**The Will of John Hadfield**

In the name of God Amen. The third day of Januarie 1592. I **John Hadfeild** of Overthownge in the pish of Almonburie in the Countie of Yorke sicke in bodye, but of good and pfect remembrance praisd be almightie god, do ordeyne and make this my last will and testament in manner and forme followinf. Ffirst I comend my soule into the hande of almightie god , my maker and redeamer and my bodye to be disposed as shall seme good to myne executors.

Item I will that **Dionis** my wife shall have the thirde pte of all my goodes moveable and unmoveable in consideration of her pte and porcon of my said goodes.

Item I give and bequeath unto **John Hadfeild Elizabeth Alice** and **Dorothe** my children the two ptes of all my said goode equallie to be devided amongst them.

Item I will that **Willm Downelle** of Padfield shall have the tutor of **Elizabeth Hadfeild** my daughter and her pte of my said goode during her minortie.

Item I will that Ralph Rydall shall have the tutor of **Alice** my daughter and her porcon duringr her minoritie.

Item I will that **Donis** my wife shall have the tutor of **John Hadfield** my sonne and **Dorothea** my daughter and their porcons duringe their minoritie wth said Dionis. I make my hand and lawfull executrix to execute this my last will and testament . In the presence of **Anthonie Swalowe** and **John Battie**

*Transcribed by Barbara Parker, 2020*

**Mentioned in will**

Wife Dionis/Donis/Dioniciae

Children John Hadfeild

Elizabeth Alice

Dorothe

Tutor (Guardian)\* of Elizabeth William Downelle

of Alice Ralph Rydall

of John & Dorothea Donis

\* The Roman Law of Guardianship in England 1300-1600 by Richard H Helmholz

II. CLASSIFICATION AND APPOINTMENT OF GUARDIANS

A. Distinction Between Cura and Tutela

The Roman law of guardianship was neither simple nor free from internal ambiguity, but as understood by medieval jurists, it provided two basic sorts of guardian: The tutor and the curator. The former was given to a child in pupillari aetate, i.e., one who had not yet reached puberty. - The curator, whose selection rested with the minor, represented the child till the age of twenty-five. Of the two, the tutor was the more important. His duties embraced protection of both the child's person and property. The duties of the curator extended only to matters of property and litigation.

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