

SUMMARY: The document below is the Prerogative Court of Canterbury copy of the will, dated 8 April 1533 and proved 17 October 1539, of James Tyrrell (1475?-1538) of Columbine Hall, father Charles Tyrrell (d.1570), second husband of Oxford's mother, Margery Golding.

FAMILY BACKGROUND

The testator was the grandson of Sir William Tyrrell (d.1462) of Gipping and his wife, Margaret, daughter of Sir Robert Darcy of Maldon, Essex. Sir William Tyrrell of Gipping was beheaded at Tower Hill on 23 February 1462 with John de Vere (1408-1462), 12th Earl of Oxford, and the Earl's eldest son and heir, Aubrey de Vere. See the entry for Sir James Tyrrell (c.1455-1502) in the *ODNB*; Richardson, Douglas, *Magna Carta Ancestry*, 2nd ed., 2011, Vol. III, pp. 184-5; and the pedigree of Tyrrell of Gipping in Metcalfe, Walter C., ed., *The Visitations of Suffolk*, (Exeter: William Pollard, 1882), p. 74 at:

The testator was the son of Sir James Tyrrell (executed 6 May 1502) of Gipping, Suffolk, alleged murderer of the two young sons of King Edward IV imprisoned in the Tower, and his wife, Anne Arundel, the daughter of Sir John Arundel (d. 12 November 1473) of Lanherne, Cornwall.

The testator had two brothers and a sister:

-Sir Thomas Tyrrell (1472?-1551) of Gipping, the testator's elder brother. For his will, see TNA PROB 11/34/309.

-William Tyrrell.

-Anne Tyrrell, who married Sir Richard Wentworth (d.1528), de jure fifth Baron Despenser, by whom she was the mother of Thomas Wentworth (1501-1551), 1st Baron Wentworth. See the will of Sir Richard Wentworth (d.1528), TNA PROB 11/22/654; the entry for Thomas Wentworth, 1st Baron Wentworth, in the *ODNB*; and Richardson, Douglas, *Magna Carta Ancestry*, 2nd ed., 2011, Vol. III, pp. 237-8.

MARRIAGE AND CHILDREN

The testator married firstly Anne Hotoft, who brought him the manor of Columbine Hall alias Thorney Columbers near Stowupland, Suffolk. See:

<http://www.columbinehall.co.uk/about/history>.

See also the Tyrrell pedigree showing the testator and his first wife, Anne Hotoft, in Bright, J.B., *The Brights of Suffolk, England*, (Boston: John Wilson, 1858), p. 228 at:

<https://archive.org/stream/brightsofsuffolk00brig#page/n537/mode/2up>.

The testator married secondly, by 1528, Margery Kelly, the widow of John Carew, eldest son and heir of Sir William Carew (d.1501), and grandson of Joan (nee Courtenay) Carew (born 1411-1414, d. before 3 August 1465), who married, as her second husband, Sir Robert Vere (d.1461). Joan Courtenay and Sir Robert Vere were the great-great-grandparents of Edward de Vere (1550-1604), 17th Earl of Oxford. For the will of Sir William Carew, see TNA PROB 11/12/390.

For the marriage of Margery Kelly Carew and James Tyrrell, see TNA C 1/609/4, a Chancery suit in which the defendants were 'James Tyrell, esquire, and Margery, his wife, late the wife of John Carewe'.

Reference: C 1/609/4

Short title: Bonefaunte v Tyrell.

Plaintiffs: Thomas Bonefaunte.

Defendants: James Tyrell, esquire, and Margery, his wife, late the wife of John Carewe, and Alice, late the wife of Richard Coryngton.

Description: *Subject: Bonds given on behalf of the said John and Richard, for securing payment of the fine due to the King for livery of seisin to the said Margery and Alice, as heirs of Edith Calwodeley, of the manors of Cheriton Fitzpain, Alampton and St Neot, and a moiety of the manor of Camerton.*

Devon, Cornwall, Somerset.

5 documents

Date: 1529-1532

For the marriage of Margery Kelly Carew and James Tyrrell, see also:

Reference: DD/TB/36/16/1-4

Description: *The judgement of John Fitzjames and Robert Brudenell, two of the King's Justices, in the dispute between John Calwoodleigh, gent and Alice Coryton, widow, James Tyrell and Margery his wife (formerly Margery Carew) concerning lands in East and West Stoodleigh, Mere and Cove.*

Date: 1528

Held by: *Somerset Heritage Centre (South West Heritage Trust), not available at The National Archives*

See also the pedigree of Carew of Bury St Edmunds in Metcalfe, Walter C., ed., *The Visitations of Suffolk*, (Exeter: William Pollard, 1882), p. 187 (in which 'Celley Delond' appears to be a mistranscription of 'Kelly of London') at:

<http://archive.org/stream/visitationsofsuf00harvuoft#page/186/mode/2up>.

See also the entry for Margaret Kelly Carew Tyrrell at:

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<http://www.oxford-shakespeare.com/>

<http://www.kateemersonhistoricals.com/TudorWomenK.htm>.

At the time he made his will in 1533, the testator had four (or perhaps five) sons and three daughters:

* **John Tyrrell**, eldest son and heir, mentioned in the will below. For his will, see TNA PROB 11/40/73.

* **Thomas Tyrrell**, mentioned in the will below.

* **Philip Tyrrell**, mentioned in the will below.

* **James Tyrrell**, not mentioned in the will below.

* **Charles Tyrrell**, not mentioned in the will below, but named in the pedigree in Metcalfe, *supra*, p. 187.

* **Margaret Tyrrell**, mentioned in the will below.

* **Margery Tyrrell**, mentioned in the will below. She married Richard Garneys (d.1586) of Mendlesham, Suffolk, and Boyland Hall, Norfolk, son and heir of John Garneys by Ursula Berney, but had no issue by him. See Copinger, W.A., *The Manors of Suffolk*, Vol. 3, (Manchester: Taylor, Garnett, Evans & Co. Ltd., 1909), pp. 281-2 at:

<https://archive.org/stream/cu31924092579568#page/n293/mode/2up>.

See also the pedigree of Garneys of Mendlesham in Metcalfe, Walter C., ed., *The Visitations of Suffolk*, (Exeter: William Pollard, 1882), p. 33 at:

<http://archive.org/stream/visitationsofsuf00harvuoft#page/32/mode/2up>.

* **Anne Tyrrell**, mentioned in the will below.

It would appear that between the making of his will in 1533 and his death in 1538 the testator had a son, Charles Tyrrell (d.1570), who later married Oxford's mother, Margery Golding (d.1568) as her second husband. In the Carew pedigree in Metcalfe, *supra*, p. 187, only one child, 'Charles Terrell' is shown as issue of the marriage of 'Celley Delond' [=Kelly of London?] and 'Terrell', and it would appear that this was Oxford's stepfather, Charles Tyrrell. For the will of Charles Tyrrell (d.1570), in which he mentions his brother, Philip Tyrrell, see TNA PROB 11/52/187:

Item, I do give unto my brother, Philip Tyrrell, and my friend, Master Kelton of Colne, all that my lease and term of years yet to come which I have of the said house, manor and priory of Colne

Item, I do make my brother, Philip Tyrrell, my sole executor of all other my goods and chattels yet ungiven upon condition he do pay all such debts and duties as may lawfully be demanded of me

In his will, Charles Tyrrell also mentions three sisters, ‘my sister Church’, my brother and sister Garnisshe, and ‘my sister Felton’, and these may be the three daughters mentioned in the testator’s will below.

OTHER PERSONS MENTIONED IN THE WILL

The testator mentions an agreement between himself and Philip Barnard:

Also I will that all such covenants as I stand bounden unto Master Ley and Master Philip Barnard be performed according as is specified in a pair of indentures made between us.

For Philip Barnard, see the will of Dame Elizabeth Robsart (d. 20 November 1535), grandmother of Amy Robsart, first wife of Queen Elizabeth’s favourite, Robert Dudley, Earl of Leicester, TNA PROB 11/26/48. Dame Elizabeth Robsart’s eldest son, William Robsart (1486 – 14 November 1503) was a ward of Sir William Carew (d.1501), and married Sir William’s daughter, Anne Carew. After William Robsart’s death, Anne Carew married secondly Philip Barnard, the son of William Barnard of Rous Hall, Akenham, Suffolk. See Copinger, W. A., *The Manors of Suffolk*, Vol. 2, p. 230 at:

<https://archive.org/stream/cu31924092579550#page/n241/mode/2up>.

In the name of God, Amen. I, James Tyrrell, make my last will and testament in the year of Our Lord God a thousand five hundred 33 under this manner and form following:

First, I bequeath my soul to Almighty God, my body to be buried where it shall please him;

Item, I give to the high altar in Stow [=Stowmarket] for my tithes negligently forgotten 3s 4d;

Also I will that all such covenants as I stand bounden unto Master Ley and Master Philip Barnard be performed according as is specified in a pair of indentures made between us;

Also, I will my son, John Tyrrell, have the gilt cup and 2 featherbeds with that belong to them, and if he die, I will Thomas, his brother, have it;

Item, I give my wife all my stuff of household and plate except the cup aforesaid;

Item, I will my wife have my house in Needham during her life, and after her decease, I will Margaret Tyrrell, my daughter, have it if she be then alive; if she die, then I will Margery, my daughter, have it; and if they both die, I will it be sold by my wife's executors and mine, and the money thereof to go to the performance of my will;

Item, I give to Anne Tyrrell, my daughter, twenty pounds and 6 pounds of lawful money of England;

Item, I give to Thomas Tyrrell, 6 pounds 13s 4d if his brother, John, be then alive;

Item, I will all my cattle be sold by mine executors, and the money thereof to go to the performance of my will;

Also, I will Philip, my son, have £6 13s 4d if it will be borne;

The residue of my goods not bequeathed, I put to the discretion of mine executrix, whom I name my wife;

Written the 8th day of April in the 26th [sic?] year of the reign of our Sovereign Lord King Henry the 8th with the hand of me, James Tyrrell;

Item, I will James Tyrrell have £7 13s 4d if it will be borne.

Witness, my brother, Sir Thomas Tyrrell, knight, and John Waulker [=Walker], clerk.

Probatum fuit suprascriptum Testamentum coram prefato Magistro Willmo Peter legum doctor Comissario aforesaid, Apud London xvij die mensis Octobris Anno domini Millmo quingentesimo Tricesimo Nono Iuramento Iohannis Thorp procuratoris Relictae et executricis in huiusmodi testamentum nominatim Ac approbatum et insinuatam Commissaque fuit administrationum et singulorum bonorum iurium et creditorum dicti defuncti Relictae et executricis in huiusmodi testamentum nominatim De bene etc Ac de pleno et fidei Inventario omnium et singulorum bonorum et debitorum huiusmodi conficiendo Necnon de plano et vero compot reddendo Ad satisfactionem dei Evangelia In personam dicti procuratoris Iurat

[=The above-written will was proved before the forenamed Master William Peter, Doctor of the Laws, Commissary aforesaid, at London on the 17th day of the month of October in the year of the Lord the thousand five hundred thirty-ninth by the oath of the learned John Thorp, proctor of the 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 relict and executrix named in the same testament, sworn on the Holy Gospels, in the person of the said proctor, to well etc., and to prepare a full and

faithful inventory of all and singular the goods and debts of the same, and also to render a plain and true account.]