and in the manors, lands and tenements called Gulles, Hayton, Carpentersmersh and Shrymplyndenslands with th' appurtenances in the county of Kent, their heirs and their assigns, shall after and from my decease stand and abide seised thereof to th' use of the said Sir John Scott,

knight, and Dame Anne, his wife, and the heirs males of the body of the said Sir John Scott lawfully begotten;

And for default of heir male of the body of the said Sir John Scott begotten, to th' use of the said Edward and of the heirs males [f. 230v] of his body begotten;

Also I will that such persons as now be seised or enfeoffed to my use of and in the manors of Orlanston and Merewood with th' appurtenances in the said county of Kent, and of and in all my lands and tenements in Orlanston, Rokyng [=Ruckinge?], Brenzett, Sevington, Midley, Lydd, Old Romney and Broomhill in the said county of Kent, and of and in all such my other lands and tenements with th' appurtenances in the lathes of Shepway and Sherlyng hopp in the same county which be not by this my present will otherwise willed neither assigned, their heirs and assigns, shall immediately from and after my decease stand and be seised thereof to th' use of the said Sir John Scott, my son, and of the heir males of his body lawfully begotten;

And for the fault [sic?] of heir male of his body begotten, to th' use of the said Edward Scott and of the heirs males of his body lawfully begotten;

And I will the said Sir John Scott shall pay of th' issues, revenues and profits of the said manor of Orlanston and Merewood £58 6s 8d, that is to say, thereof to the marriages of every of the said Alice, Katherine, Elizabeth, Mary and Sibyl, his daughters, £11 13s 4d, that is to say, thereof yearly during the said five years next after my decease £10 at the said feasts of Easter and Saint Michael th' Archangel by even portions, and in the said sixth year next after my decease at the said feasts £8 6s 8d;

And if it happen any of the said daughters to decease before they shall be married, then the said payment of her part so dying to cease and not to be paid;

And if the said Sir John Scott make default in payment of his part of any of the said sums of money which ought by him to be paid as is abovesaid to the marriage of his said daughters, then I will my said feoffees, their heirs and assigns, of and in my said manors of Orlanston and Mereworth shall make woodsales and levy the said sums of the woods and underwoods and all other issues and profits of the said manors of Orlanston and Mereworth, and as well thereof pay the said sums to the marriages of his said daughters as to pay the labour, costs and charges of the same feoffees and their assigns about their business in the same;

And further I will that my said sons, Sir John Scott and Edward Scott, and either of them and their heirs males of their bodies coming shall and may assign reasonable portions for jointures of such manors, lands, tenements, remainders and reversions as to them severally be assigned or to them shall come in use according to this my present will to such persons as they or any of them shall be married unto, to be had to every such person only for term of her life after the decease of her husband;

And the said feoffees thereof seised, their heirs or their assigns, shall stand and be seised to th' use of that manors, lands and tenements so to be assigned for any jointure after the decease of the husband, any clause or article in this my present will to the contrary notwithstanding;

And I will that none estate by the feoffees in any of my manors, lands, tenements, reversions or services, their heirs or their assigns, shall be executed to my said sons, neither to their heirs males of their bodies coming, but the same manors, lands and tenements shall stand and abide in feoffment to the uses abovesaid, and when and as often as it shall happen the said manors, lands and tenements or any parcel thereof to be in the possession or seisin of only two of the feoffees now being or which hereafter shall be seised thereof as survivors to the other feoffees, then and so often those two persons so being seised by survivors shall enfeoff 12 or more to th' uses and intents of this my present will;

And I will that every of the said two feoffees so making the said estates at such time as the new feoffment thereof shall be so made shall have for their labour in that behalf above the costs and charges of licence of the King for the alienations, where licences been requisite to be had, 6s 8d;

Also I will that either of my said sons shall at such time as they shall be by me or by the same Dame Sibyl required, make and enseal such writings of grants, confirmations, ratifications and covenants as shall be advised by the counsel of me, the said Sir William Scott, and Dame Sibyl, or either of us, which shall or may be more further assurance to the performance of this my present will and the uses and intents thereof;

And if the said Sir John Scott for his part that refuse so to do when he shall be thereunto lawfully required, then I will that the said Edward shall have the profits of the said manors of Orlanston and Mereworth and lands and tenements in Midley, Lydd, Old Romney and Broomhill unto such time as the said Sir John Scott have and shall enseal, subscribe and deliver the said writings so to be advised;

Also in like manner if the said Edward Scott refuse for his part that to do when he shall be thereunto lawfully required, then I will that the said Sir John Scott shall have the said 20 marks to the said Edward assigned as is abovesaid during the life of the said Dame Sibyl, and after her decease of the said manor of Lygh otherwise called the Mote Ryver and Flote unto the said Edward shall and have ensealed, subscribed and delivered the said writings;

Also I will that every of the said Dame Sibyl during her life and Sir John Scott and Edward Scott shall have the evidences, court rolls and writings concerning the said manors, lands and tenements severally to them to be delivered according to their titles and uses to them as be thereof before to them assigned at such times as they and every of them shall and according to this will ought to have the profits of the said manors, lands and tenements;

These witness: Sir William Haute, knight, Sir John Scott, knight, John Hales, esquire, William Kempe, esquire, Edward Scott, esquire, William Petite, John Smyth, and other.

[f. 231r] Probatum fuit testamentum prescripti defuncti vna cum ultima voluntate eiusdem Coram prefatis Commissarijs in ecclesia Cathedrali domini pauli London Primo die mensis februarii Anno Domini Millimo quingentesimo xxiii Juramento Domine Sibille Relicte et executricis in huiusmodi testamento nominatim In persona Edwardi Scotti literati procuratoris sui & approbatum et insinuatum Et commissa fuit administratione auctoritate prefatorum Reverendissimorum patrum omnium et singulorum bonorum Iurium & creditorum defuncti prefate executrici In persona dicitur procuratoris De bene & fideliter administratione Ac de pleno et fidei Inventario citra festum Annunciacionis beate marie virginis proximum futurum exhibendum Necnon de plano et vero compoto reddendum Ad sancta dei Evangelia in debita iuris forma Iurat

[=The testament of the fore-written deceased together with the last will of the same was proved before the forenamed Commissioners in the Cathedral Church of Saint Paul, London, on the first day of the month of February in the year of the Lord the thousand five hundred 24<sup>th</sup> by the oath of Lady Sibyl, relict and executrix named in the same testament in the person of Edward Scott, learned, her proctor etc., and probated and entered, and administration was granted by the authority of the forenamed Most Reverend Fathers of all and singular the goods, rights & credits of the said deceased to the forenamed executrix in the person of the said proctor, sworn on the Holy Gospels in due form of law to well & faithfully administer, and to exhibit a full and faithful inventory before the feast of the Annunciation of Blessed Mary the Virgin next to come, and also to render a plain and true account.]