

SUMMARY: The document below is the Prerogative Court of Canterbury copy of the will, dated 29 July 1591 and proved 4 December 1594, of George Winter, esquire, of Huddington, Worcestershire, son of Robert Winter (d.1549) and 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.

In 1570, the testator purchased land from John Combe. For the Combe family see the will, dated 22 December 1608 and proved 10 February 1609, of Thomas Combe (buried 11 January 1609) of Stratford upon Avon, whose wife was related by marriage to Oxford's second wife, Elizabeth Trentham, and whose son was left a sword by William Shakespeare of Stratford upon Avon.

### ***FAMILY BACKGROUND***

For the testator's family background, see the 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. 277 at:

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

See also:

'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 11 April 2018].

*. . . the manor itself passed to the Winters. Robert Winter was apparently in possession in 1487-8. . . . Roger Winter, son of this Robert, (fn. 24) died in 1535 holding the manor of Huddington, which then passed to his son Robert. (fn. 25) Robert was succeeded in 1549 by his son George Winter. (fn. 26) Robert had settled the manor in 1542 upon his wife Catherine, (fn. 27) who afterwards married Thomas Smith and held some estate in the manor in 1567. (fn. 28)*

### ***Testator's grandparents***

The testator was the grandson of Roger Winter (d. 6 March 1535), esquire, by Elizabeth Hungerford (d.1547 or 1548), daughter of Sir John Hungerford of Down Ampney, Gloucestershire, and Margaret Blount, daughter of Edward Blount. See the will, dated 28 January 1535 and proved 26 March 1536, of the testator's grandfather Roger Winter, TNA PROB 11/26/5.

After the death of Roger Winter, Elizabeth Hungerford married Sir Gilbert Talbot (d. 22 October 1542). See her will, TNA PROB 11/32/42. See also the will of her second husband, Sir Gilbert Talbot, TNA PROB 11/29/393, and the will of his half brother, Sir John Talbot (d. 10 September 1549), TNA PROB 11/32/544. See also Richardson, Douglas, *Plantagenet Ancestry*, 2<sup>nd</sup> ed., 2011, Vol. III, pp. 95, 329-30 at:

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

### ***Testator's parents***

The testator was the son of Robert Winter (d.1549) by 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.

After Robert Winter's death, Katherine Throckmorton 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=eScAAAAAQA AJ&pg=PA8&lpg=PA8>

### ***Testator's siblings***

According to the inquisition post mortem, TNA C 142/88/69, taken after the death of the testator's father in 1549 (see Maclean, *supra*, pp. 279, 282), the testator had two younger brothers, Edward Winter and Valentine Winter, about whom nothing further is known, and a sister:

**-Elizabeth Winter**, who married Thomas Bushell, grandson of Thomas Bushell (d.1558), for whose will see TNA PROB 11/42A/53. Elizabeth Winter's husband, Thomas Bushell, was 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>

By Elizabeth Winter, Thomas Bushell was the father of Thomas Bushell, who married Margaret Greville, sister of Sir Edward Greville (1565-c.1628), lord of the manor of Stratford. According to the pedigree in Hotson, *infra*, the testator's grandson, Thomas Bushell, and his wife, Elizabeth Winter, were also the parents of Sir Edward Bushell, servant in 1591 to Ferdinando Stanley, Earl of Derby, gentleman usher to Robert Devereux, 2<sup>nd</sup> Earl of Essex, knighted at Whitehall 19 December 1604, equerry to James I and Charles I. For the record of his knighthood, see Shaw, William A., *The Knights of England*, (London: Sherratt and Hughes, 1906), Vol. II, p. 136.

After the death of Elizabeth Winter, Thomas Bushell married secondly, Mary Morris, by whom he was the father of Henry Bushell and Eleanor Bushell, who married Adrian Quiney, the son of Richard Quiney (d.1602), who wrote to William Shakespeare of Stratford on 25 October 1598 requesting help in arranging a loan of £30 (see SBTRO ER 27/4, and Hotson, Leslie, *I, William Shakespeare, Do Appoint Thomas Russell, Esquire* (London: Jonathan Cape, 1937), pp. 144-7).

Thomas Bushell's second wife, Mary Morris, may have been related to Mathew Morris, who in 1618 acted as a trustee for the heirs of William Shakespeare of Stratford upon Avon in connection with the Blackfriars Gatehouse. See the Shakespeare Documented website at:

<http://www.shakespearedocumented.org/exhibition/document/bargain-and-sale-transfer-blackfriars-gatehouse-new-trustees-john-greene-and>

*Bargain and sale from John Jackson and John Hemyng of London, Gents., and William Johnson, vintner of London, trustees of William Shakespeare, deceased, to John Greene of Clements Inn and Matthew Morryes of Stratford-upon-Avon, Gent., trustees for the heirs of William Shakespeare [manuscript], 1618 February 10.*

## **MARRIAGES AND CHILDREN**

The testator married firstly Jane Ingleby. According to the *ODNB* entry for Thomas Winter, she was the daughter of Sir William Ingleby (1518-1578) of Ripley Castle, Yorkshire, for whom see:

[http://www.yorkshireguides.com/ripley\\_castle.html](http://www.yorkshireguides.com/ripley_castle.html)

However according to the inquisition post mortem taken after the testator's death, Jane Ingleby was the daughter of Sir George Ingleby. See Maclean, *supra*, p. 281 at:

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

By Jane Ingleby, the testator had two sons and a daughter:

\* **Robert Winter** (1566x8 – 30 January 1606), executed for his participation in the Gunpowder Plot, for whom see the *ODNB* entry for his brother, Thomas Winter. According to the *ODNB*, he married Gertrude Talbot, 'daughter of Sir John Talbot of Grafton, cousin and heir presumptive of Gilbert Talbot, seventh earl of Shrewsbury', by whom he had a son, John Winter (d.1622), and two daughters, Helena Winter (d.1671) and Mary Winter. It appears that Gertrude Talbot was the granddaughter of Sir John Talbot (d.1549) (see above), and the daughter of John Talbot (d.1607), esquire, son of Sir John Talbot (d.1555) of Albrighton by Frances Giffard, daughter of John Giffard of Chillington, Staffordshire, by his second wife, Elizabeth Gresley, daughter of Sir William Gresley. See Richardson, Vol. III, *supra*, p. 331.

\* **Thomas Winter** (c.1571 - 30 January 1606), executed for his participation in the Gunpowder Plot, for whom see the *ODNB* entry.

\* **Dorothy Winter**, who married John Grant (d. 30 January 1606) of Norbrooks, executed for his participation in the Gunpowder Plot.

The testator married secondly, Elizabeth Bourne. According to the *ODNB* entry, she was likely the daughter of Sir John Bourn of Battenhall.

According to the *ODNB* entry for Thomas Winter, by Elizabeth Bourne, the testator was the father of a son and a daughter:

\* **John Winter** (d. 7 April 1606), executed for his participation in the midland revolt connected to the Gunpowder Plot. However no mention is made by the testator in the will below of a son named John.

\* **Elizabeth Winter**, who according to the *ODNB*, likely married William Cole of Warwickshire.

For the inquisition post mortem taken after the death of the testator, see TNA C 142/242/75. See also Maclean, *supra*, p. 281 at:

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

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

For the testator's manor of Oddingley, see MS3101/A/B/5/1 in the National Archives online catalogue.

For the sale by John Combe to the testator of the advowson of Huddington, see 'Parishes: Huddington', *supra*:

*Huddington was originally a chapelry of the church of St. Helen Worcester. . . . It seems to have passed with the church of Crowle (q.v.) to the Combes, for John Combes and his wife Rose and Edward Combes sold the advowson and tithes in 1570 to George Winter. (fn. 57)*

For the Combe family of Stratford upon Avon, see the will, TNA PROB 11/113/130, of Thomas Combe.

RM: T{estamentum} Georgij Wintour

In the name of God, Amen. The nine and twentieth day of July in the three and thirtieth year of the reign of our Sovereign Lady [f. 347v] Elizabeth by the grace of God Queen of England, France and Ireland, Defender of the Faith etc., I, George Winter of Huddington in the county of Worcester, esquire, being whole in body and of good and perfect memory, thanks be given to Almighty God, calling to my mind how certain a(?) thing it is all men must die and that nothing is more uncertain than the time and hour of death, and being desirous to take order concerning the disposition and distribution of all and singular my lands, tenements and hereditaments, goods and chattels, as well for and towards the advancement, preferment, maintenance and education of my children, discharge and payment of my debts, and performance of such legacies as I intend to give and bestow, do make and declare this my last will and testament in manner and form following, that is to say:

First I bequeath my soul to Almighty God, my Maker and Redeemer, and my body I will to be buried, if God permit, in the church of Huddington;

And I will and require that my executor cause me to be decently buried according to my degree and calling, and to give ten pounds to the poor;

Also I will that my manor of Foddingley [=Oddingley?] together with sixt een fats or bulleries of salt water with all cribs [=buildings to store salt in], stales and vnistalls(?) in Upwich and Droitwich in the said county of Worcester now in the joint or several tenures or occupations of John Barrett and Edward Barrett and of either of them or of their or either of their assigns shall descend and come and the same I do leave, permit and suffer to descend and come to Robert Winter, my son and heir apparent, for and as in lieu of a full third part of all and singular my manors, messuages, lands, tenements and hereditaments;

Also I give, will and bequeath to Thomas Winter, my second son, my manors or lordships of Cooksey, Timberhonger, Cutbalshey(?) and Purshull with all lands, tenements, rents & hereditaments in Cooksey, Timberhonger, Cutbalshey and Purshull, all which amount to the clear yearly value of thirty pounds by year, together also with my manor or farm of Ivelench alias Tyberton farm and all lands, tenements and hereditaments thereunto belonging & appertaining or esteemed and reputed to belong and appertain thereunto situate, lying and being within the parish of Tyberton in the said county of Worcester and now in the possession, tenure or occupation of one Edward Davyes, gentleman, or his assigns, and one half yard land in the Moore now also in the tenure, possession or occupation of the said Edward Davyes or his assigns lying and being within the said parish of Tyberton, together also with one coppice of wood called Ivelench coppice or Heminges grove, to have and to hold the said manors, lordships, farms, rents, coppice and hereditaments and half yard land in the Moore with all and singular their appurtenances to him, the said Thomas Winter, immediately from and after the death of me, the said George Winter, for and during the natural life of him, the said Thomas;

Also I give and bequeath to Dorothy Winter, my eldest daughter, the sum of six hundred pounds, and to Elizabeth Winter, my second daughter, the like sum of six hundred pounds, to be had, levied and taken out of the rents, issues and profits of the manors, lands, tenements and hereditaments hereafter in and by these presents to them, my said daughters, given, limited and bequeathed;

Also I give and bequeath to Francis Bucknall the sum of twenty pounds of current English money;

And I will and bequeath that every of my servants shall have his and her wages duly paid within the space of ten days next after my death, and that they shall be kept together and have sufficient meat, drink and lodging given them in my dwelling-house of Huddington until they shall severally have received their wages;

Also I give and bequeath to Valentine Winter alias Giles the sum of ten pounds of current English money;

And to John Warde, my servant, the sum of five pounds of like current money;

Also I give and bequeath to Anne Pope, daughter of Thomas Pope, and Sibyl, his wife, the sum of twenty pounds of like current money to be paid unto the hands of the said Thomas Pope, her father, to her use within the space of one year next after my death;

And if it fortune the said Anne to die before her said portion shall be unto her payable, then I will, give and bequeath the said sum of twenty pounds to Thomas Winter, my son;

And for the better levying, discharging and paying as well of all and singular such debts, duties and sums of money which I, the said George Winter, do or at the time of my death shall owe or be indebted in to any person or persons and wherewith th' executors of this my last will and testament [f. 348r] shall or may be charged or chargeable after my death,

as also for the raising, defraying, paying and discharging of my funerals in good and convenient sort according to the intent of this my last will and of all such legacies, bequests and sums of money as are in and by this my last will given, willed or bequeathed to my said daughters or to any other person or persons whatsoever or otherwise by this my last will limited and appointed to be given, employed or bestowed, I, the said George Winter, do give and bequeath to my said daughters, Dorothy and Elizabeth, my manors or lordships of Huddington, Crowle, Himbleton, Dunhampstead, Sale, Grafton, Upton Snodsbury and Hanbury in the said county of Worcester, and all my messuages, mills, lands, tenements, meadows, leasows, pastures, woods, underwoods, waters, fishings, commons, rents, reversions, services and hereditaments whatsoever with their and every of their appurtenances situate, lying or being in Huddington, Crowle, Himbleton, Dunhampstead, Sale, Grafton, Upton Snodsbury and Hanbury in the said county of Worcester, together also with all tithes, oblations, obventions, profits, commodities and emoluments in Huddington;

To have and to hold the said manors, lordships, messuages, lands, tenements, tithes and other the said last mentioned premises with their appurtenances to them, the said Dorothy and Elizabeth, my daughters, for term of nine years next after the death of me, the said George Winter;

And after the said term of nine years ended, I will, give and bequeath all and singular my said manors of Huddington, Crowle, Himbleton, Dunhampstead, Sale, Grafton, Upton Snodsbury and Hanbury and all and singular other the premises in Huddington, Crowle, Himbleton, Dunhampstead, Sale, Grafton, Upton Snodsbury and Hanbury whereof I am seised of any estate of inheritance together with the said tithes to Robert Winter, my eldest son, and to his heirs forever;

And whereas one Elizabeth Littleton, widow, holdeth for term of her natural life fourteen bulleries of salt water in Droitwich aforesaid together with certain cribs, stales and unistalles thereunto belonging whereof the inheritance belongeth to me, the said George Winter, and my heirs, I will, give and bequeath the said fourteen bulleries of salt water, cribs, stales and unistalls now in the tenure of the said Elizabeth Littleton to my said daughters, Dorothy and Elizabeth, to and for the intent, use and purpose aforesaid;

To have and to hold to them, my said daughters, their executors and assigns, immediately from and after the death of the said Elizabeth Littleton for term of seven years thence next ensuing fully to be complete and ended;

And my will and desire is that of the premises devised as is aforesaid to my said daughters, either of them shall severally receive the one moiety of the rents, revenues, issues and profits, and that with such part thereof as either of them shall so severally receive either of them shall satisfy her own legacy of six hundred pounds without claiming any part thereof of the other;

And also that either of them shall with such part of the issues and profits of the premises as they shall severally receive content, satisfy and discharge and defray the one half of

my debts and of such duties, sums of money, legacies, bequests and funerals and other things as are before in this my last will mentioned, given, limited or bequeathed;

Also I will that if it fortune either of my said daughters to die before that she shall be married, that then the portion and legacy of six hundred pounds before in and by this my last will given and bequeathed to her which shall so fortune to die shall be and remain to the other of my said daughters which shall fortune to survive;

And if both my said daughters shall fortune to die before that they or either of them shall be married, then I will that my said son, Thomas Winter, shall have the one half of all my legacies to my said daughters bequeathed, and the other half thereof I will, give and bequeath to my said son, Robert Winter, my eldest son;

All the residue of my goods and chattels unbequeathed, my debts paid and my legacies performed, I give and bequeath to the said Dorothy and Elizabeth Winter, my daughters, whom I also make my full and whole executors of this my last will and testament;

And I request my friends, Master Edmund Colles and Mr Robert Lygon and Mr Henry Lygon, esquires, to be overseers thereof, requesting them to give their good advice to my executors for the performance thereof;

And for their pains therein to be taken, I give and bequeath to every of them, [f. 348v] the said Edmund Colles, Robert and Henry Lygon, the sum of five pounds of current English money;

And if any ambiguity, doubt or question shall after my death arise concerning any matter in this my last will and testament, I will and as far as I may lawfully do refer the same to be decided by the Right Reverend Father in God, John, now Archbishop of Canterbury, if he shall be then living, earnestly requesting him to take and accept the charge thereof upon him, and his order, exposition and determination concerning any such ambiguity, doubt, controversy and question I do by this my last will declare and publish so far as lawfully I may to be the last will, intent, meaning, determination and testament of me, the said George Winter;

In witness whereof I have to this my last will and testament subscribed my name and put to my seal the day and year first above-written. George Winter.

Witnesses hereunto: Edward Davyes, Walter Hopton, clerk, Francis Bucknall, George Langford.

Probatum fuit Testamentum suprascriptum apud London coram Magistro Iohanne Hone legum doctore Surrogato venerabilis viri Magistri Will<sup>el</sup>mi Lewin legum etiam doctoris Curie Prerogatiue Cantuarien<sup>sis</sup> Mag<sup>ist</sup>ri Custod<sup>e</sup> siue Commissarij quarto die mensis Decembris Anno Domini millesimo quingentesimo nonage<sup>sim</sup>o

quarto Iuramento Thome Iles Notarij publici procuratoris Dorothee wyntour filie et executric{is} in h{uius}mo{d}i testamento nominat{e} Cui commissa fuit Administrac{i}o bonorum Iurium et Creditorum dicti defuncti de bene &c Iurat{e} Reseruata potestate similem Commissione{m} faciend{i} Elizabethe wyntour filie et alteri executricu{m} eam cum venerit petitur{e} in debita Iuris forma Admissur{e}

[=The above-written testament was proved at London before Master John Hone, Doctor of the Laws, Surrogate of the worshipful Master William Lewin, also Doctor of the Laws, Master, Keeper or Commissary of the Prerogative Court of Canterbury, on the fourth day of the month of December in the year of the Lord the thousand five hundred ninety-fourth by the oath of Thomas Isles, notary public, proctor of Dorothy Winter, daughter and executrix named in the same testament, to whom administration was granted of the goods, rights and credits of the said deceased, sworn to well etc., with power reserved for a similar grant to be made to Elizabeth Winter, daughter and the other executrix when she shall have come to petition in due form of law to be admitted the same.]

Probatum fuit Testamentum suprascript{um} apud London coram venerabili viro Mag{ist}ro will{el}mo Lewin legum doctore Curie Prerogatiue Cantuar{iensis} Mag{ist}ro Custode siue Commissario vicesimo die mensis ffebruarij Anno Domini millesimo quingentesi{m}o nonagesimo quarto Iuramento Thome Browne Notarij publici procuratoris Elizabethe wyntour alterius executricum in testamento predicto nominat{e} Cui commissa fuit Administrac{i}o bonoru{m} &c De bene &c Iurat{e}

[=The above-written testament was proved at London before the worshipful Master William Lewin, Doctor of the Laws, Master, Keeper or Commissary of the Prerogative Court of Canterbury, on the twentieth day of the month of February in the year of the Lord the thousand five hundred ninety-fourth by the oath of Thomas Browne, notary public, proctor of Elizabeth Winter, the other executrix named in the testament aforesaid, to whom administration was granted of the goods etc., sworn to well, etc.]