RECORDS

OF THE

MARISCHAL COLLEGE AND UNIVERSITY

ABERDEEN

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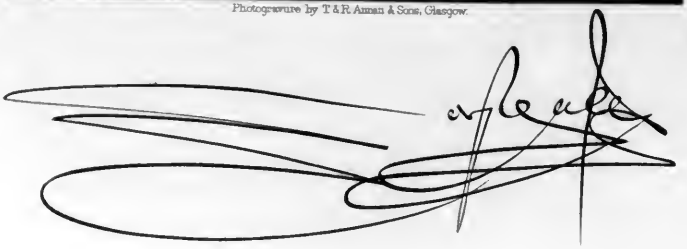

Fasti Academiae Mariscallanae Aberdonensis:

SELECTIONS FROM THE RECORDS

OF THE

MARISCHAL COLLEGE AND UNIVERSITY,

MDXCIII—MDCCCLX

EDITED BY

PETER JOHN ANDERSON, M.A., LL.B.

VOLUME I

ENDOWMENTS

ABERDEEN

Printed for the New Spalding Club

MDCCCLXXXIX

Movemur nescio quo pacto locis ipsis in quibus eorum quos diligimus aut admiramur adsunt vestigia. Me quidem ipsae illae nostrae Athenae non tam operibus magnificis exquisitisque antiquorum artibus delectant, quam recordatione summorum virorum, ubi quisque habitare, ubi sedere, ubi disputare sit solitus; studioseque eorum etiam sepulchra contemplor.—*Cic.*

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NOTE.

The first volume, now issued, contains the original foundations of the Marischal College and University, and notices of its later endowments. The second volume will deal with the system of education and with the Fasti proper. It will include the names of teachers and of students, from the date of the earliest extant register to 1860, when the separate existence of the University was brought to a close.

The general Introduction to the work is meanwhile postponed, and the editor also reserves the acknowledgment of aid given to him by many kind friends. He would now merely express his obligations to the Senatus of the University of Aberdeen, for unrestricted access to their records.

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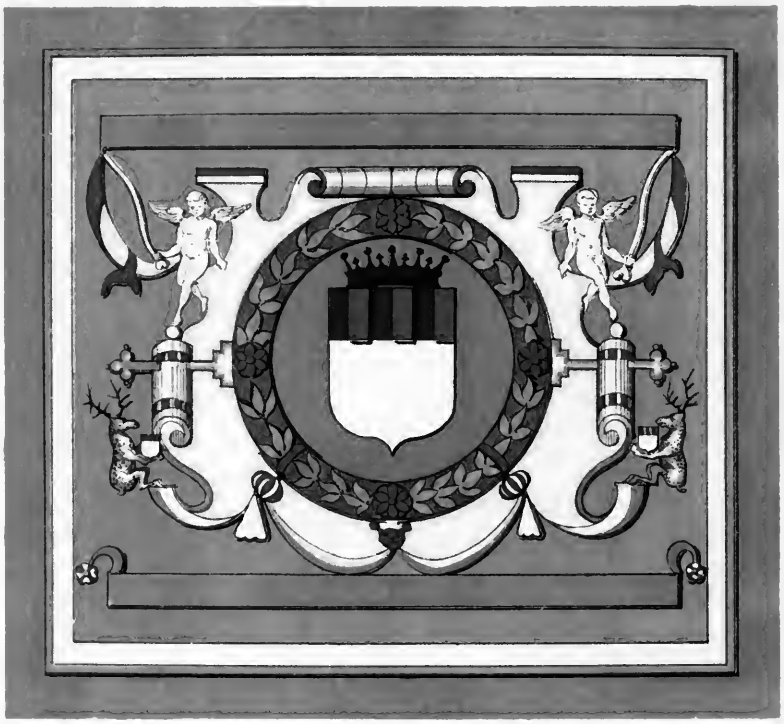

ARMS OF GEORGE, FIFTH EARL MARISCHAL.
FROM HERALDIC CEILING ERECTED CIRCA 1682.
(See page 118).

HOWGRAVE & CO., THE
3 QUEEN S^D ABD

RECORDS OF MARISCHAL COLLEGE AND UNIVERSITY.

I.

King James VI. grants to George, fifth Earl Marischal, in liferent, and to his son William in fee, inter alia, *the possessions of the Preaching or Black Friars and of the Carmelite or White Friars of Aberdeen, resigned by the said George for new infeftment. 26th September,* 1592.*

JACOBUS Dei gratia Rex Scotorum omnibus probis hominibus totius terre sue clericis et laicis salutem SCIATIS NOS nunc post nostram perfectam et legitimam etatem viginti quinque annorum completam et postremam nostram generalem reuocationem DEDISSE concessisse et disposuisse ac hac presenti carta nostra confirmasse tenoreque eiusdem dare concedere et disponere ac hac presenti carta nostra confirmare predilecto nostro consanguineo et consiliario GEORGIO MARISCALLI COMITI domino Keith etc in vitali redditu pro omnibus vite sue diebus ac Willelmo Keith suo filio legitimo primo genito in feodo et hereditate suisque heredibus masculis de corpore suo legitime procreandis quibus deficientibus prefato nostro predilecto consanguineo et consiliario Georgio Mariscalli comiti suisque heredibus masculis de corpore suo proprio legitime procreatis seu procreandis libere ac hereditarie iterum reuersuri quibus deficientibus nostro consanguineo Roberto domino de Altrie suisque heredibus masculis de corpore suo legitime procreatis seu procreandis quibus deficientibus Joanni Keith feoditario de Trowpe suisque heredibus

* A portion of this grant deals with properties other than those afterwards belonging to Marischal College, but as the charter is of considerable local interest and has not hitherto been printed, it is thought desirable to give it entire. See English abstract, page 31.

masculis de corpore suo legitime procreatis seu procreandis quibus deficientibus Joanni Keith de Ravynniscraig suisque heredibus masculis de corpore suo legitime procreatis seu procreandis quibus omnibus deficientibus prefato nostro predilecto consanguineo et consiliario Georgio Mariscalli comiti suisque legitimis et propinquioribus heredibus masculis et assignatis quibuscunque arma et cognomen de Keith gerentibus omnes et singulas terras dominia baronias annuos redditus decimas ac alias particulariter subtuspecificatas viz TOTAS et integras terras dominium et baroniam de Altrie specialiter in se comprehendentem omnes et singulas terras dominia baronias molendina piscarias silvas parcas forrestas mansiones maneries decimas garbales aliasque decimas firmas annuos redditus census canas custumas deuorias cum tenentibus tenandriis libere tenentium seruitiis pomariis hortis et aliis proficuis juribus et emolumentis ab antiquo ad monasterium et patrimonium de Deir spectantes seu juste spectare valentes et de quibus abbates et conuentus eiusdem vllo tempore preterito in possessione fuerunt videlicet maneriem de Deir ab antiquo monasterium de Deir nuncupatum cum omnibus et singulis domibus edificiis pomariis hortis et singulis suis pertinentiis jacentibus infra clausuram et precinctum dicti loci cum terris dominicalibus lie Cuthill nuncupatis terris de Clerkhill terris de Quairtelhous ac molendino fullonis earundem molendinum de Creichie cum terris molendinariis multuris et sequelis eiusdem terras de Dennis terras de Mekill Auchrydie terris [*sic*] de Awchmwmgell terras de Carnebarroch cum molendinis et multuris earundem terras de Lyttill Auchryddie terras de Craigmylne cum molendino terris molendinariis multuris et sequelis earundem terras de Glenkriach terras de Lyttill Elrig terras de Auldmad cum molendino terris molendinariis et multuris earundem terras de Badforsky cum molendino terris molendinariis multuris et sequelis earundem terras de Auchlek terras de Aucherb terras de Cryalie terras de Skyllimarno terras de Auchmacher terras de Altre terras de Byffie lie Raw de Byffie et lie Parkhous de Byffie terras de Brinthill molendinum de Bruxie cum multuris eiusdem cum nouo molendino de Bruxie super aqua de Innerugie stante terras de Scroghill terras de Kirktoun de Deir terras de Benwallis terras de Mekill Elrik cum molendino terris molendinariis multuris et sequelis earundem terras de Fechill terras de Monkhill terras de Grange de

Rahill lie Fischertoun de Peiterheid cum portubus anchoragiis et piscariis eiusdem terras de Kaikinsche terras de Monkisholme terras de Oviralterlandis de Foverne terras de Nethir Alterlandis de Foverne vnum annuum redditum trium librarum sex solidorum et octo denariorum annuatim leuandum de Tulloch vnum annuum redditum triginta trium solidorum quatuor denariorum annuatim leuandum de Toukis vnum annuum redditum quadraginta solidorum annuatim leuandum de Sauchoipe de Kynmondie omnia et singula tenementa et domos jacentes infra burgum nostrum de Abirdene ab antiquo ad dictum monasterium de Deir et patrimonium eiusdem spectantes totam et integram salmonum piscariam de Innervigie in aqua salsa et recenti molendinum monasterii de Deir infra parietes dicti monasterii lie Kirktoun de Deir omnes jacentes infra vicecomitatum nostrum de Abirdene terras de Barrie jacentes infra vicecomitatum nostrum de Banff cum tenentibus tenandriis feudifirme firmis libere tenentium seruitiis juribus et priuilegiis earundem quibuscunque cum omnibus et singulis decimis garbalibus aliisque decimis proficuis et emolumentis omnium et singularum ecclesiarum parochialium de Deir Petervgie Foverne et Kynedwarde et singularum terrarum infra parochias eiusdem situatarum omnes jacentes infra vicecomitatum nostrum de Abirdene et diocesim eiusdem ab antiquo dicto monasterio vnitas et annexatas ac vnam partem patrimonii eiusdem existentis cum omnibus juribus privilegiis et pertinentiis quibuscunque ad eiusdem [*sic*] spectantibus seu juste spectare valentibus Vnacum portu et burgo baronie de Keitinsche alias Kaikinsche cum pecuniis portuariis vulgo lie hevin siluer paruis custumis anchoragiis deuoriis et casualitatibus ad eiusdem [*sic*] spectantibus et singulis suis pertinentiis ac cum aduocatione donatione et jure patronatus omnium et singularum rectoriarum predictarum ecclesiarum parochialium de Deir Petervgie Foverne Kynedward omnes perprius ad predictum dominium et baroniam de Altre vnitas et annexatas Necnon omnes et singulas terras temporales* de Dunotter et Fedderresso terras de Clerkinscheillis terras de Tulliequhillie Malamuk et croftas in Banchirie omnes jacentes infra vicecomitatum nostrum de Kincardin tertiam partem molendini vulgo lie Schirrefmylne nuncupati cum multuris eiusdem

* "Templarias," in *Registrum Secreti Sigilli.*, lxiv. 14.

jacentis infra vicecomitatum nostrum de Elgin et Forres cum partibus pendiculis annexis connexis lie outsettis molendinis siluis piscariis tenentibus tenandriis et libere tenentium seruitiis omnium et singularum predictarum terrarum cum pertinentiis ACETIAM omnes et singulas terras croftas tenementa domos edificia hortos acras annuos redditus ac alia particulariter subtusspecificata olim fratribus predicatoribus et Carmelitanis vulgo lie blak and quhite freiris burgi nostri de Aberdene spectantes et pertinentes VIZ Croftam terre lie Yaird croft nuncupatam jacentem inter terras adami mar et croft ex orientali lie womanishill ex occidentali domum gilberti andersoun lie blakfreiris mainis et kirk nuncupatam ex australi lacum ex boreali partibus Croftam terre nuncupatam the Sow croft jacentem inter publicam viam nostram ex orientali dennyburne ex occidentali croftam georgii harrowis ex australi et publicam viam nostram ex boreali partibus Croftam terre lie Craigwell croft nuncupatam jacentem inter croftam magistri gilberti bissat ex orientali croftam terre georgii watsoune ex occidentali croftam andree dunneis ex australi publicam viam nostram ex boreali partibus * Croftas terrarum lie Cwnnyngharolleis nuncupatas per patricium gray seniorem et joannem dortie eius subtenentem pro presenti occupatas jacentes in orientali territorio de abirdene inter terras cunicularias vulgo lie lynkis ex australi et orientali partibus croftas dauidis menȝeis senioris lie gallowhillis nuncupatas ex boreali partibus † Tres rigas terrarum jacentes extra lie Crabstane inter lie heidriggis ex orientali croftam nuncupatam alexander leithis croft ex occidentali

* See in Mar. Coll. Charter Chest:—

Mass x., No. 21. Sasine, John Myrtoun, burgess, to Sir Thomas Myrtoun, Archdeacon of Aberdeen, of, *inter alia*, "dimedietatem occidentalem unius crofti vulgariter vocati the Cragwel croft in territorio croftorum de Rubbislaw . . . inter croftum georgii bissat ex orientali ex vna et croftum joannis collisone ex occidentali partibus ab altera et croftum fratrum carmelitanorum ex australi et communem viam regiam versus boream". 12th May, 1528.

Ibid., No. 15. Charter of the same, Sir Thomas Myrtoun to the Black Friars. 17th October, 1528.

† *Ibid.*, No. 13. Charter, Elizabeth, daughter of late Adam Kymmeson, to John Curvour of Banfe and Mariota his spouse, of "illam dimedietatem terrarum et croftorum meorum de le Cuningar hillis jacentem infra libertatem et terram dicti burgi de Aberdene". 15th May, 1481.

publicam viam nostram ex australi et croftam georgii watsoune ex boreali partibus * Croftam terre nuncupatam Fill the Cop per agnetem menȝeis et gilbertum falconer eius subtenentem pro presenti occupatam jacentem in orientali territorio de abirdene inter croftam alexandri culane ex australi croftam joannis irving de kincowsie etiam lie fil the cop nuncupatam ex boreali lie futheis myre ex orientali et nostram communem viam ex occidentali partibus † Aliam rigam terre per dictam agnetem et eius subtenentem antedictum occupatam jacentem apud lie Gallowgaitheid inter croftam quondam magistri roberti lumsdene ex australi terram quondam andree murray ex boreali lie breidfuird ex occidentali et nostram communem viam ex orientali partibus Duas rigas terrarum in lie Fluris jacentes inter lie Gallowhillis ex orientali publicam viam nostram ex occidentali croftas alexandri malysoun ex australi et croftam olim gilberto kyntor spectantem ex boreali partibus Rigam terre lie Barbouris croft nuncupatam jacentem inter publicam nostram viam ex orientali lie crukit myre ex occidentali croftas magistri georgii lumsdene ex australi et croftam alexandri rutherfurde ex boreali partibus Rigam terre jacentem inter communes cunicularias lie commoun lynkis ex orientali terras willelmi vmphray ex occidentali garrakis wynde ex australi et croftam alexandri culane ex boreali partibus Aliam rigam terre jacentem in territorio de Futhie per gilbertum blak de presenti occupatam jacentem inter terras dicti gilberti blak heredibus quondam andree mar spectantes ex boreali terras heredum quondam

* Mar. Coll. Ch. Ch.:—

Mass x., No. 21. Sasine, as above, of, *inter alia*, "[dimedietatem] alterius viz duas ly riggis jacentes apud Crabbistane inter croftam johannis mar ex orientali ex vna et croftum georgii bissat ex occidentali partibus ab altera croftum fratrum carmelitarum versus boream et communem viam regiam qua itur ad pontem dee fluminis versus austrum Et dimedietatem alterius viz ane rig jacentem apud predictum lapidem vulgariter vocatum the crabbistane inter croftum andree murray ex orientali et croftum georgii bissat ex occidentali partibus ab altera communem viam regiam versus austrum et croftam johannis Murray versus boream". 12th May, 1528.

Ibid., No. 15. Charter, as above. Compare the description of the *White* Friars' Three Butts, occupied by Janet Ailhous, *infra*, pp. 15-6.

† Mass. i., No. 5. Charter, by King James III., confirming to the Black Friars, *inter alia*, the croft of Fyl the Cop. 30th September, 1477 (*Reg. Mag. Sig.*, vol. ii., p. 266).

gilberti gray ex australi lie furde mark ex occidentali et communes cunicularias lie commoun lynkis ex orientali partibus * Vnam rigam terre prope lie Gallowgaitheid jacentem inter lie gallowgaithillis ex orientali publicam viam nostram ex occidentali croftam andree jak ex australi et croftam alexandri malysoune ex boreali partibus † Croftam terre lie Incroft nuncupatam infra parietes lapideas per jacobum menȝeis et eius subtenentes pro presenti occupatam jacentem in lie scuilhill inter locum dictorum fratrum predicatorum per gilbertum andersoun nunc occupatum ex orientali lie womanehill ex occidentali communem lacum ex boreali et publicam viam nostram exeuntem ad lie womanehill ex australi partibus Croftam terre lie Sowcroft [Foircroft ? ‡] nuncupatam jacentem prope gymnasium grammaticale per alexandrum chalmer et eius subtenentes pro presenti occupatam inter terras quondam georgii bisset ex australi nostras communes vias ex orientali et boreali partibus et lie den burne ex occidentali Longam rigam terre per alexandrum malysoune pro presenti occupatam jacentem in boreali territorio de abirdene inter rigam terre domino de garthlie olim spectantem nunc joanni johnnestoun pertinentem ex boreali vnam croftam terre prefato alexandro malysoune spectantem et communem viam nostram ex occidentali partibus Croftam terre lie Pringill croft nuncupatam per alexandrum joffray et suos subtenentes pro presenti occupatam jacentem in occiden-

* Mar. Coll. Ch. Ch. :—

Mass. ix., No. 23. Charter, Alexander Fynne to William Lioune, of, *inter alia*, "vnam terram vastam cum le rig eidem adiacenti cum pertinentiis jacentem in vico furcarum extra portam ex occidentali parte vie qua itur ad canoniam aberdonensem inter terram joannis more ex australi ex vna et terram quondam alexandri rollande ex boreali partibus ab altera communem viam regiam versus occidens extendentem in longitudine ad le gallow hillis versus oriens". 28th April, 1518.

Ibid., No. 24. Sasine on the same lands (John More and Gilbert Kintor on south; Thomas Euing and Gilbert Malyson on north), William Lyowne of Colmalegy to *White* Friars. 24th January, $155\frac{4}{5}$.

† *Ibid.*, No. 23. Charter, Alexander Fynne to William Lioune, of, *inter alia*, "vnam terram jacentem in Futy inter terram johannis cullane ex boreali ex vna et terram willelmi watt ex australi partibus ab altera maris fluxum versus occidens et le linx versus oriens". 28th April, 1518.

‡ See p. 92. Also confirmed by King James III.'s Charter, 1477.

tali territorio croftarum de aberdene inter croftam quondam gilberti gray ex australi croftam quondam gilberti collestoune ex boreali partibus croftam quondam joannis andersoun ex orientali et terras de rubbislaw ex occidentali partibus * Duas paruas croftas terrarum jacentes insimul et contigue infra predictum occidentale territorium inter croftam collegii de abirdene ex orientali croftam quondam georgii watsoune ex occidentali lie crawstane [*sic*] ex australi et communem viam nostram ex boreali partibus Longam rigam terre per quondam magistrum gilbertum bissat occupatam olim jacentem infra dictum occidentale territorium de aberdene inter lie langlandis fratribus carmelitanis de aberdene spectantes ex occidentali lie doucat bray ex orientali et viam exeundi ad crawstane ex australi partibus Octo rudas terrarum jacentes infra territorium ville de Kyntor per joannem leslie in Kintor pro presenti occupatas quarum quatuor rude iacent in boreali territorio dicte ville de Kyntor inter terras heredum quondam alexandri keith in auquhorsk ex boreali et ex australi partibus terras alexandri chalmer de balnacraig ex orientali et nostram communem viam ex occidentali partibus alias duas rudas earundem jacentes in dicto boreali territorio de Kyntor inter terras heredum dicti quondam alexandri keith ex occidentali et australi partibus terras joannis chalmer in fintrie ex occidentali [*sic*] et terras altaris sancte crucis ex orientali et alias duas rudas earundem jacentes in australi territorio de Kintor inter terras olim patricii andersoun et nunc joanni gordoun de glasgow forrest spectantes ex orientali terras olim andree scherare et nunc dicto mariscalli comiti spectantes ex occidentali communem moram nostram ex australi et communem viam nostram ex boreali partibus† Totam et integram maneriem cum domibus edificiis hortis pomariis vstrinis horreis columbariis ac aliis domibus dictorum fratrum predicatorum de aberdene per gilbertum andersoun pro presenti occupatam jacentem in lie schuilhill inter gymnasium gram-

* See description of same croft among *White* Friars' properties, p. 15.

† See Inventory of Mar. Coll. Ch. Ch.:—

Mass xvii., No. 9. Charter, John de Keth to the Black Friars, of his crofts in Kintore. 4th September, 1397.

Ibid., No. 4. Charter, Robert de Camera to the Black Friars, of his four crofts in Kintore. 2nd May, 1398.

Both these deeds are now missing, but see Kennedy's *Annals*, ii. 70-1.

maticale ex orientali croftam terre dictorum fratrum predicatorum ex occidentali vnam publicam viam ex australi et lacum ex boreali partibus Vnacum omnibus et singulis aliis terris croftis acris domibus edificiis et singulis suis pertinentiis ac cum specialibus et particularibus annuis redditibus inferius specificatis dictis fratribus predicatoribus spectantibus et pertinentibus viz Vnum annuum redditum decem librarum de terris dominicalibus vulgo lie mainis de Donotter cum pertinentiis annuatim leuandum jacentibus infra vicecomitatum nostrum de Kyncardyne * Vnum annuum redditum sex librarum tredecem sollidorum et quatuor denariorum de terris de Banchorie et devynnyk annuatim leuandum jacentibus infra dictum nostrum vicecomitatum de Kyncardyne † Vnum annuum redditum decem librarum annuatim leuandum de terris de Fuddeis jacentibus infra vicecomitatum de Abirdene ‡ Vnum annuum redditum sex librarum tredecem solidorum et quatuor denariorum annuatim de terris de New Leslie leuandum jacentibus infra vicecomitatum nostrum de Abirdene § Vnum annuum redditum quatuor librarum annuatim de terris de Creichie leuandum jacentibus infra dictum vicecomitatum nostrun de Abirdene. Vnum annuum redditum quadraginta solidorum annuatim de terris de domino de petcapel spectantibus leuandum jacentibus infra

* Mar. Coll. Ch. Ch. :—

Mass i., No. 16. Charter, William, third Earl Marischal to the Black Friars, of an annuity of ten pounds from the lands of Dunottar. 22nd August, 1510.

Ibid., No. 17. Precept of Sasine. } Of same date.
Ibid., No. 18. Instrument of Sasine. }

† *Ibid.*, No. 5. Charter by King James III. confirming to the Black Friars, *inter alia*, a grant (20th January, $136\frac{2}{3}$) by King David II. of one hundred shillings sterling from the Barony of Banchory Devenick. 30th September, 1477 (Cf. *Reg. Mag. Sig.*, Vol. i., p. 25 ; ii., p. 266).

‡ *Ibid.*, No. 5. Charter by King James III., confirming to the Black Friars, *inter alia*, a grant by Master Richard Forbes, Dean of Aberdeen, of an annual rent of ten pounds Scots from the lands of Futhes. 30th September, 1477. (Cf. *Reg. Mag. Sig.*, Vol. ii., pp. 241, 266.)

Mass xviii., No. 3. Confirmation of Act of Lords of Session (15th June, 1552) anent same lands. 5th February, $155\frac{3}{4}$.

§ Mass xiv., No. 3. Charter, Alexander Leslie de eodem, to the Black Friars of ten merks yearly from the lands of New Leslie. 21st October, 1524.

Mass xx., No. 6. Sasine thereon. 24th October, 1524.

dictum nostrum vicecomitatum de Abirdene Vnum annuum redditum quadraginta solidorum annuatim de terris de Synnaboth leuandum jacentibus infra dictum nostrum vicecomitatum de Abirdene Vnum annuum redditum quatuor librarum annuatim de terris de Creichmannogate leuandum jacentibus infra dictum nostrum vicecomitatum de Abirdene Vnum annuum redditum quadraginta solidorum annuatim de terris de Ranystoun leuandum jacentibus infra dictum nostrum vicecomitatum de Abirdene Vnum annuum redditum viginti solidorum annuatim de terris de lye hillis de Dyce leuandum jacentibus infra dictum vicecomitatum nostrum de Abirdene * Vnum annuum redditum tredecem librarum sex solidorum et octo denariorum annuatim de terris de Lyttill Arnage leuandum jacentibus infra dictum vicecomitatum nostrum de Abirdene † Vnum annuum redditum triginta solidorum annuatim de terris de Bannacuthill leuandum jacentibus infra dictum vicecomitatum nostrum de Abirdene ‡ Vnum annuum redditum octo librarum annuatim de terris de Ardoyne in garreach leuandum jacentibus infra dictum vicecomitatum nostrum de Abirdeine Vnum annuum redditum quadraginta solidorum annuatim de terris de Birsmore leuandum jacentibus infra dictum vicecomitatum de Abirdene Vnum annuum redditum quadraginta solidorum annuatim de villa de Inverrwrie leuandum jacenti infra dictum vicecomitatum nostrum de Abirdene Vnum

* Mar. Coll. Ch. Ch.:—

Mass xviii., No. 6. Precept of Sasine, Alexander Johnston of that Ilk to the Black Friars of an annual rent of twenty shillings Scots from his lands of Woodland, Little Dyce, Corshill, Crag, Standing Stanes and Buchthill "jacentibus in foresta mea de Cordise infra vicecomitatum de Aberdene". 13th January, $149\frac{4}{5}$.

† Mass xiv., No. 8. Charter, William de Haya to his son, William de Haya, of the lands of Little Arnadge, &c. 18th October, 1457.

Ibid., No. 4. Charter, William Hay of Ury to the *White* Friars of twenty merks yearly out of his lands of Little Arnadge. 16th March, $145\frac{59}{60}$.

Ibid., No. 9. Charter, Master Gilbert Hay to Thomas Hay, son of late William Hay of Ury, of the lands of Little Arnadge, subject to the payment aforesaid. 5th October, 1473.

Ibid., No. 5. Precept of Sasine. 5th October, 1473.]

‡ Mass xviii., No. 2. Precept of Sasine, Earl of Errol to the Black Friars, of an anuual rent of thirty shillings on the lands of Balmacuthill, 29th January, $145\frac{5}{6}$.

annuum redditum quadraginta solidorum annuatim de terris de Segyden leuandum jacentibus infra vicecomitatum nostrum de * Vnum annuum redditum quinque librarum sex solidorum et octo denariorum annuatim de terris de leuandum jacentibus infra vicecomitatum nostrum de Vnum annum redditum quadringinta solidorum annuatim de terris de Forg leuandum jacentibus infra vicecomitatum nostrum de Bamff † Vnum annuum redditum octo librarum de terris de domino de Lysk spectantibus leuandum jacentibus infra dictum vicecomitatum nostrum de Abirdene Vnum annuum redditum viginti quatuor librarum annuatim de lie tolhous burgi nostri de Abirdene leuandum Vnum annuum redditum quatuor sollidorum annuatim de terra quondam joannis peiterkyn leuandum jacenti in lie gallowgait ex orientali parte eiusdem infra dictum burgum nostrum de Abirdene Vnum annuum redditum quinque solidorum annuatim leuandum de terra quondam joannis litstar jacenti ex occidentali parte de lie gallowgait infra dictum nostrum burgum de Abirdene Vnum annuum redditum decem solidorum annuatim de terra quondam margarete kintore spectanti leuandum jacenti infra dictum nostrum burgum de Abirdene Vnum annuum redditum duodecem solidorum annuatim de terra quondam thome cargill spectanti leuandum jacenti ex occidentali parte de lie gallowgait infra dictum nostrum burgum de Abirdene Vnum annuum redditum

* Mar. Coll. Ch. Ch.:—

Mass xv., No. 1. Copy Charter, William de Kergill to the Black Friars of an annual rent of four pounds sterling from his lands of Segidene and Crechmond "in regalitate de Garviach". Undated.

Ibid., No. 2. Instrument anent annual rent from lands of Segedene. 14th April, 1467.

Ibid., No. 3. Instrument anent annual rent from lands of Seggydene. 26th May, 1467.

Ibid., No. 4. Charter, Patrick Leslie to Black Friars, of annual rent of forty shillings from lands of Segyden. 9th September, 1487.

Ibid., No. 11. Instrument of Sasine on last. 14th October, 1487.

Ibid., No. 12. Confirmation, by Queen Mary, of Decreet (15th June, 1552), Black Friars against Alex. Leslie of Pitcaple, for annual rent of forty shillings from lands of Cremonth "infeft to thame be umquhile Williame Carngill". 5th February, $155\frac{3}{4}$.

Ibid., No. 5. Confirmation of do. by do. 14th April, 1556.

† Also confirmed to Black Friars by King James III.'s Charter of 1477.

viginti sex solidorum octo denariorum annuatim de terra elizabethe leslie spectanti jacenti in occidentali parte de lie gallowgait infra dictum nostrum burgum de Abirdene Vnum annuum redditum sex solidorum octo denariorum annuatim leuandum de terra quondam patrici menȝeis jacenti ex occidentali parte dicti lie gallowgait infra dictum nostrum burgum de Abirdene Vnum annuum redditum sex solidorum octo denariorum annuatim leuandum de terra elizabethe annand spectanti jacenti ex occidentali parte de lie gallowgait infra dictum nostrum burgum de Abirdene Vnum annuum redditum septem decem solidorum annuatim leuandum de terra quondam allano putra spectanti jacenti ex dicta occidentali parte de lie gallowgait infra dictum burgum nostrum de Abirdene Vnum annuum redditum duodecem solidorum annuatim leuandum de terris magistro andree gray spectantibus jacentibus in lie nethir kirkgait infra dictum nostrum burgum de Abirdene Vnum annuum redditum sex solidorum octo denariorum annuatim leuandum de terra thome kay pistoris jacenti infra burgum nostrum de Abirdene Vnum annuum redditum quinque solidorum annuatim leuandum de terra quondam magistri roberti lummisdene jacenti ex orientali parte de lie gallowgait infra dictum nostrum burgum de Abirdene Vnum annuum redditum tredecem solidorum quatuor denariorum annuatim leuandum de terra quondam mariorie gray jacenti in lie gaistraw infra dictum nostrum burgum de Abirdene Vnum annuum redditum quadraginta solidorum annuatim leuandum de terra quondam francisci chantoune jacenti in lie gaistraw infra dictum nostrum burgum de Abirdene Vnum annuum redditum quadraginta solidorum annuatim de terra elizabethe annand jacenti in lie schaipraw infra dictum burgum nostrum de Abirdene Vnum annuum redditum viginti solidorum annuatim leuandum de terra alexandri culane jacenti prope lie fleschous infra dictum burgum nostrum de Abirdene Vnum annuum redditum septemdecem solidorum leuandum annuatim de terra quondam domini alexandri robesoun jacenti apud portum de futhie infra dictum nostrum burgum de Abirdene Vnum annuum redditum octo solidorum annuatim leuandum de terra quondam walteri brechin jacenti apud lie keyheid infra dictum nostrum burgum de Abirdene Vnum lannuum redditum sex solidorum octo denariorum annuatim euandum de terra quondam andree huntar jacenti in lie ouir

kirkgait infra dictum nostrum burgum de Abirdene Vnum annuum redditum viginti solidorum annuatim leuandum de terra domini de essilmounth jacenti in capite de lie ovirkirkgait infra dictum nostrum burgum de Abirdene Vnum annuum redditum triginta sex solidorum annuatim leuandum de terris dauidis low jacentibus in lie castellgait ac lie kirkgait nethir infra dictum burgum nostrum de Abirdene Vnum annuum redditum quinquaginta duorum solidorum annuatim leuandum de terra joannis andersoun in Innerrowrie Vnum annuum redditum sex solidorum octo denariorum annuatim leuandum de terra willelmi rannaldsoune jacenti infra dictum burgum nostrum de Abirdene Vnum annuum redditum viginti sex solidorum octo denariorum annuatim leuandum de dimedia rete vulgo lie halffnet de lie raik de Abirdene* Vnum annuum redditum quinquaginta solidorum annuatim leuandum de crofta prope lie justice mylnes lie braidcroft nuncupata ad heredes quondam thome lindesay spectanti Vnum annuum redditum viginti sex solidorum octo denariorum annuatim leuandum de molendinis vulgo lie justicemylnes nuncupatis gilberto menȝeis preposito de Abirdene spectantibus* Vnum annuum redditum quadraginta solidorum annuatim leuandum de croftis perprius gilberto menȝeis et nunc duncano donaldsoun seniori et joanni donaldsoun spectantibus jacentibus prope dictum burgum nostrum de Abirdene Perprius ad predictos fratres predicatores de Abirdene spectantes et pertinentes vt premissum est NECNON omnes et singulas terras crôftas tenementa domos edificia hortos acras annuos redditus ac alias particulariter subtuspecificatas olim dictis fratribus Carmelitanis vulgo lie quhite freiris de Abirdene spectantes VIZ Croftam terre lie Doucat croft nuncupatam jacentem inter croftam martini howesoun ex orientali croftam lie langlands nuncupatam ex occidentali nostram publicam viam ex australi et croftam georgii watsoun ex boreali partibus Croftam terre lie Langlands et Cuttingis nuncupatam per joannem menȝeis et suos subtenentes pro presenti occupatam jacentem in occidentali territorio croftarum de Abirdene viz dictum Langlands jacentem inter croftas quondam thome bisset ex occidentali croftam heredum quondam martini howysoun ex orientali lie suell

* Confirmed to Black Friars by King James III.'s Charter of 1477.

et hauche de clayhillis ex australi et croftam nuncupatam the aucht rude quondam gilberto menȝeis spectantem ex boreali partibus* Croftas terrarum lie Pynermwk [*sic*] Sowcroft et Hilcroft nuncupatas per magistrum robertum chalmer et suos subtenentes occupatas omnes jacentes contigue in occidentali territorio de Abirdene inter croftam sancti joannis euangeliste ex occidentali lie deneburne ex orientali lie ladywellcroft ex australi nostram publicam viam ex boreali partibus vnacum duabus paruis metis vulgo lie Buttis terrarum per jonetam

* Mar. Coll. Ch. Ch. :—

Mass i., No. 11. Charter, William Crab to the White Friars of, *inter alia*, "illud croftum quod dicitur ly Cuttinges iacens ad fines croftorum thome kynidy et quondam johannis crab quod habuit a johanne colini ex parte orientali et terras thome spryng et andree turyne ex parte occidentali Et illud croftum iacens in ripa de ly clayhillis ex orientali parte vie predicte tendentis versus ly clayhillis inter lacum de dee ex parte orientali et boreali et terram thome kynidy ex parte australi". 2nd December, 1399.

Ibid., No. 12. Confirmation of last by Robert, Duke of Albany. 5th July, 1413. (Cf. *Reg. Mag. Sig.*, Vol. i., p. 253.)

Cf. also :—

Mass x., No. 31. Charter, Colin, son of Adam, to John Crab, burgess, of "illas duas perticatas terre mee cum pertinentiis jacentes in tenemento del Denburn ex boreali parte vie regie qua itur a riuulo del Denburn versus molendina justiciarii inter terram mauricii clerici versus orientem ex parte vna et terram radulfi stut pistoris versus austrum ex parte altera et illas duas perticatas terre mee cum abbreviacione jacentes ex australi parte eiusdem vie regie inter terram predicti johannis crab versus orientem ex parte vna et terram dominicam filii galfridi sissoris versus occidentem ex parte altera". 1st March, $13\frac{49}{50}$.

[Missing.] Charter, John Crab to White Friars, of annual rent of one merk sterling from lands in Gallowgate or in territory of the Denburn. 24th March, $13\frac{49}{50}$.

Mass x., No. 27. Charter, Adam de Gardropa, laird of Rubbyslaw, to John Crab, of lands within his lordship of the Denburn, "cum perticata mea que dicitur le Stocrod". Friday after 14th September, 1351. (Cf. *Reg. Mag. Sig.*, Vol. i., p. 22.)

Mass i., No. 3. Charter by King David II., confirming to the White Friars, *inter alia*, Crab's grant of $13\frac{49}{50}$. 7th May, 1361.

Mass x., No. 23. Charter by King David II., confirming to John Crab a grant by Adam de Gardropa of annual rent of 28s. sterling from lands in the territory of the Denburn. 20th October, 1363.

Ibid., No. 25. Charter, Laurentius de Foty to John Crab, of a croft "jacens ex boreali parte communis vie regie infra territorium croftorum baronie del Rubbyslaw inter crofta predicti Johannis Crab collateratim jacentia tam ex parte occidentali quam orientali et prout idem croftum confrontatur a dicta via regia in sua longitudine vsque ad les Cuttynges". 1st June, 1373.

Mass xii., Nos. 54, 65. Charter, John Crab to White Friars, of an annual rent of ten merks from lands in Rubislaw beyond the Denburn, or from lands in Gallow-

ailhous occupatis jacentibus in territorio de futhie inter terras quondam andree murray ex australi et terras dauidis quhyte ex boreali terras alexandri culane ex orientali et littus maris vulgo lie fluid mark ex occidentali * Croftam terre lie Ladycroftland alias Welcroft nuncupatam jacentem in occidentali territorio de Abirdene inter lie pynermwk ex orientali croftam quondam martini howesoun ex occidentali croftam quondam magistri jacobi burnet ex australi et lye cuttingis joanni menȝeis spectantes kintoris croft croftam sancti joannis euan-

gate, Castlegate, Upperkirkgate, Netherkirkgate, Shiprow, and Green. St. Bartholomew's day, 1382.

Mass x., No. 12. Charter by King Robert II., confirming last. 31st August, 1384. (Cf. *Reg. Mag. Sig.*, i., 153).

Mass xii., No. 70. Charter, William, son of John Crab, confirming his father's gift of 1382. 17th April, 1385.

Mass x., No. 14. Protestation, by the White Friars, anent, *inter alia*, John Crab's gift of 1382 and William's confirmation of 1385. 3rd October, 1401.

Ibid., No. 24. Charter, Laurentius de Futy to the White Friars, resigning the feu-duty payable to him by John Crab and his heirs under the grant of 1373. 1st April, 1403.

Ibid., No. 22. Instrument, by Paul, son of John Crab, ratifying gifts by his father and brother. 7th January, $140\frac{8}{9}$.

Mass xi., No. 10. Charter, Paul Crab to White Friars, confirming gift by his brother. 8th January, $14\frac{09}{10}$.

Mass x., No. 1. Charter, Paul Crab to the White Friars, of "my four rude of lande the quilk I had of colyssonys ayris liande in the soilzhe of rubislaw at the grene ende that is to say twa rude liande within the dowcroft and twa rude lande on the south half of the kyngis gette with the aucht rude and the cuttyngis the quilk is callit abowe sanyns strekand southe fra the aucht rude and the litil rig that lijs south fra the stok rude to saynt mary wele my croft that I hald of colisonys ayris of the eist side and the croft of master johnne lethe of the west side". 8th January, $14\frac{09}{10}$.

* Mar. Coll. Ch. Ch.:—

Mass. i., No. 13. Charter, William de Camera to the White Friars, of two crofts "ex australi parte vie regie qua itur a vico viridi ad ly crabistane quorum vnum iacet inter croftum pertinens ad altare beati Johannis evangeliste situatum in ecclesia parrochiali beati Nicholay versus occidens ex parte vna et ly stokrude versus oriens ex parte altera prout se extendit in longitudine a fine crofti quondam Johannis de Resservate versus boriam vsque ad croftum dictorum fratrum quod vocatur ly welcroft ex australi parte fontis beate marie versus austrum: Aliud croftum iacet inter ly stok rude versus occidens ex vna parte et croftum Thome de Camera versus oriens ex parte

geliste ex boreali partibus * Octo rudas terrarum jacentes inter terras georgii watsoun ex orientali croftam gilberti gray ex occidentali croftam martini howesoun ex australi et nostram publicam viam ex boreali † Croftam terre lye Pringiliscroft nuncupatam jacentem inter croftam joannis andersoun ex orientali riblaw ex occidentali croftam gilberti gray ex australi et croftam gilberti collesoun ex boreali ‡ Vnam croftam terre jacentem inter croftam georgii watsoun ex orientali croftam fratrum predicatorum ex occidentali croftam duncani donaldsoun ex australi et croftam magistri gilberti bisset ex boreali Tres metas lie Buttis seu rigas terrarum per jonetam ailhous occupatas quarum due jacent in occidentali territorio de Abirdene prope lie

altera prout se extendit a dicta via regia versus boream vsque ad latus de ly stokrude in summitate montis versus austrum". 8th August, 1421.

Mass x., No. 16. Tack of Pynerneuk, Sowcroft, and Hillcroft, White Friars to Isobel Rolland and Master Robert Chalmer. 6th May, 1556.

Ibid., No. 9. Charter of same, with Butts at Futtie, burgh to Robert Chalmer, 29th November, 1585.

Ibid., No. 20. Instrument of Sasine to Robert Chalmer. 8th December, 1585.

Mass xx., No. 11. Discharge by Earl Marischal of Process of Removing against Robert Chalmer. 28th June, 1590.

Mass x., No. 17. Assignation of Tack, James, son of Robert Chalmer, to Leonard Leslie. 22nd July, 1609.

* Mar. Coll. Ch. Ch. :—

Mass i., No. 11. Charter, William Crab to the White Friars of, *inter alia*, a croft "iacens in territorio de ly Denburn . . . prope fontem beate marie quod dicitur ly Wellcroft tendens in longitudine a via tendente versus ly Clayhillis ex parte orientali vsque croftum quod computatur pro octo perticatis terre ex parte occidentali et croftum heredum Mathaei pynches ex parte orientali". 2nd December, 1399.

† *Ibid.*, No. 11. Charter, William Crab to the White Friars of, *inter alia*, a croft "iacens in territorio de ly Denburn . . . quod computatur pro octo perticatas terre inter terram Roberti filii colini ex parte orientali et terram Walteri de tulach ex parte occidentali". 2nd December, 1399.

‡ Mass xvi., No. 7. Charter, Agnes, daughter of Adam, late burgess, to Adam Pyngyl, burgess, of a croft "quod vocatur Crag . . . jacens in tenemento del Denburne inter les buttys andree de morauia versus boream ex parte vna et les pollys versus austrum ex altera et terram laurencii de foty versus orientem ex parte vna et terram fratrum beate trinitatis versus occidentalem ex parte altera". 1st July, 1363.

Ibid., No. 8. Charter, Adam Pingle to the White Fiars, of the same. 4th November, 1381. (Cf. *Reg. Mag. Sig.*, Vol. i., p. 25.)

crawstane inter terras duncani donaldsoun ex orientali et croftam quondam georgii bisset ex occidentali croftas fratrum predicatorum ex boreali et nostram communem viam ex australi partibus tertiam rigam earundem jacentem inter terras quondam andree murray ex orientali croftam quondam georgii bisset ex occidentali lie braidcroft ex boreali nostram publicam viam ex australi partibus * Croftam terre vulgo lie Wellcroft nuncupatam per joannem forbes et eius subtenentes pro presenti occupatam inter lie pennermwk ex orientali littus maris vulgo the fluidmark ex australi terras magistri jacobi burnet ex occidentali lie hilcroft ex boreali partibus Totam et integram maneriem cum domibus edificiis hortis pomariis vstrinis horreis ac aliis domibus et columbariis dictorum fratrum Carmelitanorum per willelmum menȝeis seniorem et eius subtenentes pro presenti occupatam omnes jacentes contigue inter nostram communem viam ex orientali [*sic*] et occidentali partibus littus maris lie fluidmark ex australi et terras olim spectantes thome menȝeis ex orientali partibus Totam et integram illam paruam domum per quondam magistrum jacobum burnet et nunc per catherinam chalmer occupatam jacentem inter hortum per patricium malysoun occupatum ex orientali terras dictorum fratrum carmelitanorum per willelmum menȝeis occupatas ex occidentali et australi partibus et nostram communem viam ex boreali† Totam et integram illam domum cum horreo et lie smiddie per alisonam horner et robertum smythe occupatam jacentem inter terras per dictum magistrum jacobum burnet olim occupatas ex orientali terras quondam joannis barry ex occidentali hortum fratrum carmelitanorum ex australi et nostram communem viam ex boreali partibus Totam et integram illam vstrinam horreum et paruam domum per andream nasmyth subtenentem willelmi menȝeis pro presenti occupatas

* Mar. Coll. Ch. Ch. :—

Mass xx., No. 10. Assedation, by David Mar to Janet Ailhous, relict of umquhile John Fraser, burgess, of the said rigs, the two in the West territory being described as having "the croft sumtyme pertening to the *quyte* freris on the north". 3rd August, 1573.

† Mass i., No. 3. Charter by King David II., confirming, *inter alia*, a grant (13th January, 127⅞) by Catherine, daughter of Walter de Welles, to the White Friars, of a tenement lying "in vico qui dicitur le grene in burgo de Aberden inter terram dictorum fratrum que est ex parte occidentali et terram Stephani dicti Syphun que est ex parte orientali". 7th May, 1361.

Totum et integrum illum hortum ac duas domos vulgo lie malthousis nuncupatas per willelmum menȝeis et eius subtenentes pro presenti occupatas jacentes inter terras roberti angus ex orientali littus maris vulgo lie fluidmark ex australi et nostram communem viam ex occidentali et boreali partibus Totam et integram illam vstrinam super monticulam per andream thoris et helenam hornar pro presenti occupatam jacentem inter nostram communem viam ex orientali australi et boreali partibus denburne ex occidentali Totum et integrum illum hortum lie stank yaird nuncupatum per wilhelmum menȝeis pro presenti occupatum jacentem inter nostram communem viam ex orientali australi et boreali partibus ac terras andree guthrie edwardi donaldsoun et andree thoris ex occidentali Totam et integram illam paruam domum jacentem infra parietes fratrum carmelitanorum per andream nasmyth subtenentem willelmi menȝeis pro presenti occupatam inter nostram communem viam ex orientali occidentali et australi partibus et terram per helenam hornar occupatam ex boreali Totum et integrum illud tenementum ante et retro subtus et supra cum horto et pertinentiis jacens ex boreali parte viridi iuxta locum dictorum fratrum carmelitanorum per jacobum makie et issobellam ross pro presenti occupatum inter terras andree williamsoun et jacobi wysman pistoris ex orientali terras quondam thome peirie andree edy nunc spectantes ex occidentali terras thome huntare et nostram communem viam ex australi partibus * Vnacum omnibus et singulis aliis terris croftis acris domibus edificiis

* Mar. Coll. Ch. Ch. :—

Mass viii., No. 14. Charter, Matthew Pynsach, burgess, to the White Friars, of an annual rent of five merks from his lands in Futy, Castlegate, and the Green, and near the Denburn. 31st March, 1350.

Mass i., No. 3. Charter by King David confirming to the White Friars, *inter alia*, the preceding grant. 7th May, 1361.

Mass. x., No. 11. Charter, John de Etale, grandson of Mathew Pynchaste, ratifying a charter by his mother Alice Pynchaste to the White Friars, of the various lands burdened by her father. 4th July, 1399.

Ibid., No. 14. Protestation by the White Friars anent, *inter alia*, Mathew Pynches' grant. 3rd October, 1401.

Mass xii., No. 55. Charter, Mathew Pynchest, burgess, to White Friars, of land in the Green. 4th May, 1405.

Ibid., No. 61. Charter, do. to do. of annual rent of 6s. 8d. from land in the Green. 4th May, 1405.

et singulis suis pertinentiis quibuscunque ubicunque infra regnum nostrum jacent dictis fratribus Carmelitanis de Abirdene quouismodo perprius spectantibus et pertinentibus ac cum specialibus et particularibus annuis redditibus inferius specificatis dictis fratribus Carmelitanis perprius spectantibus et pertinentibus viz Vnum annuum redditum duodecim librarum annuatim leuandum de terris de Ardoyne in gareauche jacentibus infra vicecomitatum de Abirdene* Vnum annuum redditum viginti sex solidorum octo denariorum annuatim leuandum de terris de Haltoun de Arduine domino Petcapill spectantibus jacentibus infra dictum nostrum vicecomitatum de Abirdene Vnum annuum redditum viginti solidorum annuatim leuandum de tribus domibus jacentibus in villa de Kintor infra dictum nostrum

* Mar. Coll. Ch. Ch. :—

Mass xiii., No. 6. Charter, Thomas Leslie to his brother William Leslie, of lands at Ardoune. 31st March, 1488.

Ibid., No. 9. Precept of Sasine by Thomas Leslie. 31st March, 1488.

Ibid., No. 17. Instrument of Sasine to William Leslie. 10th April, 1488.

Ibid., No. 18. Instrument of Sasine, Thomas Leslie to Gilbert Fitchet, of lands at Ardoune. 28th May, 1506.

Ibid., No. 7. Charter, Gilbert Fitchet to the White Friars, of the same. 26th June, 1506.

Ibid., No. 8. Precept of Sasine by Gilbert Fitchet. 26th June, 1506.

Ibid., No. 5. Charter by King James IV., confirming grant to White Friars. 24th January, 1508. (Cf. *Reg. Mag. Sig.*, Vol. ii., p. 703.)

Ibid., No. 10. Instrument of Sasine, to White Friars. 25th February, 151$\frac{0}{1}$.

Ibid., No. 16. Precept of Sasine by White Friars to George Leslie. 24th May, 1520.

Ibid., No. 12. Instrument of Sasine, to George Leslie. 25th May, 1520.

Ibid., No. 15. Charter, George Leslie to White Friars, of twenty shillings yearly 15 .

Ibid., No. 11. Instrument of Sasine to White Friars of amount of twenty shillings. 25th May, 1520.

Ibid., No. 13. Resignation, George Leslie to White Friars. 16th November, 1523.

Ibid., No. 14. Decreet, White Friars against Henry Leslie for violent occupation of lands. 22nd April, 1532.

Ibid., No. 1. Notarial copy Charter, White Friars to Walter Leslie, of the lands, for payment of twelve pounds yearly. 17th May, 1543.

Ibid., No. 4. Notarial copy Precept of Sasine by White Friars. 17th May, 1543.

Ibid., No. 3. Decreet by Commissar, for payment of twelve pounds out of lands of Ardoune. 9th April, 1547.

vicecomitatum de Abirdene * Vnum annuum redditum viginti solidorum annuatim leuandum de villa de Inverrurie jacenti infra dictum nostrum vicecomitatum de Abirdene † Vnum annuum redditum quadraginta solidorum annuatim leuandum de molendino de Leslie domino Leslie spectanti jacenti infra vicecomitatum nostrum de ‡ Vnum annuum redditum viginti sex solidorum octo denariorum annuatim leuandum de terris quondam joanni thow in cowny olim spectantibus et nunc ad prefatum nostrum predilectum consanguineum et consiliarium pertinentibus leuandum jacentibus infra vicecomitatum nostrum de Kincardin Vnum annuum redditum trium librarum annuatim leuandum de Freiris glen jacenti in lie Mernis infra dictum nostrum vicecomitatum de Kincardin § Vnum annuum redditum viginti solidorum annuatim leuandum de crofta terre nuncupata Lochfildill croft

* See Inventory of Mar. Coll. Ch. Ch. :—

Mass xvii., No. 12. Sasine, William Udny, of annual rents of 13/4 and 6/8 out of the lands of Kintore. 1st October, 1498.

Ibid., No. 2. Charter, William Udny to Duncan Reid, Vicar of Glenbucket, of the same. 3rd November, 1498.

Ibid., No. 7. Sasine, Duncan Reid to White Friars, of the same. 3rd November, 1498.

All these deeds are missing.

† Mar. Coll. Ch. Ch. :—

Mass xvii., No. 8. Instrument anent lands of Inverury, Alexander Forbes *v.* Gilbert Menzies. 9th Sept., 1430.

Ibid., No. 1. Charter, Adam Clark to the White Friars, of an annual rent of 6/8 from his lands in Inverury. 17th January, $147\frac{6}{7}$.

Ibid., No. 3. Charter, John Andrew, senior, to Master Richard Forbes, Dean of Aberdeen, of an annual rent of 6/8 from his lands in Inverury. 9th July, 1478.

Ibid., No. 6. Charter, John Andrew, junior, to Master Richard Forbes, of an annual rent of 6/8 from his lands in Inverury. 9th July, 1478.

Ibid., No. 11. Sasine on 3 and 6. 19th Sept., 1478.

Ibid., No. 10. Charter, Richard Forbes to the White Friars, of his two annual rents of 6/8 from lands in Inverury. 4th November, 1478.

Ibid., No. 5. Sasine on 10. 9th November, 1478.

‡ Mass xiv., No. 2. Charter, John Leslie to the White Friars, of forty shillings yearly out of the Mill of Leslie. 23rd August, 1549.

Ibid., No. 1. Precept of Sasine. 23rd August, 1549.

§ Mass vii., No. 1. Charter, James Fraser of Frendraught to White Friars, of lands of Little Glensaucht. 1st May, 1402 (missing).

jacenti prope dictum burgum nostrum de Abirdeine * Vnum annuum redditum sex solidorum octo denariorum annuatim leuandum de terra gilberti malysoun jacenti ex australi parte de lie castelgait infra dictum nostrum burgum de Abirdene Vnum annuum redditum viginti .quatuor solidorum annuatim leuandum de terra joannis malysoun jacenti ex australi parte de dicto lie castelgait infra dictum nostrum burgum de Abirdene Vnum annuum redditum viginti solidorum annuatim leuandum de terra olim andree menȝeis spectanti jacenti prope fratres predicatores infra dictum burgum nostrum de Abirdene Vnum annuum redditum triginta sex solidorum annuatim leuandum de vna terra jacenti in virido quondam patricio hanniball spectanti infra dictum burgum nostrum de Abirdene Vnum annuum redditum tredecem solidorum quatuor denariorum annuatim leuandum de terra jacenti in dicto virido andree guthrie spectanti nunc infra dictum burgum nostrum de Abirdene Vnum annuum redditum sexdecem solidorum annuatim leuandum de terra gilberti wobster jacenti in dicto virido infra dictum nostrum burgum

Mass vii., No. 2. Confirmation of do. by King Robert III. 12th October, 1403 (missing).

Ibid., No. 3. Charter of sale of said lands, White Friars to Duncan, son of John. 20th February, $141\frac{1}{2}$.

Ibid., No. 9. Precept of Sasine of do., White Friars to Andrew, son of Duncan. 2nd October, 1436.

Ibid., No. 4. Assedation of do., White Friars to Alexander Strachan of Dulyvarde. 18th January, $144\frac{5}{6}$.

Ibid., No. 5. Obligation thereanent by Alexander Strachan. Of same date.

Ibid., No. 6. Instrument of Sasine on No. 2. 6th September, 1446.

Ibid., No. 7. Charter, Alexander Strachan to the White Friars, of all his rights to said lands, and of an annual of two marks from lands of Pettyl. 6th December, 1459.

Ibid., No. 8. Copy Charter, White Friars to James Keith of Drumtocher, of lands of Glensaucht, for an annual of $4\frac{1}{2}$ merks. 13th June, 1565.

* Mar. Coll. Ch. Ch. :—

Mass. xv., No. 7. Sasine, John Colysoune, burgess, to the White Friars, of an annual rent of twenty shillings, "de terris meis de louchfeldis cum territorio anteriore le kill et rudis eidem annexis jacentibus ex parte occidentali de abberdene prout se extendit a via regia qua itur a dicti burgo versus canoniam de abberdene ex orientali ex vna et le bradfurde ex occidentali partibus ab altera inter lacum de abberdene versus austrum et communem le longrig versus boream". 12th May, 1489. (*Cf.* Charter in *Registrum Aberd.*, ii. 301.)

de Abirdene Vnum annuum redditum viginti sex solidorum octo denariorum annuatim leuandum de terra walteri fergussoun jacenti in dicto virido infra dictum burgum nostrum de Abirdene Vnum annuum redditum quinquaginta trium solidorum quatuor denariorum annuatim leuandum de terra dauidis trynet jacenti in dicto virido infra dictum burgum nostrum de Abirdene Vnum annuum redditum decem solidorum annuatim leuandum de terra gilberti burnet jacenti

infra dictum burgum nostrum de Abirdene Vnum annuum redditum tredecem solidorum quatuor denariorum annuatim leuandum de terra gilberti Kintor jacenti apud lie Keyheid infra dictum burgum nostrum de Abirdene Vnum annuum redditum duodecem solidorum annuatim leuandum de terra quondam barbare low spectanti jacenti in orientali parte de lye castelgait infra dictum burgum nostrum de Abirdene Vnum annuum redditum viginti quatuor solidorum annuatim leuandum de terra quondam

parkye junioris jacenti in dicto lie castelgait infra dictum nostrum burgum de Abirdene Vnum annuum redditum viginti solidorum annuatim leuandum de terra patricii mwre jacenti in lie castelgait infra dictum burgum nostrum de Abirdene Vnum annuum redditum annuatim leuandum de terris alexandri rattray extendens ad summam

jacentibus in capite dicti lie castellgait * infra dictum burgum nostrum de Abirdene Vnum annuum redditum trium solidorum quatuor denariorum annuatim leuandum de terra willelmi chalmer jacenti extra portum trinitatis de Abirdene Vnum annuum redditum sex solidorum octo denariorum annuatun leuandum de terra joannis barris jacenti infra dictum nostrum burgum de Abirdene Vnum annuum redditum viginti solidorum annuatim leuandum de terris joannis howesoun jacentibus infra dictum lie gallowgait infra dictum burgum de Abirdeine Perprius ad prefatos fratres Carmelitanos dicti nostri burgi de Abirdeine spectantes et pertinentes vt premissum est Vnacum omnibus et singulis aliis terris annuis redditibus croftis acris domibus edificiis tenementis hortis ac

* Mar. Coll. Ch. Ch.:—

Mass viii., No. 10. Charter, John Rattray, burgess, to the White Friars, of an annual rent of 24/ from his house in the Castlegate, 23rd July, 1539. With endorsed ratification by Robert, son of John Rattray. 20th September, 1542.

Ibid. No. 11. Precept of Sasine. 23rd July, 1539.

singulis suis pertinentiis ubicunque infra nostrum regnum jacent prefatis fratribus predicatoribus et Carmelitanis de Abirdeine perprius quouismodo spectantibus et pertinentibus QUEQUIDEM omnes et singule prefate terre dominia barronie annui redditus ac alie particulariter et generaliter supraspecificate cum omnibus earundem pertinentiis perprius prefato nostro predilecto consanguineo et consiliario Georgio mariscallii comitis heriditarie pertinuerunt Et quas ipse per procuratores suos ad hoc legittime constitutos et literas suas patentes in manibus nostris tanquam in manibus domini sui superioris earundem apud Dalkeith sursum reddidit pureque et simpliciter per fustum et baculum resignauit ac totum jus et clameum proprietatem et possessionem tam petitorium quam possessorium que et quas in eisdem habuit habet seu quouismodo habere potuit omnino quieteclamauit imperpetuum pro hac noua carta et infeodacione per nos nostro sub magno sigillo prefato nostro predilecto consanguineo et consiliario Georgio Mariscalli comiti in vitali redditu ac dicto Willelmo Keith suo filio primo genito in feodo et hereditate suisque heredibus masculis et assignatis respectiue et successiue supranominatis sub specialibus conditionibus reservationibus restrictionibus prouisionibus reuersione regressu ad longum subtusspecificatis et non aliter desuper in debita forma danda et conficienda prout in dicta resignatione latius continetur INSUPER nos pro bono fideli et gratuito seruitio nobis per prefatum nostrum predilectum consanguineum et consiliarium prestito et impenso ratificauimus approbauimus ac pro nobis et nostris successoribus pro perpetuo confirmauimus tenoreque presentis carte nostre ratificamus approbamus ac pro nobis et successoribus nostris pro perpetuo confirmamus omnia et singula infeofamenta cartas precepta sasinarum instrumenta ac alias euidentias prefato nostro predilecto consanguineo et consiliario suisque predecessoribus de predictis terris dominiis barroniis annuis redditibus ac aliis particulariter et generaliter suprarecitatis cum omnibus earundem pertinentiis vllo tempore preterito diem date presentis carte nostre precedenti factas datas et concessas Ac volumus et concedimus ac pro nobis nostrisque successoribus decernimus et ordinamus quod huius generalitas tanti erit effectualitatis validitatis et sufficientie in omnibus respectibus ac si omnia et singula predicta infeofamenta carte precepta et sasinarum instrumenta ad longum de verbo in verbum

in hac presenti carta nostra inserentur PRETEREA nos pro bono fideli et gratuito seruitio nobis per prefatum nostrum predilectum consanguineum et consiliarium prestito et impenso de nouo ex certa scientia et proprio motu dedimus concessimus et disposuimus tenoreque presentis carte nostre damus concedimus et disponimus prefato nostro predilecto consanguineo et consiliario Georgio mariscallj comiti durante vita sua ac prefato Willelmo Keith suo filio natu maximo in feodo et hereditate suisque heredibus masculis et assignatis respectiue et successiue supra nominatis Omnes et singulas predictas terras dominium et baroniam de Alter specialiter in se comprehendentes terras dominia baronias molendina piscarias siluas parcas forrestas mansiones maneries decimas garbales aliasque decimas firmas annuos redditus census canas custumas deuorias cum aduocationibus donationibus ac patronatuum juribus tenentibus tenandriis libere tenentium seruitiis ac aliis particulariter suprarecitatis ad prefatum dominium perprius unitis et annexatis Et similiter de nouo vniuimus et annexauimus tenoreque presentis carte nostre vnimus et annexamus ad prefatum dominium de Deir [Alter ?] aduocationem donationem et jus patronatus vicarie antedicte ecclesie parrochialis de Petervgye ac prebende de Deir infra ecclesiam cathedralem de Abirdene fundate vnacum decimis garbalibus aliisque decimis terrarum de Fethill cum pertinentiis jacentium infra dictum vicecomitatum nostrum de Abirdene perprius ad prefatum monasterium de Deir spectantes et per abbatem et conventum eiusdem in manibus nostris simpliciter resignatas et dimissas ita vt eiusdem ad prefatum dominium de Altre annexari possunt NECNON de nouo dedimus concessimus et disposuimus tenoreque presentium damus concedimus et disponimus prefato nostro predilecto consanguineo et consiliario Georgio mariscalli comiti in vitali redditu ac prefato Willelmo suo filio in feodo et hereditate suisque heredibus masculis respectiue et successiue predictis omnes et singulas predictas terras ecclesiasticas de Donnotter et Fedderesso predictas terras de Clerkinsheillis predictas terras de Tilliquhillie Mallamuk et croftas in Banchorie predictam tertiam partem antedicti molendini lie shirefmilne nuncupati et multuras eiusdem cum partibus pendiculis annexis connexis lie outsettis molendinis siluis piscariis tenentibus tenandriis libere tenentium seruitiis earundem et suis pertinentiis ACETIAM omnes

et singulas predictas terras croftas tenementa domos edificia hortos acras annuos redditus et alias tam particulariter quam generaliter supraspecificatis olim prefatis fratribus predicatoribus et carmelitanis de Abirdene spectantibus et pertinentibus vbicunque infra regnum nostrum iacent vnacum omnibus jure titulo interesse iurisclameo tam petitorio quam possessorio quam seu quas nos nostri predecessores et successores ad easdem seu ad aliquam earundem partem vel ad census firmas proficua et deuorias earundem de quibuscunque annis seu terminis preteritis habuimus habemus seu quouismodo habere vel clamare poterimus aut poterint ratione warde releuij nouintroitus eschaete forisfacture recognitionis purprisionis disclamationis bastardie infeofamentorum sasinarum seu retornatuum reductionis totius aut maioris partis alienationis aut virtute quorumcunque actorum nostri parliamenti legum seu constitutionum nostri regni aut ob quamcunque aliam causam actionem seu occasionem preteritam Renunciando et exonerando eisdem cum omnibus actione et instantia earundem pro nobis et successoribus nostris prefato nostro predilecto consanguineo et consiliario ac dicto Wilhelmo suo filio suisque heredibus masculis respectiue et successiue predictis pro nunc et imperpetuum cum pacto de non petendo ac cum supplemento omnium defectuum tam non nominatorum quam nominatorum quos tanquam pro expressis in hac presenti carta nostra haberi volumus Saluo tamen et reseruato libero tenemento siue vitali redditu omnium et singularum predictarum terrarum dominij et baronie de Altrie specialiter in se comprehendentis terras dominia barronias molendina siluas piscarias cum parcis forrestis mansionibus maneriis decimis garbalibus aliisque decimis firmis annuis redditibus censibus canis custumis deuoriis aduocationibus donationibus patronatuum iuribus tenentibus tenandriis libereque tenentium seruitiis ac aliis particulariter suprarecitatis perprius ad dictum dominium vnitas et annexatas vnacum aduocatione donatione et jure patronatus predicte vicarie antedicte ecclesie parochialis de Petervgye ac antedicte prebende de Deir infra dictam ecclesiam cathedralem de Abirdeine fundate ac cum prefatis decimis garbalibus aliisque decimis predictarum terrarum de Fethill cum pertinentiis nunc de nouo ad predictum dominium de Altrie vnitarum et annexatarum vt premissum est predilecto nostro consanguineo Roberto domino de Altrie

omnibus vite sue diebus Vnacum vna rationabili tertia omnium et singularum predictarum terrarum dominij et barronie de Altrie necnon predictarum terrarum ecclesiasticarum de Donotter et Fodderesso ac dictarum terrarum de Clerkinschellis Tulliequhillie Mallamuk croftarum in Banchorie ac antedicte tertie partis prefati molendini lye schirefmylne nuncupati et multuris eiusdem ac suis pertinentiis ac etiam omnium et singularum predictarum terrarum croftarum tenementorum hortorum annuorum reddituum ac aliarum tam particulariter quam generaliter suprarecitatarum olim prefatis fratribus predicatoribus et carmelitanis de Abirdene spectantium predilecte nostre domine Margarete Hwme mariscalli comitisse sponse prefati nostri predilecti consanguinei et consiliarij Georgij mariscalli comitis si ante ipsam decedere contigerit pro omnibus vite sue diebus Ac etiam reseruata plena potestate ac speciali libertate priuilegio et licentia prefato nostro predilecto consanguineo et consiliario Georgio mariscalli comiti assedationes longas et breues omnium et singularum predictarum terrarum dominiorum baroniarum decimarum annuorum reddituum ac aliarum particulariter supra recitatarum cum pertinentiis aut de aliqua earundem parte post suum decessum colonibus et tenentibus fundi absque diminutione presentis rentalis locandi et assedandi quas assedationes sic locandas dictus Willelmus suique heredes respectiue et successiue predicti obseruare et perimplere tenebitur et tenebuntur Prouiso tamen quod nullo modo licitum erit prefato Willelmo suisue heredibus predictis prefatas terras dominia baronias decimas annuos redditus ac alias predictas seu aliquam earundem partem cuicunque persone vel quibuscunque personis vendere alienare impignorare resignare assignare seu disponere aut in assedationibus longis seu breuibus vllo tempore futuro locare aut vlla debita contrahere seu contractare pro quibus antedicte terre dominia barronie decime annui redditus ac alie prescripte aut aliquam earundem partem [*sic*] ab ipsis appretiari seu euinci poterit absque speciali assensu et consensu dicti nostri predilecti consanguinei et consiliarij Georgij mariscalli comitis sui patris durante vita sua prius petito et obtento ac post suum decessum ante etatem dicti Willelmi suorumque heredum viginti quinque annorum completam absque specialibus consensu et assensu Francisci comitis de Erroll domini Thome Lyoun de Auldbar militis Alexandri domini de Home Willelmi Ker de

Cesfurde domini Jacobi Howme de Coldinknowis militis aut eorum maioris partis pro tempore viuentium similiter prius petitis et obtentis aut si secus fecerit seu fecerint tunc et in eo casu vel in aliquibus his casibus precedentibus hoc presens infeofamentum expirabit et ipsis nullius erit valoris roboris efficatie et effectus simili modo ac si nunquam in rerum natura extitisset ac si antedicta resignatio nunquam facta fuisset Necnon prouiso quod quandocunque contigerit prefatum nostrum predilectum consanguineum et consiliarium Georgium mariscalli comitem in sua propria vita ac post eius decessum suos assignatos per ipsum legittime constitutos persoluere et deliberare prefato Willelmo suisue heredibus respectiue et successiue antedictam summam viginti librarum vsualis moneti regni nostri vno die inter solis ortum et occasum in ecclesia de Donotter tunc et in eo casu dictus Willelmus suique heredes respectiue et successiue predicti tenebuntur omnes et singulas predictas terras dominia baronias decimas garbales annuos redditus ac alias particulariter et generaliter suprarecitatas cum omnibus earundem pertinentiis in manibus nostris nostrorumque successorum iterum resignare in fauorem dicti nostri predilecti consanguinei et consiliarij Georgij mariscalli comitis et heredum tallie respectiue et successiue predictorum pro nostra noua carta in infeodatione hereditarie per nos nostro sub magno sigillo prefato nostro predilecto consanguineo et consiliario Georgio mariscalli comiti hereditarie ac heredibus masculis et tallie predictis suisque assignatis desuper in debita forma danda et conficienda ac omnes et singulas predictas terras dominia barronias decimas garbales aliasque decimas annuos redditus ac alias particulariter et generaliter suprarecitatas cum omnibus earundem pertinentiis ab ipsis eorumque heredibus et assignatis renunciare et extradonare prefato nostro predilecto consanguineo et consiliario Georgio mariscalli comiti suisque heredibus masculis et tallie predictis ac suis assignatis vnacum omnibus jure titulo interesse jurisclameo proprietate et possessione quem seu quas in et ad easdem seu ad aliquam earundem partem habuerunt habent seu quouismodo in futurum habere vel clamare poterint Et si contigerit dictum Willelmum suosue heredes antedictos ipsos a receptatione dicte summe absentare legitima premonitione ipsis per spatium quindecim dierum personaliter aut ad eorum habitacionis locum in presentia notarij et testium vt congruit prius facta tunc et in eo casu licitum

erit prefato nostro predilecto consanguineo et consiliario Georgio mariscalli comiti suisque heredibus masculis et assignatis predictis plenum et liberum regressum et ingressum in et ad omnes et singulas predictas terras dominia baronias decimas annuos redditus et alias particulariter et generaliter suprarecitatas cum omnibus earundem pertinentiis absque vllo juris processu habere simili modo et adeo libere ac si antedicta resignatio ac presens infeofamentum desuper sequens nunquam extitisset nihilominus dicta summa viginti librarum in manibus cuiuscunque persone responsalis ad vtilitatem et commodum dicti Willelmi suorumque heredum prescriptorum consignabitur et deponetur INSUPER volumus et concedimus ac pro nobis nostrisque successoribus fideliter promittimus dicto nostro predilecto consanguineo et consiliario Georgio mariscalli comiti suisque assignatis quod quandocunque antedicta reuersio per ipsos prefato Willelmo suisque heredibus respectiue et successiue predictis perimpleta erit tunc et in eo casu prefatus noster predilectus consanguineus et consiliarius Georgius mariscalli comes suique heredes masculi tallie et assignati plenum et liberum regressum et ingressum in et ad proprietatem et hereditariam possessionem omnium et singularum predictarum terrarum dominiorum baroniarum decimarum annuorum reddituum ac aliarum particulariter et generaliter suprarecitatarum cum omnibus earundem pertinentiis habebunt simili modo et adeo libere sicuti antedicta resignatio aut hoc presens infeofamentum nunquam in rerum natura extitissent Et nos nunc ex tunc et tunc ex nunc tenore prefate carte nostre prefatum nostrum predilectum consanguineum et consiliarium Georgium mariscalli comitem suosque predictos in immediatos hereditarios tenentes nobis omnium et singularum predictarum terrarum dominiorum baroniarum decimarum annuorum reddituum ac aliarum particulariter et generaliter suprarecitatarum recipimus admittimus ratificamus approbamus et confirmamus tenendarum de nobis et successoribus nostris adeo libere omni tempore futuro sicuti ante predictam resignationem et hoc presens infeofamentum tente fuerunt absque vllo impedimento preiudicio eschaeta forisfactura recognitione seu periculo quocunque dicto nostro predilecto consanguineo consiliario Georgio mariscalli comiti suisue predictis inde fiendo quouismodo in futurum renunciando et exonerando omni actione et instancia earundem pro nobis et successoribus nostris pro nunc et imperpetuum QUOD-

QUIDEM presens infeofamentum prefatus Willelmus pro seipso suisque heredibus respectiue et successiue predictis tenore presentis carte nostre sub prouisionibus et conditionibus supraspecificatis accepit et accipit nunc et omni tempore futuro PRETEREA volumus et concedimus ac pro nobis et successoribus nostris decernimus et ordinamus quod vnica sasina nunc per prefatum nostrum predilectum consanguineum et consiliarium Georgium mariscalli comitem in vitali redditu ac per prefatum Willelmum suum filium natu maximum in feodo et hereditate et omni tempore affuturo per suos heredes masculos respectiue et successiue predictos apud fundum de Altrie capienda stabit et ipsis erit sufficiens sasina pro antedicto integro dominio et baronia de Altrie cum decimis annuis redditibus feudifirme firmis aduocationibus donationibus et patronatuum juribus tenentibus tenandriis libere tenentium seruitiis et omnibus pertinentiis particulariter et generaliter supra expressis perprius et nunc de nouo per presens infeofamentum antedicto dominio et barronie vnitis et annexatis Necnon quod vnica sasina per ipsos super fundum terrarum ecclesiasticarum de Fetteresso capienda stabit et ipsis erit sufficiens sasina pro omnibus et singulis predictis terris ecclesiasticis de Donotter et Fedderesso terris de Clerkinscheillis Tulliequhillie Mallamuk croftis in Banchorie et tertia parte molendini lie schireffismylne nuncupati cum tenentibus tenandriis libere tenentium seruitiis et omnibus earundem pertinentiis Et similiter quod vnica sasina per ipsos super fundum vbi principalia messuagia prefatorum fratrum predicatorum et carmelitanorum ab antiquo situata fuerunt stabit et ipsis erit sufficiens sasina pro omnibus et singulis predictis terris croftis tenementis domibus horreis acris et annuis redditibus tam generalibus quam specialibus perprius ad prefatos fratres predicatores et carmelitanos de Abirdene spectantibus non obstante quod non jacent insimul et contigue sed in diuersis partibus et vicecomitatibus super quo nos pro nobis et successoribus nostris dispensauimus et tenore presentis carte nostre dispensamus pro nunc et imperpetuum TENENDAS et habendas omnes et singulas predictas terras dominium et baroniam de Altrie specialiter in se comprehendentes terras dominia baronias molendina piscarias siluas parcas forrestas mansiones maneries decimas garbales aliasque decimas firmas annuos redditus census canas custumas deuorias cum aduocationibus donationibus patronatuum juribus tenentibus tenandriis

liberetenentium seruitiis ac aliis particulariter et generaliter supra recitatis perprius ad dictum dominium vnitas et annexatas ac cum aduocatione donatione et jure patronatus dicte vicarie de Pettirvgie ac dicte prebende de Deir infra predictam ecclesiam Cathedralem de Aberdene fundate vnacum antedictis decimis garbalibus aliisque decimis predictarum terrarum de Fethill cum pertinentiis nunc de nouo ad prefatum dominium de Altre vt premissum est vnitarum et annexatarum Necnon omnes et singulas predictas terras ecclesiasticas de Donotter et Fedderesso dictas terras de Clerkinscheillis dictas terras de Tulliequhillie Mallamuk croftas in Banchrie et tertiam partem molendini predicti lie schirrefismylne nuncupati cum multuris eiusdem partibus pendiculis tenentibus tenandriis libere tenentium seruitiis earundem et omnibus suis pertinentiis Ac etiam omnes et singulas predictas terras croftas tenementa domos edificia hortos acras annuos redditus ac alias tam particulariter quam generaliter supra specificatas olim predictis fratribus predicatoribus et carmelitanis de Aberdene spectantes vbicunque infra regnum nostrum jacent prefato nostro predilecto consanguineo et consiliario Georgio mariscalli comiti in vitali redditu pro omnibus vite sue diebus ac dicto Willelmo Keith suo filio natu maximo suisque heredibus masculis respectiue et successiue predictis hereditarie De nobis et successoribus nostris in feodo hereditate liberis dominiis et baroniis imperpetuum per omnes rectas metas suas antiquas et diuisas prout jacent in longitudine et latitudine in domibus edificiis boscis planis moris marresiis viis semitis aquis stagnis riuolis pratis pascuis et pasturis molendinis multuris et eorum sequelis aucupationibus venationibus piscationibus petariis turbariis carbonibus carbonariis cuniculis cunicularis columbis columbariis fabrilibus brasinis brueriis et genestis siluis nemoribus et virgultis lignis tignis lapicidiis lapide et calce cum curiis et earum exitibus herezeldis bludeuetis et mulierum merchetis cum furca fossa sok sak thole theme wert wair wrak vennesoun infangtheiff outfangtheiff pit et gallous cum communi pastura liberoque introitu et exitu ac cum omnibus aliis et singulis libertatibus commoditatibus proficuis asiamentis ac justis suis pertinentiis quibuscunque tam non nominatis quam nominatis tam subtus terra quam supra terram procul et prope ad predictas terras dominia baronias aliasque tam particulariter quam generaliter supra specificatas cum suis pertinentiis

spectantibus seu juste spectare valentibus quomodolibet in futurum libere quiete plenarie integre honorifice bene et in pace absque vllo reuocatione contradictione aut obstaculo aliquali REDDENDO annuatim dictus noster predilectus consanguineus et consiliarius Georgius Mariscalli comes dominus Keith etc. durante vita sua ac post eius decessum dictus Willelmus eius filius suique heredes masculi respectiue et successiue predicti nobis et successoribus nostris pro predictis terris dominio et baronia de Altrie summam centum et quadraginta librarum in die festi penthecostes nomine albefirme tantum Ac pro predictis terris ecclesiasticis de Donotter summam quinque mercarum sex solidorum octo denariorum vnacum summa quadraginta denariorum in augmentationem Ac pro predictis terris ecclesiasticis de Fedderesso summam septem librarum quatuor decem solidorum et quatuor denariorum ad duos anni terminos consuetos festa videlicet penthecostes et sancti martini in hieme per equales portiones vnacum vna bolla granorum lie serieand corne nomine feudifirme cum summa quadraginta denariorum annuatim in augmentationem rentalis Pro predictis terris de Clerkinscheillis summam quatuor librarum cum quadraginta denariis in augmentationem rentalis Ac pro predictis terris de Tulliequhillie Mallamuk et croftas in Banchrie cum pertinentiis summam decem librarum vnacum summa sex solidorum et octo denariorum annuatim in augmentationem rentalis Ac pro predicta tertia parte dicti molendini lie schirrefmylne nuncupati summa quadraginta solidorum cum duobus solidis annuatim in augmentationem rentalis ad dictos duos anni terminos consuetos festa videlicet penthecostes et sancti martini in hieme per equales portiones nomine feudifirme necnon heredes dicti Willelmi duplicando dictam feudifirmam primo anno eorum introitus ad prefatas terras cum pertinentiis prout vsus est feudifirme tantum Necnon pro predictis terris toftis croftis hortis annuis redditibus ac aliis supraspecificatis perprius ad dictos fatres predicatores et carmelitanos de Abirdene spectantibus summam quadraginta librarum monete regni nostri ad dictos duos anni terminos consuetos festa videlicet penthecostes et sancti martini in hieme pauperibus hospitalitatis de Abirdene dandam et applicandam prout nos nostrique successores dirigemus vt nobis videbitur expediens IN CUIUS REI testimonium huic presenti carte nostre magnum sigillum nostrum apponi precepimus

Testibus predilectis nostris consanguineis et consiliariis Joanne domino Hammiltoun etc. commendatario monasterii nostri de Abirbrothok Archibaldo Angusie comite domino Dowglas Dalkeith et Abirnethy etc. reuerendissimo ac venerabili in Christo patre Patricio Sancti andree archepiscopo Waltero priore de Blantyre nostri secreti sigilli custode dilectis nostris familiaribus et consiliariis domino Joanne Maitland de Thirlestane milite nostro secretario Alexandro Hay de Eister Kennett nostrorum rotulorum registri ac consilii clerico Ludouice Bellenden se Auchnoule milite nostre Justiciarie clerico et magistro Roberti Scott nostre cancellarie directore apud Dalkeith vigesimo sexto die mensis Septembris anno Domini millesimo quingentesimo nonagesimo secundo et regni nostri vigesimo sexto.

From the *Registrum Magni Sigilli*, Lib. xxxviii., No. 25. Sasine was taken 11th and 16th January, $159\frac{2}{3}$.*

* The properties of the Black and the White Friars, falling to the Crown after the Reformation, had been granted on a 19 years' tack to the Queen's "dailie seruitour," Captain Hew Lauder, 17th February, $156\frac{5}{6}$ (*Registrum Secreti Sigilli*, xxxiv. 59: cf. *Aberdeen Town Council Register*, xxvi. 102), for a yearly payment of £10 Scots. By a letter of 6th June, 1567 (Mar. Coll. Ch. Chest, Mass xx., No. 8), Her Majesty confirms the said tack, "sen the making of the quhilkis our said souerane lady be hir charter vnder hir greit seill eftir hir generall reuocation hes infeft the provest baillies counsall and communitie of the burght of Aberdeine the landes &c pertenand to the saidis freiris . . . albeit hir maiesties mynd nor will the tyme of the granting of the said infeftment was not nor yit is that the samyn suld be ony wyss preiudiciall to the said tak during the yeiris contenit thairin nor yit suld comprehend the landis &c pertenand to the saids freiris except only the said sowme of ten pundis contenit into the said tak to be payit to thame yeirlie be the said Hew". Of this infeftment to the Burgh I can find no other trace either in the Burgh archives or in the *Reg. Mag. Sig.* or *Reg. Secr. Sig.* Before the 3rd February, $156\frac{7}{8}$, Lauder had resigned his rights, for on that date a new tack, for a like period of 19 years and for the same rent, is granted to David Mar, burgess of Aberdeen (*Reg. Secr. Sig.*, xxxvii. 36: *cf.* Mar. Coll. Ch. Ch., vi. 97; xx. 10; i. 24).

On 23rd October, 1571, the Friars' lands are granted in feu to Captain Andrew Chisholm for a reddendo of fourteen merks Scots (*Reg. Secr. Sig.*, xl. 16); but the Captain falling "in bello pro defensione authoritatis nostre in borealibus partibus regni nostri," before sasine had been taken, the grant is renewed in favour of his only lawful daughter Janet Chisholm, 6th August, 1572 (*Reg. Secr. Sig.*, xli. 7).

On 16th December, 1581, without any reference to the Chisholms, the same lands are granted in feu to William Leslie, brother german to John Leslie of Balquhane (*Reg. Secr. Sig.*, xlviii. 73); but on 28th October, 1583, there is a charter conveying the same to the burgh, to pay the composition for which it appears the inhabitants were stented in 1000 merks (*Council*

Reg., xxxi. 575; Burgh Ch. Ch., A² 27, 28, 29; *Reg. Secr. Sig.*, xlix. 172; *Reg. Mag. Sig.*, xxxv. 763). The professed object of the grant was the endowment of the Poors' Hospital, but this purpose was not carried into effect, for on 14th March, $158\frac{5}{6}$, a charter of *novodamus* to Wm. Leslie appears (Mar. Coll. Ch. Ch., i. 6, 7, 25; *Reg. Secr. Sig.*, liii. 131; *Reg. Mag. Sig.*, xxx. 69), wherein the temporary grant to the burgh is accounted for "occasione absentie predicti magistri Willelmi tempore nouissimi belli nostro in regno concitati". By a contract of 11th April, 1587, between Leslie and George Earl Marischal (Mar. Coll. Ch. Ch., ii. 42), the former agrees to transfer his rights to the Friars' lands, "for the qlkis premisses the saids George erll merschell and his foirsaids sall content and delyuer to the said mr Wm Lesly his aris executoris and assignais the soume of tuelff thowsand Merkis vsuall moe of this realme betuixt the deat heiroff and the feist of Candilmes nixt to cum in this instant yeir of god Jm vc four scoir and sewine yeiris Prouyding allwayis gif the said erll or his foirsaids payis and delyueris to the said mr Wm or his foirsaids wtin the toune of new Abd vpone the secund day of nor nixt to cum in this instant yeir of god Jm vc four scoir and sewine yeiris the sowme of sex thowsand merkis vsuall mony of this realme togidder in ane soume stampt plakis and peneis exceptit and in caise of the said mr Wm or his foirsaids absence and vtheris hawand his laul power or of their refuisall to resaue the samen reallie and wt effect offeris the said sowme of sex thowsand merkis moe foirsaid to the said mr Wm and his foirsaids at the duelling hous of James Lesly elder wtin the brut of Abd. the said day and therefter deponis and consignis the samen in the hands of mr Alexr Cheine persone of snaw and commissar of Abd and failyeing of him in the hands of mr Thomas Lesly burges of Abd to the vtilitie and profeit of the said mr Wm and his foirsaids thane and in that caice and na wtherwayis the said erll and his foirsaids to be frie releifeit and dischargeit of the super plus of the said principall sowme of tuelff thowsand merkis attour and abow the said sowme of sex thowsand merkis sua that the said erll and his foirsaids in the caice above wrtine salbe allenerlie subiectit and obleist in the payment of sex thowsand merkis moe foirsaid Attour it is conuenit and agreit betuixt the foirsaid parteis that John Lesly in Kintor sall hawe of the said erll the ruids of land lyand wtin the territorie of Kintor qlkis pertenit to the said freiris of Abd presently occupeit be the said Wm Lesly for yeirly payment of fourtie shillingis to the said erll and his foirsaids allenerlie dureing all the dayis off the said John Lesleis lyftyme And the foirsaid parteis are content &c."

On the 17th of May, 1587, the Earl has a crown charter of the Friars' lands (*Reg. Secr. Sig.*, lv. 88; *Reg. Mag. Sig.*, xxxvi. 345; precept of sasine in Mar. Coll. Ch. Ch., i. 23); but this falling under the Revocation of 29th July, a new grant became necessary. It bears date 29th July (Mar. Coll. Ch. Ch., i. 8, 19; *Reg. Secr. Sig.*, lv. 124; *Reg. Mag. Sig.*, xxxvi. 420). To secure more detailed enumeration of the properties, the Earl resigns for new infeftment to himself, 9th January, $158\frac{8}{9}$ (Mar. Coll. Ch. Ch., i. 20, 21); and again, for infeftment to himself in liferent and to his son, William, in fee, 26th September, 1592 (*Reg. Secr. Sig.*, lxiv. 147; *Reg. Mag. Sig.*, xxxviii. 25; instrument of sasine, 16th January, $159\frac{2}{3}$, in Mar. Coll. Ch. Ch., ii. 34). Finally, a charter is granted to William alone on 21st October, 1612 (*Reg. Secr. Sig.*, lxxxi. 147; *Reg. Mag. Sig.*, xlvii. 48); instrument of sasine, 12th November, in Mar. Coll. Ch. Ch., ii. 35).

I*a*.

Abstract of foregoing Charter.

The King grants in liferent to George Earl Marischal, and in fee to his eldest son William Keith, and the heirs male of his body, whom failing, in succession to George Earl Marischal, Robert laird of Altrie, John Keith, feuar of Troup, John Keith of Ravenscraig, and the heirs male of their bodies, whom failing, to George Earl Marischal and his heirs and assignees whatsoever bearing the name of Keith:—

The lands and barony of Altrie, including the lands, &c., formerly belonging to the Monastery of Deer, viz., the manor of Deer, kirk lands of Cuthill, lands of Clerkhill, Quairtelhouse (and fulling mill thereof), mill of Creichie, with mill lands, &c., lands of Dennis, Mickle Auchrydie, Auchmumgell, Carnebarroch, with mill, &c., Little Auchrydie, Craigmylne, with mill, &c., Glenkriach, Little Elrig, Auldmad, with mill, &c., Badforsky, with mill, &c., Auchlek, Aucherb, Cryalie, Skillimarno, Auchmacher, Altre, Byffie (Raw of Byffie and Parkhouse of Byffie), Brinthill, Mill of Bruxie with multures, with the new mill of Bruxie on the water of Inverugie, Scroghill, Kirktown of Deer, Benwallis, Mickle Elrig, with mill, &c., Fechill, Monkhill, Grange of Rahill, the Fishertown of Peterhead, with harbours, &c., lands of Kaikinch, Monksholm, Upper and Nether Alterlands of Foveran; annuals of 3*l.* 6*s.* 8*d.* from Tulloch, 1*l.* 3*s.* 4*d.* from Toukis, 2*l.* from Sauchope of Kinmundy; tenements and houses within the burgh of Aberdeen; salmon fishing of Inverugie; mill of the monastery of Deer; lands of Barrie; with tenants, &c., and with all teinds, &c., of the parish churches of Deer, Peterugie, Foveran, and Kingedward, and lands in these parishes: Together with the harbour and burgh of barony of Keitinch, or Kaikinch, with haven-silver, &c.; the patronage of the parish churches of Deer, Peterugie, Foveran, and King Edward; all belonging to the barony of Altrie.

And all the templar [?] lands of Dunottar and Fetteresso, lands of Clerkinsheils, Tulliquhillie, Mallamuk, and crofts in Banchory, and third part of the Sheriff mill, with multures.

And also all the crofts, annuals, &c., of old belonging to the Black Friars of Aberdeen—viz., Yard Croft, between Adam Mar's Croft and 's croft on E., Womanhill on W., Gilbert Anderson's house, Black Friars' manse and kirk on S., Loch on N.; Sow Croft between highway on E. and N., Denburn on W., George Harrow's croft on S.; Craigwell Croft between Master Gilbert Bissat's croft on E., George Watson's on W., Andrew Dun's on S., highway on N.; Cunningharholes

(occupied by Patrick Gray, senior, and John Dortie, his sub-tenant), in E. territory, between Links on E. and S., David Menzies senior's crofts, called Gallow hills, on N.; Three Rigs beyond Crabstane, between Headrigs on E., Alexander Leith's croft on W., highway on S., George Watson's croft on N.; Fill the Cop Croft (occupied by Agnes Menzies and Gilbert Falconer, her sub-tenant) in E. territory, between Alexander Cullen's croft on S., John Irving of Kincowsie's croft (also called Fill the Cop) on N., Futtie's mire on E., and highway on W.; Rig, at Gallowgate head (occupied by said Agnes and Gilbert), between late Master Robert Lumsden's croft on S., late Andrew Murray's on N., Broadford on W., and highway on E.; Two Rigs in the Floors between the Gallowhills on E., highway on W., Alexander Malyson's crofts on S., and croft formerly Gilbert Kintore's on N.; Barbour's Croft, between highway on E., Crooked Mire on W., Master George Lumsden's crofts on S., and Alexander Rutherford's croft on N.; Rig between Links on E., William Humphrey's lands on W., Garrakis wynd on S., and Alexander Cullen's croft on N.; Rig in Futty (occupied by Gilbert Black), between lands of said Gilbert, now belonging to late Andrew Mar's heirs, on N., late Gilbert Gray's heirs' lands on S., ford mark on W., and links on E.; Rig near Gallowgate head, between Gallowgate hills on E., highway on W., Andrew Jack's croft on S., and Alexander Malyson's on N.; Incroft, within the stone walls (occupied by James Menzies and his sub-tenants), in the Schoolhill, between the Blackfriars' place (occupied by Gilbert Anderson), on E., Womanhill on W., Loch on N., highway to Womanhill on S.; Sowcroft [Forecroft?], near the Grammar School (occupied by Alexander Chalmer and his sub-tenants), between late George Bisset's lands to S., highways to E. and N., and Denburn to W.; Long Rig, in N. territory (occupied by Alexander Malyson), between rig formerly Laird of Gartly's, now John Johnston's, on N., a rig of Alexander Malyson's and highway on W.; Pringle's Croft, in W. territory (occupied by Alexander Jaffray and his sub-tenants), between late Gilbert Gray's croft on S., late Gilbert Collison's on N., late John Anderson's on E., and Rubislaw on W.; two small adjacent crofts, in W. territory, between College croft on E., late George Watson's on W., Crawstone on S., and highway on N.; Long Rig, in W. territory (formerly occupied by late Master Gilbert Bisset), between Langlands of White Friars on W., Dowcot Brae on E., and way towards Crawstone on S.; Eight Roods in Kintore (occupied by John Leslie), four in N. territory, between lands of heirs of late Alexander Keith of Auquhorsk on N. and S., lands of Alexander Chalmer of Balnacraig on E., and highway on W., two also in N. territory, between lands of said Alexander Keith's heirs on W. and S., lands of John Chalmer in Fintrie on W. [N.?], and lands of Altar

of Holy Rood on E., and two in S. territory, between lands formerly of Patrick Anderson, now of John Gordon of Glasgowforrest, on E., lands formerly of Andrew Scherar, now of said Earl Marischal, on W., common moor on S., highway on N.; Black Friars' Manor, with houses, yards, &c. (occupied by Gilbert Anderson), in Schoolhill, between Grammar School on E., Incroft on W., highway on S., Loch on N.; Together with the following annuals:—10*l.* from Mains of Dunottar; 6*l.* 13*s.* 4*d.* from lands of Banchory and Devenick; 10*l.* from lands of Fuddes; 6*l.* 13*s.* 4*d.* from lands of New Leslie; 4*l.* from lands of Creichie; 40*s.* from lands of belonging to Laird of Pitcaple; 40*s.* from lands of Synnaboth; 4*l.* from lands of Creichmannogat; 40*s.* from lands of Ranystoun; 20*s.* from lands of Hills of Dyce; 13*l.* 6*s.* 8*d.* from lands of Little Arnage; 30*s.* from lands of Bannacuthill; 8*l.* from lands of Ardoyne; 40*s.* from lands of Birsmore; 40*s.* from town of Inverurie; 40*s.* from lands of Seggieden; 5*l.* 6*s.* 8*d.* from lands of ; 40*s.* from lands of Forg; 8*l.* from lands of , belonging to Laird of Lysk; 24*l.* from the Tolhouse of Aberdeen; 4*s.* from late John Peterkin's land on E. of Gallowgate; 5*s.* from late John Litster's land on W. of do.; 10*s.* from late Margaret Kintore's land in Aberdeen; 12*s.* from late Thomas Cargill's land on W. of Gallowgate; 26*s.* 8*d.* from Elizabeth Leslie's land on W. of do.; 6*s.* 8*d.* from late Patrick Menzies' land on W. of do.; 6*s.* 8*d.* from Elizabeth Annand's land on W. of do.; 17*s.* from Allan Putra's land on W. of do.; 12*s.* from Master Andrew Gray's lands in Netherkirkgate; 6*s.* 8*d.* from land of Thomas Kay, baker in Aberdeen; 5*s.* from late Master Robert Lumsden's land on E. of Gallowgate; 13*s.* 4*d.* from late Marjory Gray's land in the Ghaist row; 40*s.* from late Francis Chantoune's land in do.; 40*s.* from Elizabeth Annand's land in the Shiprow; 20*s.* from Alexander Cullen's land near the Flesh house; 17*s.* from late Alexander Robeson's land at harbour of Futty; 8*s.* from late Walter Brechin's land at the Keyhead; 6*s.* 8*d.* from late Andrew Hunter's land in the Upperkirkgate; 20*s.* from the laird of Essilmont's land in the head of do.; 36*s.* from David Low's lands in Castlegate and Netherkirkgate; 52*s.* from John Anderson's land in Inverurie; 6*s.* 8*d.* from William Ranaldson's land in Aberdeen; 26*s.* 8*d.* from a half net of the Raik fishings; 50*s.* from the Braid croft, near the Justice Mills, belonging to late Thomas Lindsay's heirs; 26*s.* 8*d.* from the Justice Mills, belonging to Gilbert Menzies, provost of Aberdeen; 40*s.* from crofts formerly of Gilbert Menzies, now of Duncan Donaldson, senior, and John Donaldson: all the aforesaid of old belonging to the Black Friars of Aberdeen.

And also all the crofts, annuals, &c., of old belonging to the White

Friars of Aberdeen — viz., Doucat Croft, between Martin Howeson's croft on E., Langlands on W., highway on S., and George Watson's croft on N.; Langlands and Cuttings, in W. territory (occupied by John Menzies and his sub-tenants), Langlands between late Thomas Bisset's crofts on W., late Martin Howeson's heirs' croft on E., swell and haugh of Clayhills on S., and late Gilbert Menzies' Eight Rood croft on N.; Pynernook, Sowcroft, and Hillcroft lying adjacent, in W. territory (occupied by Master Robert Chalmer and his tenants), between St. John the Evangelist's croft on W., Denburn on E., Ladywell croft on S., highway on N.; Two Butts, in territory of Futty (occupied by Janet Ailhous) between late Andrew Murray's lands on S., David Whyte's on N., Alexander Cullen's on E., and Floodmark on W.; Ladycroftland or Well croft, in W. territory, between Pynernook on E., late Martin Howeson's croft on W., late Master James Burnet's on S., Cuttings belonging to John Menzies, Kintore's croft, and St. John the Evangelist's croft on N.; Eight Roods, between George Watson's lands on E., Gilbert Gray's croft on W., Martin Howeson's on S., and highway on N.; Pringle's croft, between John Anderson's croft on E., Rubislaw on W., Gilbert Gray's croft on S., and Gilbert Colleson's on N.; Croft, between George Watson's croft on E., Black Friars' on W., Duncan Donaldson's on S., and Master Gilbert Bisset's on N.; Three Butts (occupied by Janet Ailhous), two in the W. territory near the Crawstone, between Duncan Donaldson's lands on E., late George Bisset's croft on W., Black Friars' crofts on N., and highway on S., the third between late Andrew Murray's lands on E., late George Bisset's croft on W., Braid croft on N., and highway on S.; Wellcroft (occupied by John Forbes and his sub-tenants), between Pynernook on E., Floodmark on S., Master James Burnet's land on W., Hill croft on N.; White Friars' Manor, with houses, yards, &c. (occupied by William Menzies, senior, and his sub-tenants), between highway on E. [N.?] and W., Floodmark on S., and lands formerly of Thomas Menzies on E.; Small house (occupied by late Master James Burnet, and now by Catherine Chalmer), between Patrick Malyson's yard on E., White Friars' lands (occupied by William Menzies) on W. and S., and highway on N.; House and yard and smithy (occupied by Alison Horner and Robert Smyth) between lands formerly occupied by Master James Burnet on E., late John Barry's lands on W., White Friars' yard on S., and highway on W.; Kiln yard and small house (occupied by Andrew Nasmyth, sub-tenant of William Menzies); Yard and two Malthouses (occupied by William Menzies and his sub-tenants), between Robert Angus' lands on E., Floodmark on S., highway on W. and N.; Kiln on the hillock (occupied by Andrew Thoris and Helen Hornar), between highway

on E., S., and N., Denburn on W.; Stankyard (occupied by William Menzies), between highway on E., S., and N., and lands of Andrew Guthrie, Edward Donaldson, and Andrew Thoris on W.; Small house, within White Friars' walls (occupied by Andrew Nasmyth, sub-tenant of William Menzies), between highway on E., W., and S., and land occupied by Helen Hornar on N.; Tenement and yard, on N. of Green near White Friars' Place (occupied by James Mackie and Isabella Ross), between lands of Andrew Williamson and James Wiseman, baker, on E., late Thomas Peirie's lands, now Andrew Edy's, on W., Thomas Hunter's and highway on S.: Together with the following annuals:—12*l.* from lands of Ardoyne in Garioch; 26*s.* 8*d.* from Lord Pitcaple's lands of Haltoun of Arduine; 20*s.* from three houses in Kintore; 20*s.* from town of Inverurie; 40*s.* from Mill of Leslie, belonging to Laird of Leslie; 26*s.* 8*d.* from lands in Kincardineshire formerly of late John Thow in Cowny, now of Earl Marischal; 3*l.* from Friars Glen in the Mearns; 20*s.* from Lochfield croft in Aberdeen; 6*s.* 8*d.* from Gilbert Malyson's land on S. of Castlegate; 24*s.* from John Malyson's land on S. of do.; 20*s.* from land formerly Andrew Menzies', near Black Friars; 36*s.* from late Patrick Hannibal's land in Green; 13*s.* 4*d.* from Andrew Guthrie's land in do.; 16*s.* from Gilbert Webster's land in do.; 6*s.* 8*d.* from Walter Ferguson's land in do.; 53*s.* 4*d.* from David Trynet's land in do.; 10*s.* from Gilbert Burnet's land in ; 13*s.* 4*d.* from Gilbert Kintor's land near Keyhead; 12*s.* from late Barbara Low's land on E. of Castlegate; 24*s.* from late Parky junior's land in Castlegate; 20*s.* from Patrick Mure's land in do.; from Alexander Rattray's land in head of Castlegate; 3*s.* 4*d.* from William Chalmer's land without the Trinity Port; 6*s.* 8*d.* from John Barris' land within the burgh; 20*s.* from John Howeson's lands in the Gallowgate: all the aforesaid of old belonging to the White Friars of Aberdeen.

All which lands, &c., previously pertained in heritage to George Earl Marischal, and are now resigned by him for this new infeftment in liferent to himself, and in fee to his son William and others as above.

Further, the King confirms all prior infeftments: and *de novo* grants to the said George, &c., the barony of Altrie, annexing thereto the patronage of the parish church of Peterugie, and of the prebend of Deer in the cathedral of Aberdeen, with the teinds of the lands of Fethill, formerly belonging to the monastery of Deer, and resigned by the abbot and convent for such annexation; the kirklands of Dunotter and Fetteresso, lands of Clerkinsheils, Tilliquhillie, Mallamuk, crofts in Banchory, and third part of Sheriff mill; and all the crofts, &c., of the Black Friars and White Friars of Aberdeen. Reserving

for Robert, laird of Altrie, a liferent of the barony of Altrie, with new annexations thereto; for Margaret Hume, Countess Marischal, a liferent of one-third of all foresaid barony, kirk lands, &c., and friars' lands; and for George Earl Marischal the power to give tacks, long or short, of the foresaids. Providing that it shall not be lawful for said William and his heirs to make any alienation or tack thereof without consent of said George, and after his death before the said William or his heirs attain the age of twenty-five years, of Francis Earl of Errol, Thomas Lyon of Auldbar, knight, Alexander Lord Home, William Ker of Cesfurd, James Home of Coldinknowes, knight, or of a majority of the survivors thereof; and that on payment at any time, after fifteen days' warning, within the church of Dunnotter, by the said George or his assignees, to the said William and his heirs, of the sum of twenty pounds Scots, the said William, &c., shall be bound to resign all rights in favour of the said George, &c., who shall thereupon resume full possession as before present charter. Which infeftment the foresaid William accepts.

Further, the King grants that sasines shall suffice, to be taken at Altrie for the barony of Altrie, at Fetteresso for the kirklands, &c., and at the principal messuages of the Friars for the lands thereof.

To be held the foresaids by the said George, &c., &c., of the King.

Paying, for the barony of Altrie, 140*l.*; for the kirklands of Dunotter, 5½ merks, with 40*d.* of augmentation; for the kirklands of Fetteresso, 7*l.* 14*s.* 4*d.* and a boll of serjeand corn, with 40*d.* of augmentation; for the lands of Clerkinsheils, 4*l.*, with 40*d.* of augmentation; for the lands of Tulliequhillie, Mallamuk, and crofts in Banchorie, 10*l.*, with 6*s.* 8*d.* of augmentation; for the third of the Sheriff mill, 40*s.*, with 2*s.* of augmentation, and double feu-duty at entry of heirs; and for the Friars' lands, 40*l.*, to be applied to the poor of the hospital of Aberdeen, as the King shall direct.

Sealed at Dalkeith, 26th September, 1592. Witnesses: John Lord Hamilton, Commendator of Arbroath; Archibald Earl of Angus, Lord Douglas, Dalkeith, and Abernethy; Patrick, Archbishop of St. Andrews; Walter, Prior of Blantyre, Keeper of the Privy Seal; John Maitland of Thirlestane, Knight, King's Secretary; Alexander Hay of Easter Kennett, Clerk of the Rolls, Register, and Council; Louis Bellenden of Auchnoule, Knight, Justice Clerk; and Master Robert Scott, Director of Chancery.

II.

George, fifth Earl Marischal, founds a public Gymnasium [p. 41, l. 7] *or Academia* [p. 41, l. 16] *or Collegium* [p. 42, l. 8] *or Universitas* [p. 56, l. 7] *in Aberdeen, endowing the same with the former possessions of the Black Friars and of the White Friars of Aberdeen, and with the lands of old belonging to the Chaplainries of Bervie and of Cowie. 2nd April,* 1593.*

GEORGIUS COMES MARISCALLUS, Dominus Keyth et Altrie, Omnibus et Singulis vere Christianis æternam in Domino Salutem.

CUM ortûs, conditionis et officij memores instituissemus pro virili, Ecclesiæ, Patriæ et Reipublicæ prodesse, et si quâ possemus ratione in medium consulere, animadvertentes serioque nobiscum reputantes, quanta in inscitia atque ignoratione plerique versentur; ut pessime habeant, turpissime nequissimeque in vita bene beateque instituenda errantes, adeoque misere desciscentes; ut pro innata morum corruptela omni scelere commaculati, gravissimâ jacturâ et naufragio sæpe pereant, unde Ecclesiæ, Patriæ et Reipublicæ plurimum damni accedit; quod vel eo maxime contingit, quod honesta, ingenua et Christiana educatio atque institutio multis in locis hic vel deficiat vel negligatur, ut pie ac probe educati, atque in humanitatis artibus instituti, quam paucissimi reperiantur, quorum opera atque studio Ecclesia efflorescat, Patria enitescat, et Respublica magis magisque amplificetur, in Dei gloriam, civiumque salutem et incolumitatem: Huic nos malo tandem consultum cupientes, ut quos Deus Optimus Maximus singulari clementia et bonitate dignatus est, cum quod alia in nos contulerit beneficia, tum quod maxime sinceriori atque uberiori sui cognitione

* See translation of the Foundation Charter on page 60. Compare the *First Book of Discipline*, "Of the Erection of Universities," and the terms of the other post-Reformation foundations:—"Buchanan's Reformation" of the University of St. Andrews, 1579 (printed in the *Evidence* of the 1826-30 Commission, vol. iii., p. 183); the "Erectio Regia" of the University of Glasgow, 1577 (*Evidence*, vol. ii., p. 239; *Munimenta Universitatis Glasguensis*, vol. i., p. 103); the Charter of the University of Edinburgh, 1582 (*Evidence*, vol. i., App. 5; Craufurd's *History*, p. 1; Bower's *History*, vol. i., p. 389); and the "Nova Fundatio" of the University and King's College of Old Aberdeen. The last has not hitherto been printed, either in the *Fasti Aberdonenses* or elsewhere. The passages quoted in subsequent Notes are taken from the copy in Professor Knight's MS. *Collections*, vol. v., p. 1787.

illustravit, et proinde dum inseverit animo nostro affectum et sensum, ut nihil nobis magis sit in votis, quam de Ecclesia, Patria et Republica, quam optime mereri: Jd constituimus, non sine prudentissimorum et gravissimorum hominum consilio et judicio, bene subducta ratione, ut quod a nobis præstari poterat sedulo faceremus, et quam vel optarent vel exigerent a nobis opem homines, tam iniqua miseraque errorum [*rerum*, C.R.*] conditione noti [*non*, C.R. & B.R.] excusaremus [*recusaremus*, C.R.], quin ultro et libentissime communi consuleremus utilitati, dum alias ut res temporaque postularent, tum præsertim in publica [*puerili*, C.R. & B.R.] disciplina, quæ hic in Borealibus hujus Regni SCOTIÆ partibus passim desideratur, instituemus juvanda [*desiderentur, instituenda adiuvanda*, C.R. & B.R.] et promovenda, ut quæ hactenus incommoda et detrimenta, Ecclesia, Patria et Respublica, maximo bonorum omnium dolore senserunt, quatenus propitio Deo per nos fieri possit, quam primum et diligentissime resarcirentur. Neque hujus nostri instituti alia ratio est, quam ut aliorum, quibus nihil antiquius quam de Ecclesia, Patria, et Republica quam optime mereri, tum majorum multorum [*nostrorum*, C.R. & B.R.], qui idem assidue factitarunt, exemplo et vestigiis insistentes, Ecclesiæ, itidem Patriæ et Reipublicæ adiumento et ornamento esse possemus. ITAQUE quod olim in hoc regno SCOTIÆ, ut alibi passim factum est, Reges, Principes, Proceres et Episcopi, Ecclesiæ, Patriæ et Reipublicæ imprimis studiosi, COLLEGIA instituere et condidere, domicilia Musis sacra, et quasi SEMINARIA, ubi juventus pie et ingenue educaretur, in bonarum literarum atque ARTIUM studijs, qui inde in omnes Reipublicæ partes, ut commodum videretur, transferri possint, sive ad propagandam Divini Verbi prædicationem in ecclesijs, sive ad pueritiam rectius instituendam, sive ad Politiam administrandam, sive ad alios usus sicubi vel Ecclesia vel Respublica postularet; atque hæc Collegia publicas studiosorum [*studiorum*, B.R.] Scholas satis amplis redditibus et stipendijs donarunt, ad benigne honesteque alendos Præceptores, ipsos Artium Professores, et quosdam etiam Discipulos, premente inopiâ, ut de suo vitam nequirent tolerare: Nos eadem inducti ratione, quod felix faustumque sit, Deum Optimum Maximum comprecantes, ut huic nostro incepto favere dignetur, in Nominis sui

* See page 60.

gloriam, Ecclesiæ propagationem, et Republicæ emolumentum id dirigat, ut bene semper huic operi cedat, neque unquam collabi aut intercidere patiatur, instituere volumus Abredoniæ, quæ Nova dicitur ad Veteris discrimen, quæ urbs de nobis bene merita est, et hoc nostro beneficio præsertim devincta, de nobis et successoribus nostris, deque nostra tota familia porro rectius merituram confidimus, publicum GYMNASIUM, in ædibus quondam Franciscanorum, quarum translatio in hunc usum maxime opportuna et commodissima visa est, ubi et cæteris artibus humanitatis, ipsaque Philosophia et sinceriore pietate, maxime instituatur atque erudiatur juventus, idoneis et doctis tradita præceptoribus, quibus nostro beneficio dabuntur stipendia quæ conveniant.

ITAQUE donamus et concedimus libere et gratuito atque a nobis et successoribus nostris in perpetuum alienamus et transferimus et ad mortuam ut ajunt manum dimittimus præceptoribus et studiosis cæterisque ordinarijs Academiæ nostræ membris, a nobis constitutis et constituendis, totum et integrum mansum et manerias, glebas, hortos, claustra, Ecclesiam cum puteis, quæ olim pertinebant ad fratres Franciscanos vulgo GRAY FREIRIS Abredonenses prout muris cinguntur et limitantur, ex parte orientali vici vulgo BREDGETT vocati; OMNES et singulas terras, croftas, rudas, rigas, pomaria, horrea, columbaria, tenementa, domos, ædificia, hortos, acras, annuos redditus, feudifremas, ustrinas, manerias, aliaque quæcunque fratribus prædicatoribus et Carmelitanis de Aberdeine, vulgo BLACK and WHYTT FREIRIS; Et territoria et agros pertinentes ad Nos in Bervy, quondam capellaniam de BERVY, ac etiam capellaniam de Covy, vulgo DIVÆ MARIÆ vocatam, ad nos spectantem, ut latius continent singula in chartis et evidentijs nostris quæ hic generaliter notasse sufficiet, ac si essent specialiter expressa: Tenenda et habenda a [*de*, C.R.] nobis et successoribus nostris MARISCALLI Comitibus, in pura et perpetua Elymosina: Reddendo inde devotarum orationum suffragia tantum. Et quia hæc omnia ex mera nostra liberalitate Academiæ nostræ donamus et conferimus, proinde nos et hæredes nostros ab omni evictionis et varantizationis vinculo liberos esse volumus, facto nostro duntaxat excepto. Hos autem proventus [*provectus*, B.R.] et redditus annuos in juventutis ædificationem atque institutionem liberaliter collatos, in tot personas distribui volumus, videlicet, Gymnasiarcham, Præ-

ceptores tres, quos Regentes vocant, Academiæ Alumnos sex, Oeconomum, Coquum; et ut Academiæ ædes sartæ tectæ conserventur, has omnes dictas personas Collegialiter vivere, id est intra septa Academiæ simul cibum sumere et dormire volumus.*

De Officio Gymnasiarchae Ejusque Salario.†

Gymnasiarcham probum et pium hominem imprimis esse oportet, cui tota Academia et singula ejus membra curæ sint, cuique in singulas Collegij nostri personas jurisdictionem committimus ordinariam;

* The following parallel passages are from the *Nova Fundatio* of University and King's College:—

Collegium viginti ordinariis vel residentibus personis constituatur: Gymnasiarcha quem Principalem vocant, quatuor Regentibus quorum primus erit Sub-principalis, Præceptore Grammatico, Æconomo, duodecim pauperibus studentibus, duobus servis altero Principalis altero Sub-principalis, et Coquo. . . . Ac primum quidem omnes viginti duos personas (Præceptore Grammatico excepto) collegialiter vivere hoc est intra septa Collegii simul et cibum sumere et dormire volumus.

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† Gymnasiarcham autem, quem principalem vocant, pium et probum hominem esse oportet, in totum Collegium et singula illius membra subesse oporteat, cui in singulas Collegii nostri personas jurisdictionem committimus ordinariam. Is in sacris literis probe institutus, ad aperienda fidei mysteria et reconditos Divini Verbi thesauros idoneus, linguarum etiam gnarus et peritus sit oportet, imprimis vero Hebraice et Syriace, cujus Professorem esse instituimus (linguam enim sacram ut par est promovere inter subditos nostros cupimus ut Scripturarum fontes et mysteria rectius aperiant). . . . Præ victu et honorario ei et famulo suo constituimus in presentiarum pro ratione redituum, quos jam habet Collegium, viginti quatuor bollas farinæ avenariæ seu hordei et ducentas mercas monetæ Scotiæ.

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Quartus regens, quem Subprincipalem nominamus . . . physiologiam omnem eamque quæ de natura animalium utpote imprimis necessariam de Græco Aristotelis contextu enarrabit; Geographiam et Astrologiam profitebitur, necnon generalem etiam cosmographiam et temporum a condito mundo supputationem, quae res ad alias disciplinas et Historiarum cognitionem non parum lucis adfert, quibus sub anni finem sanctæ linguæ præcepta una cum earundem nonnulla praxi adjunget. . . . Quoniam vero hujus quarti regentis opera et laboribus Colophonam philosophico studio imponi volumus, ac pileo coronatos adolescentes ad graviora studia alacrius contendere, . . . eidem, cum suo famulo pro annuo victu et salario assignamus ut Collegii redditus nunc se habent, viginti quatuor bollas farinæ avenaticæ et octuaginta libras monetæ regni nostri Scotiæ.

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is in sacris literis probe instructus, ad aperienda fidei mysteria et reconditos Divini Verbi thesauros idoneus, Lingvarum etiam gnarus et peritus esto, imprimis vero Hebraicæ et Syriacæ quam propagari cupimus; in singulas septimanas Die Lunæ in Sacris Literis doceat horam unam; Jdem post octo acromaticos libros quos tertius Regens explicabit, reliquam Physiologiam omnem e Græco Aristotelis contextu enarrabit, cui addet brevem anatomiæ explicationem; Jdem geographiam, chronologiæ [*chronologiam*, C.R. & B.R.] et Astronomiæ principia proponet; Hebraicam insuper Grammaticam cum aliqua præceptorum praxi adjunget. Post confectum studiorum curriculum pileo Magisterii donabit idoneos. Cui cum publicæ disciplinæ onus incumbat (sic enim pro rato volumus) et ipsius famulo quod [*quam*, C.R. & B.R.] necessarium esse putamus assignamus, tres hordei celdras et Centum Mercas moneti [*monetae*, C.R.] hujus regni.

De Officio Regentium Eorumque Salario.*

Proximus post gymnasiarcham Regens Arithmeticæ et geometriæ elementa, selectiora ex Aristotelis libris Ethicωn et Politicωn e Græco contextu explicabit, quibus et Ciceronis libros de officijs, ad mores melius informandos et lingvam Latinam locupletandam adjunget, et sub anni tertij finem Aristotelici Organi Physici acroamaticos libros interpretabitur. Tertius ordine Organum Logicum et præ-

* Tertius [Regens] Arithmeticæ et Geometriæ Rudimenta, Selectionem ex Aristotelis organo Logico, una cum ejusdem libris Ethicωn et Politicωn e Græco contextu enarrabit; quibus et librorum Marci Tullii de Officiis ad mores melius reformandos et linguam Latinam locupletandam explicationem adjunget. . . . Proximus præcepta inventionis, dispositionis, et elocutionis quam possit facili methodo suos auditores . . . docebit, usumque præceptorum ex optimis utriusque linguæ authoribus præceptis adjunget, adolescentesque tum scribendo, tum declamando exercebit, ut in utriusque linguæ facultate pares ad Philosophiæ præcepta capessenda magis idonei evadere possint. . . . Primæ et infimæ classi præfectus Græcæ linguæ institutionem profitebitur, addita enarratione quam facillimorum et optimorum authorum utriusque linguæ, eosdemque frequenti styli exercitio, sex primis mensibus Latinæ compositioni, reliquis sequentibus Græcæ inscriptioni assuefaciet. . . . Unicunque horum regentium pro annuo victu et salario, prout Collegii reditus nunc se habent, unam chalderam farinæ [avenaticæ, una cum quadraginta septem libris et septem decem solidis monetæ regni nostri assignamus.

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ceptorum inventionis et judicij praxin ex optimis utriusque lingvæ authoribus docebit, adolescentes tum scribendo tum declamando exercebit, ut in utriusque lingvæ facultate pares progressus facere possint. QUARTUS qui et infimus Græcæ Lingvæ institutionem profitebitur, addita enarratione quam facillimorum authorum utriusque Lingvæ; eosdemque frequenti styli exercitio, sex primis mensibus Latinæ compositioni, reliquis sequentibus Græcæ scriptioni assvefaciat, quibus adjunget breve Compendium aliquod Jnventionis et Judicii Logici. HORUM autem trium Stipendium par esto, cedant nimirum singulis, viginti quatuor bollæ hordei et quadraginta libræ in victum et annuum salarium.

DE PRAESENTATIONE ET ADMISSIONE PER CANCELLARIUM, RECTOREM, DECANUM FACULTATIS, ETC.*

OMNIUMQUE electio et admissio erit ad hunc modum. Præceptorum omnium nominatio, quam præsentationem vocant, quoties locus morte, dimissione, vel discessu vacabit, penes Comitem MARISCALLUM Fundatorem, ejusque hæredes erit; Examen autem et admissio penes hos vel horum partem majorem, nempe Academiæ Cancellarium, si Minister verbi sit, Rectorem, Decanum Facultatis, Veteris Academiæ Gymnasiarcham, Novæ Abredoniæ Ministrum, Ministros Verbi in Fetteresse et Deir. Et si eligendus erit Gymnasi-

* Quoties vero dictum Gymnasiarchæ munus quovis modo vacari contigerit, Regentes qui pro tempore fuerint ejusdem vacationis denunciationem dicti Gymnasiarchæ Electoribus ilico facere tenebant, ut illi certiores facti alium virum gravem et idoneum qui id muneris obeat sufficere possent; Cujusquidem Electionis legittimum tempus erit intra Sexaginta dies a denunciatione vacationis dicti muneris. Quod si subscripti electores distulerint Electionem Gymnasiarchæ, tum numerus eorum major, praescripto tempore sexaginta dierum jam exacto, electionem absolvit, idque intra quadraginta dies post exactos priores sexaginta. Examinatio et Electio dicti Gymnasiarchæ ad Prefectum seu Primarium novi sui theologici Collegii in Academia Andreana, Cancellarium Universitatis Aberdonensis, qui est Episcopus Aberdonensis, Rectorem Universitatis, Decanum Facultatis, Sub-principalem Collegii, tres reliquos Regentes ejusdem Collegii ita ut omnes tres unum tantummodo habeant suffragium, Ministrum Ecclesiæ Novæ Aberdoniæ, Gymnasiarcham Collegii Edinensis. Et quemcunque hi omnes aut eorum pars major, una cum Cancellario et uno ex duobus dictis Gymnasiarchis Andreano et Edinensi, consentientibus votis in unum eligerint, reliquis absentibus et ad diem indictum ubi legitime admoniti fuerint non comparentibus, illius

archa hujus novæ Academiæ, suffragium unum habeant tres Academiæ Regentes; in Regentium vero electione, Gymnasiarcha suffragium ferat. Quod si omnes electores in electione non interfuerint, eorum pars major, ut dictum est, electionem ratam faciat. Consummabitur vero electio intra diem sexagesimum a die Vacationis præcedenti, edicto publico in valliis [*valvis*, C.R. & B.R.] Collegii et templi novæ Abredoniæ per Decanum Facultatis et Academiæ Præceptores [*affixo*, C.R. & B.R.] per eosdem citatis ad diem electioni indictum ministris a Deir et Fetteresse.

Regentes ad Novas Transilire Professiones non Debent.*

Nolumus autem Academiæ nostræ Præceptores ad Novas professiones transilire, sed ut in eadem professione se exerceant, ut adolescentes qui gradatim ascendent, dignum suis studijs et ingenijs nanciscantur præceptorem, ni aliter Cancellarius, Rector, Gymnasi-

rata erit Electio. At si nullus prædictorum Gymnasiarcharum duorum adfuerit et consuit, irrita sit Electio: quamquidem examinationem electionem et admissionem procedere volumus, edicto publico valvis Collegii Aberdonensis et Ecclesiarum tam veteris quam novæ Urbis per Regentes affixo supra praemonitione triginta dierum ad minimum. . . . [Sub-principalis] electio erit penes Cancellarium Universitatis, Rectorem, Decanum Facultatis, Principalem Collegii, Ecclesiæ Novæ Aberdoniæ Ministrum, tres Regentes ejusdem Collegii, ita ut hi tres unum tantum habeant suffragium, aut si minus una omnes adesse possint, volumus ex prenominatis electoribus quatuor, id est qui quatuor suffragia tenent ad minimum interesse, et ex his quatuor Principalem Collegii una cum Ministro Novæ Aberdoniæ alioquin irritam fore electionem; fietque ejus electio infra mensem a die vacationis edicto publico a Principali affixo super valvis Collegii et Ecclesiarum Novæ et Veteris Aberdoniæ. . . . Eligentur autem hi tres Regentes vel eorum aliquis, quoties vacare ejusmodi locum contigerit, per Universitatis Cancellarium, Rectorem, Decanum Facultatis, Collegii Principalem, Sub-principalem, Novæ Aberdoniæ Ministrum, tres Regentes ejusdem Collegii ita ut &c.

. . . . . .

* Quatuor autem hos regentes noluimus (prout in Regni nostri academiis olim mos fuit) novas professiones quotannis immutare, quo factum fuit ut dum multa profiterentur, in paucis periti invenirentur, verum voluimus ut in eadem professione se exerceant, ut adolescentes qui gradatim ascendunt, dignum suis studiis et ingeniis præceptorem reperire quæant quod si Gymnasii fuerit, idque Gymnasiarchæ Subprincipali, Rectori, Cancellario, Decano Facultatis, visum fuerit, aut ex his tribus nimirum Principali, Subprincipali, Decano Facultatis, tres reliqui Regentes, ex eorum decreto, mutare inter se

archa, Decanus Facultatis, et Novæ Abredoniæ Minister de uno aut aliquo præceptore altero Academiæ emolumento secus statuerit. UT AUTEM cum fructu Præceptores juventuti præesse possint, et Juventus in studijs præclaros progressus facere, erit Gymnasiarchæ, Rectori, Cancellario, Decano Facultatis, authores qui Juventuti præponi, [*proponi*, B.R.] debeant præscribere, ita tamen ut omnes authores ijs linguis, quibus primum scripserunt, Studiosis enarrentur. VOLUMUS etiam præfatos nostros Regentes, eorum curæ commissos, docendo, scribendo, declamando, disputando, quam diligentissime in palestra literaria exerceant, præsertim vero duarum infimarum classium studiosos, quotidianæ compositioni assuefacere [*assuefieri*, C.R. & B.R.], horamque unam quotidie ad minimum hac in re consumere; Jtidem, post exactos primos octodecim menses, studiosos omnes, singulis mensibus publicis declamationibus, tam Græce quam Latine alternatim exerceri, utque hac pia emulatione magis inflammentur studia, studiosos omnes in decurias distribui, et singulo quoque mense ita censuram agi, ut doctissimus quisque cæteris omnibus præferatur.

provincias possunt; qui etiam authores juventuti proponendos singulis annis præscribent, ita tamen ut omnes iis linguis quibus primum scripserunt studiosis enarrentur. Volumus etiam præfatos nostros Regentes eorum curæ commissos docendo, scribendo, declamando, disputando, quam diligentissime in palæstra literaria exerceant, praesertim vero duarum infimarum classium studiosos quotidianæ compositioni assuefieri, horamque unam quotidie ad minimum hac in re consumere. Item post exactos primos octodecim menses, studiosos omnes singulis mensibus publicis declamationibus tam Græce quam Latine diligenter exercere utque hac pia emulatione magis inflammentur studia, studiosos omnes in decurias distribui, et singulo quoque mense ita censuram agi ut doctissimus quisque cæteris omnibus præferatur.*

* Compare also:—

Item that the youth may atteane vnto perfite knawledge of humanite and trew philosophie We ordain that in aither of the vther twa collegis viz. Sanctleonardis and Sanctsalvatouris thair sall be besyde the principall foure ordinair professouris or regentis euerie ane continewing in his awin professioun.—St. Andrews, *Reformation.*

Tres autem hos regentes nolumus prout in reliquis regni nostri Academiis consuetudo est nouas professiones quotannis immutare quo fit vt dum multa profiteantur in paucis periti inueniantur verum in eadem professione se exerceant vt adolescentes qui gradatim ascendunt dignum suis studiis et ingeniis preceptorem reperire queant.—Glasgow, *Erectio Regia.*

In the College of Edinburgh, from the outset until 1708, the teaching was on the old plan of regents. *Cf.* Sir A. Grant's *Story*, Vol. I., pp. 147, 262.

QUI SUNT ADMITTENDI, ET GRADU MAGISTERII DONANDI, ETC.*

ADHÆC volumus neminem in studiosorum numerum in primum ordinem admitti, nisi qui diligenti exploratione per Decanum, Gymnasiarcham, tres Regentes, Præceptores utriusque Scholæ Grammatices, aut eorum alterum, ad id juratos omnes, dignus eo ordine censebitur. Singulis quoque annis ordinum promotiones, per gradus progressionis fieri volumus, ita ut primi ordinis studiosi ad secundum transeant, secundi ad tertium, tertij ad quartum, quarti denique absoluto studio Philosophico LAUREA MAGISTERII donentur. Jn quibus gradibus hoc diligentur caveatur ne quisquam indignus promotione in superiorem ordinem transeat, nisi justo examine per Decanum Facultatis, Gymnasiarcham, tres Regentes, Præceptores Scholarum veteris et novæ Abredoniæ, aut eorum alterum, ad id juratos publice omnes, per eos habito. Si quis autem per eos promotione indignus censeatur, in eodem quo prius permanebit ordine, donec dignus promotione ad superiorem per eos judicabitur. Has examinationes, promotiones, et in Academiam nostram admissiones, singulis annis Calendis Octobris inchoari volumus. SINGULIS diebus Dominicis, in singulis Classibus lectionem Dominicam sacram [*lectionem sacram*, C.R.] ex Novo Testamento Græco proponi volumus, ita ut primæ Classi Evangelium Divi Lucæ, Secundæ Acta Apostolorum, Tertiæ Epistolam Divi

* Adhæc volumus neminem in Studiosorum numerum in primum ordinem admitti, nisi qui diligenti exploratione per Decanum, Principalem, Sub-principalem, tres Regentes, Præceptores utriusque Scholæ Grammatices, aut eorum alterum, ad id juratos omnes, dignus eo ordine censebitur. Singulis quoque annis ordinum promotiones per gradus progressionis fieri volumus, ita ut primi ordinis studiosi ad secundum transeant, secundi ad tertium, tertii ad quartum, quarti denique absoluto studio philosophico laurea magisterii donentur. In quibus gradibus hoc diligenter caveatur, ne quisquam indignus promotione in superiorem ordinem transeat, nisi justo examine per Decanum Facultatis, Principalem, Sub-principalem, tres Regentes, Magistros Scholarum Novæ et Veteris Abredoniæ, aut eorum alterum, ad id juratos publice omnes per eos habito. Siquis autem per eos promotione indignus censebitur, in eodem quo prius permanebit ordine, donec dignus promotione ad superiorem per eos judicabitur. Has examinationes, promotiones, et in Collegium nostrum admissiones, singulis annis Calendis Octobris inchoare volumus. Singulis diebus Dominicis in singulis classibus lectionem sacram ex Novo Testamento proponi volumus, ita ut primæ classi Evangelium Divi Lucæ, secundæ Acta Apostolorum, tertiæ Epistolam Divi Pauli ad Romanos, quartæ Epistolam ad Hebræos, sui præceptores mane hora sexta perlegant, hora vero quarta pomeridiana eandem prelectionem, a suis quisque discipulis exigat.

Pauli ad Romanos, quartæ Epistolam ad Hebræos, sui præceptores mane hora sexta perlegant, hora vero quarta pomeridiana eandem lectionem a suis quisque Discipulis exigat.

De Primarii Authoritate in Regentes deque Electione Sex Bursariorum.*

Potestas autem emendandi et corrigendi dictos Regentes erit penes dictum Gymnasiarcham, quem penes erit Academia ejicere et exterminare, si postpositis eorum officijs (ter ut dictum est) admoniti, resipiscere noluerint; cognita tamen causa, et adhibito consilio Rectoris et Decani Facultatis. Porro paupertatis cura habita, et quod multi præ inopia [*per inopiam*, B.R.] a bonis literis deterreantur, adjunximus Alumnos sex quos Bursarios vocant, eisque singulis assignamus pro annuo victu, ex redditibus dictæ Academiæ, triginta libras; eos paupertatis nomine commendatos esse volumus, quibus parentes et amici præ inopia [*per inopiam*, B.R.] victum suppeditare non queant, eosque ingenij præstantia et Grammaticæ facultatis peritia bonisque moribus valere. Electio admissio et collatio dictorum Bursariorum erit ad hanc formam. Gymnasiarcha, vel ipso absente publico programmate valvis Academiæ affixo, viginti dies ante Calendas Octobris omnibus id beneficij expetentibus, denunciabit, ut ad eum diem se sistant examini per Rectorem, Decanum Facultatis, novæ Abredoniæ Ministrum, Gymnasiarcham, tres præceptores quibus unicum concedimus suffragium, juratos omnes, quique diligenti exploratione habita, paupertatis

* Potestas autem emendandi et corrigendi dictos Regentes erit penes dictum Principalem et Sub-principalem, quibus etiam potestas erit eosdem Collegio ejiciendi si postpositis eorum officiis, ter ut dictum est, admoniti resipiscere noluerint, cognita tamen causa, et adhibito consilio Rectoris et Decani Facultatis. Porro paupertatis habita cura, et quod multi ab inopia a bonis literis deterreantur, adjunximus duodecim pauperes studentes quos Bursarios vocant, iisque singulis assignamus pro annuo victu ex redditibus dicti Collegii triginta libras. Eos paupertatis nomine commendatos esse volumus, quibus parentes et amici præ inopia victum et amictum suppeditare non queant, eosque ingenii præstantia et grammaticæ facultatis peritia, bonisque moribus valere. Electio admissio et collatio dictorum Bursariorum erit ad hanc formam. Principalis, vel ipso absente Sub-principalis, publico programmate valvis Collegii affixo, viginti dies ante Calendas Octobris, omnibus id beneficium expetentibus denunciabit, ut ad eum diem se sistant examine per Rectorem, Decanum Facultatis, novæ Aberdoniæ Ministrum, Principalem, Sub-principalem, tres Regentes quibus concedimus unum suffragium, juratos omnes, quique diligenti explora-

et doctrinæ nomine eo beneficio maxime egere, eoque digni reperiantur, ut in Bursariorum album adscribantur. Loco electionis horum nominatio penes MARISCALLUM ejusque hæredes erit. Examen, admissio, et collatio, penes CANCELLARIUM, Rectorem, Gymnasiarcham, Decanum Facultatis, quibus curæ erit providere, ne divites pauperum loco admittantur, neve fuci alvearia depascant, atque eos tantum in Academiam recipere, qui PATRIÆ ornamento et ECCLESIÆ usui esse possint. Hos autem pauperes nostros humilitatis et obedientiæ exemplar esse volumus, et per omnia præceptoribus morem gerere, quod nisi fecerint, potestatem facimus dicto GYMNASIARCHÆ et præceptoribus eos puniendi, et pro ratione delicti usque ad eorum ejectionem e dicta Academia inclusive, si propter eorum contumaciam id promeriti fuerint. HI longis togis induti sint, et præcincti zona pellicea alba, quatuor digitis lata, et horum erit hebdomadatim et vicissim omnium in Academia dormientium cubicula hora quinta circuire, studiosos ad studia excitare, lumenque hyeme afferre, nec non alia leviora ministeria in aula prandii aut cœnæ tempore, imprimis ferculis et dapibus mensæ imponendis, aqua ministranda detrectare, quæ sine studiorum suorum dispendio a Gymnasiarcha, cæterisque præceptoribus, illis injungentur. EORUM in Academia ingressus Calendis Octobris sit, permaneantque in studio literario, et Academiæ sumptibus (ut dictum est) alantur totos quatuor annos, quod tempus idoneum judicamus ad studium Philosophicum consummandum et LAUREAM

tione habita, paupertatis et doctrinæ nomine eo beneficio maxime egere, eoque maxime digni reperiuntur, in Bursariorum album inscribuntur. . . . Cura erit provideri, ne divites loco pauperum admittantur, neve fuci alveario depascantur, sed eos tantum in Gymnasium recipere, qui Patriæ ornamento et Ecclesiæ usui esse poterint. Hos autem pauperes nostros humilitatis et obedientiæ exemplar esse volumus, et per omnia præceptoribus morem gerere, quod ni fecerint, potestatem facimus dicto Gymnasiarchæ et Præceptoribus eos puniendi, et pro ratione delicti usque ad eorum ejectionem e dicto Collegio inclusive, si propter eorum contumaciam id promeriti fuerint. Hi longis togis induti sint, præcincti zona pellicea alba, ad quatuor digitos lata, et horum erit hebdomadatim et vicissim omnium in Collegio dormientium cubicula hora quinta circumire, nempe matutina, studiosos ad studia excitare, lumenque hyeme afferre, nec non alia tenuiora ministeria in aula prandii aut cœnæ tempore, (ut in ferculis et dapibus mensæ imponendis et aqua ministranda) obire et ejusmodi alia quæ sine studiorum suorum dispendio a Gymnasiarcha, cæterisque Præceptoribus, illis injungentur. . . . Horam ad Collegium ingressus Calendis Octobris sit, permaneantque in studio literario, et Gymnasii sumptibus, ut dictum est, alantur, totis quatuor annis, quod tempus idoneum judicamus ad studium philosophicum consummandum et lauream adipiscendam, quibus exactis, novi Bursarii provideantur, donec iterum ad metam decurrerint,

adipiscendam, quibus exactis novi Bursarii provideantur, donec iterum ad metam decurrerint.

De Officio Œconomi.*

Œconomum autem et provisorem hominem bonum et industrium requirimus, cui salus Academiæ sua ipsius longe sit potior; is initio suæ administrationis cautionem præstabit, res Academiæ salvas fore, seque bona fide administraturum; penes eum erit omnes proventus et redditus Academiæ qualescunque colligere, dicere diem debitoribus, convenire in judicio nomine Academiæ, et cætera legitima [*legitime*, B.R.] peragere. Ejus erit tempestive ex Præceptorum arbitrio Academiæ providere in ijs quæ ad victum pertinent, et fori quotidie curam agere in iis emendis quæ ad Academiæ sustentationem pertinent, fructus et redditus Collegii perceptos Gymnasiarchæ, tribus Præceptoribus, adeoque omnibus fundatis personis distribuere, tempestive quod cuique hac nostra fundatione assignamus et bona fide exolvere; nec prius Gymnasiarchæ aut Regentibus, quam infimis fundatis personis satisfaciat [*satisfiat*, B.R. & C.R.], omnibus sine discrimine, pro rata cujusque parte, mature debita alimenta et stipendia persolvat; quorum omnium singulis septimanis Gymnasiarchæ, et reliquis Præceptoribus rationem reddere tenebitur, ne qua in re minima fraus fiat ulli fundatæ personæ, qui etiam negligentiam Oeconomi et injuriam si fuerit ulla arguent et castigabunt: adhæc etiam adhibitis ubi res postulabit [*postulaverit*, B.R. & C.R.] Rectore et Decano Facultatis in consilium, qui de remedio in omnibus imminentibus Academiæ damnis mature provideant. Œconomi Electio penes

* Œconomum autem et provisorem hominem bonum et industrium requirimus, cui salus Collegii imprimis curæ sit; hic initio suæ administrationis cautionem præstabit, res Collegii salvas fore, seque bona fide administraturum; penes eum erit omnes proventus et redditus Collegii qualescunque colligere, dicere diem debitoribus, convenire in judicio nomine Collegii et cætera legittime peragere. Ejus erit tempestive, ex præceptorum arbitrio Collegio providere, in iis quæ ad victum pertinent, et fori quotidie curam agere, in iis emendis quæ ad Collegii sustentationem pertinent, fructus et redditus Collegii perceptos Principali, Sub-principali, tribus præceptoribus, adeoque omnibus fundatis personis, distribuere tempestive, quod cuique hac nostra fundatione assignamus, et bona fide exsolvere, . . . prius Principali aut Subprincipali, quam infimis fundatis personis satisfiat, omnibus sine discrimine, pro rata cujusque parte, mature debita adjuncta et stipendia persolvat. Quorum omnium singulis septimanis Principali, Sub-principali, et reliquis Præceptoribus rationem reddere tenebitur, ne qua in re minima fraus fiat fundatis personis, qui etiam negligentiam Œconomi et incuria si ulla fuerit arguent et castigabunt; ad hæc etiam

Cancellarium, Rectorem, Gymnasiarcham, Decanum Facultatis, Novæ Abredoniæ Ministrum, et Regentes, vel eorum partem majorem erit. APPROBATIO et admissio penes MARISCALLUM ejusque hæredes, qui in eo munere ad tres annos ut minimum permanebit. Et quia hujus partes sunt tempestive providere in ijs quæ ad vitam pertinent omnium membrorum in Academia, ut justo et equabili pretio commodius id præstare possit [*posset*, B.R.], volumus ut singulis annis Calendis videlicet Octobris ex consilio Rectoris, Decani Facultatis, Gymnasiarchæ, Præfecti et Ballivorum Novæ et Veteris Abredoniæ, adjunctis una cum alijs quatuor ex consilio Novæ Abredoniæ, pretia pro cibarijs omnium fundatorum Collegii, tum etiam aliorum Convivarum in Academia qui non sunt ex ejusdem fundatione, pro ratione caritatis vel vilitatis [*utilitatis*, B.R.] eorum, quæ ad victum pertinent æstimentur et constituantur; simulque quis dapium aut ferculorum numerus, quæ potûs et panis mensura et qualitas, quisque totius [*toties*, B.R.] tractationis modus præscribatur: quorum consilium hac in parte dictum nostrum Oeconomum observare et sequi volumus. Et quia crebro solent fieri pretiorum commutationes, ne quid damno

adhibitis, ubi representaverit Rectori et Decano Facultatis in consilium, qui de remedio in omnibus Collegii imminentibus damnis mature provideant. Electio Œconomi autem fit ad eam formam quam in eligendis tribus inferioribus Regentibus prescripsimus, qui in eo munere ad minimum per tres annos permanebit. Et quia hujus partes sunt tempestive providere, in iis quæ ad vitam pertinent omnium membrorum Collegii, ut justo et equabili pretio commodius id præstare possit, volumus ut singulis annis, Calendis viz Octobris, ex consilio Rectoris, Decani Facultatis, Principalis, Præfecti et Ballivorum novæ et veteris Abredoniæ, adjunctis una aliis quatuor ex senatu Novæ Abredoniæ, pretia, pro cibariis omnium fundatorum Collegii, tum etiam aliorum Convivarum in Collegio qui non sint ex fundatione, pro ratione caritatis et vilitatis eorum quæ ad victum pertinent æstimentur et constituantur, simulque quis dapium et ferculorum numerus, quæ potus et panis mensura et qualitas, quisque totius tractationis modus præscribatur; Quorum consilium hac in parte dictum nostrum Œconomum observare et sequi volumus: Et quia crebro solent fieri pretiorum commutationes, ne quid damni vel nostro Collegio vel dicto Œconomo volumus ut ter singulis annis, Calendis viz Februarii, Maii, et Augusti, postea idem Œconomus ex consilio Rectoris, Decani Facultatis, Principalis et Magistrorum Collegii, adjunctis duobus civibus seu Ballivis seu consiliariis novæ urbis mensuram prius pretio constituto pro cibariis augere vel minuere pro rerum caritate vel vilitate possit. Quoniam autem variis curis et occupationibus distrahi Provisorem nostrum oportebit, propter ea quæ necessario ad recipiendos Collegii proventus ab eo impendentur, quæ illi in rationibus deduci æquum est, ei salarii nomine assignamus et annumeramus pro præsenti statu reddituum Collegii, sex bollas farinæ avenaticæ et sexaginta sex libras tredecim solidos et quatuor nummos.

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vel Academiæ vel dicto Oeconomo contingat, volumus, ut postea singulis annis Calendis videlicet Februarij, Maij, et Augusti, idem Oeconomus ex consilio Rectoris, Decani Facultatis, Gymnasiarchæ, et Regentium Academiæ, adjunctis duobus Civibus seu Ballivis seu Consularibus novæ Urbis, mensarum pretia prius constituta pro cibarijs augere vel minuere pro rerum caritate vel vilitate [*utilitate*, B.R.] possit. QUONIAM autem varijs curis et occupationibus distrahi Provisorem nostrum oportebit, præter ea quæ necessario ad recipiendos Collegij proventus ab eo impenduntur, quæ illi in rationibus deduci æquum est, ei salarii nomine assignamus et annumeramus. . . .

COQUUS.*

COQUUS item idoneus eligatur per Gymnasiarcham, Regentes et Provisorem, qui præparandis cibariis et excolendo horto Gymnasij inserviat: huic pro laboribus et victu allocamus. . . . Js olera suis sumptibus suppeditabit in usum membrorum fundatorum in dicta Academia, curabitque hortum et deambulacra munda fore in usum Magistrorum et Regentium, commoda reliqua horti suis sumptibus applicare licebit.

DIVERSO MUNERE FUNGI NON LICET. ITEM: DE UXORE, VACATIONIBUS, CONVIVIIS, ETC.†

ET quo liberius Magistrorum quisque in hac Academia suo officio invigilare possit, cavemus ne quis omnium Magistrorum aliquod aliud publicum munus extra septa ejusdem sibi accersat, præter quod in hac nostra fundatione et erectione injunximus, adeo ut neque Rectoris neque Decani Facultatis munere quisquam eorum fungatur. QUOD si quem fundatarum personarum UXOREM ducere contigerit, cavemus ne uxor ejus, filiæ, aut famula [*uxor*

* Coquum etiam eligatur per Principalem Sub-principalem, Regentes et Provisorem, qui præparandis cibariis, et excolendo horto Gymnasii inserviat. Huic pro laboribus et victu allocamus triginta libras; olera suis sumptibus suppeditabit in usum membrorum dicti Collegii, curabitque hortum et deambulacra munda fore in usum Magistrorum dicti Collegii; commoda reliqua horti suis usibus applicare licebit.

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† Et quo liberius quisque in hac Academia suo officio invigilare possit, cavemus ne quis Magistrorum aliquid aliud publicum munus extra septa Collegii sibi accersat, præter quod in hac nostra fundatione et erectione injunximus, adeo ut neque Rectoris neque Decani Facultatis munere quisquam eorum fungatur. Quod si cuivis fundatarum personarum uxorem

ejus aut familia, B.R.], intra septa Academiæ versentur, nedum ullo modo habitent aut pernoctent. QUO autem hæc nostra Academia et literarum cultura et morum elegantia magis efflorescat, uberioresque fructus hæc nostra institutio proferat, volumus tam omnes Academiæ nostræ fundatas personas quam eo confluentes studiosos severa morum disciplina contineri, et ne intermissione studiorum et moribus et literis damnum afferatur, omnes consvetas olim a studijs VACATIONES penitus aboleri. VETAMUS etiam ne in promotionibus ad quemcunque [*quemque*, B.R.] gradum ulla sumptuosiora CONVIVIA agitentur, quicquamve admittatur, quod præscriptam in Academiæ [*Academiâ*, B.R. & C.R.] disciplinam quovis modo possit vel remorari vel solvere. IMPRIMIS autem cavemus ne quisquam Studiosorum, Præceptoribus exceptis, ARMA quævis, seu ad inferendam seu ad propulsandam injuriam apta, utpote Loricam, thoracem ferreum, cassidem, chirothecas ferreas, gladium, pugionem, scutum, machinas, frameam, sclopas [*sclopos*, B.R. & C.R.] et id genus armorum habeat, aut quovis modo ijs utatur, intra vel extra Academiam, sed SCALPELLIS tantum cultellisque cibis scindendis accommodis solummodo utantur; qui contra fecerit primum damno et CONFISCATIONE armorum per Gymnasiarcham et Præceptores mulctetur, secundo delinquens ex disciplina Academiæ in publicis scholis VERBERIBUS castigetur, quod si tertio hanc nostram legem violaverit, tandem indignus studiosorum numero Academia EJICIATUR.

ducere contigerit, cavemus ne uxor ejus, filiæ, aut famulæ, intra septa Collegii versentur, nedum ullo modo habitent aut pernoctent. Quo autem hoc nostrum Gymnasium et literarum cultura et morum elegantia magis efflorescat, uberiores fructus hæc nostra Institutio proferat, volumus tam omnes Collegii nostri fundatas personas quam confluentes studiosos severa morum disciplina contineri, et ne intermissione studiorum et moribus et literis damnum inferat, omnes consuetas olim a studiis vacationes aboleri penitus. Vetamus etiam ne in promotionibus ad quemcunque gradum ulla sumptuosiora convivia agitentur, quicquam admittatur, quod præscriptam in Gymnasio disciplinam quovis modo vel possit removeri vel solvere. Imprimis autem cavemus, ne quisqum studiosorum, Præceptoribus exceptis, arma quævis seu ad inferendam seu ad propulsandam injuriam apta, utpote loricam, thoracem ferream, cassidem, chirothecas ferreas gladium, pugionem, machœram, frameam, sclopas et id genus armorum habeat, aut quovis modo iis utatur in Collegio aut extra Collegium, sed scalpellis tantum cultellisque cibis scindendis commodis solummodo utantur; qui contra fecerit primum damno et confiscatione armorum per Principalem et Sub-principalem aut Præceptores mulctetur, secundo delinquens ex disciplina Gymnasii in publicis scholis verberibus castigetur, quod si tertio hanc legem violaverit, tanquam indignus studiosorum numero ejiciatur.

PRÆDICTÆ* quoque omnes fundatæ personæ intra septa Academiæ et vescantur et DORMIANT: Siquis autem BURSARIORUM, venia non impetrata (ut dictum est) extra Academiam dormiverit, et admonitus et castigatus non resipiscat, beneficio bursæ statim PRIVETUR; studiosorum vero reliqui, qui cubiculis intra septa Academiæ fruuntur, in ijsdem cubent et pernoctent, si secus fecerint, cubiculis suis moveantur. Jidem extra Academiam victitantes nunquam nisi destinatis ad cibum capiendum horis extra ipsam reperiantur, si extra cubaverint ad SEXTAM statim matutinam ingrediantur, nec ante NONAM exeant, reversis a jentaculo ante horam DECIMAM, ante DUODECIMAM non licebit exire, in eaque ad SEXTAM vespertinam permaneant, nisi ludendi venia omnibus concedatur; cum autem simul ingressi, ab aliquo præceptore, qui hebdomadatim hanc curam sustinebit, in campos deducentur et una reducentur, neque LUDENDI tempus ultra duas horas ab egressu ex Academia protrahatur, quo possint ad lectiones opportune redire; huic etiam Præceptori hanc curam injungimus, ut hora QUINTA matutina, et [sc. *hora*, C.R.] nona vespertina, omnia cubicula invisat. VOLUMUS etiam studiosos omnes summa CONCORDIA pacifice inter se VIVERE, neminem alteri injuriam verbo vel facto inferre, Latino aut Græco sermone uti, ab immodesto et impudico sermone, ab execrationibus et deierationibus omnibus, denique blasphemiis abstinere, horis, sacris CONCIONIBUS, precibus, Sacris

* Prædictæ quoque omnes personæ fundatæ intra septa Gymnasii vescant et dormiant: siquis autem Bursariorum, venia non impetrata, ut dictum est, extra Collegium dormierit, et admonitus et castigatus non resipiscat, beneficio Bursæ statim privetur; studiosorum vero reliqui qui cubiculis intra septa Collegii fruuntur, in iisdem cubant et pernoctant, si secus fecerint, cubiculis suis removeantur; iidem extra Collegium victitantes, nunquam nisi destinatis horis ad cibum capiendum extra Collegium reperiantur, si extra cubaverint ad sextam statim matutinam ingrediantur, nec ante nonam Collegio exeant, reversis a jentaculo ante decimam, ante duodecimam non licebit exire, post prandium vero qui in Abredonia veteri victitant hora prima qui vero in nova ante secundam pomeridianam Collegium repetant et ingrediantur in eoque commorabunt ad sextam vespertinam, nisi ludendi venia omnibus concedatur; tum autem simul egressi, ab aliquo Præceptorum (qui hebdomadatim hanc curam sustinebunt) deducentur et una reducentur, neque ludendi tempus ultra duas horas ab egressu e Collegio protrahetur, ita ut possint opportune ad lectiones redire; huic etiam præceptori hanc curam injungimus ut hora quinta matutina et nona vespertina omnia cubicula invisat. Volumus etiam studiosos omnes summa concordia pacifice inter se vivere, neminem alteri injuriam verbo vel facto inferre, Latino aut Græco sermone uti, ab inhonesto et impudico sermone, ab execrationibus et devovationibus omnibusque blasphemiis abstinere; horis sacris, concionibus, precibus, sacris lectionibus. et scripturarum inter-

lectionibus, et Scripturarum interpretationi, quam prophetiam vocamus, prescriptis quam diligentissime interesse, in omnibus denique quæ ad disciplinam Academiæ pertinent, legibus morem gerere, quæ a Gymnasiarcha, ex consilio Collegarum, latæ sunt, vel in posterum ferentur; quibus et potestatem facimus, Statuta honesta ad [*et*, B.R.] disciplinam nostri Gymnasii sartam tectam conservandam, prout occasio tulerit, et e re nata, condendi et constituendi. QUI vero ad magisterii Lauream non promoti adhuc, tamen intra Academiam vivere constituerunt, ejusdem disciplinæ legibus subsint, studiorumque rationem Gymnasiarchæ et reliquis ejus Collegis reddant. QUOD si extra Academiam degentes lectionibus tamen publicis vel privatis interesse cupiunt, cum omni modestiâ nec ullo malo exemplo ingrediantur, nec reliquorum studia quovis modo remorentur, hisce [*iisve*, B.R. & C.R.] exemplo noceant; si secus fecerint [*fuerint*, B.R.], Collegio prohibeantur.

VISITATIO COLLEGII.*

ET UT hæc omnia diligentius observentur, ordinamus ut hoc nostrum Gymnasium, ter quotannis, per Cancellarium, Rectorem, et Decanum Facultatis, utpote Calendis Octobris Februarii Junij, INVISATUR et lustretur, ut si quid sive in doctrina seu disciplina neglectum vel corruptum fuerit, ex consilio et admonitione emendari et corrigi possit. Jmprimis vero de RELIGIONE et fidei professione diligenter inquiratur, et cum hic sit Satanæ astus, omni modo conetur Juven-

pretationi, quam prophetiam vocamus, prescriptis, quam diligentissime interesse, in omnibus denique quæ ad disciplinam Collegii pertinent, legibus morem gerere, quæ a Gymnasiarcha ex consilio collegarum latæ sunt, vel in posterum ferentur; quibus et potestatem fecimus, statuta honesta ad disciplinam nostri Gymnasii sartam tectam conservandam, prout occasio tulerit, et pro re nata, condendi et constituendi. Qui vero ad Magisterii lauream non promoti adhuc, tamen intra Gymnasium vivere constituerint, ejusdem disciplinæ legibus subsint, studiorumque rationem Principali et reliquis ejus Collegis reddant: Quod si extra Gymnasium degentes lectionibus tamen publicis vel privatis interesse cupiant, cum omni modestia, nec ullo malo exemplo ingrediantur et egrediantur, et reliquorum studia quovis modo remorentur, risusve exemplo noceant; si secus fecerint, Collegio prohibeantur. . . .

* Et ut hæ omnes diligentius observentur, ordinamus, ut hoc nostrum Collegium ter quotannis per Cancellarium, Rectorem, et Decanum Facultatis, utpote Calendis Februarii Junii et Octobris invisatur et lustretur, ut si quid sive in doctrina sive in disciplina neglectum vel corruptum fuerit, eorum admonitione et consilio emendari et corrigi possit. Imprimis vero de fidei et religionis professione diligenter inquiratur, et cum hic sit Satanæ astus, omni modo conetur juventutem ab evangelii professione denuo ad papismi tenebras (a qui-

tutem ab EVANGELIJ professione denuo ad PAPISMI tenebras, a quibus per Dei gratiam Regnum hoc semel liberatum est, abducere, stricte mandamus ut singuli qui in hanc Academiam fuerint coaptati, fidei professionem edant, eam nimirum, quæ a Verbo Dei petita et transcripta in Regni COMITIJS edita atque publicata est, idque semel ad minimum quotannis. Jmprimis vero cum admittuntur in Academiam singuli ad Gymnasiarcham, dum ALBO Universitatis inscribuntur Rectori, et dum ad gradum aliquem promoveantur Decano Facultatis, fidem et Religionem puram palam profiteantur, in eaque professione se mansuros sancte polliceantur.

DE QUORUNDAM STIPENDIIS.*

ADMISSI in Academiam studiosi, non tantum se in studijs diligentes, in moribus probos; sed erga Præceptores, Academiam, et publicos Ministros, gratos se præbeant. Itaque studiosorum quisque annis singulis proprio Præceptori MINERVALE persolvat, ex arbitrio et estimatione Præceptorum; ita ut procerum et insignioris nobilitatis liberi tres libras, inferioris ordinis NOBILITATIS filii quadraginta solidos, AGRICOLARUM liberi et MERCATORUM mediocrium atque ARTIFICUM viginti solidos, numerare jubeantur; ab his tributis sint PAUPERES omnino LIBERI. Communi APPARITORI, quem BEDDELLUM vocant, singuli duos solidos in annos singulos conferant. In examina-

bus per Dei gratiam regnum liberatum est), abducere, stricte mandamus ut singuli qui in hanc Academiam fuerint cooptati, fidei professionem edant, eam nimirum quæ a verbo Dei petita et transcripta in regni nostri conventibus edita atque publicata est, idque semel ad minimum quotannis. Imprimis vero cum admittuntur in Collegium singuli apud Principalem, dum Albo Universitatis inscribantur Rectori, et dum ad gradum aliquem pro moveantur Decano Facultatis, fidem et religionem puram palam profiteantur, in eaque professione se mansuros sancte polliceantur.

* Admissi in Academiam studiosi, non tantum in studiis diligentes, in moribus probos, sed erga Præceptores et publicos Ministros Collegii nostri grati se præbeant: Itaque studiosorum quisque Præceptori proprio Minervale persolvat, ex arbitrio et estimatione Præceptorum; ita ut procerum et insignioris nobilitatis liberi sex libras, inferioris ordinis nobilitatis filiquatuor libras, agricolarum filii et mercatorum mediocrium atque artificum quadraginta solidos, numerare jubeantur; ab his tributis pauperes omnino sint liberi. Communi Apparitori singuli quatuor solidos in annos. In examinationibus et promotionibus singuli in commune Collegii ærarium hæc conferant, in primo gradu primique anni examinatione sex solidos octo denarios, in secundo tredecim solidos quatuor denarios, in tertio viginti solidos, in quarto ac ultimo triginta solidos: ita ut ab his omnibus pauperes sint immunes; qui vero pauperes sint habendi, præceptorum judicium atque estimatio erit.

tionibus autem vel PROMOTIONIBUS singuli in commune Academiæ ærarium hanc conferant. Jn PRIMO gradu primique anni EXAMINATIONE sex solidos octo denarios, Jn SECUNDO tredecim solidos quatuor denarios, Jn TERTIO viginti solidos, Jn QUARTO ac ultimo triginta: Jta ut ab his omnibus PAUPERES sint IMMUNES; qui vero pauperes sint habendi, Præceptorum judicium atque estimatio erit.

DE ELECTIONE ET OFFICIIS RECTORIS ET DECANI FACULTATIS.*

QUIA porro multa in hac nostra Academia RECTORI ejusdem, et DECANO facultatis provisimus, volumus ut annis singulis Calendis Martiis hi magistratus eligantur. RECTOR sit vir gravis, pius, juris et æquitatis cultor et peritus: Ei sit in omnes Academiæ descriptos, quos suppositos vocant, ordinaria JURISDICTIO, celebrioribus Academiæ conventibus præsertim in Electionibus juxta ea quæ præscripta sunt intersit, easque actiones, absente præsertim CANCELLARIO, moderetur, eaque omnia gerat, agat et exerceat, quæ Rectori [*sic*] Academiæ [*Andreanæ* B.R. & C.R.] GLASGUENSIS, EDINBURGENSIS, vel cujusvis alterius lege, more vel consvetudine, gerere, agere vel exercere, posse vel debere intelliguntur. ELIGATUR per omnes Academiæ SUPPOSITOS divisos in quatuor NATIONES, ita ut ABREDONENSIS Diocesis propter frequentiorem numerum in duas Nationes secetur, MARRIENSEM et BUCHANENSEM, Marriæ GARIOTA adjungatur, quod superest ad DOVERNAM amnem Buchanæ [*Buchaniæ*, B.R. & C.R.] cedat. Reliquum Regni quod ad Septentrionem montis Grampij est, MORAVIENSIS nationis nomine, contineatur. Ultra montem Grampium ad Austrum vergens ANGUSIENSIS natio dicatur. Harum nationum singuli sint PROCURATORES, qui Rectorem ejusque Assessores eligant. Electus

* Quia porro multa in hac nostra Academia Rectori ejusdem, et Decano Facultatis permisimus, volumus ut singulis annis hi magistratus eligantur. Rector sit vir gravis, pius, juris et æquitatis consultor et peritus; ei sit in omnes Academiæ inscriptos, quos suppositos vocamus, ordinaria jurisdictio, celebrioribus Academiæ conventibus, præsertim in electionibus juxta ea quæ præscripta sunt intersit, easque actiones, absente præsertim Cancellario, moderetur, eaque omnia gerat, agat, et exerceat, quæ Rector Andreanæ vel Glasguensis Academiæ, lege, more et consuetudine, gerere, agere vel exercere, posse vel debere intelligitur. Eligatur per omnes Academiæ suppositos in quatuor nationes (ita ut Abredoniæ diocesis propter frequentiorem numerum in duas nationes secetur, Marriensem et Buchanensem, Marriæ Gariocha adjungatur, quod superest a Doverna amne Buchaniæ cedat); reliquum regni quod ad septentrionem montis Grampii est, Moraviensis nationis nomine, contineatur; ultra montem Grampium ad austrum vergens Angusiensis natio vocatur. Harum nationum

Rector jurabit se fideliter et diligenter eo munere usurum, jus æquabile omnibus citra personarum respectum ullum bonâ fide administraturum, in Electionibus eadem fide ex animi sententia [*scientia*, B.R.], et in commodum Reipublicæ et Academiæ suffragium laturum, Collegii et Academiæ commodis in quibus salvâ pietate licet obnixe fruiturum [*sic*], neque unquam illis scientem et volentem repugnaturum; denique rempublicam hanc literariam pro virili sua parte ornaturum et aucturum. DECANUS facultatis ijsdem Comitijs eligatur, sed per Rectorem, Cancellarium, Gymnasiarcham, tres Præceptores, et novae urbis Abredonensis Ministrum, ita ut Gymnasiarcha, cum Ministro novae Urbis, semper ejus electioni intersint. VIR sit pius, literatus nec tantum in humanioribus (quas vocant) DISCIPLINIS, sed etiam in omni PHILOSOPHIA versatus, qui annuis Examinationibus et Promotionibus intersit et præsit, et ab examinatoribus JUSJURANDUM fidelis operæ ea in re præstandæ EXIGAT, curam DOCTRINÆ et DILIGENTIÆ Præceptorum habeat, videat ne ejus neglectione Academia quid detrimenti capiat, in Electionibus incorruptum Suffragium et e Republica ferat; ea denique omnia exerceat, quæ in Academia [*sic*] aliave Academia ad Decani Facultatis LIBERALIUM ARTIUM munus officiumque pertinere intelliguntur. JURET se fideliter eo munere usurum, bona fide et citra personarum respectum juxta Examina-

singuli sint Procuratores, qui Rectorem ejusque Assessores eligant. Electus Rector jurabit se fideliter et diligenter eo munere usurum, jus æquabile omnibus citra personarum respectum ullum bona fide administraturum, in electionibus eadem fide ex animi sententia et in commodum reipublicæ et ecclesiæ suffragium laturum, et Academiæ commodis salva pietate licet obnixe fauturum, neque unquam illum scientem aut volentem repugnaturum; denique Rempublicam hanc literariam ornaturum et aucturum. Decanus facultatis iisdem comitiis eligatur, sed per Rectorem, Cancellarium, Gymnasiarcham, quatuor Regentes et novæ urbis Abredoniæ ministrum, ita ut Gymnasiarcha cum ministro novæ urbis semper ejus electioni intersint. Hic sit pius, literatus, nec tantum in humanioribus quas appellant disciplinis, sed etiam in omni philosophia versatus, qui annuis examinationibus et promotionibus intersit et præsit, ut ab examinatoribus jusjurandum fidelis operæ, in his præstandis, exigat: curam doctrinæ et diligentiæ præceptorum habeat, videat ne ejus rei neglectu in electionibus incorruptum suffragium, et e republica ferat, ea denique omnia exerceat, quæ in Andreana Academia ad Decani Facultatis liberalium artium munus officiumve pertinere intelliguntur. Juret se fideliter eo munere usurum, bona fide et citra personarum respectum, juxta Assessorum et Examinatorum judicia, et ex animi sui sententia, et promotionibus et gradibus pronunciaturum, Collegii et Academiæ commoda quantum salva pietate licet promoturum, ea denique omnia diligenter acturum, quæ Academiæ Andreanæ vel alterius cujusvis laudabilis Academiæ Decano ex officio incumbere intellexerit, et e republica Christiana et literaria esse certe cognoverit.

torum et Assessorum judicia et ex animi sui sententia et Promotionibus et gradibus pronunciaturum, Collegij et Academiæ commoda quantum salva pietate licet promoturum, ea denique omnia diligenter acturum quæ Decanus [*sic*] ANDREANÆ vel alterius cujusvis laudabilis ACADEMIÆ ex officio incumbere intellexerit, et e Republica Christiana et literaria esse certe cognoverit.

DE AGRIS AUT FEUDIS COLLEGIJ NON ALIENANDIS AUT PERPETUO LOCANDIS.*

CAVEMUS ne ulla fiat perpetua Agrorum aut Feudorum locatio, aut ad emphiteosim alienatio, aut victualium a precio [*in pretia*, B.R. and C.R.] permutatio, aut prætextu augmentationis, meliorationis, aut alterius rationis, aut nominis cujuscunque; sed in eodem genere, statu et conditione, in qua nunc sunt, perpetuo maneant, non obstante quovis consensu, approbatione, aut confirmatione quacunque.

IN QUORUM OMNIUM TESTIMONIUM, huic Cartæ et erectioni nostræ, manu nostra subscriptæ, Sigillum nostrum appendi curavimus: Apud ABERDEN die secundo Mensis Aprilis Anno Domini Millesimo Quingentesimo Nonagesimo tertio: Coram his testibus JOANNE FORBES a Petslego, Magistris PETRO BLACKBURNO, ROBERTO HOWÆO, Ministris Aberdonensibus [*Jacobo*, C.R.] CRICHTON Juniore a Frendraucht, et Magistro DAVIDE CUNYNGHAME Ministro Aberdoniæ. Sic subscribitur.

GEORGE ERLE MARSHALL.

From a copy entered in "The Foundation Book of the Colledge writtine with a fair hand" (Inventory of 1716, at which date the original was not extant), a small quarto volume in the Marischal College Charter Room (Foundation Charters: No. 1). Another copy is inserted in the *Aberdeen Town Council Register*, Vol. xli. (1603-5), p. 1025. A third occurs in the "Buik off Register off þe new

* Quia hactenus damnosis locationibus Gymnasium nostrum plurimum detrimenti accepit, statuimus et ordinamus nullam locationem sive emphyteosin, vel feudifirmam sive in annos plures vel pauciores, aut agrorum aut decimarum aut ædificiorum aut quarumcunque rerum, validam et ratam fore quæ non habeat expressum assensum et consensum Cancellarii, Rectoris, Decani, Principalis et Regentium simul Congregatorum testificatum et approbatum singulis ipsorum chirographis et sigillo communi dicti Collegii, una cum subscriptione ministri Novæ Abredoniæ; alioque irrita deinceps sit locatio.

Colledge off Abirdein [begun] be Master Gilbert Gray Principall þairof att his entrie to þe said colledge quhilk was þe 29 September 1598 ȝeiris". The last copy has appended the notes:—"Producit 21 Maij 1647 be the Lord Earle Marischall [William, Seventh Earl] before the Commissioners appointit by the generall assemblie". "Aberdein 22 Maij 1656. Producit be Mr. William Moir [Principal] and recordit in the books of Exchequer conforme to the severall acts thairanent by me W. Purves Cls." In connection with a law suit, Skene *v.* Duff, Mr. James Burnett (afterwards Lord Monboddo), referring to the copy in the Foundation Book, writes (15th June, 1756): "The President said that he thought the Copy of the Foundation Charter authentick, and as good as the originall". This copy has been collated with the two others, and different readings have been indicated within brackets [B.R. = Buik of Register; C.R. = Council Register].

II*a*.

Translation of the Foundation Charter.

GEORGE, EARL MARISCHAL, Lord Keith and Altrie, to true Christians all and each, everlasting greeting in the Lord.

WHEREAS, being mindful of our birth, position and duty, we had determined, according to our ability, to be of service to the Church, the Country and the Commonwealth, and to further the general well-being by whatever means we could; observing and seriously considering with ourselves in what darkness and ignorance most men lie, so that they exist in misery, erring most shamefully and wickedly as to the method of a good and happy life, and hence failing grievously, so that, stained from natural depravity with every crime, they often suffer the most complete ruin and shipwreck; whence the greatest mischief is done to the Church, the Country and the Commonwealth; which principally arises from the fact that an honourable, liberal and Christian education and training is in many places here either wanting or neglected, so that there are to be found very few men that have received a godly and upright education and have been trained in the humane arts, through whose exertions and zeal the Church might flourish, the Country become illustrious, and the Commonwealth be more and more enlarged, to the glory of God and the safety and security of the people: We, desirous that this evil should be at length attended to—it having pleased Almighty God to vouchsafe unto us His marvellous mercy and

goodness, not only in the other benefits that He has conferred on us, but especially in that He has enlightened us with a purer and fuller knowledge of Himself, implanting thereby in our mind such a disposition and understanding, that we have nothing more warmly at heart than to do the utmost good to the Church, the Country and the Commonwealth—have determined, not without the advice and opinion of prudent and grave men, or the due consideration of our course of action, to do diligently what it is in our power to effect, and not to refuse the aid that men might either wish or demand from us in so unjust and pitiful a state of affairs, but rather of our own accord and most willingly to further the public good, both otherwise as time and circumstance might demand, and especially by establishing, aiding and promoting education for the young, which here, in the northern parts of this kingdom of Scotland, is generally deficient; to the end that those disadvantages and grievances under which, to the deep grief of all good men, the Church, the Country and the Commonwealth have hitherto laboured, may (so far as under God's providence we shall be able) be most speedily and thoroughly removed. And this our resolution has no other motive than our desire to follow the example and in the footsteps of others whose highest aim was to benefit the Church, the Country and the Commonwealth as much as possible, and of many of our ancestors who zealously pursued the same course; and thus to be enabled to strengthen and to adorn the Church, as well as the Country and the Commonwealth. Therefore, because of old in this realm of Scotland (as elsewhere in divers places) kings, princes, nobles and bishops, in their zeal for the good of the Church, the Country and the Commonwealth, did found and erect colleges, to be abodes sacred to the Muses, and, as it were, nurseries where young men might receive a godly and liberal education in letters and in arts, thence to be transferred, as should seem fit, to all parts of the Commonwealth, whether to spread the preaching of God's Word in the churches, or better to instruct the young, or to administer the government, or for other purposes, wheresoever either the Church or the Commonwealth might require; and did endow these colleges as public schools for study with revenues and salaries sufficient to maintain, comfortably and honourably, the teachers being professors in Arts, and also certain students too poor to be able to live on their own resources: We—induced by the same motive (may it be happy and blessed in its results!), praying Almighty God that He may vouchsafe to favour this our undertaking, and may direct it to the glory of His name, the extension of the Church and the good of the Commonwealth, so that this work may always have happy issues, and that

He may never suffer it to fall into decay or to perish—desire to found at Aberdeen (called New, to distinguish it from Old Aberdeen), a city which has deserved well at our hands, and which, being specially bound to us by this our benefaction, will, we trust, deserve still better of us and of our successors and of our whole family, a public "Gymnasium,"* in the buildings formerly belonging to the Franciscans (the transference of which to this use has seemed most opportune and convenient), where young men may be thoroughly trained and instructed, both in the other humane arts, and also in Philosophy and a purer piety, under the charge of competent and learned teachers, to whom shall be given from our endowment such salaries as may be required.

THEREFORE WE DO GIVE and grant freely and for nought, and do alienate and transfer from ourselves and from our successors, and (as they say) do mortify to the teachers and students and other ordinary members of our "Academia," appointed and to be appointed by us, all and whole the manse and offices, glebes, yards, cloisters, church and wells, that formerly belonged to the Franciscan Friars, commonly called the Gray Friars, of Aberdeen, as they are bounded and marked off by walls, lying on the east side of the street called the Braid Gate; † all and sundry the lands, crofts, roods, rigs, orchards, barns, dovecots, tenements, houses, buildings, yards, acres, annual rents, feu duties, kilns, offices and others whatsoever, belonging to the Preaching and the Carmelite Friars of Aberdeen, commonly called the Black and the White Friars; and the estates and lands belonging to us in Bervy, once the Chaplainry of Bervy, and also the Chaplainry of Cowy, commonly called St. Mary's,‡ belonging to us; as the particulars of each are more fully set forth in our charters and evidents, which it will suffice here to have noticed generally, as if they had been specially described:

TO BE HELD and had from [of] us and our successors, Earls Marischal, in pure and perpetual alms:

RENDERING therefor only the offering of pious prayers.

And because we bestow and confer all these possessions out of our

* This term is used elsewhere in the Charter only twice (p. 73, ll. 26, 38), though the Principal is throughout styled "Gymnasiarcha". "Academia" is applied to the foundation fifty-six times; "Collegium" seven times; and "Universitas" once (p. 74, l. 14). On p. 75, l. 22, and p. 76, l. 6 "Academia" and "Collegium" are distinguished; elsewhere they seem to be used indifferently, to denote either the building or the corporation.

† See the *subsequent* grant of the Grayfriars' property *by the Town Council*, p. 85.

‡ See the Charter of Confirmation by William, 6th Earl Marischal, in which the Chaplainries of Bervy and Cowy are not included, *postea*.

mere liberality on our Academia, therefore we free ourselves and our heirs from every bond of eviction and warranting, our own deed alone excepted.

And we desire that these revenues and annual rents, freely bestowed for the up-bringing and training of youth, be distributed among so many persons, namely, a Principal, three teachers (Regents as they are called), six alumni of the Academia, a Steward, a Cook; and to ensure that the buildings of the Academia be kept in sufficient repair, we desire that all these persons live in a collegiate manner, that is, having their meals and sleeping within the walls of the Academia.

THE PRINCIPAL, it is especially requisite, must be an upright and godly man, who shall look after the whole Academia and each of its members, and to whom we entrust the ordinary jurisdiction over each individual of our "College". He must be well versed in the Scriptures, able to unfold the mysteries of faith and the hidden treasures of the Word of God. He must also be skilled and learned in languages, and especially in Hebrew and in Syriac, which we wish to be spread abroad. Every week upon Monday he shall teach in the Scriptures one hour. He shall also (after the eight acroamatic books which the third Regent will explain) set forth all the rest of Physiology from the Greek text of Aristotle, to which he shall add a short explanation of Anatomy. He shall also expound Geography, History and the outlines of Astronomy. Moreover, he shall also add Hebrew Grammar, together with some practice in the rules. After the course of studies has been completed, he shall invest those that are qualified with the Master's cap. And as the charge of public discipline falls to him (for such is our desire), we assign to him and his servants what we think to be necessary, three chalders of barley and one hundred merks money of this realm.

THE REGENT next after the Principal shall expound the elements of Arithmetic and Geometry, selections from Aristotle's books of Ethics and Politics from the Greek text, to which he shall add Cicero's books *De Officiis*, to mould the character and extend acquaintance with the Latin tongue, and towards the end of the third year he shall interpret the acroamatic books of Aristotle's *Organum Physicum*. The third in order shall teach the *Organum Logicum* and a system of rules of invention and judgment from the best authors of both languages, and shall exercise the youths both in writing and in public speaking, that they may make equal progress in mastering both languages. The fourth, and lowest, shall profess instruction in Greek, explaining also the easiest authors of both languages, and shall accustom the students, by frequent written exercises, for the first six months to

compose in Latin, and during the rest that follow to write Greek, to which he shall add a short compendium of logical invention and judgment. These three teachers are to have equal salaries of twenty-four bolls of barley and forty pounds each, for their living and annual salary.

And the Election and Admission of all shall be as follows:—The nomination of all the teachers, or presentation, as it is called, whenever a place is vacant by death, dismissal or resignation, shall be in the hands of Earl Marischal, the Founder, and of his heirs; but the examination and admission shall be in the hands of the following persons, or of a majority thereof—namely, the Chancellor of the Academia, if he be a minister of the Gospel,* the Rector, the Dean of Faculty, the Principal of the old Academia, the Minister of New Aberdeen, the Ministers of the Gospel in Fetteresso and Deer. And if a Principal is to be elected for this new Academia, the three Regents of the Academia shall have a single conjoint vote; but in the election of the Regents the Principal shall have a vote. If all the electors are not present at the election, the majority as aforesaid shall make a valid election. But the election must take place within sixty days from the occurrence of the vacancy, by means of a public edict affixed to the doors of the College and of the Church of New Aberdeen by the Dean of Faculty and the teachers of the Academia, the same persons having to cite the Ministers of Deer and Fetteresso for the day appointed for the election.

It is our desire that the teachers of our Academia shall not shift about to new professorships, but shall work in the same professorship, that the youths who ascend step by step may have a teacher worthy of their studies and talents; unless, for the benefit of the Academia, it be otherwise determined by the Chancellor, Rector, Principal, Dean of Faculty and minister of New Aberdeen with respect to one or other of the teachers.†

* The Earls Marischal seem to have acted as Chancellors till the forfeiture of the title in 1716.

† There can be no doubt that for about half a century this provision of the Charter was complied with, the teachers of the bajan, semi, tertian and (after 1620) magistrand classes being styled Professors of Greek, Logic, Moral Philosophy, and Natural Philosophy respectively. Thus William Forbes is Professor of Logic *circa* 1601 (Irving's *Lives of Scottish Writers*, ii. 2), and Patrick Dun seems to have succeeded him before 1610 (MS. C². 3. 70, Aberd. Univ. Library). William Wedderburn, Andrew Massie, and James Sibbald sign epitaphs in *Lachrymæ Academiæ Marischallanæ sub Obitum Mæcenatis et Fundatoris sui munificentissimi, nobilissimi et illustrissimi Georgii, Comitis Marischalli, &c.* (Aberd., 1623), as Professors of Greek, Logic, and Natural Philosophy. William Ogston, after teaching the tertian class for seven years, receives in 1626 a presentation to the chair of Logic "the key of the whole College and the courss throf verie long and thairfoir requyring ane learned diligent

But, that the teachers may preside over the youths with advantage, and that the youths may make excellent progress in their studies, it shall be the duty of the Principal, Rector, Chancellor and Dean of Faculty to prescribe the authors that are to be laid before the youths, provided, however, that all the authors be explained to the students in those languages in which they originally wrote. It is also our desire that our foresaid Regents shall accustom those committed to their care to teach, write, declaim, dispute, with the utmost diligence in the literary arena, but especially the students of the two lowest classes, to compose daily; and shall devote one hour at least to this every day. Likewise, after the first eighteen months, all the students are to be exercised every month in public declamation in Greek and in Latin alternately, and, with a view to encourage their studies more by this worthy emulation, all the students are to be divided into sections of ten, and every month a trial is to be held, so as to put the most proficient among them at the head of the rest.

MOREOVER WE DESIRE that none be admitted into the first class of the body of students unless he be deemed fit for that class after a careful examination by the Dean, Principal, three Regents, the teachers of both Grammar Schools, or one of them, all being sworn for that purpose. Every year, too, we desire the promotion of the classes to take place by steps of advancement, the students of the first class passing to the second, those of the second to the third, those of the third to the fourth, and those of

and cairfull maister to teach the same . . . quhairin if he should be found to be deficient and after due admonionis not amending then and in that caice the said Mr William to be bound . . . to demit the said second class absolutelie and to tak him to the third class" (Mar. Coll. Ch. Ch., "Professorships," No. 1). On the title page of his *Oratio Fvnebris, in Obitum maximi virorum Georgii, Marischalli Comitis, &c.* (Aberd., 1623), Ogston is styled Professor of Moral Philosophy. John Seton is Professor of Natural Philosophy in 1627, and Hugh Gordon, Professor of Logic in 1630. William Aidie, William Blackhall, and John Ray sign epitaphs in *Lachrymæ Academiæ Mareschallanæ in Obitum illustrissimi Comitis Mareschalli, Wilhelmi, &c.* (Aberd., 1635), as Professors of Greek, Logic, and Moral Philosophy.

Further proof is afforded by the names of the Regents presiding at the annual defence of Theses by candidates for degrees. In Session 1642-43 John Ray presides, and from that date to Session 1714-15 the names recur in cycles of four; from 1717-18 to 1752-53 in cycles of three.* But James Sibbald presides annually from 1622-23 to 1625-26, and John Seton from 1626-27 to 1636-37 (*Cf.* J. P. Edmond's *Aberdeen Printers*).

* No classes met during Sessions 1715-16 and 1716-17. In 1717 one of the Regents was, in tardy compliance with an Act of Visitation of 1700, set apart for the duties of Professor of Greek. In 1753 the other Regencies became Professorships of Civil and Natural History, of Natural Philosophy, and of Moral Philosophy respectively. The sister University in Old Aberdeen adhered to the Regency system till the close of the century.

the fourth, having completed the curriculum of philosophy, being invested with the Master's laurel. In these steps it must be carefully guarded against that no one unworthy of promotion pass into a higher class except after a fair trial, conducted by the Dean of Faculty, Principal, three Regents, the masters of the schools of Old and New Aberdeen or one of them, all being sworn publicly for that purpose. If anyone is considered unworthy of promotion, he must remain in the same class as before until he is by them considered worthy of promotion to a higher class. These examinations, promotions and admissions into our Academia we desire to begin every year on the first day of October. Every Lord's Day, we desire that in each of the classes the reading of a sacred Sunday lesson be given from the Greek New Testament, so that at six o'clock in the morning the first class shall have read to it by its teacher St. Luke's Gospel, the second class the Acts of the Apostles, the third the Epistle of St. Paul to the Romans, and the fourth the Epistle to the Hebrews, and that at four o'clock in the afternoon each teacher shall examine his students upon the same lesson.

THE POWER to check and correct the said Regents shall belong to the said Principal, who shall be authorised to expel and cut off from the Academia, if on occasion of negligence in their duties after three admonitions as aforesaid they refuse to reform; but the case must be investigated, and advice taken from the Rector and the Dean of Faculty.

FURTHER, having a care to provide for poverty, and inasmuch as many are prevented by indigence from enjoying a good education, we have added six alumni, bursars as they are called, and we assign each of them as his annual living from the revenues of the said Academia thirty pounds, desiring them to be recommended on the ground of poverty, being such as their parents and friends cannot support from indigence, and being distinguished for talent, acquaintance with grammar, and good character. The election, admission and comparing of the said bursars shall be in this form. The Principal (in his absence by a public proclamation affixed to the gates of the Academia) shall give notice twenty days before the first day of October to all desirous of a bursary to appear on that day for examination by the Rector, Dean of Faculty, Minister of New Aberdeen, Principal and three teachers (to whom we grant a single conjoint vote), they being all sworn; in order that, after a careful examination has been held, those candidates found to be most in need of a bursary in respect of poverty and scholarship, and to be worthy thereof, may have their names enrolled in the bursars' album. In place of this election, the nomination of bursars shall belong to the Marischal

and his heirs. The examination, admission and comparing of such shall be in the hands of the Chancellor, Rector, Principal and Dean of Faculty, whose duty it shall be to provide against the admission of the rich in place of the poor, and the plundering of the hives by drones, and to receive into the Academia only such as may prove ornaments to the Country and of service to the Church. We desire, moreover, these our poor students to be a pattern of humility and obedience, complying with the wishes of the teachers in every respect; and if they fail to do so, we empower the said Principal and teachers to punish them in proportion to their offence, even to their expulsion from the said Academia, if they have deserved it by their contumacy. These bursars are to wear long gowns, girt with a white leather belt four fingers broad; and it shall be their duty week about at five o'clock to go round the apartments of all sleeping within the Academia, to waken the students for their work, and to bring light in winter, and also not to decline other lighter duties in the dining hall or at supper time, particularly in placing the dishes and courses on the table and in supplying water, such as may be imposed on them by the Principal and other teachers without injury to their studies. Their entry to the Academia shall be on the first day of October, and they are to remain in the course of literary study and to live at the expense of the Academia as aforesaid for four whole years, a time we consider sufficient to finish the study of philosophy and to obtain the laurel, at the end of which period new bursars shall be provided for till they in turn have reached the goal.

The Steward and Purveyor we require to be an honest and industrious man, who prefers the welfare of the Academia to his own. At the beginning of his duties he shall give security that the property of the Academia shall be safe, and that he will faithfully manage its affairs. It shall belong to him to collect all the income and revenues of the Academia whatsoever, to call debtors to account, to appear in court for the Academia, and to do everything lawful on its behalf. It shall be his duty regularly to provide the Academia, according to the will of the teachers, with all the necessaries of life, to go to market every day, purchasing articles for the maintenance of the Academia, to distribute the income and revenues derived by the College among the Principal, the three teachers, and, indeed, all the persons on the foundation, and to make these payments regularly in good faith, according to the assignment aforesaid in this our foundation. He shall not satisfy the Principal or Regents before the lowest persons on the foundation, paying to all without distinction, according to the stated proportion of each, the aliment and salary regularly due. And of all he shall be bound to give

an account every week to the Principal and the rest of the teachers, lest any the least injury be done to any person on the foundation: and they shall also enquire into and punish the negligence of the Steward, and his injustice if there has been any; consulting, however, when necessary, with the Rector and the Dean of Faculty, so as to provide in time against all losses threatening the Academia. The election of the Steward shall be in the hands of the Chancellor, Rector, Principal, Dean of Faculty, Minister of New Aberdeen, and Regents, or a majority thereof. His approval and admission shall be in the hands of Marischal and his heirs; and he shall continue at least three years in the office. And as it is the duty of this official regularly to provide the necessaries of life for all members of the Academia, in order that this may be more conveniently done at a just and equal price, we desire that every year, on the first day of October, with advice of the Rector, Dean of Faculty, Principal, Provost and Bailies of New and of Old Aberdeen, together with other four Councillors of New Aberdeen, the prices of provisions be estimated and fixed, in proportion to their dearness or cheapness, for the maintenance of all on the foundation of the College, and also of the other inmates of the Academia, though not on the foundation thereof; and that it be at the same time settled what shall be the number of dishes and courses, what the quantity and quality of bread and drink, and what the manner of the whole treatment; and their advice in this matter we desire our said Steward to observe and follow. And as prices frequently vary, to prevent loss to the Academia or to the said Steward, we desire that at later periods in every year—viz., on the first days of February, May and August—the said Steward, with advice of the Rector, Dean of Faculty, Principal and Regents of the Academia, together with two citizens, Bailies or Councillors of the New Town, be at liberty to raise or lower the prices of provisions previously fixed, according as things are dear or cheap. And as our Purveyor will be troubled with various cares and duties, we assign and allot to him by way of salary the sum of . . . in addition to his necessary expenses in collecting the College revenues, which it is right should be repaid to him in settling his accounts.

A suitable Cook also shall be appointed by the Principal, Regents and Purveyor, whose duty shall be to prepare the food and cultivate the garden of the Gymnasium. For his services and maintenance we allow . . . He shall supply vegetables at his own expense for the use of the members on the foundation in the said Academia, and shall see that the garden and grounds are neatly kept for the use of the Masters and Regents, being allowed to appropriate to himself the remaining garden produce.

AND THAT each master in this Academia may attend more freely to his own duty, we forbid any of the masters to accept any other public office without the walls thereof beyond what we have enjoined in our foundation and erection; so that no one of them shall discharge the duty of Rector or Dean of Faculty. And if any of the persons on the foundation be married, we forbid his wife, daughters or maidservant to dwell, or in any way stay or spend the night, within the walls of the Academia.*

AND THAT this our Academia in the advancement of learning and the refinement of manners may flourish more and more, and that this our institution may produce more abundant fruits, we desire that all the persons on the foundation, as also all students resorting to our Academia, be governed by a strict code of discipline; and, to prevent injury to learning and morals by intermission from studies, that all vacations formerly allowed be entirely done away with. We prohibit also any sumptuous feasts taking place on

* A blank form of presentation, dated 1626 and preserved in the Mar. Coll. Charter Chest ("Professorships," No. 1), is interesting as showing the strict celibacy enforced in practice on the regents.

"WILLIAM ERLE MARSHALL Lord Keithe and Altrie, &c., Vndoubtit Patrone of the colledge Marshall within the burghe of Aberdein, fundat be vmqll George Erle Marshall our dearest father of most nobill memorie To our lowits the rector deane of facultie and principall of our said colledge and wtheris hawand wot in the tryall and admissione of the regentis thairof greting in god ewirlasting Forsameikill as the office of ane of the regentis of the said colledge is now wacand in our hands as patrone forsaid be admissione of . . . who hes dimittit his place of regentship in respect he is callit to ane wther functione, and we being informed of the literatur qualificatione and conversatione of . . . and of his habilitie and graces to dischairge the office and dewtie of ane regent in the said colledge: Thairfoir we have nominat and presentit, and be thir presentis (wpone conditione alwayes as is wndervrytten) nominats and presents the said . . . to the said wacant plaice and office of ane of the regentis of our said colledge, and to the provisione stipend and whole casualities belonging thairto; Requyring yow heirfor to try and examin the literatur qualificatione and conversatione of the said . . . and he being found apt and qualified to dischairge the office of ane regent within our said colledge that ye admit him thairto and to the provisione stipend and whole casualities dew to his plaice, and that ye authorize him with yor testimoniall of admissione theirvpone in dewe forme as effieirs with this alwayes conditione that the said . . . remaine a single persone and nowayes marie nor tak ane wyff so long as he remaines in the said office of ane regent qrin if he sall happin to failzie in mariing a wyff, in that case ipso facto immediatlie eftir his mariage he sall tyne and amit his said office of regentshipe and whole benefit thairof; Lyk as it sal be lesum to ws in case of his mariage to present ane wther immediatlie thaireftir to occupie his place without any citatione proses or declarator to be wsed against him for his depravatione. Qrvnto the said . . . consentis and agreis and accepts this presentatione with that conditione and qualitie and no wthervayes. In witness quhairof, &c."

occasion of any of the steps of advancement,* or the introduction of anything that could in any way interfere with or relax the discipline prescribed in the Academia. But especially we forbid any of the students, with the exception of teachers, to possess any arms either of offence or defence, such as a coat of mail, steel breastplate, helmet, steel gauntlets, sword, dagger,

* In the pleadings in the Catanach case it was maintained that the phrases, "ad quemcunque gradum" and "ad gradum aliquem" should be translated "to any *Degree*". But *cf.* p. 65, l. 20, and p. 74, l. 29. The case is interesting as establishing the right of Marischal College to be considered a separate University, and as such to grant degrees in the higher faculties.

On 31st May, 1743, James Catanach, Advocate in Aberdeen, "after strict examination," by David Verner, LL.D., one of the Regents,* was made LL.D. of Marischal College. This was preparatory to his being nominated for the office of Civilist in King's College, vacant through the death of Sir William Forbes, Bart., of Monymusk.† The only other candidate was Charles Hamilton Gordon, a member of the Edinburgh bar, and an alumnus of King's College, who, however, did not pretend to be a graduate of any University.

The election was appointed to take place on the 8th of June, when five of the King's College Senatus voted for Catanach,‡ and four for Gordon.§ Commissary Paterson, who acted as returning officer, refused to admit either candidate, and brought an action of multiplepoinding before the Lords of Session, praying the Court to determine which had been duly elected.

Gordon, who appeared for his own interest, maintained: ||

1. That Marischal College had been founded as an institution for teaching in Arts only, and had been authorised to confer degrees in that faculty, but had never received legal authority to grant degrees in Divinity, Law, or Medicine.

2. That even if Marischal College had received legal authority to grant degrees in Divinity, Law, and Medicine, as well as in Arts, it could not yet exercise this authority in Law, in consequence of its not possessing any founded professor in that faculty, as it possessed in the three other faculties.

3. That even if Marischal College had the power to confer the degree of Doctor of Laws, such degree did not constitute the Doctorate in Civil Law contemplated in the foundation, where it is implied that the graduate has undergone a curriculum of study in that faculty,

* Dr. Verner, though one of the Professors of Philosophy, had studied Law in the Universities of Edinburgh and Glasgow, and in 1724 was appointed by the Senatus of Marischal College to lecture on Law to professional students.

† In Bishop Gavin Dunbar's refoundation of the College of St. Mary of the Nativity, afterwards called King's College, it is provided that the College shall consist of forty-two members "ex quibus in primis erunt quatuor doctores . . . tertius in jure civili . . . si tales commode haberi possunt: alioquin in eisdem facultatibus licentiati cum rigore examinis, qui infra annum a die admissionis eorundem in dicto Collegio ad doctoratus gradum singuli in prefatis facultatibus se faciant promoveri".

‡ The sub-principal, mediciner, and three regents.

§ The principal, humanist, and professors of divinity and of Oriental languages.

|| *Information for Mr. Charles Hamilton Gordon, Advocate, against James Catanach, Procurator in Aberdeen.* June 28, 1744.

shield, instruments of war, spear, guns, and all such kind of arms, or to use them in any way, either within or without the Academia; allowing them to use only open and table knives. The breaker of this rule shall, on his first offence, be punished by the Principal and teachers with the loss and confiscation of the arms; on his second offence he shall receive stripes in the public school,

and has passed through the degrees of Bachelor and of Licentiate, before being received as a candidate for the Doctorate; that it was after such ancient degrees in Civil Law had ceased to be conferred, amidst the changes that attended the Reformation, that Marischal College was erected, and consequently that it never possessed at all, in regard to such degrees, the powers of the Universities of Papal origin; and that an Advocate at the bar of the Court of Session, in virtue of his trial in Civil Law by the Faculty, was a Licentiate in Civil Law, and in virtue of his admission by the Court, subsequent to such trial, was equal if not superior to a Doctor in Civil Law.

4. That even if Marischal College had power to grant degrees in Civil Law, it had not conferred the degree in question in a proper manner, or on a candidate properly qualified to receive the degree, but had conferred it only as a colourable and fraudulent qualification.

Catanach contested each of these propositions, maintaining, at great length, the right of Marischal College *and University* to confer qualifying degrees in all the faculties, including Law.*

The Lord Ordinary (Lord Kilkerran) remitted the question to the whole Court, who decided, July 20, by a majority, that Catanach was not duly qualified; and, after a renewed and more searching discussion, December 4, adhered to this decision.†

Upon appeal, the House of Lords reversed the decision of the lower Court, April 11, 1745, finding that Dr. Catanach did possess the indispensable qualification.‡

In the Charter Room at Marischal College is preserved § a copy of a Memorial to the House of Lords (in connection with the Catanach case) "on behalf of the Rector, Principal, and Professors of His Majesty's Marischal College and University in the City of Aberdeen," who assert their privileges as a University. The paper is well written: it contains seven arguments:

* *Information for James Catanach, LL.D., Advocate in Aberdeen, against Mr. Charles Hamilton Gordon, Advocate at Edinburgh.* June 29, 1744.

† *Petition of Mr. James Catanach, LL.D., Advocate in Aberdeen, and of Mr. Alexander Burnet, Sub-Principal, Dr. James Gregory, Professor of Medicine, Mr. Alexander Raitt, Mr. Daniel Broadfoot, and Mr. John Chalmers, Regents in the King's College of Old Aberdeen, who, with the four Procurators chosen by them, were the Electors of Mr. Catanach to be Civilist in the said College.* July 27, 1744.

Answers for Mr. Charles Hamilton Gordon, Advocate, to the Petition of James Catanach and others. Nov. 1, 1744.

Memorial for Mr. James Catanach, LL.D., Advocate in Aberdeen, and of, &c., &c. [ut supra]. Nov. 26, 1744.

‡ *The Case of James Catanach, LL.D., &c., the Appellant.*

The Case of Charles Hamilton Gordon, the Respondent.

House of Lords Journals, xxvi. 483.

Paton's *Cases decided in the House of Lords upon Appeal from Scotland.* 1849. Vol. ii., App.

§ "University Rights and Privileges," ii. 2.

according to the laws of the Academia; and if he break the law a third time, he shall then, as being unworthy to be reckoned a student, be expelled from the Academia.

All the foresaid persons on the foundation shall eat and sleep within the walls of the Academia; and if any one of the bursars, without obtaining

1. The Foundation Charter contemplates regular matriculation "dum albo *Universitatis* inscribuntur"; graduation "dum ad gradum *aliquem* promoveantur" and "in promotionibus ad *quemcunque* gradum"; and the erection of new chairs "personæ constitutæ et *constituendæ*".

2. The ratifying Act of Parliament (21st July, 1593) recognises the University's absolute jurisdiction within its own precincts—"which no simple College ever had":—"the maisteris memberis studentis bursaris and haill inhabitantis of the said college is and salbe in all tymes heirefter subject to the iurisdiction of the provest ballies and counsaill of the said burgh of Abirdene in all things to be done or committit be thame *outwith the wallis of the said college*". So in the Act of Confirmation of 20th March, 1661.

3. The Charter institutes a Chancellor, a Rector, and a Dean of Faculty, with the same powers as in St. Andrews, Glasgow, Edinburgh, "Vel alterius cujusvis laudabilis Academiæ".

4. The Acts of 1593 and 1661 grant "all fredomes franchises liberties frie privilegis and iurisdictioun that to any frie college within this realme be law and practik is knawin to appertene".

5. Other Acts of Parliament acknowledge it as a separate University *e.g.*, that of August 21, 1663, "for the establishment and constitution of a National Synod".

6. Successive Sovereigns have addressed and treated it as a University.

7. Its members have enjoyed and exercised all the powers and privileges of a University undisturbed and unquestioned for upwards of 150 years.*

On the whole, King's College derived benefit from this suit, for it prevented in all probability the introduction of a custom of giving the office of Civilist to a non-resident Edinburgh lawyer. The recognition of the University status of Marischal College by the highest Court of Law in the Kingdom checked, for some time, the revival in an acute form of the exclusive pretensions of King's College; but during the "Fusion" controversy the jealousy of the rival colleges again found an outlet in print. Much curious information regarding obscure points in local academic history will be found in two pamphlets, now somewhat scarce: "*Has Marischal College, in New Aberdeen, the power of conferring Degrees in Divinity, Laws, and Medicine?*" Aberdeen: D. Wyllie & Son. 1850. 51 pp. ["Drawn up by a Committee of Senatus"—but mainly the work of Professor David Thomson.] "*The Right of Marischal College and University, Aberdeen, to confer Degrees, not only in Arts, as admitted, but in Divinity, Laws, and Medicine; Vindicated against the Attacks of the responsible Administrators of King's College and University, Old Aberdeen; and shewn to have been affirmed, more than a Hundred years ago, by the House of Lords, as the Supreme Court of Appeal, under the Instructions of Lord Chancellor Hardwicke.* By one of the Professors [Thomas Clark, M.D.]. Aberdeen: Lewis Smith. 1853. 55 pp.

* Cf. *An Account of the Erection of the Marischal College and University in the City of Aberdeen* [1736], p. 4.

leave (as aforesaid), sleep without the Academia, and, on being admonished and punished, do not amend, he shall be instantly deprived of his bursary; and the other students that have chambers within the Academia must retire to rest and pass the night therein, otherwise they shall be ejected from their chambers. Those living without the Academia shall never be found without it, except at the hours appointed for meals; if they sleep without, they must enter exactly at six o'clock in the morning, and not go out before nine o'clock; and when they return from breakfast before ten o'clock it shall not be lawful for them to go out before twelve o'clock; and they must remain within till six in the evening, unless leave of play be given to all; and when having entered together they are taken out into the fields and brought back by the teacher that has this duty for the week, they shall not extend their time of play beyond two hours from the time when they leave the Academia, in order that they may more seasonably return to their lessons. This teacher we also enjoin to visit all the chambers at five o'clock in the morning and nine o'clock in the evening. We also desire all the students to live peacefully and in the greatest mutual harmony; to injure each other by neither word nor deed; to speak in the Latin or in the Greek tongue; to abstain from unmannerly and indecent conversation, and from all cursing and swearing and blasphemy of any kind; to attend most diligently at the hours, sacred addresses, prayers, sacred readings and the interpretation of Scripture (which we call prophecy), all as prescribed; in fine, in all matters appertaining to the discipline of the Academia, to obey the laws that have been made, or that may hereafter be made, by the Principal, with the advice of his colleagues; to whom, also, we give the power of drawing up and enacting just statutes for preserving intact the discipline of our Gymnasium as occasion may demand, and for special purposes. Those persons, also, who, although not yet promoted to the dignity of Master, have determined to live within the bounds of the Academia, shall submit themselves to the disciplinary laws thereof, and give an account of their studies to the Principal and the rest of his colleagues. And if living without the Academia they nevertheless desire to be present at public or at private lectures, they must enter with all modesty, and setting no evil example, and must in no way hinder the studies of the rest or injure them by their example; if they act otherwise, they are not to be permitted to enter the College.

And that all these rules be more diligently observed, we ordain that this our Gymnasium shall be visited and inspected by the Chancellor, the Rector and the Dean of Faculty thrice every year—that is to say, on the

first days of October, February and June—to the end that if anything either in doctrine or discipline have been neglected or corrupted, it may by their advice and warning be amended and corrected. But above all things shall diligent inquisition be made concerning religion and the profession of faith; and since such is the cunning of Satan that in every way he endeavours to lead away youth from the profession of the Gospel back to the darkness of Popery, from which by the grace of God this kingdom has been once freed, we strictly command that all who shall be elected into this Academia shall make a profession of faith, that Confession, namely, which, taken and transcribed from the Word of God, has been put forth and published in the Parliament of the realm; and this shall be done once at least every year. But especially before the Principal at their admission into the Academia, before the Rector at their matriculation in the album of the "Universitas,"* and before the Dean of Faculty at every step of advancement,† each shall make a public profession of faith and true religion, and shall promise faithfully to abide in that profession.

THE STUDENTS admitted into the Academia not only must be diligent in their studies and pure in their morals, but must show themselves grateful towards the teachers, the Academia, and the public officers. Therefore each one of the students shall every year pay to his teacher a fee according to the judgment and estimate of the teachers; in such wise that the children of the nobles and of the higher gentry be ordered to pay three pounds; the sons of the lower gentry, forty shillings; the children of farmers and of merchants of the middle class and of craftsmen, twenty shillings: from these payments the poor shall be altogether exempt. To the common servant, called the Beadle, each student shall pay two shillings yearly. At examinations, moreover, and at promotions, each shall pay into the general fund of the Academia as follows:—At the first step and the examination of the first year, six shillings and eightpence; at the second, thirteen shillings and fourpence; at the third, twenty shillings; at the fourth, and last, thirty shillings; in such wise that from all these payments the poor shall be exempt, who are to be reckoned poor being left to the judgment and estimate of the teachers.

FURTHER, because in this our Academia we have provided many duties for the Rector and the Dean of Faculty thereof, we desire that these officials be elected annually on the first day of March. THE RECTOR shall be a grave,

* The only occurrence of this term in the Charter. † See note on p. 70.

godly man, a lover of law and justice, and well skilled therein. He shall have ordinary jurisdiction over all the enrolled members of the Academia (called Supposts); shall be present at all the more important meetings of the Academia, especially at elections, as above prescribed, and preside thereat, especially in the absence of the Chancellor; and shall conduct, manage and execute all matters that the Rectors of St. Andrews, Glasgow, Edinburgh or any other [Academia] are, by law, custom or usage, understood to be able and bound to conduct, manage and execute. He shall be elected by all the Supposts of the Academia divided into four nations, in such wise that the Diocese of Aberdeen, on account of the greater number, be divided into two nations, Mar and Buchan, the Garioch being included in Mar, and the rest, as far as the river Deveron, belonging to Buchan. The remainder of the kingdom north of the Grampians shall be comprehended under the name of the Moray nation. All to the south of the Grampians shall be known as the Angus nation. Procurators, chosen one by each of the nations, shall elect the Rector and his Assessors.* The Rector, when elected, shall swear that he will faithfully and diligently perform the duties; that he will, with good faith, administer equal justice to all, without any respect of persons; that in elections he will give his vote with the same good faith, according to his conviction, and for the interest of the Commonwealth and the Academia; that he will zealously forward the interests of the College and the Academia so far as consistent with religion, and never in anywise knowingly and willingly do what is detrimental to them; in fine, that, to the best of his ability, he will adorn and augment this Republic of Letters.

The Dean of Faculty shall be elected at the same meeting, but by the Rector, Chancellor, Principal, the three teachers, and the Minister of New Aberdeen, provided that the Principal, with the Minister of the new town, shall be always present at his election. He shall be a godly man, and well read, and conversant not only with the so-called polite letters, but with all philosophy. He shall be present and preside at the annual examinations and promotions, and shall administer to the examiners an oath that they will faithfully perform their duty; shall have a care of the teaching and diligence of the teachers; shall see to it that the Academia suffer no loss by his neglect; shall give an uncorrupted vote in elections according to the good of the Commonwealth; in fine, shall execute all those matters that in [St. Andrews], or in any other Academia,

* The only mention of Assessors in the Charter. The latter practice was to appoint four.

are understood to appertain to the duty and office of a Dean of the Faculty of liberal Arts. He shall swear that he will faithfully perform the duties; that in promotions and steps of advancement he will decide with good faith and without respect of persons, according to the judgment of the Examiners and Assessors and his own conviction; that he will promote the interests of the College and the Academia so far as consistent with religion; in fine, that he will diligently do everything that he shall understand to belong to the office of Dean at St. Andrews or at any other praiseworthy Academia, and shall assuredly know to be for the advantage of the Christian and literary Commonwealth.

WE FORBID any perpetual leasing out of lands or feus, or alienation to emphyteusis, or commutation of victual for money, whether on pretext of augmentation, or improvement, or for any other reason, or under any name whatsoever. But they shall remain for ever in the same circumstances, state and condition in which they now are, notwithstanding any consent, approbation or confirmation whatsoever.*

IN WITNESS OF ALL WHICH we have caused our seal to be appended to this our Charter and Erection, subscribed with our hand at Aberdeen, the second day of the month of April, in the year of our Lord one thousand five hundred and ninety-three, before these witnesses:—John Forbes, of Pitslego; Master Peter Blackburne, Master Robert Howie, Ministers of Aberdeen;

* Notwithstanding this stringent prohibition a perpetual feu was granted five years after the foundation of the College. The charter, which is preserved in the Mar. Coll. Charter Chest (Mass xii., No. 72), narrates that the principal Master Gilbert Gray "cum expressis consensu et assensu nobilis et potentis domini Georgii comitis Mariscalli domini Keyth et ab Altrie etc patroni et fundatoris dicte academie necnon vnanimi consensu omnium membrorum eiusdem vtilitate dicti collegii in hac parte vndique preuisa pensata et diligenter considerata matura et diligenti habita deliberatione inter membra eiusdem cum dicto patrono . . . ad feudifirmam seu emphiteosim perpetuam hereditarie dimittere . . . honesto viro Andree Williamsoun textori burgensi . . . totum et integrum illud tenementum vastum et penitus dirutum et inhospitatum cum horto eiusdem et suis pertinentiis olim occupatum per Ingramum Skletter dicto collegio nunc in proprietate incumbens jacens infra dictum burgum in vico viridi ex parte boreali eiusdem vici inter terras dicti Andree Williamsoun Joannis Patric Jacobi Wyisman et Alexander Jaffray ex orientali parte terram olim Vilhelmi Voss in Birsbeg nunc vero Andree Adye pollentarii ex occidentali parte hortum Vilhelmi Fraser versus boream et communem viam regiam versus austrum . . . Tenendum . . . de nobis . . . Reddendo . . . firmam quatuor librarum monete Scotie . . ." The charter is signed by the Earl, the Principal, the Dean of Faculty, and the Minister of Deer.

The next alienation of property that can be traced is the feu to the Magistrates, in 1732, of the ground on which Gordon's Hospital was built.

[James] Crichton, younger, of Frendraucht; and Master David Cunningham, Minister of Aberdeen.

(Signed) GEORGE ERLE MARSHALL.*

* The following criticism on the Foundation Charter is inserted in the volume of "College Rentals, 1593-1764". The paper is undated, but from the reference to *three* Regents must be earlier than 1620.

"FACTIS IN THE FUNDATIOUN.

"1. Thair is mony thingis giwin to the Colledge for ane pairt of thair rentall qlk nether wee gett nor ar able to gett sic as the chapleines of Bervie and Cowy and the haill blak freiris rent

"2. Thair is ane gryter task imposed wpone the principall nor all the prinllis of Scotland hes laid wpone theme yea nor they ar able to bear and yit les stipend nor the meinest prinll of Scotland hes yea nor any regent of Saint Androis Edr Glascow yea nor the subprinll of the auldtoune college yea nor any regent in the Colledge considdering the accidentis of thair classes

"3. Thair is no perfyt number of regentis as in wther colledgis to witt four to compleit the four yeiris cours and so the burdeine of the fourt regent lyis on the prinll and making of mrs and all publict actis qrby he is owerquhelmed with painis and is nott able to follow furth the colledge effairis in law or els quhair

"4. The regentis hes assignit theme be the fundatioun the half of the prinllis stipend in bear rent and moir nor the half in silver rent and hes not the tent pairt of his burdeins and so thair is no proportioun

"5. Thair is no distinct forme sett doune for chuising ane chanceller nor reall difference of electioun betuix a prinll and a regent qlk sould be in effect becaus of thair distinct offices and places

"6. Thair is no certaine stipend assignit to the œconomus and cook suppois thair traiuellis justlie deserve itt and ernestlie requyre itt

"7. Thair is apoyntit sex Bursaris and yit no certaine prouisioun for theme and althocht thair war provisioun yit the thing apoyntit to wit threttie pundis pro singulis a year war nott able as prycis now gois to susteine them 16 or 17 weikis.

"8. All things ar confuisit and sparplit heir and thair without order and nott dewlie sett downe in articlis as they sould be

"9. A hous is apoyntit to be haldin and yit no rowme nether assignit nor knawin qr it salbe nor quhow it salbe susteinit or qr materiallis salbe hed for the furnitor of itt

"10. The Pl of the Aldtown is put in for on of the admitteris and yit will not acknawledge this College for schoole or College and whrfor shuld he have mor preheminence over ws nor we have over him and his settis."

NOTE ON THE UNIVERSITY OF FRASERBURGH.

It is not generally known that for a brief period there existed in Aberdeenshire, in full working order, not merely the "Keingis Colledge of Auld Aberdene" and the "Academia" of George, Earl Marischal, but a third legally constituted university, having its seat in the not far distant seaport of Fraserburgh.

On 1st July, 1592, Sir Alexander Fraser, lineal ancestor of Lord Saltoun, obtained from James VI. a charter of Novodamus of the lands of Philorth. In the new grant the town of Faithlie is erected into a burgh of barony, to be called in all time coming the Burgh and Port of Fraser. "Insuper," so runs the deed, "damus et concedimus plenariam libertatem et potestatem prefato Alexandro Fraser . . . collegium seu collegia infra dictum burgum de Fraser edificandi, universitatem erigendi . . . et generaliter omnia alia et singula immunitatem et privilegium unius universitatis concernentia, in amplissima forma et modo debito, in omnibus respectibus, ut conceditur et datur cuicunque collegio et universitati infra regnum nostrum erectis seu erigendis, faciendi, agendi et exercendi" (*Reg. Mag. Sig.*, xxxvii. 481).

Sir Alexander did not allow the powers thus conferred on him to lie idle, for he at once began to erect buildings for the contemplated university. Five years later we find the Scottish Parliament recognising his patriotic exertions, and providing that he should be reimbursed for part of his outlay.

"Our Souerane Lord and thrie estatis of this Parliament vnderstanding that Sir Alexander Fraser of Fraserbrughe, knycht, being of deliberat mynd and purpois to erect ane Vniuersitie within the said brughe, with all priuelegis appertaining thairto, according to the tenour of hes infeftment, his begwn to edifie and big vp collegis, quhilkis nocht onlie vill tend to the great decoirement of the cuntrey, bot also to the advancement of the loist and tint youthe in bringing tham vp in leirning and vertew, to the great honour and weill of our said Souerane Lord and natioun, quhilk honorabill intentioun and pollicie maid and to be maid be the said Sir Alexander, vpone his exhorbitant and large expensis, aucht and suld be furtherit and advancit, and the said Sir Alexander nocht onlie allowit thairintill, bot also helpit and supportit to do the samin; Thairfoir our said Souerane Lord and thrie estatis of the present Parliament, for the further advancement of the said brughe and collegis, and for the sustentatioun and intertenement of maisteris, teichearis and officemen, within the collegis of the samin, hes, with expres consent and assent of the said Alexander, dotit, gewin and mortefeit the personagis, vicaragis, prebendareis, chaplanreis and altarageis of the paroche kirkis of Phillorthe, Tyrie, Kremound, and Rathyn, haill teyndis small and great, landis, rowmes and possessionis appertening thairto, proffitis, dewteis, annualrentis, and emolumentis quhatsumevir, and *ad manum mortuam* disponit the samin to the saidis college or collegis; Provyding alwayis the saidis ministeris of the saidis college or collegis ather serve the cure of the saidis kirkis, or then the saidis maiisteris, with advyis of the patron, furneis sufficient men for serveing the cure of the saidis kirkis, sua that the parochineris be nocht frustrat of the sacrementis, teicheing and preicheing of the word of God" (*Acts of Parliament of Scotland*, Vol. iv., p. 146; December 16, 1597).

There can be no doubt that the arrangement for the supply of teachers herein set forth was actually called into operation. In 1598 Charles Ferme, M.A., "a man of obscure parentage but exceedinglye piouse," who had been elected one of the Regents in the University of Edinburgh in 1589, was called to the ministry at Fraserburgh, "where there was ane beginning of an University, over which he had charge". (Craufurd's *Univ. of Edinb.*, pp. 33, 42, and Wodrow's *Collections on Life of Ferme*, to be printed for New Spalding Club.)

The sanction of the supreme court of the kirk was, however, necessary to reconcile Mr.

Ferme to his double duties. This was given by the General Assembly which met at Montrose in March, 1600: "Anent supplicatioun given in be the Presbiterie of Deir, makand mentioun that quher the Laird of Philorth having erectit ane Colledge vpun the toune of Fraserbrughe, and agreit with Mr. Charles Ferme to be both Pastour of the said brugh and Principal of his Colledge; quhilk burdein the said Mr. Charles refuses to accept vpon him, without he be commandit be the Generall Assemblie: Desyreand, therfor, ane command to be given to the said Mr. Charles to accept both the said charges, as at mair length is containit in the said supplicatioun: The Generall Assemblie having at length considderit the necessitie of the said wark, and how the said Laird of Philorth has refusit to intertaine a Pastour at the said Kirk, vnlesse he vndertake both the said charges, therfor commands and charges the said Mr. Charles Ferme to vndertake and awaite vpon, as weill the said Kirk, as to be Principall of the Colledge of Fraserbrughe". (*The Booke of the Universall Kirk of Scotland*, Vol. iii., p. 958.)

The then incumbents of the other three charges mentioned in the Act of Parliament were—Crimond: John Gordon, M.A., second son of Alexander Gordon of Lesmoir. Rathen: Duncan Davidson, previously Regent in University and King's College, Old Aberdeen. Tyrie: John Howesoun, son of David Howesoun, Minister of Aberdour.

For five sessions the work of the newly founded college probably went on without interruption, but in 1605 the ecclesiastical troubles of the time gave a death-blow to the scheme. Mr. Ferme was one of those devoted sons of the Church who convened at Aberdeen, and constituted the Assembly there in July, 1605, irrespective of the royal pleasure. The inevitable result was that, with seventeen others, he was denounced by the Privy Council on the 18th of the same month "for unlawfully assembling against the letters and charges of his Majesty". Having undergone imprisonment at Stirling, in the Castle of Doune, and for three years in the Isle of Bute, Mr. Ferme was finally allowed to return to his cure, where he zealously discharged his duties, teaching both in public and in private, till, worn out by study and shattered by incessant toil and sufferings, he died Sept. 24, 1617, aged fifty-one. "Through his industry, by the divine blessing, such a light blazed forth that even children could render an account of their faith, and that not without some feeling of piety. A Tydeus in body, he was a Hercules in spirit." (Hew Scott's *Fasti Ecclesiæ Scoticanæ*, Vol. iii., p. 626.)

After the death of Mr. Ferme we find no trace of the university. It was, indeed, unlikely that it could survive the removal of its head and the rivalry of the now flourishing Marischal College of Aberdeen. Nor have we any evidence as to the nature of the course of study at Fraserburgh. But there is no reason to suppose that it differed in any essential details from that enjoined in the charter of Marischal College (1593), and in the *Nova Fundatio* of King's College, ratified by the same Parliament of 1597.

So late as 1793 a portion of the college buildings was still to be seen in Fraserburgh—a quadrangular tower of three stories. (Sir John Sinclair's *Stat. Acc. of Scotland*, Vol. vi., p. 9.) But this tower was demolished many years ago. A large house to the left on entering the town is said to have been erected with materials taken from the college. Four stones built into the front of this house bear inscriptions, probably renewed at the time of the removal. These are:

Trust in God, for He is good.
His Mercy is for ever.
Give Him thanks for all you have.
For He is the only giver. (Pratt's *Buchan*, p. 158.)

These stones alone now remain to tell of the University of Fraserburgh.

III.

David Cunningham, Bishop of Aberdeen, in name of the Masters, Regents, and Members of the New College, takes Sasine from the Earl Marischal propriis manibus *of the lands of the Black and of the White Friars. 21st April,* 1593.

In dei nomine Amen per hoc presens publicum Instrumentum Cunctis pateat Evidenter et sit notum quod anno Incarnationis dominice Millesimo quingentesimo nonagesimo tertio Mensis vero Aprilis die vigesimo primo et regni Supremi domini nostri regis Jacobi sexti anno vigesimo sexto In mei notarij publici et testium subscriptorum presentia personaliter comparuit Nobilis et potens dominus Georgius Comes Marischali dominus Keyth et Altre &c Qui animo deliberato matura deliberatione prehabita Accessit personaliter cum venerabili viro Magistro Dauide Cuninghame Episcopo Abredonensi testibusque inferius scriptis ad fundum vbi templa ædificia et domus fratrum predicatorum et Carmelitarum burgi de Abredene edificata et constructa fuere Et ibidem tanquam apud principalia messvagia et mansiones dictorum fratrum actualem realem et corporalem possessionem sasinamque hereditariam ædificiorum domuum hortorum mansionum dictorum fratrum predicatorum et carmelitarum infra dictum burgum situatorum Necnon omnium et singularum croftarum rigarum terrarum tenementorum feudifirmarum et annuorum reddituum tam infra dictum burgum et territoria eiusdem quam extra predictum burgum olim dictis fratribus spectantium et incumbentium jacentium infra dictum burgum et territoria eiusdem vel in quocunque alio regni scotiæ loco jacent nunc ad dictum comitem spectantium ratione sue Infeodationis earundem Memorato Magistro Dauidi Cuninghame Episcopo Abredonensi procuratoris nomine Noui Colledgij per dictum nobilem comitem infra dictum burgum de abredene in loco fratrum Minorum eiusdem in medio dicti burgi situato de nouo et recenter fundati nomine magistrorum Regentium et Membrorum eiusdem colledgij juxta tenorem fundationis mortificationis et erectionis per eundem Comitem conserte eius manu et sigillo in ampla et autentica forma subscripte et roborate dictus comes fundator dicti colledgij suis propriis manibus per donationem terre et lapidis fundi dictorum edificiorum et hortorum in signum realis et hereditarie possessionis

eorundem edificiorum mansionum hortorum domuum terrarum croftarum rigarum annuorum reddituum et feudifirmarum tam infra dictum burgum territoria eiusdem quam extra Cum dicto colledgio omni tempore affuturo remanentium juxta mentem et tenorem dicte fundationis et mortificationis SUPER QUIBUS Omnibus et singulis Memoratus Magister Dauid Cuninghame Episcopus Abredonensis nomine dicti colledgij infra dictum burgum per prefatum comitem de nouo et recenter fundati et erecti Magistrorum Regentium et membrorum eiusdem a me notario publico subscripto sibi fieri petijt Instrumentum seu Instrumenta vnum vel plura publicum seu publica Acta erant hec super fundis habitationum seu mansionum dictorum fratrum predicatorum et carmelitarum respectiue et successiue horam inter vndecimam et duodecimam diei presentibus ibidem honorabilibus viris Ioane Forbes de Petslego Alexandro Bannerman de Vatertoun Joanne Keth Roberto Kar seruitoribus dicti Comitis Magistris Petro Blakburne et Roberto Howye Ministris verbi dei ecclesie dicti burgi Magistro Patricio Cheine Georgio Forbes Vilhelmo Gray tribus balliuorum eiusdem burgi Dauide Cargil thesaurarij eiusdem burgi Magistro Thoma Cargill ludimagistro eiusdem Dauide Robertsoun et Thoma Dicksoun duobus sergeandorum prefati burgi testibus ad premissa vocatis pariterque rogatis.

Et ego vero magister Thomas mollesonus Abredonensis diocesis clericus regali auctoritate notarius publicus per dominos consilij iuxta tenorem acti parliamenti juratus et creatus burgique de Abredene scriba comunis premisse possessionis dationi mansionum domuum edificiorum feudifirmarum annuorum reddituum supra specificatorum per dictum comitem marischalli suis propriis manibus dicto episcopo aberdonensi nomine noui collegii infra burgum de Aberdein per dictum comitem erecti ceterisque omnibus dum sic vt premittitur dictis actis factis vnacum prenominatis testibus presens personaliter interfui eaque omnia et singula sic fieri vidi sciui et audiui ac in notam cepi Ideo hoc presens publicum instrumentum manu aliena fideliter scriptum exinde confeci signaui et subscripsi In fidem robur et testimonium veritatis omnium et singulorum premissorum requisitus et rogatus.

From the original Instrument in the Mar. Coll. Charter Room, Mass. iii., No. 56. The Sasine is recorded in the *Sasine Register of the Burgh*, Vol. xxiv., f. 79*b*.

III*a*.

Abstract of foregoing Sasine.

On 21st April, 1593, between the hours of eleven and twelve, compeared George Earl Marischal, and at the places of the Black and of the White Friars did personally infeft Master David Cunningham, Bishop of Aberdeen, procurator for the New College, in all the properties of the said Friars, mortified by the said Earl for behoof of the said College: whereon the said Master David craved instruments. Present: John Forbes of Pitsligo; Alexander Bannerman of Waterton; John Keith and Robert Kar, servants of the Earl; Masters Peter Blackburn and Robert Howie, ministers of Aberdeen; Master Patrick Cheine, George Forbes, and William Gray, baillies; David Cargill, treasurer; Master Thomas Cargill, rector of the Grammar School; David Robertson and Thomas Dickson, town serjeants. All certified by Thomas Mollison, town clerk, notary public.

IV.

Margaret Home, Countess Marischal, renounces, in favour of the New College, her liferent interest in the lands of the Black Friars and of the White Friars. 21st April, 1593.

In dei nomine Amen per hoc presens publicum Instrumentum cunctis pateat euidenter et sit notum quod anno Incarnationis Dominice millesimo quingentesimo nonagesimo tertio mensis vero aprilis die vigesimo primo et regni supremi dñi nostri regis Jacobi Sexti anno vigesimo sexto In mei notarij publici et testium subscriptorum presentia necnon presentia honorabilis viri vilhelmi Gray vnius balliorum burgi de Aberdene personaliter comparuit nobilis Domina Margareta home comitissa de Mershell vxor nobilis et potentis domini georgii comitis Mariscalli domini Keyth et altrie extra presentiam sui mariti Que comitissa non vi aut metu ducta nec errore lapsa seu quouis dolo vel fraude circumuenta sed mature auisata Jureque suo certiorata Animo non variante vt apparuit renunciauit sue coniuncte Infeodationi et vitali redditui cum omni titulo jure et proprietate que et quas dicta Margareta comitissa de Mershell habet habuit aut habere poterit in vel ad aedificia mansiones domos hortos terras tenementa croftas rigas annuos redditus feudifirmas que olim pertinebant ad fratres predicatores et Carmelitanos dicti burgi tam infra dictum burgum territoria eiusdem quam extra eundem burgum in quo-

cunque alio regni Scotie loco Et hoc in gratiam et fauorem Noui collegij per dictum comitem eius maritum infra dictum burgum in loco fratrum minorum eiusdem de nouo et recenter erecti magistrorum regentium et membrorum eiusdem collegij cum eodem collegio remanentes secundum mentem et tenorem fundationis mortificationis et erectionis dicti comitis sui sponsi Et jurauit dicta comitissa quod ad dictam Renunciationem faciendam non fuit compulsa seducta neque quouis modo coacta sed quod eandem libere et spontane fecit Et quod in contrarium ejusdem nusquam clam vel palam in Judicio nec extra judicium deueniet sub penis periurii infamie et inhabitatis Renunciando omni juris exceptionis et preuilegio in gratiam mulierum facto et speciatim senatus consulti telliani Et intervallo medio idem georglus comes Mariscalli comparens in presentia dicti vilhelmi gray balliui Ratificavit predictam Renunciationem factam per dictam Margaretam home comitissam eius vxorem de dictis edificijs hortis domibus mansionibus tenementis terris croftis rigis annuis redditibus et feudifirmis in fauorem dicti collegij magistrorum regentium et membrorum eiusdem modo supradicto factam ratificauit et approbauit eidem renunciationi suum consensum et assensum interposuit Super quibus omnibus et singulis Alexander Rutherfurd procuratorio nomine dicti collegij a me notario publico subscripto sibi fieri petiit presens publicum Instrumentum Acta erant hec in hospitio dicti comitis infra dictum burgum in vico castri eiusdem ex australi parte eiusdem vici et in domo anteriore hora duodecima diei aut eo circa presentibus Ibidem Dauide episcopo abredonensi magistris petro blakburne roberto howie ministris verbi dei dicti burgi magistro patricio cheyne georgio forbes duobus balliorum eiusdem magistro thoma cargill ludimagistro dicti burgi et magistro duncano skene notario publico testibus ad premissa vocalis pariterque rogatis.

From the *Sasine Register of the Burgh of Aberdeen*, Vol. xxiv., f. 80.

IV*a*.

Abstract of foregoing Renunciation.

On 21st April, 1593, about the hour of twelve, compeared Margaret Home, Countess Marischal, at the Earl's house on the South side of the Castlegate, and, her husband not being present, did renounce her conjunct infeftment and liferent of the properties of the Black and of the White

Friars [v. *supra*, p. 38] in favour of the New College, swearing that she did so under no compulsion. Thereafter compeared the Earl and did ratify the Countess' renunciation. Whereon Alexander Rutherford, as procurator for the College, craved instruments. Present: David, Bishop of Aberdeen; Masters Peter Blackburn and Robert Howie, ministers thereof; Masters Patrick Cheine and George Forbes, baillies; Master Thomas Cargill, rector of the Grammar School; and Master Duncan Skene, notary public.

V.

The General Assembly of the Kirk approve and affirm the Earl Marischal's Foundation, 26th April, 1593.

Dundie the twentie sext day of Aprill, 1593.

THE Generall Assemblie of the þe Kirk, having imployit certaine of þe godly and best learned Brether of thair number, to þe sighting, and considering of this Fundatione and erection following thair judgement and approbation hairof, after reasoning had in þe matter, Hes Given and gives thair consent and approbatioun thairto, and approves and affirmes þe same in all þe headis thairof, after þe forme and tenor of the same Sic subscribitur

From a copy appended to the transcript of Earl Marischal's Charter in the "Foundation Book" of Mar. Coll., p. 18. Another copy in the *Town Council Register*, Vol. xli., p. 1032, bears the subscription T. Riche.

VI.

The Scots Parliament ratify the Earl Marischal's Foundation. 21st July, 1593.

OURE SOUERANE LORD and estaitis of þis pñt parliament, Vnderstanding that george Erll merschell lord keith ꝛc hes laitlie foundit and erectit ane college wthin þe burgh of new abirdene and dotit the same wt dyuers rentis and patrimony of his awin propre landis, ffor advanceing of the qlk also the provest ballies, counsaill and cōmwnitie of the said burgh, hes gevin to the said Erll, the place kirk clois and ȝard qlkis appertenit sumtyme to the gray freiris of abirdene to be annext to the said college as at mair lenth in the lr̃eȝ of fundatioun and erectioun of the said college is ꝗtenit THAIRFOIR his hienes and estaitis foirsaidis, Ratifies apprevis and confermis the said fundatioun and erectioun qlk is of the dait the day of aprile Jmvc fourscoir

threttene ȝeiris, wt all the clausso articles heidis and conditionis thairin qtenit And forder gevis and disponis thairto, all fredomes franchises, liberties, frie priuileges, and iurisdictioun, that to ane frie college wthin this realme be law and practik is knawin to appertene, PROVYDING alwayes that the masteris mēberis, studento bursaris, and haill inhabitantis of the said college is and salbe in all tymes heirefter subiect to the iurisdictioun of the provest, ballies and counsaill of the said burgh of abirdene in all thingis to be done or comittit be thame, outwt the wallis of the said college and wthin the ꝓritores or fredome of the said burgh

From *The Acts of the Parliaments of Scotland*, Vol. iv. (1816), p. 35, cap. 48. An extract, certified by Sir John Skene, Clerk Register, is preserved in Mar. Coll. Charter Room ("Foundation Charters," 6); and a copy is entered in the "Foundation Book," p. 19.

VII.

The Town Council agree to resign the possessions of the Gray Friars in favour of the Earl Marischal. 24*th September*, 1593.

The Said day Thomas Mengȝeis prouest, Mr Patk Cheyne George Forbes and William Gray Baillies, Alexander Rutherfuird, Johne Collesoun, Dauid Cargill, Andro Scherar, Alexander Ewyn Thomas Duvie persones of the counsell of the said burche, voitit thocht guid and expedient, that the gray freiris place thairof hous bigingis kirk and yaird of the samen salbe resignit in fauouris of ane Nobill and potent Lord George erll Merschell, Lord Keith and Altrie To be giffin be the said erll to be ane college, according to his constitutioun and erectioun throf The said erll makand the Leiffing Rent Revennew and annuell rentis promesit and granttit be him abefoir to the said college To Remane thrwith annexed thairvnto, according to the fundatioun and Institutioun And the said college nawayis to be translatit furt of this burt to onythr place And the premisses beand performit be the said erll The forsaid Resignatioun of the said place to be maid in the said erlis fauors, and na vther wayis. And to travell wt the said erll to the effect forsaid The said Thomas Mengȝeis prouest, George Forbes maister Patk Cheyne and Willeam Gray bailleis, wt Alexander Rutherfuird and Johne Collesone wer appointit and nominat be the remanent personis of the counsall abouespecifiet. And maister Richard Irwyng dean of gild Robert

Mengȝeis and Wm Jak personis of the con . . . . . .
sentit that the said place . . . . . .
signit vnyvayis in fauoris . . . . . .
natioun þ^r^of salbe maid . . . . . .
uors of the said college . . . . . .
be haldin be þ^e^ said . . . . . .
comunitie of this burt . . . . . .
And na vther wayis . . . . . .
maid vthervayis that the . . . . . .
Note and Instrument etc.

From the *Town Council Register*, Vol. xxxiv., p. 964.

A portion of the leaf has been torn, but the tenor of what is missing can be learnt from an account of the transaction given in *A Memorial for the Right Honourable the Earl of Findlater, from the Magistrates and Council of Aberdeen, concerning the Union of the two Colleges of Aberdeen, laid before his Lordship as sole Arbiter, for determining the points underwritten, November*, 1754.

"There was in the royal burgh of *Aberdeen* in the time of popery several orders of churchmen, as the *Grayfriars*, *Blackfriars*, *Whitefriars*, and *Trinityfriars;* and after the reformation, the town of *Aberdeen* obtained a right to the place, mansion-houses, church-gardens, &c., which was possessed by the *Grayfriars*, not only by a grant from the crown, but also by purchasing in several claims and titles which private persons had thereon, which cost the town a good deal of money, as appears by their ancient records, and so they obtained full possession of the same, and uplifted the rents forth of houses and gardens for several years, and applied the same for subsisting poor persons in the town's hospital, until the year 1593, when the Earl of *Marischal* set a project on foot, of founding and erecting a regular *College* within the burgh of *Aberdeen*, and endowing the same with the rents of several lands, particularly those which belonged to the *Black* and *Whitefriars* of the said burgh, whereof he had obtained a grant from King *James* VI.

"But the mansion-houses of the *Grayfriars* were thought to be the most proper place for a seat to the college; and as that was the possession and property of the town of *Aberdeen*, the Earl applied to the then magistrates and council, to see if they would encourage so good an undertaking for the benefit of their town, and make a donation of the *Grayfriars* manses and gardens for a seat to the college, being in the centre of the town.

"Accordingly, the town council upon the *24th September*, 1593, agreed to resign the said *Grayfriars* place, mansion-houses, kirk, and yard, in favours of the Earl of *Marischal*, to be given by him the said Earl, to be a college, according to the *institution* and *erection* thereof. The said Earl making . . . and no otherwise [*ut supra*].

"This act was not unanimous, some of the members of council dissented, and contended that the Town should only make the donation directly in favours of the masters and members of the college, to be holden in all time thereafter of the town-council as *immediate superiors* thereof. However, as the majority was for resigning in favours of the Earl of *Marischal*, he made an ample foundation and erection of a college, called in all time thereafter, *The* Marischal *College of* Aberdeen, and the Earl to be undoubted patron thereof". *Memorials, &c., relating to the Union of the King's and Marischal Colleges of Aberdeen* [Aberdeen] 1755,

pp. 21-3. (A scarce tract, not reprinted in *A Complete Collection of the Papers relating to the Union of the King's and Marischal Colleges of Aberdeen.* Aberdeen, 1787.)

On the 13th of June preceding, the Council "deuysit decernit concludit and ordainit all in ane voice the soume off Auchtene hundreth merkis vsuall scottis moe to be payit and delyuerit to the said Patrik [eldest lawfull sone to umquhill Andro Jak burges of the said burgh] for himself and in name of the said Gilbert his brother for the heretabill richt disposition and resignatioun maid be thame to the toun off the saidis gray freris place houssis yardis and pertinentis" (*T. C. R.*, xxxiv., 841). On 19th October, 1576, the property in question had been "sett heretabille in few ferme" by the Council to David Indeauth, Andrew King, and Andrew Jak, the highest bidders, for a yearly feumaill of forty pounds, to be "deput and consignit to the support of the indigent and puir in thair hospitall": under special reservation of the "kirk and the lytill hacht howss passand furth of the queyir on the eist syd wall of the said kirk callit the Jowalhowss as it is presentlie mercheit betuix four stane vallis," and of the "grait foryett cloiss and passage to the kirk be the grait dur and be the lytill dur" (*T. C. R.*, xxix. 18).

It is difficult to see how the intention expressed by the Council on 24th September to resign this property in favour of the Earl, can be reconciled with the definite grant by him of the same, contained in the foundation charter, dated 2nd April preceding. (See p. 41.) The Act of Parliament of 21st July states that "'the provest ballies counsaill and commwnitie of the said burgh *hes gevin* to the said Erll the place, kirk, &c." (p. 84).

Parson Gordon's account of the transaction is as follows: "Cœnobium ipsum abredonenses anno 1593 Septembris 4 dono dederunt ea tamen lege ut academiam philosophicam conventus loco subrogaret Georgius Kæthus illustrissimus Mareshallanus comes nec abnuit Mareshallus qui vel eodem anno academiam istam ejusque jura diplomate Regis serenissimi Jac. 6ti sancita rataque instituit" (Adv. Libr. MS., 34-2-8). Thus rendered by the contemporary translator: "In the yeer 1593, Septris the fourt, the tounsmen, by a publict deed, gave away the building of the convent itselff to the richt honorable George, erle Marishall of Scotland; bot upon conditione that he would erect a philosophie colledge ther. Nor did Marishall declyne to doe so, for that same very yeir he foundit ane academie ther, whoes priviledges he procured to be ratified by the most illustrious Prince James the 6th his letters patents for that effect." Of such ratifying letters patent, other than the Act of Parliament of 21st July, I can find no trace.

Note on Earliest College Buildings.

The original College consisted of such parts of the Greyfriars monastery as were saved from the fury of the Reformers. The Franciscans, the last of the monastic orders to obtain a settlement in Aberdeen, acquired in 1469 from Richard Vaus, dominus de Many, the ground belonging to him on the East side of the Gallowgate, "pro quo vt dicitur potuit accepisse centum libras". (MS. *Necrologia Cœnobii*—now in Univ. Library—Jan. xvii.) The consent of the Bishop, the King, and the Pope was subsequently obtained in the usual manner. (Mar. Coll. Charters, Mass i., No. 2).

It does not appear that at the time of the Reformation the Franciscans had acquired any other property in land save two small additions noted in the *Necrologia.*

Thomas Myrtoun, Archdeacon of Aberdeen, "contulit ad augmentum conuentus terram suam inter terram Andree Culan et conuentum a parte occidentali jacentem valoris septuaginta marcarum".

David Colisoun, "contulit particulam quandam tenementi sui pro ampleatione claustri: pro cuius anima primogenitus eius construxit transitum ad chorum".

The fabric erected by the Friars is described by Keith as "of a great length. . . . It has a Church, with a little Steeple, which was constantly rung for conveening the Scholars to all publick Lessons in the College." (*Cat. of Scotch Bishops*, p. 276.)

No plan of the monastery is extant. The shell of the church has been preserved, but in 1769 a portion, twenty feet in length, was sacrificed to enlarge the College entrance, a new aisle being erected at the same time, projecting from the east side.

The names of the contributors to the original building fund have been handed down in the *Necrologia*.

William Hay, Earl of Erroll, "qui murum australem totius conuentus in magna parte suis sumptibus construxit".

Master John Flescher, Chancellor of Aberdeen, "qui dedit pro structura domus nostre borialis xx libras".

Gavin Dunbar, Bishop of Aberdeen, "qui nouam ecclesiam funditus construxit: cuius constructure mille quadringentas marcas dedit".

Robert Colane, "qui suis expensis dormitorium pro magna parte construxit".

Andrew Ravyner of Davolr, "qui in sua vita contulit pro structura conventus xx marcas: in morte vero reliquit xxiiij marcas".

William Steuart, Bishop of Aberdeen, "qui pro comparatione fundi ex parte ecclesie boriali xl libras contulit".

William Crechtone, Rector of Oyne, "qui in morte xl libras legauit ex quibus pro magna parte murus borialis orti nostri inferioris fuit constructus".

Master John Maitland, Subdean of Ross, "qui dedit pro structura huius conuentus infra mediam partem vnius anni centum marcas".

William Chalmer of Balnacrag, "qui dedit xx libras pro . . . fabrica loci".

John Murray, "qui dedit pro structura huius conuentus vna vice simul xx libras preter paruas elimosinas".

William Elphinstoun, Rector of Clat, "qui dedit . . . ad constructionem gabuli chori veteris x marcas: ac in fine dierum suorum pro constructione ecclesie nostre noue deposuit centum libras".

Robert Schand, Rector of Alves, "qui dorsum altaris Beate Virginis fieri fecit".

Duncan Scherar, Rector of Clat, "qui contulit pro fratrum structuris . . . supra quadraginta libras".

Duncan Burnat, Rector of Methlic, "qui contulit xiiij lib pro structura . . . conuentus".

Master Alexander Galloway, Rector of Kinkell. "Is ecclessiam nouam laudi diui Francisci dicatam Gauini Dunbeir episcopi sumptibus erexit: necnon et suis expensis aram in Sancti Iohannis Baptiste honorem construi fecit".

Egidia Blair, Domina de Row, "que . . . contulit pro constructione huius naue ecclesie . . . cxx marcas".

On 29th December, 1559, the Greyfriars resigned their property within the burgh "hospicia edes et ortos" into the hands of the Magistrates (Town's Charters, A[2] 18; *Town Council Register*, xxiii. 269; *Register of Privy Council*, i. 201), who eight years later obtained a charter from James VI. confirming their right to the same, they engaging to establish therewith a public hospital for orphans, poor children, and disabled persons (Charters, A[2] 19, *T. C. R.*, xxvii. 232). This design was not carried into effect, and the grant fell under the King's General Revocation of 29th July, 1587, on which date a new deed was executed in favour of George, Earl of Huntly (*Reg. Mag. Sig.*, xxxvi. 395), from whom we find the Council reacquiring the property in 1589. (*T. C. R.*, xxviii. 292, xxxiii. 158; *Reg. of P. C.*, ii. 391.)

VIII.

The Town Council ordain the Clerk to deliver the Foundation to the Principal. 20th September, 1594.

The Said day The Prouest Bailleis and Counsall ordanit Maister Thomas Mollisone clerk To delyuer to Maister Robert houye minister Maister and Principall off the new erectit college within the burght The erectioun and fundatioun off the said College seallit and Subscrivit be the erle merschall qlk is presentlie in the said Mr thomas handis Receavit be him at command off the consall fra Maister Johne hay one off the clerkis off his maties sessioun Quilk erectioun the said Maister Thomas be vertew off the said Ordinance delyuerit to the said Maister Robert quha oblegit him to exhibit and produce the samen quhen he salbe requirit be the Prouest Bailleis and consall off this burght befoir the Lordis off sessioun or commissers off abirden as they sall think expedient to be transsvmit at thair Instance as ane evident concerning thame.

From the *Town Council Register*, vol. xxxv., p. 405.*

IX.

James Leslie of Durno grants to Principal Robert Howie and his successors the Brew Croft of Miltoun in the Garioch. 9th October, 1596.

OMNIBUS hanc cartam visuris vel audituris JACOBUS LESLIE de Durno Eternam in Domino Salutem QUIA clarissimus mariscalli comes ad eternam sui nominis laudem Aberdonie nouum erexit collegium cum laudabili conatu reipublice literarie incremento totique ecclesie utilitati voluit consulere, Sed in quo tamen ob defectum annuorum redditum fere supprimuntur doctorum virorum ibidem commorantium felices

* The Earl writes to Mr. Peter Blackburne: "M Peter Blacburne, Minister of Aberdein yee shal efter the sight herof delywer to M Robert Hovye the Principal of our new erected Colledge within the burgh of Aberdein the whole old wreitis evidentis and chartouris concerning the landis croftis and annuel rentis somtyme belonging to the Whyte and Black frieris of Aberdein and now given and mortified be vs to the said Colledge qlks wreitis and evidentis we delyvered to you abefore in keping, and thir presentis shal be sufficient warrand to yow for delyvering of them to the said M Robert. Subscrywed with our hand att Abd the tent of September 1595. Marshall."—From the original in the Mar. Coll. Ch. Room, "Inventories," No. 1. Mr. Howie's receipt is appended.

conatus, Et ne ego pro exiguis meis facultatibus tanto reipublice seminario deessem cum memorata illa in sacris literis vidua obulum meum offerre constitui: NOUERITIS itaque me cum expressis consensu et assensu Gulielmi Leslie de Vardess patris mei et Magdalene Erskein coniugis mee, meis vtilitate et commodo in hac parte undique preuisis et diligenter consideratis ex certis causis rationi consonis animum meum ad hec mouentibus, et presertim ad Dei laudem et bonarum literarum quoad me fieri potest augmentationem: DONASSE concessisse titulo oneroso alienasse et hac presenti carta mea confirmasse, tenoreque presentium dare concedere titulo oneroso alienare et hac presenti carta mea confirmare Magistro Roberto Houie primario et procuratori communi dicti collegii suique successoribus primariis et procuratoribus collegij antedicti tanquam ad manus mortuas TOTAS et integras quatuor terre acras (vulgo four riggis of land commonlie callit the Brew croft of the Miltoun) cum suis priuilegiis solitis et consuetis partibus pendiculis et pertinentiis earundem occupatas jampridem per Alexandrum Anderson in Brigend nunc vero per meipsum Jacentes infra regalitatem de Garioch et vicecomitatum de Abirdein vnacum pastura et focalibus in campis et marresiis dicte ville de Miltoune quantum juste spectare debet et convenit dicte crofte: TENENDAS et habendas totas et integras quatuor terre acras (vulgo four riggis of land commonlie callit the Brew croft of Miltoun) cum suis priuilegiis solitis et consuetis partibus pendiculis et pertinentiis earundem occupatas vt supra prefato Magistro Roberto Houie suisque successoribus predictis de meis heredibus et me meisque assignatis in feodo et hereditate ac libera alba firma hereditarie in perpetuum . . . REDDENDO inde annuatim dictus Robertus Houie suique successores mihi meis heredibus et assignatis unum denarium usualis monete regni Scotie in festo pentecostes super solum et fundum dictarum terrarum nomine albe firme si petatur tantum . . . PROUISO omnimodo quod non erit licitum dicto primario aut eius successoribus dictas terras aut hereditarie vendere vel eas in perpetuam emphyteusim dimittere aut cuivis locare aut assedare nisi propter solutionem quatuor bollarum hordei annuatim sicut de presenti pro dictis terris soluitur: PROUISO etiam si qui sint temporibus futuris dicti collegij alumni vulgo bursarij et si qui ingenui adolescentes de familia mea oriundi et ea deficiente de familia de Vardess et ea deficiente de nomine Leslie qui sese cum consensu meo et meorum heredum presentauerunt vt admittantur

ad bursum in dicto collegio, quod sicut quivis alius alumnus vel bursarius qui in eodem collegio fuerit, admittantur: IN CUIUS rei testimonium huic presenti carte mee preceptum sasine in se continenti manu Magistri Gulielmi Raye notarij publici scripto ac manu mea necnon manibus mei patris ac coniugis subscripto sigillum proprium est appensum apud Miltoun de Durno nono die mensis octobris anno Domini millesimo quingentesimo nonagesimo sexto coram his testibus Joanne Leslie de Balquhane Magistro Gulielmo Leslie de Mekill Varthill Joanne Leslie apparenti de Balquhane et Magistro Roberto Paip adwcato

[Sic subscr.] James Leslie wt my hand
Magdaleine Erskyne wt my hand
Balquhine witnes
Johne Leslie wittnes
Wm Leslie of Veradess consentis

From the original Charter in the Mar. Coll. Charter Room, Mass X., No. 10. Sasine on this Charter was taken by Principal Robert Howie, 13th April, 1597. See Mass X., No. 29.*

IX*a*.

Abstract of foregoing Charter.

James Leslie of Durno, with consent of his father, William Leslie of Wardes, and of his wife, Magdalene Erskine, in order to augment the insufficient rental of the newly founded college, mortifies to Master Robert Howie, principal and common procurator thereof, and his successors, four rigs of land commonly called the Brewcroft of the Miltoun, lying in the Garioch, formerly occupied by Alexander Anderson in Brigend and now by the mortifier, with rights of pasture and fuel in the fields and bogs of the Miltoun: To be held of the mortifier, his heirs, and assigns in blench farm, for yearly payment of one penny Scots at Pentecost: Providing that all sale or perpetual loca-

* No permanent benefit to the College was derived from this mortification. In the Rental of 1598 the Croft is valued at four bolls malt [*infra*, p. 92]; but from the Rental of 1606 [*infra*, p. 105] we learn that "We get presentlie nothing thrfor. For it is laid waist be discord betwixt the laird of Wardes and James [Leslie]". In a return made to the University Commissioners of 1826-30 (*Evidence*, Vol. iv., p. 255) reference is made to "A Charter granted to the College in 1596, on a croft called the Brew Croft, the situation of which has not been at present clearly ascertained". It is believed that the croft now forms part of the estate of Logie Elphinstone. (Cf. *Scottish Notes and Queries*, ii. 13, 159.)

tion of the lands shall be forbidden; and that deserving youths descended from the family of the mortifier, or that of Wardes, or bearing the name of Leslie, shall be entitled to claim bursaries at the said College. Sealed at Miltoun of Durno, 9th October, 1596, and signed by James Leslie, Magdalene Erskine, John Leslie of Balquhain, John Leslie, younger of Balquhain, and William Leslie of Wardes.

X.

Principal Robert Howie's Rental of the College. 1598.

Begynis the rentall quhilk Mr Robert Howye first principall off þe new colledge off Aberdein maid and collectit sen his entrie þrto in anno 1593 till þis present ȝeir 1598

Item imprimis for tuo croftis occupied be Gilbert Still 14 bollis bear

Item for the Incroft of the Black freris occupied be James Menȝes subtennent 6 bollis beare

He hes no set or tak of it bot may be removed

Item for the Cunninger hillis occupied be Robert Forbes Whairof he has a sett because he payes almost the fulle dewtie * 8 bollis bear

Item for the Forcroft of the Blacfreris lying at the west gewall of S Nicholas kirk presentlie occupied be Alex^r^ Chalmer provost Whairof he has a verball sett in the presence of the Bishop and M George Chalmer bot vnder the promise of a gratitude in money qlk I shuld haif imployed vpon the reparing of our schoole qlk I have not as yet gottin † 6 bollis malt rin mett

Item for tuo riggis lying at the Gallowgett head occupied be Alex^r^ Malyson Whairof he has no sett bot a naked word in favour of his brother M Thomas for whose cause I ewer owersaw him 2 bollis bear

He ought to be highted for he receaves sex bollis from the tennent

Item for the Brew croft of the miltoun of Dorno occupied be Alex^r^ Anderson in Brigend doted to the College be James Leslie of Dorno son to the Laird of Vardes 4 bollis malt rin mett

* "Buik of Register," Decreets, p. 5, against Patrick Gray, elder, August 21, 1593; and p. 30, against Robert Forbes, elder, June 17, 1596.

† *Ibid.*, p. 7, against Alexander Chalmer of Cults, August 21, 1593.

Item for the Wheitt freris yardis presentlie occupied be James Nicolson Whairof he receaved a sett of sex yeares with provision it shuld expyre ipso facto he not paying at the term appointed * 4 bollis malt rin mett

I dout whidder it be malt or bear for I haif no coppie of his assedation Ansu: it is bear rin mett

30 bollis bear
14 bollis malt

Item for the Gray freris garding qlk is the gardine of our manse 50 markis

It should pay more bot we dispense with Jhon Crafurd because he is occupied in our farmis

Item from James Nicolson in the Whyit freres for his house and yard presentlie occupied be himself qlk hee hes in few of vs 8 markis

Item for the Smiddie lying at the Whyit freres presentlie occupied be William Smyth † 6 markis

He wald be removed at the nixt Vitsonday because he is an ewel debtour

Item from Jhon Mitchel for his house yard barn and kill lying at the Whyit freres qlk he holdis in few of vs the chartour is maid bot lying in my Lord Marschallis handis 25 markis

Item out of the barronrie of Fiddes payed be my old ladie Forbes coniunct fier 15 markis

The old evident of the mortification of this anvel to the Black freres is wrettin on parchment in the toune of Aberdeinis locked book 14 feb^{rij} 1469

Item from the goodman of New Leslie for his landis in New Leslie 10 markis

Item from Duncan Leslie presentlie Laird of Pitcappel for tuo several anvellis auchtand forth of his landis of Cremonth and the haltoun of Arduin 5 markis

* "Buik of Register," Decreets, p. 30, against Thomas Mollyson and John Mitchell, June 17, 1596.

† *Ibid.*, p. 30, against Robert Smith, September 23, 1595; and p. 42, against William Smith, July 4, 1600.

Item for a croft called Fill-the-Cop and another lying at the head of the gallowgett marching with Patrik Forbes croftis apertaining somtyme to his good father Alex^r Rutherfurd qlk ar now occupied be Alex^r Chalmer provest who entered vpon Thomas Nicolsonis sett qlk is not yett expyred 6 markis

Item out of the landis of Banchorie Devenik as the laird of Banchorie is bound be an act in the tovne of Aberdeins bookis the 24 day of Junij 1598 in presence of the provest and a bailȝe * 10 markis

He restis only this Martimes terme cumming 1598

Item for the Lang Landis qlk Jhon Menȝes holdis in feu of the Whyit freres 10 lib 9 s 10 d

Item for the landis qlk M Thomas Menȝes holdis of the Whyit freris in feu 5 lib

Item for the Marie Wall croft sutyme appertaining to David Menȝes holding also in feu of the Whyit freres now occupied be Vilyeam Lorimer 3 lib

Nota thir two croftis wer given out conjunctlie to old Gilbert Menȝes be the Whyit freres for 8 lib sex s as there original chartour bearis bot they haue in there several chartouris diminished the rental and maid it only aucht lib qlk should be receaved vnles it be payed according to the first sett

Item for the Whyit freres yard occupied somtyme be Patrik Malyson now be Thomas Malyson and his subtennent Jhon Mitchel Whairof the said Thomas has no sett bot was ewer owersein be me for M Thomas Malyson cause against the qlk Thomas we have a decreit of removing ano 1596 in our book of processe 12 markis

for so it payis presentlie The colledge wald dispense no more with the dewtie of it

Item out of Alex Cullenis house presentlie occupied be him self † 20 s

* Mar. Coll. Ch. Ch., Mass ii., No. 42.

† "Buik of Register," Decreets, p. 3, against Alex. Cullen, June 26, 1593.

Item forth of land lying in the grein occupied somtyme be Patrik Hannibal now appartaining to Edvard Donaldson in few Whairof he has maid a disposition of a part to Robert [?] in Torrie * 36 s

Item of Thomas Kayis hous and baikhouse in the neather kirkgett † 6 s 8 d

Item of Alex^r Hoomis house lying in the south syid of the Castelgait besyid M George Jhonstonis land ‡ 13 s 4 d

Item of Robert Grayis house neather kirkgait called S Barbara land § 10 s

Item out of Alex^r Fidleirs land without Futties port || 16 s

Item out of Jhon Miln house laxfisher presentlie occupied be his wyf, lying at the Trinitie port ¶ 3 s

Item of the house presentlie occupied be Marjey Rolland appartaining somtyme to Marjorie Endiach ** 12 s

Item forth of Alex^r Vidouson house in the schiprow occupied be himself †† 6 s 8 d

Item forth of the house lying in the grein nixt to Andro Vilyeamsonis house appartaining to Andro Darg ‡‡ 5 s

Item forth of Andro Adyes landis of the grein in name of the several anuellis §§ 22 s 8 d

Item forth of the house occupied be Jhon Leslie and M Thomas Leslie in the neather kirkgait appartaining sumtymes to the laird of Balquhyne ||| 6 s 8 d

* "Buik of Register," Decreets, p. 14, against Edward Donaldson, November 1, 1593.

† *Ibid.*, p. 10, against Thomas Kay, October 30, 1593.

‡ *Ibid.*, p. 1, against Alex. Home, June 26, 1593.

§ *Ibid.*, p. 9, against Robert Gray, October 30, 1593.

|| *Ibid.*, p. 15, against Alex. Mylne or Fidler, November 6, 1593.

¶ *Ibid.*, p. 12, against John Myll, November 1, 1593.

** *Ibid.*, p. 6, against Mariorie Endeauth and Olipher Udny, September 18, 1593.

†† *Ibid.*, p. 16, against Alex. Widdowson, November 15, 1593.

‡‡ *Ibid.*, p. 16, against Andrew Darg, Jan. 14, $159\frac{4}{5}$; and p. 49, against Robert Darg, July 12, 1622.

§§ *Ibid.*, p. 18, against Andrew Adie, Jan. 21, $159\frac{4}{5}$.

||| *Ibid.*, p. 25, against James Leslie, elder, Feb. 18, $159\frac{4}{5}$.

Item forth of Vmphrayes croft qlk M Thomas Leslie held of the old Colledge and hes laitlie alienat to Andro Skeyne lying at the Gallowget head * 6 s 8 d

Item forth of an land lying on the south syid of S Nicolas kirk yard appartaining to Valter Vatson † 10 s

Item forth of three several landis of Andro Gothrais in the grein partlie in name of ane anuell partlie of a few dewtie ‡ 27 s

Item forth of an land lying on the south syid of the grein presentlie occupied be Gabriel Staker and Elspet Tulidaff § 13 s 4 d

Item forth of ane house lying besyid the Castel hil occupied be George Straquhin and Margaret Duthie ‖ 12 d

Item from Robert Steuart and Ambrose Gordon forth of three tenement lying in the head of the Castelgait ¶ 16 d

Item forth of the Lochfield croft appartaining to the airis of James Rolland presentlie occupied be James Seton ** 20 s

Item forth of ane house lying without the Justice port nixt to Vilyeam Ronaldsonis presentlie occupied be James Straquhyne and his Wyif the relict of vmqll Vilyeam Gardin †† 6 s 8 d

Item forth of Andro Vilyeasonis land the vobster in the north syid of the grein presentlie occupied be himself ‡‡ 6 s

Item forth of the justice milnes now in the toune of Aberdenes handis §§ 26 s 8 d

Item forth of Henrie Petries close haldin in few of the freres ‖‖ 20 s

* "Buik of Register," Decreets, p. 19, against James Leslie, elder, Jan. 21, $159\frac{4}{5}$.

† *Ibid.*, p. 24, against Walter Watson, Feb. 18, $159\frac{4}{5}$.

‡ *Ibid.*, p. 20, against Andrew Guthrie, Jan. 28, $159\frac{4}{5}$.

§ *Ibid.*, p. 25, against Elspet Tulidaff and Gabriel Staker, Feb. 25, $159\frac{4}{5}$.

‖ *Ibid.*, p. 20, against George Strachan and Margaret Duthie, Jan. 21, $159\frac{4}{5}$.

¶ *Ibid.*, p. 21, against Robert Stewart and Ambrose Gordon, Jan. 28, $159\frac{4}{5}$.

** *Ibid.*, p. 11, against Elizabeth Leslie, Oct. 30, 1593; p. 26, against James Seton, March 20 [11 ?], $159\frac{4}{5}$.

†† *Ibid.*, p. 27, against Mariorie Chapman, March 3, $159\frac{4}{5}$.

‡‡ *Ibid.*, p. 28, against Andrew Williamson, March 11, $159\frac{4}{5}$; and p. 48, against Gilbert Williamson, July 2, 1622.

§§ *Ibid.*, p. 23, against Robert Perie and John Kay, Feb. 4, $159\frac{4}{5}$.

‖‖ *Ibid.*, p. 13, Edward White and Henry Petrie, Nov. 1, 1593.

Item forth of the house qlk Petfoddellis is biggand betuix his gryit house and Andro Tulidaffis tenement * 20 s

I beleif he hes a redemption of his anvel forth of the freres handis alwayis he hes maid ane payment of it

Item forth of the gryit anguel house thecked with hedder lying owerforanent Robert Andersonis house as we go to the thorne appartaining to George Gray somtymes to the airis of James Fenton 10 s

The decreit is not insert in this book but it is in the book of our processe, it hes an error in it for it beris 13 s whilas the just anvel is but ten s

Item forth of ane house lying on the south syid of the Grein holdin in few of the Whyit freris presentlie occupied be Vilyeam Kay and Margarat Barrie lyand ower anent the duelling of Andro Adye† vii s

Item forth of an litil butt of land lying on the north syid futtie marchand with the landis of vmqll Duncan Donaldson giwing in sett to M Robert Chalmer for certain ȝeiris 6 s 8 d

I know not weill the headis of the assedation

Item M Robert Chalmer for Pynour nuik‡ 5 lib

Item Gilbert Anderson for the manse of the Black freris 40 s

[Item from Gilbert Blak for his croft 90 s
Item Laurence Mercer for his loft 12 mark
Item Mathew Guild 8 mark]

Item forth of Thomas Chein the marineris house lying on the head of the Castelgait, appartaining somtymes to the Rattrayis now occupied be himself 24 s

The decreit vpon this anvel is in the book of our processe

Item forth of ane land on the grein inhabited now be on Marschall lying nixt vnto the trinitie burn called Madie Vause land sett out in few laitlie be Robert Menȝes § 6 s 8 d

* "Buik of Register," Decreets, p. 29, against Gilbert Menzies of Pitfoddels, Sept. 2, 1595.

† *Ibid.*, p. 5, against Margaret Barry and William Kay, Aug. 21, 1593.

‡ *Ibid.*, p. 22, against Mr. Robert Chalmer, Feb. 4, $159\frac{4}{5}$.

§ *Ibid.*, p. 29, against Robert Menzies and William Hoggis, Sept. 2, 1595.

I think we haif som tytil to the heritable richt of this land be the disposition of Thomas Menȝes to the Whyit freres

Item forth of Alex^r Ramsayes house presentlie occupied be him on the West syid of the schipraw in name and behalf of a few dewtie 40 s

Item from Jhon Leslie of Kintor for certain landis qlk he holdis of our Colledge lying besyid Kintor 40 s

Item from three several men in Kintor for there anvel forth of there houses 20 s

Ewerie on yearlie an half mark Jhon Leslie wil instruct yow of there names

Item forth of Gilbert Finnies land now pertaining to M Andro Clerk lying on the west syid of the schipraw 10s.

His own chartour makis record of it

Suma totalis is sevin score sevin lb. ten s. 10 d. or 221 mks. 4 s. 2d.

ANVELLIS TO BE PERSEWED

Qlk wilbe evicted without anie difficultie

Item first out of the house and baikhouse of Thomas Kellie yunger * 20 s.

To instruct it we hawe an evident produced somtyme against Gilbert Whyit his nighbour bot the old rental in parchment schewis it should light vpon this house for it is domus et clibanus Alex Jaffray in vico furcarum that is the bredgait in the qlk house old Alex^r Jaffray duelt Gilbert Whyit decreit of absolution wil cleir it also that this house is astricted

Item forth of the miln of litil arnage appartaining to the Erl of Errol 20 markis

To instruct we have a decreit before the Commissare against the tenents; lett the decreit be transferred vpon the present tenents

* "Buik of Register," Decreets, p. 38, against Gilbert Whyte and Thomas Kellie, Feb. 5, 1600.

Item forth of the landis of Ranistoun pertaining to Alex^r Tulidaff a brother son of Thomas Tulidaff minister at Foveran 40 s

Payed of old to the Blak freres I beleif tho' production of his owne charter will cleir this; also they war in vse of payment to David Mar

Item forth of the maines of Dunnoter 10 lib

Payed of old to the Blak freres for the qlk the house of Marschal had ther burial plaice in the Blak freres M Thomas Molyson hes in the old tounis bookis a coppie of the donation of this anvel to the Blak freres

Item given be King David Bruce and ratified vnder his gryt seal out of the customes of Aberdein 16 markis

Consule M Thomas Menȝes who hes acquittances vpon this

Item forth of the landis of Galcorse apartaining to R Abircrombye of Birkinboig 7 markis

There is a decreit in the Commissaris bookis evicted be M Vilyeam Anderson anno 1591 in favouris of Jhon Duncan tailȝeour who was maid assignay to this anvel aganst the laird Item vse of payment and also the laird of Findlatour as having the third pairt of these landis for his entrie gawe me anno 1597 in Junie 5 lib in pairt of payment The and the other tutor Jhon Abercrombie hes payed nothing

Item persew James Menȝes and to remoue him from three litil croftis qlk Janet Ailhouse occupiet and ar now laboured be Jhon Sibbald lying at the Craibstane David Mar sold them as his owne they being the blak freris M Robert Chalmer wil sufficientlie instruct yow in that point for David Mar in his assedationis settis them to Jhon Fraser and Janet Ailhous bot as takisman and not heritour The copies of the assedationis ar in M Robert Chalmeris Handis Besyid that my Lord Marschal is seasit in them as yow wil see in his seasing

Item to persew M George Bisset and to remoue him from the doucat croft qlk his forbearis gawe out of old to the Blak freris and whairof his father gat a sett from David Mar as the copie of the assedation wil schew

Item to persew and remoue Alex^r Jaffray from our croft called pringel croft by and on the west territorie of Aberdein qlk payes to him seven bollis bear and an half He has possessed it most wronguslie this fywe yeare be an assedation dated since the erection of our Colledge qlk was bot laitlie marked be me whairat I was mekle offendat pairtlie at his guyl and at my sleuth who had not tryed his right sooner He payed be his wrong assedation only 4 lib Their passed in his owne house a submission betuix him and me in the handis of M Jhon Forbes for a fyf years tak bot because M Jhon had not sett dovne his entrie and also was ower favourable to him in the dewtie ego resilui M John maid that he sould pay 20 lib in gerson for his fyfe year to be payed to me before the feast of Martimes in anno 1598 As to his wrong assedation I haif it

Item to persew Gilbert Anderson from the Black freris manse and yardis, who at the erection of our Colledge had no set as my Lord testified then in the presence of M Peter Blackburn M Thomas Cargil M Robert Howye, also my Lords missive to the minister will schow the same Now he produces ane sett for his owne lyftyme and nyntin yeare to his son qlk is be an antidait out of all dout and obtained be his son who he enterprysed to cast my Lords cannoun Gilbert Anderson payes to M Vilyeam Skeyn onlie xl s

Item to persew Gilbert Blak who also occupies our croft lying in futtie be an antidait as I am informed and as I hoip wil try

Item to remember that the croft called fill the cop ar the two croftis qlk Thomas Nicolson gat in sett for the space of 17 yeares and ar now in Alex^r Chalmers handis for 4 lib dewtie Wil fall in the Colledge handis efter the expyring of seven yearis

M Robert Chalmer croft called pynour nuik lying at the bow brig is occupied be him be an assedation sett be the freris for his lyftyme and a nyntyne year tak for payment of 5 lib

Item out of freres glen or the landis of litil Glensache occupied and appartaining to M James Keyth of Powbourn 3 lib

He was alwayes readie him self to pay bot he sturred with tyrannis alledging he might haive gottin if he lyked a discharge of the whole anvel from my Lord Marschal

Item the 12 lib of pension out of the landis of Arduin presentlie payed to M Thomas Leslies son wil efter seven yearis fal in the Colledge handis

Item to persew for the 24 lib payed of the tow of the towne of Aberdein to the Black freris

From a paper in the volume of "College Rentals, 1593-1764". The Title is from an incomplete copy of the same in the "Buik of Register".

XI.

Principal Gilbert Gray's Rental of the College. 1606.

Ane Perfyte Rentall of the haill Geir of the Black and Whyte friers croftes within this Brughe dotted be My Lord Marischall To the Colledge thereof, sett doune be Mr Gilbert Gray second principall therof anno 1601 [-1606]

Item for the friers lands of Bervie and Cowie mortified to ws be My Lord, wee gett nothing therof For neither have wee rentall therof nor evidents to persew be

Item for the eight ruides in Kintoir John Leslies sone is presentlie warnit therefray And after decreit there will be yeirlie to the Colledge as wee are informit iij bolls

As for the Crofts within this Brughe

Item the Incroft occupied be James Menȝeis payes at the hiest	18 bolls
Item the Forecroft occupied be Alex^r Chalmers wyfe payes	18 bolls
Item the Craigwell croft now in the Colledge hands gives	14 bolls
Item the Cuningar hills occupied be Robert forbes gives presentlie but	12 bolls
althoughe it gave sometymes 16 bolls	
Item Fill the Coipe and Barbours rigge occupied be Alex^r Chalmers wyfe is	10 bolls
Item the riggs occupied be Alex^r mollesone	6 bolls
Item Jannet Elehous buttes occupied be James menȝeis	5 bolls
Item the Dowcatt rigg occupied be Mr George Bissett	5 bolls
Item tuo riggs in futtie occupied be Gilbert Black	iij bolls
Item ane rigg occupied be Thomas Johnstoune and now be Mr William Andersone	2 bolls
Item the Pringles croft occupied be Alex^r Jaffray	8 bolls
Item 8 ruides occupied be Mr Thomas Menȝeis	14 bolls
Item the Langlands in John Menȝeis hands	34 bolls
Item the Waill croft occupied be William Lorimer	8 bolls
Item Pynours niuk be Mr Robert Chalmer	10 bolls
Summa of the haill bear all the crofts within this Brughe may be is eight scoire and sevin bolls or ten chalders adde sevin bolls inde	167 bolls
Summa totalis	170 bolls

Item of thes eight scoire sevin bolls there is fewit be the fewars [friars?] qrof the Colledge can never mend themselves but be reductione As Mr William Leslie first and my Lord himself nixt essayed before the Lords of Session as followes

	lib	*s*	*d*
Item to John Menȝeis the Langlands, 34 bolls For the qlk wee only gett	9	9	10
Item to Mr Thomas Menȝeis the 8 ruides giving 14 bolls qrfor wee gett onlie	5	4	0
Item to William Lorimer the Waill croft payes 8 bolls qrfor wee get onlie	3	2	0

Item be my lord himself tuo rigges in Futtie gevin in lyfrent to Gilbert Black the couper payes 3 bolls, for the qlk the Colledge receaves onlie 2 0 0

Item Mr Robert Chalmer hes his lyfrent and 19 yeirs tack therafter of the Pynour niuk sett to him be the friers and allowit be my lord as he sayes befor our fundatione This croft payes him ten bolls For the qlk wee gett onlie 5 0 0

These fyve makes three scoire nyne bolls bear qlk the Colledge inlaikes of the forsd rentall of eight scoire sevin bolls bear forsd And that be reasone of fewes and lyfrent tacks For the qlk wee only have of silver 24 15 10

This only wee have for four chalders and fyve bolls of our rentall qlk being deducit of of the full rentall forsd to witt ten chalders and sevin bolls rests only to the Colledge to be gottin in sex chalders bear and 2 bolls or four scoire and eighteen bolls or in all fyve scoire bolls For the haill is 167 bolls, fewit heirof is 69 bolls or four chalders fyve bolls So to make wp againe the forsd 167 bolls will rest 98 bolls or sex chalders tuo bolls to be gotten in at all in any tyme heirafter

Wpon the qlks haill remanent croftes and possessors thereof I obtainit decreits before the lords of Sessione* after they hade defendit against the Colledge ane yeir and ane halfe and therafter causit them take ane 3 yeirs assedatione of the Colledge subt̃ with their hands in this present book and so putt them in this rentall following

Item the Forecroft occupied be Alex^r Chalmers wyfe payit to Mr Robert Howie first principall 6 bolls I sett it to hir for 9 bolls Alwayes it payes to hir eightein as is befor said† 9 bolls

* Session decreets, July 31, 1600; March 4, 1601; July 20, 1602. Mar. Coll. Ch. Ch., Mass. ii., No. 42.

† "Buik of Register." Assedations, p. 1. To Alexander Chalmers of Cults and Jean Lumsden. Aug. 28, 1601.

Item the Incroft occupied be James Menȝeis payit to Mr Robert 6 bolls I have putt it till nyne Alwayes it payes him yet eightein bolls * 9 bolls

Item Alexr Molysones tuo rigges payit Mr Robert tuo bolls I have sett it for three but it payes sex † 3 bolls

Item Mr Robert sett the Cuningarrhills for 19 yeirs tack to Robert forbes for eight bolls But I reducit his tack befor the Lords and causit him accept ane assedaone of me for three yeirs only as the rest did for 9 bolls It payes him tuelve at the leist ‡ 9 bolls

Item the Dowcatt rigg occupied be Mr George Bissett The Colledge befor my entrie had nothing for it neither any right or decreit vpon it till I obtanit it befor the Lords after it hade dependit fyve sessiones I sett him ane 3 yeirs tack thereof for tuo bolls and ane halfe yeirlie Alwayes it payes § 2½ bolls

Item tuo rigges at the Craibstone Wee hade no right nor decreit vpon them till I obtanit it agst James Menȝeis befor the Lords then sett them to him for tuo bolls and ane halfe Alwayes it payes fyve bolls ‖ 2½ bolls

Item Pringles croft occupied be Alexr Jaffray The Colledge hade nothing throf till I obtanit it at his hands after his promise made being in perill in the sea Notwithstanding he hade ane tack subscryvit be my lord for many yeirs to rune for 4 lib I have sett it in the Colledge name to the outtermost availl to witt for eight bolls ¶ 8 bolls

* Mar. Coll. Ch. Ch., Mass. ii., No. 42. To James Menzies, burgess. Sept. 4, 1601.

† "Buik of Register," Assed., p. 9. To Alexander Mollison, burgess. Sept. 14, 1601.

‡ *Ibid.*, p. 5. To Robert Forbes, elder, burgess, and Jean Gray. Aug. 31, 1601.

§ *Ibid.*, p. 11. To Mr. George Bissat of Petmukstone. Nov. 10, 1601.

‖ Mar. Coll. Ch. Ch., Mass ii., No. 42. To James Menzies, burgess. Sept. 4, 1601.

¶ "Buik of Register," Decreets, p. 43. Against Alexander Jaffray and Walter Duncan. Aug. 5, 1600.

His renunciaᵒne of his croft in the Colledge favours is insert in this Booke *

Item Gairtlies rigg I first obtanit decreit thrvpon Therafter sett it to Mr William Andersone in whose hands it wes devolvit be Thomas Johnstoune his good brother be privat alienatione I causit Mr William renunce all vther right of it and take ane assedaᵒne subt with his hand in this book for halfe a boll bear Alwayes it payes him tuo bolls † 2 firls

Item as for Gilbert Stills croft callit Craigwell it came in Colledge owne possessione in Mr Roberts tyme and is at the full duetie to witt fourtein bolls ‡ 14 bolls

Item in Mr Roberts rentall the whyte friers yeard occupied be James Nicolsone is sett for foure bolls bear rind mett qrvpon I have made the sᵈ James ane new sett for 27 merks yeirlie Alwayes I reckone it yett as foure bolls bear 4 bolls

As for the Brew croft of the milne of Durno dottit be James Leslie to our Colledge reckonit in Mr Roberts rentall for 4 bolls bear Wee get presentlie nothing thrfor. For it is laid waist be discord betuixt the laird of Wardes and James

Sua for the haill Colledge croftes, the whyte friers yeard being reckonit thrwith for 4 bolls, thrfor the Colledge hade in Mr Roberts tyme in all onlie the number of 40 bolls bear But there is eikit heirto be me the number of tuentie one bolls bear and ane halfe Sua that the Colledge present rentall now in bear is threescoire one bolls and a halfe 61 bolls 2 firlots

Item my lord Marischall sett Thomas Nicolsone fill the coipe and Barbors rigg for 19 yeirs for 4 pund yeirlie To the qlk tack Alexʳ Chalmers wyfe is made assigney be George Nicolsone Now his tack is expyrit and it will

* "Buik of Register," Decreets, p. 45. Jan. 10, 1601.

† *Ibid.*, Assedations, p. 7. To Mr. William Anderson, burgess. Aug. 30, 1601.

‡ *Ibid.*, Decreets, p. 42. Against Gilbert Still. July 4, 1701.

fall on the Colledge hand the nixt witsonday to witt 1607: thes croft then will pay 10 bolls yeirlie is 10 bolls

71 bolls 2 fir[s]

Sua the haill bear Rentall that the Colledge can be advancit till if all the crofts be sett to the outermost by our present rentall qlk is 61 bolls will draw to 35 bolls bear onlie For thes tuo being eikit makes up againe the haill number of fourscoire and sexteen bolls bear as wes aforsaid above the qlk the Colledge can nothing be eikit till the deaths of Mr Robert Chalmer and Gilbert Black and 19 yeirs therafter except onlie in three bolls for the ruides of Kintoire

Now these 35 bolls qrby the Colledge may be onlie advancit may be gottin in at the nixt Sett For at this present witsonday 1606 wee have obtanit decreits of removing befor the Provest and Baillies of Aberdein against all the possessors of the haill Colledge croftes Sua if they be putt at and the lands sett to the outermost the forsd rentall may be fullfillit

These haill croftes within this Brughe reckonit at the hiest as they now pay if they were all in our possessione would be only 167 bolls yeirly, but thereof first is to be deducit of fewes and lyfrents 69 bolls as sd is, Sua will rest of all to be gottin in at any tyme heirafter to the Colledge only the number of 98 bolls of the qlks presently wee have but 57 bolls qrof Mr Robert Howie in his tyme wan in 36 throf, And I in my tyme hithertill is 21 therof as the rentall forsd bears, sua tht of the haill 98 bolls forsd will rest yet to be gotten in only 41 bolls bear qlks now is in the hands as followes, viz (betuixt the In and Fore crofts 18 bolls, betuixt the buttes of James Menȝeis and Mr George Bisset 5 bolls vpon Alex[r] Mollesones riggs 3 bolls vpon Mr William Andersones 2 bolls vpon Robert Forbes croft 3 bolls vpon Fill the coipe and Barbors rigs 10 bolls) if the forsds crofts stand at the present rentall Qlk 41 bolls being gotten in as said is then the haill rentall of the 98 bolls might be fullfillit to the Colledge qlks will be the hiest that ever it can be advancit till qll Mr Robert Chalmers and Gilbert Black lyfrents and 19 yeirs tacks run out except onlie if for the

ruides of Kintoir wee perchance gett 3 bolls and reckoning Nicolsones yeard for 4 bolls qlk now gives onlie 27 merks, qlks tuo eikit to the former 98 bolls if wee were in full possessione of all as they now pay would make in all ane hundreth and foure bolls, the qlk althoughe it were made present payment of to the Colledge yet would not satisfie ilk master conforme to the fundatione his stipend, For therby wee should have amongst ws sex scoire bolls bear yeirlie, to witt the principall 48 ilk ane of the 3 regents 24 bolls, So wee would want of our full stipend yet 16 bolls althoughe the rentall forsd were haillie fullfillit as it is here designit, Of the qlks wee want presentlie as said is 41 bolls by the ruides of Kintoir and vther thinges and also the forsd sextein bolls

finis 1° augusti 1606

THE SILVER RENTALL

in Mr Robert Howies tyme will draw to the soume of Two hundreth merks the rest is found null and not payments Now Eiked heirto be me as followes

Item for the lands of Pockburne yeirlie 3 0 0

Andrew Keith hes taken ane acquittance from me heirvpon extant in this book

Item the goodman of Harthill for the lands of Ardvne holden of the whyte friers yeirlie 12 0 0

He took ane charter of confirmatione from me thervpon and ane acquittance for Mertimes sex hundreth and fyve and Witsonday sex hundreth and sex yeirs And payit therfore the said duetie to Mr William Forbes regent

Item Androw Williamsone for Craibs house and yeard in the grein 4 punds

He took ane few charter thrvpon fra me

Item out of James Robertsones hous tuo merks

Qrvpon there is ane seasine taine be me to the Colledge

As likewayes vpon 20 s out of Hendrie Patries hous to the Colledge 20 s

Item vpon John Riddells hous * a merk

* "Buik of Register," Decreets, p. 40. Against Patrick Leslie, younger, and John Riddell. Feb. 15, 1600.

Item vpon Gilbert Gordones hous * tuentie s
Item vpon Hellen Allanes hous † ten s
Item vpon Alex^r Kempts croft ‡ 6 s 8 d
Wpon all thes there is decreit obtanit be me extant in this book
Item Warthill Leslie 40 s
Item eikit vpon the yeard maills by Mr Roberts Rentall yeirlie ten merks
Item vpon Gilbert Blacks duetie halfe ane merk
Item the laird of Rannystoune for his lands 40 s
Vpon whom I obtanit decreit befor the Comissary this witsonday ane thousand sex hundreth and sex yeirs
As likewayes I obtanit decreit this same against my lord forbes for 10 libs out of the lands of Fiddes 10 libs
And the laird of Pitcaple for fyve merks
Out of his lands perpetuallie for all tyme coming Sua corroborating in thes tuo Mr Roberts rentall and of my owne procurement hes eikit to his rentall The soume of Thirtie three pund sextein shilling Or fiftie merks nyne shilling 4 d

48 libs 3 s 4 d

Farder there may be eikit in silver dueties verie meikle if wee hade the black friers wreats and evidents be the laik qrof the Colledge wants presentlie their haill anvells We hear onlie that thes wreats should be in my lord Atholls keeping hade to Dunkell by ane frier Abercrombie §

From the "Buik of Register".

* "Buik of Register," Decreets, p. 37. Against Gilbert and David Gordon, burgesses. Oct. 4, 1599.

† *Ibid.*, p. 35. Against Hellen Allan. Sept. 7, 1599.

‡ *Ibid.*, p. 34. Against Alex. and John Kempt, &c. Sept. 7, 1599.

§ "Mr. Gilbert Gray . . . acted verie much for the advantage of the College, did find out the evidents stollen away to Atholl be a frier, and did evict be law manie of the rents of

XII.

Patrick Jack, dyer, grants to the principal and regents two feuduties of 20s. and 26s. 8d. to augment the College Rental. 25th January, 1606.

OMNIBUS HANC CARTAM visuris vel audituris PATRICIUS JAK tinctor burgensis de Aberdene filius legittimus senior quondam Andree Jak burgensis dicti burgi Eternam in domino Salutem Noueritis me vtilitate et commodo in hac parte vndique prouisis matura deliberatione prehabita ex certis causis rationi consonis animum meum ad hoc monentibus et presertim zelo et amore bonarum literarum motum DEDISSE . . . venerabili viro Magistro Gilberto Gray Primario Collegij noue Abredonie infra burgum de Aberdene per nobilem et potentem dominum Georgium comitem Mariscalli dominum Keyth et Altrie fundati Regentibus et magistris dicti collegij eorumque successoribus dicti collegij primarijs regentibus et magistris duas feudifirmas meas subscriptas cum dicto collegio primarijs regentibus et magistris eiusdem inperpetuum remanendas in augmentationem annui census eiusdem collegij VIZ illam feudifirmam meam annuam viginti solidorum vsualis monete regni Scotie annuatim leuandam et percipiendam ad duos anni terminos vsuales penthecostes viz et sancti martini in hyeme per equales duas medias portiones De tota et integra illa portione horti olim fratribus minorum dicti burgi in patrimonio incumbentis et nunc ad Henricum Patrie burgensem dicti burgi hereditarie spectantis Que horti portio per me meum patrem necnon Gilbertum Jak filium secundum genitum dicti quondam Andree meum fratrem germanum quondam Thome Duwye burgensi dicti burgi in feudifirma hereditaria locabatur pro annua

the College, and did encrease them verie much and wes verie famous in his tyme." Note, *circa* 1661, in the "Buik of Register".

In the Burgh Ch. Ch. ("Chaplain's Feuduties," No. 51) is an "Inventar of the Wreittis and ewidentis belonging to the Black frieris of Abirdeine serchit and fund out be the industrie and trawellis of Sr Thomas Mengzes of Cultis Knycht Prouest of Abirdeine and Walter Robertsoun clerk depute of the said burghe Quhilkis wreittis wer tackin away and carryit southe be frier Abircromby the tyme of the Reformatioun of religioun within this kingdome quhilk wes in the yeir of God 1559 yeiris and no knawlege could be gottin of the saidis wreittis till tyme to wit July 1617". Principal Patrick Dun certifies that he received all the writs "furth of the toun of Aberdenes chartour Kist" on December 23, 1625.

solutione dicte feudifirme et dicta horti portio jacet infra dictum burgum in orientali latere vie late vici furcarum contigue ad terram dicto quondam Thome Duwye spectantem et nunc memorato Henrico Patrie incumbentem inter terram Thome Fergussone ex boreali parte commune passagium quo ingreditur per portam anteriorem borealem ad dictum locum fratrum minorum ex australi parte parietem lapidum versus oriens et nouam terram dicti Henrici versus occidens et dicti horti portio extenditur in longitudine ex boreali latere ad spatium viginti vnius vlnarum et ex australi latere viginti trium vlnarum NECNON aliam meam feudifirmam annuam viginti sex solidorum et octo denariorum monete ante dicte leuandam et percipiendam annuatim ad terminos supradictos per equales duas portiones vt predicitur de toto et integro illo terre tenemento de presenti occupato per Jacobum Robertsone aurifabrum burgensem dicti burgi et ad eundem hereditarie spectanti jacenti infra dictum burgum in dicto vico vie late furcarum ex orientali latere eiusdem vici inter terram heredum quondam Joannis Barbour ex boreali parte terram Gilberti Johnestoune ex australi parte templum dictorum fratrum minorum versus oriens et communem viam regiam versus occidens TENENDAS ET HABENDAS predictas duas annuas feudifirmas memorato Magistro Gilberto Gray primario dicti collegij regentibus et magistris eiusdem eorumque successoribus dicti collegij primarijs regentibus et magistris a me heredibus meis et assignatis de supremo domino nostro rege in feodo et hereditate ac in liberum burgagium imperpetuum . . . FACIENDO inde annuatim primarius regentes et magistri dicti collegij eorumque successores servitium burgagium quantum pertinet ad dictas feudifirmas memorato domino nostro regi et suis successoribus tantum . . . IN CUIUS REI TESTIMONIUM huic presenti carte mee per Thomam Smythe seruitorem magistri Thome Mollisoune scribe communis dicti burgi de Aberdene scripte meaque manu subscripte sigillum meum proprium vnacum sigillo honorabilis viri magistri Richardi Irwyng vnius balliuorum dicti burgi ac datoris sasine huiusmodi sunt appensa APUD ABERDENE vigesimo quinto die mensis Januarij anno domini millesimo sexcentesimo sexto coram his testibus Roberto Irwyng filio dicti Richardi Irwyng balliui Roberto Patrie filio dicti Henrici Patrie Georgio Clark notario publico Thoma Mollisoune vno sergeandorum

dicti burgi dicto magistro Thoma Mollisoune et prefato Thoma Smyth scriba presentium Prouiso quod ego dictus Patricius heredes uel assignati mei non obstante varantizatione suprascripta nullo modo astricti erimus uel obligati nisi varantizare dictas duas feudifirmas prefato primario regentibus et magistris dicti collegij et eorum successoribus a facto nostro proprio duntaxat coram testibus supraspecificatis die anno et mense supradictis

[Sic subscr.]

Patrik Jak with my hand
Robert Irving vitnes
Mr Richard Irvyng ball witnes
George Clark witnes

From the original Charter in the Mar. Coll. Charter Room, Mass ix., No. 14.*

* Sasine on this Charter was taken by Principal Gilbert Gray, and recorded (*Burgh Register*, xxx., f. 217*b*.) 25th January, 1606. There are also preserved in the Mar. Coll. Charter Room (Mass ix., No. 10) Instrument of Sasine to Andrew Jack on feuduty of two merks granted him by Patrick Robertson, 15th January, $158\frac{4}{5}$; and (Mass vi., No. 96) holograph Assignation by Patrick Jack to the College of certain arrears of feuduties on the tenement of James Robertson, in the following terms:

"Be it kend till all men be thir presents Me Patrick Jack litster burges of Aberdene to have maid and constitute and be thir presents titulo oneroso makis and constituts the principall and mrs of the college of new Aberdene my very lawfull vndoubted and irrevocable cessionaris assignayis and donatoris veluti in rem suam cum dispositione libera in and to the sovme of tua merkis yeirly restand and awand thir yeiris bygane befoir the feist of vitsonday in this present yeir ane thousand sax hundreth and sax yeiris by James Robertsone goldsmith for the few dewtie of his cloiss inner hous and yaird, turnand and transferrand fra me in the persone of the saids mrs of the college all richt and tytill of richt clame or intrest in any vayes competent to me of the saids few maills restand to me the yeirs above specifaid wt power to thm or thr procuratoris to call follow and persew thrfoir compone transact and agrie thranent as they shall think expedient, and finally to do and exercise al vther thingis as freely as I micht haue done my selfe befoir the making heirof be thir presents subt wt my hand at Aberdene the xxviij of July 1606 befoir thir vitnessis William Gordon my seruitor and Androw Jak my sone

[Signed] "Patrik Jak with my hand
"William Gordoune vitnes
"Androw Jak witness"

XIIa.

Abstract of foregoing Charter.

Patrick Jack, dyer, eldest lawful son of late Andrew Jack, burgess, grants to Master Gilbert Gray, Principal, and the Regents and Masters of the College of New Aberdeen for augmentation of the College rental, a feuduty of 20*s.* Scots from part of the garden formerly belonging to the Minor Friars, and now to Henry Patrie, burgess (such portion having been leased by said Patrick, his father, and Gilbert, his brother, to late Thomas Duwye, burgess, for said feuduty), lying on E. of Broadgate next to land formerly Thomas Duwye's now Henry Patrie's, between Thomas Fergusson's land on N. and entrance to Minor Friars' Place on S., stone wall on E., and said Henry's land on W.; and twenty ells broad at the N., twenty-three ells at the S.: and another feuduty of 26*s.* 8*d.* Scots from a tenement of James Robertson's, goldsmith, burgess, lying on E. of Broad Gate between late John Barbour's heirs' land on N., Gilbert Johnstone's on S., Minor Friars' Church on E., and highway on W. To be held by the said Gilbert, &c., from the said Patrick, of the King, in fee and heritage and free burgage. Paying therefor burgage service only. Sealed at Aberdeen, 25th January, 1606. Witnesses: Robert Irving, son of Richard Irving, baillie; Robert Patrie, son of Henry Patrie; George Clark, notary; Thomas Mollison, town serjeant; Master Thomas Mollison, town clerk; Thomas Smyth, his servant.

XIII.

The Town Council grant £100 towards a Library for Earl Marischal's books. 30*th August*, 1609.

The said day þe Prowest Baillies and Counsell grantit and consentit to gif þe sowme of Ane hundreth Pundis mo^e^ out of þe townis commoun guid for repairing ane hous w^t^in þe college of þis burghe To be ane commoun Librarie to the said college for keiping and preserwing of þe Librarie of buikis promest to be gevin thairvnto be ane nobill and potent lord george erle merschell Lord Key^t^ and altrie etc. fundator of þe said college w^t^ conditioun that þe said erle gif his Librarie of buikis to þe said college and na vþerwais

From the *Town Council Register*, Vol. xliv., p. 50.*

* The Earl's promise appears not to have been fulfilled. On 20th April, 1614, the Council sanction the application of the £100 to "repairing of ane hous within the said college to be ane Librairie for ressaueing and inputting thairin of the bookes left to the said College be Doctor Liddell" (*T. C. R.*, xlvi. 649).

XIV.

*John Johnston, by his latter will and testament, bequeaths the sum of one thousand merks for the maintenance of a student of divinity. 29th July, 1611.**

In the first I leave as ane tocken of my small thankfullness to my guid and gratious god quho gratiouslie hes visited me wt mercie fra tyme to tyme (to quhais blessed name I rander euirlasting thanks and praise throw his deir sone Jesus Chryist my onlie Savior) Thairfoir I leave for his Maiesties honour and seruice ane thousand

* "Mr. John Johnston, of the Aberdeenshire family of Caskieben,* was educated at King's College, Aberdeen, and afterwards studied at more than one of the foreign Universities. In 1587 he was at Helmstadt, and in 1591 he resided at Geneva. In 1592 he became one of the colleagues of Mr. Andrew Melville in St. Mary's College, St. Andrews, where he held the station of second Master, or professor of the New Testament. He died at St. Andrews of a lingering and incurable disorder on the 20th of October, 1611. He is the author of a number of works of considerable rarity, as *Inscriptiones Historicæ Regum Scotorum*, Amst., 1602; *Heroes ex Omni Historia Scotica lectissimi*, Lugd. Bat., 1603; *Consolatio Christiana*, 1609.† He was highly respected and admired by the most eminent of his contemporaries, not only for his literary accomplishments and theological attainments, but for his singularly honourable, consistent, and amiable character."—*Miscellany of the Maitland Club*, i., p. 333.

"*Tertius* memorandus venit M. JOANNES JOHNSTONUS S.S. *Theologiæ Andreapoli Professor Primarius*, de quo olim dictum,

Prima post fundamina jacta,
Hinc JOHNSTONUS *opem confert.*‡

Hic Patrem habuit *Robertum* mercatorem *Abredonensem*, ex prisca illa, ut videtur, JOHNSTO-

* Its oldest cadet branch, that of Crimond.

† Also *Iambi Sacri*, Salmur., 1611; *Tetrasticha et Lemmata Sacra; Cantica Sacra; Icones Regum Judae et Israelis*, Lugd. Bat., 1612.

‡ These lines are quoted, with a slight alteration, from the Apotheosis contributed by David Wedderburn to the *Oratio Funebris in Memoriam Cl. Viri Dvncani Liddelii.* Edinb., 1614. (See *infra*, p. 136.) The original runs:

"*Cúmque eadem* [*Abredonia*] *ingeniis* . . .
. . . . *præclaris fæta, Lycæum*
Nobilis instituit celebre hic Keytheius heros
. . . . . .
Ergo gradus primi hi, prima hæc fundamina jacta.
Hinc Ihonstonus opem confert, quo se hospite Olympus
Nunc jactat, quondam Pindus."

merkis to be mortifiet and imployit upoun ane annualrent for intertaneing ane puir scholer of best qualificatioun and hope to serve in the kirk of god for the space of four ȝeiris successive and eftir another to be brocht wpe in theologie within the College of abd or Sanct androwis abyding in the sinceritie of doctrine and discipline or gif it salbe thocht meit out of the cuntrie in the moist sinceir vniversitie professing the doctrin of chryist gewing the power of laufull electioun eftir dew sufficient and vpricht tryell to the faithfull ministrie of the toun abyding in the sinceritie of doctrine and discipline to the principall of the said College and schoolemaister of the said toun be the aduyse and owersicht of the Laird of Caskiben the Laird of Cremound and their successors professing the treuth of

NORUM stirpe oriundum, quæ hic per plures retro annorum centurias floruit: Archiva etenim memorant *Andream Prætorem*, et *Robertum Senatorem*, trecentis abhinc ferè annis. Fuit hic omni virtutis genere instructissimus, et inter sui sæculi doctissimos, *Theologus* eximius, et consummatissimus *Poeta*. Nec *Theologiam*, assiduè docendo, facundè prædicando, et Religiosè vivendo, propagare satis habuit: Sed etiam, cum probè cognosceret, plurima esse ingenia, ignea, vivida et florida, quæ inedia extinguit, et duris in rebus egestas enecat, et opprimit, *Theologiæ* studioso alendo mille mercas consecravit, et *Theologorum* successionem nunquam interituram instituit."

Oratio in qua Inclytæ Academiæ Marischallanæ Abredonensis, Nobilissimus Parens, Illustres Mæcenates, et Eximii Benefactores ad annum MDCXCVI *commemorantur. . . . Habita a Gulielmo Smith P.P. VII. Cal. Quintil., Anno Dom.* MDCXCVI. P. 15.

Cf. *Genealogical Account of the Family of Johnston of that Ilk*, by Alexander Johnston. Edinb., 1832. Also M'Crie's *Life of Melville;* and Wodrow's *Collections on Life of John Johnston*, to be printed for the New Spalding Club.

John Johnston's arms were shown on one of the panels in the ceiling of the Public School in the old building of Marischal College,* as, Azure, a bend argent, in chief a hart's head erased of the last. On one of a series of "broads" recording the terms of sundry "mortifications" to the burgh, and now hanging on the wall of a staircase in the Town-house,† they appear as, Argent, a saltire between four crosses pattée sable; on a chief gules three cushions or. The Caskieben arms are recorded: Quarterly: 1 and 4 Argent, a saltire sable, on a chief gules three cushions or; 2 and 3 Azure, a bend or between three hart's heads erased argent attired of the second in chief, and as many cross crosslets fitchée of the second in base.‡ Nisbet § gives an impossible coat, which has been copied in A. Johnston's *Genealogical Account.*

* See *infra*, p. 118.

† The "broads" date from 1709 (*Town Council Register*, lviii. 159; *Guildry Accounts*, 1709-10).

‡ Stodart's *Scottish Arms*, ii. 349.

§ *Syst. of Her.*, 1722, 147.

sinceir religioun Provyding allwayis that gif their be any of my puir freynds or name meitt for the said rowme and benefite that they be respectit cœteris paribus and no wtherwayes expressly also provyding that my sister sone Mr Johne Sanderis gif he proffeit in learning and it pleas god to bestowe grace vpoun him for that holie calling that he be prowydeit thairto for the first four ȝeiris in the meintyme during the lyff of my mother that the annualrent of the saids thousand merkes sall come to hir for hir mantenance and for helpe of hir bairnes and oyes during her lyftyme allanerlie and thaireftir the said mortificatioun to tack effect as said is And it is my expres will that ane lettir of mortificatioun heiranent be autenticklie and faithfullie maid in my name with aduyse of my executoris or ony tua of thame and at the sicht of the foirnamit persones nominat to the electioun and tryell Ane authentick copie thairof seillit and subscrywit to be put in the hands of the prouest baillies and counsall of the said toun to be registratt in their townis buikis ane vther in the hands and keiping of the ministrie of the said towne the third in the hands of the principall of the said college the fourth in the hands of the lairds of Caskiben and Crimound Forder my will is that gif the persone quho sall enioy this benefite sall happin as god forbid to mack apostacie in religioun or debosche in lyiff and conversatioun or that he ydlie bestow his tyme in the holie course and studie of Theologie That in that caice he be bound to refund the haill benefite quhilk he hes receauit Ordaineing that this mortificatioun to be maid authenticklie and faithfullie in dew forme be the foirsaids persones as they salbe answerabill to the tribunal seatt of the Lord Jesus who hes blissed ws in these latter dayes with the cleir licht of his blissed evangell for the quhilk be praise and glorie to him for euir *

. . . . . .

And for fulfilling of this my lettir will and legacy I haue nominat and be thir presenttis nominatis Robert Johnstoun of Crimound Mr Robert Merser minister at Ellon Mr Johne Kynneir minister at Lewcharis and Mr William Erskin minister at Dyninow quhome I

* Here follow bequests to the Grammar School, Hospital, and Kirk of Aberdeen. The will is printed at length in the *Miscellany of the Maitland Club*, Vol. i.

haue euir fund honest faithfull and kynd to me in my lyftyme executors Beseikand thame nocht to refuis to accept this binding willing that the executeing and expenssis thairof in this binding be teine of the reddiest Prowyding expreslie that gif ony quho suld receawe benefite be this testament mack ony contraversie to my executoris or discord amonge thameselffis or shawe discontentment that they be excludit fra all benefite of this my testament and lettir will In witness q^r^off I haue subscriuit thir presenttis with my hand day ȝeir and place foirsaids befoir thir witnessis Mr Charles Geddy Mr Johne Murray Mr Johne Sanderis and Piter Midlar my seruitour and Mr Johne Kinneir minister at Lewcharis writer heirof

[Sic subscr.] Mr Johne Johnstoun
Mr Charles Geddy witnes
Mr Johne Sanderis witnes
Mr Johne Murray witnes
Mr Johne Kinneir witnes

At Sanct Androwis the fyift day of August in the ȝeir of god J^m^ sex hundreth and ellewin ȝeiris I Mr Johne Johnstoun ane of the maisteris of the new college Ratefies my testament and lettir will w^r^ttin be Mr Johne Kynneir minister the nyntie [*sic*] nynt day of July last by past in all pointis and circumstances . . .

[Sic subscr.] Mr Johne Johnstoun

From the Testament Testamentar in the Town House Charter Room, "Mortifications for Bursars," M^1^ 4.*

* With this is tied up a packet (M^1^ 5) of papers relative to the Mortification :—
Decreet of Lords of Council: The Town Council, Professors, &c., against the Executors, 29th February, 1612.
Letters of Horning thereupon, 10th March, 1612.
Assignation: Executors to the Town Council, 4th August, 1613.
Bond: Caskieben to the Treasurer of Aberdeen, 19th November, 1613.
Acquittance: Mr. John Saunders of the four yearly payments of the Burse, November, 1619.
Letters of Consent: Caskieben and Crimond in favour of Mr. Thomas Chalmers to be Divinity Bursar, 23rd April, 1633.
Assignation (undated and unsigned): Caskieben and Crimond to the Town Council of their right of presentation.

The last is in the following terms :—

"Be it kend etc. We George Johnestoune of Caskybene and Robert Johnestoune of Cremound forsameikill etc. And becaus the powar of lauchfull electioun of the said poore scholar quha sould inioy the benefit of the said mortificatioun is concedit and gewin be the mortificatioun testament and letter will of the defunct to the faithfull Ministeris of the said towne of Aberdeine abyding in the sinceritie of doctrine and discipline to the Principall of the College and Maister of the grammer schooll of the same be the aduyse and oversicht of the Laird of Caskibene and laird of Cremound and thair successors professing the treuthe of sincear religioune Yit in considderatioune that it may sa fall out that quher consent and aduyse is to be craveit of the lairds of Caskybene and Cremound to the nominatioun of the said poore scholar quha sould injoy the benefite of the said mortificatioun The said lairds of Caskybene and Cremound and thair successors may be ather Minoris and so vnfitt to giwe aduyse or consent in the said matter or thai may be so distractit be thair vther affairis that thai can not convenientlie attend thairvpoun nor convene at all occasiounes for that effect Thairfoir I the said George Johnestoun now of Caskybene with expres consent of my saids Curatoris And als I the said Robert Johnestoun of Cremound for myselff be the tenor hereof for ws or airis and successouris Disponis assignis and transferris all right and tytill qlk we or ather of ws or or foirsaidis had hes or any wayes may hawe clame or pretend in any tyme comeing in and to the Nominatioun of the said poore scholar quha sall enjoy the benefite of the said mortificatioun and all consent advyse and ouersicht qlks we or ather of ws or or foirsaidis may clame be the said letter will and testament of the said vmqle Mr Johne Johnestoune to the presentatioun electioun and nominatioun of the said poore scholar student in Theologie To and in the persone and in fauors of the Prouest Baillies and Council and thair successouris prouest baillies and counsall thairof in all tyme comeing And surrogattis thame in or full richt titill and place thairof for ewir With powar to the saidis Prouest Baillies and Counsall and thair successouris to giwe thair consent and advyse to the nominatioun and electioun of the said poore scholer quha sall enioy the said benefite of the said mortificatioun toties quoties sa oft as the said Rowme sall waik siclyk and als frielie in all respects as we or or foirsaids micht have done orselffis Obleissing ws be thir presentis and or foirsaids to warrand this or translatioun of or richt of Nominatioun and consent of the said poore scholar guid valied and effectuall to the saids Prouest Baillies and Counsell frome or proper facts and deidis allanerlie Lyke as I the said George Johnestoun of Caskiebene obleiss me with consent foirsaid To ratifie and approve this present disposition and translation for my pairt throf at my perfyte age of xxi years complet"

On 3rd July, 1616, the Town Council, "becaus the said Issobell Boyes [Johnston's mother] is latlie depairtit this lyiff," admit Master John Sanders, sister's son to the testator, to the benefit of the Burse for four years, in terms of the Will (*Town Council Register*, xlvii. 624). On 22nd May, 1621, he is succeeded by William Johnstoun (*T. C. R.*, l. 6); and on 29th January, 1623, Alexander Wedderburn, brother to William Wedderburn, Regent, and to David Wedderburn, Rector of the Grammar School, is admitted to this bursary, he being "now presentlie in England occupiet in a pedagogie, yit being resoluit to sequestrat himselff from all suche cares" (*T. C. R.*, li. 31.)

The earliest entry in the Town's Accounts relative to this Mortification is as follows:—

"Maister Johne Johnstoune's Mortificatioun of Ane Thousand Merks to ane poore scholer student in divinitie for four yeris successiue ane efter ane vther

"Item the said soume of ane thousand merks is restand in the hands of Johne Forbes of Petsligo and John Forbes at the mylne of Melgum his cautionar to be payit at Martimes 1618 conforme to their band — 1000 merks

"The profitt and annual rent quhairoff is provydit to Mr. Jon Sandars sisters sone to the said umqll Mr Johne for the first four yeris qlk began at the feast of Witsunday 1616 conforme to ane Act of Counsall maid thairanent of the date the third of July 1616."

—*Burgh Treasury Accounts*, 1617-18.

At the Union of the Universities in 1860 the account stood thus:—

	Balce 1859	Revenue	Expendre	Balce 1860	Stock
"7. John Johnston's Mortification to a Poor Scholar to serve in the Church of God Four Years	11 18 8	13 12 10	16 12 2	8 19 4	428 19 4"

—*Burgh Accounts*, 1859-60.

As regulated by the Aberdeen (Endowed Institutions) Provisional Order, 1881, the Johnston Bursary is in future to be of the value of £15 per annum.*

Note on Heraldic Ceiling in Old Marischal College.

On 29th November, 1678, Robert Paterson, younger son of John, Bishop of Ross,† was promoted from a regency to the Principalship. He became the leading spirit in carrying out a restoration of the College buildings, effected in face of many difficulties, between the years 1682 and 1700. The part restored included a "principal's chamer," the ceiling of which was adorned with thirty coats of arms, being those of the Founder, of Paterson and his seven predecessors in the principalship, and of twenty-one early benefactors of the College. The ceiling seems to have been erected at Paterson's expense, for in the accounts of the "New Work, 1682-1700," the only references to armorial decoration are—

1689. "Item for putting up Tourner's arms in the Colledge 3 lib."

1698. "Item to Charles Whit for drawing Dr. Sibbald's coat of arms in the principall's chamber 2 lib. 13s."

The arms were painted on three rows of wooden panels, which in 1790 were removed to

* This Provisional Order, following on the Endowed Institutions (Scotland) Act (41 and 42 Vict., cap. 48), consolidated into one general Bursary Fund, the mortifications for bursaries by John Johnston, Duncan Liddell, James Cargill, Alexander Reid, Alexander Ross, Sir Thomas Crombie, Catherine Rolland, Robert Cumming, James Milne, John Fraser, William Lorimer, Charles Gordon, Alexander Cruden, and John Mather—all previously under the management of the Town Council. Henceforth the allocation of the bursaries is as follows: Faculty of Arts, four Rolland bursaries of £25, eight Cargill of £20, one Ross of £20, one Milne and Fraser of £20, one Reid and Cruden of £20, one Gordon and Cumming of £20, eight Crombie of £15, and four Mather of £15. Faculty of Divinity, one Johnston bursary of £15, one Rolland of £15, and one Lorimer of £15. Faculty of Law, two Mather bursaries of £10. Faculty of Medicine, four Mather bursaries of £20, and four Liddell of £20.

† Nisbet's *Syst. of Her.*, 1722, p. 362.

form a ceiling for the "Public School". There they remained for half a century, but in 1836-40 the old building was taken down, and the panels appear to have been wantonly destroyed. It is fortunate that in 1833 an exact coloured drawing of the ceiling was executed by Mr. Alexander Dingwall Fordyce, now of Fergus, Ontario,* who has presented the drawing to the New Spalding Club.

The ceiling, which seems to have measured 82 ft. by 22 ft.,† was divided longitudinally into three rows of panels running north and south, and separated by blue bands. The panels of the centre row, six in number, were slightly larger than those of the side rows, and each contained one shield, the upper part or chief lying towards the north, at which end was the entrance to the room. Each shield was placed on a plain blue field encircled by a floral garland, the same for all the six. Behind the garland was a white background bounded by Renaissance scrollwork, differing slightly in details throughout the series. This again was surrounded by the natural brown of the wood, broken only by two straight white ‡ labels above and below, containing the inscriptions. From the extremities of the upper label depended two ribbons, the other ends of which were held by two nude winged figures seated on part of the scrollwork.

The panels of the side rows contained each two shields lying east and west, the upper ends turned away from the centre row. The field on which they were placed was red, with floral ornamentation, and the backgrounds and scrolls as well as the garlands were identical throughout the series. To correspond to the altered position of the shields the labels ran north and south.

The arms emblazoned were those of—

I. *Centre Row.* 1. Duncan Liddell. 2. Sir Alexander Irvine of Drum. 3. George, fifth Earl Marischal, the FOUNDER—reproduced in colour in this volume, to face p. 1. 4. The Burgh of Aberdeen. 5. Sir Thomas Crombie of Kemnay. 6. Secretary Thomas Reid.

II. *Dexter or Eastern Row.* 1*a*. William Guild. 1*b*. Catherine Rolland. 2*a*. John Johnston. 2*b*. William Jameson. 3*a*. Patrick Copland. 3*b*. David Chamberlain. 4*a*. William Leslie of Balquhain.§ 4*b*. Alexander Ross. 5*a*. William Johnston. 5*b*. Robert Dun. 6*a*. James Cargill. 6*b*. Alexander Reid.

III. *Sinister or Western Row.* 1*a*. Robert Howie, first principal. 1*b*. Gilbert Gray, second principal. 2*a*. Andrew Aidie, third principal. 2*b*. William Forbes, fourth principal. 3*a*. Patrick Dun, fifth principal. 3*b*. William Moir, sixth principal. 4*a*. James Leslie, seventh principal. 4*b*. Robert Paterson, eighth principal. 5*a*. John Turner. 5*b*. Patrick Sibbald. 6*a*. William More of Hiltone.‖ 6*b*. George Melvill.

A more detailed account of the ceiling, with a reproduction in outline of the drawing, will be found in the *Proceedings of the Soc. of Antiquaries of Scotland*, Vol. xxiii.

* Author of *Records of the Family of Dingwall Fordyce*, 2 vols., 1885-8.

† *New Stat. Ac. of Aberdeenshire*, 1843, p. 1179.

‡ Blue and unlettered in the Earl Marischal's arms.

§ He sent "sex score of verie choice books from Breda in Holland" in 1669 (*Buik of Register*).

‖ I have been unable to trace More's claim to a place in this array. In the accounts of 1681-2 occurs the entry, "To Charles Divie for writting Hilton's mortification, 2 lib. 18 s.".

XV.

The Town Council provide a loft in the Kirk for the use of the masters and students. 8th April, 1612.

The said day The prouest bailleis and counsell finds it werie meit and expedient that thair be ane Loft biggit in the auld kirk of this burghe for the maisteris and studentis of the college thairof at sic pairt of the said auld kirk quhair it may be maist commodiouslie had be adwyse of the counsell and Maister of kirk wark without preiudice to the Lichtis and daskis of the kirk And ordainis the Maister of wark to enter craftismen to the said wark howsoone the place salbe designit be the counsell to that effect and sic as salbe debursed thairon Ordains to be allowit to him in his comptis

From the *Town Council Register*, Vol. xlv., p. 422.

XVI.

*Dr. Duncan Liddell mortifies the lands of Pitmedden to the Colleges of New and Old Aberdeen, for the support of six bursars. 12th July, 1612.**

Be it kend to all men be thir present letters me Mr Duncane Liddell Doctor of Medicine Forsameekle as our auncient predicessours of maist notable and good memorie esteaming that they were not onlie borne for them self bot for the weill and profite of their countrie and commoun wealth seaking be all meanes the advancement thereof as good and profitable members of the same have not only foundit diverss Colledgis within this Realme for the education of the youthes in all kynd of Sciences and learning but have mortifiet

* "Quartum teneat locum DUNCANUS LIDDELIUS, *Medicinæ Doctor*, qui liberalitate, et impensis suis *Academiam Marischallanam* sic ornavit et auxit, ut ipsum *Patrem* et *Patronum* alterum meritò agnoscat: Hic honesto loco natus, et civibus *Abredonensibus* oriundus, et *Sibi* et *Majoribus* summam, animi virtute, et pietate, comparavit *Nobilitatem* et *Gloriam*. Postquam *Abredoniæ* literarum tyrocinia posuisset, peregrinationem in exteras regiones instituit; et post peragratam *Poloniæ*, *Prussiæ* et *Germaniæ* partem maximam, triennio *Francofurti* literis operam fœlicissimè navavit, et laureâ Magisteriali *Rostochii* fuit donatus, ubi *Mathesin*, et *Philosophiam* summa cum laude docuit; et tandem ob singularis in *Astronomiâ* peritiæ famam, ab illustri *Tychone Brahe* accitus, tanta meruit Encomia, ut in *Academia Juliaca*, *Mathesios* Professione ornatus fuerit; Et *Medicinæ Doctor* et *Pro-*

maist honorable livings for the interteyning of poore schollers affecting vertue and letters perceaving weill that the saids Colledgis and youth weill trainit wp therein ar the werie senowis of the Republick vpon whais good education example and honest behaviour the good and weill thereof speciallie depends howsoever the rentall living of the samen Colledgis by injurie of tyme and other misgovernement have sufferit great loss and damage to the hurt and prejudice of poore schollers repairing theirto and I having bestowit the greatest pairt of my age in forren nationis in learning of vertue and letters whereby (as vertue ever doth honour the possessour) so be my honorable education desyre and learning of vertue it hath pleasit God for to bliss me with worldlie substance that I have thought maist meit as ane person whase intention ever hes beene to be profitable in my countrie and commoun wealth according to the good example of our saidis antecessouris to bestow ane portion of my conquiess vpon the interteinment of such persounes as I hope in God shall be ane ornament to their countrie and ane blissing to this commoune weill seiking thereby the good education of the youth the augmentation and reparation of the misgovernit rent of the saids Colledge ane blessing to my cuntrie and to give goode example in steiring vp others to the like goode and honourable desyre And seeing I have laitlie conquiest the

fessor Renunciatus: Hic ita se in omnibus gessit, et *Spartam* ornavit, ut maximo in honore ab omnibus sit habitus; et *Decanus Facultatis*, imo et *Academiæ Rector* crearetur, et summis potiretur dignitatibus. Quumque maximam apud exteros meruisset gloriam, *Germaniam* et *Italiam* pervagatus, plenus honorum et bonorum in patriam rediit, ut *Abredoniæ* cui ortum debuit, studiorum, laudum et laborum suorum, fructûs consecraret.

. . . . . .

Voluit LIDDELIUS propagare *Mathesin*, nec spes eum fefellit: Nam sine jactantia asserere ausim, maxima studiorum *Mathematicorum* apud SCOTOS incrementa hinc *Professioni* LIDDELIANÆ deberi; Et *Academiam Marischallanam* omnem, quâ fruitur gens nostra, *Mathesin* longè latèque diffudisse, et reliquis Regni *Athenæis*, *Mathematum* Professores dedisse.

. . . . . .

Post exacta immortalia hæc pietatis monumenta, clarissimus LIDDELIUS in eodem occubuit, loco qui primos ipsius excepit vagitûs. Etsi castus et cœlebs, ut in omni vita pius et innocuus, non tamen improles decessit; nam ut *Epaminondas*, cum ei orbitas exprobaretur, respondit, se reliquisse filiam, nempe, pugnam *Leuctricam*, quam vicerat, quæ non solùm sibi superstes, sed et etiam immortalis futura esset: Ita LIDDELIUS filiam reliquit, *Academiam* nempe *Marischallanam*, multosque *Nepotes*, ejusdem *Professores* et

lands of Petmedden and teinds theirof lying within the parrochin of [Dyce] and Schirefdome of Abirdeine mist neare to the colledgis of Aberdeine within the quhilk Schirrefdome and burghe thereof my parents of goode memorie hade their residence and my selff was borne and ane good pairt of my life brought vp within the quhilk also my brother and sister their bairnes and children presentlie remaine be reason wheirof I am speciallie movit to bestow the benefite after specifiet vpon the Colledgis of new and ald abd vpon the speciall provisiounis and conditiounis vnder exprimet Wit ye me therefore to have mortifiet like as to the tenour therof I mortifie All and haill the toune and lands of Petmedden with the salmon fishing theirof adjacent therto on the water of Don with the teind sheavis and pertinents therof with full commontie and commoune pasturage and libertie to cast peits and fewall in the mosses of Dyce win lead and transport the samen to the saids lands of Petmedden be the commoun passages and gaits vsit and wonnt perpetuallie in tyme comming for the vse of the inhabitants of the said towne all lyand as said is to the saids colledgis of new and ald Aberdeine and their successours to remaine therewith in all tyme comming lyke as to that effect I mak constitute and ordeain
and ilk ane of them conjunctlie and severallie my verie lauchfull vndoubted and irrevocable procurators actors factors and speciall

Alumnos, qui laudes, memoriam, et merita LIDDELII in omne propagabunt ævum." Smith's *Oratio, Habita* A.D. MDCXCVI., pp. 15, 16.

Liddell's memory was also celebrated by Principal Gilbert Gray (v., *infra*, p. 136) and by Professor Andrew Ramsay (*Poemata Sacra*, Edin., 1633). An account of his life and writings by Professor John Stuart of Marischal College was printed at Aberdeen in 1790, with a portrait from a memorial brass which the magistrates caused "sinck and graive in the toun of Antuerp" for "Sanct Nicolas Kirk of this burgh in the pairt quhair the said doctor Liddell wes bureit," paying therefor "the soume of fourteine hundreth merkis" out of "the superplus of the fermes of Pitmedden . . . attour the payment of the bursars and the superplus of the profitts quhilk hes accresceit of the money mortified to the professor of mathematicques". (See entries for 5th and 28th June, 1622, in *Town Council Register*, Vol. I., pp. 302, 326, and "Notices of the Brass," by Mr. Andrew Gibb, in the *Proceedings of the Society of Antiquaries of Scotland*, 1875-76, p. 450, and by Mr. A. M. Munro in *Scottish Notes and Queries* for December, 1887). This account was reprinted in the *Aberdeen Magazine* for 1796, pp. 209-217, and in Professor Stuart's *Essays*, Aberdeen, 1846. Its substance was also reproduced in Chalmers' *Biographical Dictionary*, Irving's *Scottish Writers*, Chambers' *Scottish Biography*, and Bruce's *Eminent Men of Aberdeen*.

earand beararis givand granting and committing to them my full frie plaine power express command bidding and charge to compeir before his highnes or before the Lords Commissionars of this his Majesties Realme of Scotland having power to receave resignatiouns and graunt infeftments theirvpon and their for me and in my name to resigne renounce surrender simpliciter ouergive and wpgive all and haill the said towne and lands of Petmedden with the salmon fishing thereof adjacent thereto on the water of Don with the teind sheavis and pertinents theirof whatsomever with full commountie commoun pastorage and libertie to cast peits and fewall within the mosses of Dyce win leid and transport the samen to the saids lands of Petmedden be the commoun passages and gaits vsit and wonnt perpetuallie in tyme comming for the vse of the inhabitants of the said towne with all right tytle claime of right propertie or possession I hade hes or ony wayis may pretend theirto to the effect his Majestie may mortifie the saids lands fishings teinds priveledgis and others above written to the saids Colledgis of new and ald Aberdeine and their successours schollers learning vertue and letters theirin for now and ever and for new perpetuall infeftment to be given be his highnes to them therevpon in due forme as accords vpon the speciall provisionis and conditionis vnder specifiet videlicet I will decerne and ordour that there shall be perpetuallie susteanit with the fermes and dueties of thir lands sex bursars within the saids colledgis sex yeares foure during the vsuall tyme they pas their vsuall course of Philosophie and beis made masters and twa years therafter for learning forder and exercising thamesels and helping uther schollars by teaching Mathematiks in the same Colledge And that in hope ther will be erectit ane seminarie of Divinitie and uther faculties in Abd wherthrough they may be farther learnit and so instructed that they may be profitable to kirk and commounwealth and not receave ane tytle of master in vaine as wee sie in manie at this tyme The foure years qll they pas their course everie ane shall receave for ther sustentation fourteine bolles of guid victuall half meill half malt conforme to the vse of the lands of Petmedden the fyft and sext yeires fyfteine bolles and ane dusson of poultrie and other of capons or the vsuall price thereof with that condition that they the fyft and sext yeire teach

Mathematiks in that Colledge wher they pas ther course in that forme as I will sett doune be consent off Principalls and Regents in the Colledgis if onie be not qualifiet for this intent and not of my brother and sisters succession then any uther farr learned m^r shall receave this benefite for that same vse during the forsaid tyme vntill ane learneder bursar succeid If he be my brother and sisters successioun and be any wayis able to teach any pairt of Mathematiks and profite the schollaris this benefite shall not be taken from him Naine shall be receavit to be of this burseris in the colledgis afore they be fifteine yeares old and hes learnit weil their Latine and Greek grammer and uther principall authors vsuall therto and cane make ane congruouse epystle and verse and learnit also quatuor species operationum arithmeticae first if [anie] of my Brother and sister sounes lauchfullie gottin be able for the Colledgis they shall be receavit before vthers and without exception If more be of my Brother and Sisters succession able for the Colledgis for the tyme the eldest poorest and learnedest shall be first admitted and the other abyd vntill the nixt yeare Secondlie in default of thir others shall be admitted to this benefite with thir conditiounes First that they be honest poore mens sounes burgesses of new Abd quha ar not able to susteine ther bairnes at the Colledge Secondlie that the same be past fyfteine yeares of age and be of good ingyne and inclination and learned weill their Latine and Greek tongues Thirdlie becaus menie will be desyrous of this benefite the best shall be preferrit after diligent examination and tryall be making of Epystles and verse and disputing for the place Gif it chaunces that menie appeires equall then the poorest and best inclined shall be preferrit principallie if he be allyit to my brother or sisters bairnes or whois antecessouris hes been longest burgessis in New Abd and susteanit honorable offices If the pairtie agrea not then lots shall be castin for the place quhilk of them shall have it And becaus sic lyk benefits contrare to the foundation and alsoe to the great disprofite of commounewealth and schoolles hes beine meekle misused in menie yeares therfore to avoyde sic lyk inconveniences in this small benefite and that it come not in abuse or be turned in any other vses or diminishit my will and desyre is that the oversight and direction of this benefite shall not be committed onlie to the principalls and regents of the twa

colledgis but principallie to the Provest Bailȝies and counsell of the towne of new Aberdeine and ane of my neirest kinsmen chosen be the rest of my freinds heirto and with them to the Bishop principalls and regents of the twa Collegis of Aberdeine as patroni tutores et inspectores that no thing be done to the disprofite of bursers and schollers and vnder the provest and bailȝies and counsell of new Aberdeine the administration to be given to the thesaurar or Deane of Gild of new Abirdeine as Chamberlan as the provest and Counsell thinks expedient with that condition that he promise to administrat this benefite faithfullie and as it is heere sett doune and to neglect no thing quhilk apperteanes to the profite of the lands of Petmedden and this benefite and that be assistaunce of him whome my kinsman hes chosen for the tyme for their pairt wha in all coarts shall be bailȝie Secondlie to cause satisfie the bursers in due tyme of that qlk is constitute for everie ane of them and first of all my awne kinsmen and also satisfie others as followis Thridlie to pay the Kinges feu dueties and also the persones teind duetie in due tyme and that afore all other thinges that na inconvenient chaunce be neglecting theirof to this benefite Moreover if ony inconvenient or trouble comes to the lands be neightbours or others whosoever to advertise the patron in tyme that wronges be amendit He shall yearlie give compt and reckoning of all things to the provest Bailȝies and counsell of new Aberdeine and the rest of the patrons And that this be done the towne of new Aberdeine shall obleis them selfis to the rest of the patrons and the Chanceler and counsell of Scotland and if any wrong be done to be amendit If the lands be troublit be any others to take the defence on them the expenses being taken of the fruites of the lands and of everie bursers benefite equallie It shall be labourit after my deceass that everie seage in the Colledge have ane burser that yearlie ane new burser may be reseavit and twa readie to teach Mathematiks as is aforesaid And vntill ther places be filled the rest of the fermes of Petmedden shall be imployit for buying of good bookes to augment my bibliothek quhilk I will also mortifie to the Colledgis Yearlie quhat tyme the bursers are to be receavit they of my awne brother and Sisters succession shall be advertesit be the Provest Bishop and Principalls to present their bairnes if they have any qualefiet for the Colledg and

schoolls to be resavit as befor without any exception others shall be presented to the bishop and Principalls of Aberdeine be the Provest and Counsell of new Abd and first tryit be theme and resavit vndr sic conditiouns as afore is sett doune Moreover quhat tyme he that susteanes the Chamberlans office maks his reckoning the Schollers and bursers quhilk injoyis this benefite in presence of their Masters and provest yearlie sall be censurit and if onie be found of evill conditiouns as Huire-Maisters theefes breakers of yeards and sic lyk or ar not able for the schooles and colledgis and profites not to be removit from this place and ane other putten therin with that condition that if he be of my brother or sisters lauchfull succession to receave ane yeares benefite thereafter to put him to ane other vocatioun if he be not of my kinsmen that yeares duetie shall be employit for buying of some goode auncient books to the vse of the bursers and Maisters of the Colledgis and to augment my bibliothek quhilk I will give to this vse eftir my deceass and so na vnwordie persone to be sufferit in that place or have this benefite but they onlie that are of goode hope to be learnit men and weell inclynit or of honest lyfe and inclination Moreover the schollers and bursers wha injoyis this benefite shall weare ane grave habite as ane black gowne or black bonnet or hatt and other claiths conforme therto So long the twa Colledgis of Philosophie continews as at this present forme in Abd it sall be in will of the parents of the bursers be consent of the Bishop and Provest of new Abd quhilk Colledge they sall be putten to but principailie wher they ar best brought vp in both letters and maners and best teaching and discipline is They sall not be buirdit with other bursers in the auld Colledge if they can be better interteanit for that same payment otherwise Yet they sall have ther chamber in the colledge and diligentlie be attendit on and hairdlie punishit if they fault At their entres in the Colledge they shall promise them to be thankfull for this benefite and after ther power when they ar able to do for themself to assist others and labour that this benefite be not misused but faithfullie mantained and imploy all their moyen if mister be for manteynance of it quhilk promise they shall repeite publicklie in the act when they are maid maisters with thanksgiving to the king for granting of this benefite for sic ane vse and

to him quhilk foundit it and ane prayer to God to excitate goode princes and subjects for advauncement and manteyning of learning and schooles and to the profite of baith kirk and commoun-wealth And everie ane of the bursers after he hes passit sex yeares valedicere with a publick oration in the Colledge giveing thanks to the kinges M for his benefite Secondlie to him wha advancit it and to the patrons therof As also to his masters for his faithfull institution with ane exhortation to others to advance and mantaine learneing letters schooles and Colledgis to the vse of both kirk and commounweill and vntill this thanksgiving be maid publicklie the same burser shall want the quarter of the last yeares benefite and after the oration imediatlie reseave it Afore he hes his oration ane day or twa he shall invite to his oration the learned men in baith the townes be ane letter affixed on the colledge and kirk dore and also admonish and invite the Schollers in the colledgis and vniversitie to make Latin verse to the honour of the kinges M and thankfull remembrance of him that foundit the Colledge and all that augmentit it or for the present augments and mainteyns the samen exhorting others to follow their example and do the samen Wha maks the best Latine verse be judgment of the Maisters of the Colledge and grammer schoolls and other learnit men in the townes shall have ane reward of thrie punds Scots cum corona ex floribus capiti imponenda in testimonium excellentiae prae sodalibus Gif mony appear equall or ony doubt aryse he shall have the rewarde and honour wha by the Latine verse maks the best Greek verse and Latine oratioune in that same argument as afore And this to excitat the schollers in the Colledge not to neglect studia poeseos et eloquenciae But becaus it will be long tyme or the first pas his sex yeares therefore in the meane tyme this certamen in bonis literis shall be institute yearlie the day of promotioune of the Maisters in the Colledge of Aberdeine and the silver taken of the dueties of Petmedden The rest of the dueties of the lands of Pitmedden shalbe imployit for buying of books to augment my Bibliothek quhilk I will give to the Colledge except sum customes to him that susteynes the chamberlans place and that as the patron thinks expedient Gif it chaunces that by ony inconvenient or evill guydment baith the Colledgis decayis quhilk is to be fearit this benefite and other rentis shall

be distribute amonges all tuelff poore mens sounes of the new toune of Abd principallie of my brother and sisters succession that ar of good ingyne to be manteynit at the Grammer and Song schooll vntill the Colledgis be restored This ordour as I have sett doune shall be perpetuallie observit without fraud or guyle and not to be any wayis diminishit farr less to be turnit to ony other vse Iff ony preis to dispone this benefite otherwise or to diminish it or to intromett with the landes off Petmedden or ony pairt thereof to the hurte of the benefite or to his proper vse be vertue of this present it shall not availl but also he sall be punishit as ane sacrilegious persoune and as a traitour to his Majestie for I am assured that the curss of God will be vpon him and his succession If it chaunces be injurie of tyme or ony other occasioune that this my disposition be alterit or the benefite turned in other vses nor is sett doune heere or ony way be diminishit be whomsoever it be done then be vertue of thir presents the haill towne and lands of Petmedden with all the pertinents to returne to my aires and they to have full power and right to intromett therewith with that condition that they vse the fruites and dueties thereof for bringing vp of their bairnes in learning and letters and marieing of their daughters and poor madens as they think expedient But if naine of my kinsmen for the present be to persue the matter or they neglect it then onie honest man burges of Abd shall have that same power to persue the sacrilegious persoune and for his reward his succession shall have the vse of this benefite and their sounes lawchfullie gotten as weell and equall with my brother and sisters succession for ever Moreover if ony whaevir he be abuses this benefite and intends to turne it in ane other vse or diminish it then be vertue of this present his sounes and successione for ever shalbe haillilie debarrit therefra After the rentalls of the towne and lands of Petmedden be satlit and good tennents placit therein na gresems shall be taken but for gresems silver the haill tenents shall pay yearlie the Kinges few duetie quhilk is sex punds that be no new impositions the tennents be vnable to pay their fermes and dueties and so poore schollers mislippnit The rentall in fermes shall be keipit as presentlie and not turnit in silver The silver dueties in meall shall be keipit as the valour of the silver is for the present that is the vnce of silver thrie

punds Scotts or thrie punds silver ane vnce Reserving always to me during all the dayis spaces yeares and termes of my lifetyme my liferent of all and haill the lands fishing teind sheavis priveledgis liberties and others abowe wreittin haill mealles fermes rents customes dueties service profites and emoluments thereof to be vsit and disponit vpon be me during the said space to the said bursers or otherwyse as I shall think expedient In witness of the quhilk thing to thir presents written be Mr Mathow Mitchell my servitour subscrivet with my hand my sealle appendit at Edr the tuelft day of June the yeare of God 1612 yeares Before thir witnes vnderwritten

[Signed] Mr Duncan Liddell Doctor wt my hand
M Mitchell witnes
Th Nicolson witnes

From the original deed in the Town House Charter Room. "Pitmedden" P1. No. 1.*

* As appears from the next deed (No. XVII.) Liddell, after the date of this mortification, feued the lands of Pitmedden to George Strachan of Glithnot, and a crown charter (24th May, 1614; P1. No. 2) is in existence confirming his feu charter of 8th December, 1613. The Council also granted a feu charter of the lands to Strachan and his heirs, but the transaction seems never to have been completed, as the rental of the lands appears in the Burgh Mortification accounts till 1748. In the following year the Council ordered the lands to be feued, and Articles and Conditions of Roup are extant dated 17th August, 1749, when the lands were taken out by John Forbes, merchant in Aberdeen, at £256 Scots of yearly feu duty. One fourth of this was redeemed at 24 years purchase and the remainder = £16 stg., fixed as the annual feu duty. This is the amount still drawn from these lands. The earliest regular entry in the Town's Accounts relative to this Mortification is as follows:—

"Charge of the Rent of Petmedden mortifiet be Doctor Liddell for Interteanement of Sex Bursaris within the New College of Aberdeine

Imprimis—I chairge myselff with the silver few dewtie of the saidis landis of the Martimes terme 1618 and Witsonday terme 1619 vj lib

Item—with tuantie-sex bollis victuall halff meill half malt as for the superplus of the fermes of the sadis landis of Petmedden of the cropt 1618 attour the payment of the bursaris and of Johnne and Helene Liddelis qlk xxvj bollis victuall wes sauld be the Counsall to Williame Buchan at four punds vi sh 8d ilk boll to hawe beine payit at Witsonday 1619 conforme to ane Act of Counsall maid thairanent 24 Febr 1619 quhilk I resavit not till efter Lambes in respect of the deceas of the said Willeame Buchan fewar the pryce of the said victuall in all extends to jcxij lib xiij s 4d

Summa ane hundreth auchtene lib xiij s 4d

Dischairge of the Rent of Petmedden

Imprimis—payit to my Lord Earle of Mar Heigh Thesaurar of this Kingdome the siluer few dewtie of the saids lands of Petmedden for the saidis twa termes conforme to the tounes infeftment throf haldin of His Maiestie	vj lib
Item—debursit for the æque of Petmedden in chequer first to the clerk of the eqr	iiij lib
Item to the ishueris	xxx s
Item in drinksiluer	xij s
Summa debursit in chequer	xij lib ij s
Item—giwen to a boy for ganging twa severall tymes to Dyce for craving the dewtie from Williame Buchanes wyiff	viij s
Summa	tuelff pundis ten s
The charge of Petmedden being	ane hundreth auchtene lib threttene s four d
So restis the comptar	ane hundreth sex pundis thrie s four d"

—*Burgh Treasury Accounts*, 1618-19.

At the Union of the Universities in 1860 the account stood thus:

	Balce 1859	Revenue	Expendre	Balce 1860	Stock
"5. Dr. Duncan Liddel's, to Six Bursars, being Children of Decayed Burgesses	28 19 5	44 11 7	52 12 2	20 18 10	1320 18 10"

—*Burgh Accounts*, 1859-60.

As regulated by the Aberdeen (Endowed Institutions) Provisional Order, 1881 (*supra*, p. 118), the Liddell Bursaries are in future to be four, in connection with the Faculty of Medicine, value £20 each per annum.

The *Town Council Register* contains many entries regarding the Liddell bursaries. Subjoined are two specimens of early date.

"*Oct.* 20, 1634.

"The samen day It wes statute concludit and ordainit be the Prouost Baillies and Counsall, That all bursares alsweill presentit and admittit, as to be admittit heireftir to any of Doctour Liddellis burssis within the colledge of this burghe, sall wear a blak gowne and black bonnet both on the streittes, and in the kirk and colledge during thair four yeiris in philosophie to the effect they may be knawin be thair habite to be bursares, And if any salbe fund defective heirin, in not haveing and wearing of the said blak gowne and bonnet, to be depryveit of his burss fra thane furth ipso facto" (*T. C. R.*, lii. 181. *Cf.* "Ordinance anent bursars," Oct. 26, 1642, lii. 763).

"*Dec.* 21, 1636.

"The samen day The Provost Baillies and Counsell with advyse and consent of Johne Liddell brother german and air to vmqll doctor Liddell, continewis mr John Ray ane of the Regentis of the college of this burghe with his burss of Petmedden for this present yeire allanerlie to wit quhill Lambes nixt to come, and siclyke gives and grantis ane othir of the samen burss of Petmedden to mr John Settoun regent for this present yeire also for teaching the principles of mathematicques in the said college at the directioun and appoyntment of doctor mr Willeame Johnstoun professor in respect thair is not ane of these who have beine bursares qualefeit to teach the same" (*T. C. R.*, lii. 319).

XVII.

Dr. Duncan Liddell by his latter will and testament confirms his mortification of the lands of Pitmedden, and further bequeaths to the Council the sum of six thousand merks for the endowment of a Professorship of Mathematics. 9*th December*, 1613.

Be it kend to all men be thir present wreatt Me Mr Duncane Liddell doctor of medicine knowing nothing to be more certaine than death and the houre therof maist vncertaine perfyt in mynd to have made my testament and latter will as followis And remembering therwith that schooles and weill foundat colledges are treu seminaries of baith kirk and commonweill and being myndfull of my wow and promeis maid to my Gracious God in tyme of greit perrills and dangeris quherof he of his gracious goodnes releivit me Be the quhilk I promeist to bestow ane great part of that moyane quhilk I had atteined to or sould attaine vnto dureing my lyftyme for mantenance and learning of scholleris in colledgis and schooles and speciallie of new Abd the towne of my nativitie Thairfor for performance of my laufull wow I have alreadie assignit and disponed and be thir presentis assignis and dispones to be mortifiet for mantenance of six bursoris in the colledge of new Abd sa lang as the same standis ane colledge of philosophie and failȝieing therof to the colledge of auld Abd and failȝieing of thame baith to the grammer schoole of the burt of Abd the landis of Petmedden quhilks I conqueist fra the laird of Wardes This mortificatione of these landis of Petmedden sall be found in my kist in the toune of Edr within the house of Jo^{n} Hammiltoune apothecar quherof Mr Thomas Nicolsone commissar of Abd has the key to quhom and the counsall of new Abd I committ the performance of the said mortificatione quhilks landis of Petmedden mortified be me as said is sen the said mortificatione I with advyss has fewit to George Strachane of Glithnot for yeirlie payment of fourscore four bolls victuall halfe meall halfe malt for payment of the yeirlie few-dewtie awand furth of the saids lands to his maiestie to wit sex pounds besydis the teynd silver to the persoune extending to aught pounds And efter my deceis quhen it sall pleise god to call me to himselfe out of this vaile of miserie the saids sex bursoris salbe

susteinit dureing the space of sex yeires wpon the dewties and fermes of the saids lands of Petmedden in maner following That is to say dureing the first four yeires of the saidis sex yeires quhilk is the vsuall tyme they pass maisteris and the tuo last yeires of the saids sex yeires to exerceis and teach the inferiour seidges in Arithmetick and the first book of Euclide and spheare And also in hope ther be erectit ane Seminarie of divinitie and vther faculties in Abd quhairin they may further learning and not to receave the name of Mr in vaine as wee see many The first four yeires quhill they pass ther courssis everie ane sall receave fourteine bolls victuall halfe meill halfe malt conforme to the vse of the saids lands of Petmedden the fyft yeir fourteine bolls victual and tuelfe merkes moe the sjxt yeir fourteine bolls victual and ten pounds moe And for better performing of my said wow and mantenance of letters I have left assignit and disponit and be thir presentis leavis assignis and dispones the soume of six thousand merkis of this realme of the debtis and soumis of money abovewrittin quhilk soume of six thousand merkes I will and ordaine that the counsall of new Abd & Mr Thomas Nicolsone he beand on lyve imploy and bestow wpon land and vther sufficient securitie and the profeit and anvelrent of the said sowme of six thousand merkes to be bestowit be thame as followis for mantenance of ane learned professor of mathematickes weill versed in Euclide Ptolemye Copernik Archimede alijsque mathematicis gif possible he can be hade within this countrie and give sick ane man cannott be hade to tak the learnedest man that can be hade or gottin and give more be seekand that place than one then let them all disput for it in all pairtis of mathematicks and he that is best to have the place for that yeir and the nixt thrid or fort yeir the vorthiest efter disputatione in mathematicks to have the said place The said professor sall teache in the third and fourth class Theorias Planetarum cum calculo cœlestium motuum doctrinam sinuum et triangulorum opticam computum Ecclesiasticum et Geographiam and by this shall have diligent cair and ouersight of the bursoris of Petmedden and of the tuo teaching bursors that they diligentlie teach dureing their last tuo yeires of ther sex yeires as said is and give ane learned man be found as said is his stipend to be foure hundreth merks yeirlie and give he

teaches fyve or six tymes in the week to wit once or tuyce in everie seige or in tuo seidges togither thryse in that meane tyme quhil ane or tuo of the saids bursoris be maid Mrs and abil to teach as said is the said Professor sall have ane bursors dewtie by his ordinar stipend Bot gif ane perfyit mathematicus cannot be gottin he of meaner gifts sall have tuo or three hundreth merks be the sight of the counsall of Abd and Mr Thomas Nicolsone if he be onlyve and for everie lesson the said Professour omitts to teache he sall want xx s of his stipend And as to the superplus of the yeirlie profite and annuell rent of the said sex thovsand merks by and attour the stipend of the said professor the same salbe bestowit and employit be advyse forsaid for mantenence of my librarie of bookes and bibliotheck quhilk I destinat leaves and mortifies to the said Colledge of new Abd sa lang as it remaines ane Colledge and failzieing therof to the Colledge of auld Abd to be augmentit yeirlie with new books of most ancient mathematicks globis and instruments and thir haill books to be weill keipit and yeirlie visited be the said counsall of Abd the said Mr Thomas Nicolsone and Mr Williame Andersone they beand onlyve And give they be misvsed my nearest freinds sall intromeit therewt for ther bairnes sustentatione and learning The yeirlie augmentatione of the said librarie not to exceid xx merks and the rest of the profeit of the said sex thowsand merkes to be yeirlie givin and destribute wpon mooneday after witsonday among the poor all as followis to witt tuelfe merkes to the poore scholers of the Colledge and grammer schoole of the said burt and aught merks to the common poore of the said newtoune of Abd The receaving and planting of the saids Bursoris of Petmeddene to be and beginne as followis efter the saids lands of Petmedden mortifiet be me as said is beis confirmit be his maiestie to the colledge as said is then tuo bursoris sall enter at the next hallowmes therefter And also the said professour of mathematicks with ane command from his maiestie or his counsall to place the professour of mathematicks above the regents and give him ane ordinarie houre to teiche As also the tuo teiching bursoris in the first tua seidges commanding the scholleris to heir and obey them vtherwayes my institutione will serve for no purpois everie bursore sall enter ane yeirlie efter ane vther vntill the haill sex bursoris be placeit ay and whill the places

of the saids sex bursores be fillit I ordaine my brother John Liddell and my sistere Hellen Liddell to have equallie betuixt them ane chaulder of victuall halfe meille halfe malt yeirlie of the fermes of the saids lands of Petmedden and with the superplus good books globis and other mathematicks instruments salbe coft or then to be imployit be advyse forsaid wpon ane learned physiciane to teich once in the week physiologica anatomica and the saids bursoris nawayes to be resavit within the said colledge befoir they be fyfteine yeires of age and have learned his grammer with vsuall authoris with ane beginning of his greek grammer First of all gif my said brother Johne has ane laufull sone or successione abill for the colledge he salbe reseavit before anie vther Secondlie my sisters sones or successione without all exceptation bot the eldest and learnedst first Thirdlie in inlack of thir vthers salbe admittit as the sone of him who has in few the saids lands of Petmeddenne gif he be qualified or ony honest merchandis or craftismens sones of new Abd with that conditione that they be of good engyne and of the age and learning as is befoirwreitten and give manie be desyrand of this place the learnedst salbe preferrit efter disputatione And because sick benefitts in sundrie colledges has beene abusit these yeires bypast my will and desyre is that the inspectione of this benefit be not onlie committed to the principall and maisteris of the Colledgis bot to the counsell of new Abd the saids Mr Thomas Nicolsone and John Liddell my Brother and failzieing of the said Johne to the nearest of my kinsmen with the assistance of the bischop of Abd for the tyme he being ane man addictit to the advancement of learning and lettres and the bursoris and the professor of mathematicks salbe censured yeirlie att Lambmes be the patrons forsaids and gif anie of the saids bursoris be of evill conditiones and not qualifiet for learning they salbe removit from that place with the conditione that if they be of my brother or sisters successioun they sall receave ane yeires burse to put him to ane craft The bursoris sall weare ane grave habit as ane black gowne ane black bonnet or hatt At the bursoris entrie he sall promeis to be thankfull for his benefite and efter his power quhen he is abill to doe for himselfe to assist the saids patrones and labour that this benefite be not abused bot sall imploy all his moyane give mister be for mantenance therof quhilk promise they

sall publictlie repeit in the act quhen they ar maid masters with thanksgiving to the kingis matie for granting therof and to him wha foundit the samen and ane prayer to god to excitate good princes and subjects for advancement of learning w^t^in this realme And for this cause the eldest bursor quhen he is past his sex yeires sall colledgio et accademiæ oratione publica valedicere regique et fundatoribus colledgij et beneficiorum gratias agere et post mortem regis ei parentare suæ memoriam virtutem et benemeritorum parentis patrie hujus nostre recolere et celebrare with ane supplicatione to God to preserve his successione in this kingdome The day before the oratioun this bursor sall invite be ane epistle affixt on the kirk and colledge doores the haill learned men within baith the tounes as also the schollaris of the colledges and grammer schoolles to mak verse on the same argument and he that makes best verses sall resave three pounds cum corona ex floribus the grammarier that makes best verse sall resave xl s cum corona ex floribus he that makes best latine and greik orationes his revard salbe taken off the rentis of the saids lands of Petmedden and this certamen in poesie and oratorie to be yeirlie tuo day befoir the promotione of Mrs be maid and he quha is best learned in mathematicks ex magistrandis sall admonish the haill schollers of baith the tounes to affixt verses as said is and the Mrs of the saids bursoris who is found best in mathematicks to receave efter he is made mr ane compas and ane reull as ane token of his excellencie the expenssis theiroff to be taken out of the lands of Petmedden And this my mortificatione I will to be inviolablie keepit and observit in all poynts as heirin is sett doune and give this my benefite be any wayis abused that than ony of my brother or sisters successione sall have powar to appropriat the rentis forsaids to ther awne vse for mantenance of ther bairnes and ther educatione in learning & helping in mariage till the colledgis and schooles be put in good order againe And give my kinsmen be negligent or remiss heirin anie townismen in new Abd sall have the lyk power with my brother and sisters sones in the said benefite of Petmedden and give anie abuse be committit as said is or anie wrong or deids of oppressione to be done to the tennents of Petmeddenn that than I will that an help and patrocine of my lord of Engzie be sought and imploirit quha for the favour he beares to letters

will not refuiss his assistance and concurrance therto according to his promeis And give ane learned mathematicus can not be had I will that ane or tua hundreth punds be given to ane learned physitiane to teach ance or tuyce in the week wntill ane learned mathematicus be gottin And this my mortificatione and dispositione maid be me in maner above specifeit to stand guid and effectual in all poynts and articulls theroff as is declairit but anie alteratione And to that effect the same may stand in all tyme comming as ane solide valid and ane perpetuall mortificatione the said Johne Liddell my brother appeirand as for him his aires and assignayes has ratified and approvit the same and be thir presentis ratifies and approves the same in all poynts and articles thairof obleidges himself and his forsaids never to cum in the contrair heirof nor yet to impugne nor quarrell the same in anie tyme comming *

. . . . . .

Thus having disponit and ordoured my worldie busines remembering I am verie seik in bodie bot haill and perfect in mynd and that I am to depart this present lyfe at the guid pleasour of god quhen it sall please his godlie maiestie to call me out of this vaile of miserie to himselfe the houre and tyme knawin to him and wnknawin to me Therfoir I leave my soule to god creatour therof and my bodie to be honourablie buried in Sanct Nicolas kirk of Abd And constitutes and nominates the said Johne Liddell my brother mr David Rutherfuird Wm Lowsone Allexander Jaffray and the said mr Thomas Nicolson or onie thrie of them my executors testamentars haill and vniversall intrometters with my guids geir and debtis above specifeit and ordaines them to fulfill and accomplish this my mortificatione latter will and legacie above specifeit in all poynts as is above specifeit as they will answer to god And that efter my departing this lyfe they cause mr Gilbert Gray principall of the colledge of new Abd to mak and pronounce publictlie ane funerall oratione in latine and my saids executors to give him for his paines ane rose nobill † And lykwayes my saids executors sall cause erect tua monuments ane in the toune of Petmed-

* Here follow legacies to his brother John, sisters Jeane and Helen, nephews, nieces and others.

† This oration was pronounced 23rd December, 1613. It was printed at Edinburgh by Andro Hart in 1614. Poetical eulogies are subjoined, among which is an apotheosis of eight pages by David Wedderburn. Wedderburn, the Poet Laureate of Aberdeen,

den with this inscriptione Anno a nato Christo 1614 authoritate regis ordinisque regni hujus villam agrosque de Petmedden sex alumnis literarum studiosis in accademia Aberdonensi dicavit confirmavitque

obtained, 6th February, 1620, a salary of 80 merks yearly from the Town Council, for which he undertook to teach a weekly lesson of Humanity in the College, and "to compose in Latin both prose and verse whatever purpose or theme, concerning the common affairs of the Burgh, either at home or afield, that he shall be required by any of the magistrates or Clerk". In the *Apotheosis* we have a curious specimen of his powers of panegyric.

As a guardian angel is conveying a soul to the upper regions an anxious enquiry as to the owner is begun among the Saints. At the mention of Liddell's name all doubt is set at rest: his fame has preceded him,

Animæ nam prævia fama
Iam priùs æthereas superûm penetraverat ædes.

But to make it clear with what special honour Heaven's gate is to be unlocked on this occasion, Christ comes forward and makes a speech.

The life of man, He points out, is short and uncertain, yet too often spent in disputation instead of in acts of faith. Man revives the crime of his first parent,

praecepsque ruit dum scire laborat.

But here is one who has not followed the example of the common herd, whose life from his youth upwards has been fruitful of good works.

Et quia nulla Venus, nulli hunc flexere hymenæi,

the Saint Virginitas shall introduce him to the mansions of the blessed, supported on the one hand by Simplicitas, on the other by Sobrietas.

Liddell meanwhile has been making good use of his time on the other side of the gate. Being nearer the constellations than ever he was in his lifetime, he marks them well: the lofty Way, *lactea nomen habet*, Watery Orion, the Hyades, Perseus, Erigone, thy Waggons Bootes, etc.,

studioque indulget, utrinque
Assueta in varias classes dum digerit arte.

But the old man's meditations are interrupted by Virginitas, who seizes him in her arms, presses him to her bosom and imprints kisses,

pura
Oscula, nec fœdas animi exhalantia sordes,

on his lips. She congratulates him on his continence. Nothing has prevailed to tempt him from the paths of purity,

non lubrica cerni
Lumina, non sobolis spes ulla incerta futuræ.

Entering the celestial portals, they are met by the heathen muse Urania, who raises an important question. Rest and eternal reward have been assigned to Liddell, but in what particular region of Heaven is he to enjoy these blessings? Among the Mathematicians, suggests Urania,

ut quibus artibus illum
Evexi has vicibus gratis iterum evehat artes.

This proposal is, however, warmly opposed by Hygiæa, who deems the Doctors more

Duncanus Liddelius medicinæ doctor * Ane other salbe erectit in the kirk of new Abd as Mr Thomas Nicolsone and the counsall of new Abd think is expedient † the expenssis taken off the lands of Petmedden to doe the same and to bestow wpon my funeralls and destributione to the poor the sowme of ane hundreth pounds And this my latter will dispositione and mortificatione to be extended in ample and autentick forme and because thir presents are maid wpon ane suddentie keipand the substantiall heids therof and redactit

honourable company, and extols Liddell's medical abilities, mentioning the honours they had acquired for him upon Earth.

The dispute is referred for decision to Christ, who commissions the saint Munificentia to settle the matter. She, after spending some time in looking alternately at Liddell and at Christ, pronounces an oration, in which she takes credit to herself for the liberality of her hand and of her words, and declares that she is neither awed by servile fear nor overpowered by bashfulness when she suppresses the many topics that occur to her, leading to a decision of the controversy between Urania and Hygiæa. Long-winded speeches and subtle disputes are not the proper business of the *Animæ Sacratæ*. She therefore prefers to ignore the other's pretensions, and to claim Liddell as her own. His Munificence is as famous as his Mathematics or his Medicine. The Earl Marischal, *nobilis Keytheius heros*, had laid the foundations of the College, and Johnston had yielded his aid, but it remained for Liddell to exalt the Lycæum from its humble origin to the very Heavens, to make its head to touch the clouds. His place is therefore amidst Benefactors.

Hactenus illa, probant superi, fremituque secundo
Ducitur ad cœtus tandem Liddelus amicos.

* The monument, which is in an excellent state of preservation, stands in the middle of a field about a mile to the north of Pitmedden House, not far from the railway station. It bears the above inscription * on the north side. On the south: *Æternæ memoriæ Domini Dvncani Liddelli M.D. Civ. Abd. monvmentvm hoc ædificari cvravit Senatvs Abredonensis A.Do* 1637.† On the west: the arms aud motto of the city of Aberdeen. On the east: the arms of Liddell flanked by the letters D.D.L., and having underneath the motto *Sic Luceat Lvx Vestra.* The arms are: On a bend between a mastiff's (?) head in chief and a greyhound's (?) head in base both couped, three stars. On the Marischal College ceiling (*supra*, p. 118) the field and stars were argent, the heads and bend (which was sinister) were gules. On the "broad" (*supra*, p. 114) the field is gules, the bend (dexter) argent, the heads (erased) or, and the stars sable. In all three representations, as also in that on the brass (*supra*, p. 122), the two heads are different, but it is not quite clear to what animals they belong. Stodart (*Sc. Arms*, ii. 301) notes the forms: On a bend between an eagle's (?) head in chief and an otter's (?) head in base both erased, a mullet (Liddell of Halkertoun, 1594); On a bend between a bird's head erased in chief and a horse's head couped on base, three mullets (Liddell of Hammer, 1681).

† See note *supra*, p. 122, and entry for 2nd September, 1618, in *Town Council Register*, Vol. xlviii., p. 507.

* *Ordinvm* and *donavit* in place of *ordinis* and *dicavit.*

† See entry for 9th November, 1636, *T. C. R.*, lii. 312.

in autentick form of testament In witnes quherof I have subcriuit the samen with my awin hand and with the hand of the said Johne Liddell my brother and appeirand air in token of his ratificatione approbatione and consent thairto and obleidgment above specifeit Wreitten be Wm Craigheid servitour to Walter Rotsone clerk deput of the said burt quherof I have taken instrument in the hands of Mr Thomas Molyssone common clerk of Abd At Abd the nynt day of December 1613 yeires and befoir the witnesses forsaids et sic subscr

Mr Duncane Liddell

Johne Liddell consentis with my hand
Wm Lowsone bailzie witnes
Thomas Forbes
Robert Johnstone bailzie witnes
Mr Gilbert Gray witnes
Mr Wm Gray witnes
Patk Barbour witnes
Wm Craigheid wreitter and witnes

From Copy Testament Testamentar extracted from the Commissary Records of Aberdeen (in which the deed was registered on the day of its execution) and entered in "The Buik of Register".*

* The Commissary Records, and the original deed, were destroyed by fire, 30th October, 1721. In accordance with the provisions of the Acts, 8 Geo. I., cap. 27, and 9 Geo. I., cap. 25, the will was re-registered (from an extract) in the Commissary Court on 18th February, 1723. Another copy is entered in the *Town Council Register*, Vol. li., p. 577.

The earliest entry in the Town's Accounts relative to this Mortification is as follows:—

"The Compt of the money mortifiet be vmqll Mr Duncan Liddell Doctor of Medicine to ane Professor of Mathematiques within the New College of Abd sic as the same extendit to at the feast of Martimes 1617.

Imprimis restand in the handis of Robert Innes of Ballweny Alexr Skene of that ilk and Adame Duff of Wasterardbreck his cationeris conforme to thair band to be payit at Martimes 1617 Ane thousand thrie hundreth 33 lib 6s 8d

Item in the hands of Willeiam Straqn of Tibbertie and Andrew Gray at the mylne of Fouerane his cationer iiijciij lib vjs viijd

Item in the handis of Robert Burnet Robert and George Cruickshankis his cationeris conforme to thair band qlk thay payit at the said terme of Martimes 1617 Tua hundreth tuantie punds

Item in the handis of Thomas Paitersone and James Mathosone conforme to thair bond qlk they payit to the Comptar at the terme foirsaid ane hundreth punds

Item in the hands of Johnne Forbes of Petsligo and John Forbes at the mylne of Melguin his cationer qlk wes lykwayis payit at the said terme ane hundreth threttie thrie lib vjs 8d

Item in the hands of George Straqn feuar of Pettmedden conforme to ane act in the buikis qlk is payit be Willeame Buchan in his name tua hundreth punds

Item in the hands of Johnne Liddel and his cationeris Thrie hundreth thrie scoir sextein lib xs

Item in the hands of Johnne Keythe of Carnetradlen and Robert Keyth his cationer qlk wes lykwayis payit be thame at Martimes 1617 Thrie hundreth threttie thrie lib 6s 8d

Item in the hands of George Ricard thesr qlk he resauit from the baillies the yeir bygane at the terme foirsaid vcxiiij lib xiijs 4d

Item restand in the tounes handis, qlk wes borrowit to pay a pairt of the chairgis in passing of the tounes new infeftment Tua hundreth pundis

Item the anual rent and profite of the said thrie thowsand aucht hundreth fourteine pundis ten sh fra the said terme of Martimes 1617 to Martimes 1618 extendis to iijciiijxx lib

Item the superplus of the fermes of Pettmedden of the crop 1617 attour the thrie burssis extendis to tuantie sex bolls victuall qlk wes sauld for the soume of ane hundreth punds

Item resauit from Willeame Buchane in name of George Straqn for four yearis byrun few dewtie of the landis of Pettmedden restand vnpayit be the said George to his Maiesties Thesr Twantie four pundis

Summa of the haill charge is four thowsand thrie hundreth auchteine lib ten sh

DISCHAIRGE AND EXONERATIOUN.

Imprimis debursit in chequer for four yeiris byrun few dewtie of the landis of Petmedden conforme to the aeque of cheker producet heirwith xxiiij lib

Item debursit in cheker for productioun of the tounes infeftment of Pitmedden vj lib xiijs iiijd

Item to the Clerkis of cheker for the aeque of the four yeiris compt extending yeirlie to four punds is xvj lib

Item to the blak buik yeirlie the said four yeiris ilk yeir threttie shs is vj lib

Summa debursit in cheker lij lib xiijs 4d

Item to James Mowat for registratioun of the tounes saising of Pettmedden in the Clerk of Register's register x lib xiijs 4d

Item to his servand in drink-siluer xxs

Item for ane skyn of parchemount quhairon the saising of Pitmedden wes extractit xxvjs viijd

Item debursit to the said James Mowat for purchessing the Archbishop of Sanct Androus seall to the pro"rie of resignatioun of the teyndis of Petmedden and for wther deburs mentis at the sealling thairof xv lib is viijd

Item to Mr John Touche for the Bischop of Abredeineis seall to the said pro"rie vj lib xiijs iiijd

Item for the commoun seall of the chepture of Abdn to the said pro"rie xlvjs viijd

Item given to Thomas Crombie Writtar to the signet registering the Laird of Tibbeirtie and Androw Grayis band in the buikis of Counsall and for raising letteris of horning thairwpoun to chairge thame for payment of the four hundreth punds restand be thame to the said mortefiet siluer iiij lib xiijs 4d

Item to the post that brocht hame the saidis letteris vis
Item to Mr Williame Andersone Shirreff Clerk of Aberdeen, for preceptis of arreistment to arreast the fermes of Petmedden in the tenentis handis ixs
Item to the said Thomas Crombie for raising ane sumoundis of exhibitioun and registratioun of the decreit arbitrall on the marches of Pitmedden aganis the Laird of Caskiben and Mr James Ross vj lib xiijs iiijd
Item giwen to adwocattis in Edr for thair consultatioun and advyise to the making of the charter of mortificatioun of Petmedden in fawors of the Bursaris xxvj lib xiijs iiijd
Summa lateris Ane hundreth tuentie aucht punds ten s
The charge being four thousand thrie hundreth auchtein lib ten s
So restis of frie money at Martimes 1618 the sowme of four thousand ane hundreth fourscoir ten punds

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Followis the names of the persones in quhais hands the said mortifiet silver is presentlie restand to be payit at Martimes nixt 1618
In the handis of Robert Innes of Balweny Alexander Skeyne of that ilk and Adame Duff of Waster Arbreck his cationeris conforme to thair band Ane thowsand thrie hundreth xxxiij lib vjs 8d
Item in the handis of Mr Johnne Cheyne of Arnage and James Cheyne of Petfeuchie his sone George Settoun of Schethin and Thomas Skeyne of Raniestoun thair cationeris aucht hundreth thriescoir sex lib xiijs iiijd
In the handis of Robert Burnet George Cruickshank and Johnne Schort his cationeris conforme to thair band iiijciijxxvj lib xiijs iiijd
In the handis of Johne Liddell Johne Mitchell eldar and Johnne Mitchell youngar his cationeris conforme to thair band iiijc lib
In the handis of Andro Gray at the mylne of Fouerane Harie Gordoun in Haddo Alexr Keyth in Newburghe and Robert Gray sone to Patrick Gray burges of Abd his cationeris conforme to their band iiijciij lib vjs viijd
In the handis of Mr Robert Lumisden of Auchinleck and Robert Keythe burges of Abd his cationer conforme to thair band icxxxiij lib vjs viijd
In the handis of George Ricard thesaurar fund restand be him at the fute of the compt of the mortifiet siluer intromettit with be him during the yeir of his office and appoyntit to be payit be him to the Intrant the samen at Martemes nixt to fill vp the said doctor Liddellis mortificatioun pro tanto fyve hundreth punds
Item in the handis of Mr Johne Mortimer deane of gild qlk he is ordanit to pay in pairt of payment of the rest of his deane of guild compt this present yeir to compleit and fill wp doctor Liddells mortificatioun fourscoir sex punds thretteine s four d
Summa totius extendis to the sowme of four thousand ane hundred fourscoir ten punds"

—*Burgh Treasury Accounts*, 1617-18.

In 1704 part of the funds of Dr. Liddell's Mortification for a Professor of Mathematics, etc., Dr. James Cargill's for bursars, Patrick Copland's for a Professor of Divinity, Sir Thomas Crombie's, Alexander Jaffray's, and Dr. Guild's, for non-academic purposes, was

invested in the purchase of the undivided half of the barony of Torry. The purchase was made from Sir William Forbes of Monymusk, then proprietor of the undivided half, and the disposition was taken in favour of the Master of Mortifications for behoof of the six mortifications. The barony remained undivided till 1785, when a submission was entered into with John Menzies of Pitfoddels, the heritable proprietor of the other half of the lands, with the result that the east half of the lands was taken over by the Master of Mortifications for his share. Shortly afterwards—viz., in 1786—a start was made in feuing out the lands, and by 1796 they were all disposed of by way of feu, including a strip known as the reserved ground, which was taken out for behoof of the Treasurer of Aberdeen. This transaction, in so far as regards the reserved ground, was in 1877 declared illegal by the House of Lords, and the ground reverted back to the Master of Mortifications for behoof of the various mortifications interested. The revenue is allocated proportionally among the mortifications according to the sum contributed by each towards the purchase price, and for convenience is divided into 100 parts of which—Dr. Liddel's interest is 27 parts, Dr. Cargill's (now the Bursary Fund) 10 parts, Pat. Copland's 12 parts, Alex. Jaffray's 13 parts, Sir Thomas Crombie's 16½ parts,and Dr. Guild's 21½ parts. The 27 per cent. credited to Dr. Liddel is again divided into 22 parts, of which his Mortification to the Professor of Mathematics receives 20 parts, and that to the University Library and the Poor of Aberdeen 1 part each.

At the Union of the Universities in 1860 the Account stood thus:—

	Balce 1859	Revenue	Expendre	Balce 1860	Stock
"1. Dr. Duncan Liddel's Mortification — 10-11ths to a Professor of Mathematics in Marischal College, and the remaining 1-11th to the Library of the College and the Poor of Aberdeen equally	4 9 1	134 5 6	133 12 9	5 1 10	3706 10 3"

—*Burgh Accounts*, 1859-60.

But since the decision of the House of Lords the value of the endowment has been largely increased, and it now stands thus:—

"Do. do.	0 0 0	271 13 9	271 13 9	0 0 0	7423 6 5"

—*Burgh Accounts*, 1887-88.

Note on the Professorship of Mathematics.

The subsequent history of the Mathematical Chair may be traced in the following Extracts from the *Town Council Register*:—

Oct. 27, 1619.

The Prowest Baillies and counsall ordains George nicolson baillie to caus print the Edict seiking to the college a learned Mathematician and send copies thairoff to the Vniversities of Sanct Androis and Aberdein and to the Collegis of Glasgw and Edinburght Becaus the counsall thinkis meit and expedient that the same be imprinted and sic as he deburssis thairon to be refoundit to him againe (*T. C. R.*, xlix. 419).

Nov. 19, 1623.

The Prowest, Baillies and counsall ordainis George Rickard thesaurer to give ane angell to Eduard Raban printer for recompence of his paines and labouris in printing fourscoir copies of the edict for the professour of mathematicques, quhilk is appointit to be serveit to the first day of Januar nixt to cum to be payit be the said thesaurer out of the profite of the moneyis mortefeit to the said professour, quhilk salbe allouit to the said thesaurer to his comptis (*T. C. R.*, li. 77).

May 3, 1626.

The samen day the prouest baillies and Councell haveand consideratioun that no Scolar of any worth wald wndertak the charge of the Mathematicall professioun fundat in the new College of this burght be wmquhill Mr Duncan liddell doctour in Phisick wpoun the meane gages and stipend alloted thairvnto be the said Doctour liddell To wit four hundreth merkes in the yeir at the most howbeit dyuers edictes hawe beine published to that effect And that now the moneyes left be the said Doctour liddell ar accresced to ten thousand merkes in stock,* out of the annuall whairof ane competent stipend may be furnest to ane learned man for wndertaking the said charge Thairfoir the saides Prouest baillies and Councell hawe nominat and chosin Mr Willeam Johnstoun Doctour in Phisick who is a learned scolar weill qualified and expert in the mathematicques To be professour thairoff in the said College To whome thay appoint aucht hundreth merkes money to be giwen to him in yeirlie stipend so long as he continewes with the said professioun, and ordaines ane contract to be drawen wp betuixt the Councell and the said Doctour Johnstoun bearand the haill particular conditiounes of thair agriement with him Lykas the Councell giwes powar and commissioun to the Prouest baillies Deane of gild and thesaurer to agrie with him wpoun the conditiones And to bind and contract for the Councelles part Promittand to hauld firme and stabill, and the said Doctour Johnstoun Compearand personalie in Councell is Content to accept of the said Charge for the said stipend of Aucht hundreth merkes, for the space of ane yeir and longer as the Councell and he shall happin to aggrie thairanent Beginnin at the first day of Nouember nixt to come in this instant yeir of God 1626 yeires (*T. C. R.*, li. 260).

May 24, 1626.

The Quhilk day Paull Meingzeis of Kynmwndie Prouest exhibite to the Councell the Contract past betuixt thame and Mr Willeam Johnstoun Doctour in Phisick anent the Mathematicall professioun fundat be wmquhill Doctour liddell in the new College of this burght, whilk Contract the Councell ordaines to be registrat in the townes buikes ad futuram rei memoriam whairof the tenour followes

At Aberdene the tuentie thrid day of Maij the yeir of God 1m sex hundreth tuentie and sex yeires It is appointed and agriet betuixt the richt honorabill Paull Meingzeis of Kynmwndie Prouest of Aberdene Mr Alexander Cullan Robert Johnstoun Mr Alex Jaffray Mr Wedast Lowsone baillies of the said burght Mr Mathow lumisden Deane of Gild and Mr Robert farquhar Thesaurer of the said burght for thame selffes be wertew of thair saides offices and in name and behalff of the whole Councell of the said burght on the ane pairt, and Mr Willeam Johnstoun Doctour in Phisick on the wther pairt in substance and effect efter following That is to say fforsamekill as wmquhill Mr Duncan Liddell Doctour in Phisick of gude memorie, Out of the Lowe he careit to the said burght of Aberdene being

* See entry for 1st June, 1625; *T. C. R.*, li. 175.

the towne of his nativitie and out of his zeale to have learning floreshing within thair scoles be his latter will and testament Left the sowme of four thowsand merkes vsuall scottes money to be employed wpoun land and vther sufficient securitie be the Prouest Baillies and Councell of the said burght of Aberdene, and the annuelrent throf to be bestowed be thame for mantenance of ane learned professour of Mathematicques within the new College of the said burght Lyk as the said Doctour liddell hes giwen and committed the patronage presentatioun plantatioun and full admissioun of the said professour, with the administratioun and manageing of the saides moneyes, to the saides Prouest baillies and Councell of Aberdene and thair successoures for euer Quha for that effect receawed the said sowme of four thowsand merkes fra the executoures of the said Doctour Liddell at the feist of Witsonday in the yeir of God 1m sex hundreth and fyftein yeires And thay being most Cairfull conforme to the said charge and burding intrusted and laid wpoun thame be the said Doctour liddell, To sie his Godlie purpose and designe forsaid tak effect, And accordinglie to hawe the said professour planted and established within the said College efter the forme and ordour set doun in his latter will and testament The saides Prouest baillies and Councell causet publish dyuers Edictes in print, and causet serve and execute thame at all the Colleges and vniversiteis within the kingdome, Inviting all scolers that wer Capabill of the said professioun and wer desyrous to embrace the same vpoun the gages and stipend alloted thairvnto be the said Doctour liddell, To hawe Compeiret within the College of this burght at dyuers severall dyettes bygain to hawe wnderlyen tryall for the place and to hawe disputed for the same conforme to the fundatioun, Bot in respect the prouisioun and stipend allotted be the fundatour wes so meane To wit four hundreth merkes be yeir to the best Mathematician culd be had And thay of meaner giftes to hawe onlie tuo or thrie hundreth merkes be yeir, and withall such a laborious and toilsome task being injoyned to the professour be wertew of the fundatioun, Viz. to teache fywe or sex tymes everie week, no scolar of any worth wald condisend to accept of the charge for so meane a stipend as the most that wes allowed be the fundatioun rather yit to wndergo such a laborious and painfull task of teaching as thairin wes injoyned and preseryued whairthrow the place hes remained hitherto wnplanted, And the saides Prouest baillies and Councell by thair Cair and Industrie haveing brocht the saides moneyes to that perfectioun as that the samen ar now accresced with the byrwn annuelrentes thairoff to the soume of Ten thousand merkes in stock quhilk is all lyand in the handes of Sir Alexander Hay of Delgatie knicht wpoun a wadset of his landes and baronie of Ardendraucht So that out of the annualrent of the said stock ane competent prouisioun and stipend may be furnished to ane learned scollar that will wndertak the said professioun, And thay therfoir finding thame selffes bund in Deutie and Conscience to sie the gude intentioun and will of the defunct put in executioun causet writ to france for the said Doctour Johnstoun and bring him from thence to his native countrie being ane learned and worthie scollar weill skillet and qualifiet in Mathematicques and habill to wndertak the Charge of the said Mathematicall professioun, And with whome thay hawe agreit to accept the same in maner and wpoun the conditiounes efter following That is to say the saides Prouest baillies and Councell patrones forsaides nominates presentes and admittes the said Doctour Johnstoun to the said Mathematicall professioun fundat be the said Doctour Liddell within the said new College of Aberdene for the space of ane yeir nixt and immediatlie following the said Doctour Johnstoun hes entrie thairto, whilk sall be and begin God willing wpoun the first day of Nouember nixt to come in this instant yeir of God 1m sex hundreth tuentie and sex yeires and siclyk fra yeir to yeir thairefter so long as the said Doctour Johnstoun shall be pleased to continew thairwith and giwe

contentment to the prouest baillies and Councell of the said burght for the tyme in the discharge of hes deutie in the said professioun, whairin gif he sall be fund deficient It is heirby declaired that as it is frie and lesome to him to demit and leave the said place at his pleasour efter yeir and day, So on the vther pairt wpoun defect of deutie on his pairt he remaining in the said place It shall be also in the will and powar of the Councell of the said burght for the tyme to remowe him thairfra and to mak choise of ane wther professour in his rowme at his [*sic*] pleasour as they sall find it Convenient for the gude of the College and advancement of the said professioun within the same Lyk as the said Doctour Johnstoun oblesses him selff to mak his actuall residence and remaining within the said burght of Aberdene dureing the whole tyme that he continewes with the said professioun, And to begin God willing to teache the said science of Mathematicques within the said College as ane frie professour vpoun the said first day of Nouember nixt to come and thairefter to teache and dytt tuo Mathematicall Lessones everie weik to the studentes of the said College and such vthers as pleases to be his auditoures to Lambes nixt thairefter, and so furth yeirlie to teach tuyse euerie week betuixt Hallowmes and Lambes so long as he Continewes with the said professioun, ffor the whilk caus the saides Prouest baillies and Councell Bindes and oblesses thame and thair successoures Prouest baillies and Councell of the said burght for the tyme, To thankfullie pay content and delyuer to the said Doctour Johnstoun zeirlie and ilk yeir so long as he continewes and abydes publict professour of mathematicques in the said College The soume of aucht hundreth merkes vsuall scottes money zeirlie at the feist of Witsonday the first yeires payment thairof beginnand at the feist of Witsonday in the yeir of God 1m sex hundreth tuentie and sevin yeires, And so furth zeirlie threfter dureing the whole tyme of the said Doctour Johnstoun his remaining at the said Charge allannerlie for all stipend or any wther benefeit he may crawe for the said professioun dureing his continewance thairwith With the alwayes prouisioun that how soone the prouest baillies and Councell of the said burght shall by and Conques ane parcell of land to be mortified for the said Mathematicall professioun That than the said professour shall accept and content him selff with the mailles fermes and deuties of the said parcell of land in Compensatioun and full satisfactioun of the said stipend of aucht hundreth merkes, And the Councell and town fra thyn furth to be frie and exonerit of all payment of the said aucht hundreth merkes in all tyme threfter Thay alwayes giweing ordour for payment to the said professour of the rent of the saides landes And with Conditioun also that the said Doctour Johnstoun shall not be capabill of any vther professioun dignitie or office within the said College so long as he continewes professour of the Mathematicques except first he demit and overgiwe the said Mathematicall professioun and whole benefeit throf in the Councelles handes all fraud and guyll secludet, And for the more securitie the saides pairteis ar content and consentes that thir presentes be registrat in the buikes of Councell and Sessioun or burrow court buikes of Aberdene thairin to remain ad futuram rei memoriam and to have the strenth of ane act and decreit of any of the saides Judges with executorialles of horning vpoun ane single charge of ten dayes and all wther executorialles necessar to be direct thron in forme as effeires and to that effect constitutes . . . thair laufull Procuratoures Promittendo de rato Be thir presentes writtin be Mr George Robertsoun Writar in Aberdene and subscryuet be the saides pairteis day moneth yeir and place forsaides Befoir thir witnesses Walter Robertsoun commoun clerk of Aberdene Patrik Smyth and John Ingraham notares publict the said Mr George Robertsoun and Mr Patrick Dwn Doctour in Phisick Sic Subscribitur Paull Meingzeis Prouest Mr Alexander Cullen baillie Robert Johnstoun baillie Mr Alex Jaffray baillie Mr

Wedast lowsone baillie M Lumysdane deane of Gild Mr Robert farquhar thesaurer W Jonstoun D. Patrik Dune D. witnes Walter Robertsoun witnes Johne Ingraham witnes Mr George Robertsoun witnes Pa. Smith witnes (*T. C. R.*, li. 261).

Mar. 21, 1638.

The said day Doctour Willeame Johnstoun professour of Mathematicques within the Colledge of this burghe Compeirand in presens of the Prouest Baillies and Counsell wes earnestlie intreatit and desyrit be thame to contryve his Ordinar lecture of the mathematicques in a foure zeires course To the effect the studentis and heireres may hawe the commoun benefite at the change of everie course, as in other professiounes To the quhilk desyre The said Doctour Willeame Johnstoun most willinglie condiscendit and agriet and promeist so to do, albeit to his gryter paines as being most profitable for the schollares and studentis of mathematicques (*T. C. R.*, lii. 375).

Jan. 13, 1641. Mr. William Moir, late bailie, is appointed to succeed Dr. William Johnston, deceased (lii. 611).*

July 3, 1661. Mr. Duncan Liddell, nephew to Dr. Liddell, is, on his Majesty's recommendation, appointed to succeed Mr William Moir, resigned (liv. 270).

Mar. 23, 1687. Mr. George Liddell is appointed professor, in respect of his father's "present inhabilitie" (lvii. 250).

May 8, 1706. Mr. George Liddell is deposed because of his fornication with Jean Bisset, and other offences (lviii. 40).

June 11, 1707. He is reponed (lviii. 68).†

June 13, 1716. Mr. George Liddell to be prosecuted for "several crymes and misdemanners" (lviii. 473).

May 1, 1717. He is deposed by the Commission of Visitation (lviii. 530). A program is issued in the following terms:

"Præfectus, Consules, Reliquusque Senatus Abredonensis, Bonarum artium studiosis S. Inter alias curas, quæ nobis in hac Civitate Abredonensi, pro Republica, ex officio administranda, incumbunt, Iuventutis rite instituendæ, rationem ut primas obtinere ducimus, ita de viris ingenio et probitate præcellentibus, qui id muneris recte

* According to Sir Thomas Urquhart (*Tracts*, ed. 1782, p. 126), Liddel, who succeeded Moir, was a candidate at this time. "Did the good men rulers at the helm there make any conscience of the honest doctor's latter will? No, forsooth . . . for, say thay, Master Duncan hath committed the hainous sin of fornication and begot a young lass with child, therefore his uncle's testament must be made voide, in what relates to his enjoyment of that dotation. O brave logick, and curious commentary upon a latter will, for the better explanation of the mind of the defunct! Which presbyterian doctrine, had it been in request in the days of Socrates, what fine pass would the world have been brought to ever since that time, by that ignorance which should have overclouded us through our being destitute of the works of Plato, Aristotle, and Euclid."

† "John Gordon, provost of Aberdeen, finding fault with Mr. George Liddel, professor of Mathematicks in the Marischal-College, turned him out of his post, and caused affix an edict upon the most patent door of the said College-gate, inviting all men to come and dispute for the said Mr. Liddel's post, assuring them of *detur digniori*. But the said Mr. Liddel applied to the king's advocate, who assured him of his post; so that there was no diet appointed for the dispute. One Dr. Thomas Bower came from London to dispute for it; being disappointed, he protested against the magistrates of Aberdeen, for cost, skaith, and damage, &c." (Orem's *Old Aberdeen*, ed. 1791, p. 116).

obire et officio laudabiliter perfungi possint, seligendis, imprimis nos decet esse solicitos; ne quid nostra incuria aut neglegentia ex hac præsenti nostra administratione Respublica in posterum detrimenti patiatur. Quare rei literariæ, tum potissimum Mathematicarum scientiarum studiosos omnes monitos cupimus Professionem Mathematicam, a piæ memoriæ Duncano Liddelio, Medicinæ quondam Doctore, concive nostro, in Gymnasio Abredonensi institutam, honesto stipendio ab eodem annuo ditatam, virum qui eam provinciam sustinere possit desiderare.

"Si quis huic oneri parem se sentit, et oblatam conditionem amplecti cupit, Vigesimo nono die Mensis Augusti 1717 in publico Gymnasij Abredonensis Auditorio se sistat (cum Testimonijs Vitæ integritatem, Orthodoxiam, et animum erga præsentem hujus Regni Constitutionem recte affectum ample indicantibus) ubi debito pro hoc munere suscipiendo, præhabito examine, editoque ad id ingenij specimine, ab hujus negotij procuratoribus (pro Liddelij suprema voluntate) digniori decernentur *νικητηρια*, Nos vere pro Officio et Magistratu quem in hac Civitate gerimus, quaecunque a viris Patriæ et Reipublicæ studiosis sperari possunt humanitatis officia, ultra offerimus. Valete; et in communem rem ope Consilioque concurrite. Datum Abredoniæ primo die Mensis Maij Anno Domini 1717 sub subscriptione Magistri Alexandri Thomson Secretarij nostri Sic subscribitur Al. Thomson."

Sept. 11, 1717. Mr. Colin M'Laurine, student of Divinity in the College of Glasgow, and Mr. Walter Bowman, son to Walter Bowman of Logie, undergo trial for the vacant chair, before Mr Charles Gregorie, professor of Mathematics, St. Andrews, and Mr. Alexander Burnet, Regent in King's College. The Examiners report: "They doe think that both the saids Mr John M'Laurine and Mr Walter Bowman are capable to teach the Mathematicks anywhere In most of the tryalls in the inferior pairts of the Mathematicks ther wes no great odds Only in Euclid Mr Bowman wes much readier and distincter, And in the last tryall Mr M'Laurine plainly appeared better acquainted with the speculative and higher pairts of the Mathematicks, And they conclude that they both excell in their own way, Mr Bowman only hath applyed himselfe to those things that are commonly taught and Mr M'Laurine hath made further advances So subscryvit Charles Gregorie Al. Burnet". M'Laurine is accordingly appointed (lviii. 555).

Dec. 23, 1724. On consideration that M'Laurine has "been abroad and not attended to his charge for near thir three years," the Council appoint Mr. Daniel Gordon, one of the Regents "who had formerly taught Mathematicks at the University of St Andrews," to teach the class during the current session (lix. 151).

Jan. 20, 1725. M'Laurine having returned, a Committee is appointed to confer with him anent "1st His going away without Liberty from the Counsell. 2nd His being so long absent from his charge" (lix. 159).

Apr. 27, 1725. M'Laurine appears before the Council, expresses regret, and is reponed (lix. 180).

Jan. 12, 1726. The Council, learning "by the Publict News Prints" that M'Laurine has been admitted conjunct professor with Mr. James Gregorie in the University of Edinburgh, declare his office vacant (lix. 225).

Jan. 18, 1726. A committee is appointed to confer with the Masters of the College anent the vacancy (lix. 230).

Feb. 23, 1726. M'Laurine intimates that he has sent his demission to the Masters (lix. 233).

Feb. 23, 1726. The committee of Jan. 18 is increased and instructed not to allow "any Sight of the Toun's Registers to the Masters of the Colledge anent any former Admissions of Professors of Mathematicks, And that they should not be allowed to have any Extracts of such Admissions, But that the Communing upon both sides should be Viva voce, And only allowed the Magistrats to produce at the said meeting the old printed Programs" (lix. 233).

Mar. 23, 1726. A program is issued similar to that of 1717 (lix. 240).

June 8, 1726. Patrick Duff of Premnay presents a Commission of Substitution from his Majesty to vote at the ensuing election to the Mathematical Chair—"part of the patronage thereof being by the present Establishment and Laws of our Realm devolved upon our Crown". The Commissioners to the Convention of Royal Burghs are enjoined to seek advice regarding this" (lix. 251).

Aug. 23, 1727. After trial by Mr. Charles Gregorie, Mr. Alexander Burnet, and Mr. Daniel Gordon, Mr. John Stewart, son to Robert Stewart, late provost, is appointed (lix. 352). Mr. Alexander Charles, Advocate in Aberdeen, gives in a protest against the election on behalf of his son, George Charles, who "as a near Relation to the Mortifier ought to be prefer'd to the said office without disputing, seeing he is qualified". The protest and answers made to it by the "Principall and Members of Rectorall meeting" are entered at length in the "Admission Book".

Aug. 28, 1766. After trial by Prof. Vilant, St. Andrews, Prof. Thomas Reid, Glasgow, Prof. Gordon, King's Coll., and Prof. Skene, Marischal College, Mr. William Trail is chosen (lxiii. 56). The unsuccessful candidates are Mr. Robert Hamilton, son to Mr. Gawin Hamilton, bookseller in Edinburgh (afterwards the occupier of the chair); Mr. George Douglas, private teacher of Mathematics in Edinburgh; Mr. John Playfair, student of Divinity, son to the Reverend Mr. James Playfair, Minister of the Gospel at Liff (afterwards Professor of Mathematics and of Natural Philosophy at Edinburgh); Mr. Adam Fullarton, one of the masters of the Grammar School of Aberdeen; and Mr. Robert Stewart, eldest son of the deceased Professor Stewart. The arrangements for, and the scope of the examination, are detailed in the Minute. The examiners unanimously report Trail to be the best qualified candidate. The marks obtained were: Trail, 126; Hamilton, 119; Playfair, 90; Fullerton, 58; Stewart, 47; Douglas, 16.

Sept. 3, 6, 1776. Dr. John Garioch is appointed Assistant and Successor to Dr. Trail (lxiv. 85-6).

April 8, 15, 16, 1779. Mr. Patrick Copland, Prof. of Natural Philosophy, is chosen to succeed Dr. Trail, resigned (lxiv. 164-6).

Oct. 31, 1780. Professors Copland and Hamilton (Natural Philosophy) propose to exchange classes and duties, and the Council consent (lxiv. 210).

May 31, 1817. They formally exchange offices, Dr. Hamilton being elected Prof. of Mathematics by the Council (lxx. 124).

June 5, 1817. Mr. John Cruickshank, Preacher of the Gospel, is appointed Assistant and Successor to Dr. Hamilton (lxx. 127). Dr. Hamilton died 1829; and Mr. Cruickshank held office till the Union of the Colleges in 1860.

XVIII.

James Cargill by his latter will and testament bequeaths to the Magistrates and Council, inter alia, *the sum of four thousand merks for the maintenance of four poor scholars.* 1614.*

Mar. 13, 1616.

The said day in presence of the Prouest Baillies and Counsell of this burt of Aberdene convenit in thair Counsalhous Compeirit Dauid Cargill burges of the said burghe executor testamentar nominat and confermit to vmqll Maister James Cargill doctor of medicine his brother germane And produceit in presens of the saidis Provest Baillies and Counsell the iust extract of that pairt of the said vmqll

* "*Liddelium* sequatur JACOBUS CARGILLUS, *Medicinæ* etiam *Doctor*, ex Patre Thoma, melioris notæ Mercatore Abredonensi, oriundus. Hic quatuor mercarum millia, totidem *Philosophiæ* studiosis alendis legavit; pecuniam, quam ipse corpora sanando laudabiliter comparâsset, animorum morbis tollendis consecrans. Mille præterea publicæ *Grammaticorum* Scholæ, amplamque *Xenodochio* Eleemosynam erogavit." Smith's *Oratio*, p. 17.

"Cos tulit Hippocratem, Galenum Pergama, tantis
Una fuit nimium patriæ stricta viris.
Iactat utrique pares tamen Abrædonia civis,
Dunæum Medicum Liddeliumque suum.
Cargillum adjicias, urbis ni fallor alumnos
Unius tales patria nulla tulit.
Tantaque non dubito si fert tria lumina tellus
Quin cœlum soles possit habere duos."

—Dr. William Johnston in Liddel's *Ars Conservandi Sanitatem*, 1651.

"Of Dr. *James* CARGILL, of *Aberdeen*, I can produce no material anecdotes, though he merits particular remembrance; since it is manifest, from the nature of his communications to his friends, both on the continent, and at home, that he must have been extremely well acquainted with the botany of the age. There is sufficient evidence that he had studied botany and anatomy at *Basil*, during the time that *Casper* BAUHINE held the professorship in these sciences, for whom a chair was erected in that city in 1589. This celebrated professor enumerates Dr. CARGILL among those who transmitted seeds and specimens to him. GESNER records the same services on his part. At home, LOBEL, in his '*Adversaria*,' acknowledges the like communications, and repeatedly speaks of him in very respectable terms, as a philosopher, and as well skilled in the sciences of botany and anatomy. He appears to have been living in the year 1603; at which time he sent to *Caspar* BAUHINE specimens of the Fucus *digitatus*, with the description, which is seen in the '*Prodromus*' of that author [page 154]. I know not of any publication from Dr. CARGILL." Pulteney's *Sketches of the Progress of Botany in England*. London: 1790. Vol. ii., p. 2.

Cargill's arms appeared on one of the panels in the heraldic ceiling (*supra*, pp. 114, 118) as, Gules three birds [? martlets] argent. On the "broad" the birds resemble ravens.

maister James his letter Will and Testament berand his Leegacis Left and mortifiet be him to the poore hospitall grammer schoole and puir scholaris within the said burghe of Abd In forme and vpon conditiounes mentionat in the said Legacie quhairof the tennor followis

Item I leave to the Sessiones poore of new Aberdeine to be mortifiet thrie hundreth merkes Item to the hospitall of new Aberdeine to be mortifiet fyve hundred merkes quhairof the annuall Thomas Marr sall absolutelie inioy during his lyftyme Item to the Maister of the grammer schoole of new Aberdeine to be mortified fyve hundreth merkes for the annuell quhairof he sall be obligit for the scollage and vther schoole exactiones whatsoever both in Englisch and Latine schooles, with grammer buikis authors and Englisch bookes vsed in the said Schoolis and that for the vse of my puire freynds gif nane be in the schooles forsaid bot in the College the annuell of the forsaid fyve hundred merkis sall be to ther vses in the College or gif thay be in nather the annuell sall be employit vpoun the edifice of the grammer schoole of new Aberdene gif the Insolencie of the Scholaris cannot be Repressit from dimolisching Let the annuel be gevin to the honest puir householders of new Aberdeine Item for mantenance of four puir scholaris and specially of my awin freyndis quhilkis failȝeing to townes bairnes of new Aberdeine at the College quherein learning shall be thocht be the Councell of Aberdein most to floorische four thousand merkes quhilkis to that effect I leave to be mortifeit at the expenssis of the towne of Abd becaus in sum measure the proffett redoundis to it everie ane of these four bursars to have the proffett of ane Thowsand merkis yeirlie for the space of four yeiris and gif they be of my Kin one yeiris proffett moir efter the compleiting of thair course Off all these mortificatiounes I constitute the Magistratis and Councell of this towne togidder with my brother Dauid Cargill quhilkis failȝeing the maill bairnes of my brother and sisters Or my guid-brether to have the cair that na Dilapidatioun or away putting may in anye tyme cumming ensew And that the towne of Aberdeine mack the expenssis vpon the mortificatioun as said is Mair I will that euerie ane of the Legatouris alsweill the poore bursaris and my Brether and Sisteris and thair bairnes pay the quott of thair awin pairt pro rata And that thay mack expenssis vpon the obteining of my dettis pro rata And Incais

of deboschit dettoris all thair losses to be pro rata The Testament is daited at Aberdeine the day off the yeir of God J^{m} sex hundreth and fourtene yeiris Sic subscribitur Ja Cargill

Conforme to quhilk Letter will and Legacie of the said umqll Maister James Cargill and for satisfactioun and fulfilling thairof The said Dauid Cargill his executor above nameit at the feast of Martimes last bypast maid payment and delyverance to the Prouest Baillies and Councell of the said burghe of the saidis haill Legacies particularlie abovewrittin extending to the sowme of fyve thowsand and thrie hundreth merkis Quhilk sowme of fyve thowsand and thrie hundreth merkis wes wairrit and gevin out againe on proffeit at the said terme of Martimes last to certaine particular personis and thair cautioneris nominat in the bands thervpon to be payit at the feast of Martimes nixt to cum to the behuiff and vse of these to quhome the same is left and mortifeit be the defunct Viz four thowsand merkis for the behuiff of four bursars fyve hundreth merkis to the said grammer schoole fyve hundreth merkis to the said hospitall and thrie hundreth merkis to the behuiff of the poore house-halders that ressaues quarterlie almes out of the Sessioun as the saidis bandis produceit lykvayis this day in presens of the Councell and put vp in the tounis charter kist at length in thame selff does testifie In respect quhairoff the saidis Prouest Baillies and Councell be thir presentis Quytclames exoners and discharges the said dauid cargill executour abouenameit his airis executouris and assignayes of the saidis haill Legacies particularlie abouementionat and of all actioun competent aganes the said dauid or his foirsaidis for the samen simpliciter and for ewir But prejudice alwayes of the foirsaidis bandis gevin for payment of the saidis sowmes at the said terme of Martimes nixttocum And of sic actioun and executioun as is or may be competent be vertew of the saidis bandis aganes the Principall and Cautioners respectiue thairin nominat To the quhilk this present discharge sall mack no derogatioun And forder the saidis Prouest baillies and Councell obleiss thame and thair successouris prouest baillies and Counsell of the said burgh present and to cum To mack the saidis principall sowmes above-written furthcummand in all tyme comeing to the seuerall vses aboue specifiet quhairvnto the same are left and mortefeit be the defunct And to na vther vse Lykeas on the vther pairt notwithstanding that be

the said legacie it is provydit that evrie ane of the Legatouris alsueill the poore the bursars hospitall as the brother and sisters of the defunct and thair barnes Sall mack the expenss pro rata vpoun the obteining of the defunctis dettis and in cais of deboschit dettouris all thair loss to be pro rata Yit the said dauid cargill executour foirsaid be thir presentis Renunceis all actioun he may have aganes the saidis prouest baillies and councell in any tyme comming for repetitioun of any pairt of the mortificatiounes aboue writtin be reasone of deboschit dettouris Or yit for any expenss maid or to be maid be him in persute or recoverie of any pairt of the dettis conteanit in the said testament in any tyme cumming Sa that the saidis mortefeit sowmes sall ewir remane haill to the vses respectiue aboue specifeit quhairvnto they wer left be the defunct not obstant of the provisioun aboue specifeit conteinit in the said Legacie quhairwith the said dauid cargill for him and his foirsaidis dispenssis for ewir And as to the annualrent and proffeit of the saidis mortifiet sowmes for the ȝeir foirsaid viz fra Martimes last 1615 to Martimes nixt 1616 The samen is bestowit and employit as followis To wit the ane halff thairof for payment of the of the saidis Sowmes to the Commissar of Aberdeine And the vther halff of the said annuall is imployit pairtlie to the behuiff of tua Bursars vĩz Willeame Cargill brother sone to the said vmqll Maister James and James Forbes his sister sone and pairtlie to the behuiff of the said Thomas Mar and Sessiounes puire ilkane for thair awin pairtis pro rata according to the proportion of the legacies aboue writtin left to thame and na vtherwayis

From the *Town Council Register*, vol. xlvii., p. 481.*

* With consent of the executor, one-half of the annual rent is for the space of five years applied to augment the salary of the Principal:

June 28, 1615.

The Said Day the Baillies and Counsall reasoning and aduysing vpoune ane provisioune and stipend to the Principall that salbe socht and conveit for the College of this burgh to enter thairto at Michaelmes nixttocum now vacand be deceas of vmqll Mr Gilbert Gray Last principall. And finding the provisioun qlk the said vmqll Mr gilbert had during his tyme to be so meane that no man of learning wilbe content thairwith it being onlie fourtie aucht bowis of bear be yeir and fourtie pundis of siluer thairoff tuelff pundis out of the rent mortifiet be the erle Merschall, and fourtie ane merkis out of the loft maillis within the College. Theirfoir thay inquired of Dauid Cargill gif he wilbe content that of the four Thousand merkis Left be vmqll Maister James Cargill doctor of Medicine his brother to the Intertainement of four bursaris uithin the said College, a pairt thairoff be dedicat for a help of the Principall his provisioun, And the said David for his pairt is content that for the space of fyue yeiris fra Martimes furth nixttocum in this instant yeir of god Jm sex hundreth and fyftene yeares, the equall halff of the said four thowsand merkis to wit twa thowsand

merkis thairof sal be employit on proffett to the vse of the principall of the said College for the tyme But preiudice alwayes to the said Dauid and his airis to caus imploy and bestow the said twa thowsand merkis thaireftir according to the will of the defunct. (*Town Council Register*, xlvii. 212.)

The earliest entry in the Burgh Accounts relative to Cargill's Mortification is as follows:

"Compt of the four Thousand merkis mortifeit be Maister James Cargill Doctor of Phisick for Intertenement of Four Bursaris within the New College of Aberdene to be payit at Martimes 1618

In the hands of Willeame Straquhyn of Glenkindie and Maister Duncane Forbes his cautionar conforme to thair band — ane thousand merks

In the hands of Robert Keyth and Dauid Cargill his cautionar q^lk^ was restand be umq^ll^ Jo^n^ Key^t^ of Cowtoun — ane thousand merks

In the hands of the said Dauid Cargill and Thomas Cargill his cautionar conforme to thair band — ane thousand merks

In the hands of James Donaldsone and his cautionaris conforme to thair band — fyve hundreth merks

In the hands of Alex^r^ Rutherfurd tua hundreth punds and in the hands of Alex^r^ Chalmer youngar ane hundreth punds to be payit at Mertimes 1618 off the impost siluer dedicat to the wark of the bulwark q^lk^ is appoynted to be payit be thame to the intrant Thesaurar at the terme forsaid in pairt of payment of fyve hundreth merks q^lk^ wes lifted of the said Doctor Cargillis Mortificatioun out of the hands of Alex^r^ Key^t^ at Martimes 1617 and debursit vpon the said wark of the bulwark — thrie hundreth punds

Item in the hands of Willeame Forbes Maister of Impost q^lk^ he is ordanit to pay at the said terme of Martemes nixt in pairt of payment of 1^c^ lib restand be him at the fute of his compt — xxxiij lib vjs viijd

Summa — four thousand merks

The profitt and anual rent q^r^of is bestowit as followis vizt for intertenement of Willeame Cargill and James Forbes quha ar presented to tua of the said burses — tua hundreth merks

To Doctor Forbes in pairt of payment of his stipend q^ll^ uther tua burses be presentit be the toune — tua hundreth merks"

—*Burgh Treasury Accounts*, 1617-18.

At the Union of the Universities in 1860 the account stood thus:

	Bal^ce^ 1859	Revenue	Expenditr^e^	Bal^ce^ 1860	Stock
"2. James Cargill's Mortification to Four Bursars at College being Town's Bairns of Aberdeen	34 6 4	92 18 10	100 18 8	26 6 6	2674 16 4"

—*Burgh Accounts*, 1859-60.

Of the revenue, £49 9s. 7d. came from the Torry feu-duties (*supra*, p. 141). Since 1877 the endowment has been largely increased, Torry alone in 1887-88 contributing £102 2s. 11d., representing a stock of £2741 19s. 5d.

As regulated by the Aberdeen (Endowed Institutions) Provisional Order, 1881 (*supra*, p. 118), the Cargill bursaries are eight in number, of £20 each per annum, tenable for four years.

XIX.

*The Town Council grant the sum of one hundred pounds to Mr. David Wedderburne for teaching the high class of the College. 26th July, 1615.**

Jul. 26, 1615.

The Said day the Baillies new and auld counsallis Remembering that Immediatlie efter the deceas of Mr gilbert gray lait principall of the college of this bur^t^ quhilk wes in the moneth of December last bypast they burdenit Mr Dauid Wedderburne of thair grammer schooll to tak vpon him the teiching of the hie class of the college of this bur^t^ till this Lambmes nixt now instant and to determe the studentis of the said hie class maisteris at ilk tyme as also to vndergo the burding of the discipline and governement of the whole college induring that tyme least the college for want of a maister to the said hie class shuld altogidder hawe beine cassin Lows Promeising that the said Mr Dauid suld be gratifiet and revairdit for his paines and labors takin thairin as ane act maid thairvpon the first of feb^r^ last bypast proportis And vnderstanding that the said Mr Dauid hes dischargit a verie honest dewitie in that employment ewerie way as aperteined both in his teiching of the said hie class and government of the haill college sen the deceace of the said vmq^ll^ Mr gilbert as also in determing the studentis of the hie class maisteris to the great contentment and satisfactioun both of the studentis und of the counsell and haill towne Thairfoir in rememberance of his paineful travellis sustenit be him be this employment foirsaid about the college They ordane the sowme of ane hundreth pundis to be giwen to the said Mr Dauid in omnibus for the gratitude and travellis foirsaidis to be peyit to him be Mr willeame Moir thesaurer quhilk salbe allowit to him in his comptis

From the *Town Council Register*, vol. xlvii., p. 245.†

* Wedderburne had taught in the Grammar School since 1602. An account of his life and writings will be found in *Collections for a History of the Shires of Aberdeen and Banff* (Spald. Club), p. 60.

† The preliminary proceedings relative to Wedderburne's appointment are detailed in two previous minutes: –

Jan. 2, 1615.

The Quhilk day the Baillies new and auld counsallis being convenit in the sessioune hous of the kirk of this burgh immediatlie efter the ending of the sermone Anent the supplicatioune gewin in to thame be the Studentis in the hie class of the college of this burgh makand mentioune Whairas it hes pleased God be deceas off thair principall of guid memorie Maister Gilbert Gray to mack thame destitute of ane Teichar And for the love and affectioun they carie towardis the colledge (becaus of the cairfull educatioun quhilk they hawe enjoyed thairin to this present tyme) they are most desyrous to pas thair course and to be determinat Maisteris in it rather than in any vther college within this kingdome Thairfoir they all in ane consent maist humblie requestit the counsall to furnishe vnto thame ane learned man quhome thay may acknawledge as thair only Maister and vnder whose Instructioun and guid governament they may be the grace of God pas Maisteris at the appointed tyme As at mair lengtht wes conteanit in thair said supplicatioun Quhairanent the Baillies and Counsall with the Ministeris aduysing and vnderstanding that the presentatioune of ane qualefeit persone to occupie the place and office of the Principall of the said College belangis to my Lord Erle Marschall fundator and Patrone of the said college without whose aduyse nothing could be done in that airand Alwayes least the College (quhilk is the seminarie baith of Kirk and comoun weill) sould schack louse till the tyme as the said erle merschall be aduyse of the Towne provyid ane qualefied man to fill vp the emptie rowme The counsall hes burdenit Maister Dauid Wedderburne Maister of thair grammer school to teiche the said hie class for ane certane schort space till ane principall be provyidit And the said Mr David being personallie present at the command and earnest request of the counsall acceptit the charge foirsaid on him in tacking of the said hie class till ane principall be presented and admittit in place of the defunct Lykeas the haill Studentis of the said hie Class being also present promised obedience to the said maister David boithe in doctrine and discipline as to thair maister (*T. C. R.*, xlvii. 32).

Feb. 1, 1615.

The Quhilk day The Baillies and persones of baith the counsellis vnderwrettin being convenit in the counsellhous adwyesing solidlie quhow maist commodiouslie the place of vmqll Mr gilbert gray principall of the college of this burt laitlie depairted may be supplied till Lambes nixt and the hie class of the said college teached considdering thairwith that M Dauid wedderburne maister of thair grammer scuill sen the deceas of the said Principall at thair desyre haid teached the said hie class and least that the scholeris aspyring to be determinat Maister at the said feast of Lambes quha or in the said hie class suld be frustrat of ane To teache thame and determinat thame Maisteris The counsell earnestlie desyred the said Mr Dauid To tak that burding on him to teache the said class till the said feast of Lambes in teaching thame the remanent of thair course yet vnteachit to thame and to determe thame Maisteris as said is Quha compeiring befoir the counsellis at thair earnest sute and petitioun Acceptit the said charge in and vpon him Referring to the discreit consideratioun of the counsell sic revaird as it pleass thame To giwe him for his trawellis and paines (*T. C. R.*, xlvii. 55).

XX.

*The Town Council vote an annual stipend of six hundred pounds Scots to Master William Forbes * for,* inter alia, *teaching a lesson of theology within the College, binding themselves to pay the superplus attour the interest of Copland's endowment, and to repair the Gray Friar Kirk.* 11*th December*, 1616; 7*th January*, 1617.

Dec. 11, 1616.

Conforme to the quhilk act † the haill commvnitie of this burght being convenit within the Tolbuith vpoun the Tuentie fourt day of September last bypast They all in ane voice but oppositioun wer content and consentit To accept the said Mr willeame to be ane of thair ordinar ministeris and to contribute for his provisioun ane stipend to be payit in sic measure and forme as the Councell suld aggrie wt the said maister willeame Lyke as vpon the Tuantie nyn day of October last bypast immediatlie eftir sermone maid that day in the auld kirk of this burt be the said Mr george hay he and the said Mr Johne strathauchin conforme to the powar and commissioun geven to thame be the said assembly mentionat in the act aboue writtin Admittit and ressauit the said Mr willeame forbes to the office of the ministrie of this burght with all dew solemnitie requisite in the presence of the haill congregatioun convenit in the said auld kirk And becaus be the ordinance of the said assemblie the said Maister Willeame is ordanit to be sustenit and his stipend payit to him for his service in the said office of the ministrie within this burt and induring the same be the Prowest baillies counsall and communitie thairof Thairfoir the new and auld counsallis with the haill deaconis of craftis of this burght presentlie assembliet conforme to the powar foirsaid giwen to thame be the Toun upon the said tuentie fourt day of September last bypast Hawe aggriet and condiscendit to giwe to the said maister willeame for his stipend and service of the ministrie of this burght and for teaching ane lessoun of Theologie weiklie within the college of the same so lang as his habilitie and healthe mey serue thairto the soume of Sex hundreth pundis vsuall scottis money ȝeirlie To be payit to him be the Thesaurar of this burght for the tyme at tua vsuall termes in the

* Afterwards Principal, *infra*.

† Of the General Assembly held at Aberdeen, 13th Aug., 1616; transferring Mr. Forbes from Monymusk.

ȝeir witsonday and martemes in winter be equall portionis Lyke as for the said Maister Willeame his securitie of gude and thankfull payment thairof The saidis Prowest baillies new and auld Counsallis and deaconis of craftis foirsaidis for thame selffis and thair successouris and in name and behalff of the haill Communitie of this burght present and to cum Become actit and obleist To content pay and delyuer to the said Maister Willeame forbes ȝeirlie in tyme cumyng so lang as he remanis and continuewis resident minister at this burght the said soume of Sex hundreth pundis money foirsaid to be payit to him ȝeirlie be the Thesaurar of this burght for the tyme at the termes of payment aboue writtin be equall portionis allanerlie in full satisfactioun of all that he may crawe for his stipend as minister of this burght and for teaching of the said publict lessoun of theologie The first termes payment thairof to begyn at the feast of witsonday nixt to cum $1^{m}vi^{c}$ and sewintene ȝeeris And the said maister willeame forbes being personallie present promeist as God suld assist him be his grace to discharge and exerce the said office of the ministrie diligentlie and faithfullie and to teache ane publict lessoun of Theologie weiklie within the College of this burght so lang as he remanis minister within the samen and so lang as God bestowis on him healthe and habilitie thairto for the stipend and provisioun foirsaid allanerlie and na farder Quhairwith he hauldis himselff content for all thingis he may crawe thairfoir

From the *Town Council Register*, Vol. xlvii., p. 820.

Jan. 7, 1617.

The Quhilk Day The haill Commvnitie being convenit in thair head court It was exponit to thame be Thomas Meingȝes prowest that vpon the ellevint day of December lastbypast The new and auld Councellis with the Deaconis of craftis being then convenit in the counsallhous had aggriet and condiscendit to give to Maister Willeame forbes (quha be ordinance of the lait generall and national assemblie hauldin at this burgh in August lastbypast is appoyntit ane of the ordinar ministeris of this burght) the soume of sex hundreth pundis money for his ȝeirlie stipend and service of the ministrie and teaching of a lessoun of Theologie in the College of this burght To be payit to him be the Townis thesaurar at twa vsuall termes in the ȝeir Witsonday and Martemas in winter be

equall portiounes The first termes payment to begyn at Witsonday nixt to cum And that for his securities of gude and thankfull payment thairof The Saidis Prowest Baillies new and auld Councellis and Deaconis of the Craftis ar becum actit and obleist for thame selffis and thair successouris in name and behalff of the haill commvnitie To pay the same ȝeirlie to the said Maister Willeame sa lang as he remanis actuall Minister of this burght As the act of Counsall maid thairwpoun of the dait foirsaid proportis And becaus thair is no vther meane nor moyen to pay the said ȝeirlie stipend bot be commoun contributioun of the Commvnitie of this burght Except onlie the proffeitt and annuall rent off Twa thowsand merkis Scottis money mortefeit be Maister Patrick Copland to ane professor of Theologie within the College of this burght (Quhilk mortificatioun is expreslie conceavit and prowyidit to the behowe of the said Maister Willeame forbes and to his successouris Teacheris of theologie within the said College in all tyme comeing) and the Townis kirk annuallis extending ȝeirlie to Sex scoir pundis Thairfoir desyirit the Commvnitie convenit as said is to bind thame selffis for peyment of the superplus of the said stipend attour the anuall of the said M^r patrik coplandis mortificatioun and kirk annuallis foirsaid Quhilk desyire the haill Commvnitie in ane voice but oppositioun or contradictioun thocht werie ressonabill And conforme thairto voluntarlie become bund and ableist for thame and thair successouris To mak payment of the superplus of the said ȝeirlie stipend of Sex hundreth pundis attour the saidis kirk annuallis and mortificatioun foirsaid ȝeirlie and ilk ȝeir in tyme coming sa lang as the said M^r willeame remanis actuall minister at this burght And to that effect ar Content and consentis to be stentit ȝeirlie for payment thairoff ilk ane for thair awin pairtis according to the stent roll to be sett doun thairanent And that taxtaris and stentaris be chosin ȝeirlie to the effect foirsaid as salbe injoyned be the magistrattis for the tyme As lykwayis consentis for the better and mair readie peyment thairoff that Letteris of horning be direct heirwpoun at the instance of the magistrattis charging the commvnitie to conveine to cheiss taxtaris for stenting of the samen vpon thame and to charge the saidis taxtaris to accept the said office vpon thame and giwe furth ane stent roll thairwpoun As lykwayis

to charge the commvnitie to mak peyment thairoff ilk ane for thair awin pairtis conforme to the said stent roll vnder the paine of horning

Town Council Register, xlviii., p. 7.

The said day the haill Towne being convenit in thair heid court thocht it meit and expedient that the gray frier kirk of this burght quhilk is situat in the middest and hart of the Towne salbe repairit in the haill glassin wyndoes and in daskis for the exercise of commoun prayeris in tyme of winter teaching of lessounis of theologie and vther publict actis as the Toun happines to hawe ado And for that effect all in ane voice Aggriet and consentit that ane voluntar contributioun suld be lifted and uptakin of ilk Inhabitant within the toune according to thair awin discretioun and liberalitie and to be convertit to the vse foirsaid of the Repairing and glassing of the wyndoes of the said kirk and in bigging of daskis thairintill and na vther wayis be adwyse and directioun of the Prowest Baillies and Councell of this burght.

Town Council Register, xlviii., p. 7.

XXI.

Patrick Copland mortifies six thousand merks for the maintenance of a Professor of Divinity, 27th January, 1616[-17]; *18th July,* 1622; *and 1st February,* 1627[-28].*

I.

BEE IT KEND till all men whome it affeirs by these presents Mee Master Patrik Copland preacher to the navie and fleit of the right

* "*Cargillum*, excipiat M. PATRICIUS COUPLANDUS V.D.M. Hic Patrem habuit *Johannem*, Mercatorem *Abredonensem;* post quam domi fœlicem literis dedisset operam, et ex *Academiæ* hujus fontibus, rerum meliorum cognitionem hausisset, in *Angliam* se contulit; ubi tanta pollebat doctrinâ et facundiâ, ut à *Societate* Indica delectus fuerit, qui sacra celebraret. Nec satis habuit, piè vivere, aliosque ad fœlicitatem prædicando perducere: Sed etiam Religionem et Doctrinam apud posteros vigere, et valere percupiens, arbores sevit multis profuturas seculis, et *Professionem Theologicam* propriis instauravit sumptibus, illique sena Mercarum millia dicavit. Haud minus de *Vera Religione*, in *Patria* stabilienda et conservanda, quàm de eadem in *India* propaganda, solicitus." Smith's *Oratio*, p. 17.

On the heraldic ceiling (*supra*, p. 118) Copland's arms appeared as, Quarterly, 1 and 4, Or, three mullets gules; 2 and 3, Azure, three garbs or. On the "broad" (p. 114) we find, Quarterly, 1 and 4, Or, three mullets gules; 2 and 3, Argent, a pale sable. Copland of Udoch and of Collieston bore a shakefork in the second and third quarters (Nisbet, ii., App.; Stodart, i., plate 102).

worshipfull the East India company within the realme of England Forsamekle as I being a borne citizen of the burgh of Abirdeen within the kingdom of Scotland and being brought vp from my childhood in their grammer-school and Colledge vntill I past my course in Philosophie I acknowledge myself hereby bound and obliged to benefite their commounwealth and to advance their Schooles and College so farre as lyes in my possibility And vnderstanding that the greatest want now in their Colledge is a reader of divinity Heirfore in token of my love and thankfulnes to my native Country Town and Colledge and out of the zeale I carie to the flourishing of the said Colledge that out of the same there may issue and come many learned men that they may vphold the truth and puritie of Religion now professed within the said kingdome seeing it hath pleased God to bless mee with meanes and to giue mee a heart to bestow a part thereof for helping forward the worke of the standing of the said Colledge For these respects wit yee mee to have freelie given mortified and destinate And by these presents freely gives mortifies and destinats to the Provost Baillies and Councill of the said burgh of Aberdeen and to their successours Provost Bailyeis and Councell thereof in all tyme comming the summe of Tua thowsand marks vsuall money of Scotland for the vse of the said Colledge in manner and vpon condition underwritten and no vtherwayes viz. I ordaine the said summe of Tua thowsand marks to be waired and layd on by the saids Provost Baillies and Councell on land or annuel rent where they may finde best imployment And the yeerly annuel rent thereof to be given and bestowed by thame towards the help and maintenance of a learned divine and Linguist skilfull in the Hebrew and Greeke tongues who shal reside and dwel in the said Colledge or at leist in the said Town of Aberdeen being alwayes chosen and placed by the advyse of the Provost Baillies and councel of the said burgh for the tyme Quhilk summe of tua thowsand marks I haue compleitly payed and delivered before the making heirof to Robert Buchan merchant burges of Aberdeen Commissioner nominate by the Councel of the said burgh for receiving thereof To be made ever forthcomand to the said Town of Aberdeen to the vse foresaid whereunto the same is destinate and no otherwayes So that how oft the said summe

shalbe vplifted forth of their hands to whom the same shalbe lent vpon wadset band or obligation I ordaine the same to be als oft waired and layd on of new againe toties quoties by the saids Provost Baillies and councel for the time to the vse aboue specified With this alwayes provisioun and condition that if at any tyme hereafter the Earle Marshall or his heirs (who are Foundators and Patrones of the said Colledge and have the presentation of the Principall and whole maisters thereof at their disposition) shal impute or place a Reader of Divinity within the same Colledge without the advice and consent of the Provost Baillies and Councel of the said burgh for the time In that case I will and ordaine that the said Divine (who shalbe impute without their advyce and consent) shall haue no benefite of this my Mortification But that the saids Provost Baillies and Councel shall haue full and absolute power to bestow and distribute the annuel rent of the said tua thowsand marks to the vse of the Hospital of the said burgh and the poore that shalbe therein or els to the vse and help of some poore scholars of the said Colledge as the Provost Baillies and Councel for the tyme shall see most expedient And that ay and while a Theologue be placed in the said Colledge with their consent Quhilk being done I will and ordaine that the annuel rent of the said summe shall then all whole redound to the said Divine and his successours who shalbe chosen with their consent as a help to their provision and to no otheryse Secluding hereby the Erle Marshel his heirs and successors from any melling or disponing vpon the said principall summe or annuel rents thereof in any tyme comming And giving hereby the absolute power and right of patronage thereof to the Provost Baillies and Councel of the said burgh for the tyme and to none others To be made forthcomand and the annuel rent thereof to be bestowed and employed by them to the vse and vpon condition aforesaid and no otherwayes as they will answere to God And for the greater assurance I ordain this my letter of mortificatioun to be registrate in the burrow court bookes of the said burgh and in the Register of the said Colledge therein to remain ad futuram rei memoriam In witnes whereof to these presents written and subscribed with my hand my seale is appended At London the Twenty-seaventh day of Januarii the yere of God

one thousand six hundred and sixteen yeers a little before the embarquing of the said Master Patrik for Asia the great againe in his second voyage to the East Indees before these witnesses Mr. John mitchell preacher and Mr. George wedderburn citizen of Aberdeen

[Sic subscr.] PATRIK COPLAND
Joh Mitchell witnes
George Wederburn witnes

From the original holograph deed in the Town House Charter Room. "Mortifications for College." M[1] 28.

II.

BE it knowne to all men whom it affaires by these presents me Mr PATRICK COPLAND Preacher sone to vmquil Johne Copland burgesse of Abirdeen Forsamekle as I being a borne Citizen of the said burgh of Abirdeen within the kingdome of SCOTLAND and being brought vp from my childheid in their Grammar Schole and Colledge vntill I past my course in Philosophy I acknowledge myselfe hereby bound and obliged to benefite their Commonwealth and to advance their Schooles and Colledge so farre as lyes in my possibilitie and vnderstanding that the greatest want now in their Colledge is a Reader of Divinitie Herefore in token of my loue and thankfulnesse to my native countrie towne and Colledge and out of the zeale I carie to the flourishing of the said Colledge that out of the same there may issue and come many learned men that may vphold the truth and puritie of Religion now professed within the said kingdome seing it hath pleased God to blesse mee with meanes and to giue mee a heart to bestow a parte thereof for helping forward the worke of the standing of the said Colledge For these respects witt yee mee to haue frelie given mortifiet and destinate and by these presents freely giues mortifies and destinats to the Prowest Baillies and Counsell of the said burgh of Abirdeen and to their successours Prowest Baillies and Counsell thereof in all time comming the summe of two thousand markes vsual money of Scotland quhilk I have presentlie at the subscribing hereof delivered in readie money to Dauid Melvill merchand Commissionar for the said burgh of Abirdeen to be warit and employit be thame for the

vse of the said Colledge in manner and vpon the conditions vnderwritten and no otherwayes By and attour the summe of other Two thousand marks money forsaid mortified and friely given be mee of before to the samen vse conforme to my former letters of mortification made therevpon registrat in the townes bookes of Abirdeen and records of the said Colledge of the date at London the tuentieseawenth day of January the yeere of God one thousand six hundred and sixteen yeeres Quhilk whole summe of Four thousand markes I ordaine conforme to my former mortification to be wared and imployed vpon land or annuel rent by the said Prowest Baillies and Counsell of Abirdeen present and to come where they may finde best imployment and the yeerely annuall rent thereof to be given and bestowit be thame towards the help and maintenance of a Learned Divine and Linguist skilfull in the Hebrew and Greek tongues quha shall reside and dwell in the said Colledge or at least in the said towne of Abirdeen being alwayes chosen and placed by the Prowest Baillies and Councell of the said burgh for the time And how oft the said summe of Four thousand markes or any parte thereof shalbe vplifted forth of thair hands to whom the same shalbe lent vpon wadset bond or obligation I ordaine the same to be als oft wared and laid on of new againe toties quoties by the saids Prowest Baillies and Councell of the said burgh for the time to the vse aboue specified With this provision alwayes and condition that if at any tyme hereafter the Earle Marshall or his heires (who are Foundators and Patrones of the said Colledge and haue the presentation of the Principall and haill Maisters thereof at their disposition) shall impute or place a Reader of Divinitie within the same Colledge without the advise and consent of the Prowest Baillies and Counsell of the said Burgh for the time In that case I will and ordaine that the said Divine who shall be impute without their aduise and consent shall haue no benefite of this my mortification but that the saids Prowest Baillies and Councell shall haue full and absolute power to bestow and distribute the annuell rent of the said Four thousand markes to the vse of the Hospittall of the said burgh and the poore that shall be therein or else to the vse and helpe of some poore schollers of the said Colledge as the Prowest Baillies and Counsell for the time

shall see most expedient And that ay and quhill a Theologue be placed in the said Colledge with their consent Quhilk being done I will and ordaine that no annuell rent of the forsaid whole summe of Four thousand markes shall then all whole redound to the said Divine and his successours who shalbe chosen with thair consent as a helpe to their provision and no other vse secluding hereby the Earle Marshall his heirs and successors from any melling or disponing vpon the said principall summe or annuel rent thaireof in any time comming And giving hereby the absolute power and right of patronage thereof to the Prowest Baillies and Councell of the said burgh for the time and none others To be made forthcomand and the annuall rent thereof to be bestowit and imployed by them to the vse and vpon condition afoirsaid and no otherwise as they will answer to God in the terrible day of appearing of the Lord Jesus Christ to judge the quick and the dead And for the mair assurance I ordaine this my Letter of Mortification to be registrate in the burrow Court books of the said burgh and in the Register of the said Colledge therin to remain ad futuram rei memoriam In witnesse whereof to these presents written and subscrived with my own hand my seal is appended At London the eighteenth day of July the yeere of God one thousand six hundred twentie-two years Before witnesses Maister Johne Michell preacher Mr. Thomas Addison of Lincolns Inne armiger Mr. Benjamin Browne of London Mr. Alexander Clerk sone to Mr. Andrew Clerk burgesse of Abirdeen

[Sic subscr.] PATRICK COPLAND with my hand

Thomas Addison testis Benia. Browne testis
Johannes Mitchell testis Alexander Clerk testis

From the original holograph deed in the Town House Charter Room. "Mortifications for College." M[1] 30.

III.

1628.

Item by and attour the four thowsand merkis conteinit in this mortificatioune befoirwrittin given and mortifiet be M[r] Patrik Copland for mantenance of ane professour of divinitie fundit be him in the new college of aberdeine The said Mr Patrik hes given

sen syn to the toune of aberdeine Tua Thowsand merkis money for the better mantenance of the said professour whilk twa Thowsand merkis wer resaiuit be Dauid Meluill burges of aberdeine in the tounes name as thair cōmissionar frome M^r^ andro ellam ane of the cheif secretaries of the East India companye in Londone in Sept 1628 Conforme to the said Maister Patrikis warrand direct to the said Mr Ellam to that effect and conforme to his missive direct to the said toune of Aberdeine willing thaime to receave the said Tua Thowsand merkis frome the said Mr Ellam quhilk missive is dated from the Overplus in Sommer Ilands the first of febr 1627[-8] Extending in all quhilk the said Mr Patrik hes mortifiet to the said divinitie professioun to the soume of Sex Thowsand merkis scottis money

From the *Town Council Register*, li., p. 3.*

* The earliest entry in the Town's accounts relative to the *three* mortifications by Copland is as follows:—

"Compt of the soume of foure [six] thousand merkis mortifiet by Mr. Patrick Copland to ane Professor of Divinitie within the new college of Aberdeine.

Item restand in the hands of William Seton of Meldrum upoun the wadset of his landis of Ardfork iiij^m^ merkis

The annuall rent qrof is peyabill yeirlie at Witsonday—the third yeiris payment begynnand at Witsonday 1629—Restis as yit in the handis of the Laird of Meldrum

Item restand be Patrick Austiane and his car^s^ payabill at Witsonday 1629 j^m^ merkis With the annual rent throf sensyne

Item the comptar chairges himself with the soume of twa thowsand merkis resauit be him frome Dauid Melvill at Witsonday 1629 whilk wes send by the said Maister Copland to the towne to be ekit to the Mortificatioun foirsaid and resauit be the said Dauid at Londone in Sepr 1628 ij^m^ merkis

Item with a half yeris annuall throf fra Martimes 1628 to Witsonday 1629 at nyne for the hundreth lxxxx merkis

Summa is iiij^m^vij^c^xxvj lib xiij s iiij d

Whairof the Comptar charges himself with the resset abouewritten frome Dauid Melvill of stock and profites j^m^iij^c^lxxxxiij lib vj s viij d

Discharge of the said Resset.

Imprimis—Leint upoun bond to George Hay of Auquharnye and John Hay his car payabill at Witsonday 1630 togidder with a yeris profite till the said terme j^m^ lib

Item to Alex^r^ Rutherford and his car peyabill at the same terme with the profite iij^c^xxxiij lib vj s viij d

Item debursit to the Clerk for his paynes in formeing of the secuirities and compts of the said mortifiet moneys conforme to the said Mr Patrick Copland's awn directiounis given for that effect be his missive xx lib

Summa of the Comptares Discharge extendis to the soume of jmiijcliij lib vj s viij d

So restis the Comptar of his intromissioun forsaid xl lib"

—*Burgh Treasury Accounts*, 1628-29.

At the Union of the Universities in 1860 the account stood thus:—

	Revenue	Expendre	Stock
"4. Patrick Copland's and David Chamberlain's, to a Professor of Divinity	64 2 11	64 2 11	1777 17 1"

—*Burgh Accounts*, 1859-60.

Since 1877 (*supra*, p. 142) the income has been considerably increased:—

"Do. do.	125 13 8	125 13 8	3432 0 8"

—*Burgh Accounts*, 1887-88.

NOTE ON COPLAND'S ENDOWMENT.

Mr. Copland's first intention had been to found Bursaries. The original of the following letter to the Rector of the Grammar School is the first of a series of twelve preserved in the Town House archives:—

I.

To my very loving friend Mr Dauid Wedderburne this be delivered

Very loving friend Mr Dauid Wedderburne, meeting wth the berar Robert Buchan yor townes man; I thought good by him to remember my self vnto you and all or good friends wth you namely Mr Archibald Blackburne, Mr Charles Ferme, Mrs Robert Mercer and Wa Guild &c. And would be glad to heare from you and them, specially of the state of our poore church wth you, wch now I feare is fallen into the mouth of the wolf the Shepheard being banished away. I heare of the death of my worthie and reverend master Mr Gilbert Gray, wch wounds me to the heart, becaus of yor colledge. I intended, if hee had been alive, to have presently bestowed two thousand marks scots for the mantainance of or (at least) to help to mantaine 4 poore bursers 50 m'ks a peece per annum; and though the Lord hath removed him, yet if yor towne make choise of a learned and able principall that hath a care of the flourishing of yor colledge, specially if they choose Mr Charles Ferme, I meane to prosequute my purpose, and to have the money readie at an houre: It is in the East India Companies hands, and I can lift when I will. Wherefoir I pray you signifie my purpose to the town Counsel; and my word, godwilling shalbe my deed. Thus looking to heare from you wth the first berar, I commit you and all or christian friends with you (to whom I pray you commend mee) to God. London this 2nd of Maij 1615.

direct yor letters when you write to Mr Jon Mitchel dwelling in Coleman street, that hee may send them to mee at my house in Norton in Northampton shire.

Yor loving brother
Pat. Copland

The Town Council, however, call his attention to the bursaries already founded—six by Dr. Liddell and four by Dr. Cargill (the six bursars of the Foundation charter it will be observed are ignored); and to the defective stipends of the Masters.

June 21, 1615.

The Baillies and Counsall having aduysedlie considderit the freyndlie letter direct be Maister Patrik Copland to Mr David Wedderburne schoollmaister of this burgh daited at Londoun the 2 of Maij last Berand that gif ane learned and qualifiet persone micht be had to fill the rowme of Mr. Gilbert Gray last principall of the college of this burgh laitlie departit this lyiff that the said Mr Patrik for the love and zeall he caries to the floorishching of the said college wauld bestow twa thousand merkis Scottis for the mantenance or at the least for a help to manteane four puir bursaris fyftie merkis a peice per annum And thairby desyrand the said Mr Dauid Wedderburne to signifie that his purpose to the Counsell of this burghe and to returne to him thair answer Fand that heirby the said Mr Patrik is most cairfull to sie the standing of the said college And in ret thairof ordainit ane answer to be sent back to the said Mr Patrik geving him hartlie thankis for his godlie intentioune and designe foirsaid And to intreat him gif it might stand with his contentment that his said provisioune micht be bestowit to the vse and behuiff of the Principall and Maisteris of the saidis college seing thair is provisioun maid alredie for ten bursaris and na competent provisioune as yit for principall nor maisteris And to direct this letter with Robert Buchane merchand bringer of the said Mr Patrik his letter foirsaid With powar to the said Robert to ressaue the said twa thowsand merkis fra the said Mr Patrik togidder with his letter and directioun to the Magistrattis and Counsall of this burgh how the same salbe bestowit The said Robert always finding cautioun incais of his resset of the said sowme fra the said Mr Patrik that he sall mack payment thairof to the Magistrattis and Counsall betwixt and Michaelmes nixt or sooner within dayes efter his returne frome Londoun to be bestowet and imployit as the said Mr Patrik sall direct be his letter. (*Town Council Register*, xlvii. 201. *Cf.* Report of Buchan in Minute of Dec. 27, 1615, xlvii. 406.)

Mr. Copland seems to have consented (in a letter which has not been preserved) to the suggestion of the Council—but only on the understanding that Mr. Charles Ferme or Mr. Patrick Forbes of Corse should fill the vacant Principalship. Meanwhile the Earl Marischal makes a different selection.

June 21, 1615.

The Said Day the Baillies and Counsall having hard the report maid be Thomas Mengzeis and Robert Johnestoun commissionaris nominat be the Counsall to pas to the Erle Marshall tuicheing the provyding of ane learnit and qualefeit persone to be principall of the College of this burgh qlk wes this in effect that the said Erle is weill affected to provyid ane qualefeit persone for the said place and that his Lo. is content with any of thir twa persones towit Maister Patrik Sands and Mr Alexander Home quha wes nominat to his Lo. be the saids Commissionaris and that his Lo. desyris the Baillies and Counsell of this burgh To be earnest and diligent to travell with thame for thair acceptatioun of the said place vpoun thame with sic possibill diligence as the necessitie of the tyme craveis. Quhairwith the Baillies and Counsall aggriet and thinkis any of the saidis twa persones meit and qualefiet for the said place And thairfoir ordains Mr Alexander Cullen baillie commissionar chosin for this burgh for keeping the Conventioun of Burrowis at Sanctandrous the third of Julij nixt

To pass immediatlie efter the dissoluing of the said Conventioun to Edr and thair to adyse with Mr Thomas Nicolsone comissr in the said mater and be his counsall and advyse to deall with anye of thame he thinks vpoun sic conditiounes as the said Mr Thomas and Mr Alexander can condiscend with the saidis persones or anye of thame and the said Mr Alexander to hawe the sowme of fyftie merkis to be payit to him be Mr Williame Moir thesaurar for macking his expenssis to Edinburghe by and attour the hundreth merkis appoyntit for macking his expenssis at the said Conventioun of burrowes qlks sowmes salbe allowit to the said thesaurer in his comptis (*T. C. R.*, xlvii. 200).

Aug. 1, 1615.

The Quhilk day the Baillies new and auld Counsall being conveinit Thocht meit and expedient That seeing my lord Merschall patrone of or College be aduyse of the Commissionaris direct from the Counsall of this burt to his Lo. hes maid choose to sute Maister Patrik Sands to be principall of or College now vacant be deceas of Mr Gilbert Gray last principall That thairfoir a Commissionar salbe direct frome this burt to the said Mr Patrik with all convenient diligence To deall with him to accept the said charge Lyke as thai instantlie nominat Thomas Mengzes of Cultis commissionar to the effect foir-said To quhome thai appoint the sowme of ane hundreth merkis for macking his expenssis in the said comissioun To be payit to him be the Thesaurar qlk salbe allowit in his comptis (*T. C. R.*, xlvii. 247).

A letter of remonstrance from Mr. Copland follows:

II.

To the right worshipfull the Provost, Bailyeis and Counsel of Abirdeen
All these

Right worll my humble service and heartie dutie to you all remembred; I received the last of Januarij yor packet of lettres, bearing date the 10th of the same. And according vnto my promise and your desire have delivered the rest of the money to Robert Buchan. In my former lettres (as may appear by them) I was moved at yor w. request to change my owne intent and purpose and to yeeld vnto yors. And that only because yor w. wrote vnto mee that yee were dealing wth the Laird of Corse and Mr Charles Ferme to procure ane of them to succeid in the roome of yor worthy principall who now is with God. By your present letters I can vnderstand nothing of the refusall of either of them to vndertake that care and burden; only yee mention one Mr Patrick Sandis of whom you have made choise by the advise of the Erle Marshall yor fundator and patron. The man to myself is unknown, only by reporte I heare hee is a great Lawyer and Philosopher, but what Theologue and Linguist hee is I cannot learne; and a Divine and Linguist, as a man most fittest and necessary for yor Colledge is chiefly intended by the foundation, as yor w. in yor former lettres wrote vnto mee. Wherefore except hee prove such a one I will in no wayes condiscend to change my first purpose and intention, but will that still the litle mite I have given may be a help and reliefe for poore scholers, such as once I was my self. A litle before the receipt of yor w. present lettres, I received a letter from Mr Charles Ferme himself, wherein he makes mention of another letter of his owne and Mr Archibald Blackburnes advise to mee touching my donation; wch letter I vnderstand came to yor w. sight, but is detained from mee, whereof I marvaile not a little; It is safe I am sure and forthcoming, so be it, yr w. give

direction I may see it, wch I doubt not yor w. will doe by the next conveniant berar. Howsoever I have delivered the rest of the money to Robert Buchan and have taken his obligation for principall and profite, wch I have sent in my lettres inclosed to Mr Charles Ferme and Mr Archibald Blackburne, whom if yor w. doe satisfie that it shalbe imployed to the wel of the Colledge according to my minde (wch I doubt not but yor w. will most willingly doe) then yee may receive from them Robert Buchan's present obligation, and receive the money when yee will. In the meane while I pray yor w. to discharge the said Robert Buchan and his suirties of his obligation wch yor w. haue of him. This being done vpon receipt of Mr Archibald and Mr Charles their lettres written to mee, I will according to yor direction write out on parchment my Mortification, and will seale and subscribe and send it back vnto yor w. that it may be recorded and kept as yor w. doe write. Only one thing there is in it wch I dislike, to wit, that if the Erle Marshel shall place a man wthout the consent of the Provest, Bailyies and counsel of Abd for the tyme; that then the vse of the said tuo thousand markes shall goe to the maintenance of the Ministers of Abd serving the cure. Yor Bishoprick is fat enough and it may help the Ministry; or if it doe not, my desire is that yor Hospittal in such a case (as likewise if yor Colledge shall decay, wch God defend) may haue the benefite of this my donation and none else. Thus againe remembring my humble dutie vnto all of yor w. specially vnto yor worshipfull provest my very loving friend, I commend you and yor waightie affaires vnto the direction, protection and blessing of the Almighty. London this sixth of Februarij, 1615 [-16].

Yor w. townsman in all dutiefull obedience to be comanded,

Patrike Copland.

III.

The right worshipfull the Provost Bailyeis and Councel of the burgh of Abirdeen

All these

Right worshipfull my humble dewtie and heartie love to you all remembred, I received your lettres, and according to your desire haue written vnto Mr Archibald for delivery of Robert Buchans bond, that yee may receive and convert the tuo thousand merks scottis money to the vse of Mr William forbes, of whome yee haue now made choise, and his successors in all times comming. Befoire the receipt of yours, I had a letter from Mr Androw Aidye your principall, but til I heard from your selves I thought it not fitting to returne him answer. And now in that yee haue made choise of a Theologe to reade in the schooles, I have finally and fully agreed to your request, and given my willing and free consent to Mr William forbes, of whom yee haue made choise, and to such others as the Provost, Baylifes and Councel, for the tyme shall make choice, hee being alwayes a learned Theologe and Linguist, and a resident in the Colledge or towne. It was neuer my purpose to comit the right of patronage and presentation to any vthers then the Provost, Bailyeis and Councel (For who should have greater care of the flourishing of their Towne and College then they that are Magistrats of it?). Indeed for the first setling of a man, I thought it fitting (as I wrote before) that Mr Charles ferme and Mr Archibald your present pastor should haue a special stroke; but it was never any part of my purpose to make them or any els Patrons and Presenters besids the Magistrats of the Towne. I have not set my letter of Mortification, nor cannot, til I see Mr Charles ferme and Mr Archibald Blackburne, their letter of advise. I marvel that order was not taken that Mr Archibald (who now hath it) should send it inclosed either in your or his lettres, seeing I intreated you

in my last lettres to see it. Wherefore, I pray you againe as yee desire to haue my lettres of Mortification that yee wold send mee their letter of advise, and then I wil, godwilling, put an end vnto this busienes. Thus expecting to see them, I rest

your w. to be commanded

[Signed] Patrike Copland.

Norton this 18th of October 1616.

Jan. 1, 1617.

The Quhilk day Thomas Meingzeis Prouest presented in Council a letter direct to thame frome Maister Patrick Coupland minister of Godis Word at Nortoun in Northamptoun schire within England Beareand the said Maister Patrick his frie donatioun of Tua thowsand merkis scottis money to the vse of a Theologe for Teacheing theologie wtin the college of this burght Quhilk letter being read in Councell they ordaine the same to be registrat in the Tounis buikis ad futuram rei memoriam and the principall letter to be put vpe in the Townis charter kist as ane evident belanging to the Towne in all tyme cumyng Off the quhilk letter the tennor followis. . . . (*ut supra*)

And the said Maister Archibauld Blakburne minister being personallie present in Councell he instantlie delyverit to thame conforme to the desyire of the said letter the said Robert Buchans band gewin be him to the said Mr Patrik on the soume of ellevin hundreth merkis in compleit payment of the said tuo thousand merkis To the effect the Councell may ressaue the said ellevin hundreth merkis and employ and ware the same on proffit with the nyne hundreth merkis ressaiued be thame abefoir quhilk compleitis and makis vpe the whole Tuo thousand merkis to the vse foirsaid qrvnto the same is mortifiet be the said Mr Patrik. (*Town Council Register*, xlviii. 3.)

IV.

To the right worshipfull the Provost Baillies and Councel of the Towne of Abirdeen

All these

Right worshipfull, and dearly beloved in the Lord, I received yours, bearing date the first of January, the tuentie one of the same, from the right worshipfull Sr Thomas Smyth, Governor to the East India company. The thing yee by your letters desire to be by mee performed, I had done before your letters came to my hand: and now I am glad that ye haue procured Mr William forbes, whom I know to be both holy and learned; and I doe most heartily rejoyce that my small help hath been some meanes to procure so sufficiently wel qualified a man. Yee shall therefore receaue my letter of Mortification, writen, sealed and subscribed wth my owne hand, that it may be recorded both in your Townes bookes, and records of your Colledge to testifie my dutie towards God, and love to my native Towne and Colledge. I am now againe called by the right worshipfull East India company to goe back to the Indees, and after much intreatie, have now at last yeelded my consent to goe in the James royall the Admirall of their goodlie fleet, which within a few dayes is to put to sea. My humble sute vnto you all is that ye wold recommend mee in your best devotion vnto God, that hee would vouchsafe his blessing vpon my weake labours, that I may be serviceable in my place to gaine glory vnto him, and to doe good vnto his people. If God in mercy returne mee and withall blesse my voyage I will cast in one mite more into his treasurie, how small soeuer it be. The many bussines which now lye vpon

mee, and the short tyme I have, doe force mee to make an end, and to bid you all heartily farewel in the Lord.

from the James riding at Erith this 23 of Jarij 1616[-17]

your w. ready to be commanded

Patrik Copland

May 21, 1617.

The said day Johne Cruikshank merchand burges of this burght presentit to the prouest baillies and counsall a missiue letter direct to thame frome maister Patrik Copland togidder with a buist contening the said Mr Patrikis mortificatioun of twa thowsand merkis to be laid vpon bank to the behowe of a professor of theologie within the college of this burt Quhilk missiue togidder with the said letter of mortificatioun being red in counsall They ordaine the same to be registrat in the Townes bookes ad futuram rei memoriam as also to be registrat in the recordis of the said colledge to the effect foirsaid and the principall mortificatioun is to be put vpe in the Townis charter kist in sure custodie and keiping in all tyme comeing Quhairof the tenor followis . . . (*ut supra*) (*T. C. R.*, xlviii. 107).

VI.*

To the right worll the Provest, Baillies and Councell of Abirdeen

These

Right honoll, right worll, and wellbeloved, I received both yor welcome and louing letters; the one from Dr. Donaldson my kinsman, the other from Thomas Wenton your townsman; for wch and all yor loue expressed in them, I thanke you most heartily; beseeching the Almighty to vouchsafe mee a heart and meanes, that I may shew my thankfulnes both vnto him and your selves by word and deed. You have by your letters in parte satisfied mee in that wch I desired to know; And likewise yielded to my request touching Mr John Welsh his sone. I was the more willing to desire that favor at your w. hands, because his father lyes here in the Citie of London vpon the poynt of death, hauing a great charge of wife and children, and litle or no meanes to sustaine them: for neither can hee obtaine that fauour now in the time of his extremity, to returne to his native countrey; nor any mantainance to comfort his comfortles family; and being thus cast vpon the providence of God, I was bold to become an humble sutor vnto your w. for one of his sones, to be brought vp at yor Grammer schoole and Colledge. And now that you have granted this request, both hee, I, and his sone shall acknowledge our selues alwayes bound and inobliged vnto you for this fauor. I am glad to heare of the repairing of the materiall edifice of your Colledge, but much more to heare of the flooreshing of learning in it; and very sory I am to heare of the departure of Mr William Forbes from you to Edr, and that partly for your colledge sake, and partly for his owne, who I feare will never be so well respected and beloued in Edinburgh as hee was in Abirdeen. But now he is gone, I hope God will raise you vp another in his roome that shall be able and willing to doe as much good as ever hee did. The small token of my loue, towit Two thousand markes more, wch I intend to send you, I purposed it should haue gone for the helpe of that Theologicall lecture read by him. But now yor Schoolemr, mr Dauid Wedderburne writtes vnto mee of a Theologicall Profession erected by the Presbyterie in the old

* For No. V. see *infra*.

towne: and of a lecture of humanity by yor selves in your new Colledge: Wherefore if it seeme good vnto you to adde this vnto that wch formerly was given by my selfe, and bequeathed by mr Dauid Chamberlaine, I shall be willing to helpe forward the worke begunne by yor selves, specially if you procure some learned man to take charge of your Colledge, and to read this lecture of Humanity, or rather the grounds of Divinity, wch are most necessary to be taught; for I feare Dr Dunne will have too grave a burden to follow his owne Profession of Physick, and to attend your Colledge: And I wold be very loath that what I haue painefully gained with the hazard of my life, and sweat of my browes, should goe to any but such, as takes paines to doe his dutie. Till therefore you haue a Principall of yor Colledge that taketh paines himselfe by teaching as wel as ruling the youth, I desire that the present Two thousand Markes may goe for entertaining this youth, whome now I send: and that the annuel rent thereof may alwayes serue for entertaining One Burser (that is no Townes bairne) for his Four yeeres course; or Two Townes children, for the same space; Provyded alwayes that neither the poore Stranger nor Townes-child pay anything to Regent or Principall for their schooling and teaching. Further, my request vnto yor w. is, that if my Lord Marschall the patron of yor Colledge, should recall his gift, and so dissolue yor Colledge (as God defend hee should) that then what formerly I haue giuen, and what now I shall giue may be disposed of to such publique vses as Dr Howy in St Androis, Mr Archibald Blackburne your Minister, Robert Johneson of Cremound, and Mr Andro Clarke (whome I intreate to be my Overseers in this busines) or any Three of them shall think fit. Now if you send mee a Coppie of my former Mortification, amended as now I write, I will seale and confirme it, and, Godwilling send you the money, before my departure out of England; which how soone it will be, I certenly know not; but I hope not before I heare from you, and haue setled this matter. Thus returning my humble dutie vnto yor w. and loue vnto all my good friends, I rest a wel-wisher vnto yor Colledge and Towne

Patrick Copland

London this 12th of March 1621[-22]

I haue dealt afarre off wth Mr Walter Donaldson, who showes mee that though there be diuers conditions offend him; yet if hee may haue but competent meanes to doe good to Abirdeen where hee was borne, though they be meaner then hee may haue elsewhere; hee will be willing to embrace them before any other. And surely if you can haue a learned and paineful man of your owne Towne that hath giuen good proofe of his learning and diligence abroad, I see not why hee should not be entertained before any other. Wherefore if you haue a desire to haue him, let me know; and it will not be amisse to write to himselfe, what conditions you are able to make him, that you may haue his answer. Mr John Welsh, his sute vnto yor w. is that his sone may be placed in Mr. Dauid Wedderburnes house, that hee may haue an eye ouer him. [See Minute of Town Council, 25th April, 1622. *T. C. R.*, I. 271.]

Mr. Copland's subsequent letters give us interesting glimpses of College affairs.

VII.

To the right worll, the Provest, Baillies and Counsell of Abirdeen

All these

Right worll, my humble duty remembred, yors bearing date the Thrid of October, I receiued the 24th of the same. By wch I perceiue that you think it a matter very hard, if not

altogether impossible, to procure Mr Robert Boyde to be Reader in yor Colledge and Preacher in your Pulpit; because (as you write) he will not be admitted to such an eminent place as yours is, vnlesse he submit himselfe vnto your Episcopall Government, vnto wch hee will not yield. Vnto what passe have your Lordly Lords brought the estate of God's Kingdome with you, when they damme vp the gate thereof, and will suffer none to enter in but such as they themselves list? Is Scotland become now so quaint and nice, that the best Wyne and Salt wch grew and was made wt you, cannot, the one finde a Sellar to hold it; the other a Dunghill to lie vpon in their owne Countrie? Must france and other Countries bereave you of yor peerles Pearles of inestimable value? What this portends, I cannot divine, vnles a transporting of God's Kingdome from you; and removing of your Candlestick. Wel, in hope that God will yet send better dayes, and continue the light of his Gospel with you, I will Godwilling be as good as my word when you have procured such a man as shall be found worthie of yor Schooles and Pulpit. As touching my going for Virginia, my Resolution is the same that it was before. If that honoll Company faile not in their promise to mee, I will not be wanting to them. It is not any danger by the way, or difficultie there that stayes me from going: for, had I that whch I expect, a comfortable calling from the people there; were there as many Deuils in Virginia as there be men and trees there, thether would I goe, for my life is not deere to mee, to doe God service there or any where els, whethersoeuer hee calles mee. Thus returning my humble dutie vnto your w. and the rest of my loving friends with you, I commit you and them to the direction and protection of the Almightie, and rest

Yors to command

Patrick Copland

London this 27 *Octob.* 1623

I had scarce made an end of my letter, when I receiued a letter from Mr Robert Boyd himselfe, who writes vnto mee that he thinkes that the same let or barre wch hindred his continuance in Edr, will stop his Admission wth you. Who knowes whether you may procure to him more fauor, than they could: Doe yor best to make trial: for by his letter to mee, it seemes he is willing if you be not wanting. Thinke not to have an able and painefull man wthout seeking and sending for, and making all the meanes, and vsing all the friends you can for his procuring.

VIII.

To the right wor the Provost and Baillies of the towne of Abirdeen

All these

Right worll, my humble dutie to you all remembred, I received yours from Mr Patrick Gordon, whereby I vnderstand that you haue been dealing this last wynter wth Mr Robert Boyd, to draw him to your Colledge and Pulpit; but now are out of hope to enjoy him, because of your Bishops. Woe is mee that all the rest is so ruled by them, that none without their leave may turne the spit. Wel, howsoeuer hee be vncapable of preferment with you; hee is not such vnsavoury salt, as is good for nothing, but for the dunghill. My Cousing, Mr Alexander Cullen, writes to mee that you are dealing with your first Primar Dr Howye, to recall him to your schooles: and hee himselfe (as it appeares by his owne letter to mee) is not vnwilling, vpon your solliciting of him, and providing for him, to come. If you may enjoy him, it is the thing I desire, and I will put too, as I have promised, my helping hand. But let mee intreate you first, that the moneyes already given and procured by mee, may be

extant, that it may be knowen in whose hands they are; and this being done, that then they may be secured for euer hereafter for the vse I have mortified them vnto; that they may not be embezzled nor diverted. For this is one of the maine causes; yea, indeed, the alone cause why Mr Thomas Reed (with whome I have dealt) is so slack in doing you good. When you have secured the moneyes already given to their proper vses, and haue made it vp a competent meanes for a learned and an honest man; I will then (Godwilling) send you the two thousand markes that I have promised. I am glad to heare that the present Earle Marishall hath ratified his vmqll fathers Erection and foundation of your Colledge. And as glad to heare of the placing and setting of Dr. Johneson in the Mathematicall Lecture erected by Dr Liddell. But Sorye I am to heare that you have diverited some of the meanes intended for that profession, to another vse: And that the rest is so ill husbanded that now after 13 or 14 yeeres imployment of the principall stock of Six thousand markes (Four thousand acknowledged by yourselves left for that vse) you are able to make an offer only of Six hundred markes by yeere to Dr Johneson, if he will accept of it. You have done wel to provide Nathaniel Welsh to a burse; I hope you will be as good as yor words to see that hee does not want. Thus beseeching God for the dayly prosperity of yorselfes, yor towne and schooles, I commit you to the direction and protection of the Almightie and rest

A wel wisher to all yor happienes

Patrick Copland

London, this 24 May, 1624

Postscript

Since the writing of the former, it hath pleased God to visite Mr Thomas Reed with a grievous sicknes, so that the physicians have given him ouer for a dead man. Though in the time of his health hee was slow to further yor schooles (because as hee still told mee, the moneyes alreadie given by Dr Liddell and others were not wel husbanded by you) yet since his sicknes he hath by his will bequeathed to yor Colledge, his Library wch (as he told mee) cost him neere vpon Three hundred pound sterling money; together with Six thousand Markes in money now in the hands of his brother Mr Robert, where it shall continue, or in some other trustie hands, till you can procure a parcel of land that may yield Six hundred Markes by yeer to the keeper of yor Library, whom he hath appointed to be a Philolog to be named by yorselues and your Scholemaster. If God call him to himselfe, he hath taken course for the transporting of his bookes to yor Colledge.

Now Mr Thomas Reed is gone, I hope you will improve his gift to the benefite of your Schooles.

IX.

To the right worll the Provest Baillies and Counsell of Abirdeen

these

Right worll, I received yours, together wth another from Dr Howy my maister and kinsman. By yours I vnderstand that you are desirous to recall him to yor Schooles and Pulpit: And by his it appeares that he is not altogether vnwilling to yield his consent; there being (as Reason recognises) a competent maintenance provided for him. It's true that the not fulfilling Dr Liddels will, and the not procuring and placing of a Mathematicall Reader in yor Colledge, did much disharten mr Thomas Reid from doing any thing in the time of his health for the flourishing of your schooles; although both myselfe and others dealt very earnestly with him to that effect: And I think if hee had liued till this houre in

health, he would have done litle or nothing for you, vnles hee had heard that a Mathematician had by you been entertained, wch (as I heare) is yet to be done. And indeed this dallying with Dr Johneston (one whome you well approue of, and who hath given good triall of his abilities for that place) hath made me somewhat slower then I intended. As for yor fidelity in that wch I have sent, I will not charge you: My desire only is that you will set forward the worke, and procure Dr Howy, or some other learned man; and then you shall see that I will not (God willing) be wanting. The doing of this indeed is that wch will incourage mee to send you what I have promised, especially if you certifie mee that the 5000 merks already sent is really extant and in sure hands for the vse it was sent. Wherefore I pray you (to the end that all men here may be satisfied, and never be able to open their mouth, against your fidelity: As also that others by former presidents, may be incouraged to doe your Scholes good for the future) to send mee a coppie of the Audite of yor Accompts, vnder the hands of yor Bp, and other Auditors. And if Dr Johnestone write also of his entertainement these will giue good content to all welwillers to yor Colledge; and vindicate your selues from the malicious calumnies of all such as shall goe about to traduce yor faithfull cariadge in this trust committed to your charge. I give you many thanks for providing of Nathaniel Welsh wth a burse and care you haue of him for his apparell and books. I would gladly know how hee profites in his studies, and what hopes his maister conceives of him, whether he is like to prove a Scholer or not. Thus beseeching God to prosper his worke in yor hands, I commit you and it to his blessing, and rest

yor w. ever to be commanded

London this 22 Septemb. 1624. Patrick Copland

X.

Right worll. Yours Aberdeene 25th of July 1632 I received about the beginning of October following by the conveyance of my fellow-minister Mr George Stirke, who had been at London and came back from thence. Your former sent by you to Thomas Cargill (whereof now you have sent me a copie) either was not sent, or miscarried by the way: for I never saw the original. I am glad to vnderstand by you of the happie successe and profitable labour of Dr Barron yor Divinity Lecturer, and glader would I have beene to haue received a few lines either from himselfe (to whom I wrote, and in whose letter I inclosed yors of set purpose to draw a few lines from him) Doctor Dunne or Doctor Howy to whome also I wrote; but as yet haue no answer, which breeds some scruple in my heart that all is not so wel as it should be, and I desire. Wherefore if you expect any further pledge of my loue, I pray let mee vnderstand the truth of all yor cariage in this trust imposed in you, by my maister Dr Howye or Dr Baron: till wch time that I heare either from the one, or other, or both, I can not be induced to doe yor Towne and Scholes that good that I am willing otherwise to doe you. Thus returning my loue vnto you and recommending you and yor proceedings to the blessing of the Almightie, I rest

yors as before willing to doe you good, if you be not wanting to yor selves

From my Study in Pagets-Tribe in Sommer-Ilands this first of febry 1632[-33] Pat Copland

If you direct yor letters to Mr Andrew Ellam, or the Deputie of the Sommer-Ilands Company, they will come safely to my hands.

[Draft.]

Reverend and oure dearelie beloved Brother in God yors frome yor studie in Pagaiis Tribe in Sommer Ilands 1 febrj 1632 [-33] we receawed in Maij last 1633 whairby yow signifie that or former sent vnto yow by Thomas Cargill (whairof sensyne yow did receawe a copie) either wes not sent or miscaried by the way. As for the sending of it frome this, yow sall not neid (if ye pleis) to mak any doubt, for we wold be verie loath God willing in any purpose whatsoewir, far les in a mater of so small moment, to affirme bot that quhilk is of trewth So yow may be perswaded that that Letter wes sent frome ws, howsoewer miscaried. Farder whereas it appeires by yors that their remanes some scruple in yor hart that these moneyes intrusted by yow to or manageing for or divinitie professor ar not so weill governed as they sould be and as ye desyre, since ye had written to Doctor Baron, as lykewayes to Doctor Howy and Doctor Dwne, and frome nane of thame had ye receawed anser, howsoewir sr thay hawe not hitherto returned to yow thair anser (whairanent we hope thay will mak thair awin excuses) yet yow sall not neid to conceawe the least jealousie or suspitioun of oure careage in the busienes, for besyds that quhilk is gewin by yorselff and maister Chalmerlane to that divinitie lecture, we bestow yearelie a goode deall of our comoune goode to mak wp a competent stipend to or professor who (as we dout not he will acquaint yow be his awin letter) receiwes yeirlie frome ws Twelff hundreth merks of stipend, togidder with a fre hous for his dwellinge and coalles for serweing his hous quhilk surmounts for the annualrent of yor moneyes at ten for the hundreth, whereas now by Act of Parliament at or Kinges Matie his late being in this his ancient Kingdome it is inacted for ane law in tyme comeing that thair salbe no more anuall taken for the vse of moneys bot eight for the hundreth in a yeire. So that by this new law or towne both in yor and other mortificatiounes wilbe muche burdined, since we ar alreddie ingadgit and bund in payment of definite and constant stipends at ten for the hundreth. Newirtheles by gods grace we sall do oure best that nane shall hawe just cause to compleane of or careage in what is intrusted to ws in that kynd. In consideratioun whairof we houpe that what ye hawe intendit for the forder advancement of this divinitie lecture, ye will rather augment nor diminishe the same in regaird not onlie of oure fidelitie and care in the administratioun of what is intrvsted to ws bot also of the incres of oure Tounes burdine be the dounetaking of the anualrent of moneyes. All farder heirin remitting to yor awin pious and religious consideraone, efter remembrance of or toune to yorselff bedfellow and childreine we recomend yow and thame with yor labors in yor ministrie to the Blessing of God and still remaine

Yor true and most loveing freinds to Power

Abd 16 August 1633 — Prouest Baillies and Counsell of Abd

To the Reverend oure werie worthie and approwed goode freind Mr Patrik Copland Minister of the Evangell in Sommer Ilands

Memorand. Doctor Barron to wreitt a letter of this date to Mr Patrik Copland.

XI.

To the worthy and worll the Provost Baillies and Councel of new Abirdeen in Scotland.

All these

Worthie and worll. Yors Abirdeen August 16 1633, I received by the conveyance of James Robertson at Billinsgate in London, about the 20th of October 1634. By wch

you give mee to vnderstand that by reason of a law lately made by his maties being wth you in Scotland, you are cast behind hand in your Mortifications, and therefoir desire mee to put too my helping hand to beare a parte of your burden, the rather in regarde of your fidelitie that way. I did ever beare an heartie affection to your Towne and Scholes, and if I were as wel, nay halfe so wel enabled by my Ministry here in these Ilands, as I was by my service in the East India Companies imployment I would set the coape stone on that worke whereof (at your request) I layd the foundation. But it is otherwise with mee now then it was then. I here haue buried what in their service I got: And I haue expended One thousand pounds sterling and a better peny more then I have got by my Ministry in these Ilands. Yet I blesse God I haue not spent it vpon my back or bellye but some part vpon setting forward Gods works in these western parts of the world aswel as I haue done somewhat towards the furthering of letters and learning in yor Towne. Yet may I vnderstand by you that our Smoak (our Tobacco) will not blinde but cleare your Eyesight, I will that way helpe you the best I can for as yet my land and Ministry produces no other benefite to mee vnles it be food, and fruicts, whereof blessed be God, we have plentie of all sorts to comfort our selues and to serve our Neighboures. But as for money wee have it not here, neither haue we any vse of it. Our litle Ilands are another Paradise for food and fruicts and sweetnes of ayer, but for white and yallow earth it yieldeth not. Wee haue the Gospel of the Kingdome and that contents vs, it brings competency wth it, that wee want not. I may now say as once Peter did to the creeple Silver and gold haue I none, but such as I haue that am I willing to giue: if our tobacco will doe the turne, I will God willing helpe you that way. Thus craving a blessing vpon your selues, your Towne and Scholes, I commit you all to his gracious direction and protection, and rest

Yors euer to doe you the best
Service I can

Pat. Copland.

From my study in Pagets-Tribe
in Sommer Ilands, this first
of Jary 1634[-35].

XII.

To the reverend Mr Robert Blair preacher of the Gospell of Jesus Christ in New Abd in Scotland. By Mr Robert Smith qm God preserve.

Grace and peace from the rich fountaine of both

Reverend Brother

Though vnknown to you, or you to mee by face, yet vpon the report I have of you from Mr Robert Smyth a countrieman of ours, who hath often heard you preach in Ireland and therefrom acquainted with you; and who also comming from the Charyb Ilands, lying in the bay of Mexico, to our Iland sick, in a maner to death, and here recovering his perfect health, and bound back again to Barbados to looke for a passage to his wife in Middleburrow in Zeland; vnderstanding I say by this Countryman of ours, that you were now removed out of Ireland and called by the Magistrats of the Towne of Aberdeen, where I was borne and bred, I have by his meanes conveyed these few lynes vnto your selfe, earnestly intreating you to acquaint me with the state of your scholes in new Aberdeen, specially whether the Mathematical Lecture erected by Dr Lyddel, and the Divinity Lecture erected by myselfe, be full and supplied with able and diligent

Readers in the publique scholes. Dr Barron was sometimes reader of divinity in the scholes and preacher in ther pulpite; since his death at Berwick, I have heard the place is vnsupplied, as also the other lecture which Dr Johnson sometimes read; if so the Magistrates of the towne doe mee the more wrong, who earnestly sollicited mee to intrust them with my gifte, first and last, and faithfully promised to see it improved according to my mind, which was this that the darke Cymmerian corners in the North parts of Scotland might be illightned by the Torches kindled in that schole by my gift. I trust Sr Paul Menzes and the rest remember their promise: if not they dishearten myselfe and all other Benefactors to their towne and scholes, from ever inlarging ourselves any further, as I had a purpose to do if I had been informed of their fidelity that way: but to speake as I thinke, my hearte did misgive mee a little afore I had intrusted them, because by their accounts audited by their Bishop Forbes Mr Scrogy and others, and sent to mee vnder their hands, I perceived all of the moneyes which I gave for mantaining of their Schoole Reader, to be in the hands of the baillies, and other their friends, which I then wished them to put out of their hands and invest them vpon land appropriated to their *Φιλοπονος* if ever they desired me to doe any more for their scholes: since which time I never received lyne from them, though every yeare, if they had pleased, they might have conveyed their letters to Sommer Ilands, by the Deputy or any member of that society residing in London, who would have transmitted the same to mee. Having no further at present (but that the clear Sunshine of the Gospel begins to irradiate these western parts of the world, where it is like to sit, for which we daily bow the knees of our soulls vnto the father of the Lord Jesus Christ), I recommend you and the worke of the Lord in your owne and fellow-labourers hands to the blessing of the Almighty. I rest a weake yet faithful fellow-labourer in the worke of the Lords vineyard

Patrick Copland

From my study Pagets Tribe in Sommer
Ilands this 12th of the 12th Mo alias
februar 1646[-47]

If you send mee a few lynes (for which I promise thankefulnesse) you may convey them either to Mr Smyth dwelling in Middleburrow by some of your Townes Marchands that trade there; or the safer and surer way is to convey yor letter to the Deputy of the Sommer Ilands Company residing at London, who will transmit them with the Companies letters in their box to their Governor and Council in Sommer Ilands by their Magazine ship that they send to vs everie yeare about November

Note on the Professorship of Divinity.

The subsequent history of the Divinity Chair may be traced in the following minutes of the Town Council—

Dec. 21, 1625. Mr. Robert Baron, one of the Ministers of the burgh, is chosen first Professor of Divinity by the Council, under a contract (engrossed in the minute) in terms similar to those of the contract with Dr. William Johnston (*supra*, p. 143). Baron obliges himself "to teich and dytt tuo lessones ewerie weik to the studentis that shall repair to him and promisses be Godes grace to compleitt and perfytt the holie course in Divinitie in thrie yeires and how soone his first thrie yeires course shall haue ane end he fathfullie promisses in all tyme thairefter dureing his lyfetyme to preache in the pulpites of the

said burght anes everie weik". The Council undertake to pay him 700 merks Scots yearly, being the interest on 6000 merks (Copland's 4000; Chamberlain's 1000, *infra*, p. 182; and 1000 of accumulated interest), with the supplement required; and to furnish a free house "or in his optioun to giwe him ane hundreth merkes money yeirlie to furnish ane hous to himself within the said burght quhair he shall think most convenient; as also to caus lay in to him yeirlie within his dwelling hous ane chalder of coilles on the tounes charges": on the understanding that if any additional endowment come from Copland or others the interest thereof shall go to reduce the supplement to be paid by the town; and that, if Principal Patrick Dun die or demit office, the three hundred merks paid yearly out of the Common Good to augment his stipend (*infra*, p. 187), be diverted "to mak wp and compleit with the foirsaid sevin hundreth merkes ane full yeirlie stipend of ane thousand merkes and that ay and quhill the yeirlie annuelrent and proffeitt of the moneyes mortified and to be mortified to the said Divinitie professioun amount to the said soume of ane thousand merkes quhilk being growen to that proportioun the said toun of Aberdene fra thyn furth to be frie of the payment of the said thrie hundreth merkes out of their common gude" (*Town Council Register*, li. 222).

May 17, 1637. A sum of "contribute be the nichtboures of this burghe for the distressit ministeris of the Palatinat" is "eikit and conioynit to the moneyes mortifiet by Mr Patrick Copland to the Divinitie Professioun . . . becaus the foirsaid contribution takes no effect" (lii. 338).

Aug. 14, 1644. Mr. James Wood, Minister of Dunnino, nominated Professor of Divinity and preacher in the College Kirk (liii. 5).

Mar. 11, 1646. Mr. John Seaton, Minister at Kemnay,* nominated to the Profession of Divinity "now vacant be deceise of vmquhill Mr Robert Baron" (liii. 71). Baron had died in 1639.

Apparently neither of these nominations took effect, for

June 6, 1649. The Council present Mr. John Menzies, one of the Ministers of the burgh, to the vacant chair (liii. 220).

June 4, 1684. On his death, Dr. Patrick Sibbald, one of the burgh Ministers, is appointed Professor of Divinity and Minister of Greyfriars Kirk (lvii. 109).

Dec. 22, 1697. Mr. James Osborne, one of the burgh Ministers, succeeds Sibbald, deceased, in both offices (lvii. 617).

May 2, 1711. Mr. Thomas Blackwell, Minister of burgh, succeeds Osborne, deceased (lviii. 229). Blackwell was the only Professor not expelled in 1717, from which date he held the Principalship in conjunction with his chair.

June 20, 1728. Mr. James Chalmers, Minister of burgh, succeeds Blackwell, deceased, as Professor and Minister of Greyfriars; not as Principal (lix. 428).

May 25, 1745. Mr. Robert Pollock, Minister at Duddingston, succeeds Chalmers, deceased (lx. 200, 234). Becomes Principal in 1757.

May 24, 1759. Mr. Alexander Gerard, Professor of Philosophy, succeeds Pollock, deceased, as Professor and Minister only (lxii. 250).

June 26, 1771. Principal George Campbell succeeds Gerard, appointed Professor of Divinity in King's College (lxiii. 174, 183).

* Professor of Natural Philosophy *circa* 1629-41.

Oct. 18, 1794. Dr. Campbell offers to resign, if Council agree to elect one of three—Mr. David Cruden, Nigg; Mr. James Shirrefs, Aberdeen; Mr. James Fraser, Drumoak They refuse (lxvii. 41).

June 13, 1795. Dr. Campbell resigns unconditionally (lxvii. 69).

June 15, 1795. Dr. W. Laurence Brown, late Minister of English Church at Utrecht, is appointed (lxvii. 70, 94). Becomes Principal in following year.

Sept. 7, 1827. Memorial to University Commissioners of Visitation anent provision of adequate salary for Professor of Divinity (lxxi. 215).

Nov. 30, 1830. On Dr. Brown's death, his son, Rev. Robert J. Brown, Professor of Greek, is appointed to discharge the duties of the chair for a session, receiving £125 from the Council (lxxii. 96, 97, 100).

Sept. 20, 22, 1831. Dr. Alexander Black, Minister at Tarves, appointed to the chair (lxxii. 123, 126).

July 17, 1843. Dr. Black resigns (lxxvi. 221).

Oct. 24, 27, 1843. Memorial to Government anent Endowment for Divinity chair (lxxvi. 243-4; lxxvii. 12).

Dec. 19, 1843. Mr. William Robinson Pirie, Minister of Dyce, is appointed to the vacant chair (lxxvii. 13, 18).

At the Union of the Universities in 1860, Mr. Pirie's chair became that of Divinity and Church History. This he demitted in 1877 on becoming Principal.

XXII.

The Scots Parliament ratify Dr. Duncan Liddell's Mortification of the lands and teindsheaves of Pitmedden. 28th June, 1617.

RATIFICATIOUN to the new colledge of Abirdene.

OURE SOUERANE LORD vnderstanding that vmqle maister duncane Liddell doctoure off medicine for the lufe and fauoure qlk he bure to poore studentis and bursoures within his native cuntrey and for incres of Letteris ꝗ Literature within the samen foundit and mortifiet all and haill the toun and landis off Pitmeddeñ with salmond fisches moss pairtes pendicles and pertinentis thairoff Lyand wtin the Parochin of dyce and frefdome off abirdene Togidder with the teindscheaves of the saide Landis To have bene vnite annexit and incorporat thairwith And to that effect dissoluit fra the personage of Kinkell qrvnto the saidis teyndis did apperteane Lyik as Mr Johne walker persoun of Kinkell for furtherance of the said gude and cheritable work with consent of ane Richt reuerend father Jhonne Archebischope of Sanctandros be thair prorꝰ resignit the saidis teyndschevis in his Mãties handis to the effect vnderwrittin Qlkis haill landis and teyndis wer acquyrit be the said vmqle mr duncane vpoun his awin chairgis and with his awin money to þe Intent he micht have foundit and mortefiet the samen for the sustentatione and vpbringing of sex bursoures in the Colledge of abirdene And becaus þe said vmqle mr duncane wes preventit be deathe before the saidis teyndis wes resignit in his Maiesties handis and the said mortificatioun formallie perfyittit and endit THAIRFORE His Mãtie being carefull that sua godlie and sua cheritable ane wark suld not remayne vnperfyittit and want þe laudable end qrvnto the same wes destinat be the said vmqle mr duncane author thairoff Hes with the aduyse of the estaittis of this pñt Parliament dissoluit fra the said personage of Kinkell all and haill the teyndscheavis of the saidis landis off Pitmeddeñ with þe pairtis pendicles and pertinentis thairoff To remayne separat fra the said personage in all tyme Cuming And vnittis annexis and Incorporattis the saidis teyndschevis with the saidis Landis of pitmeddeñ with the pairtis pendicles and pertinentis thairoff To remayne thairwith vnseparat or dewydit thairfra in ony

tyme cuming To the effect that the saidis haill Landis fischeingis ꝗ vtheris abouespẽit with þe teindschevis thairoff thairin includit may be foundit and mortified to the sustentatioun of the saidis bursoures according to the will and Lettir of Mortificatioun and pro^rie^ of Resignatioun Off the saidis teindis in all poyntes Lyik as his Mãtie with consent forsaid Ratefies approves and Confermes the said charto^r^ of mortificatioun to be exped according to the will and mynd of the said vmq^le^ m^r^ duncane Liddell In all poyntes As gif the same wer alreddie perfyittit and exped. Qlk his Mãtie willis and declairis salbe ane sufficient right and securitie to the saidis sex Bursoures for bruiking and Joysing of the fructis of the saidis landis teyndis and fischeingis and thair patrones and oversearis appoyntit be þe said vmqle m^r^ duncane for doing and observeing off sick chairgis and burdingis as ar committit vnto thame be the said Mortificatioun in all tyme Cuming And his Mãtie ordanis þe haill Conditiounes conteanit in the said Mortificatioun to be obseruit and keipit ꝗ insert in the charto^r^ to be extendit thairvpoun Qlkis haill prouisiounes and Conditiounes His Mãtie Lyikwayis with aduyse foirsaid Ratiefies and Confermes.

From *The Acts of the Parliaments of Scotland*, Vol. iv. (1816), p. 577, cap. 56.*

XXIII.

David Chalmerlane by his latter will and testament bequeaths to the Council the sum of 1000 *merks Scots towards the maintenance of the College.* 1618.†

June 13, 1621.

The said day, In presence of the Prouest Baillies and Counsall, Compeirit Thomas Cargill, burges of this burghe, And declairit that vmq^ll^ Dauid Chalmerlane, his brother in law, sone lauchfull to Peter Chalmerlane, chirurgiane to the lait Queene's Maiestie, of gude

* The Crown Charter to the Burgh confirmed in advance by this Act bears date 20th August, 1617. It will be found printed in *Charters, &c., of Burgh of Aberdeen*, p. 141.

† "Professionem à *Couplando* institutam auxit DAVID CHAMBERLANUS, *Medicinæ* itidem *Doctor*, ex Patre *Patricio Abredonensi*, Serenissimæ ANNÆ REGINÆ *Chirurgo* celeberrimo: Hic *Professioni Theologicæ* mille mercas adjecit." Smith's *Oratio*, p. 17.

memorie, be his letter will and testament, had left the sowme of Ane Thowsand merkis, vsuall money of Scotland, towardis the mantenance of the College of this burghe, to be imployit to that vse be the Prouest baillies and Counsall of this burghe, for the tyme, efter sic forme and maner, as the saidis prouest baillies and Counsall sall think most convenient, and to be maid furth cummand be thame to that effect in all tyme comeing Lyke as wpoune notice given thairof to the saidis Prouest baillies and Counsall be missiue

Patrick Copland writes of his death :—

V.*

"To the right worshipful the Toune and Councel of Abirdeen in Scotland : I pray send these by a sure hand

"Right worshipfull, my dutie and love remembered to you all, I haue formerly written at large from Surat vnto you, and now am the briefer for that. I hope that letter yer this is come safely to yor hands. Dauid Chamberlaine that once lived in yor toune, and was brought vp in yor schole, being the surgeon of the royal James, is now with God, and to witnes the loue that hee did beare to the flourishing of yor scholes, hath left by his will for the mantainance of yor colledge 50 Jacobus pieces in gold. I haue sent home a coppy of his will to his father, and written withall, both to him and Peter Chamberlaine his heyre, that they would, as they loved sone and friend being alive, so now manifest the same by fulfilling that wch he was so willing in his lifetime to haue performed. As for my selfe it is my lot to stay heir yet in the Country in the royall James, in wch I went out of England: our Commander, people, and ship stay, and how can I forsake them? The troubles between the Dutch and vs in these pts is the cause of the stay of all or forces; what it will come vnto in the end, the Lord (who is only wise) knoweth: they haue begun wth the English in taking their ships, and abusing of their people in the Moluccos; and now the company haue sent out another fleete with commission from his matie to right them of their wrongs. Wee haue had some bickerings wth them in the bay of Jackatro, and haue lost some men on both sides: they are fled for the Moluccos, and wee stay wth both or fleets in the straights of Sundy expecting their returne. If we once come to it againe, it is like wee shal haue a very bloody day: but howsoeuer, this is my comfort that I am in my calling, and my life is not deere vnto mee in respect of my ministery. Pray I beseech you that God would mantaine vs in or righteous cause, that his providence may be over vs, and his Angels about vs to keep and defend vs, that we may yet, if it be his good pleasure, be reserved for some service at home, aswel as abroad. The God of heaven direct vs in all or wayes, and blesse you in all yor godly affaires. Amen. Commend vs to all that love vs in Christ Jesus, specially to such as haue the spirit of prayer

"Yors to be Commanded
"Patrik Copland

"From or Royal James this
"24th of february, 1618[-19]"

Chalmerlane's arms were shown on the ceiling (*supra*, p. 118) as, Azure, an inescutcheon within an orle of mullets argent. So on the "broad" (p. 114), but with the mullets or.

* *Supra*, p. 171.

direct to thame frome Mr Patrik Copland They hed given powar and commission to the said Thomas Cargill to resaiwe the said soume and to giwe acquittance in the tounes name thairwpoune Conforme to the quhilk commissioun The said Thomas declairit that laitlie in the moneth of Maij last bypast he hed receaved in London frome Peter Chalmerlane executor to the said vmqll Dauid fyiftie Jacobus peices in gold extending to the said soume of Ane thousand merkis Scottis money in full satisfactioun of the foirsaid Legacie quhilkis fyiftie peices the said Thomas instantlie in presens of the saidis Prouest baillies and Counsall tauld doune in redie gold and weycht and delyverit the same at thair command to Robert Alexr present thesaurar of this burghe quha grantit the resset thairof . . . Lykeas also the saidis Prouest Baillies and Counsall obleiss thame and thair successors prouest baillies and Counsall of this burghe present and to come To mack the said principall soume of ane thousand merkis furth cummand in all tyme comeing towardis the mantenance of the said college and that annualrent thairof sic as salhappin to be gottin for the same salbe ȝeirlie imployit to that effect be the saidis prouest baillies and Counsall for the tyme eftir sic forme and maner as they sall think most convenient for the weill of the said college and mantenance thairof quhairon the said Thomas Cargill askit act and instrument.

From the *Town Council Register*, Vol. l., p. 29.*

* The earliest entry in the Town's Accounts relative to this Mortification is as follows :—

"Dauid Chalmerlane sone to Peter Chalmerlan chirurgian citizen of London be his letter will and testament left the soume of Ane Thowsand merkis scottis moy towardis the maintenance of the College of this burghe to be employit wpoun profite for that effect be the prouest baillies and Counsall qlk soume wes payit to them be Thomas Cargill in name of the exr of the said umqll Dauid at Witsonday 1621

Item the said soume at command of the counsall wes leint wpoun band to Lyell of Balmaleidie and Williame Lundie in Lumgar and George Johnstoun burges of Abd his cars fra Witsonday 1621 to Witsonday 1622

Resauit be the Comptar for the annual rent throf during the said spaice lxvj lib xiij s iiij d

Quhilk yeiris annuall restis in the comptaris hands to be delyverit to the intrant thesaurar at Michaelmas nixt"

—*Burgh Treasury Accounts*, 1620-21.

Chalmerlane's Mortification was united to Copland's, and the states of the combined funds in 1860 and in 1888 have already been given, *supra*, p. 166.

XXIV.

The Town Council grant a yearly sum of eighty merks to Mr. David Wedderburne for teaching a Humanity lesson every week. 10*th February*, 1620.

The Quhilk day Anent the petitioun geuin in to the Prowest Baillies and Counsall be Maister Dauid Wedderburne Maister of the grammer schoole of this burgh^t . . . becaus at the earnest desyre of the magistrattis and council for propagatioun off Learning the said Mr. Dauid hes vndertakin Lykeas be thir presentis (wpoun the conditioune vnderwritten) he vndertackis and bindis himselff so lang as his health and habilitie will permitt to teache ane lessoun of humanitie aines everie weeke in tyme comeing within the college of this burgh^t out of sic authoris at sic hours and after sic method as salbe injoyned to him be the Counsall And thairwith to compose in latine both in prose and verse quhatsumewir purpose or theme concerning the commoun effairis of the Toune ather at hame or afield as he salbe requyred be any of the magistrattis or clerk in tyme comeing Thairfoir for teacheing the said humanitie lessoun and for composing in Latin of all matteris concerning the toun toties quoties as they sall occur and as he salbe requyred The saidis Prowest Baillies new and auld Counsallis gewis and grantis to the said Mr. Dauid by and attour his ordinar stipend forsaid gewin to him for teaching of thair grammer schoole the soume of fourscoir merkis yeirlie to be payit to him be the thesaurar of this bur^t at twa vsuall termis in the yeir Whitsonday and Martimes in winter be equall portionis during the will and plesure of the Counsall

From the *Town Council Register*, Vol. xlix., p. 503.*

* By a minute of the following week, rhetoric and humanity lessons are to alternate.

Feb. 16, 1620.

"The Samen day the prowest baillies and counsall Appoyntis frayday weiklie in the morning immediatly eftir the ending of the morning prayeris for teaching the lessoun of humanitie in the college of this bur^t and till farder adwyisement Ordanis the ane weik rethorick to be teachit and the vther weik humanitie out of sic select authoris as salbe inioyned To begin on frayday the tuentie fyift of februar instant and ane edict to be

XXV.

The Town Council, appointing Mr. William Forbes Primar on the demission of Mr. Andrew Aidye, disjoin the teaching of the high class from the Principalship, and found a fourth regency. 1st *March*, 1620.

The Quhilk day The Prowest new and auld counsallis Considdering that not onlie the 3outh that ar presentlie traynning vp within the college of this burght Bot lykwayis the credite and estimatioun of the said College is michtelie preiudgit for want of a Primar thir thrie monethis past since the tyme that the said office waked be dimissioun of Mr andro Aidye last primar thairof And heirwith Considdering that Maister Andro Ramsay minister at Edinburght quho was socht both be the erle marschell Patrone and be the Towne to hawe suppliet the place is stayed and deteined at his ministrie and transplantatioun altogidder refuissit him ffor thir caussis and in respect be the erectioun and fundatioun of the said college the Primar is appoyntit to teache divinitie The saidis Prowest Baillies

servit for that effect on sonday nixt both at the kirk of this burt and the auld toun kirk and college" (*T. C. R.*, xlix. 510).

The attempt to combine the duties of Humanist in the College and Master of the Grammar School proved a failure.

Oct. 20, 1624.

"The Quhilk day the Prowest baillies and Counsall haweand considderatioune that the humanitie lessone that hes beine teached these few yeiris bygaine in the college of this burghe be Mr Dauid Wedderburne maister of the townes grammer schole hes beine verie hurtfull and preiudiciall to the said grammer schole In that be occasioune thairof the said Mr Dauid has beine distracted frome that cair and solicitude quhilk he sould hawe had over his scholares both in doctrine and discipline And many greiffis hath beine given in both to burghe and land for the disordour of the said schole and neglect of dewtie in the maister both in doctrine and discipline And withall haveand consideratioune that the said humanitie lecture wes appointit to indure bot during the will and plesour of the counsall of this burghe allanerlie and to be dischargeit againe be thame as they fand it expedient Thairfoir and In regard of the preiudice susteaned be the said grammer schole throw the said humanitie lecture The prowest baillies and counsall discharges the said Mr Dauid Wedderburne of all farder teacheing any humanitie within the said college in tyme comeing And ordainis him to attend on the said grammer schole as his peculiar charge Lykeas they discharge the thesaurar of this burghe present and to come of all payment or answering the said Mr Dauid of any stipend or dewtie for the said humanitie lecture in any tyme heireftir" (*T. C. R.*, li. 134).

new and auld counsallis adwyising how the place salbe best filled vpe be a worthie man both for the benifite and instructioun of the ȝouth and for purchesing credit to the College Thinkis it meit and expedient that Mr willeam forbes Doctour in divinitie and ane of the ordinar ministeris of this burght salbe earnestlie delt with to accept vpoun him to be Primar of the said college With this alwayis conditioun that he continew in his ministerie in teacheing twa sermonis everie weik as he dois presentlie ffor quhais better furtherance and help for that ministratioun thinkis it meit that thair salbe a fourt regent prowyidit to teiche the hie class to disburdine the Primar altogidder thairoff As lykwayis that the said Mr willeam salbe free and disburdenit off macking all extraordinar mareagis and baptismes that ar not celebrat immediatlie efter sermone quhilkis salbe suppliet be his twa collegis Mr James Ros and Mr archibald blackburne Swa that ye said Mr willeam forbes sall hawe onlie the cair and charge of the discipline of the college and teacheing of theologie thairin and na farder

From the *Town Council Register*, Vol. xlix., p. 522.

XXVI.

The Town Council, appointing Dr. Patrick Dun Primar on the demission of Mr. William Forbes, assign to him a salary of three hundred merks, subject to the payment of the stipend of the fourth regent. 11*th July*, 1621.

The Quhilk day the Prouest Baillies new and auld Counsallis being conveinit in the Counsalhous, haveand consideratioune that Mr Willeame forbes Doctour in divinitie quha wes principall of the college of this burghe be resone of the weyiht and burdenis of his chairge in the ministrie, hes dimittit his office of principalitie in the handis of the Earle marshall patrone of the said college quha be aduyise of the Magistratis and Counsall of this burghe hes preferrit M^r patrick dwn Doctour in phisick to the said vacant place Lyke as the said M^r patrick wpoun the conditioun wndermentioned eftir long intreatie is moved to accept vpoun him the said office of princi-

palitie And hes alredie obteinit presentatioune and admissioun thairto With this allwayis conditioun that quhen he salbe burdenit be nobill men in the cuntrie in tyme of thair seiknes to repair towardis thame as phisiciane That he may lesumelie do the same without imputatioun of offence or bruck of dewtie on his pairt And the saidis prowest baillies new and auld counsallis vnderstanding that thair is not a competent leiving provydit as ȝit for the principall of the said college Thairfoir in significatioun of thair gude affectioun to the said Mr patrick and of thair zeall to the mantenance of the said college and propagatioun of learning hes giwen and grantit and be thir presentis Gives and grantis to the said Mr Patrick Dwn ȝeirlie in tyme comeing Sa lang as he continewis principall of the said college allanerlie and for no longer spaice the soume of Thrie hundreth merkis wsuall scottis money ȝeirlie to be payit to him in maner following viz. Twa hundreth merkis to be payit with the annualrent of Twa Thousand merkis quhilk hes accrescit of Doctour Liddell his mortificatioun to ane professour of Mathimaticques within the said college attour the sex thowsand merkis mortifiet be him to that vse, To the granting of the quhilk twa hundreth merkis Mr Thomas Nicolsoun commissar of Aberdeen Alexr Jaffray burgess of Aberdeen and Johnne Liddell brother germane to the said vmquhill Doctour Liddell and executouris testamentaris nominat and confermit to him consentis and agries for thair entress And ane hundreth merkis to be payit with the profite and annualrent of Ane Thousand merkis left and mortifiet be vmquhill Dauid chalmerlane towardis the mantenance of the said college The first ȝeiris payment of the said Thrie hundreth merkis at the feast of Witsonday nixttocum, in the ȝeir of god 1m sex hundreth and Twantie twa ȝeiris And ordainis the thesaurer of this burghe quha is resaiwer of the profites of the said mortifiet money To maik payment of the said Thrie hundreth merkis to the said Mr Patrick ȝeirlie and ilk ȝeir at the feast of Witsonday sa lang as he continewis in the said office allanerlie. Prowyding allwayis that this present grant to the said Mr Patrick of the said soume of Three hundreth merkis in supplement of his stipend salbe no obligatour nor infer any preparatiue to any principall of the said college quha sall succeid to the said Mr Patrick at any tyme heireftir to hawe the same or any pairt thairof In respect

that the said thrie hundreth merkis is granted onlie to the said Mr Patrick during his seruice and remaining in the said office allanerlie and to na successour eftir him And with conditioun lykwayis that the said Mr Patrick out of this rent and stipend belonging to him be vertew of the fundatioun of the said college sall giwe a ȝeirlie stipend to the fourt regent quha teaches the hie class of the said college be resone the said fourt regent disburdeinis the said Mr Patrick of teacheing the said hie class, quhilk be the fundatioun is appointit to be teached be the principall

From the *Town Council Register*, Vol. l., p. 48.

XXVII.

The Town Council promise to build an entry to the College, and a stationer's shop thereat. 11*th June*, 1623.

The said day The Prowest baillies and Counsall haweand considderatioune That Maister Williame Guild minister at the kirk of Kingeduard sone lauchfull to Mathow Guild armourar burges of this burghe hes bocht and conquest on his awin proper charges a foirhous frome Johne Merser saidler befoir the grayfrier kirk of this burghe quhilk hous the said Mr Williame declairis he will mortifie and dedicat frielie to the toune in all convenient diligence to the effect that they mack a fair and commodious entrie to the college of this burghe and to the grayfrier kirk Thairfoir in regaird of the said Mr Williame his liberall and charitabill dispositioune in macking conquess of the said foirhous to be mortifiet to the toune for the vse aboue specifeit The Prouest baillies and Counsall to animat wtheris to the lyik charitie and liberalitie to the college promittis to the said Mr. Williame within the space of yearis That they sall big the said entrie on the tounes charges with aisler wark and to big a stationaris chop at the said entrie The maill quhairof the said Mr Wī dedicatis to the toune perpetuallie in tyme comeing for defraying of the charges in bigging the said entrie sa far as the same may extend to

From the *Town Council Register*, Vol. li., p. 49. The charter by Guild of 11th March, 1633, will be found under that date, *infra*.

XXVIII.

William Keith, sixth Earl Marischal, ratifies his father's Foundation of a "Gymnasium" in Aberdeen, and of new grants for the same purposes the same lands excepting those belonging to the chaplainries of Bervie and Cowie. 7th October, 1623.

GULIELMUS COMES MARISCALLUS Dominus Keythe et Altrie Omnibus et Singulis vere Christianis Salutem in Domino sempiternam Sciatis nos in honorem Dei omnipotentis Ecclesiæ propagationem et Reipublicæ emolumentum RATIFICASSE approbasse et hac presenti carta nostra confirmasse tenoreque præsentium ratificare approbare et hac præsenti carta nostra perpetuo confirmare FUNDATIONEM et erectionem publici Gymnasij fundati et instituti in burgo de Aberdein quæ nova dicitur Abredonia per quondam nobilem et potentem dominum Georgium Mariscalli comitem patrem nostrum charissimum Virtute eius cartæ seu fundationis de data apud Aberdein secundo die mensis Aprilis Anno Domini Millesimo quingentesimo nonagesimo tertio Vna cum donatione et mortificatione facta virtute eiusdem fundationis per dictum quondam nobilem Comitem præceptoribus et studiosis cæterisque ordinarijs dictæ academiæ membris legitime constitutis et constituendis De omnibus et singulis terris croftis ruddis rigis pomarijs horreis columbarijs tenementis domibus ædificijs hortis acris annuis redditibus feudifirmis vstrinis maneribus alijsque quibuscunque ad fratres prædicatores et carmelitanos de Aberdein vulgo blak and quhyt freiris olim spectantibus In omnibus punctis articulis conditionibus et circumstantijs dictæ fundationis forma pariter et effectu in eadem late expressis Et hanc nostram confirmationem tanti volumus esse roboris et momenti ac si dicta fundatio et erectio per nos ac cum nostro consensu facta data et concessa fuisset ac si eadem hic ad verbum inserta esset Non obstante quod hic non inseratur neque per nos et cum nostro consensu prius facta et concessa fuit penes quos omnesque alios defectus inde sequentes Nos pro nobis hæredibus et successoribus nostris per præsentes dispensavimus PRETEREA propter maiorem securitatem preceptorum et membrorum dictæ accademiæ et acumulando jura juribus ex certa scientia et proprio motu De Novo

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William Earl Marischall.

dedimus et concessimus et ad mortuam vt aiunt manum demisimus tenoreque præsentis cartæ de novo damus concedimus ac pro nobis et successoribus nostris ad manum mortuam pro perpetuo dimittimus dictis preceptoribus studiosis ceterisque ordinarijs dictæ accademiæ membris præsentibus et futuris a nobis et successoribus nostris Mariscalli comitibus constitutis et constituendis Omnes et singulas predictas terras croftas rudas rigas pomaria horrea columbaria tenementa domos ædificia hortos acras annuos redditus feudifirmas vstrinas maneries aliaque quæcunque ad fratres prædicatores et carmelitanos de Aberden vulgo blak and quhyt freiris olim spectantes Cum omnibus libertatibus privilegijs officijs dignitatibus immunitatibus ac sub conditionibus et provisionibus in dicta principali carta fundationis contentis et specificatis in omnibus suis punctis et circumstantijs et non alias aliter neque alio modo Ac declaramus et ordinamus generalem hanc nostram Ratificationem ac mortificationem suprascriptam de omnibus et singulis prædictis terris annuis redditibus et feudifirmis alijsque supra mentionatis tam validam legitimam et efficacem esse dictis preceptoribus et membris prefatæ accademiæ præsentibus et futuris pro ipsarum perpetua gavisione earundem Ac si singulæ terræ croftæ annui redditus firme feudifirmariæ tenementa et alia quæcunque olim ad dictos fratres predicatores et carmelitanos de Aberdein spectantes et pertinentes hic per expressum et particulariter inserta et mortificata essent Non obstante generalitate supradicta penes quam omnesque alios defectus inde sequentes Nos pro nobis et successoribus nostris pro perpetuo dispensamus Ac etiam declaramus et ordinamus quod vnica sasina per preceptores dictæ accademiæ apud mansionem dictorum fratrum predicatorum de Aberden infra burgum de Aberden de omnibus et singulis prædictis terris annuis redditibus feudifirmis alijsque particulariter et generaliter supra mentionatis capienda est et erit tam valida legitima sufficiens et effectualis præfatis preceptoribus et membris dictæ accademiæ ac si particulares sasinæ per ipsos super fundis omnium et singularum prædictarum terrarum croftarum domuum ædificiorum mansionum et de vnoquoque dictorum annuorum reddituum et feudifirmarum caperentur Non obstante quod dictæ terræ croftæ tenementa aliaque superius mentionata non simul et contigue sed procull ab ipsis et in diversis partibus jacent super quo nos pro nobis et successoribus nostris pro perpetuo

dispensamus TENENDAS et habendas de nobis et successoribus nostris Mariscalli comitibus in puram elemosinam in perpetuum REDDENDO inde devotarum orationum suffragia ac etiam faciendo docendo et perimplendo omnia alia et singula quæ præceptores et membra dictæ accademiæ virtute dictæ principalis erectionis et fundationis facere docere et perimplere tenentur secundum formam et tenorem ejusdem in omnibus Tantum jus vero patronatus seu presentationis Gymnasiarchæ et præceptorum accademiæ quos Regentes vocant [quoties?] locus morte demissione vel deprivatione vocabit [*sic*] penes comitem Mariscallum ejusque hæredes et successores Mariscalli Comites imperpetuum remanebit EXCEPTANTES tamen et reservantes ex hac præsenti nostra confirmatione ratificatione et nova mortificatione terras et agras [*sic*] olim ad capellanias de Bervie et Cowye pertinentes in dicta fundatione et erectione per dictum nostrum quondam patrem concessa specificata et contenta quæ nullo modo hic comprehendentur NECNON exceptantes et reservantes omnia et quæcunque infeofamenta titulos jura vel securitates per nos quocunque tempore præterito de omnibus et singulis terris croftis rudis rigis pomarijs tenementis domibus edificijs hortis acris annuis redditibus feudifirmis alijsque respective supra et in dicta fundatione et erectione specificatis vel de aliqua earundem parte quibuscunque personæ vel personis prius factis datis et concessis In quantum duntaxat eadem varrantizare tenemur et non aliter sic quod hæc præsens exceptio nullam ratificationem earundem inferet Sed licitum erit dictis preceptoribus et membris dictæ accademiæ eadem pro vt de jure congruit impugnare et annullare AC proviso etiam quod nos nostrique hæredes nullo modo astringemur varrantizare et defendere dictam erectionem et fundationem per quondam nostrum patrem concessam et hanc nostram ratificationem et novam mortificationem eiusdem sed a nostro proprio facto duntaxat per nos nostrosque hæredes in preiudicium eiusdem imposterum fiendo et non alias aliter neque alio modo Sic quod quæcunque infeofamenta jura vel securitates per nos prius concessæ si que sint nullo modo eadem varrantizare tenebimur QUAPROPTER dilectis nostris Gulielmo Gray vni Balliuorum burgi de Aberdeen . . . et vestrum cuilibet coniunctim et divisim bailliuis nostris in hac parte constitutis Salutem Vobis præcipimus et mandamus quatenus Gymnasiarchæ seu primariæ

dictæ accademiæ pro seipso et nomine reliquorum præceptorum et membrorum eiusdem vel suo certo actornato Sasinam omnium et singularum prædictarum terrarum croftarum rigarum rudarum pomariorum horreorum columbariorum tenementorum domuum ædificiorum hortorum acrarum annuorum reddituum feudifirmarum vstrinarum mansionum et aliorum quorumcunque ad fratres carmelitanos et prædicatores de Aberden vulgo black and quhyt freiris olim spectantium aliorumque tam generaliter quam specialiter supra mentionatorum cum suis pertinentibus secundum formam et tenorem subscriptæ cartæ nostræ mortificationis quam de nobis inde habent juste haberi faciatis tradatis et deliberetis seu alter vestrum tradat et deliberet visis præsentibus sine dilatione et hoc nullo modo ommittatis ad quod faciendum vobis et vestrum cuilibet balliuis nostris in hac parte antedictis nostram plenariam et irrevocabilem tenore præsentium committimus potestatem In cuius rei testimonium præsentibus per magistrum Alexandrum Cuik servitorem Thomæ Crombie scribæ signeto Regio scriptis Nostraque subscriptione manuali subscriptis Sigillum nostrum proprium appendi curavimus Apud Fetteresso septimo die mensis Octobris Anno Domini millesimo sexcentesimo vigesimo tertio coram testibus Magistro Jacobo Ord de Dumbrek Magistro Willielmo Keythe in Craigie nostro servitore dicto Thoma Crombie insertore datæ et testium et Magistro Jacobo Farquharson eius servo.

[Sic subscr.] William Earll Marschall

T Cromby witnes Mr James Orde witnes
J Farqrsone witnes W Keithe witness

From the original Charter in Mar. Coll. Charter Room ("Foundation Charters" No. 8). The deed is endorsed "Aberdene 20 May 1656. Producit be Mr William Moir and Minute taken and recordit in the buikes off Excheqr conforme to the Act thranent by me W. Purvis, Cls." A duplicate of this Charter is preserved in the Town House Charter Room ("College," C². N° 1). In each case the seal has disappeared.*

* The infeftment took place on the 23rd of October in favour of Mr. Patrick Dun, Principal, and the other members of the College (Instrument of Sasine, Mar. Coll. Ch. Ch., Mass i. 27, recorded 19th November in John Mowat's Register of Sasines for the Sheriffdom of Aberdeen, Book iv., f. 300).

XXVIII*a*.

Abstract of foregoing Charter.

William, Earl Marischal, ratifies the foundation by his late father of a Gymnasium in Aberdeen, and the mortification thereto of the properties of the Black and the White Friars, and of new grants the same for the same purposes, declaring a single sasine at the Black Friars Manse to be sufficient: To be held of him and his successors in pure alms for ever: The members of the Academia rendering therefor devout prayers, and fulfilling the duties assigned in the former foundation. The patronage of the principalship and [four] regencies is reserved to the Earls Marischal; and the lands formerly belonging to the chaplainries of Bervie and Cowie, and granted in the former foundation, are specially excepted from this grant; as are also all infeftments, &c., previously given by the granter on any portion of the properties conveyed, subject to challenge by the members of the Academia. The precept of sasine is addressed to William Gray, one of the Baillies of the burgh of Aberdeen. Signed and sealed at Fetteresso, 7th October, 1623, before witnesses, Mr. James Ord of Dumbreck, Mr. William Keith in Craigie the granter's servant, Thomas Crombie, Writer to the Signet, and Mr. James Farquharson, his servant.

XXIX.

Thomas Reid, Secretary to King James I., by his latter will and testament bequeaths to the town of Aberdeen his library of books and the sum of six thousand merks for the support of a Librarian. 19*th May*, 1624.*

The Testament Testamentar Latter Will and Legacy of Thomas Reid Esqr Secretary to his Ma^{ty} for the Latine Tongue made by himselfe in his own Chamber at my Lord Brookie's house in Holborn the 19 day of May 1624

In the first The s^{d} Thom. finding himselfe Sick of Body but perfect in Memory leaves his Soul to God and to J. C. his Redeemer

* "Vobis jam conspiciendos, imò et venerandos propono, sempiterna *Regni* hujus decora, *Castorem et Pollucem*, lucida illa *Scotiæ* sydera, RÆDUM utrumque, THOMAM, JACOBO VI à *Secretis*, et ALEXANDRUM, *Medicinæ Doctorem*, quos etsi benefaciendi tempore dissitos, conjunctos tamen prodire volui, propter tum *Sanguinis*, tum *Meriti* conjunctionem.

"THOMAS in ætatis suæ vere, prægnantissimi edidit *Ingenii* specimina; post decursum

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Tho Read

and his Body to the Earth to be buried honestly as effeirs and makes his latter Will as follows

To witt of the twenty four thousand Merks Scots Money I have in Scotland in the hands of my Brother Mr Robert Reid Mn^r^ of Banchory I leave to the s^d^ Mr Robt himselfe two thousand Merks I leave to Mr Robt Douny my Sisters Son two thousand Merks mair I leave to my Brother Dr Alex^r^ Reid 4 thousan Merks w^t^ my best Cloack having six Laces lined with Plush

studium *Philosophicum*, pro literaturæ humanioris *Professione*, se competitorem stitit, cum *M. Davide Wedderburno*, maximo *Urbis* et *Academiæ* ornamento, et propter meriti æqualitatem, divisum cum illo habuit imperium: Et brevi post *Philosophiæ Professor*, in hac *Academia* designatus fuit; in qua provincia, se maxima omnium cum laude gessit: sed ad *Scientiæ* perfectionem anhelans, in exteras migravit regiones, *Platonis*, *Apollonii*, *Democriti*, summorúmque *Philosophorum* exemplis; tantùmque apud exteros inclaruit, ut post peragratam *Galliam* et *Germaniam*, publicâ *Philosophiæ* professione, primò *Lipsiæ*, et deinde *Rostochii*, aliisque magnis ornaretur honoribus; et tandem ob singularis *Eruditionis* famam, insolitam linguæ *Græcæ* et *Latinæ* peritiam, et in rebus maximis gerendis dexteritatem, à JACOBO VI *Regum* doctissimo, in Angliam revocatus, et *Regi* ab *Arcanis*, linguæque Latinæ *Interpres* constitutus esset: Quo munere, tanta cum fidelitate functus est, ut omnibus dilectum, et *Regi* charissimum se præberet. Multas peragravit *Regiones*, omnes didicit *Linguas*, cunctas calluit *Scientias*; et an consummatus, esset *Historicus*, *Poeta*, an *Orator*, incertum reliquit! Eximium *Poeseos* specimen de *Arte Typographica* et *Pyxide Nautica*, aliisque variis, inter *Delicias Poetarum Scotorum*, exhibuit: Et de ejus scriptis nondum editis, sic olim cecinit *Aytonus*.

"*Et tu RÆDE jaces, opera inter manca, minasque*
Scriptorum ingentes, queis si suprema fuisset.
Cum lima porrecta manus, non ulla fuisset,
Calliopes toto Sophiæve illustrior albo,
Quàm quæ RÆDEUM præferret pagina nomen.
Nunc ceu rapta tuis superant tantummodo bustis,
Paucula furtivas schediasmata fusa per horas:
Qualiacunque tamen sunt hæc, hæc ipsa revincent,
Esse Caledoniis etiamnum lumen alumnis,
Et genium, quo vel Scoti subtilis acumen,
Vel poterunt dulces Buchanani æquare Camænas.

"Nec tamen peragrinationes, non longinquitas temporis, nec *Studia*, nec *Magnatum* consuetudo, nec *Dignitates*, nec *Aulicæ* illecebræ, RÆDO, *Almæ* hujus *Academiæ* oblivionem inducere poterant; nam, in intentissimi sui *Amoris* erga *Abredoniam*, et officiosæ erga *Academiam* hanc *Gratitudinis* tesseram, *Bibliothecæ nostræ* maximam optimorum librorum copiam, quos tribus aut quatuor librarum nostratium millibus comparâsset, donavit. Inter hos libros, quidam extant MSS. ut *Biblia Hebraica*, *Historia Naturalis*, *Liturgia Sarisburiensis*, &c. Qui omnes, quotquot hucusque cepit *Scotia*, tum antiquitate, tum pulchritudine multis superant parasangis; quibus, ut et pluribus

And for the Love I bear to the Town of new Abd and wishing the new College Schools thereof should flourish Wit ye me to have given and grantit and by the Tenor hereof gives grants and leaves in Legacy my whole Library of Books according to a Catalogue written by Mr John Garden in an old Custome house Book and Subscryved by me * and left in the hands of Mr Patr. Gordon who shall be comptable for it to the Town of Aberdeen and according to another Catalogue written by Mr John Cheyne Parson at Kinkell

aliis præstantissimis voluminibus MSS. benignissimâ *Numinis* curâ huc congestis, superbit *Academia Marischallana.*

"Et ne post instructam *Bibliothecam*, deficeret librorum Custos, RÆDUS *Bibliothecario*, sena mercarum millia erogavit.

"O insigne *Pietatis* monumentum, ære perennius! Cui invidere cuncta possunt marmora.

"*Si qua autem spes est victuri nominis ulli,*
Si qua Novensilibus vis est concessa Deabus,
Cultores Sacrare suos, Tua posthuma RÆDE
Innumerabilibus canescet gloria seclis."

—Smith's *Oratio*, p. 19.

"Ille Bibliothecam τῇ κατασκευῇ insignem Collegio Mareschallano dedit, dicavit: cùm quô locô res nostræ essent ignoraret" (a malignant statement altogether opposed to the express language of Dr. Reid's will). Andrew Strachan's "Ad Orationem habitam anno 1631 in auditorio Collegii Regii Aberdonensis *Coronis*," p. 37.

For details as to Reid's life and writings consult also *Town Council Register*, xl. 409, xli. 90, 415; Sir Robert Ayton's *Epicedium in obitum Thomæ Rhædi* in the *Delitiæ Poetarum Scotorum*, i. 51; Dempster's *Historia Ecclesiastica Gentis Scotorum*, Lib. xvi., p. 576 (Ed. of 1829); Blackwell's *Account of the Erection of the Marischal College and University*, 1736, p. 3; Wood's *Fasti Oxonienses* (Ed. of 1815), Vol. i., p. 394; Devon's *Issues of the Exchequer*, 1836, pp. 216, 255; Irving's *Lives of Scottish Poets*, 1804, Vol. i., p. 132; Dugald Stewart's *Works of Thomas Reid, D.D.* (Ed. of 1863), Vol. i., pp. 3, 35, 38.

Reid's arms were shown on the ceiling (*supra*, p. 118) as, Gules, a stag's head erased argent. The "broad" (p. 114) has a curious bearing, evidently intended to be, Quarterly 1 and 4 Gules; 2 and 3 Or, a fess gules; over all a stag's head erased argent, but the painter has placed the 2nd and 3rd quarters *over* the head, producing a result indescribable in heraldic language. The baronets of Barra bore a stag's head, as did Bishop Reid (of the family of Aikenhead), who in 1557 bequeathed 8000 merks to found a College within the burgh of Edinburgh, but the Secretary was one of the Reids of Pitfoddels, whose bearings were wholly different (Nisbet, i. 349; Stodart, ii. 129, 366).

* This Catalogue is extant in the University Library, bound up with another list of Reid's books classified according to size, and having every page signed by Principal Patrick Dun, the first librarian. Appended is an "Inventary of Bookes not comprehended in the Catalogue subscribed by the Defunct," holograph of Sir Robert Ayton, Reid's friend and panegyrist.

left in the hands of Mr Alexr Wedderburn Brother to Mr Da. Wedderburn in Abd sicklike subscryved by me Whilks Books according to the sd Catalogues I ordain to be put in the Bibliotheck of the sd new College and having considered with myself that there is a BIBLIOTHECAR required in such a City who should be comptable to the sd Council and Clergy of the sd Town and College according to the Catalogues of his receipt and that there could be none without a means qrby to live Wit ye me to have given and granted and by the Tenor hereof gives grants and leaves in Legacy the Summe of 6 thousand Merks Money as a Patrimony by the whilk the Bibliothecar of the sd Bibliotheck may live which Summe shall be employed on Profit by the sd Town of Abd and by the Advice of Mr Robt and Mr Adam Reids my Brothers Mr Dav. Wedderburn and Mr Andrew Clerk Advocate ay and qle the same can buy so much good Land lying in the Town or Shire as can pay yearly of silver rent 6 hundreth Merks Whilk Summe of six hundreth Merks Money as the profite and duty of the sd Land Mr Robert Douny my Sisters Son in Case of Acceptation in during his Lifetime and being required in Case of refusal an other sufficient man to be chosen by the Principal and Regents of the sd College and Mr David Wedderburn Master of the Grammar Schol or the Master theirof for the time shall have yearly for his Entertainment and Service And the sd BIBLIOTHECAR his duty shall be to hold his Door open 4 days a Week for the Scholars and Clergy to have the use of the Books of the sd Bibliotheck and NO WAYS to be astricted in NO further Duty

From a Document preserved in the Charter Room, Marischal College ("Librarian" No. 1), endorsed "Draught Mr Thomas Reid his latter Will in so far as concerns the Bibliotheck in the College of Abd. 1624".*

* The greater part of this extract is also entered in the "Buik of Register," where it is stated that Dr. Reid's will was registered in the Commissary Books of Aberdeen 4th March, 1625. See Note, p. 139. Some delay occurred in carrying out the intentions of the Testator.

Dec. 1, 1624.

"The Quhilk day, The Prouest Baillies and Councell haveand consideratioun that the soume of Sex thousand merkis money, left be vmqll Mr Thomas Reid, secretar to

his Maiestie for the latine tongue, for mantenance of a bibliothecaire, to attend and keip his librarie of bookes, quhilkis he left to the college of this burghe, is appointit, be his letter Will and Testament, to be employit on annuall rent, And the annuall rent thairof to accresce with the stock till the samen amount to suche a soume of money, as may mack purches of land and heretage, within the burghe or schirrefdome of abd, extending in yeirlie rent to the soume of Sex hundreth merkis; quhilk legacie of sex thousand merkis is not yit payit be the exrs of the said vmqll Mr Thomas, And whan the samen sall be payit, and employed on bank, to the vse foirsaid, It will craive a long tract of tyme befoir the same, with the profites, accress to such proportioune of money as will purchas heretage extending in yearelie rent to sex hundreth merkis; And withall considdering, if the saidis buikis sall ly still in dry wairis, during all this Interim, not onlie sall the most pairt of thame mothe and consume, But lyikwayis the clergie of the towne and college sall be defraudit of the use and benefite of the saidis buikis, for a long space of tyme, to the great preiudice both of church and commounweell; for remeid quhairof, and to the effect the saidis bookes may be employed to the proper vse quhairunto they are destinat be the Defunct, It is thought meit and expedient be the Prouest Baillies and Counsall That the saidis haill bookes and manuscriptis sall be transported frome the keyheid, out of the seller quhair they are lyand, for the present, in hogheidis, to the college of this burghe, And thair set wp in the college librarie, be Catalogue and Inventar. Provyding that Mr Patrick Dun, Principall of the said college, give his band to the Counsall of this Burghe To mack thame all extant and furthcummand and for redelyuerie thairof back againe conforme to the said Catalogue how sone he salbe requyred be the counsall to that effect, and observand sic iniunctiounes tuicheing the keiping and preservatioune of the saidis bookes as salbe prescryved to him be the Counsall And the said Mr Patrick being personallie present is content to accept the custodie of the saidis bookes and to give his band to mack thame extant and furthcumand and for delyverie thairof back againe conforme to the catalogue quhan he salbe requyred Lykeas for this effect Alexander Chalmer Deine of gild is ordainit to repair the Wyndowes of the college librarie and to give them plett Irne stenshounes for the greater securitie, and the charges to be debursed be him thairwpoune The Counsall ordainis to be allowit to him in his comptis." (*Town Council Register*, li. 143.)

It appears that the books had to be released from an arrestment executed by his Majesty's printer.

Jan. 11, 1626.

"The Quhilk dey Mr Robert farquhar thesaurer of this burt grantes and confesses that at the feist of Martimes last bypast he receawet frome Mr Alexr Jaffray Baillie in name of Mr Robert Reid executor to Umqll Thomas Reid his brother The soume of Tuo hundreth merkes money Lyk as Thomas Cargill Mr of the hospital grantes him to hawe receaued at the said terme of Martimes from the said Mr Alexr Jaffray in name of the said Mr Robert Reid the soume of sevin hundreth merkes money extending in all to the soume of nyne hundreth merkes Quhilk nyne hundreth merkes is in full satisfaction of the lyke soume payed be the Toune to Johne Bill his Maties Printer for releiff of the said Secretarie Reid his librarie left to the College of this burght and arrested at Londoun be the said Mr Bill Lyk as it is heirby declaired that tuo hundreth merkes of the said soume is to be employed on annuelrent ad pios vsus as the Councell shall think most fitting in place of the tuo hundreth merkes left in legacie be Dauid Watsone tailzeor to

the toune and sevin hundreth merkes thairof is of the hospitall money and is to be employed on annuelrent for the vse of the said hospitall in pairt of payment pro tanto of the moneyes fund restand be Dauid Adye late Mr of Hospitall at the fute of his Comptes thairof In respect that the Councell borrowet the said tuo hundreth merkes left be the said Dauid Watsone with sevin hundreth merkes of the hospitall money for payment of the said Mr Billes debt foirsaid." (*T. C. R.*, li. 229.)

The following is the earliest entry relative to Reid's Mortification in the Town's Accounts:

"The compt of the moneyis left in legacie and mortifiet be vmqll Mr. Thomas Reid secretarie for the Latine tongue to or late Souerane Lord King James the Sext of blissed memorie for mantenance of ane Bibliothecar in the new College of Abd extendit at Witsonday 1627 with the annuall that has accresced thairwpoun sen the toune of Aberdeens intromissioun thairwith to the soume of four thousand ane hundreth tua pundis xv sh four d Conforme to the compt thairof subscryvit wpoun the xxv of Sepr 1626 quhilkis moneyis were then restand in the handis of the persones following:—

Restand be Thomas Nicolsone and his cars	Jmiiijclxvj lib xiij s iiij d
Be Dauid Meluill and his cars	vijcxxxiij lib vj s viij d
Be Williame Setone of Udnye and his cars	Jmiiijc lib
Be Williame Forbes of Barnes and his cars	iiicxxxiij lib vj s viij d
Be Mr Robert Farqr	iclxix lib viij s viij d
Summa is	iiijmjcij lib xv s iiij d

Quhairof resaiuit be the Comptar at the said terme of Witsonday 1627 the soumes following from the persones eftirnamed viz.:—

From the said Thomas Nicolsone his rest aboue writtin of	Jmiiijclxvj lib xiij s iiij d
Frome the said William Setone of Udnye the soume of	Jmiiijc lib
Summa of the comptares reset aboue speit extendes to the soume of	ijmviijclxvj lib xiij s iiij d

Discharge of the Comptares reset wtin written of Secretarie Reids moneyes.

Item lent wpon band be advyise of the Magistratis and Counsall to Mr James Hay of Ranness Alexander Ord of Fynachtie and William Chalmer of Allanbwye payable at Witsonday 1628 — Jm merkis
With ane hundred merkis for a yeiris annual thairof till the said terme

Item to Andro Birnye and Mr Alexr Jaffray his car payabill at the said terme of Witsonday 1628 — Jm merkis
With thrie quarteris annuall fra lambes till the said terme of Witsonday is thrie scoir fyve merkis

Item to John Wrrie Thomas Donaldson Gilbt Leslie Robert Merser and Alexr Brabner his cars payable at Martimes 1627 — iiijc merkis
With ten merkis for ane quarteris annuall thairof till the said terme

Item to the Clerk for formeing and writting of the bands and comptis of the saids moneys conforme to his ordinarie allowance thairanent be the exers of the said Secretarie Reid — xx merkis

Summa debursit be the Comptar of his intromissioun foirsaid extendis to the soume of Ane thousand sex hundreth threteine pundis vj s viij d
His resset being twa thowsand aucht hundreth thrie scoir sex pundis xiijs iiijd
So restis in the Comptaris hands for want of wairing Ane thowsand tua hundreth fyftie-thrie punds vj s viij d

By and attor the quhilk soume of ane thousand twa hundreth fyftie thrie punds sexs viiijd thair is lyand wpoun bank of Secretarie Reidis mortificaoun foirsaid the soumes following in the hands of the persones particularlie eftirnamed viz. :—

Be the said Dauid Meluill and his Cationars to have beine payit at the said feast of Witsonday last 1627 vij^{c}xxxiij lib vj s viij d
Be Williame Forbes of Barnes and his car^{s} to have beine payit at the said terme iii^{c}xxxiij lib vj s viij d
Be Mr Robert Farq^{r} payable at the said terme i^{c}lxix lib viij s viij d
Be the said Mr James Hay of Ranness Alexander Ord and William Chalmer payable at Witsonday nixt 1628 vj^{c}iij^{xx}vj lib xiiij s iiij d
Togidder with ane yeiris annuall of the saids soumes till Witsonday nixt 1628 extending to j^{c}lxxxvij lib vj s viij d
Be the said Andro Birnye, and his car, J^{m} merkis, with the annuall thairof for thrie quarteris, till Witsonday nixt 1628, extending to thriescoir fyve merkis, is vij^{c}x lib
Be the said John Wrrye Thos Donaldson Gilb^{t} Leslie Robert Merser and Alex^{r} Brabner his car^{s} payabil at Mart^{s} nixt 1627 four hundreth merkis w^{t} ten merkis for a q^{r}teris annuall thairof is ii^{c}lxxiij lib vj s viij d
Summa of Secretarie Reidis m^{n} lyand wpoun band both of stock and profites extendis to the soume of Four thousand three hundreth tuantie sex punds xv s iiij d
Quhairof thair is payabil at Martimes nixt 1627 J^{m}v^{c}xxvj lib xiij s iiij d
And at Witsonday next 1628 ij^{m}viij^{c} lib ijs"

—*Burgh Treasury Accounts*, 1626-27.

At the union of the Universities in 1860, the account stood thus:—

	Revenue.	Expenditure.	Stock.
"8. Thomas Reid's Mortification to a Bibliothecar or Librarian, Marischal College . . .	12 5 11	12 5 11	365 0 0"

—*Burgh Accounts*, 1859-60.

Note on the Early College Librarians.

Principal Dun seems to have acted as librarian until 1632, when the Kirk Library was transported to the College [*infra*, p. 218], and Mr. Robert Downy was elected in terms of the will. The contract between Downy and the Town Council is interesting.

"At Aberdeine The aucht day of februar the yeir of God J^{m} sex hundreth threttie twa yeiris It is appoyntit and agriet Betuixt the richt honorabill Paull Mengzeis of Kynmundy Prouest of the burghe of Abirdeine Thomas Colinsone Maister Alexander Jaffray Androw Meldrum George Johnstoune Baillies of the said burghe George Moreson deane of Gild and Johne Leslie Thesaurar of the same burghe for thameselffis be vertew of thair seuerall offices and in name and Behalff of the Counsall and Communitie of the said burghe

on the ane pairt and Maister Robert Downy sone Laull to vmqll Williame Downy in banchorie and as cautioner securitie and full debtor for and with the said Mr Robert on the wther pairt In forme substance and effect eftir following THAT IS TO SAY forsameikill as vmqll Thomas Reid Esquyer Secretar for the Latine tongue to oure late Souerane Kinge James of Blessed memorie for the lowe he caried to the said toune of Aberdeine and wishing the new College and schoollis thairof sould flurishe Be his latter will and Testament left in legacie to the said towne of Aberdeine his whole librarie of buikis . . . And withal . . . the soume of Sex Thowsand merkis Scottis money as a Patriemonie be the quhilk the Bibliothecar of the said Bibliotheke micht leiwe . . . Conforme quhairwnto the Prouest Baillies and Counsall of the said burghe for the tyme ressauit frome the executors of the said vmqll Thomas Reid his whole Librarie of Bookis according to the Catologue thairof quhilkis were all imputt be thame within the librarie of the said college and ar yit all extant within the same in als gude cace as they was the tyme of thair ressett and intromissioun thairwithe Lykeas also they resaued frome the saids Exrs at the feast of Martimes in the yeire of God Jm sex hundrethe twentie and fyve yeiris the soume of Thrie Thousand four hundrethe threttene punds twa shillings wsuall scottis money in satisfactioun of the said legacie of Sex Thousand merkis Becaus the remanent thairof was exhausted pairtlie for quot and confirmatioun and pairtlie evicted fra the saids exrs sen the deceis of the said vmqll Thomas for unknowin debtis not conteinit in his testament Quhilk soume of Thrie thowsand four hundrethe threttene punds twa shillingis be the carefull manageinge of the Prouest Baillies and Counsall of the said burghe for the tyme hes accrescit with the annualrentis thairof sen the tyme foirsaid of the said toune of Aberdeine thair intromissioun with the samen to the soume of Sex Thousand punds money foirsaid Quhairwith they intend Godwillinge howsone thay can find convenient occasion To by so muche land as will extend to sex hundrethe merks money in yeirlie rent or Sex chalderis of victuall to be a constant Provisioun and stipend to the said Bibliothecar in all tyme comeing for implement of the will of the defunct And in the midtyme till the said Occasioun of bwying some peice of land may be hade And to the intent that the scollars and clergie of the said Toune and colledge be not longer frustrat of the vse and benefite of the saids buiks The saids Prouest Baillies and Counsall hes admittit and ressauit and be thir presentis admittis and resaues the said Mr Robert Downye Bibliothecar of the said librarie dureing all the dayes of his lyftyme quho presentlie hes acceptit and be thir presentis acceptis the said chairge and office in and wpoun him wpoun the conditiounes wnderwreittin THAT IS TO SAY The said Mr Robert grantis him to hawe receawed the day and date heirof from the saids Prouest Baillies and Counsall the haill buikes within the said librarie quhilks appertenit to the said vmqll Thomas Reid with the haill buikis left to the said Colledge be vmqll Mr Duncan Liddell doctor in Phisick Togidder also with all wther buiks within the said Librarie giwen thairwnto be quhatsumewir person or persones at any tyme bygaine conforme to the seuerall Catologues thairof subscrywit be the said Mr Robert Lykeas the said Mr Robert as prinll and the said as caur securitie and full debtor for and with him binds and obleissis thame thair aires exrs assignayes and successors quhatsumewer coniunctlie and seuerallie To keip the saids haill books and To mak thame extant and furthcummand within the said librarie with all wther books that happins to be gewen and putt within the said librarie theireftir dureing the said Mr Robert his lyftyme conforme to the Catologues made and to be made thairwpone And lyikwayes the said Mr Robert conforme to the will of the fundator sall hold the dore of the Librarie patent and oppin four dayes of the weeke the whole yeir alsweill

in tyme of vaikance as at vthir tymes To wit Mononday Wedinsday Fridday and Saturday everie ane of these dayes in Sommer frome Sevin hors till ellewin in the foirnoone and frome twa till fywe in the eftirnoone And in the winter frome nyne till twelff in the foirnoone and from twa till foure hors in the eftirnoone And Siclyik he sall admitt no Schollar to be ane ordinar student within the said librarie without ane subscrywit warrand frome the Magistrattis and counsall of Aberdene And these quha salbe deputt be thame Quhilks students at thair entrie to the said Librarie sall giwe thair aithes that they sall not tak out ane book furth thairof nather sall they blott any booke nor teare the leaff of ane booke nor fold the leaf of ane buik quhairin gife they contravene they sall pay the triple of the pryce of the buik quhilk warrand for admissioun of the saids students to the said Librarie the said Mr Robert sall keip and registrat the whole names of the saids students in ane paper buik according to the tyme and warrand Item he sall not lend furth ane buik to any man of quhat estate or degrie soewir he be Item he sall mak tables and indices of the haill buiks within the said librarie ordine alphabetico of ewerie science be thame selffis for the commodious vse of the saidis schollars Item he sall keip the saids buiks frie frome dust and corruptioun and sall hawe a fyre for that effect as necessitie requyres Item he sall subject himselff to all these conditiounes and quhatsoewir els salbe thocht fittinge be the counsall of Aberdeine for the tyme to be sett doune heirefter for the weill of the saids students buiks and Bibliotheck For the quhilks caussis the saids Prouest Baillies and Counsall Bindis and obleissis thame and thair successors Prouest Baillies and Counsall of the said burt in tyme comeing To thankfullie content pey and delywer to the said Mr Robert Downye yeirlie and ilk yeire dureing all the dayes of his lyftyme The soume of Sex hundreth merks money foirsaid at twa vsuall termes in the yeir Witsonday and Martimes in winter be equall portiounes The first termes peyment thairof beginand at the feast of Witsonday nixttocume in the yeir of God Jm sex hundrethe threttie twa yeires and so furthe termelie thaireftir indureing the dayes of his lyftyme Prowidinge allvayes that howsone the Prouest Baillies and Councell salhappin to by so muche land as will extend in yeirlie rent to Sex hundreth merks vsuall Scotts money or sex chalders victuall for the vse of the said Bibliothecar The said Mr Robert sall accept the rent of the said land fra thane furth and manageing thairoff himselff in full satisfactioun of his said stipend of sex hundrethe merks in all tyme thaireftir dureing the space foirsaid all fraud and gyill secludit . . .

[Signed] P. Menzeis prowest

Sir T. Burnett witnes — Thomas Colinsone baillie
Patrik Dune P. witnes — Mr A Jaffray baillie
Mr Vedast Lowsone witnes — A. Meldrum baillie
Mr Robert Reid witnes — George Johnstoun baillie
Jo. Ingrahame witnes — Ro. Downy"

Town House Charter Room ("College") C². No. 2 (see Relative Minute of same date, *Town Council Register*, lii. 45). The two next papers also refer to the relations between the town and their first public librarian, viz.:

C². 3. Contract between the saids parties, proceeding on the narrative that this Mortification, as well as the Mortification to the kirk of Futtie, had been much reduced by Bankruptcies and by super expenditure, and therefore nominating the said Robert Downy to the Office of Catechist of Futtie, for discharge of which duty, in addition to the Office of Librarian, he shall be paid yearly 700 merks Scots—dated 3rd August, 1652.

C². 4. Contract between the saids parties, deducting certain yearly sums for the foresaid salary, to make up the losses in the Library, occasioned by the Librarian's negligence,

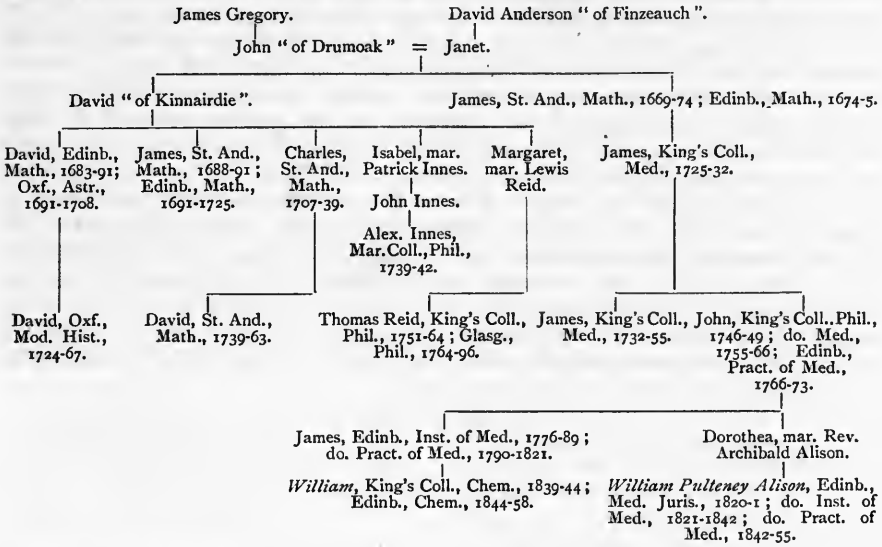
amounting to £389 Scots, and restoring him to his office, from which he had been dismissed for his negligence—dated 14th November, 1659. (See *T. C. R.* of same date, liv. 121.)

Robert Downy, Reid's nephew, was A.M. and Minister at Futtie. (See Irving's *Lives of Scottish Writers*, ii. 48, where he is erroneously styled Librarian of *King's* College; Maidment's *Catalogues of Scottish Writers*, 119; and Forbes' *Funerals*, Reprint of 1845, p. 401.)

On Downie's death the Council nominated David Gregorie * burgess, to the vacant

* This is David Gregorie of Kinnairdie, the ancestor of the senior line of Academic Gregories. Chalmers, in his *General Biographical Dictionary* (1812-17), Vol. xvi., p. 289, speaks of the Scottish Gregories, famed in mathematics and in medicine, as "this learned family which has given sixteen professors to British Universities". The story of the sixteen professors is reproduced in many later works, such as the current editions of the *Encyclopædia Britannica*, and *Chambers's Encyclopædia;* but I have failed to identify more than twelve.

Mr. Galton introduces the Gregories in his *Hereditary Genius;* indeed they furnish one of the strongest cases in support of his theory; but his genealogical tree of the family is neither complete nor accurate so far as it goes. In the appended table are indicated, after the names of the professors, the Universities where they taught, their subjects, and the dates of their incumbencies.



It will be seen that fourteen professors are included in this table, but the two whose names are italicised cannot, from their dates, be reckoned among Chalmers's sixteen. The late Sir Alexander Grant, in his *Story of the University of Edinburgh*, Vol. ii., p. 405, has thus curiously paraphrased Chalmers's statement:—"James Gregory [Professor 1776-1821] was the sixteenth professor that had sprung *from the loins of David Gregory, Esq. of Kinnairdie*".

It may be added that a sister of David Anderson of Finzeauch was mother of George Jamesone, the painter, whose daughter Mary married her second cousin, Professor James Gregory. The present male representative of this branch of the family is William Villeneuve Gregory, Major, R.A.; of the senior branch, descended from David Gregory of Kinnairdie the representative appears to be Silas Wright Gregory of San Francisco, a citizen of the United States. (*Records of the Family of Gregory.* By Philip Spencer Gregory, 1886.)

office, 4th November, 1663 (*Town Council Register*, liv. 484); and on 9th January, 1669 (*T. C. R.*, lv. 158), Thomas Gray, son to the deceased Provost Gray, was appointed to succeed Gregorie. In these appointments the College seems to have acquiesced. But the Council having issued a Commission dated 22nd October, 1673 (*T. C. R.*, lv. 526) in favour of William Alexander, student of divinity, the College refused to recognise their right of patronage, and on the 30th of the same month admitted Robert Paterson, one of the Regents, as Librarian. This action led to a protracted lawsuit before the Lords of Session. The Council maintained that a public library under their charge existed before the date of Reid's bequest and that "Mr James Ross sometyme minister in Abd did keep the saids books ane great pairt of his tyme and that in the upper roume of the sessione house of Abd and Mr David Wedderburne efter him (in anno Jmvjc and ten) in qch tyme thr wer not so much as ane shaddow of ane bibliothick in the colledge and the touns bibliothick wes kepped in the said kirk sessione house at ane great distance from the said colledge as is notar And herefter the same was keeped by Mr Patrick Dune as will be proven by famous witnessis as the minister of Kintor, Mr Duncan Liddell and many other old men". [*Information:* Magistrates to Baillie Alexander, 1675. Town House Charter Room C². No. 7.] On July 19th, 1674, Mr. Robert Reid of Birnes, minister at Banchorie (retoured heir to Secretary Reid, his grand-uncle, August 14th), "divolves assignes and dispones the said right of patronage off the said Bibliothicke off the foirsaid Colledge Marischall and presentatione of ane Bibliothecar therwnto . . . frae him and his foirsaids to and in favoures off the said doctor James Leslie, principal, Mr Alexander Alexander, Mr Robert Patersone, Mr George Peacock, and Mr John Farquhar, regents of the said Colledge and their successors." [*Condescendence:* recorded 13th February, 1675. Mar. Coll. Charter Room "Library," Nos. 6, 7, 8.] On June 29th, 1675, the Lords "finds and declares that the Principall and Regents of the College of New Aberdeen and Master of the New Grammar School of the said Burgh have by the foresaid Testament and Mortification and by the condescendence and agreement past betwixt them and the said Mr Robert Reid in manner abovementioned, the sole and undoubted Right of Presentation of the Bibliothecar to the foresaid place, and that the said Mr Robert Paterson as being admitted and presented by them in manner foresaid has the sole and undoubted right to the said office haill profits and emoluments belonging thereto during his Liftime. And therefore decerns and ordains the said Provost Baillies and Town Councill of Abd and the said Mr William Alexander as having right from them to desist and cease from troubling and molesting the said Mr Robert Paterson in the peaceable possession of the said office and uplifting the haill profits and emoluments thereof in all time coming And also the said Defenders and their successors to make payment to the said Pursuer of the said soume of six hundred merks yearly of sallary." [Mar. Coll. Ch. Room "Library," No. 10.]

The salary seems to have been paid very irregularly. A Memorial in Mr. Paterson's hand dated 1707 [No. 13] contains an "Abstract of soums which have been taken and keepit from Secretary's Mortification and ought to be restored to it" showing a total of upwards of 13,500 pounds Scots. On 28th May, 1707, the Council agree to pay him during his lifetime the interest of 10,000 merks, on the understanding that at his death or demission no Librarian shal be appointed save at a salary of 100 merks, that the principal may accumulate to the sum of 10,000 merks. [T. C. Charter Room, C². No. 8.]

XXX.

David Chalmer, cordiner, mortifies 100 pounds Scots to the College and Kirk. 1624.*

May 26, 1624.

The said day in presence of the Prouest baillies and Counsall Compeirit Williame Spence cordonar and Johne Anderson cordonar burgessis of Aberdeine quha being addebtit to vmq^ll^ Dauid Chalmer cordonar burges of the said burghe the tyme of his deceas in the Soume of Ane hundreth pundis money proportionallie betuixt thame as is wndirwrittin Viz the said Williame Spence being addebtit to him in the soume of Ane hundreth merkis and the said Johne Andersone in the soume of fyftie merkes conforme to thair seuerall bandis giwen to the said vmq^ll^ Dauid thairwpone And in respect the said vmq^ll^ Dauid be his letter will and testament left in legacie to the kirk and college of new Aberdeine the soume of Ane hundreth pundis money equallie betuixt thame Reservand the annuallrent thairof to Janet Cardno his spous during hir lyftyme and that m^r^ Williame Chalmer thesaurar clerk quha obteinite of o^r^ Soverane lord the gift of escheat of all gudes gear moveabill and vnmoveabill quhilk perteinit to the said vmq^ll^ Dauid Chalmer or vmq^ll^ Johne Chalmer his sone Become in his maiesties handis be the bastardrie of the said vmq^ll^ Dauid or as last air to the said vmq^ll^ Johne gawe his band notwithstanding of his said gift for payment to the prouest baillies and counsall of this burghe of the said soume of Ane hundreth pundis to be maid furthcummand be thame and to be equallie devydit and payit to the kirk and college of the said brugh out of the first and rediest of the saidis escheat gudes Thairfoir the saidis Williame Spence and Johnne Andersone be speciall directione of the said Mr Williame Chalmer donator foirsaid and for implement and satisfactioun of the said band payit and tauld doune in redie money reallie and with effect the said soume of Ane hundreth pundis to witt the said Williame Spence payed the soume of Ane hundreth markis thairof and the said Johne Andersone the soume of fyftie

* On the "broad" of David Chamberlane [*sic*] the arms are identical with those of David Chalmerlane [*supra*, p. 183], save that the field is sable.

markis in presens of the saidis prouest baillies and consall quha appointit the same to be delyuerit to George Anderson present maister of the Kirkwark of this burghe to the vse aboue specifeit And the said George being personallie present grantit the resset of the said soume of Ane hundreth pundis from the saidis Williame Spence and John Andersone in name of the said Mr Williame Chalmer for satisfactioune of his band above mentioned And be resone of his resset thairof the said George Andersone for him selff as Maister of kirkwork foirsaid and also the saidis Prouest baillies and Counsall for thameselffis exoners quytclames and discharges the said Mr William Chalmer donator foirsaid and also the saidis Williame Spence and Johne Andersone and ilk ane of thame thair airis exrs and assignayis of the said soume of Ane hundreth pounds and haill contentis of the said band giwen thairwpone be the said Mr Williame and of all soumes of money or legacies left be the said vmqll Dauid Chalmer to the said kirk and college of new Abd or aither of thame simpliciter and for ewir Lykeas the saidis Prouest baillies and counsall become actit to mack the said soume of Ane hundreth pundis furth cummand to the said kirk and college eftir the deceas of the said Janet Cardno as lyikewayis to pay the ordinarie annuallrent thairof to the said Janet ȝeirlie and termelie in tyme comeing at witsonday and martimes in wynter be equall portiounes during all the dayis of hir lyftyme

From the *Town Council Register*, Vol. li., p. 96.*

* To the note of this bequest in "The Book of the Mortificationes of the Burgh of Aberdein" (Vol. i., p. 36) is appended the following in a different hand: "8th Octob. 1658. This Mortification in so far as concernes the colledge is satisfied to the colledge

"[Signed] Mr Wm Moir principall."

From the "Buik of Register" we learn the nature of the "satisfaction". "The toune counsel gave ane bell to the college in content of this mortificaone in the yeir 1658."

XXXI.

*Alexander Irving of Drum, by his latter will and testament, bequeaths to the Provost, Baillies, &c of Aberdeen the sum of ten thousand pounds Scots for the maintenance of bursars at the Grammar School and at Marischal College, 26th December, 1629; and his son, Sir Alexander Irving, Knight, destinates the lands of Kinmuck and Richarcharie for behoof of the said bursars. 12th April, 1656.**

I.

THE TESTAMENT legacie and letter will of Alex^r Irving of Drum so far as the same concernes the Town of Aberdene dated at Kellie in Angus 26 December 1629

AND FORDER because it hath pleased God the Lord of his mercy to prolong my days for the education and prouision of all

* "Inter maximos *Academiae Marischallanae Parentes et Patronos* numerari meruit D. ALEXANDER IRVINUS, antiquissimus *Baro* de DRUM, qui immensâ suâ munificentiâ et pietate, non minorem sibi et posteris paravit gloriam, quàm rebus praeclarè in *Scotia* gestis, ab illustri IRVINORUM gente, magnanimi ipsius meruere *Majores;* quorum in annalibus, imò et omnium ore, tot egregia facinora, et tanta in *Scotiam* merita prostant, ut IRVINORUM fortitudinem haud aequent, bellicosa *Corneliorum* aut *Scipionum* nomina: Nobis currentibus, ex ampla IRVINORUM segete, unum aut alterum memorare liceat.

"Primò igitur intuemini GULIELMUM, gentis suæ Principem, ROBERTO BRUSSIO *Scotorum* Regi, et *Marti* alteri, mordicus adhaerentem; quem à fidelitate nulla terrebant pericula, nec pelliciebant praemia: *Achilles* hic *Scoticus*, ob animi et corporis fortitudinem et inviolabilem erga Regem amorem (A.D. 1306) *Armiger Regius* creabatur, et per omnes belli clades, *Regnique* ruinas, *Regem* impavide et constanter comitatus, omnibus interfuit prælliis, et maximo semper versatus in discrimine.

"Tanti *Heros* dignissimam progeniam se praestitit ALEXANDER, animi et corporis robore etiam insignis; qui in prælio (A.D. 1411) *Harlaensi* strenuissimè rebellium *Insulanorum* fregit potentiam, et sanguinem fudit; hic *McLennum* (vel, ut habet *Boetius*, Lib. 16, *Makgillan*) praecipuum, post *Donaldum*, *Hebredianorum* Ducem, proprio interfecit *Marte;* eo in prælio ALEXANDER magnanimos ducebat *Abredonenses;* quam provinciam IRVINORUM *Principes*, per multos annos tenuere: Ast victoriae hujus pretium suo pependit sanguine, nam validissimè pro *Rege* dimicans, cum D *Roberto Davidsono Equite Aurato*, *Consule Abredonensi*, multisque aliis, in campo *Martio* occubuit.

"Maximè etiam de *Patria* et stirpe *Regia* meruit (*Boet.*, Lib. 17) ALEXANDER IRVINUS de *Drum*, qui Illustrissimum D. GULIELMUM *Dominum* de HAY, *Magnum* SCOTIAE *Constabularium*, in *Angliam* comitatus erat, ut JACOBUM I. *Regem* optimum, post octodecim annorum captivitatem et malorum Iliada, in patriam (A.D. 1424) reduceret.

"Memorandum etiam hîc esset, strenuum et opportunum subsidium, quod Jacobo

my bairnes and both then and sen syn hath blessed and incressed my meanes Quhairof lest I should prove forgetfull in not rendering bak a pairt for sacred and pious vses Thairfoir for the mantenance of letteres Be thir presentes I Leave Mortifie and destinattes Ten thousand punds Scottes money quhilk is now in possession and keiping of Marion Douglas my spous all in gold and weight appointed for the vse wnderwrittin of hir awin knowlege and most willing consent To be presentlie delyuered to the Provest Baillies and Councell of Aberdene and to be bestowed and employed be thame wpon land and annuelrent in all tyme heirefter to the effect efter following To WIT Thrie hundreth and tuentie punds of the annuelrent thairof to be ȝeirlie employed heirefter on four scholleres at the Grammar scoole of Aberdene for the space of four ȝeires ilk ane of thame four score punds and wther four hundreth punds payed ȝeirlie to wther four scolleres at the Colledge of New Aberdene and studentes of Philosophie thairat ilk ane of thame ane hundreth punds dureing lykwayes the space of four ȝeires And als I ordain

III. *Regi*, ad incitas redacto, contulit IRVINORUM *Princeps*, cum non ex igna clientium et amicorum manu in (A.D. 1450) prælio *Brechinensi*. Sed quantumcunque bello claruere alia IRVINORUM gentis decora omnium tamen gloriam auxit D. ALEXANDER, Maecenas noster, qui plures, *Munificentiâ* suâ egit triumphos, quâm ipsius *Majores*, *Armis*, peperere trophaea. Hic præter non paucas *Pauperibus*, in diversis *Regni* locis factas donationes, *Studiosis Linguarum*, *Philosophiæ et Theologiæ*, quindecim mercarum millia (A.D. 1630) consecravit: Quam summam, optimi *Patris*, optimus *Filius*, sic adauxit et collocavit, ut annuus agrorum proventus, nunquam defecturus, *Decem* literarum *Studiosos* magnificè alat.

"De *Mæcenatis* nostri *Mentis*, *Natalibus*, *Fortitudine*, *Prudentia*, *Magnificentia*, *Pietate* denique et *Literarum Amore*, pluribus enarrare non licet, nec opus est, quum facta ipsa proclament, quantus fuerit: Hic enim ALEXANDER, *Macedonem* illum, qui plures victorias quam annos numeravit, non tantum æquavit, sed superavit; multo præstantiora et perenniora virtutes suæ monumenta posteris relinquens, et ipsius vota plures mundos optantis excedens; *Noster* vero ALEXANDER, immortalibus melioris mundi deliciis, æquissimo pietatis suæ præmio, jam fruitur.

"Plurimos ex hac prognatos stirpe, rerum gestarum gloriâ claros, silere cogor, paucis tantùm enumeratis, qui ad par *Gloriæ* et *Virtutis* certamen, omnes provocare possint.

"*Nam hac* IRVINORUM *gente*
Non clarius armis,
Non alia est, sedis melior cantanda futuris."

—Smith's *Oratio*, p. 17.

On the heraldic ceiling the Drum coat was shown as Argent, three bunches of holly each consisting of as many leaves slipped, vert banded gules. So recorded for Irvine of Drum, 1627-8. On the "broad" the arms appear as Vert, three bunches gules!

to be given to wther tua Scolleres who have past thair cours of Philosophie being laureat Maisteres and are become studentes of Divinitie in the said new college of Aberdene four hundreth merks scottes money To ilk ane of them Tua hundreth merkes of the said annuelrent dureing the space of four years also and the odde tuentie merks quhilk with the dedicationes aboue specifeit compleites the said haill annuelrents of Ane thousand punds I ordane to be givin to any man the town of Aberdene shall appoint for ingaddering and furthgiwing of the said annuelrent to the saidis scolleres as is aboue designed Quhilkes scolleres of the kyndes aboue writtin I will and ordain ȝeirlie in all tyme heirefter be presentit be my said executor as my air and his aires and successouris Lairds of Drum to the Town of Abd Prouest Baillies and Councell thairof and thair successouris quha shall be haudin to receave thame ȝeirlie wpon thair presentatioun and shall stand obleist and comptable for the said annuelrent to be employed as is aboue appointed in all tyme comeing And forder for the love I carye to the said town of Aberdene quhilk hath long been entertained amongst our progenitouris but change or breik I leave to the New Hospital of Aberdene four hundreth merkes Scottes money to be employed on land or annuelrent heirefter Quhilk annuelrent I appoint to be paid to ane quha shall be presented be my said air and his foirsaids thairto being alwayes ane gild brother of Aberdene and no wther Forder I leave to the town of Aberdeen Prouest Baillies and Councell thairof sex hundreth merkes Scottes money to be keiped vsed bestowed or employed by thame at thair pleasour for manteaning and wphaulding the aboue-designed Yle of thair Kirk callit the Laird of Drumes Yle I and my successouris haveing such pairt and portion thairof for our burialles as the said Town shall think most fitting and expedient at their awin will and pleasour—And this last Thousand merks to be payed be my said Executour

From the extract forwarded by Marion Douglas, Lady Drum, Town House Charter Room, "Mortifications for Bursars," M[1]. 8.*

* M[1]. 9 contains several documents relative to the Mortification, viz. :—
Extract *Town Council Register*, li. 535. 19th May, 1630.
Instruments upon the Laird's offer and the town's refusal. 2 cop. 22nd May, 1630.
Acquittance to the Laird: 600 merks to Kirkwork. 8th June, 1631.

II.

Be it kend till all men quhome it effeiris be thir presentes Me Sir Alexander Irwing of Drume Knicht sone air and executour confirmed to the deceast Alexander Irwing of Drume Forsameikle as the said deceast Alexander be his latter will legacie and testament mortified and destinat Ten thowsand pounds Scots money quhilk

Extract *T. C. R.*, lii. 53. 9th May, 1632.
Summons, Laird against Town. 2 cop. 12th October, 1632.
Copy Decreet, 27th February, 1633. *T. C. R.*, lii. 97.
Information for Laird. 25th May, 1649.
Information for Magistrates.

There is also preserved (in the collection of "Letters Received") a series of twenty-six letters or drafts of letters that passed between the Magistrates and Lady Drum and her son Sir Alexander, dating from 6th January, 1630, to 28th January, 1633.

When sending the extract from her husband's will, Lady Drum writes:—

"To my very speciall
"My Lord proveist
"of Aberdien
"Theiss
"Pleiss your L

"I doubt not bot ye have hard that my Loving husband of happie memorie hes mortified and destinat certain soumes of money to be bestowed and imployed in sum religious and profitabl vsses for the benefite of your citie and scholls Qlks soumes ar in my custodie and salbe in readines with the first occasion to be delyvered vpon theiss conditions and fore theiss ends qlks ar specified and expressed in his letter will And becaus theiss moneyes ar vnprofitable so long as they remain besyd me and it is expedient that with al convenient diligence they be putt to theiss vsses for the qlks they ar apoynted I have thoucht miet to adveyise your L hierof that so ane solide and tymous courss may be taken by your L and theiss quhome it concerns for that effect And because my vmqll husband of dear memorie hes sett doun both the particular maner how theiss soumes salbe distribute And vpon quhat kynd of conditions and assurance (qlk I purpose to prosecute and wil not alter) I have caused extract the very words of his Legacie as they wer conceaved be himself and put doun be his awn hand This I thoucht guid to signifie to your L And so committing your L to the mercie of God I rest

Your L. Loving friend
M. Douglas

"At Kellie
"15 Martij 1630."

The Council, however, hesitate to undertake the Trust.

May 19, 1630.

"The Quhilk day The Prouest Baillies and Counsall advysing anent that pairt of the laird of Drumes legacie concerning the moneyes mortifiet be him for mantenance of poore scholares to be brocht wp in the grammer schole and College of this burghe The copie of the quhilk legacie wes send to thame be Marioun Douglas Ladye Drum his relict . . . Conforme to the quhilk legacie and for performance and accomplishment thairof sa far as

was than in the possessioun and keiping of the deceast Marioun Dowglas his spouse all in gold and weght appointted for the vse wndirwrittin of his awin knowledge and most willing consent to hawe bein presentlie delyuered to the Prowost Baillies and Consell of Abirdene and to hawe bein best waired and imployit be thame wpone land or annuel rent in all tyme thairefter to the effect eftir following

concernis the payment of the said Ten Thowsand pundis The said Marioun Douglas haveing directit hir missive letteris to the Prouest and baillies of this burghe desyreing thame to come and resaive the same and to delyuer to hir thair acquittance and exoneratioun thairwpoune. Whairanent the Counsall advysing and thairwith considdering that thair resset of the said legacie of Ten Thowsand punds wald mak the toune lyabill perpetuallie in tyme comeing in yeirlie payment of Ane thowsand punds for the annuallrent thairof to be bestowit for mantenance of the said ten bursares whilk the toune could not wndergo without thair great hurt and prejudice Thairfoir they refuisit to resaive the said soume on the conditiounes above writtin conteinit in the said testament Bot to the effect the same may be lifted out of the said Marioun Douglas handis and may be wairit and laid wpoun bank to the proper wse quhairwnto the same is destinat till sic tyme as the counsall of this burghe may sort and agrie with Sr Alexr Irwing now of Drum Knicht wpoun some resonabill and equall conditiounes for setting and establisheing the said soume on the heretabill purches of landis for mantenance of the saidis bursares in all tyme comeing The Counsall thinkis it meit and expedient that the Prouest and Baillies sall writt and direct thair letter to the said Marioun Douglas, desyirand hir to delyuer the said Ten Thousand punds to the said Sir Alexr Irwing now of Drum hir sone wpoun his acquittance to be given to hir thairwpoune To the end he may wair the same on profite to the vse foirsaid whairwnto the same wes destinat and left and be comptabill and answerabill thairfoir till sic tyme as the counsall may agrie on resonable conditiounes thairanent as said is" (*Town Council Register*, li. 535).

May 22, 1630.

"The said day the Prouest Baillies and Councell haveand learned that Sr Alexr Irwing of Drum Knicht hes resauet from Marioun Douglas Ladye of Drum his mother the soume of ten thowsand pundis money all in gold in weycht left be vmqll Alexr Irwing of Drum his father for mantenance of poore scholares within the grammer schole and college of this burghe And that the said Sr Alexr is to mak reall offer thairof to the magistrattis and counsall of this burghe conforme to the letter will and testament of his said vmqll father Whairanent the Counsall advyising They all in ane voce resolued and concludit to refuis to receave or accept the said soume on the conditiounes conteinit in the said testament Viz to be lyable perpetuallie in all tyme comeing in yeirlie payment of ane thowsand pundis moe to the Laird of Drum and his airis for the vse of the bursares nominat in his fatheris testament Bot wilbe content to receave the said soume vpoun conditioune that the samen be laid wpoun bank qr best employment may be had and the annuall rent thairof to accress with the stok till the same amount to that proportioune as may mak purches of herell lands extending in yeirlie rent to ane thowsand punds or fyifteine chalderis victual And withall that the said toun of Aberdeine have a hand in the patronage and presentatioun

To wit Thrie hundrethe and twentie pounds of the annuelrent thairof to be yeirlie imployit thairefter on four Schollers at the Grammer Schole of Abirdene for the space of four yeirs ilk ane of thame yeirlie Four scoir pounds money forsaid and wther four hundreth pounds to be peyit yeirlie to wthir four Schollers at the Colledge of New Abirdein and Students of Philosophie thairat ilk ane of thame ane hundrethe pounds Scots dureing the lyk space of four yeirs And als he ordanit to be gewin to wthir twa scholleris quha had past thair Course of Philosophie being leirned Maistirs and being Students of Divinitie in the said New Colledge of Abirdeine four hundreth merkis Scots money viz to Ilk ane of thame twa hundrethe markis of the said annuelrent dureing the space of foure yeirs also and the od twentie marks quhilk with the deductions abone specifeit

of the bursares that sould inioy the benefite thairof Wtherwayis disassentit to hawe any burdeine of the resset or employment of the saids moneyis or any melling thairwith" (*T. C. R.*, li. 538).

May 9, 1632.

"The Quhilk day The Prouest Baillies new and auld Counsallis of this burgh . . . Being convenit in the Counsallhous For resolveing wpoun some gude course anent thair acceptatioun of the soume of Ten Thousand pundis mortifiet be vmqll Alexr Irwing of Drum for mantenance of poore bursares within the Colledge of this burghe And also for giveing answer to Sir Alex Irwing now of Drwm Knicht his desyre of ane buriall in that yle of St Nicolas Kirk of this burgh whairin his predecessouris have beine in wse to be buried Agries all in ane voce To accept of the said mortificatioun of Ten Thowsand pundis and manageing thairof in all tyme comeing Provyding allwayis that sic moneyis as is ower the provisioun of the bursares alredie enterit Be sequestrat and employit on profite till the same mak out a stok of fyfteine or sexteine thowsand pundis for bying of ane heretable annuall of ane thowsand pundis or fyifteine chalderis victuall of heretage at the least And that the provisioun of the bursares and number of thame be onlie conforme to the will of the said defunct To witt four grammaries haveand ilk ane of thame four scoir pundis moy yeirlie for the space of four yeires four studentis in Philosophie haveand ilk ane yeirlie during thair four yeires course thairin ane hundreth punds moy And two studentis in Divinitie haveand ilk ane of thame twa hundreth merks yeirlie during the lyik spaice of four yeiris And withall that the Prouest Baillies and Counsall of this burghe have the patronage and admissioun of fywe of the saidis bursares in tyme comeing and no wtherwayis And the Counsall resaiveand satisfactioun anent the premiss in maner foirsaid They grant frie libertie of buriall to the said Laird of Drum his Ladie and children wnforisfamiliat in the yle of said kirk quhair the Lairdis of Drwm ar in wse to be buriet Bot refuiss absolutlie to designe any boundis of propertie to thame in the said yle for that effect" (*T. C. R.*, lii. 53).

The subsequent proceedings will be understood from the terms of the bond of 1656.

complets the haill annuelrent of ane thowsand pounds money forsaid the said deceist Alexander ordained to be gewin to any man the Toun of Abirdene sould appoint for ingathering and furthe giffing of the said annuel rent to the saids Schollers as is abone designed quhilkis Schollers of the kynde abone writin he willed and ordained in all tyme thaireftir to be presented be me his executor and air and my airis and executouris Lairds of Drum to the Toun of Abirdein Prowost Baillies and Consell thairof and thair successours quha sould be holdin to resawe thame yeirlie wpoun thair presentations and stand obleist and comptable for the said annuelrent to be imployed as is abone appointted in all tyme thaireftir as the said deceast Alexander his lattir will and testament of the dait the twentie sext day of Decembir J^{m} sex hundrethe twenty-nyn yeris mortificatioun and destinatioun thairin specifeit at mair lenthe is conteined And in lyk maner I haweing raised summonds at my instance as air serweit and retourit to my said deceist father and as executor confirmed to him against the deceist Sir Paul Mengȝeis of Kinmundie Kniiht Prowost of Abirdein than designit Paule Mengȝeis Patrik Leslie the deceast Mr Widest Lawsone and Gilbert Collisone and Mr Thomas Gray than Baillies of the said Burg the deceast Mr Mathew Lumussdene Dean of Gild and Charles Kile than Thesaurer of the said Burgh for thamselfis and in name and behalf of the Consell of the same Burgh and als the deceast Maister Patrik Dwn Principall of the said New Colledge of Abirdein Mr Johne Setoun Mr John Ray Mr Hew Gordone and Mr Williame Aidie Regentis and Maisters of the said New Colledge and the deceast Mr Dauid Wedderburne Maister of the Grammer Schole and all and sundrie the burgessis inhabitantis and communitie of the said Burghe and haill Schollers and Studentis of Philosophie and Diwinitie in the said Colledge of Abirdein and haill scholleris in the Grammer Schole thairof and the tuttoris and curatoris of so many of tham as war minoris and all wther haweing or pretending to hawe entres desyring thame to be decernit to resawe from me the said soume and to wair and imploy the same conforme to the said testament quhilkis the saidis Prowost Baillies and Consell refuised to resawe as in the said summondis at lenthe is conteined In respect quhairof the Lordis and Consell of the Sessioun be thair decreet following thairupone of the dait at Edinburghe the twentie-sewint

day of Februar J^{m}vj^{c} and threttie-thrie yeiris decernit and ordanit me to hawe retentione and keiping of the said sowme of Ten thowsand poundis money forsaid frie without payment or annuelrent for the same quhill the feist and terme of Witsonday in the yeir of God J^{m}vj^{c} and fourtie yeirs at the quhilk terme they decernit and ordained me to prowyde for the vse of the saidis ten Schollers and Bursars of the Colledge and Scholes of New Abirdein sufficient weill holdin landis for imploying of the said sowme off Ten thowsand pounds worth and in yearlie rent to the sowme of Ane thowsand poundis money forsaid quhilkis landis sould be boght and acquired be me heretabillie without rewersione for the vse and behowe forsaid again that terme without fardir delay according to the destinatioun and mortificatioun of the said deceist Alexander Irwing and his mynd specifeit in his lattir will And fund and declairit that the right of presentatioun of the saids Scholleris and Bursaris perteined to me my airs and successouris of the Leiwing of Drum conforme to the lattir will of my said deceist father and all otheris pretending right thairto to be secludit frome my right of presentatioun and siclyk fand and declarit that I shoud be frie in all tyme cumming of all actioun instance and executioun to be mowed be the Prowost and Baillies of Abirdein and thair successouris for imployment of the said sowme of Ten thowsand poundis in ony wther forme and maner nor is prowydit be the said decreit And seeing that I ewir hawe bein willing and most willing to obtemper and fulfill my said deceist father his lattir will and testament anent the mortificatioun and destinatioun of the said sowme of Ten thowsand poundis and to obey the said decreit accordinglie quhilk I hawe done hithertill since the term of Witsunday J^{m}vj^{c} and fourtie yeirs and hes acquired the towne and landis of Kinmwk Peit-hill miln of Kinmwk miln landis and multouris of the same with the houssis biggingis yeardis toftis croftis outsetis tennentis tenandries and serwice of frie tennents pairtis pendiclis and pertinentis thairof lyand within the parochin of Kinkell regalitie of Lundoris and schirrefdome of Abirdein and als all and haill the toun and landis of Recharcharie with the pendicill thairof called Torren and Tomnagreen extending to half ane dawache or aucht oxingat of land with the houssis biggingis yardis wodis miln milne-landis multouris annexis connexis partis pendiclis and pertinentis togidder with the scheillingis grassingis and pasturage usit

and wount in Glaschscheill and Corribeg *alias* Reny Glass lyand within the parochen of Glengardin Erledome of Mar and schirrefdome of Abirdein quhilkis landis ar wirth in yeirlie frie rent the sowme of one thowsand poundis Scotis money by and attour the fewdewties teynd-dewties ministers' stipendis and wthers astrict furth thairof Thairfore and to the effect the saidis ten Scholleris and Bursaris may be payed yeirlie furthe of the maillis and dewties of the saidis landis according to the diuisioun abone writtin I the said Sir Alexander for me my airis and successouris hes mortified destinatit and appointted and be thir presentis for me and my foresaidis mortifies destinatis and appointtis the abone-writtin landis milnis and wthers forsaidis with the pertinentis for the vse and behowe of the saidis ten Scholleris yeirlie in all tyme heirefter to the effect the maillis fermis and dewties thairof may be payit to thame yeirlie for thair mantenance according to the diuisioun abone writin with powir to tham and thair collectouris in thair names to wptak the maillis fermis and dewties of the forsaidis landis for that effect sute call and persew thairfore and all wther thingis requisit to do and command that I might hawe done myself before the making heirof and that for implement and fulfilling of that part of my said deceist fatheris testament anent the mortificatione and destinatioun of the said sowme and Lordis of Sessioun thair decreit abone writin And to the effect the saidis ten Scholleris and Bursaris may be sufficientlie securit in the landis and wtheris abone writin for payment to thame according to the diuisioun abone writin of the maillis fermis and dewties of the saidis landis yeirlie extending to the said sowme of Ane thowsand poundis yeirlie in all tyme thaireftir I bind and faithfullie obleiss me my airis and successouris quhatsomewir to my landis and rentis to mak seal subscrywe and delyuer to the saidis ten Scholleris and thair successouris to the saidis Burses all contractis dispositionis charteris Procuratories of Resignationis and wther securities requisit conteining all claussis necessar with absolute and ampill warrandise at all handis and that at quhat tyme and howsoone I and my forsaidis beis desyrit reserweand alwyse to Alexander Chalmir of Drymeis and William Chalmir his sone thair tak of the landis of Kynmwk miln and mil-landis and wtheris forsaidis for the space thairin conteinit for payment of the dewtie thairin mentionat as also reserweand siclyk to Calome M'Grigour his tak of the landis of

Richarcharie for the space and yeiris thairin specifeit for payment of the yeirlie dewtie siclyk thairin specifeit And for the mair securitie I ame content and consentis thir presentis be insert and registrat in the buikis of the High Court of Justice or Schiref-court buiks of Abirdein to hawe the strenthe of ane decreit thairof that letteris and executoriallis to be direct thairon in forme as efferis and on an simpill chairge of horneing ten dayes and to that effect constitutis Mr William Grant advocate my lawful procurators conjunctlie and severally to consent heirto In witness quhairof thir presentis writin be James Ross in Quhobs I hawe subscryuit the same with my hand at Drume the tuelf day of Aprile the yeir of God ane thousand sex hundrethe J^mc^ feftie-sex yeiris befor thir witnessis Alexandir Thomsone advocat in Abirdein and the said James Ross wryter heirof

[Signed] Sr ALEX IRWIN

A Thomson witness
James Ross wryter of the premisses witness

From the original warrant registered in the Books of Council and Session, 29th January, 1741.*

* Although Sir Alexander Irving purchased the lands of Kinmuck and Richarcharie with the mortified money, yet it would seem that he took the titles to himself or his heirs simply, and not to himself and his heirs for behoof of the Bursars. He or his heirs consequently thought themselves at liberty to sell the lands, and they actually did sell the lands of Richarcharie to Mr. Farquharson of Invercauld. (*College Minutes* for 26th June, 1739, and 20th February, 1750.)

On the 26th of August, 1808, Mr. Irvine of Drum addressed the following letter to the Principal of Marischal College:—

"SIR,—I beg leave to address to you the following statement concerning the Bursaries of which I have the patronage. The sum of £10,000 Scots was mortified by Alexander Irvine of Drum in the year 1630, for maintenance of Bursaries at the Marischal College and Grammar School of Aberdeen, and was appointed by him to be offered to the Provost, Baillies, and Council, on the condition of their paying £1000, or 10 per cent., yearly to the Bursars. This being refused on the part of the town when offered by his son, and the Bursars having been afterwards generally paid by the family of Drum out of the rents of the lands of Kinmuck, these were supposed to be mortified, although it appears from the records of the Teind Office that in 1676, in a decreet of augmentation at the instance of the minister, when it was alleged that these lands being mortified could not be burdened, the Lords Commissioners found that the *Laird of Drum did not* de facto *mortify them*, and they were burdened accordingly. Two Divinity Bursaries of 200 merks each, making part of the above £1000, have not for a long time been paid;

but as I do not wish to detain any part of the *mortification*, it is my intention to revive these a few years hence. On the other hand, I have to propose that I be relieved from any future claim in the event of a rise of the rents of Kinmuck. The Bursars receive at present the free rent of the lands. In 1816 I will be enabled to make up to them £1000, or £83 6s. 8d. sterling, instead of about £57 which they have hitherto been paid. The practice has been to take grassums or fines, without raising the yearly rent. I wish not to continue to do so beyond the term of my present obligations. As the town of Aberdeen refused the money when offered, and both they and the College have an interest in the payment of the Bursaries, I expect that both will, after the payments are made up to £1000 Scots yearly, relieve me from any claim in the lands of Kinmuck.

"[Signed] ALEXR. IRVINE."

(See *College Minutes* for Sept. 27, 1808, and Dec. 31, 1813. Also in Mar. Coll. Charter Chest "Bursaries": *Memorial* by College for opinion of counsel, Oct., 1814. *Opinion* of counsel thereupon, Nov. 18, 1815.)

No further action was taken at that time; and from a return made by Mr. Irvine to the Universities Commission of 1836-7 (*Second Report*, App., p. 256) it appears that of the rental of Kinmuck for 1832 only £83 6s. 8d. went to bursars, the remaining £287 13s. 2d. being "applied to the private purposes of the proprietor". The Arts bursars received each his hundred pounds Scots (£8 6s. 8d.), the Divinity bursars each his 200 merks (£11 2s. 2⅔d.), as originally destined.

But by a decision of the House of Lords, of 26th March, 1868, ending a protracted lawsuit, the lands of Kinmuck and others, subject to the deed of mortification of 12th April, 1656, are vested in the University of Aberdeen as trustees and administrators for the purposes of the foundation, and shall be held by the said University in trust always for the use and behoof of the bursars in the University and School of Aberdeen, as aftermentioned: the Lairds of Drum, defenders in the action, to have the right of presentation to all the bursaries. The Court of Session, to which it was remitted to draw up a scheme of administration, fixed, 19th July, 1869, the numbers of bursars and the amounts payable to them as under:

Grammar School - - - - - - - - -	eight at £20
University, Arts - - - - - - - - -	eight at £40
Do., Divinity - - - - - - - - -	four at £75

Recently, from diminishing rental, the amounts have, under authority of the Court, been somewhat reduced.

XXXII.

The Town Council hand over the books of the Kirk Library to the College.
25th January, 1632.

The Said day The Prouest Baillies and Counsall Ordanis Mr Vedast lowsone m^r of kirkwark to put wp commodious seittis and shelffis in the College librarie for the vse of the bookes and studentis thairin And appointis the haill bookes within the kirk librarie to be transportit to the said librarie within the College thairin to remaine in all tyme comeing And for this effect the saidis bookes to be put in Inventar and Catalogue and delyverit accordinglie to the Bibliothecar be the said Mr Vedast lowsone and quhat expenssis he deburssis in putting wp of the saidis seattis and shelffis The counsall ordanis to be allowit to him in his comptis

From the *Town Council Register*, Vol. lii., p. 44.*

* Subjoined are earlier entries relative to the Kirk Library.

Oct. 16, 1611.

"The said day It is thought meit and expedient that the Librarie of this burt aboue the sessioun hous with the Catolog of the Buiks gewin thairto be visited and sichted the morne immediatlie efter the preaching be the baillies and counsall To knaw gif the numer of buiks contenit in the Catolog be yit extant or not" (*T. C. R.*, xlv. 128).

Mar. 20, 1616.

"The said day the Prouest Baillies and Councell hes thocht meit and expedient that thair salbe ane compt socht and exactit of the bischop and ministris of this burt of the buikis that were gewin to the Librarie thairof And to desyre fra thame the Catalogue and Inventor of the saidis buikis And appoyntis Johne Colinsone Willyam Lowsoun and Robert Johnestoun to deall with the Bischop and Ministris to the effect foirsaid and to Report again to the Councell the next counsell day" (*T. C. R.*, xlvii. 490).

Nov. 11, 1621.

"It is thocht meit and expedient be the magistrattis and sessioun that the bookes in the Kirk Librarie salbe put in catalogue and transportit to the Librarie within the college thair to remane in tyme cumming vpon securitie to be gewin be the kepar of the college to mak the saids bookes extant and furthcummand to the toun" (*Register of the Kirk Sessioun of the Burgh of Aberdene*, Vol. iv., f. 40).

In the earliest Library Catalogue written by Thomas Gray, Librarian, 1669-73, the books formerly belonging to the Kirk Library are indicated, as are also those bequeathed by Duncan Liddell and by Thomas Reid. The following are the entries marked E. B. E. (Ex Bibliotheca Ecclesiastica):—

In folio.

Athanasij opuscula varia. Parisijs 1520
Gabr. Biell in tertiam et quartam Sententiarum
Joan. Brentius in evangelium Joannis
D. Bernardi sermones et epistolæ. Parisijs 1517
Clemens Alexandrinus rursus pure Lat.
Joannis Chrysostomi commentarius in epist. ad Cor. cum alijs
Dionisius Carthusianus in Epist. Cathol.
Cypriani opera. Basiliae
Faber Stapulensis in epistolas
Gregorij magni opera varia. Parisijs
Hilarij opera. Basiliae
Hugo Sanctae Sabinae in psalmos
Concordantiae bibliorum majores. Basileae
Henrici Cardinalis Hostiensis summa
Hieronimi Stridonensis opera varia cum notis. Vol. vi.
Lutherus in Genesin
N. Lyra in Scripturam sacram. Vol. v.
P. Martyris in Epistolam ad Romanos
Musculus in Genesin
Originis opera varia. Vol. ii.
Conradi Pelicani index bibliorum
Joannes Roffensis contra Lutheranos cum Jac. Latomo contra Protestantes
Theodoreti omnia opera Latine facta
Tertulliani opera varia
Bibliae sacrae textus papisticus vulgaris

In folio minore vel quarto majore.

Augusti explicationes variae et sententiae coll. Beda. Vol. iii.
Juell against Hardings
John Calvins Institutions in English
Magistri Gasparis praelectiones
Eucherius in varia Scripturae loca cum alijs scriptoribus
Des. Erasmi paraphrasis in nov. test. Vol. iii.
Irenei opera. Basiliae
Prosper aquilanicus
Tindalls Works Firths and Bairnes

In octavo.

Bernardins Tragedy against the Pop's Suppremacy
Chrysostomus in Pauli epistolas
Hardings Confutatio of the Apologie of the Church of England
Œcomenius in acta Apostolorum et epistolas. Vol. ii.
Philbertus Hewiche in epist. ad Romanos
Jo. Huss de Ecclesia
Gellij Senecarij opuscula

The following list of MSS. is appended to the Catalogue of Thomas Reid's books:—

Manuscriptes receaued frome Dauid Meluill.

The Hebrew bybill—perg.
Augustin de Civitate Dei—perg.
S. Gregorij epistolarum libri—perg.
Isiodorus de natura hominis bestiarum &c.—perg.
Pastorale Gregorij—perg.
D. Augustini supra quinquaginta psalmos postremos—perg.
Gregorius in Jobum—duobus voluminibus
Augustini homilia super Joannem
Augustinus in primos quinquaginta psalmos
Augustini sermones beati de verbis domini
Opuscula S. Augustini 42
Exhortationes S. Bernardi
Glossa in Esaiam Hieremiam et threnos
Hieronimi Epistolae
Augustinus de ordine libri duo—in vno volumine
Augustinus contra Julianum libri sex—in vno volumine
Ecclesiastica historia Ruffini
Augustini tractatus vndecem de fide et legibus cancellarij Parisien
Opus quadraginta homiliarum Gregorij
Augustinus de concordia Evangelistarum; Item Petrus Blesensis super Job; Idem de transfiguratione domini; Idem de conversione D. Pauli—in vno volumine
Richardus de Sancto Victore de Patriarchis; Hugonis de arra animae; Bernardi liber de consideratione; Gregorius in Ezechielem—in vno volumine
Legenda quorundam Sanctorum
Seneca de Climentia et epistolae inter Paulum et Senecam
Ane old Latin prymer
Officium Secundum Ecclesiam Sarum

[Signed] PA. DUNE, *P.*

XXXIII.

*William Jamesone, writer in Edinburgh, bequeaths his mathematical instruments and books for the use of the College.** 1632.

Sep. 5, 1632.

The Counsall ordaines the haill mathimaticall Instrumentes left be vmqll Williame Jamesone to the Colledge of this burghe quhilkis ar presentlie in the custodie of George Jamesone his brother to be delyuerit be Inventar to Mr Williame Johnstoun Doctor in phisick and professor of Mathimaticques within the said Colledge to the effect the saidis Instrumentis may serve the proper vse quhairvnto they wer left be the said vmqll Williame and keipit frome Roust and Canker

From the *Town Council Register*, Vol. lii., p. 70.

Jan. 23, 1633.

The Said day In presence of the Prouest Baillies and Councell Compeirit George Jamesone painter burgess of Aberdeine air and executor to vmqll Williame Jamesone writtar in Edinburghe his brother germane and Exponit and declairit that the said vmqll Williame befoir his deceas left his haill mathimaticall instrumentis and bookes in legacie to the toune for the wse of the professor of mathimaticques within the Colledge of the said burghe and studentis in that professioun Present and to come And conforme thairto the said George delyuerit instantlie the saidis haill instrumentis and bookes at the directioun of the magistrattis and Counsall to Mr Williame Johnstoun doctour in phisik and present professor of mathimaticques within the said colledge be ane speciall Inventar writtin and subscryveit be the said Mr Williame on the end of the catalogue of vmqll secretarie Reidis librarie mortifiet to the said Colledge to be maid extant and furthcummand be the said Mr Williame to the wse foirsaid In respect quhairof the saidis Prouest baillies and Counsell exoners quittclames and dischairges the said George Jamesone air and executor foirsaid to the said vmqll brother of the said legacie

* "Adjungo GULIELMUM JAMIESONUM, *Matheseos* fautorem et *Musices* cultorem eximium, qui *Libros Mathematicos* atque *Instrumenta*, quæ dum in *Angliâ* versaretur haud modico emit, pretio, *Nobis* consecravit" (Smith's *Oratio*, p. 25).

Jamesone's arms appeared on the Heraldic Ceiling as, Argent, on a saltire or [!] between four ships sable, a rose gules.

simpliciter and for ewir Quhairwpoun the said George askit act and instruments

From the *Town Council Register*, Vol. lii., p. 90.*

* "Ane Catalogue of William Jamisones books mortified to the Liberarie of Abd" is given in Thomas Gray's list of books belonging to the College, see page 219. Jamesone's books number 599, mostly "Libri Philosophici" and "Libri Humanioris Literaturæ," and are generally of a less valuable description than those in Liddell's and Reid's collections.

Appended to Gray's list is the subjoined "Accompt of the Mathematicall Instruments Belonging to the Liberarie of Aberdein". This probably includes those presented by the relict of Professor William Johnstone (*infra*, under date 1641):—

Twa great Globs with their Cases
Ane loadstone with ane ancher
Ane great woodden quadrant with its foot and basis
Twa old litle terrestriall globes
Ane brassen Astrolabe conteaning divers Horizones qrof one is of silver
Ane wooden Astrolabe
Ane brasen nocturnlabe
Ane lesser nocturnlabe in brass
Ane brasen analemma
Ane brasen sector ex dono D. Alexri Reed
Ane Box of Compasses compleatlie full
Ane analemma of timber
Ane Gunners Quadrant
Twa compass Reules of Timber
Gunter's Crostaffe in brasill wood
Theoria N. Copernici in Iron
The plaine table for surveying in four peices with the foot and base
Circulus aeneus cum acu magnetico
Graphometron portabile
Ane Aequinoxiall vniversall Horologe
Three leaves of ane sea cart bound in timber
Ane compass of Proportion in brass
Three litle brasen quadrants with a round circle with ane fixed gnomon thrvpon
Twa brass compasses qrof the legge of one is broken
Ane old compass dyall in brass with a black leather case
Horologium aequinoxiale portabile
Ane quadrant within a brassen lewell or triangle
Ane brasen graphometron with a foott
Twa old broken Crosstaffes broken with a reule
Duo annuli astronomici aenei Ane Planysphære vpon timber
Ane Instrument Called the Theodolite Ane litle timber Quadrant
Ane other litle Compass Ane scallie broad
Ane great timber sphære Ane vther litle brass horologicall quadrant
Theoriae Planetarum motuum in pergameno

XXXIV.

William Guild mortifies to the town a house in the Broad Gate for an entrance to Marischal College. 11*th March*, 1633.*

OMNIBUS hanc cartam visuris vel audituris MAGISTER GULIELMUS GUILD Minister verbi Dei in Ecclesia Burgi de Aberden hereditarius proprietarius Terræ Anterioris inferius bondatæ Æternam

* "Inter summos *Academiae Marischallanae Euergetas*, collocandus est D. GULIELMUS GUILDUS S. S. T. D. hac in *Urbe* Natus, et in *Academia* hac institutus: *Vir* à teneris annis *Sacris Studiis* totus deditus: Qui postquam *Ecclesiae* de *Kingedward* curam, singulari cum pietate, multos per annos tenuisset, à *Senatu Abredonensi*, ad *Evangelium* praedicandum vocatus; postea *S. Theologiae Doctor* creatus, et CAROLO I. *Britanniarum Monarchae*, a *Sacris* constitutus; tandemque ad *Gymnasiarchae*, in Collegio Regio Abredonensi, dignitatem erectus: In quibus omnibus muniis, universas officii sui partes, ad stuporem est exequutus. Hic divitiis, honore, doctrinâ et omnigena virtute coruscans, de *Republica Literaria*, et *Religione*, scriptis et vitâ, deque *Civitate* hac et *Academia*, insolitâ *Munificentia* optimè meruit; amplumque *Patrimonium* piis erogavit usibus.

"Hic enim rarae *Pietatis Vir*, *domum* propriis sumptibus comparavit, et eâdem dirutâ, *Academiae* nostri *Propylaeum*, anteâ humile et indecorum, de novo extruxit, magnificum et pulcherrimum reddidit, COMITISQUE MARISCHALLI insignibus gentilitiis, affabre admodum excisis, aere proprio ornavit.

"Idem etiam Fanum Franciscanorum (à *Gavino Dumbaro* Episcopo *Abredonensi*, extructum) maximis impensis reparavit, fenestrasque, numerosas admodum, vitris instruxit: ALEXANDRO STUARTO Abredonensi, meridionalem tantum ejusdem partem specularibus ornante. Sed jam eheu! spreta jacet *Pietas*, et omnium fere *Charitas* refrixit! Nec ullus est, qui ferreo hoc saeculo, sanctissimi GULIELMI pietatem imitari, et *Templum* hoc jam penè collapsum de novo adornando, sibi perennem nominis celebritatem comparare, aut curet, aut cupiat.

"In multis etiam aliis, pietatem suam testatus GULIELMUS, nam amplos admodum reditus, *Tribus Artificum Filiis*, Philosophiae studiosis; *Pauperibus* etiam et *Orphanis* educandis et alendis, et senio confectis *Artificibus* sustentandis, consecravit; et *Palatium*, quod olim fuerat GULIELMI SCOTORUM *Regis*, emit, instauravit et cum *Templo*, hortisque *Artificibus Abredonensibus* donavit: Denique aedes *Collegii S. Leonardi*, Andreapoli denuò aedificandas, curavit, copiosamque suam *Bibliothecam Universitati Andreanae* legavit.

"Religiosissimi hujus *Viri* reconditam eruditionem, intaminatam sanctimoniam, et eximiam pietatem, praedicabunt et in aeternum celebrabunt, *Doctorum* chori, *Academicorum*, *Civium* et *Artificum* cœtus; GULIELMI *Fama* erit immortalis, et vivet post funera *Virtus*." Smith's *Oratio*, p. 21.

See also *An Inquiry into the Life, Writings, and Character of the Reverend Doctor William Guild.* By James Shirrefs, D.D. Aberdeen, 1798.

On the Heraldic Ceiling Dr. Guild's arms appeared as, Azure, a chevron or between three roses slipped, argent seeded gules. On the "broad" the chevron is argent, and the flowers (resembling sunflowers) are or, stalked and leaved gules.

in domino salutem NOUERITIS me naturali Inductum amore quem habeo et foueo erga vrbem Abredonie in qua natus et ab Incunabulis educatus fui Presertim vero vt edes per Senatum populumque Abredonensem Collegio nouo dicti Burgi donatæ Ampliorem et magis Idoneum Introitum necnon pulchrius et magis conspicuum habeant frontispicium quod prius per terram siue domum anteriorem subtus designatam vetustate collapsam obscuratum et obstructum fuit proque diuersis aliis bonis respectibus et considerationibus me ad hoc mouentibus DEDISSE concessisse alienasse et hac presenti carta mea confirmasse Necnon tenore presentium dare concedere alienare et hac presenti carta mea confirmare . . . Preposito Balliuis Consulibus et communitati dicti burgi de Aberdene et eorum successoribus Prepositis Balliuis consulibus et communitati eiusdem burgi Imperpetuum Totam et integram illam Terram siue Domum meam Anteriorem quam proprie acquisiui conquestu et deinde non solum Introitum ad dictum Collegium ampliari verum etiam frontispicium ad decorum et ornatum eiusdem Collegii meis sumptibus edificari feci Quæquidem Terra Anterior jacet infra dictum burgum de Aberdene in via Lata vici furcarum ex orientali parte eiusdem vici Inter terram quondam Joannis Barbour nunc vero Patricii Barbour eius filii ex australi Terram heredum quondam Henrici Patrie ex Boreali Templum aliquando fratrum Minorum dicti burgi versus oriens et communem viam regiam versus occidens TENENDAM et habendam Totam et integram predictam Terram siue Domum Anteriorem cum pertinentiis prefatis Preposito Balliuis Consulibus et Communitati dicti burgi et eorum successoribus predictis A me heredibus et assignatis meis De Supremo Domino Nostro Rege et suis successoribus in feodo et hereditate et in Libero Burgagio Imperpetuum . . . FACIENDO inde annuatim dicti Prepositus Balliui Consules et communitas dicti burgi de Aberdene eorumque successores antedicti Prefato Supremo Domino Nostro Regi et suis successoribus seruitium Burgagium inde debitum et consuetum . . . IN CUIUS REI testimonium huic presenti cartæ per Walterum Robertson Scribam dicti burgi scriptæ meaque subscriptione manuali subscriptæ Sigillum meum proprium vnacum Sigillo honorabilis viri Magistri Vedasti Lowson unius Balliuorum dicti burgi ac datoris sasinæ hujusmodi sunt appensa Apud Aberdene Vndecimo die mensis Marcij

Anno Domini Millesimo Sexcentesimo Trigesimo Tertio Coram his testibus dicto Magistro Vedasto Lowson Balliuo Andrea Meldrum olim Balliuo dicti burgi dicto Waltero Robertson Ioanne Ingrahame scriba deputato eiusdem burgi Patricio Smith et Magistro Georgio Robertson notariis publicis

[Sic subsc.] Mr W Guild

Mr Vedast Lowsone bailly witnes and
giver of the seasing
A Meldrum witnes
W Robertson witnes
Pa Smith testis
Maister George Robertson witnes
Jo Ingrahame witnes

From the original Charter in the Town House Charter Room (M1. "Mortifications for College," No. 32).*

XXXIV*a*.

Abstract of foregoing Charter.

Mr. William Guild, Minister of the Word of God in the church of Aberdeen, from his love to that city, the place of his birth and education, and from his desire to furnish a suitable entrance to the New College, grants to the provost, baillies, &c., his land on the East of the Broadgate between the land of the late John Barbour (now of Patrick Barbour his son) on the South, the land of the heirs of the late Henry Petrie on the North, the Greyfriars Church on the East, and the King's Highway on the West. To be held from the granter, of the King, in fee and heritage and free burgage for ever; the provost, &c., rendering therefor burgage service used and wont. Signed and sealed at Aberdeen, 11th March, 1633, before witnesses: Baillie Vedast Lowson, ex-Baillie Andrew Meldrum, Walter Robertson, Town Clerk, John Ingram, Town Clerk depute, Patrick Smith, and Mr. George Robertson, Notaries.

* With the Charter are tied up the Instrument of Sasine following thereon dated 9th April, 1663 (see also Burgh Sasine Register, Vol. xxxviii., p. 214*b*), and eleven prior writs relating to the same land dated 1567 to 1623.

XXXV.

Dr. Alexander Reid mortifies to the Provost and Baillies the sum of one hundred and ten pounds sterling for Bursaries. 4th October, 1633.*

Nov. 6, 1633.

The Quhilk day In presens of the Prouest Baillies and Counsall Compeirit Robert Skeyne Thesaurar and produceit ane missive letter direct to the saidis Prouest and Baillies be Mr Alexander Reid

* "ALEXANDER cum *Fratre* [Thoma] de *Meritis* et *Gloria* certâsse videtur: Quum in *Patriæ Scholis*, maximos fecisset in literis progressus *Hippocrati* nomen dedit, et propter uberiorem ingenii culturam, ad exteros se contulit, ubi majorem in *Medicina* doctrinam et peritiam, quam illa ferebant tempora, adeptus est, ut doctissima ipsius opera, *Anatomica*, *Chirurgica*, &c., testantur.

"Inter *Medicos Londinenses*, sui temporis *Primus* habitus, splendide vixit, immensas congessit opes, et stupenda reliquit *Pietatis suae* monumenta: Nam praeter numerosas et amplissimas, *Cognatis*, *amicis*, et *familiaribus*, factas Legationes; *Banchorii*, ubi prima eruditionis elementa cum vita accepit, *Scholam* liberam aperiendam, annuum *Ecclesiastae* reditum augendum, *Bibliothecam* instaurandam, et *Ptochodochium* extruendum curavit: *Collegii Regii Bibliothecam* restituit; et *Pauperum Beneficia*, sumptibus non modicis auxit: *Bibliothecam Academiae Marischallanae*, ab ipsius *Fratre* instructam, optima praestantissimorum librorum, praecipue *Theologicorum* et *Philosophicorum*, pro temporum ratione collectione ditavit; Magnetem Magni pretii cum appensa *Anchora*, *Globum Terrestrem*, et *aenea* quaedam *Instrumenta Mathematica* donavit: *Duobus* praeterea *Academiae* nostra, *Alumnis*, ducentas libras Anglicanas erogavit: Et denique quadringentas libras Anglicanas duas nempe *Collegio Regio* totidemque *Marischallano*, et *Literarum Humaniorum Professoribus* legavit: Sed temporum injuria et gravissimae, quibus debitorum morte et fraude implicita fuit, difficultates, donationem hanc hucusque frustraneam reddidere: *Nam irrita saepe fiunt, et sperato excidunt successu, vel optimè ab hominibus instituta.*

"Audiists [*sic*] igitur, A. A. O. O. *Nobilium* horum *Fratrum*, in *Nos* egregia *Merita*, breviter, licet imperfecte exposita, quae si minùs ore exprimere, animo tamen admirari jurabit: Dignas equidem pro tanta *Munificentia* rependere grates, non opis est nostrae; sed ad RAEDORUM memoriam et famam, in aeternum exultabit haec *Academia*, et *Illorum* laudes per terrarum orbem indefessa celebrabit: Et

"*Quamvis in gelido, requiescant membra sepulchro,*
Fama tamen semper, non moritura manet".

(Smith's *Oratio*, p. 21.)

See also Professor Andrew Strachan's "*Coronis*," p. 41. "Non sinebant," says Mr. Strachan, after nine pages of fulsome eulogy, "MILTIADIS Trophaea THEMISTOCLEN noctu dormire. RHAEDUS vobis Miltiades esto. RHAEDUM somniate. RHAEDUM vigilantes cogitate. Semper vestro animo observetur RHAEDUS. Cura illum laude assequendi vos dormientes, cura illa vos vigilantes teneat."

On the Heraldic Ceiling Reid's arms were not those assigned to his brother (*supra*, p. 196,) but Azure, an eagle's head erased argent.

Doctor in Phisick quhilk the said Robert resauit from him at his late being in Londone Off the quhilk missive the tenor followes. To the Right worshipfull and my muche respected freyndes The Prouest and Baillies of the Town of Aberdein Delyver this Haveing persaived that wpon all occasiounes offered yow have expressed as loveing nursing fatheris your respect towardis our poore kinred in cheretably releiveing of thame for my deceassit brotheris saike who extendit his munificence towardis your colledge I wes induced to promise* ane hundreth pund sterling after my death to be employit towards the releiff of poore studentis who sould fall out to pass their course in your colledge frome tyme to tyme in subsequent aiges nothing doubting of the Continuance of your former favour extendit towardis our poore kinred I thocht gude to be exequutor of my awin will and testament in my owne lyftyme I have sent unto you by Alexander Stewart a Burgess of your awin towne ten punds and now by Mr Robert Skeyne ane hundreth pundis in all 110 lib lauchfull money of England towardis the mantenance of two or thrie poore schollares as you in your wisdome sall think fitt I doubt not but that our poore kinred sall taste of the fruit of this gift befoir otheris yff they salbe presented wnto you for so

* Reid's previous letter appears in the *Town Council Register*, Vol. lii., p. 52:—

April 24, 1632.

"The Said day compeirit Robert Skeyne merchand and produceit in presence of the Counsall ane missive letter direct to the Prouest and Baillies be Mr Alexander Reid Doctor in Phisick quhilk the said Robert hed reseauit frome him at his late being in Londone Off the quhilk missive the tenor followis To the right worschipfull and my muche respected freyndis The Prouest and Baillies of the Towne of Aberdeine delyver this Richt worshipfull I cannot bot acknawledge myselff muche beholdin unto you in that you have wochsaffed first to grace me with your letter I ever wished the florischeing estate of your towne and that deservedlie Because in it I laid the fundatioon of learning and it hath beine the nurse of sundrie eminent persones In my will I have bequeathed unto your colledge these bookes alseweill manuscriptis as printed whiche I have reserved for my awin studies amongst which thair are sundrie treatises elseqr hardlie to be fund I have left also ane hundreth pund sterling towardis the mantenance of the poore schollares This my letter will serve for a confirmatioun of this my Deid I wishe unto you health and all hapienes and will rest your trewlie affectionat freynd Alexander Reid London 8 Marche 1632 Whilk missive being red in presence of the Counsell They ordane the same to be laid up in the towns charter kist and ordanes ane letter of thankis to be drawin wp in the Prouest and Baillies names and sent to the said Mr Alexander with the first occasioun"

you sall Induce otheris whome God sall enable to show thair bountie in lyak maner when they persaive you to be so respective and thankfull I sould be glad as you wishe to salute you face to face and to behold the plaice whairin I passed the most cairles and contented pairt of my Lyiff whiche onlie remaineth I wist wnto your towne and churche a florisching estate and will ewir Rest your wnfayned freynd redye to be employit in all freyndlie and dewtifull offices

[Signed] Alexander Read

frome London 4 Octb 1633

From the *Town Council Register*, Vol. lii., p. 133.*

* The earliest entry in the Burgh Accounts relative to Reid's Mortification is as follows:—

"COMPT of the moneyes mortifiet be Doctor Alexander Reid for help of poore scholares within the New College of Aberdene at the appointment of the Provost Baillies and Councall of the said burt

RECEAVED be the Comptar at Martimes 1633 from the said Dr Alexr Reid be delyverance of Robert Skene Thesaurar ane hundreth and ten punds stirling money qlk in Scottis money extends to Jmiijcxx lib

Item at Witsonday 1634 Receaved from the said Robert Skene for ane halff yeirs annual of the said principall sowme of ane thousand thrie hundreth tuentie punds To wit fra Martimes 1633 to Witsonday 1634 lxvj lib

Summa of this charge Jmiijclxxxvj lib

DISCHARGE.

Imprimis lent be the Comptar at Martimes 1633 to the said Robert Skene to Witsonday nixt threfter 1634 vpon his band the said principall soume Jmiijcxx lib

Item at command of the Councall and be thair special warrant delyvered to the said Doctor Reid his poore freynds and kinnisfolkes studentis in the said College lxvj lib

Summa of this discharge Jmiijclxxxvj lib

The charge being als much Et sit eque

Memorand the said Robert Skene keips the principall soume as yet in his hands and is comptabill for payment thaireof with ane half yeris annuall at Martimes nixt 1634 conforme to his band

Item restand be the comptar of thir profitts sex lib becaus thair wes disbursit onlie to the poore scholares threescoir punds"

—*Burgh Mortification Accounts*, 1633-34.

At the union of the Universities in 1860 the Account stood thus:—

	Balance. 1859.	Revenue.	Expenditure.	Balance. 1860.	Stock.
"9. Alexander Reid's, to two or three Bursars	7 13 6	12 11 11	12 12 6	7 12 11	372 12 11"

—*Burgh Accounts*, 1859-60.

Under the Provisional Order of 1881 (*supra*, p. 118), the Reid and the Cruden (*infra*, under date 1770) bursaries have been united into one of £20 per annum.

Reid's books, numbering 167 volumes, are included in Gray's catalogue, *supra*, p. 219.

XXXVI.

The Town Council grant the "backhouse" of the College to serve as a dormitory for students, on the understanding that the College renounce all claim to the Gray Friars' Kirk. 11*th December*, 1633.

The Quhilk day In presens of the Prouest Baillies and Counsall of the burghe of Aberdeine Compeirit Maister Patrick Dwn Principall of the Colledge of the said burghe and exponit and declairit to thame That for scairstie of Chamberis and want of beddis to serve the haill studentis within the said Colledge sindrie of the schollares wer forceit to ly in the Toun-hous quhair they wer buirdit to the great hinderance of thair studies And sieing that Doctour williame forbes ane of the ordinar ministeris of this burgh quha hes his duelling in the backhous of the said colledge is callit to be Bishop of Edinburgh and to remowe thither shortlie he thairfoir earnestlie intreatit thair wisdomes of the Counsall That they wald be pleasit to grant him entrie to the said backhouse to the effect he may caus big wp chamberis and beddis thairin for the ease of the schollares in tyme comeing Quhairanent the saidis Prouest Baillies and Counsall advysing Thay find the petitionares desyre most reasonable And thairfoir gives and grantis libertie and licence to him to enter presently to the said backhous and to big wp chamberis and beddis within the samen for the weill and ease of the studentis within the said colledge in all tyme heireftir Provyding allwayis That the said Principall and Regentis of the said Colledge nor thair successouris clame nor pretend na richt to the grayfrier kirk of the said burghe in tyme coming But als neid beis That they renunce the samen in the tounis fauouris Lyke as it is heirby declairit be the saidis Prouest baillies and Counsall and als be the said Mr Patrik Dwn That the said Gray frier kirk is and sall be allwayis exceptit furth and fra the dispositioun and mortificatioun maid be the toun to the maisteris and memberis of the said Colledge of the gray friers place and ȝard thairof and that the samen kirk wes is and salbe speciallie and particularlie reserveit to the toune as ane of thair awin kirkis to be wsit be thame for Goddis worship and service in all tyme comeing

From the *Town Council Register*, Vol. lii., p. 135.

Photogravure by T. & R. Annan & Sons, Glasgow

Patrick Dunn

XXXVII.

*Principal Patrick Dun mortifies about two thousand merks Scots for the reparation of Marischal College. 4th December, 1639.**

The Quhilk day doctor Patrick Dwn primar of the College of this burghe gawe in and delywered to the magistratis and counsell

* "Omni verborum, si penes me esset, ornatu, summoque animi affectu memorandus est, PATRICIUS DUNAEUS, *Medicinae*, tum doctrina, tum usu, *Doctor* Praestantissimus: Hic ob singularem eruditionem, summamque prudentiam, primò *Medicinae Professione* in *Collegio Regio Abredonensi* ornatus, et propter raras, quibus inclaruit dotes, postea *Academiae Marischallanae Gymnasiarcha* creatus fuit; ubi non solùm, Vigilantissimi et Prudentissimi *Moderatoris*, sed et etiam eximii *Benefactoris*, laudes et gloriam meruit. Nam non tantùm *Aedibus Academicis*, incendio vastatis, de novo extruendis, supra duo mercarum millia donavit; sed insuper perenne et indeficiens, *Academiae* nostrae *Seminarium*, maximis instruxit sumptibus, *Scholam Publicam* amplis ditando reditibus. Quum etenim prospiceret eruditissimus Vir, totam vitae spem, in semente positam esse, et maximam institutionis partem, à *Linguae Latinae* peritia pendere, quatuor instituit *Praeceptores;* quibus alendis mille et ducentas mercas annuatim elargitus fuit; unde *Schola* haec, cujus *Leges* et *Statuta* observanda, *Disciplinam* sartam tectam praestandam; *Patrimonium* Religiose administrandum, *Praeceptores*, pro suprema *Benefactoris* voluntate, non ex *Gratia*, sed *Meriti* ratione eligendos; statas et solennes *Lustrationes* obeundas, summâ pietate, magnisque sumptibus, solicite semper curavit *Senatus Abredonensis;* quam magni ornârunt nominis *Scholarchae;* et in qua, praestantissima *Docendi*, *discendique* adhibetur *Ratio*, per multos jam annos, nulli in universo hoc *Regno* secunda saltem, habetur: Ex ea etenim tanquam *Officina* quadam *Literarum* et *Pietatis*, magno quotannis prodeunt numero, qui DUNAEI laudes, in omne celebrabunt aevum." (Smith's *Oratio*, p. 25.)

"Quantis cùm opibus, tùm honoribus Galenus DUNAEUM Medicum, cùm doctrina, tùm usu praestantissimum cumularit, non divinari audeo. Non fori, non causidicorum limina teruntur magis, ac ejus aedes. Illum salutant patricii; veneratur plebs. De illo (ut olim de Homeri Patria) certat nostra Academia, cum Mareschallano Collegio: dum nos ipsi Medicinae Professionem, illa eidem Gymnasii sui curam primam detulerunt." (Strachan's *Panegyricus Inauguralis* dictus Anno 1630, p. 22. See also Arthur Johnston's Epigram on Dun in the *Delitiae Poetarum Scotorum*, Vol. i., p. 603.)

Dun seems to have held the chair of Logic (the second Regency) in Marischal College in 1610, having probably succeeded William Forbes (*supra*, p. 64, note). He was elected Mediciner at King's College by the Royal Commission of Visitation in 1619 (*Fasti Aberd.*, p. 278); and appears to have been Rector of Marischal College in the same year (Magistrates' *Memorial*, 1754). His appointment as Principal in 1621 is noted above, p. 187.

Dun's arms appeared on the Heraldic Ceiling and on the "broad" as Gules, between three padlocks a sword in pale argent, hilted and pomelled or; a mullet of the second for difference. So given by Nisbet (i. 437) for Charles Dun, merchant in Aberdeen. These arms (but without the mullet) impaled with a Tower of Aberdeen are introduced in a coat of arms employed by the Grammar School of Aberdeen, in which Dun endowed four

thrie bands gewin to him be the persones following on the Soumes of money efter specifiet viz ane Band gewin to him be Thomas Collisoun on fiwe hundreth merkis and ane halff yeires bygaine annuell thereof Item ane Band gewin to him be Paull Mengȝies on Sex hundreth merkis with ane yeires bygaine annuell thairof Item ane band gewin to him be Thomas Paip on twa hundreth fourscoir merkis with ane yeiris annuell thairof quhilkis soumes of money aboue writtin with fywe hundreth tuentie eight merkis gewin in be the said Doctor Dwn in readdie moneyes the said Doctor Dwne destinats and appointis to be bestowit wpoun the reparatioun of the edifice of the said college quhilk was latlie brint be fyir Lyikas the saids Bands and moneyes were instantlie delyvered to Thomas Buck Thesaurar for the vse foirsaid who grantis the ressett thairof to the samen vse

From the *Town Council Register*, Vol. lii., p. 512.*

masterships, enjoining the holders "to do what lyes in their power for the well of the College Marischal within the Burgh of Aberdein, and to prefer the same to all the Colleges in giving councell to their schollares to be brought up in the foresaid College Marischal". (*Charters, &c., of Burgh of Aberdeen.*)

* "Upon Fridday, the 27th of September [1639], on the nicht, the eist quarter of Colledge Marshall suddantlie took fyre (none knowing the manner how). The people gatheris, but culd not get it quenshit, whill it burnt to nocht. Aluaies, it was shortlie biggit up agane, yit takin for an visitatioun fra God." (*Spalding's Troubles*, i. 231.)

The most particular account of this occurrence is given by Parson Gordon:—"This summer [1639], the Highlands and north wer reasonable qwyett, little nor nothing falling out ther considerable, except the fyre that kindled the Marischall Colledge of new Aberdeen accidentally, by neglect of servants. This fell out September twenty seventh, and was not tackne notice of, it fyring in the night time, till a barke, lying in the roade, gave allarum to the cittizens, whoise mariners came ashore, and, together with the calme night (for it was extremly calme), were very helpfull for to qwensh that flamme before a qwarter of the aedifice was burnt; which was all the losse, except of some few bookes either embeasled or purloynd, or, by the trepidatione of the crowding multitude, throwne into a deepe well which stands in the colledge yard (or courte); which bookes the magistrattes of the cittye had givne order to carrye out of the librarye, which was next to the burning, and, had it once takne fyre, would have defaced the best library that ever the north pairtes of Scotland saw." (*History of Scots Affairs*, iii. 88.)

An incidental result of this fire is noted in the Council Minutes for 8th December following:—"The same day ordaines Alexander Jaffray deane of gild to send with the first occasion to Ingland or Holland for threttie lether buckettis for the Tounes use, and what he debursis thairon to be allowit to him in his comptis." (*T. C. R.*, lii. 514.)

On 23rd November, 1642, the Council "gives and grants the soume of four hundreth

merks money for supplie of the work of the colledge of this burgh and to help to repair the same". (*T. C. R.*, lii. 771.)

The oldest extant College accounts are those "of the renewing of the College after it was brunt at Michelmas 1639 and renewit in the yeir 1642".

	lib.	*s.*	*d.*
Item fra Mr William Moir - - - - - - - - - - - -		19	0
Item fra Doctor Dune - - - - - - - - - - - - -	133	6	8
Item fra Jon Jaffray that he geawe annence Doctor Dune that was restand be Thomas Paip - - - - - - - - - - - - -	400		
Item mair receauit fra Doctor Dune - - - - - - - - : -	200		
Item mair fra Doctor Dune - - - - - - - - - - - -	666	13	4
Item fra the treasourer annence Mr Wm Moir - - - - - - -	266	13	4
Item mair fra Doctor Dune - - - - - - - - - - - -	38	6	8
Item fra Walter Cochroun deane of Gild that Counsall gawe - - -	266	13	4
Summa - - - - - - - - - - - - - lib.	1972	12	4

—*Mar. Coll. Accounts*, vol. 1642-1682.

The disbursements, amounting in all to 1970 lib. 18s. 8d., and extending from 2nd March to 15th October, 1642, are given at length in the same volume. The workmen are named: their wages usually £3 Scots "ane ouk"; barrowmen £2.

The Mr. William Moir who gives 400 merks succeeded Dr. William Johnston in the Mathematical Chair in 1641, and Dr. Patrick Dun in the principalship in 1649. He is thus described (Smith's *Oratio*, p. 26):—

"Sine piaculo praeterire nequeo, M. GULIELMUM MORUM, inter summa *Academiae Marischallanae* decora numerandum. Hic enim eximius fuit literarum cultor, tantosquo in studiis *Mathematicis* fecit progressus; ut postquam *Praetoris* in *Civitate* hac officio aliquamdiu functus fuisset, ad celeberrimi Johnstoni cathedram; et postea ad *Gymnasiarchae* dignitatem evectus sit: Hic non tantùm optimi *Moderatoris*, et doctissimi *Professoris* partes, maximis cum *Academiae* incrementis, fidelissime sustinuit; sed et *Aedibus Academicis* reparandis, quadringentas mercas erogavit."

Moir's portrait hangs in the College Hall. His arms appeared on the Heraldic Ceiling as, Azure, three moor's heads couped proper.

XXXVIII.

Dr. Alexander Reid, London, by his last will and testament, bequeaths, inter alia, *one hundred pounds sterling to augment the salaries of the Regents. 1st February,* 1639-[40].

In the name of God Amen The first day of February 1639 and in the fyfteenth yeere of the Reigne of our Soveraigne Lord Charles by the grace of God king of England Scotland France and Ireland defender of the faith etc I Alexander Reade doctor of physick being seike and weake in body but of sound and perfect mynd and memory (praise be therfor given to God) doe make and declaire this my last will and testament in maner following . . . . .*

Item wheras the soume of four hundreth pounds sterling besyds entrest moneyes is owing to me by the right honorabill the Earle of Annandaill and his suirties my will and meaning is that the said principall soume of four hundreth punds with all conveniency that may be efter my deceis be payed vnto my executores and by them to be payed and delyvered into the hands and possessiones of the provest baillies and counsell of new Aberdeine they giving securitie vnto my executors that all the said four hundreth punds shall be laid out and debursit aither vpon purchasing of lands or vpon entrest as they in their discretiones shall think fitt and for the seuerall vses and purposes heirefter expressed That is to say the benefitt or intrest of ane hundreth punds therof to remaine for ever amongst the regents of the colledge of new Aberdeine amongst them equally to be divydit from time to time The benefit or intrest of ane vther hundreth punds therof for ever vnto the schoolmaister for the tyme being of new Aberdeine towards the increasing of his stipend The benefitt or intrest of ane vther hundreth punds therof to be and remaine for ever vnto and amongst the regents for the tyme being of the colledge of Aberdeine And the benefitt or intrest of the vther hundreth punds to remaine for ever vnto the schoollmaister for the tyme being of auld Aberdeine towards the encreasing of his stipend Item I give to the colledge of new Aberdeine all my bookes of divinitie and philosophy together with Avicens works and Medicæ Artis Principes post Hippocratem et Galcnum both in folio Item

* The first legacies are to the church, the poor, and the school of Banchory-Ternan.

I give to the colledge of Auld Aberdeine all my medicinall bookes Item I give to the colledge of new Aberdeine with its anchor a litle terrestiall globe a brasse quadrat with ane vther instrument for the vse of the professor of the mathematicks and a brasse sector . . . and my greatest loadstoune with the anchor that tackleth vpp . . .* And I make name and appoynt my said cussen Alexander Frazer doctor of physick and the said David Moorehead Executorss heirby revoking all other former wills and testaments . . . . . .† In witnes wherof I have heirunto put my hand and seall daitit the day and ȝeir first abovewrittin

[Signed] Alexander Reade med. doctor

From a certified extract from the Register of the Commissary Court of the Bishop of London, in which the will was recorded, 24th October, 1641. King's Coll. Charter Room, Old Shuttle xlvi., No. 21.‡

* Here follow bequests of money, furniture, clothes, jewels, pictures, medical instruments, curiosities, &c., to the testator's brothers, Mr. Robert, Mr. James, Mr. Peter; the sons of his brother Adam * [deceased, formerly Regent in Mar. Coll.]; his godson Alexander Downie; his sister Isabell's eldest son, and two younger sons "maisteres of Airt"; his sister Elspet, spouse of Mr. Alexander Youngson, and every one of her children; his youngest sister Catherine, spouse to Mr. William Burnett, minister of Kinarny; his cousin Dr. Alexander Frazer; John Wilmott, "barberr surgeon in Litle Brittaney," or alternatively Nicholas Darcey, the testator's servant; Mr. David Morehead; Mrs. Anne Cutts; Sir Arthur Terynghame and Lady Terynghame; the Earl of Bridgewater; Mr. Ewen Davis and Mr. Peter Smairt, apothecaries; Mr. Thomas Forman, chirurgeon; Mr. John Donningstoun; "my worthy friend" Dr. Balcanquo, his daughter, and her mother, Lady Hammond; Mrs. Morehead; Dr. Frazer's wife; Isabell Edgar; Sir Thomas Burnett of Leyes; Mr. Alexander Youngson; and Robert Reid's wife.

† Bequests to executors; testator's nephews James and Peter Reid; his cousins, Mr. Samuel Frazer and Mr. Alexander Forbes; Robert Reid's eldest son; Adam Reid's wife; and Thomas Cargill. The residue equally among all the children of his brothers and sisters. Special bequests to Lady Moore, and to Sir Peter Heymond's eldest son.

‡ See opinion of Sir John Temple, Solicitor-general, anent this legacy (King's Coll. Charter Room, Old Shuttle xxxii.). No benefit seems to have been derived therefrom by either college. *Cf.* note on p. 226. An extract from the will is given in the "Buik of Register," and has appended these notes:—

"This mortificatione is not yit payit this yeir 1655

"Expences for raising executing and registrating of ane inhibitione against the Earle of Annandaill conforme to Mr Wm Thomsone vreater in Abd his account of the dait the 23 December 1656 amountng to 33 punds 10s quhairof the new colledge pairt is 8 lib 7s 6d"

* In addition to Secretary Thomas Reid—*supra* p. 194—there was a seventh brother John, "serviter to Mr George Buchanan" (Scott's *Fasti*, iii. 521).

XXXIX.

Rental of 1640.

The Rentall of the Colledge Marischall Anno 1640 extracted out of ane old rentall *

THE PRINCIPALLS STIPEND.

IMPRIMIS the Croft befor the Grammar Schooll lyand anent the west kirk doore alias kings doore called the Sowe [Fore?] croft sett out to one William Stevin and formerly to Alex^r Thome and Jean Ewin fermoreis payes as of old to the principall eightein bolls bear yeirlie † 18 bolls bear

Item the croft called the Pynorsnuik croft lyand besouth the bowbridge occupied be Alex^r Harrow and now be his relict payes 10 bolls bear ‡ 10 bolls

lib. s. d.

Item ane croft marching from the northwest syde of the stone house without the Gallowgateheid on the east syde of the kingsgate running out to the Crookit myre as they goe to the Gallowhills occupied be Andrew Farquhar fermorer payit of old 2 bolls bear but now only § 08 00 00

* From the inclusion of Sir Thomas Crombie's endowment (*infra*, p. 248) it would seem that this rental must be of a date somewhat later than 1640.

† See pp. 6, 92, 102, 103. On this croft, afterwards called Caberstone croft—bounded by the Denburn, the Schoolhill, the tenements along the west side of the Backwynd, and the lane joining the Backwynd and the Denburn—the streets called Belmont Street and Little Belmont Street have been built. The ground was feued in 1765- to different feuars for a total feuduty of 42 bolls, 3 f. 2 p. bear, and £68 9s. 6d., with £1 13s. 4d. of teind. In 1772 the College purchased from the town part of a house in the Backwynd as an entry to Little Belmont Street (£72 12s. 6d.); and in 1774 a ruinous tenement opposite Gordon's Hospital as an entry to Belmont Street (£13 os. 6d.)

‡ See pp. 13, 97, 102, 103. This croft, lying in the angle between the Denburn and the south side of the Windmillbrae, was feued in 1790- , to various parties, for a total feuduty of 61 bolls, 2 f. 1½ p. bear and £114 6s. 11d.

§ See pp. 5, 92. Feued in 1807 for 9 bolls 2 pecks and £16 9s. 7½d. to Shipmaster Society parts described as—

1. Measuring 89 feet from S. to N. along W. side of King Street, bounded on E.

	lib.	s.	d.
Item the great Colledge gairden occupied be Hendrie Marr gairdner *	40	00	00
Item a feu out of the lands of Arduine in the Garreoch possest be John Leith of Newlands †	12	00	00
Item a feu out of the house befor the gray frier kirk possest be John Allardes ‡	01	06	08
Item out of Little Arnache now from Mr Williame More of Hiltoune §	13	06	08

by said street, on N. by land of said Society, on W. by canal, on S. by land of Wrights and Coopers.

2. Also along W. side of King Street, bounded on E. by said street, on N. by said land of Wrights and Coopers, on W. by canal, on S. by land of said Society.

3. Lying E. of building areas on E. side of King Street, bounded by said areas on W., land of said Society on N., by on E., and by lands of Wrights and Coopers on S.

4. Do., do., bounded by said areas on W., by foresaid ground of said trade on N., Gallowhill road on E., land of said Society on S.

Feued to New Street Trustees in 1809 a portion of two rigs necessary for King Street 60 feet in breadth gratis, and 50 feet in breadth along east side of same for building areas, for feuduty of 12s. 6d.

Feued in 1809 for 3 bolls, 3 firlots, 2 pecks and £7 2s. 3d., a part described as measuring 2 roods and 26 falls, being the part lying westward of the canal of the Rigg of land belonging to said College, bounded on the S. by lands of the Wrights and Coopers, on the W. by the road from North Street to Mounthooly, on the N. by lands of the Shipmaster Society, and on the E. by the canal.

Feued in 1813 for 1 boll 3 f. 1 p. and £3 7s. 4½d., a part described as measuring one rood three falls, bounded on E. by canal, on S. by land of , on W. by road from North Street to Mounthooly, on N. by land of Wrights and Coopers.

* See p. 93. Feued, 1782- , for 4 bolls, 0 f. 1¾ p. and £7 8s.

† See pp. 18, 101, 107. The superiority of Arduine, value £1 sterling, was sold in 1813 for £100, and the price lent for behoof of the Locality funds.

‡ Still paid, appearing in University Rentals thus—

"Annuities from Houses.

	£	s.	d.
House in Broad Street: George Brantingham formerly Mellis, per J. & A. Webster	0	2	$2\frac{8}{12}$"

§ Still paid, appearing in University Rentals thus—

"Annuities and Feuduties from Lands.

Lands of Turnerhall: Major Turner	1	2	$2\frac{8}{12}$"

Item out of the mortificatione left be Sir Thomas Crombie Laird of Kemnay payit be the master of mortificationes of the Counsell of Aberdein	110 02 00
Summa of all is	28 bolls bear
	lib. s. d.
And of moneys	184 15 04

THE ELDEST REGENT OR THE PRINCIPALLS SUBSTITUTE HIS STIPEND.

Item the Loch croft alias the black friers' gairden lyand at the back of David Andersones houssis and the grammar schooll marching to the old watergang of the loche and the kings hieway by the grammar schoollhill occupied be Alex^r Thorne 18 bolls bear *	18 bolls
	lib
Item tuentie one merks and a halfe from the relict of Mr John Alexander Marjorie Jamiesone out of the gairden in the grein callit the Carmelite friers gairden †	14 06 08

* See pp. 7, 100. Feued to the Magistrates in 1732 for building Gordon's Hospital on. Rent 20 bolls bear, with a grassum of £30. As this was the first (save one, *v.* p. 76) alienation of the original College property and expressly contrary to the Foundation Charter, the Act of Faculty of Nov. 29 takes care to show that the rent obtained is considerably more than any land had hitherto let for near Aberdeen. In the Feu-charter (17th March) the croft is defined as "lying within the Schoolhill of the Burgh of Aberdeen towards the Woolmanhill thereof contigue adjacent to the said Blackfriars Manse and Yard presently belonging to the Master of Mortifications of Aberdeen as Manager of the said Jean Guild's Mortification: betwixt the foresaid Manse and Yard formerly of the Blackfriars now belonging to the said Jean Guild's Mortification at the East, the King's Common High Street leading from the Schoolhill to the Woolmanhill and the houses feued out by the Town of Aberdeen near Lochermick's houses at the South and West parts, and the Lochlands belonging to Alexander and George Forbeses of Lochermick, merchants in Aberdeen, at the south part".

† See pp. 16, 93, 105. This was the painter's daughter: see tack to her in Mar. Coll. Ch. Ch., xii. 69. The Carmelites' Garden was feued in 1794 for the construction of Carmelite Street, for a feuduty of 13½ bolls bear and £16 13s. 4d., to be afterwards increased to 23½ bolls bear and £30. In the Feu-charter of 20th January, 1794, the ground is described as bounded "on the East by the heirs of Alexander Smith, late merchant in Aberdeen; on the North by the Green and Fishery; on the West by Brand's Wynd and Rannie's Lane to the north-west extremity of James Mackie's feu, then by the north and east of said feu along the march till it join the lane called Wapping Street; and on the South by the public road from the extremity of the foresaid lane leading towards the Trinity till the same join the boundary of the land belonging to the heirs of the said Alexander Smith".

lib.

Item out of the laird of Kemnayes mortificatione payit be the master of mortificationes of Aberdein 55 01 00

Item the casualities of the hie classe as double stipend from all that are laureat

THE REGENT SECOND TO THE PRINCIPALL HIS STIPEND

Item the croft callit Cuningarhills occupied be Hendrie Dempster * 10 bolls bear

Item the croft Fill the cape both lyand as yee goe to the gallowhills occupied be John Geills † 6 bolls

* See pp. 4, 92, 102, 104, Feued in part in 1808 to Alexander Matheson, nurseryman, for a feuduty of 20 bolls 1 f. 1 p. and £40 3s. 3d. Lease to Golf Club for 99 years, 1866, £2. The feu lapsed, and the croft was sold to the town, for a site for an epidemic hospital.

The portion feued is described in the Charter (8th December, 1808) as "lying on the east side of the road leading from Aberdeen by the Thieves Bridge to the Old Town Links; bounded on the West by the said road; on the North by another road leading past the front or south side of a Barn lately built by James and George Aiken, the present tenants of the said Croft, which road is already partly made out, and is to be extended in a straight line all the way eastward to the links, and to be twelve feet in breadth in all time coming; on the East by the Links; and on the South by the south boundary of the said croft so far as the same belongs to us".

† See pp. 5, 94, 102. Feued in portions, for construction of Constitution Street, &c., in 1815 (a feuduty of 2 bolls, 3 f. 1 p. bear and £5 16s. 3d.); 1826 (£29 16s. 3d. and £5 8s. 1d.); 1835-62 (£3 11s. 6d.).

1815. 1 rood and 6 falls. S. by the back or north wall of new Flesh Market of Aberdeen; W. by the Park Road; N. by a straight line 30 feet from and parallel to the back wall of said Flesh Market; and E. by a line running northward from the eastmost extremity of said wall and at right angles therewith.

1826. 3 roods, 39 falls. E. by property of Aberdeenshire Canal Navigation Company; W. by a street proposed to be made out by us from Constitution Street to the S. boundary of said croft; and N. and S. by College Marches.

1826. 28 falls, 30 ells. E. by croft of land called Futty's mire, feued from Hammermen trade; W. by property of Aberdeen Canal Navigation Company; S. by lands feued from George Still and others; N. lands of James Hardie and others.

1835. Thirty-two feet along N. side of a new road or street lately made out by us from Park Street to another new street of 30 feet in breadth leading from Constitution Street Southward [South Constitution Street]; N. by property of Angus M'Pherson; E., said new road; S., said new road from Park Street; W., unfenced ground.

	lib.
Item from the said Marjorie Jamiesone out of the Carmelite friers gairden vther 21 merks and a halfe	14 06 08
Item from the master of mortificationes out of Kemnayes mortificatione	55 01 00
Item from William Mitchell out of his houssis and yeards in the grein lyand contigue to the old Carmelite church at the back of the trinitie gairden marching with the sea mark *	14 03 04
Item a few out of the malt barnes at the friers kill occupied be the successors of Robert Leslie in the grein payit be Francis Irvine and now Wm Gellie †	6 13 04
Item from John Archibald ane annuitie out of his hous in the Castellgate qch belongit to Alex^r^ Yooll and now to ‡	00 12 00
Item Walter Darge his hous in the grein now possessed be John Kennie §	00 05 00
Item out of William Leslie's tuo houssis now joyned in one lyand in the netherkirkgate ‖	00 06 08
Item out of the house on the south kirkyeard dyck foregainst the Correctione hous belonging of old to John Lindsay caird and now to William Wright ¶	00 10 00
Item from David Gregorie out of his hous in the grein now belonging to William Murray Wyver **	00 13 04

* Still paid, appearing in University Rentals thus—

"Annuities from Houses.

	£	s.	d.
House in Green: A. Stephen and others, per G. Grant, Advocate	1	3	$7\frac{6}{12}$"
† Do. do.			
"Friars Kiln and Barn: Messrs. Hadden & Sons, Green	0	11	$1\frac{4}{12}$"

‡ This annuity is not accounted for. It does not appear in Dr. Gerard's list of "Feus stated in the Old Rentals but contended and not yet evicted" (*Localities Accounts*, 1755).

§ Gerard's list, No. 1.

‖ *Ibid.*, No. 2.

¶ Property acquired by New Street Trustees, and feu-duty still paid by Burgh, appearing in University Rentals thus—

"Annuities from Houses.

	£	s.	d.
House at churchyard	0	0	10"

** Gerard's list, No. 3.

	lib.
Item from William Moir of ferriehill out of his hous lying vnder the castellhill *	00 01 00
Item out of Robert Willox house without the justice port somtymes belonging to Nicolsone †	00 06 08
Item out of Mr Hew Irvine's hous in the grein belonging of old to Gilbert Menzeis and now to John Rosse and Thomas Wyllie wyver ‡	00 07 00
Item from Mr William Ædie his hous in the grein sometyme possesst be William Leslie and George Ædie and his airs and now be David Ædie §	00 10 00
Item from James Leslie of Wartle out of his lands of Wartle in the garreoch ‖	02 00 00
Item from the Laird of Leslie Forbes out of the milne of Leslie in the garreoche ¶	02 00 00
Item from Robert Glennie out of William Shands hous at the back of the tolboothe belonging of old to Robert Paule and now to **	00 10 00
Item from John Craigheid flesher in name of James Galloway for his hous in the nethirkirkgate ††	00 10 00
Item from whyte James Skein for his hous in the broadgate belonging to Mr William Forbes in the hospital ‡‡	00 10 00
Item from Mr Robert Patrie provest out of his back hous at the Colledge dyck in the end of his closse §§	01 00 00
Item out of the lands of Banchorie Devenick from the laird of Leslie ‖‖	06 13 04

* Gerard's list, No. 4. † *Ibid.*, No. 5. ‡ *Ibid.*, No. 6. § *Ibid.*, No. 7.

‖ See p. 108. Still paid, appearing in University Rentals thus—

"Annuities, &c., from Lands.

	£	s.	d.
Little Wartle: Mr. Leslie	0	3	4"

¶ See pp. 19, 246. Do. do.

"New Leslie: Colonel A. L. Hay of Rannes	0	14	$5\frac{4}{12}$"

** Gerard's list, No. 8. †† *Ibid.*, No. 9. ‡‡ *Ibid.*, No. 10.

§§ *Ibid.*, No. 11. ‖‖ *Ibid.*, No. 12. See pp. 8, 94.

		lib.		
Item	out of ane hous in the heid of the castellgate neirest Gilbert Blacks Inland belonging to William Gordone and now to his sone George Gordone *	00	03	4
Item	out of the Williamsones hous in the grein vnder the kirkyeard dyck qlk now belonges to William Sangster over against our Carmelite friers houssis and yeards †	00	06	08
Item	out of ane anglehous at the shore qlk of old wes thecked with heather and rebuildit be provest Cullen and baillie Robert Forbes of Robslaw and sold to Buchans Alexander Burnett belonging of old to George Gray and heirafter to James Scalone to the ‡	00	10	00
Item	out of ane hous nixt adjacent to Mr William Forbes hous and betuixt it and James Milnes hous belonging to the airs of John Gordone and now to Marjorie Simpsone his relict lyand on the west syde of the broadgate §	00	10	00
Item	out of Mr John Kempts croft now possesst be Baillie Mollesone ‖	00	06	08

THE STIPEND OF THE THIRD REGENT.

Item	out of ane croft at the Craibstoune occupied be Alexr Thome	9 bolls bear
Item	out of ane croft at the Justice milles occupied be the sd Alexr Thome ¶	5 bolls 2 firls

* Gerard's list, No. 13. † *Ibid.*, No. 14. ‡ *Ibid.*, No. 15. See p. 97.

§ *Ibid.*, No. 16, but "evicted" in 1761-62, and still appears in University Rentals thus—

"Annuities from Houses.

	£	s.	d.
House in the Broad-street: Mrs. Taylor and others, per Marquis and Hall	0	0	10"

‖ *Ibid.*, No. 17.

¶ See pp. 4, 6, 12, 102. Lands near the Craibstone and Justice Mills were feued out for the purpose of building Chapel Street (in conjunction with the Tailor Trade), 1805- , and Huntly Street (for which an entrance to Union Street was purchased from the New Street Trustees: feuduty to burgh, £89 15s.) in 1821- . The ground along the former yields to the College of feuduties, £109 7s. 8d.; along the latter, £157 18s. 11d.

The Longstone Croft was feued in 1804 (6 bolls and £12); and in 1806 (15 bolls 2 f. and £25-15).

	lib.		
Item out of the ruids of Kintore 1 boll $\frac{2}{4}$ because it payes 4 bolls and a halfe *	1	2	
Item tuentie merks out of the Carmelite friers gairden from the relict of Peter Hill now be Alexander Tayl3our	13	06	08
Item from the master of mortificationes out of Kemnayes rent and mortificatione	55	10	00
Item from Mr Robert Patrie now from Jhone Duncane bayl3ie out of his croft at the Craibstone, now Thomas Cushnies holding few	10	14	00
Item from the laird of Vdnie out of the lands of fiddesmoir and fiddesbegg †	10	00	00
Item out of Mr John Findlators land at the bowbridge his houssis and land being fewed out ‡	05	06	08
Item out of Mr William Ædies hous in the grein fold belonging to James Blackhall as they go to the friers hill §	01	07	00
Item out of Patrick Annands hous in the midst of the nethirkirkgate on the north syde ‖	00	06	08

1804 ½ acre lying near Windmillbrae. S. proposed Union Street; E. lands of Hammermen; W. lands now of New Street Trustees; N. continuation of line of S. boundary of another croft of College, cutting off ⅛ acre from N.E. end of Longstone Croft.

1806 to New Street Trustees. 70 ft. for street gratis. 40 ft. for building areas. On North side; property of Trustees to E. and W.; Summer road from Chapel of Ease to Hardgate on N. Two pieces on south side (82 ft. and 41 ft.) along Windmillbrae to S.; property of Trustees to E. and W.; and building areas to N.

* See pp. 7, 98, 101. Reduced by augmentations of stipend till in 1784 its value was only £1 13s. 4d. Sold in that year to the Earl of Kintore for £102 10s., which sum was applied to pay debts incurred by locality funds in improving Caberstone croft, *i.e.*, in laying out Belmont and Little Belmont Streets.

† See pp. 8, 93, 108. Gerard's list, No. 21.

‡ Still paid, appearing in University Rentals thus—

"Annuities, &c., from Lands.

		£	s.	d.
Part of Eight Roods:	Wright and Cooper Trade	0	4	9
Do. do.	Weaver Trade	0	1	7
Part of Well Croft	do.	0	2	$6\frac{8}{12}$ "

See below, p. 246.

§ Gerard's list, No. 22. *Ibid.*, No. 23.

	lib.		
Item Andrew Raites hous in the guestraw of old provest Leslie's and now belonging to Androw Thomsone *	00	13	04
Item George Morrisones hous in the closse over against the clerks chamber stair foot †	00	10	00
Item the laird of pitarrow his lands of Easter Glensaucht alias frier's glen in the mernes qlk holds few of ws ‡	03	03	04
Item Vmphrayes croft pertaining to Gilbert Leslie as yee goe to the old toune and now to the old toune college §	00	06	08
Item James Brownes hous in the south syde of the castellgate lyand contigue to Alex^{r} Cruikshanks new hous of old belonging to George Ædie uright and now to the airs of the s^{d} James Broune ‖	01	04	00
Item Baillie Skein for John Ingrahams houssis on the south syde of the heid of the castellgate ¶	00	10	00
Item Patrick Blairs hous without the Justice port on the angle a great hous of old belonging to John Laing **	00	03	04
Item the master of mortificationes for Jean Guild's hous in the Schoolhill at the back of the grammar school ††	02	00	00
Item William Rollands hous in the gallowgate neir doctor Moirs hous now belonging to —— ‡‡	00	03	04

The Stipend of the Last and Youngest or Fourt Regent.

Imprimis from Alex^{r} Strachan fermorer foure bolls and a halfe beare 4 bolls and a halfe

* Gerard's list, No. 24. † *Ibid.*, No. 25.

‡ See pp. 19, 101. The superiority was sold in 1808 for £45, and the price lent to Gray's Fund for behoof of the localities.

§ Gerard's list, No. 26. ‖ *Ibid.*, No. 27. ¶ *Ibid.*, No. 28. ** *Ibid.*, No. 29.

†† Still paid by the Burgh, appearing in University Rentals thus—

"Annuities from Houses.

	£	s.	d.
Grammar School: Master of Mortifications	0	3	4"

‡‡ Gerard's list, No. 30.

Item from James Harrow for the Dowcat croft at the bowbridge 3 bolls 3 fir[s] * — 3 bolls 3 fir[s]

Item from William Milne for the croft vnder the windmilne 5 bolls and a halfe † — 5 bolls and a halfe

Item from M[r] William Sibbald for eight ruides in Kintor 4 bolls and a halfe — 4 bolls and a halfe

	lib.
Item out of the Carmelite friers gairden from	13 06 08
Item from the master of mortificationes out of Kemnayes mortificatione	55 00 00
Item from William Law for his crofts at the Crabstone a feu of 5 lib 4 s	5 04 00
Item from Francis Irvine out of James Leslie's hous at the bowbridge	01 16 00
Item from Alex[r] Ramsayes hous now John Donaldsones in the shipraw ‡	02 00 00
Item out of Mr William Ædies hous nixt to James Leslies hous in the grein Baylie Strachans little hous §	01 02 00
Item out of James Liddells hous and the fore hous on the west syde of the gallowgate neir the common vennell that goes to the loche ‖	01 00 00
Item out of Walter Robertsone's hous on the north syde of the grein of old the Williamsones hous ¶	04 00 00

* See pp. 12, 102, 104. Feued for 3 bolls, 3 f. to the New Street Trustees for an entrance to Union Terrace.

† This is Barbour's or Tolquhon's croft, see pp. 5, 102. Feued in 1806-7 in two portions (for formation of Catherine Street) for feuduties of five bolls bear and £10, and 1 boll, 2 f. bear and £2 8s. 11d. Described as lying respectively on the East and West sides of the Inverurie turnpike; bounded on the East by the road leading from Gallowgatehead to Hilton; on the West by the burn running from Broadford; by lands feued from King's College on the South; and by lands belonging to Hugh Hutcheon and to King's College on the North.

‡ Acquired by the New Street Trustees, and still paid by the Burgh, appearing in University Rentals thus—

"Annuities from Houses.

	£	s.	d.
Old Ship Tavern	0	3	4"

§ Gerard's list, No. 18. ‖ *Ibid.*, No. 19.

¶ Acquired by the New Street Trustees, and still paid by the Burgh, appearing in University Rentals thus—

"Annuities from Houses.

	£	s.	d.
House in the Green	0	6	8"

	lib.		
Item out of the Justice milnes from the thesaurer of Abd.*	01	06	08
Item from Gilbert Black his crofts in Futtie †	02	08	00
Item from Mr Robert Forbes out of Mariewell croft in few ‡	03	02	00
Item from Mr James Lieth out of new leslie a feu §	06	13	04
Item out of ane hous in the shipraw of old Alex^r Milns and Cornelius Caddells now Baillie Burnetts and ‖			

XL.

Barbara Forbes mortifies the whole books and mathematical instruments of Dr. William Johnston, her husband, to the Marischal College. 17th February, 1641.¶

The Quhilk day Forsaemeikleas Barbarae Forbes widow and relict of vmqll master Williame Johnstoun doctor in phisick and professor of mathimaticques within the new college of Aberdein Hes frielie givin and mortifiet to the toune of Aberdein for the wse of the said colledge and particularlie for the wse of the professor and studentis of mathimaticques within the samen in all tyme cuming The haill mathimathicall bookes and instrumentis whilkis belongit

* Still paid by the Burgh—

"Annuities, &c., from Lands.

	£	s.	d.
Ground at Justice Mills: Treasurer of Aberdeen	0	2	$2\frac{8}{12}$"

† Still paid—

"Croft at Footdee: Blaikie Brothers	0	4	0"

‡ Still paid—

"Marywell Croft: Shoemaker trade	0	5	2"

§ See above, p. 241. ‖ Gerard's list, No. 20.

¶ "Ut in *Professorum* nostrorum *Albo* splendet, ita in *Benefactorum Choro* fulget, GULIELMUS JOHNSTONUS, M.D., et *Mathematum* hic *Professor:* Qui ex antiquissima de Caskyben, erat oriundus familia,

Phænices Regni quæ dedit una duos,

"*Arthurum* sciz, *Medicum Regium*, et celeberrimum ætatis et gentis suæ *Poetam*, et GULIELMUM, quorum uterque, stemmatis sui gloriam, summopere meritis auxit.

"GULIELMUS ad exteros profectus, tanta inclaruit eruditione ut peregrinus licèt, primò *Humaniorum* literarum, et deinde *Philosophiæ Professor*, in Academia Sedanensi

to the said doctor Williame hir husband the tyme of his deceas conforme to ane Inventer and Catalogue thairof subscryuit be the said Barbarae this seventein day of februar instant Thairfoir the prowest Baiłeis and counsell of the said brughe acknoweledging with all thankfulnes the benefit redounding to the said toune and colledge be the said mortificatioun Ordaines the saidis haill mathimaticall buikis and instrumentis to be put wethin the said colledge librarie and thair to be delyverit be inventar to master Robert Downie Bibliothecar to be keipit be him and maid extant and furthcumand in tyme cuming to the vse foirsaid whairwnto they ar givin and destinat be the said Barbarae Forbes lyk as they ordaine the said master Robert Downie to give ane not under his hand to the said Barbarae wpoun his recept of the saidis haill buikis and instrumentis conforme to the catalogue thairof

From the *Town Council Register*, Vol. lii., p. 617.

designaretur; in qua, se ita gessit provincia, ut et maximam famam et insolitam comparaverit doctrinam. Post ergo peragratas *Regiones* exteras, post frequentatas florentissimas *Europæ Scholas*, et lustrata bellorum *Castra*, à *Senatu Abredonensi*, in patriam revocatus, ut *Superiorum Mathematum* professionem, à *Liddelio* recens institutam, primus capesseret; tantâ multifariæ eruditionis supellectile onustus rediit, ut inter præstantissimos illorum temporum *Philologos*, *Medicos*, *Mathematicos*, *Botanicos*, etc., meritissimò numeraretur: Et non tantum eximiâ doctrinâ, et rarâ in docendo fœlicitate, disciplinas *Mathematicas*, dum in vivorum versabatur contuberniis, excolere et propagare annisus est; sed etiam cavere voluit, ne a posteris negligerentur; huncque in *Laborum* et *Instrumentorum Mathematicorum* supplevit inopiam, omnemque, quam magnis comparaverat sumptibus, supellectilem, *Bibliothecæ* nostræ legavit." (Smith's *Oratio*, p. 24.)

"De GULIELMO certè idem usurpare possumus, quod olim de Tito Imperatore suavissimo dictum est, *Deliciæ est humani generis;* tanta est ejus comitas, tanta urbanitas." (Strachan's *Panegyricus Inauguralis dictus Anno* 1630, p. 22.)

See also Sir Thomas Urquhart's *Tracts*, 1774, p. 125; Jaffray's *Diary*, 1833, pp. 127, 238; Baron's *Apodixis Catholica*, 1631, p. 29; Forbes' *Funerals*, Ed. of 1845, p. 365; Maidment's *Catalogues of Scottish Writers*, 1833, p. 114; Gordon's *Scots Affairs*, Vol. iii., 1842, p. 208; Irving's *Lives*, 1839, Vol. ii., p. 39; Johnston's *Johnstons of that Ilk*, 1832, p. 38; Johnston's *James Young and Rachel Cruickshank*, 1850, App. p. 41.)

On the Heraldic Ceiling the same arms were assigned to William Johnston as to John Johnston (*supra*, p. 114). Two "broads" commemorate the former, one showing his arms as Argent, a saltire sable, on a chief [gules] three cushions or, in base a flower [tulip?] gules, stalked and leaved vert; the other with the same bearings impaled in a lozenge with those of his wife, viz., Azure, three bear's heads couped argent muzzled gules, a rose of the last for difference. In a portrait of Johnston which hangs in Marischal College Hall a red flower [carnation?] is introduced above the right ear.

XLI.

Sir Thomas Crombie of Kemnay, Knight, by his last will and testament, bequeaths to the Provost, Baillies, and Council the sum of twenty thousand merks Scots for the maintenance of eight bursars, and the augmentation of the salaries of the Principal and four Regents. 5*th July*, 1641.*

Be it kend till all men by thir presentis Me Sir thomas Crombie of Kemnay Knicht Forsaemeikle as I haue the landis and barronie of Kemnay and landis of Cragerne with the maner place of Kemnay and richt of the teinds of the saids lands and all thar pairts pendicles and pertinents lyand within the sheriffdome of Abd pertaineing to heretabilie purchasit and acquirit be me in my awne tyme by gods onlie help and providence and seeing that I haue not bairnes of my awne bodie gotten to succeid to me and that I intend to mortifie to gods glorie ane pairt of my meanes and with ane vthir pairt tharoff to benifit my narrest appeirand airs and successors and vthirs my kinspeopell and kyndlie freinds Lykas I haue libertie and power be my infeftments at quhatsumewer tyme in my lyftyme at any tyme befor my deceis it were at the werie hour of my death to mack grant and subscryve sic mortificationes dis-

* "Jam prodeat ille *Academiae Atlas*, *Abredoniae Decus* et *Benefactorum Phosphorus* D. THOMAS CROMBAEUS à *Kemnay*, *Eques Auratus*, qui sapientiâ, fidelitate, in rebus maximis prudentiâ et dexteritate, et in omnibus, vitæ innocentiâ et morum suavitate, tantùm claruit, et de Principum optimo, et Regni primoribus meruit, ut ad *Supremi vicecomitis Abredonensis* eveheretur, omnium cum gratulatione, dignitatem, quam anteâ maximæ et potentissimæ Regni familiæ tenebant semper, et ambibant; quamque *Nobilissimi* Errolii *Comites*, jure haereditario tenuerunt usque ad *Floudonense* Praelium, in quo *Gulielmo Errolii Comite* extincto, ipsius Filius minorennis, et *Nobili Parente*, et Vicecomitis officio orbatus est. Sed *Virtus*, quæ sola nobilitat, hunc nostrum *Maecenatem* et maximis, et optimis parem reddidit.

"Inter omnes autem, quæ Heroicam CROMBÆI animam ornabant *Virtutes*, nulla illustrior extitit, quàm indefessum bene faciendi, et bene merendi studium, præcipuè de *Natalium* ipsius loco, et nostra hac *Academia:* Illius etenim *Gratiae* et *Benevolentiae* magna ex parte debet *Abredonia*, amplitudinem, illam *Jurisdictionis*, quâ jam in *Capitalibus* fruitur.

"Hic est, qui praeter quatuor Mercarum millia, *Ptochodochiis Edinburgensi* et *Aberdonensibus* legata, *Academiae Marischallanae* Triginta mercarum nostratium millia consecravit: Nam decem mercarum millia *Octo* alendis, *Philosophiae studiosis*, *totidemque* augendis *Gymnasiarchae* et *Philosophiae Professorum stipendiis* destinavit, probè enim cognoverat *Vir* optimus, quàm contracti fuerint nostri *Reditus*, quamque fuerit *Res* angusta,

pones assignationes or vthir richts in ampill forme and in sic forme and maner as I sould think moist fitt and expedient And forsaemeikle as I haue not onlie tua sisters germane elspet and cristane crombie quha ar to succeid to me and ar my only lauchfull aperands airs and successors . . . Tharfor I ordaine and apoint the saidis landis and barronie of Kemney and landis of Cragerne with the teindis tharof Togidder with maner place tower and fortailȝie of Kemnay laitlie buildit . . . As sen soewer it sall pleas god to call me furth of this lyffe faillȝieing of airs or bairnes ane or mair lauchfullie gottin of my owne bodie allanerlie and no wthirwayes To be sauld and disponit heritablie be my saids apeirand airs and thar spoussis or be thar airs Representing me or them with consent of the said dame marget Kere my spouss to the best availl with all convenient diligence without delay to quhatsumewer persone or persones that will buy the same The true pryce worth and awaill tharoff frie of all lyverent or vthir burdins I estimat to the sowme of ane hundreth thousand merkis scotis

et curta *Praeceptorum Supellex;* et quod *Honos* alit *Artes*, omnesque gloriâ et praemiis ad studia incendantur: Ne igitur esurirent *Musae*, aut prae docentium media, perirent *Literae*, *Nos* in aeternum victurâ ipsius munificentia tibi divinxit, et ne deessent *Marones*, se mirificum praestitit *Maecenatem:* Sed *Illi* doctrinam, bonesque *Literas* propagare, ni etiam *Religionem* et *Pietatem* promovisset, non sufficiebat; ideoque alia *Decem* Mercarum millia, *Verbi Divini* in *Franciscanorum Fano*, *Praeconi* consecravit, ut juniorum mentes simul, et sanioris *Eruditionis* et purioris *Religionis* elementis imbuerentur.

"O immensam munificentiam! Aureis primaevi *Christianismi* temporibus dignam! O gloriosam incomparabilis *Viri* pietatem! quae THOMAE nostro, in *Sanctorum Calendario*, locum optimo jure vendicat.

"Tanta est hujus *Liberalitatis* magnitudo, ut eâdem obruti, referendæ gratiæ *Nos* impares testemur. Quanquam ergo, diversa docentium vocibus, *Academia Marischallana* perstrepat, omnium tamen vox una est, *Immensâ* D. THOMAE CROMBAEI largitione, depulsam esse inopiam et animos tum *Praeceptorum*, tum *Studiosorum*, antea marcentes penuriâ, jam erectos et ad optima quaeque dispositos esse, Ideoque,

Assurge quicquid uspiam est docti Chori,
Tantoque honores exhibeto nomini,
Cui Musa nostra pangeret carmen lubens,
Sed THOMAS *major omni est praeconio.*"

—Smith's *Oratio*, p. 23.

In the shield assigned to Sir Thomas Crombie on the Heraldic Ceiling the bearings were, Argent, a bend engrailed azure between a mullet in chief and a crescent in base gules. The Crombie "broad" is wanting. Stodart (i., plate 118) shows a wholly different coat for Crombie.

money at the leist or to any vthir soume less or mair may be had and gottin therfor Lykwayes I appoint and ordaine the pryce sowme and awaill tharoff with the sowme of twentie four thousand merkes monay dewe and auchtable to me to be destenat imployit satisfiet and payet to the particular persones and to the vses respectiue following Viz In the first I mortifie assigne and dispone to and in favour of the colledge of new abd callit Marshalls colledge the sowme of tuentie thousand merkes scots money Quharof the sowme of ten thousand for sustentatione helpe and provisione within the said colledge of aucht bursers and the anwel rent and profiet tharof according to aucht merkes the hundreth to be ȝeirlie payit and given vp to ilk burser dureing the time of thar four ȝeirs course as the same extends to ȝeirlie for ilk bursars pairt to the sowme of ane hundreth merkes money And the sowme of other ten thousand mirkes money to be payit to the vse and benefit of the principall and four regents of the said colledge and the anvel rent and profitte therof acording to aucht merkes the hundreth to be distribut payit and ȝeirlie given to the principall of the said colledge for the tyme onlie or to the regents or ather of tham in haill or in pairt at the sicht and discretione of the provest baillies and counsell of Abd for the tyme Quhome I apoint and nominat to be patrones and onlie guiders and governours to haue ane caire to sie the forsaid sowme of twentie thousand merkis warit imployit and bestowit wpon land sufficient band or anvel rent and the profeit and anvel rent tharof forsaid to be ȝeirlie distribut and payit and givin to the particular persons respectiue aboue rehearsit as they will answeire to God Lykas I will and ordaine that giue the bursars or any of tham being receiuit and admittit within ye said colledge prowydit to the forsaid ȝeirlie help and provision sall hapin to become insolent and not giue thar attendance and dewe obedience In that it salbe alwayes lesume to the saidis provest baillies and councell for the tyme patrones aboue namet be themselves efter sufficient tryall first takeing to depoiss and remove all such insolent and disobedient turbulland and deboarding bursers and frae all benifit and provisione and to admitt and accept and receiue new bursaris in thar vice and place alse oft as neid beis and that at all occasiones necessar And with provisione also that my neirrest folk and blood friends on the father and mother

syd or of my name or of degree descendand ather in consanguinitie or affinitie salbe preferrit and haue richt befor any other person to the saids bursaris place benefit and prowisioun therof and to sae monie of tham as sall hapin to waik at all occasiones but any questione stop or impediment to be maid proponit or alledgit in the contrair *

. . . . . .

Be thir presentis and ane vthir copie and double therof both writtin and subscriuit be me now in my health nawayes being seik or infirme and ane doubill giwin and deliuerit be me to the trust and keeping of Mr Patrik Chalmer shireff clerk of Abd and the third doubill now in my oune custodie or to be deliuerit be me to the trust of some vthir freind I haue subscriuit the same at Kemnay the fyft day of Julj the ȝeir of god J^{m}vj^{c} fourtie ane ȝeirs Before witnessis Mr John Seattoune minister at Kemnay Alex^{r} Simsone notar publict and Alex^{r} Downie my serwitour

[Et sic sub^{r}] Tho Crombie of Kemnay

Maister Jon Seattoune minister at Kemnay witnes to the subscription of the Laird of Kemnay the fyft day of Julij J^{m}vj^{c} fourtie ane ȝeirs

Alex^{r} Simsone nottar publict witnes thairto

Alexander Downie witnes thairto

From a copy of the Testament Testamentar entered in the *Town Council Register*, Vol. li., p. 557. A codicil of date 22nd February, 1643, follows; then another of 5th March, 1644; and a third of same date in the following terms:—†

Forder eftir due consideratione and resolution with myselff off my moneys and meines quherbe both my wyff and sisters ar sufficientlie helpit and prowydit I find me bund in conscience to provyd assigne and mortiefie Lykas I doe heirby presentlie mortifie assigne and dispone for the help and provisioun of ane sufficient minister to the colledge gray frier kirk off new Abd The principall sowme of ten thousand merkes dew to me be the earl of Findlatour conforme to

* Here follow bequests to the Hospital and poor of Edinburgh, the Merchants' Hospital, Craftsmen's Hospital and poor of Aberdeen, and the Hospital and poor of Old Aberdeen; also to the testator's widow, sisters, and other relatives.

† Another copy of a portion of the above extract is entered in the "Buik of Register".

his band To remane in stock and the anvelrent and profeit theroff to be ȝearlie gewin imployit and vsit for the stipend and provision of the minister and to that effect allanerlie Lykas I nominat and apoint the Provest baillies and counsell of Abd for the tyme Patrones theroff as thei will answer to god Wreittin and subscriuit be me at Edr the said fyft day off March Jmvjc fourtie and four ȝeirs

[Et sic subr] T Crombie of Kemnay *

* The earliest entry in the Town's Accounts relative to this Mortification is as follows:—

"Charge of the moneyis mortified be the Laird of Kemnay to the Prinll and regentis in Marishallis College and aucht bursars thr the quhilk wes left be Kemnay to be 20,000 merkis Bot in respect the lands wer sold wnder the value that the Laird of Kemnay estimat them to Thairfoir at Vitsonday 1650 the towne receavit no moir of the sd moneyis of thair pairt bot only 11,034 lib quhilk most be devydit in just two halffis the ane halff falls to the Principall and regentis and the wther halff to the bursars qrof 11,000 lib wes giuin out upowne the wodsett of Foveranes lands at 5 lib for ilk c merks and the wther 34 lib is in the Mr of Hospitalls hand

CHARGE of the ane halff of the moneyis qlk falls to the Prinll and regentis to be distribut amongis them according to the Counsells pleasour

Imprimis the comptar chargis himselff wt the sowme of fyve thousand and fyve hundreth pundis as the halff of the sowme of elewin thousand pundis of Kemnays moneyis qlk is givin to the Laird of Foverane wpone the wadset of his lands at Witsonday for peyment of five punds for the hundreth merks *lib* 5500 0 0

Item wt the half of the sowme of threttie four pundis of the said moneyis qlk is restand be the hospitall qrof haveing received ane band of ane thousand punds by the Laird of Foverane grantit to him at Witsonday 1650 qrof the said soume is ane pt 17 0 0

Summa of the charge is fyve thousand fyve hundreth and sevintein punds

DISCHARGE of this half of the sd moneyis.

Imprimis the comptar ocht to be dischargit of fyve thousand and fyve hundred punds qlk on the wadset of the Laird of Foveranes landis *lib* 5500 0 0

Item of the sowme of seventein pundis restand be Mr Alexr Forbes Mr of hospitall because the samen is unpayit be him as yit 17 0 0

Item of the sowme of tuelff punds sex pennies qlk falls to this mortificatioun as the quarter of fourtie aucht punds tua shillingis givin out for consulting securities of Foverane and Teachmurie and for going to tak saising and to the notar for his paines 12 0 6

Item of four pund ten shillingis as the half of nyn punds peyit for regraing tua sasines 4 10 0

Item of four punds seven shillings as the halff of aucht punds fourtein sh payit out to Mr Robt Petrie for consulting Kemnays legacies 4 7 0

Item of four punds seixtein shillings as the halff of nyne punds tuelff sh payit out be Bailzie Jaffray for seiking the reg"re for inhibions contra Foverane 4 16 0

Item of the sowme of four punds tua shillings sex pennies as the halff of aucht punds fyve shillingis given to Alex^r Murray notar wpone his supplica^one 4 2 6

Summa of the discharge is fyve thousand fyve hundreth fourtie sex punds sextein shillingis
The charge being fyve thousand fyve hundreth and sevintein punds
Sua rests to the comptar tuentie nyne punds ten shillingis

CHARGE of the wther halff of elewin thousand threttie four punds mortified to aucht bursaris within the New College of Abd

Imprimis the comptar chargis himselff wt the sowme of fyve thousand and fyve hundreth pundis as the halff of the soume of elewin thousand punds of Kemnayis money quhilk givin to the Laird of Foverane wpone the wadset of his lands at Wits. next for peyment of fyve pund for the hundreth merks yeirly *lib* 5500 0 0

Item w^t the halff of threttie four punds money of the saidis moneyis q^lk is restand be the M^r of hospitall q^roff he receavit band from the Laird of Foverane on ane thousand pundes at Wits 1650 17 0 0

Summa of this charge is fyve thousand fyve hundreth and sevintein punds

DISCHARGE of the said money.

Imprimis the comptar ocht to be dischargit of the sowme of fyve thousand fyve hundred pounds restand on the wadset of Foveranes lands *lib* 5500 0 0

Item of the sowme of seventein punds restand be Mr Alex^r Forbes M^r of hospitall and his successores 17 0 0

Item of the sowme of tuelff punds sex pennies money as the quarter of the sowme of fourtie aucht punds tua shillings payit be him for consulting Foverane and Teachmuries securities taking of the saising and to the notar for his paines 12 0 6

Item of four pounds ten shillings as the half of nyne punds payit for regrating tua saisings 4 10 0

Item of four pund sevin shillings as the halff of aucht pund fourtein sh payit be him to Mr Rot Petrie for consulting Kemnayis legacie 4 7 0

Item of four sextein shillingis payit to Bailie Jaffray for seiking the reg"re for inhibitiones and saisingis contra Foverane 4 16 0

Item of four pund tua shilling as the halff of aucht pund fyve shillingis givin to Alex^r Murray notar for his paines wpone his supplicatioun 4 2 6

Summa of this discharge is fyve thousand fyve hundreth fourtie sex pundis sextein schillingis
The charge being fyve thousand fyve hundreth and sevintein punds
Sua rests to the Comptar tuentie nyne punds ten shillings"

—*Burgh Mortification Accounts*, 1649-50.

The lands of Murtle were purchased by the Master of Mortifications for behoof of this fund in 1758, and were feued in the following year. At the Union of the Universities in 1860 the Accounts stood thus:—

	Balce 1859.	Revenue.	Expendre	Balce 1860.	Stock.
"17. Sir Thomas Crombie's to the Principal and Four Teaching Professors of Marischal College		61 15 5	61 15 5		1490 3 1
18. Sir Thomas Crombie's to Eight Bursars	13 19 4	88 6 0	88 8 8	13 6 8	2508 19 10"

—*Burgh Accounts*, 1859-60.

Under the Provisional Order of 1881, the Crombie bursaries are in future to be eight in number of £15 each per annum.

The money destined to augment the salary of the minister of the Grey Friars' Kirk formed part of the sum invested in the lands of Torry (*supra*, p. 141).

XLII.

King Charles I. unites the Colleges of Old and New Aberdeen into one University, endowing the same with the revenues of the abolished bishopric of Aberdeen. 8th November, 1641.

CAROLUS Dei gratia Magne Britannie Francie et Hibernie Rex fideique defensor OMNIBUS probis hominibus suis ad quos presentes litere pervenerint Salutem SCIATIS quia nos considerantes statum episcopatuum et beneficiorum eorundem per leges et acta Parliamenti huius regni nostri Scotie abolitum et suppressum esse atque ideo fructus et redditus eisdem spectantes in manus nostras et ad nostram donationem cessisse Et nos e pia et religiosa nostra indole statuentes tantam portionem reddituum dictorum Episcopatuum et beneficiorum eorundem quanta auxiliandis et supplendis Universitatibus et Accademijs seu Collegijs intra antiquum hoc regnum nostrum (que sunt seminaria pietatis et religionis) necessaria videbitur applicare Mandavimus quibusdam ex nobilitate alijsque perlustrare et inquirere de presenti statu vniversitatis veteris Aberdonie et nostre Accademie eiusdem nec non nove Accademie Aberdonensis Accademie Marischallane nuncupate Et quod eis imposterum suppeditandis et auxiliandis expediret Qui inquisitione habita eandem ad nos renunciarunt per quam compertum est quod preter et vltra presentes redditus eorundem competens sustentatio professoribus et fundatis personis Vniversitatis et Accademiarum predictarum respective in moderata via extendet ad summam quingentarum librarum monete sterline aut eocirca Quas quidem Accademias nobis benigne visum est in certa mensura supplere disponendo et mortificando eisdem integros fructus et reditus nuper Episcopatus de Aberdene modo subsequenti IGITUR Nos cum avisamento et consensu predilectorum nostrorum consanguineorum et conciliariorum Joannis Comitis de Loudon Domini Tarrinzeane et Mauchlin supremi nostri Cancellarij hujus regni nostri Archibaldi Marchionis de Argyll Comitis de Kintyre Domini Campbell et Lorne Gulielmi Comitis de Glencairne Domini Kilmaweris Joannis Comitis de Lindsay Domini Parbroath ac dilecti nostri conciliarij Domini Jacobi Carmichaell de eodem militis nostri Thesaurarij deputati nostrorum Commissionariorum pro Thesaurario nec non

cum avisamento et consensu reliquorum Dominorum nostri Scacarij dicti regni nostri Vnivimus et ereximus tenoreque presentium vnimus et erigimus dictas Accademias veteris et nove Aberdonie IN UNAM Vniversitatem omni tempore futuro VNIVERSITATEM CAROLI REGIS de Abirdene nuncupandam ET DEDIMUS concessimus fundavimus mortificavimus et disposuimus tenoreque presentium damus concedimus fundamus mortificamus et disponimus dicte Vniversitati veteris Aberdonie de dictis Accademijs veteris et nove Aberdonie consistenti nunc in junctam Vniversitatem unitis Ac Principalibus Professoribus Regentibus alijsque membris dicte juncte Vniversitatis secundum distributionem seu divisionem subscriptam viz Binas partes ad vsum dicte veteris Accademie et vnam tertiam partem ad vsum dicte nove Accademie OMNES et singulas feudifirme census feudifirme firmas canas custumas aliosque census et devorias terrarum Baroniarum aliorumque subscriptorum perprius ad dictum nuper Episcopatum de Aberdene spectantes viz feudifirme census feudifirme firmas canas custumas annuos redditus aliasque devorias et census terrarum et Barronie de Aberdene et terrarum et baroniarum de Murthhill Fetterneir Clett Tillienessell Daviott Raine et Birss omnes jacentium infra vicecomitatum nostrum de Aberdene Necnon terrarum et baronie de Fordyce jacentium infra vicecomitatum nostrum de Bamff et terrarum et baronie de Mortlache jacentium infra dictum nostrum vicecomitatum de Bamff ac acrarum terrarum veteris ville de Aberdene omniumque aliarum terrarum tenementorum domorum aliorumque quorumcunque que ad dictum nuper Episcopatum de Aberdene perprius pertinuerunt unacum feudifirme firmis feudifirme devorijs alijsque devorijs omnium et quarumcunque salmonum piscariarum et retium lie nettis super aquas de Die et Don ad dictum Episcopatum spectantium Vna etiam cum omnibus et singulis decimis garbalibus Rectorie et Vicarie Ecclesiarum de St. Maucher et St. Nicolas omniumque aliarum Ecclesiarum et parochiarum que ad dictum Episcopatum pertinuerunt Ac cum decimis omnium et singularum salmonum piscariarum aliarumque piscariarum in dictis aquis de Die et Don vel in Mare seu quibusvis alijs locis ubicunque que perprius ad dictum Episcopatum pertinuerunt una cum omnibus alijs fructibus decimis Ecclesijs redditibus et alijs quibuscunque ad dictum Episcopatum temporalitatem

vel spiritualitatem eiusdem provisis vel in quorum possessione nuper Episcopi de Aberdene eorumque predecessores aliquo tempore preterito fuerunt Cum plena potestate dictis Principalibus Professoribus Regentibus alijsque membris Vniversitatis predicte nunc presentibus eorumque successoribus omni tempore futuro per seipsos eorumque communem factorem et commissionarium aliosve eorum nominibus levandi recipiendi et intromittendi omnes et singulas dictas feudifirme census feudifirme firmas canas custumas aliasque devorias predictarum terrarum Baroniarum salmonum piscariarum aliarumque prescriptarum cum pertinentiis Nec non omnes et singulas decimas decimarumque devorias respective supra specificatas secundum divisionem prescriptam viz Binas partes earundem ad dictam veterem Accademiam et Unam tertiam partem earundem ad dictam novam Accademiam idque de croppa et anno Domini millesimo sexcentesimo quadragesimo primo et annuatim et terminatim in futurum ad terminos solutionis earundem solitos et consuetos Ac si opus fuerit convocandi citandi et prosequendi pro predictis feudifirme firmis decimis alijsque prescriptis coram quocunque judice seu quibuscunque judicibus idoneis vt congruit et omnia jura dictarum terrarum decimarum aliorumque predictorum super clausulis irritantibus earundem vel super quovis alio fundamento de jure competenti vt congruit reducendi et annullandi Nec non assedationes dictarum decimarum locandi quae perprius in assedatione solite fuerunt locari cum expirabunt assedationes que adhuc stant minime expirate idque pro solutione estimatarum decimarum et valoris earundem proque nulla minore assedationis devoria annuatim PROUT nos declaramus omnes assedationes cujusvis partis dictarum reddituum decimarum aliarumque predictarum nunc dicte Universitatis fundatarum et mortificatarum pro minore divoria quam iusto valore et estimatione earundem locandas ipso facto fore nullas et nullius valoris vie exceptionis seu replicationis absque vlla declaratura inde sequenti Et vt valor et estimate decime Ecclesiarum et parochiarum predictarum dicte Vniversitati mortificatarum melius dignoscantur IDCIRCO nos volumus et ordinamus dictos Principales Professores et Regentes dicte Vniversitatis causari decimas dictarum Ecclesiarum estimari in quantum hactenus estimate non sunt coram Commissionarijs per nos cum consensu Statuum constitutis vel constituendis etiamque eos ordinamus providere et provideri curare

mortificata constantia stipendia ministris cure apud dictas Ecclesias inservientibus secundum Acta eatenus confecta vel conficienda idque e decimis parochiarum suarum duntaxat Nec non volumus et ordinamus quod dicte feudifirme census feudifirmarie decime aliaque predicta distribuentur inter singulos Magistros Principales Professores Regentes aliasque fundatas personas et membra dicte Vniversitatis ac utriusque Accademie ejusdem nunc in juncta Vniversitate vt dictum est unite viz Bine partes earundem ad dictam veterem Accademiam et tertia pars earundem ad dictam novam Accademiam idque intuitu Commissionariorum et perlustratorum per nos et successores nostros dicte Vniversitati et Accademijs eiusdem respectiue predictis invisendorum constitutorum et constituendorum Et volumus et ordinamus literas nostras cornuationis et namationis per dominos nostri consilij et sessionis in favorem et ad instantiam dictorum Principalium Professorum et Regentium dicte Vniversitatis et Accademiarum eiusdem respectiue antedictarum nunc presentium vel futurorum dirigi contra omnes et singulos feudifirmarios tenentes assedatarios aliosque quoscunque obnoxios solutioni dicte feudifirme firmarum firmarum decimarum divoriarum aliorumque antedictorum idque de dictis croppa et anno Domini millesimo sexcentesimo quadragesimo primo ac annuatim et terminatim in futuris Et quia dicta Vniversitas veteris Aberdonie et nostra Accademia eiusdem pro presenti est in aere alieno ac necessitatem reparationis habet in tecto plumbis tignis solijs alijsque locis eiusdem et sufficienti Librario caret Ideo per presentia providetur quod iusta tertia pars integrorum dictorum fructuum reddituum aliorumque prescriptorum nunc dicte Universitati vt dictum est mortificatorum cum integro beneficio omnium vacantium officiorum aut qui vacari contigerint extra dictam Accademiam (Humanista excepto) annuatim post datam presentium levabitur et applicabitur pro liberatione dicte Vniversitatis e aere alieno ac pro reparatione dicte veteris Accademie in tecto plumbis tignis solijs alijsque locis necessariis eiusdem ac pro provisione eidem competentis librarij semper et donec fabrica dicte Accademie integre reparetur e aere alieno liberetur et competenti librario suppleatur vt dictum est Omnimodo declaratur quod presentia concessa sunt cum exceptione et reservatione Magistro Jacobo Sandielandis Commissario de Aberdene ac nuper clerico Synodi generalis Summe

duarum mille ducentarum et quinquaginta trium librarum huius nostri regni Scotie ipsi per nuper Archiepiscopos et Episcopos dicti regni nostri debite et hoc illi persolvende de primis ac promptioribus feudifirme firmis feudifirmarijs alijsque redditibus praedictis ad dictum Episcopatum de Aberdene spectantibus de croppis et annis Domini millesimo sexcentesimo quadragesimo primo et quadragesimo secundo secundum signaturam desuper concessam cujus onus proportionaliter incumbet super dictam veterem Accademiam Aberdonie pro bina parte eiusdem et super dictam novam Accademiam de Aberdene pro tertia parte eiusdem Acetiam providetur et declaratur quod mortificatio presens nostra subjecta erit tenori Acti nostri Scacarij desuper confecti de data decimo quinto die mensis Januarij Anno Domini millesimo sexcentesimo quadragesimo secundo IN CUJUS REI TESTIMONIUM presentibus magnum sigillum nostrum apponi precepimus Apud Hallyrudhous octavo die mensis Novembris Anno Domini millesimo sexcentesimo quadragesimo primo et anno regni nostri decimo septimo Written to the Seal decimo octavo Februarii 1642

[Sic subscribitur] SCOTISTARVETT

From the original Charter in Mar. Coll. Charter Room ("Foundation Charters," No. 9). The deed is endorsed "Aberdeine the 20 May 1656 Producit be Mr John Rowe Principal of the old colledge of Abd and Minut takine and recordit in the books of Excheqr conforme to the seuerall acts thairanent By me W. Purves Cls.".*

* The subjoined extracts illustrate the granting of King Charles' charter.

I.

Lord Loudoune intimates the intention of King Charles I. to grant supply to Universities. 15th July, 1641.

"4. Becaus the colledges and wniversities are the seminaries of learneing And that they may be þe more able to breid men in þe way of knowledge and vertu fitt for the service of church and state His Matie intendis to grant some supplie to them out of the rentis of the late Beshopis And for þe government of þe church That all materis ecclesiasticall shall be judgit by þe Generall Assemblies and other subordinat assemblies of þe church"

From *The Acts of the Parliament of Scotland*, Vol. v., Reissue (1870), p. 310.

II.

"OVERTOURS concerning þe wniversities and Colledges of this kingdome To be represented be the generall assemblie To þe kingis matie and parliat

"FIRST beçaus the good estate both of the kirk and commone wealth dependeth

XLII*a*.

Abstract of foregoing Charter.

The king, being disposed to apply part of the revenues of the abolished bishoprics and benefices towards the maintenance of universities and colleges, has appointed commissioners to enquire into the present state of the University of Old Aberdeen and the King's College thereof, and of the College of New Aberdeen called Marischal College, who report that a yearly grant of £500 sterling is requisite for the support of these colleges. The king therefore unites the Colleges of Old and New Aberdeen into one University, to be called in all time to come King Charles' University of Aberdeen; and mortifies thereto, in the proportion of two-thirds to the old college and one-third to the new, all the revenues of the late bishopric of Aberdeen, viz.: the feu mails, feu fermes, cains, customs, and other rents and duties of the lands and barony of Aberdeen, and of the lands and baronies of Murthill, Fetterneir, Clett, Tillienessell, Daviot, Raine, and Birss, in Aberdeenshire, and of Fordyce and Mortlach in Banffshire, and of the acres of Old Aberdeen, and of other lands, houses, &c., belonging to the bishopric; the feu mails, feu duties and other duties of the salmon fishings on Dee and

mainlie ffrom the flourishing of wniversities and colledges as þe seminaries of both Qlk cannot be expected vnles þe poore meanes qlk they have be helped and sufficient revenues be provydit for them and the same weill imployed Thairfoire that out of the rents of prelacies collegiate or chapter kirkes or siclyk a sufficient maintenance be provydit for a competent number of professors Teachers and bursars In all faculties especiallie in divinitie and for wpholding repairing and inlairging þe fabrik of the colledges furneshing of libraries and siclyk good vses in everie wniversitie and colledge

"NIXT for keiping of good order preveining and removeing of abusses and promoveing of pietie and learning It is very neidfull and expedient that there be a communioun and correspondence keipit betuixt all the wniversities and colledges And thairfoire that it be ordained that þr be a meiting ones everie yeire at sic tymes and places as salbe agriet wpon of commissionars from everie wniversitie and colledge To consult and determine wpon þr commone effaires and qtsoever may concerne þm for þe end abowe specifeit and wha also or some of thair number may represent what salbe neidfull and expedient for þe same effect to parliats and generall assemblies.

"ITEM that speciall cair be had that þe places of þe professors especially of divinity in everie wniversitie and colledge be filled wt þe ablest men and best affected to þe reformatione and order of this kirk."

From the Minutes of the Proceedings in Parliament on 20th August, 1641. *Acts*, Vol. v., p. 646.

Don; the parsonage and vicarage teinds of the kirks of St. Machar and St. Nicholas and other kirks belonging to the bishopric; the teinds of the salmon and other fishings in Dee and Don, or elsewhere, belonging to the bishopric; and all other items of the temporality or spirituality of the same: with power to the Principals, Professors, &c., or their common factor, to intromit with the foresaids in the usual manner, and to give tacks of teinds previously on tack, for tack duties not less than valued teinds: With directions to value teinds hitherto unvalued, and to pay stipends to the ministers of parish kirks from the teinds of their own parishes: The foresaids to be distributed among the several masters, &c., of the said University and Colleges thereof, in the proportion assigned above. And because the College of Old Aberdeen is in need of repair, and has no sufficient library, one-third of its share (with all vacant stipends in the College, except that of the Humanist) to be applied for these purposes till the College be fully restored and furnished with a competent library. All under reservation to Mr. James Sandilands, Commissar of Aberdeen, of £2253 Scots, to be paid to him from the readiest feu mails, &c., of crops 1641 and 1642—the burden to be divided in above proportion between the two colleges. All to be subject to terms of Act of Exchequer thereanent of date 15th Jan., 1642. Dated at Holyroodhouse, 8th November, 1641; and written to the Seal on 18th February following.

XLIII.

The Scots Parliament ratify King Charles' charter uniting the Colleges of Aberdeen. 17*th November*, 1641.

Our Soverane Lord and Estates of Parliament considering That forsameekle As it hes pleased his sacred Matie out of his royall zeale and fatherlie affectioune To the grouth and increase of religioune within this his Mãties ancient and native kingdome be his signato^r^ of mortificatione Daited þe aucht day of November instant to vnit and erect the tuo colledgis of Abirdeene vĩz The old colledge þ^r^of And the new callit Mershelles colledge in ane joynt vniversitie To be callit in all tyme-comeing king Charles vniversitie And to found mortifie and dispone to þe saidis colledges And to þe principalles professoures regentes and other memberes of the said vniversitie and colledgis þ^r^of the haill fewmailles fewfermes teyndes and other rentes that perteyned of before to þe late Beshoprike of Abirdene Temporalitie

and spirituality therof as fallowes vīz Tuo pairtes þ^r^of to þe s^d^ old colledge And ane third pairt to þe said new colledge To be distribute amonge þe professoures and foundit persones of the said vniversitie be his Mãties comissioneres and visitoures appoynted or to be appoynted for that effect In maner at lenth specified in the said Signato^r^ THAIRFORE his Mãtie and Estates of parliament Ratifies approves and confirmes þe foirsaid Signatour and mortificatione with þe charto^r^ appoynted to fallow therwpoun In all and sindrie heedis articles and circumstances therof And willis and grantes and for his Mãtie and his successoures with consent of þe estates of parliament decernes and ordeanes this p̃nt confirmatione To be alse sufficient and effectuall to þe prin^ll^es professoures regentes and other memberes of the said joynt vniversitie now present and ther successoures in tymecomeing As if þe foirsaid signatour ꝗ charto^r^ of mortificatione followeing þ^r^vpoun wer word be word insert heerine Quhairanent and with all that may fallowe therwpoun his Mãtie and estates of parliãt dispenss for evir And farder his Mãtie and estates of Parliament hes dissolved and be thir p̃ntes dissolves All and sindrie þe fewmailles fewfermes teyndis teynd dueties and otheres mentionat in þe said signatour from his Mãties croune and Patrimony therof and fra þe Beshoprike of Abirdene and fra all other benefices whatsoevir wherunto the samene were annexit of before and suppresses And extinguishes the name and memorie of the said Beshoprike of Abirdene in all tymecomeing To þe effect þe foirsaidis few mailles few fermes teyndis teynd dueties and otheres foirsaidis That belonged to þe said laite Beshoprike of befor May remaine with þe prin^ll^ꝛ professoures regentes and other members of þe said joynt vniversitie of Abirdene callit king Charles vniversitie As ane testimony of his Mãties favour perpetuallie in all tymecomeing Exceptand alwayes furth of thir presentes The teyndis personage and viccarage of þe kirke of S^t^ nicolas with the right of patronage of the said kirk Done in favoures of the Proveist baillies and counsell of the burghe of Abirdene and ther successoures To þe quhilke the said mortificatione nor thir p̃ntes shall nowayis be extendit reserveing also to þe Erle mershall and his successoures his right of presentatiõ of þe principall and regentes of þe said colledge merschell and other rightes and priviledges perteaneing to him and

his predicessoures be þe first fundacõn and erectione of the said Colledge

From *The Acts of the Parliaments of Scotland*, Vol. v., Reissue (1870), p. 475, cap. 228.*

* Appended is a letter from the King anent the division of the grant:—

"Our soueraigne Lord Considering that it hes pleased his sacred maiestie out of his pius dispositioune and princelie cair to literatour and religioune to dispone and mortifie to the universitie of Aberdene the old and new colledgis theroff the haill rents and reveneus of the Bischoprik of Aberdene to be devydit betuixt the said tua colledgis be the commissioners and visitors appoynted and to be appoynted be his maiestie as followis viz the tua pairts of the rents of the said bischoprik to the said old colledge called the Kings colledge and the thrid part theroff to the said new colledge called Marschalls colledge Therfor his maiestie ordenis ane letter of commissione to be maid under the quarter seill in deu forme givand and grantand full power warrand and commissione to thame or any of thame to compeir in the said old colledge kirk of Auld Aberdene with pouer to thame to continue thair meiting for the space of days and thair to devyd in the equall tua parts and thrid parts the haill rents of the Bischoprik of Aberdene and to appoynt quhat tua part and particular localitie of the samin sall appertein to the said old colledge and quhat thrid part and particular localitie of the samin sall appertein to the said new colledge The quhilk divisione being maid and the particular localitie sua appoynted each colledge part as said is shall accres to the former rents of the said tua several colledges and togidder with the former rents of the samin shall be collected ingathered and dispensed be the collectors and procurators of the said tua colledges as said is respective and sall be administrat according to the rules set doune in thair severall originall and authentik fundations as lykways that they consider and tak notice of the stipends and provisione of the principall professors and remanent masters of the said tua colledgis and out of the haill former rents of the said colledges and mortifications quhatsomever maid to the said colledge or any member of the samin as also out of this present mortificatione of the rents of the bischoprik of Aberdene that they appoynt set doune and determine to the said principal professors and remanent maisters of the said old colledge and to the principall and regents of the said new colledge ane sufficient honest and competent yeirlie stipend and that according to the proportione and rait of stipend appoynted to each professor maister and member of the said colledges in thair severall originall fundations in sua far as they shall think expedient and that they ordein the superplus of the rents of the said bischoprik to be imployed upon the reparatione of the edifices of the said colledges and mainteining of scollers in the samin or vther necessar wses as sall be thocht be thame expedient The quhilk divisione being sua maid be the visiters forsaid salbe ane sufficient warrand to the Lords of Sessione to derect lettres of horning and executorialls necessar as the instance of the collectors and procurators of the said colledges for thair awin parts as said is without any furder of Exchequer or seills Becaus the principal mortificatione is confirmed in parliament past in exchequer and the great seill is appendit therto Givin at our Court at Holyruidhous the day of Januar 1641 yeirs"

(Transcript of letter in King's College Charter Room, Old Shuttle, xli., No. 10.)

XLIV.

The Town Council grant four hundred merks for repair of the College, and introduce the teaching of Hebrew. 23rd November,* 1642.

The said day the Provest Baillies and counsell gives and grants the soume of four hundreth merks money for supplie of the work of the colledge of this burgh and to help to repair the same Lykeas they ordaine Walter cochrane dean of gild to deburss the said soume to George Menȝeis present Mr of the said work quhilk soume sall be allowit to the dean of gild in his comptis

The same day the Provest Baillies and counsell thinks it meit and expedient that ane Ebro lesson be teachit weiklie in the colledge of this burgh till Lambmes nixt and ordaines Patrik leslie provest and doctor Patrik dune principall of the said colledge to deal with Mr Johne Row ane of the tounes ministers for that effect

From the *Town Council Register*, Vol. lii., p. 771.†

XLV.

The Town Council introduce the teaching of Arithmetic. 21st December, 1642.

The said day the counsell ordanes Mr Robert moreson to set caution for his continuance with his charge in teaching the principalls of arithmetik within the colledge of this burgh till michaelmis nixt and that he shall be ane ordinar hearer of all publict lessons and shall not mak defection from the religion presentlie profest

From the *Town Council Register*, Vol. lii., p. 774.

* *Cf.* note on p. 233.

† A further notice of Mr. Row is found in the Minute for 29th September, 1643:—"The said day the counsell considering the paines takin be Mr John Row in teaching the Hebrew tongue and for setting furth ane Hebrew Dictionar and dedicating the same to the counsell Ordaines Thomas Burnet thesaurar to deliuer to the said Mr John Row for his paines four hundreth merks scots money quhilk sall be allowit to him in his compts" (*T. C. R.*, lii. 801).

XLVI.

The Scots Parliament ratify King Charles' donation of the Bishops' Rents to the Universities. 23rd July, 1644.

THE ESTATES of parliament presentlie conveind by virtew of the last act of þe last parliament haldine be his Mãtie and thrie estates in Anno 1641 yeares Considdering that by þe Tuentie third act of his Mãties secund parliament holdine in Ed^r^ þe ellevinth day of Junij the yeir of God 1640 yeeres Intituled In favo^r^es of these who hold the lands of Archbeshopes Beshopes and otheres memberes of the Chapteres (q^r^by in respect they knew not to whom they should pay there yeirly fewdewtyes and other fewdewtyes wch they were bund to pay of before To þe said Archbeshopes Beshopes and otheres memberes of ther Chapteres now abolished out of this Churche and kingdome) fund and declaired That these who by ther infeftments Takes and otheris rights are oblidged in pay^t^ of few and take dewties are obleidged in fulfilling of anie other condi^o^nes To þe saidis Archbeshopes [Bishops] Archdeanes Deanes or other persones members of the Chapteris now abolished as said is should not be in Mora for not payment of þe saides Dewties and not fullfilling of þe other conditiones of ther rightes And that þe clauss irritant of there infeftments Takes and other rightes should not militate aganes them nor ȝit the certificatione of þe act of parliament for not payment of þe saides Dewties and not fulfilling of þe saides other clauss Dureing þe intervall of tyme From the first of Aprile 1638 nor thereftir in tymecomeing while order wer takine by the estates of parliament anent þe way and maner of pay^t^ of the saids few and other Dewties notwithstanding of the Clauss irritant conteined in ther infeftmentes Takes and other rightes in maner at lenth specified in the said act And now sieing it hath pleased his sacred Mãtie out of his princely caire and favo^r^ to give and mortifie certane of these Archbeshoprickes Beshoprikes pryories personages and other benefices To þe wniversities of St. Androwes Glasgow Aberdene Toune and maisteres þ^r^of and to þe wniversitie and Toune of Ed^r^ in maner specified in the several Gifts and mortificationes made and granted to them theranent And that for þe bettir mentinance of þe maisteris

profess,e and other memberes of the saides wniversities and colledges and of the said burghe and ministers thereof For þe furtherance of Learneing and pietie thereine And so it is now notorlie knowne to whom these who held ther landes teyndes and others foirsaides of þe saides Archbeshopes and otheres now abolyshed as said is are Lyable in payment THEREFORE and for the bettire and more reddy payment of þe saides few-dewties Teynd dewties take dewties and otheres foirsaides The estates of parliament Declaires þe foird act to be expyred and to be voyde and null from this tyme forth in all tyme comeing And that in so farre as concernes þe saides wniversities and burghes rex̃tiue abovenamed To the effect that all such persones as were Lyable in payment of before to þe saides Archbeshopes Beshopes Deanes persones and other memberes of ther chapteres now abolished as said is shall and may be now lyable in payment to þe saides wniversities and memberes therof And burghes and ministeres therof rex̃tiue foirsaid conforme to there severall giftes and mortificationes of the samene And that in þe same forme and maner as they wer Lyable of before to þe saides Archbeshops Beshops and otheres beneficed persones befor there abolishing as said is

From *The Acts of the Parliaments of Scotland*, Vol. vi., Reissue (1870), Pt. i., p. 196, cap. 192.

XLVII.

John Strachan, Minister of Bishoptoune in Sussex, by his latter will and testament, bequeaths the residue of his estate to Marischal College. 18*th September*, 1648.*

BE IT KEND to all men be thir presenttis WE Doctor James Leslie principall of the Colledge Marischall in Aberdein master Robert Patersone master George Peacock master John Farquhar and master John Patton regents of the said colledge Forsuameikle as the deceist master John Strachan late minister of Bishoptoune in

* "Laudanda etiam est pietas, M. JOHANNIS STRACHANI, *Verbi Divini* apud *Anglos Ministri*, qui etsi diu apud *Exteros* versatus, *Natalis* tamen *Soli* memor, modicam pecuniae summam *Nostrae* donavit *Bibliothecae*."—Smith's *Oratio*, p. 27.

Sussex by his Letter will and testament of the dait the auchteint day of September J^{m}vj^{c} fourtie aucht yeirs wherin Alexander Alexander late baillie of Aberdein is sole executer nominat and confirmit conforme to the confirmatione of the said testament at Westminster wpon the fourteint day of Julij J^{m}vj^{c} feftie four yeirs did leave and bequeath the rest of his meines and estate attour the legacies mentioned in his said testament to be bestowit wpon pious usses in Ingland and new colledge of Aberdein in Scotland by the discretione of the said Alexander Alexander whom he did nominat his executer and of the deceist master John Alexander his brother oversier of his said will And the said Alexander Alexander executer forsaid having made compt and reckoning to us of the haill superplus of the estate of the said defunct And the said defunct his particular legacies and charges of his funerall and debursments at law in his affairs and other charges being deduceit Ther is fund no more remayneing in his hands of the said defuncts estate any maner of way intromellit with be him but the soume of fourscoir ten punds scots money To which soume for better accomplishment of the defuncts will he hath addit ten punds scots monie of his owne meines And hath made up ane hundred punds monie forsaid in the haill And which soume of ane hundred punds he hath instantlie payit in to us to be imployed upon reall sowertie in all tyme comeing the best way we shall think fitt as is eftermentioned And the annual rent therof from witsonday last bypast to be made furthcumand and imployed be us yeirlie for buying of divinitie and philosophie books be equall proportions for the comone vse of students in the said brughe and colledge particularlie of the name of Strachan Gray or Alexander Which books is to remayne within the bibliothick in the said colledge And are to be markit and distinguished wpon the backs therof by M^{R} Jo. STRACHAN in golden letters as being the fittest vse and end to which the said Alex^{r} Alexander executer forsaid could appoynt the rent of the said soume to be imployit The same being so small and inconsiderable And with all for better keeping of the saids books and distinguishing therof There is to be made wp in the said bibliothick ane press and roume for keeping the same from tyme to tyme as they shall happin to accress and be inlarged And the said Alexander Alexander executer

forsaid and his airs maill and thair airs lineallie ar to have power in the moneth of Junij ance ilk sevin yeirs to call us and our successors in our respectiue offices to ane accompt how the annualrent of the said soume is imployit wpon books as aforsaid to be markit and placeit as is above exprest Off the which soume of ane hundreth punds monie forsaid we hold us weel content satisfied and payit Renunceing all exceptions And therfor for us and our successors in our respectiue offices be thir presenttis exoners and discharges the said Alexander Alexander executer forsaid his airs executers and successors of the same for now and ever And of all and whatsumever we can ask clame or crave from him as executer forsaid be vertue of the said testament Wheranent he and his forsaids and all others the airs and executers of the said defunct shall remayne quyte and frie in all tyme comeing Oblidging us and our forsaids to uphaud the forsaid discharge at all hands And for better improvment of the said soume and annualrent therof and making the same furthcumand for the effect above exprest We bind and oblidge us and our forsaids to secure the said haill soume payit to us as aforsaid as is above exprest and to imploy the annualrent therof yeirlie in tyme comeing for buying divinitie and philosophie books and to place the saids books in ane pres by themselves and to mark the same wpon the back therof as is above written And to give ane accompt to the said Alexander Alexander and his airs maill and his airs lineallie in the month of Junij ance each sevin yeirs of the faithfull improvement of the rent of the said moneys for the forsaid effect As ALSO we grant us to have received from the said Alexander Alexander as executer forsaid ane band of threttie pund starline money restand be the deceist maister John Cruickshank somtyme of Covent gairdin Londone clerk to him as executor forsaid whilk band he did severall yeirs agoe assigne to the said Doctor James Leslie and therfore in cace it shall happin we should recover the said soume from the airs executers or administrators in law of the said deceist master John Cruickshank Then and in that cace we bind and oblidge us and our forsaids to pay in the said soume to him and his airs executors and assigneys (all charges to be debursit theranent being deduceit) That the said soume may be imployed and mortified be him or his forsaids for such ane pious wse within the said colledge as

he or they should think fitt As also grants us to have receaved from the said Alexander Alexander executor forsaid ane assignatione to ane other desperat band of tuentie four pund sterline resting be on Thomas Wall of Bishopestoune in the Countie of Sussex Clerk to the said master John Cruickshank and assigned be the said master Johne to the said master Arthur Forbes attorney and doer for the said Alexander Alexander in all thes effairs the principall band of the said tuentie pund sterling being as yet in the hands of master Charles Murray of which is in his custodie among the rest of the said Master Arthur Forbes his papers And we consent to the registration hereof in the books of Councell and Sessione or any other Judges books competent within this kingdome thairin to remayne for ever and if neid bees that letters and executorialls may be direct theiron wpon six days And constitutes
our lauchfull procurators and be thir presents written be William Rosse writer in Aberdein subscriuit with our hands at the said Colledge Marischall the sexteint day of Junij J^{m}vj^{c} thrie scoire sextein yeirs before witnessis John Dauidsone vnder porter in the said colledge and Alex^{r} Bruce writer in the said Brught inserter of the witnes names

[Sic subscr]	J Leslie Principall
Al. Bruce witnes	Robt. Paterson Regent and Bibliothecar
John Dauidsone witnes	Jo. Farquhar Regent
	Jo. Pattoun Regent

From the original Deed of Discharge in the Town House Charter Room (Bundle 1670-79): registered in the Baillie Court 23rd December, 1679.

XLVIII.

The Principal and Regents revive the Office of Humanist (in abeyance since 1624), assigning therefor portions of their own stipends. October,* 1650.

Nota. When thee Colledge aggreed for Mr John Forbes to teach the humanitie class Octob. 1650 the condescendence was that hee shuld haue off set stipend yearly two hundreth merks But thee nixt year at the downsitting of thee Colledge October '51 the fowr

* *Supra*, p. 186.

Regents condescended among themselves to add therwnto another hundreth merks to mak three hundreth merks in all for they alloted to him thee meall off thee yeards in thee green which is fowr scor off merks yearly and was twentie merk to ewry Regent for which fowr scor of merks which I [Robert Forbes common procurator] did submitt with for that effect I haue cownted for thee former year and for thee other twentie merks off thee hundreth ewry Regent was to pay proportionably five merks evrie on

Not Mair That Octob. '52 thee principall and regents did condescend to giwe Mr John Forbes yet a mor competent stipend and for that effect alloted to him the wholl annueties and few duityes to mak up ane stipend of fowr hundreth merks And therfor I must cownt now for thee whol few duityes and annueties receaved this year being thee first year that they wer alloted for this use but first Not: Moreover that Octob. '53 when the old town Colledge wer in sute of Mr John Forbes to be ther humanist wee did further ingage ourselfs to mak wp wntoe him ane compleit stipend of five hundreth merks yearly

From *College Accounts* of 1652-53 in Vol. 1642-83.*

* John Forbes appears to have held office for several years; but in 1661 he is Humanist at King's College. In Session 1660-61 George Whyte is Humanist at Marischal College. Thereafter the office seems to have again fallen into abeyance until in 1826 a lecturer on Humanity was appointed by the Faculty.

The following is from the *Town Council Register*, liii. 372.:—

Feb. 9, 1653.

"The said day anent the supplicatioun given in to the counsell be the maisteris and memberis of the New Colledge of Abirdein makand mentioun That thrie yeires sine they erectit ane humanitie class for making youth moir perfyt in the Latin tongue who intendit to be studentis in the said colledge and at this tym the kirk besyd them wes to be imployit and they haueing no wther place for the said imployment did desyr the maister of the said class to teach his schollaris and keip them all the day long thairin since thair ar not chalmeris in the said colledge to be spairit for them quhilk he hes done hitherto sine his entrie quhill of lait within this ten or tuelff dayis the maister of kirkwark hes takin the key of the kirk dor from ws and lockit all the dores sua that they haue no accommodatioun for that class nether for ringing the bell to publict professiones Thairfoir [their] humble desyr wes that the counsell wold be pleasit (since they haue sum wther imployment for the said church) to let them haue the vse of the yll quhilk wes neirest adjacent to the said colledge and to devyd the samen from the bodie of the said church that the said class may be keipit togidder and taught and that the church receave no detrement by thair abod thair In respect that thir few deayis they hev heid mutch adoe to keep

them togidder as in the said supplicatioun at mair lenth is content Quhilk supplicatioun being opinlie red in Counsell and they therewith being ryplie and at lenth advysit grantit the vse of the said yll for the vse of the said humanitie class during the counsellis pleasour allanerlie and ordanit the yll to be devydit from the church be ane tirles wall at the back of the dask als far distant from the daskis as the saidis daskis may be frie at the owersight of the maister of work and the maister of work to expend the charges and the supplicantis obleissis to mantein the said yll and glass window in the samen in the lyk caice as samen sall be at thair entrie except the ruiff syleing and wallis of the said yll quich the toun ar to mantein with the rest of the kirkis and ane dor to be maid in the wall for goeing throughe to ring the bell and temper the cloak the principall and regentis being alwayis answerable for the key that non goe through bot the porter that ringis the bell and temperis the cloak and that the kirk suffer no preiudice thairby

[Signed] Mr Wm Moir
Mr Ro Forbess
Mr A Cant
A Birnie
Mr T Forbes
Mr A Quhyt"

XLIX.

Dr. Alexander Ross, by his latter will and testament, bequeaths to the Council, inter alia, *the sum of £200 sterling, for the maintenance of two bursars (intimated in a letter from his Brother William Ross to the Magistrates). 21st February,* 1653.*

Honored Sirs; Nature doeth so obleidge me that I can not schow too much respect to the place wher I suck't my first breath But rather endeavor to performe what duetie I owe to my native soyle Especiallie in regaird of this occasione I execute the will of my deceist brother for which I have stayed heere purposlie from goeing to my intended journay to France vntill I saw the sattisfaction of what you sould have to be setled according to the testament of my said brother deceased And as your vnited togither as worthie magistrats of so famous and noble a citie So I mak no doubt but your caire will be much for the setling of the same to be furthcumeing and standing as by precedent of others in the same nature for which I have heere set doun the verie words of the Testament as yow have desyred in your letter to me That is I bequeath to the Senat of Aberdeine tua hundreth pounds sterling money to remayne for ever towards the mantenance of tua poore schollars by the use of the said money which tua poore schoollars sall be borne in the toune and instructed in the grammer schooll of that toun and then advanced to ther new colledge Who after they have atteined to ther degree of master of airt They sall give place to vther tua

* "*Academiae* nostrae *Benefactoribus* annumerari meruit, ALEXANDER ROSSE, *S. Theologiae Doctor;* qui doctrinâ et scriptis, non majus apud *Nostrates*, quàm *Exteros* inclaruit; patrimonii, optimis, apud *Anglos* artibus comparati; partem piis in *Patria* destinavit usibus; et præter mille et octingentas mercas, *Ptochodochio Abredonensi* donatas; duobus in *Academia* hac, *Philosophiae* studiosis, ter mille et sexcentas mercas erogavit: A nobis etsi loco dissitus, animi tamen affectu conjunctissimus" (Smith's *Oratio*, p. 27).

This voluminous writer is immortalised in the couplet of *Hudibras*:—

"There was an ancient sage philosopher
That had read Alexander Ross over".

Some account of his life, and of his upwards of thirty works, will be found in Chambers' *Scottish Biography* and in Bruce's *Eminent Men of Aberdeen*, 1841. The date of the will is given by Chambers from Sibbald's MSS.

The arms attributed to Dr. Ross on the Heraldic Ceiling were, Or, a chevron between three water bougets sable. So on the "broad". The bougets pertain to the Kilravock Rosses.

schollars which sall be chosen by the magistrats abouesaid Item I bequeathe to the said Senate fiftie pounds sterling money to continue for ever towards the maintenance of tua poore men in ther hospitall by the vse of the said money

These are the verie words signified in the will And if leasure could have permitted I would have sent you a copie of the wholl But thinking this would suffise I onlie set some vther particulars My deceas'd Brother hath ordayned also to the vniversities of Oxfoord and Cambridg South-hamptone and the I'le of Wight He hath left to the vniversities ther liberaries Oxfoord and Cambrige Fiftie Pounds Sterling a peice To the toune of Southhamptoune fiftie pounds to remayne for ever that the vse therof may be yeerlie payed for the mantenance of the schoolmaster Item to the same toune and corporatione fiftie pounds more to remayne for ewer that the vse thereof may be payed yeerlie to the poore housholders of al Saints parisch on Chist tide eve the 24 of December And that a Sermone of this text be preached by the minister of the parisch that same day *Blessed be the poore in spirit* for which he shall have 10s out of the said vse money My Brother hath left to diverse of his freinds in Legacies to the number of 60 or 80 pounds to some tuentie pounds to vthers threittie pounds to some ten to vthers fyve to some less to some more So it is that ther is a greatt deall to be givin Amongst others he hes given to my Cusigne Marione Rose of Aberdeine fiftie pounds Sterling her husband's name is Thomas Mitchell to whome I have written diverse tymes of purpose to send me her acquittance and I sall give order to pay her but cannot heere from her although I have written to Master Robert Paitrie for the same effect for schee is to blame in being so neglectfull for I'me verie cairfull of hir and would have hir payed speedilie Thus farr I thought good to informe you of the particular the generall whereof I did schow at large the whole Will and Testament to some of your Colledge who was heere in toune this last summer One of thes was named Mr Meinzies and vther as I remember was named Master Jaffray Nevertheless I wisch some speedie course may be takin in tyme for the payment and setling the same for which I haue stay'd a long tyme heere and now is to goe suddenlie into France Therfore I'll entreat you all most honored Sirs to

appoynt some honest and sufficient man in quhom you may confide to receave that which my brother hath left And that it may be punctuallie laid out for the same vse for now 'tis high tymye the yeere is almost expyred which is at the latter ende of Februar or the beginning of March The Gentleman's name who is joyn'd executor with my Brother George and me is Maister Andrew Henlye of Bramshille esqueir hee's a man of vaste estaite whose house is the greatest in England named Bramshill house distant from Londoune westward neere Hartfoorbrige threttie myles His father remaynes heere in Londoune harde by syde Tempill barre So that if I sould not be in toune when anie commissione comes frome you Your commissioner sall either finde him heere or at his house at Bramshill which is the best notice I can inform yow Hee's a verie wittie subtile man and as warrie as hee's riche So that those that's to deall with him hath neede to be circumspect and wise He hath purposed with me when I haue beene earnest for to dispatch this bussiness of Aberdein to haue sufficient securitie of landed men to be responsall for the tua hundreth and feftie punds For which I wrote to Mr Robert Petrie Making no doubt but that hee's acquainted yow therewith long ere now As for the forme of the discharge or acquittance of the soume that's to be receaived Those that doeth receave the same may give that to our contentment The payment of those moneys is in the powar of this gentleman Mr Henlye who can doe nothing without ws and wee without him My Brother George now being in Holland I'me for him and myself both So that there's none but Mr Henlye and me for the present and hath beene all this whill bygone But if I goe as I intende to France then hee to be all alone This is the full ansueire in particular of your letter Wishing I had as much powar as good will to doe that service as I would to the toune and Magistrats of Aberdeine Assureing you all that thers none that evir was borne in that toune that's more affectionat everie way for the honor weell and prosperity of Aberdene then he who is most Honored Sirs Your verie loveing freind and humble Servant So subscryves W Ros

From a Copy entered in *The Book of the Mortificationes of the burgh off aberdein*, Vol. i., p. 78.*

* See an "Act and commissioun be the Counsell to John forbes for receaving at

Londoun 250 [*sic*] lib sterlin left be Dor Ross" of date 8th October, 1656, in the *Town Council Register*, liii. 505.

The earliest entry in the Town's Accounts relative to Dr. Ross' Mortification is as follows:—

"CHARGE of the moneys mortified be Doctor Alexr Ross Doctor of Divinitie which wes tuo hundredth pound sterlin left be him in legacie in anno 165 yeirs to the toune of Abd for mantenance of tuo bursers in the new colledg of the said burghe

Imprimis the compter charges himselff with the sowme of tuo thousand and four hundredth punds Scotts money which wes the moneys left be the sd Doctor Ross and receavit befor Mertimes 1656	2400	0	0
Item with ane hundreth fourtie four poundis Scotts as ane yeirs annvell of the sds moneys qch wes peyit be the executors of the sd deceast Dr Ross togidder with the sowme	144	0	0

Summa of the charge is tuo thousand fyve hundreth fourtie four pund

DISCHARGE.

Imprimis the compter discharges himself of tuo thousand and four hundreth pund restand be John Forbes as Principall and Dr Leslie as caur conforme to thr band of the dait the aucht of Octor 1656 bearing the sowme of thrie thousand punds whereof the sd sowme of tuo thousand and four hundreth pund is ane part which band is in the name of Gilbert Hervie elder nevertheles the samen belongs to this mortificaon and to the hospitall and the sd band bears annuell to Mert 56 wherwith my successor is to be chargit	2400	0	0
Item with the sowme of thretie-tuo pund fourtien sh fyve d for expenss that falls to this mortificaon given out be John Forbes in obtaining payment of the forsd legacie	32	14	5
Item to William Thomsoun student be order of the Counsell	30	0	0
Item with ten punds to the clerk for his paines in this mortificaoun	10	0	0

Summa of the discharge is tuo thousand fyve hundreth thrie scor tuelff pund fourtein sh fyve d

The charge being tuo thousand fyve hundreth fourtie four lib

So rests payable be the Compter thrie scor eleven pund fyve sh sevin d"

—*Burgh Mortification Accounts*, 1656-57.

At the Union of the Universities in 1860 the Account stood thus:—

	Balce 1859.	Revenue	Expendre	Balce 1860	Stock
"15. Dr. Alexander Ross', to two bursars (Town's bairns) at Grammar School and College	3 6 1	14 9 11	8 11 8	9 4 4	429 4 4"

—*Burgh Accounts*, 1859-60.

Under the Provisional Order of 1881, there will in future be one Ross bursar receiving £20 per annum.

L.

The Lord Protector confirms the grant to the University of Aberdeen of the revenues of the late Bishopric, and adds a further endowment of 200 merks sterling annually from the Customs of Aberdeen. 8th August, 1654.

His Highnes the Lord Protector taking into consideration the great Advantage which may redound to the People of this Commonwealth, inhabiting in Scotland, That the Universities there should receive both Countenance and Encouragement, and be provided for with Competent Maintenance for the members of the said Universities, for the better training up of Youth in Piety and good Literature; Doth Ordain, and be it Ordained by his Highness by and with the consent of his Council,* . . . that the Superiorities of the Lands belonging to the late Bishoprick of Aberdeen, that is to say, The Superiorities of the Lands of Aberdeen, formerly called the Barony of Aberdeen, of the Lands of Murthil, Fetterner, Clet, Tallienessel, Daviot, Reine, and Birse, all lying within the Sheriffedome of Aberdeen; As also the lands of Fordice and Murtlawh, lying within the Sheriffedome of Bamff, together with the Superiority of the Acres of Old-Aberdeen, and of all other Lands, Tenements, Houses, with the Appurtenances formerly belonging to the said Bishoprick of Aberdeen, the Few-Farms, Few-Duties, Kains, Customs, Casualties, Teinds, Parsonage and Vicarage, Teind-Duties, and all other Duties of the Lands, Churches, and Parishes aforesaid; together with all other Duties of the Church of Maucher and Nicholas, and of all other Kirks and Parishes which formerly belonged to the said Bishoprick; together with the Tenths of the Salmon-Fishing, and other Fishings upon the Waters of Dee and Don, or on the Sea, or any other places formerly belonging to the said Bishoprick, together with the whole Fruits, Teinds, Church-Rents, and other Duties any way belonging to the Temporality or Spirituality of the said Bishoprick be given, granted, doted, and mortified to the said University of Aberdeen, the Principals, Professors, Regents, and remanent Members thereof, and their Successors for ever, in manner following, that is to

* The part relative to the University of Glasgow is printed in *Munimenta Universitatis Glasguensis*, Vol. i., p. 321.

say, To the College of Old Aberdeen Two parts in Three to be divided, And to the College of New-Aberdeen One third part in Three to be divided, with power to the Principals, Professors, Regents, and Remanent Members of the said University according to their Proportion and Division, aforesaid, present, and to come, and to their Successoris for ever, to receive Resignations, enter the Few-holders, Tenants, and all others, formerly called Vassals, of the said Bishoprick Lands, and other the premises, by Charters of Resignation, Confirmation, or otherwise, to compound, transact, and agree about the Fines and Compositions due for the same, and to receive and take up the same, And to do all and every other act and thing therein that any Superior or Over-Lord in Scotland may do to their Few-holders, Tenants, and all others commonly called Vassals, according to Law in such Cases. And in respect of the Incompetency of the Maintenance of the Masters, Professors, and other the Members of the said University, and especially of the said Colledge of New-Aberdeen, Be it Ordained by the Authority aforesaid, That the sum of two hundred Marks sterling by the year, out of the first and readiest of the Customes of Aberdeen, shall be from henceforth paid unto the Principals, Professors, and other the members of the said University, and their Successors for ever, or to such person and persons as they shall from time to time appoint, to be paid Quarterly by even and equall portions, to be imployed for the Augmentation of the Provisions and maintenance of the Principals, Professors, Regents, and Remanent Members of the said University of Aberdeen, in manner following (that is to say), two parts thereof, to the said Colledge of New-Aberdeen; And the other third part to the Colledge of Old Aberdeen; And that the Collectors and Receivers of the said Customes for the time being, shall pay the same accordingly; Provided always, That the Principals of either of the said Colledges shall have twice as much added to their Provisions out of the said Augmentation or yearly sum, as is added to the Provision of other Professors and Members of the respective Colledges; The first payment to be made at or on the first day of December next, and so from thenceforth quarterly . . .

Passed the Eighth of August 1654

Henry Scobell
Cl. of the Councel

Wednesday, 17*th October*, 1655.

At His Highnesses Council in Edinburgh, Ordered, That this Declaration and Ordinance be forthwith Printed and Published

Emanuel Downing
Cl. of the Council

From *The Acts of the Parliaments of Scotland*, Vol. vi., Reissue (1872), Part ii., p. 831.*

LI.

The Commissioners of Customs for Scotland authorise the Collector of the Customs for Aberdeen to pay to the University the sums granted by the Ordinance of 8*th August; 2nd September*, 1654: *and the Privy Council confirm the grant;* 23*rd February*, 1655[-6].

I.

By the Comission^rs^ of the Customes for Scotland

Whereas His Highnesse the Lord Protector of the Comonwealth of England Scotland and Ireland and the Dominions thervnto belonginge by an Ordinance entituled an Ordinance for the better support of the Vniversities in Scotland and encouradgement of publique preachers there hath enacted & ordeyned that for the better encouradgement of Students in the Vniversityes of Aberdeene that the summe of two hundred Marks sterlinge by the yeare out of the first and readyest of the Customes of Aberdene shall bee from henceforth payd vnto the Principalls professors and other the members of the sayd Vniversityes of Aberdeene and theyr successors for ever or to such person or persons as they shall from time to time appoint to be payd quarterlie by even and equal portions to bee employed for the Augmentation of the provissions and maintenance of the principallis professors Regents and remanent members of the sayd Vniversitie off Aberdeene in manner followinge that is to saye two third parts theroff to the Colledge of New Aberdeene and the other part to the Colledge of ould Aberdeene and that the Collectors and Recevers of the said Customes for the time beinge shall paye the same accordinglye the first payment

* See Minutes of July 26, August 3, 4, 8, in same volume, pp. 755-6.

to be made at or vppon the first daye of December next ensueinge the date hereof and soe from thenceforth quarterlye by even and equall portions

By vertue of which Ordinance wee doe hereby give power and Authoritye to you and doe hereby Require you from time to time (out of the first and readyest of the monyes you shall Receave for the Customes at Aberdeene) to paye or cause to bee payd to the Principalls professors and Regents of the Vniversitye of Aberdeene and theyr successors or to such person or persons as they shall appoint to Receave the same the yearlye summe of two hundred Marks sterlinge wherof two third parts to the Principall professors and Regents of the Colledge of New Aberdeene and the other third part to the Principall professors and Regents of the Colledge of ould Aberdeene and theyr successors or to such person or persons as they shall appoint to Receave the same by quarterlye payments to bee by them employed as in the sayd ordinance is provided wheroff the first payment to be made att or vppon the first day of December next ensueinge the date hereof and soe quarterlie in even and equall portions provided always that from time to time you take a Receipt of the Principalls professors and Regents of the sayd Vniversitie (or of such person or persons as they shall appoint to Receaue the same) for all such summe or summes of monye as you shall paye to them by vertue of this order And for your soe doeing this with theyr Receipts shall be your sufficient warrant. Given vnder our hands att Leith the 2nd of September 1654

[Signed] Joh Syler
Ro Saltonstall

To The Collecto^r of the Customes
for Aberdeene and that precinct

From the original in the King's Coll. Charter Room, Old Shuttle xli., No. 15 (2).

II.

Att the humble desire of m^r John Menzies in name and behalfe of the Vniversity of Aberdeene by Petition to the Councell They find that by an Ordinance of his highnes and Councell passed in

the moneth of August 1654 There is two hundred markes Sterling yearly setled for euer on the Vnivirsity of Aberdeene out of the Customes of that Port which is to be paid quarterly to the vse of the said Vniversity Think fitt and doe hereby order that the Collector of the Customes at the said Port doe from tyme to tyme quarterly pay vnto the Principalls of the said Vniversity or such other person or persons as shalbe authorized to receiue it for the vse of the said Vnivirsity the Summe of thirtie three pounds sixe shillings eight pence making two hundred markes Sterling yearly as aforesaid Taking acquittances for the same which shalbe sufficient discharges not only to him for payment thereof but alsoe to the Commissioners for Customes from tyme to tyme who are authorized vpon taking in those acquittances to giue allowance of the moneyes soe paid vpon the said Collectors accompts from tyme to tyme as aforesaid Giuen at Edinburgh the twentie seauenth day of February 165$\frac{5}{6}$.

[Signed] Em. Downinge
Cl. of the Councill

From the original in the Kings Coll. Charter Room, Old Shuttle xli., No. 16.

LII.

Dr. William Guild of Miltoun of Murthill mortifies to the Master of Hospital, &c., of the Crafts of Aberdeen the sum of five thousand merks, or a house in the Castlegate, for the maintenance of three craftsmen's sons as Bursars; 15th September, 1655: *and his representatives elect to mortify the house; 9th February,* 1663.*

I.

Be it kend to all men be thir presentts me Dr Wm Guild of Miltoun of Murthill out of the charitable disposition I have to the poore and in obedience to the Lords precepts 1 Tim. 6, 17 and Heb. 13, 16 To bound and obleiged to the Mr Hospitall Deacon Conviner of the Crafts of Aberdeene for the time & remainent Deacons Lykas I be these presents obleiges me & my airis allanarlie to them to pay to them the soume of fyve thousand marks Scots money at

* See footnote, p. 224.

the next terme after my deceis for the vse aftermentioned That is to say for the intertaining of thrie poore boyes that ar Craftsmens sonnes as bursers in the new Colledge of Aberdeine that ar of good Ingynes & able for the said Colledge & either have not parents to putt them to the Colledge or whose parents ar poore & knowne to be unable to mantain them therat But if it shall please my airis rather to denude themselves of the heritable right that I haue of my forehouse in the Castellgate wherein I dwell and brewhouse with rowmes aboue on the other syd of the closse rather than to pay the forenamed sowme of fyve thousand marks In that case I bind & obleige my saids airis to denude themselves of the said heritable right of the saids houses in favors of the said Mr Hospitall Deacon Conveener and other Deacons for the vse forenamed & to len thair names to the serving themselves airis to me in the saids houses & to purchase themselves to be infeft therin & therafter to denude themselves theroff omni habili modo in favors of the forenamed & vse before specified wpon the forenamed thair expences out of the mortifications to the trinitie hospitall the same being for the helpe of poore craftsmens sonnes & in this case my saids airis to be free of the payment of the foresaid fyve thousand marks Reserving alwise to my wife her lyferent of the said houses & with power also to my selfe during my owne lyfetime to doe or dispone theron as hereafter I shall think expedient And with this expresse provision lykewise that in caice any variance be concerning the bestowing of any of these burses vpon any of the forespecified I ordaine that the eldest minister of Abd (as most conscientious to see Mortificationes goe right) decide in the matter & that impartiallie the said benefit be bestowed out of the maills of the said houses vpon the vnablest in means and best qualified in gifts as they shall answer to God Quhich house lykwise in all tym coming (that it nor the maills theroff be not perverted to any other vse) I ordaine to be called the bursers house & that when any of them ar lavreat they by writt obleig themselves for the benefit receaved when God inables them to adde to the mortification & that this thair writt be carefullie keiped in the Mr of Hospitalls box either be itself or rather in a book made for that purpose who shall sett the said houses be advise of the said Deacon Conveener and Deacons & uptak the maills theroff

& be conjunct with them in the patronage & election of the said bursers And for the more securatie consents that thir presentts be registrate in the Court books of Justice commissar or Shireff books of Abd to have the strenth of ane confessit act & Judiciall decreit that executorialls of poynding & horning do passe wpon a single charge of six days & to this effect constitute my lawfull procurators to consent be thir presentts written and subscriuit with my hand At Abd the 15 day of September J^{m}vj^{c} & feftie fyve yeirs

[Signed] W Guild

From the original holograph deed in the Town House Charter Room (Bundle 1838): registered in the Baillie Court, 21st March, 1838.

II.

BE IT KEND till all men whom it effeirs WE Christine and Margarat Guildes sisters german and coairs to the deceist Master William Guild of Milnetown of Murthill doctor of divinitie with consent of Thomas Cushny glasser burges of Aberdeine husband to me the said Christine And I the said Thomas for myself and tackinge the burding on me for my said spous and obligeand me for her And we all with vniforme consent and assent Forsameikle as the said deceist Master William Guild be his letters of mortification written and subscrivit with his hand of the dait the fyfteint day of September J^{m}vj^{c} fiftie-fyve years mentioneing that out of the charitable dispositione . . . as in the said Letters of Mortificatione of dait forsaid at lenth is conteint AND NOW we the saides Christane and Margarat Guildes sisters and coairs to the said deceist Master William Guild with consent of the said Thomas Cushny husband to me the said Christine Having rather chosen to denude ourselvis of the heretable richt of the said forehouss in the Castelgait quhairein the said deceist Master William Guild did dwell vnder and above with the priviledges liberties and haill pertinents of the same Togither with the said brewhouss or victual houss and roumes above on the other syd of the closs In favours of the said Master Hospitall Deacone Convenner and remanent Deacones of the crafts of Aberdeine for the vse befor mentionat Then to pey the said soume of fyve thousand merks Scots money

And being willing to fullfill the saides Letters of Mortificatione and the will of the said deceist Master William Guild by denudeing ourselvis of the said heretable richt of the said forehouss in the Castelgate vnder and above with the pertinents of the same Together with the said brewhouss or victual houss and roumes above on the other syd of the closs THEREFORE Witt ye ws the saides Christane and Margarat Guildes with consent of the said Thomas Cushny husband to me the said Christine And I the said Thomas for myself and tacking the burding on me for my said spouss and obligeand me for her and we all with vniforme consent and assent have given grantit and disponit And be thir presents all with vniforme consent and assent frae us our airs assigneyes and successours gives graunts and dispones to the Master Hospitall Deacone Convenner of the crafts of Aberdeine and remanent Deacones therof present and in tyme comeing heretablie and irredeemablie bot any maner of reversione redemptione or regress for the vse befor and eftirmentionat ALL AND HAILL the foreland als weill vnder as above with the pertinents lyand in the burghe of Aberdeine in the Castelgate and south syd of the same betuixt the land somtyme of William Gray and now of at the eist the land somtyme of Robert Meingies therefter of James Mowat and now of at the west the inlands of the aires of Gilbert Hervie at the south and the kinges comone gaitt at the north With free issue and entrie to the said foreland vnder and above be the foregeatt vnder the same and turnepycke in the closs als oft as neid beis AND ALSO All and Haill the said houss comonlie callit the victuall houss and chamber above the same without the freegait in the northe end of the inland somtyme of John Rolland lyand in the said burghe in the Castelgate vpon the south syd of the same and in the west syd of the closs of the tenement somtyme perteining to the deceist James Rolland therefter to Gilbert Hervie and now to his airs betuixt the brewhouse adjacent to the said inland now of the airs of the said Gilbert Hervie within the said freegeatt at the south the land somtyme of the said James Mowatt and now of at the north the closs of the tenement of the airs of William Rolland at the west and the closs of the tenement of the airs of the said deceist Gilbert Hervie at the eist

Quhich victuall houss and chamber above the same is the house designit be the said deceist Master William Guild to the said Mortificatione the brew houss with the roumes above on the other syd of the closs . . . Lykeas it is heirby declarit that the said Master Hospitall Deacone Convenner and remanent Deacones of the crafts of Aberdeine shall have richt to the maills and duties of the saids tenements vnder and above with the pertinents from the nixt terme immediatly followeing the deceis of Catharine Rolland spouse to the said deceist Doctor William Guild . . . In witnes quhereof (writtine be Patrick Hay servitor to Andrew Thomsone advocat in Aberdeine) we have subscryvit thir presents at Aberdeen the nynt day of Februarij ane thousand sex hundreth thrie score thrie yeirs Before thir witnessis Jon Scott bailie of Aberdeine Mr James Kennedy toun clerk thereof Thomas Ros servitor to the said Thomas Cushny and the said Patrick Hay

(Signed) Christane Guild
T Cuschney

I Margaret Guild forsaid with my hand at the pen led be the notars vnderwrittin at my command becaus I canenot writ myself Ita est etc. . . .

(Signed) An Thomson N.P.
A Dune N.P.

John Scott witnes
J Kennedy witnes
Thomas Ross witnes
P Hay witness

From the original in the hands of Messrs. J. & G. Collie, Advocates, Aberdeen (I. W. 11).*

* "Under an authority from the Court of Session, obtained in 1884, the Trades disposed of the Bursars House and other property which had been subsequently purchased in the same locality, and the money is now otherwise invested.

"For the first hundred years or so the rents or maills of the houses thus bequeathed were fully required to support the stipulated number of bursars. About 1710, however, there seems to have been a scarcity of bursars, and as the bursaries were then paid in the shape of fees direct to the professors, these gentlemen, not unnaturally, took steps to have the terms of the will duly carried out. In 1710 the principal and professors of Marischal College raised an action in the Court of Session against the Master of Trades Hospital, Deacon-Convener, and Deacons of the Crafts, to have it declared that in terms

of Dr. Guild's Mortification they shall present and maintain three bursars at the College, and pay the fees of the bursars at the rate of 20 merks Scots each yearly to the professors of the College; that in the event of no craftsmen's sons in the town of Aberdeen being found qualified to enter the College, then to declare that the Master of Hospital, Convener, and Deacons be bound to find duly qualified bursars from some other part of Scotland, and have them presented; and also to ordain them to count and reckon for the rents of the property mortified for the period up to the raising of the action. The professors maintained that in case of a bursar giving up his presentation before his time was finished, the Trades were bound at once to fill up the vacancy by presenting a craftsman's son; and in case of their being unable to find a tradesman's son qualified for the presentation, then the patrons were obliged 'to present any poor boy that is qualified and unable to maintain himself,' a bond being taken from them or some of their friends binding them to refund the amount of the benefit got by them from the mortification.

"The case having been duly heard, the Lords of Session found that the mortifier (Dr. Guild) determined no preference as to the persons to be presented bursars, but allowed the Master of Hospital, Convener, and Trades of Aberdeen to prefer the craftsmen's sons within the town of Aberdeen to be bursars in the first place, when they can be found qualified; and failing them they must present any other craftsmen's sons in Scotland. They also decided that there must be three bursars always presented. They refused the claims of the professors for 20 merks for each of the bursars, but ordained the craftsmen to fill up the vacancies at once, in terms of the Mortification. The Trades were also ordained to produce their books and count and reckon for the rents of the Bursars' House during the period when bursars were not presented.

"After this date the fund seems to have prospered considerably. In 1837 the managers prepared a report for a Royal Commission, in which they state that 'the whole funds are not distributed, though the whole free income might be so if there should be claimants entitled to it. A certain fixed sum, above the average of college bursaries, has been set apart for each bursar for these many years, and since 1825 no applicant has been denied or refused a bursary. The balance of income, if any, after paying bursaries has been employed at current interest to form a fund for rebuilding the property, and that by authority of the managers. It may be proper to state here, however, that in addition to the bursaries enjoyed by tradesmen's sons, the managers have been in the way of giving premiums for merit to bursars, varying in value from one to five pounds, and that such has been included as part of the annual expenditure.'

"From a table prepared a few years ago by the present writer, it appears that since 1858 £3350 has been paid in bursaries. At present the value of bursaries is £25, tenable for four years, and should a student qualify at the bursary competition to take one of the college bursaries he gets as an addition to his Trades bursary a sum equal to one-half of the bursary he proves himself able to take. Thus a student qualifying for, say, a £20 bursary would receive in all £35 as his Trades bursary. The stock of the fund, which has been carefully nursed for a number of years, considerable sums having been lent out of the other funds for the purchase of additional property without any interest being charged, now amounts to over £5000." (Bain's *Merchant and Craft Guilds: A History of the Aberdeen Incorporated Trades;* Aberd., 1887, p. 163.)

LIII.

Robert Dun, Doctor of Medicine, mortifies his books to the College.
9th December, 1657.*

The said day Forsameikle as the Counsell haueing befor givin ordour to the magistrats to receave from Charles dune Litster burges of Aberdein and Margret Innes relict of the deceast Doctor Robert dune doctor of medicine the books mortified be the said deceast Doctor Robert to the colledge within this burghe And the samen being delyverit be the said Charles dune and Margret Innes and put in the Bibleothik of the said Colledge Master Robert downey Keeper of the said Bibliothik hes grantit the recept of the samen conforme to ane Inventar containeing the haill particular names of the samen consisting of fyve leaues whereof everie page is markit and subscriuit be Master James Sandelands toun clerk and the said Mr Robert downey and thrie copies of the samen wheroff on is delyverit to the counsell to be keepit be them among thair evidents another to the said Charles dune and the thrid to the said Mr Robert downey Keeper of the saids books Thairfor the counsell grants the recept of the saids haill books conforme to the said Inventar markit and subscriuit as said is And discharges the said Charles dune and the said Margret Innes and all others the aris executors successors and intrometters with the goods and gear of the said deceast doctor dune of the saids books containit in the said Inventar for now and ever

From the *Town Council Register*, Vol. liii., p. 578.†

* "*Patricium* comitetur ROBERTUS DUNÆUS, ejusdem ex fratre Nepos, *Medicinæ* etiam *Doctor*, *Nobis* peramicus et munificus; qui *Bibliothecam* nostram, et *Suis*, et *Patrui Patricii* libris, trecentis nimirum ad minimum, voluminibus, auxit. Sicque monumentum exegit, Quod

Nec poterit ferrum, nec edax abolere vetustas.

Cernitis jam *Auditores*, cernitis, quantùm *Medicis*, *Medicorumque* munificentiæ, debeat *Academia Marischallana!* Recolite quantum *Liddelio*, *Cargillo*, *Chamberlano*, *Rædo*, *Johnstono*, atque utrique Dunæo debeamus! Exulent jam maleferiatorum hominum, in *Medicos* convitia, et *Religio Medici*, quæ anteà in opprobrium, jam in imitationem abeat." (Smith's *Oratio*, p. 26.)

Dun's armorial bearings, identical with those of his uncle, had a place in the Heraldic Ceiling.

† Dun's books, 258 in number, are inventoried in Gray's Library Catalogue (*supra*, p. 218).

LIV.

The Lord Protector grants a Charter under the great seal of Scotland confirming the provisions of the Act of 1654. 18*th June*, 1658.

OLIVER by the grace of God Lord Protector of the Comonwalth of England Scotland and Ireland and domineones thereto belonging To ALL MEN to whose knowledge this oure present Chartour sall come Greetting BE IT KNOWEN that Wee by and with the consent of our Councell by ane act of the eight of August one thousand sex hundreth fiftie four yeares did Grant Mortifie and dispone To the Vniversitie of Aberdene and to the Principall Professors Regents and remanent Members therof and their successours for ever according to the divisione exprest in the said Act All and sundrie the Superiorities lands teynds and others vnder repeitted And Wee vnderstanding that it is most necessarie to have the afoirsaid grant in there favours past vnder our great seall of Scotland that Infeftment and Seasing may pas therevpoun in manner vnderwrittin THEREFORE Wee with consent of the Commissioners of our Excheker HAVE GIVEN granted disponed and be this our present Chartour dotted and mortified likeas wee be the tenour thereof Give grant dispone and for us and our successours perpetuallie dote and mortifie TO THE SAID Vniversitie of Aberdene and to the Principall Professors Regents and remanent Members therof and to their successours for ever According to the divisione of the afoirsaid Act Viz To the Colledge of old Aberdene Two pairts in thrid to be divyded And to the Colledge of New Aberdene one thrid pairt in thrie to be divydit ALL AND SUNDRIE the Superioritie of the lands belonging to the late Bishoprick of Aberdene That is to say The Superioritie of the lands of Aberdene formerly called the Baronie of Aberdene Off the lands of Murthill Fetterneir Clett Tillienessill Daviote Rehne and Birsse All lyand in the Shirrefedome of Aberdene As also the lands of Fordyce and Murtlauch lyand within our Shirrefedome of Bamff togither with the Superioritie of the aikers of old Aberdene and of all other lands tenements & housses with the pertinents formerlie belonging to the late Bishoprick of Aberdene The few-fermes few-dueties kaynes customes casualties teynds personage and viccarage teynd-dueties

and all other dueties of the Lands Churches and Paroches afoirsaid Togither with the other dueties of the Church of Machir and Sanct Nicolas and of all other Churches and Paroches which formerlie belonged to the said Bishoprick togither with the teyndes of the salmond-fishing and other fishinges vpoun the waters of Die and Don or on the sea or any other places formerlie belonging to the said Bishoprick Togither with the haill fruites and teythes church-rents and all other dueties anywise belonging to the Temporalitie or Spiritualitie of the said Bishoprick With power to the saids Principalls Professores and Regents and remanent Members of the said Vniversitie present and to come and their successours for ever according to the divisione afoirsaid To receave Resignationes enter the Few-holders tennents and all others formerlie called Vassalles of the said Bishoprick lands and others be due chartours of Resignatione Confirmatione or otherwayes To compone transact and aggrie anent the Fynes and Compositiones due for the same And to receive and vptak the same And to do all and sundrie other Acts and things therein that any Superiour or Over Lord in Scotland may do to the Few-holders tennents and all others formerlie called the Vassalles according to the law in such caces AND LYKEWAYES Wee have given granted doted mortified and be this our present Chartour disponed Lykeas wee be the tennour thereoff Give grant dote mortifie and for us and our successours with consent foirsaid perpetuallie dispone To our said Vniversitie for ever The Summe of Two hundreth merks Sterling yeirlie To be payed quarterlie to the saids Principall Professours and other Members or to such as they sall appoynt Forth of the first and readiest of the Customes of Aberdene To be employed for augmentatione of the provisiones and mantenance of the saids Principall Professors Regents and others Members of our said Vniversitie In manner following To Witt Two pairts thereoff to our Colledge of New Aberdene And the other thrid pairt thereof to the Colledge of old Aberdene With provisione That the Principalls of the said Colledges sall have twyce as much augmentatione of the said yearlie Summe added to their provisiones as is added to the provisiones of the Professors and remanent Members of our saids Colledges MOREOVER Wee will and grant and for us and our successours decernes declairs and ordaine That ane Seasing now to be taken be the saids

Principalls and others Members of our saids Vniversities at the principall gates of the same sall stand valid and be ane sufficient Seasing to them and there successours in all tyme comeing for the haill Superiorities lands teynds few-dueties and others above exprest without any other particular Seasing to be taken theranent Notwithstanding the samyne ly not contigue but in divers pairts and places Wheranent wee have dispenced and be this our present Chartour for us and our successours wee do dispence for ever AND lykewayes wee ordaine our others letters of horning to be direct vpoun ane simple Charge of ten dayes against all and sundrie the Heritors Fewars Lyfrentars Titulars Tennents Takismen and others lyable in payment of the saids few-dueties rents and casualties of the foirsaids lands and others belonging to the said late Bishoprick and against our Customers of Aberdene For readie answering and paying the saids dueties and yearlie Summe afoirsaid ilk ane for there owne pairts To the saids Principall Professors Regents and Remanent members of our said Vniversitie of Aberdene present and to come According to the provisione and proportione abovewrittin TO BE HOLDEN AND TO BE HELD All and sundrie the foresaids Superiorities lands teynds and others generallie and speciallie abovewrittin Off Us and our successours in fie and heritage for ever Be all right meithes and marches theroff old and divydit as the samyne lyes in lenth and breidth In housses biggings bounds feilds mures marrishes ways rods waters stankes burnes bruiks medowes pasturs leasurs mylnes multures and there sequelles halkinges huntinges fishinges peates turvs coills coilheughes cunyngs cunynghares dowes dowcattes smythes smyddies brewhousses broomes wodes forrests shawes of wodes tymber quarrells stane and lyme With free ish and entrie and with all and sundrie others liberties commodities proffites easments and righteous pertinents thereof whatsomever alsweill not named as named alsweill vnder as above the earth farr and neir belonging to the Superiorities lands teynds and others particularlie above writtin whatsomever manner of way in tyme comeing frielie quyetlie fullie honourablie weill and in peace But any Revocatione contradictione impediment or obstacle whatsomever RENDERING and paying therefore yeirlie To us and our successours The Sowme of ten shillings money And that for all other duetie or due service that can

anywise be requyred forth thereof ATTOUR to our Shirreffe of Aberdene and his deputts and als to . or any of them conjunctlie and severallie our Shirreffes in that pairt of our said Shirrefedome of Aberdene speciallie constitute Greeting Wee comand and charge that ye give heritable State and Seasing to the saids Principall Professors Regents and others Members of our said Vniversitie or to there certane Actornay bearrer heirof and off our Chartour abovewrittin Off all and sundrie the foirsaids Superiorities lands teynds and others speciallie and generallie above specified lyand respective as said is Conforme to the tennour heirof and of our Chartour abovewrittin in all poyntes without delay And this onnaewayes ye leave undone the whilk to do wee commit to you or any of you our Shirreffes in that pairt of our said Shirrefedome of Aberdene conjunctlie and severallie as said is our full power be thir presents and our Chartour abovewrittin IN TESTIMONIE WHEREOFF Wee have caused append our great seall to this oure present Charter of Mortificatione at Edinburgh the eightene day of June The yeir of our Lord ane thousand sex hundreth and fiftie-eight yeirs

Writtin to the great seall the penolt day of June 1658

[Signed] Al. Jaffray

Presented and Sealed att Ed^r the last of June 1658 Recd. ane hundreth thirty six pounds Scotts

[Signed] An. Abernethie

From the original in the King's Coll. Charter Room. Old Shuttle xli., No. 17.*

* Sasine was taken, 22nd July, 1658, by the Principals of both Colleges in name of the whole members (No. 18): recorded in the County Register on the following day.

LV.

William Rosse of Rossyle, by his last will and testament, bequeaths two-thirds of his estate to the Universities of Aberdeen to found bursaries. 25th January, 1659.*

I WILLIAM ROSSE of Rossyle Knoweing the frailtie and uncertaintie of mans life And considering that my tymes are in the hands of the Lord my God And being now to goe out of the nation for a tyme may be callit by him before returne And thairfor doe nominat In caice of my removeing Marie Sinclare my spous my sole executrix and to have for the saids office and also in place of joynture All and haill the rents of Drumgarland during her lyftyme Togither with the annuallrent of sex thousand merks Lying wpon Eisterhowlawes and Rowcesterrig as the samen is or shall be imployit Togither with three hundreth merks out of the readiest of my haill estait yeirlie during the said Marie Sinclare her widowhead and noe langer And after the said Marie Sinclare her deceas The forsaids lands and money to accress to the universaties underwrittin proportionablie as is underdivydit And then if my estait exceid the provisiones of the number underexprest Then the number to be augmented by the persones oversiers respective as is underdivydit And in the meintyme and imediatlie after my deceas the select number underwrittin to be appoynted and after disput and approbation in maner underwrittin then established . . . Mair I Leaue my whole reall and moveable estait except the provisions above exprest to the universaties of Aberdin and Glasgow Tuo pairts quherof to the said universatie of Aberdin and a third pairt to the universatie of Glasgow and that for breading and mentaineing of the most quick and accurat spirits of the name of Rosse who sall be found after disput to be most qualified of that name without respect

* "Huic [Alexandro Ross, *v.* p. 272] ob nominis, et forsitan *Sanguinis*, cognationem conjungo, GULIELMUM ROSSE à *Roseyle*, qui duabus *Academiis Abredonensibus*, et *Glascuensi* amplam legavit pecuniae summam; ab ipsius licet *Haeredibus*, aut nescio, quo malo fato, maximè imminutam et pene exhaustam." (Smith's *Oratio*, p. 27.)

Some facts relative to William Rosse will be found in *Deeds Instituting Bursaries, &c., in the University of Glasgow*," 1850, p. 54.

of persones And that all such schollars as sall crave the benefit as bursiers to me in the said universatie of Aberdin shall disput befor the Lairds of Belnagoun Kilraick and Auchlossan the ministers of Aberdin new toun and old the masters of the universatie And who amongst the saids disputants shall have the approbation of any tuo or more of the forsaids Lairds and tuo or more of the forsaids ministers and principall of the colledge they to be preferred And ane bursier of philosophie to have tuo hundreth merks yeirlie and ane student of divinitie thrie hundreth merks yeirlie And both to indure for four yeires onles it please the Lord they be wtherwayes imployit In which caice another is to succeid And the number not to exceid nor be under four students of philosophie and alse many of divinitie at the raits above exprest . . .* With power to the forsaids persones to call the executrix to ane accompt of everie particular (Excepting as is excepted) And also the said Lord Rosse and Laird of Belnagoun with the tuo principalls of the saids universaties And to establish some honest faithfull man to intromet with and collect the forsaids rent and to be comptable to the respective students and bursiers who shall be haldin to pay as is aboue divydit And becaus of his travell to Aberdin once in the yeir and also to Glasgow Is to haue thrie hundreth merks for his yeirlie fie or in caice the saids bursiers can receave it at Edinburgh Then he is to have tuo hundreth merks Bott it is heirby speciallie provydit that non of the forsaids persones shall haue power to sell dilapidat put away or burding any pairt of the baronie of Rossyle or wther lands Bott may improue the rent therof and collect the same for the ends forsaids Which failȝieing or in caice of misapplying the forsaids provisiones to be null and of no effect As if the samen had never bein granted And the saids estait to redound and accress to a second brother of the Lord or which failȝieing to a second brother of the Laird of Belnagoun or to the most active of either of them as they shall be approvin By the Duik of Hamiltoun Marquis of Dowglas Earle of Nithisdaill Earle of Queinsberrie Lord Hertfell or which of the tuo shall be most approvin of the greatest pairt of the forsaids honorable persones The same to enjoy the forsaid estait And thir provisions above-

* For the conditions of the Glasgow Bursaries, see *Deeds, &c.*, p. 57.

writtin to be extendit be the advyce of my Lord advocat Lockhart sir John Gelmour mr John Nisbit mr John Harper mr Peter Wedderburne mr George Nowell mr Andrew Gilmour mr William Maxwell or soe many of them as shall be alyve for the tyme And this provision and letter will to stand in full force In Testimonie quherof I have subscryvit thir presents with my hand at Prestoun the tuentie fyft day of Jarij 1659 yeares Befor thir witness mr Allexander Strang wrytter heirof and Patrick Hog servitor to William Austin comissar deput of the comissariat of Drumfreis

Sic Subscribitur Will Ross

Alex^r Strang witnes
P Hog witnes

From a certified copy of the will in the King's Coll. Charter Room, Old Shuttle xxxii., No. 1.*

* In the same shuttle are several papers relative to Rosse's will:—

Opinion of Counsel—Sir John Temple—thereanent, 2nd Sept., 1676.

Letter, Mr. C. Gordon to his father, Professor Patrick Gordon, relative to proceedings in London, 24th March, 167$\frac{6}{7}$.

Instructions from the Masters of both Colleges of Aberdeen to Professor Patrick Gordon and Mr. Robert Paterson to proceed to Edinburgh and prosecute the legacy, 8th June, 1677.

Contract between the Lord Ross and Francis Ross of Auchlossen on the one part and the Masters and Members of the Universities of Glasgow and Aberdeen on the other part, 27th June, 1677. [Printed at length in *Glasgow Deeds*, p. 55.]

Instrument, the Masters of King's College against Messrs. Gordon and Paterson, 16th August, 1677.

Three informations, the Colleges of Aberdeen against Lord Ross and Auchlossen, 1677-8.

Decreet by the Lords of Council and Session, at the instance of Lord Ross and Auchlossen, against the members of the Aberdeen Colleges, decerning them to implement the foresaid contract, 31st January, 1678.

Horning following thereupon, 31st January, 1678.

Obligation, Auchlossen to the Masters of the Aberdeen Colleges, 2nd March, 1678.

Declaration by Auchlossen and his son anent a commission to inquire into William Rosse's effects in Ireland.

A Rosse Bursary of £4 3s. 4d. was established in the University of Glasgow in the patronage of the Lords Ross; but although it is stated in 1688 (*Glasgow Deeds*, p. 65) that Auchlossen "had agreed with the Universitie of Aberdeen for there two third pairts of the s^d Sex Thousand Merkes," yet it would seem that from some cause now unknown, neither King's nor Marischal College derived any benefit from the bequest.

LVI.

Catherine Rolland, widow of Dr. William Guild, mortifies, inter alia, *to the Provost, Baillies, and Council, the lands of Miltoun and Southfield of Murthill, and lands of Ardfork and Kilblain, for the support of bursars, and others. 9th December,* 1659.*

BEE IT KEND till all men be thir presents Me Catherin Rolland relict of the deceist Doctor William Guild doctor of divinity in Aberdeine Forsamikil as my said deceist husband befoir his deceass for the love and favour quhilk he caryed to me and other onerous causses moving him having perfect knowledg of my resolution and purposs to mortifie the lands and others underwrittin did by his letters obligators writtin and subscryvit with his hand obleiss him his airs executors and successors to perform any mortification I sould mak of the toun and lands of the miltoun of Murthell and mill thereof with the heid roum called the south feild belonging thereto and salmond fishing of the Salmound on the water of Dee with the houses biggings and pertinents of the samen according as I should happen to sett down in my letter will and to fulfil the sam to the pious wses whairwnto I should destinat and appoint the sam conform to my will in all poynts but revocatione or again calling as the saids Letters Obligators of the dait the last day of Februar J^{m}vj^{c} fourty nyn yeirs (reserveand to Issobel Cochrain spouse to William Toux burges of Aberdeen her lyfrent of the said milntoun of Murthel

* "Habuit et *Zecharias* noster *Elizabetham* suam; nam non minùs gratam, ac honorificam commemorationem meretur *D. Gulielmi Guildi* Conjunx optima, KATHARINA ROLLANDA, ex antiquo et honorabili oriunda stemmate, quae cujusvis *Saeculi* aut *Sexus*, *Virtute* et *Pietate*, maximos et optimos facilè aequavit, et immensis suis largitionibus *Nominis* immortalitatem comparavit: *Illius* etenim munificentiâ aluntur, *Sex Philosophiae Studiosi; Quatuor* in Schola Publica *Discipuli; Duo* studiis *Theologicis* initiati; Sex pauperes *Viduae*, totidemque pauperum *Liberi*. O tantam pietatem! O singularem Munificentiam, *Saturnio* dignam saeculo! Cogitate auditores, quanta fuerit KATHARINAE *Nostrae* Sanctimonia? Voluit *Fredericus*, *Academiae Wittebergensis* Fundator, *Katharinae*, quam celebrant *Martyrologi*, memoriae dicatum diem festum ac solennem, certisque ceremoniarum ac sacrorum honoribus celebrandum praescripsit: Annon igitur nos *Nostrae* pietatem, merita et virtutes, grato semper recolemus animo? quae si aliis vixisset temporibus, aut aliam habuisset patriam, *Divarum*, haud dubium, numero fuisset ascripta." (Smith's *Oratio*, p. 22.)

The Heraldic Ceiling showed for Rolland, Argent, three ships, each with as many masts, sails furled, and flags displayed, sable. The "broad" has no armorial bearing.

mill lands and others abovwrittin conforme to her infeftments thereof) in itself at mor lenth bears And siclyk the said Doctor William Guild my said deceast husband for the matrimoneall affection and conjugall lov quhilk he did bear towards me and divers good respects reasonabl causes and considerations moving him did sell annailȝie and dispone from him his airs and al others his assignayes in favours of me my assignais and successors to be mortified and disposed wpon be me for pious wses for helping the aged poor or education of the young poore or other ways as I sould think expedient All and haill the Toun and Lands of Ardfork and Kilblaine with their houses bigings yairds tofts crofts outsets insets mosses muirs meadowes leasurs pairts pendicles and pertinents with the teindshaives and teind viccarag thereof included lying within the barrony of Meldrum parochine of Bethelnie and Shireffdome of Aberdeen quhilk wer wodset be Patrick Wrquhart of Lethinty to the said Doctor William Guild his airs and assignays wnder reversion and by payment or consignation of the soum of aucht thousand merks in maner and according to the order of redemption contained in the clauss of reversion specified in the contract past betuixt the said Patrick Wrquhart and my said husband theranent Quhilk is of the dait the last day of Apryll J^{m}vj^{c} and fourty tuo yeirs wnto the whilk contract and haill obleissments therein contained soumes of money therein mentionat clauss of reversion and other causes therein exprest and haill infeftments following therewpon I am assigned by my said deceast husband as his letters of disposition and assignation maid and granted by him to me anent the premisses of the dait the aughteent day of Jully J^{m}vj^{c} fyfty seven yeirs at gryt length bears And I being most willing and desyrous to prosecut and perform my said godly intention and purposs anent the making of the said mortification to the glory of god and to the pious wsses underwrittin to be an good exampl to others to doe the lyck Wit ye me therfor to hav dispon and mortifiet lykas be the tennor heirof I do now and ever dispone and mortifie to the pious and christian wsses wnderwritten All and haill the said lands of miltoūn of Murthell mill millands astrict multurs and sequels therof with houses bigings parts pendicles and pertinents of the samen as thei ar set down and exprest in the infeftments maid theroff to my deceist husband quho denudit them in my favours as is abov writtin

lying within the parochin of Netherbanchory and shirreffdom of Aberdene and quhilk will extend in yearly rents in victual compting al at an hundreth merks the chalder overhead to thrie chalders victual wharof tuo chalders ar meal and on off bear And sicklyk I be thir presents mortifies and dispons to the wses afforsaid all and haill the said lands of Ardfork and Kilblaine with the houses bigings and other pertinents thereof abov exprest wodset to my said deceist husband be the said Patrik Wrquhart and disponned be him to me as is abovwrittin quhilk will extend in yeirly rent at present to fourty four bolls victual and thrie hundreth and fifty merks of money quhilk I estimat at an hundreth merks the chalder for the victual both silver and victual all over head to sex hundreth merks of yeirly rent and quhilk haill lands wil extend in yeirly rent to (after Issobel Cochrain's deceass) nyn chalders in victual and money rent counteing ane hundreth merks for ilk chalder victual as said is and to the end the said may be imployed to the pious wsses wnderwrittin and yeirly payed be the patrons affter nominat to the persons and wses as is wnder exprest I will decern and ordain that ther shal be payit perpetually yeirly furth of the fermes and dutyes of the forsaids haill lands mill millands and others particularly abovexpresst to foure bursers within the colledg off new Aberdene being honest decayed burgess of gilds sons of the said brugh quhois parents be not able to mantain them at the said colledge of newe Aberdene for education and thair wp bringing at the samen during thair courses therin to ilk ane of the saids four bursers ten bolls sufficient ferme meall or bear or mony whair the victual faills acording to the rentall of the saids lands and as it shal happen to giv in the country for the tym Item I decern and ordaine and perpetualy mortifies furth of the rent of the saids lands to four bursers in the grammer schooll of the said brugh being sicklyk honest decayed burges of gilds sons within the said brughe quhois parents ar wnabl to mantain them at the said gramer schooll to ilk ane of them seven bolls sufficient ferme meall or bear or money as it happens to giv in the country yeirlie enduring thair courss at the said gramer schooll and to the end that the saids bursers may be the better ordoured in receiveing their burses it is my wil and desyr that at their entry to the colleg and gramer school thair may be on of the four apointed to be bursers by me in every on of them

entred in evry class both off the gramer schooll and colledg so that evry on may ascend wp to anothers place till their courses be perfyted and others put in the vacant rooms and furtheir I doe heirby seriously recomend to the patrons wndernominat and to ther respective maisters of the colledg and gramer schooll as thei will ansuer to god that thei giv non the benefit of the saids burses but such quho ar com of honest parentag as said is and ar weill enclyned in ther own naturs and given to learning and if any sal be put in that ar otherwyss disposed that they be dullie tryed and examined be the patrons and the maisters afforsaid and wpon the notoriety of thair faults to be censured ore removed acording to the discretion of thair patrons and maisters and othirs put in their rooms incaiss thei be removed Item I doe heirby expressly decern will and provyd that thair be four bolls victuall payit yeirly furth of the forsaid rent to him that is into the fourth class after his laureation if he inclyn to the study of divinity as also tuenty pounds money to be peyit to him yeirlie as is after exprest for tuo yeirs after his laureation or one year as thei pleass and if he sal not giv himself to the study of divinity then I apoint the forsaids four bolls victual and tuanty pounds money to be yeirly payit for tuo yeirs efter the laureatione to another young man quho sal atend the divinity school being com of honest parentag quhos necessity sall be found grytest but if one of my owne bursers com in in the interim and followes the course of divinity of the colledg as said is then the benefit of the saids four bollis victual and tuenty pounds money sal return to him at his laureation and the other only to hav the benefit thairof quhen it waickes in default of any of my own bursers their not making wse thairof and no wtherwyss Item I furder ordain and decerns the soume of fourty aucht pounds money to be yeirly payet be the patrones wndernamed to sex poor schollers that gets ther education at ather inglish or grammer school for nothing quhilk will be tuelff merks for ilk ane of them for buying them an suit of cloathes for the winter season thoss that ar best inclyned and most given to learning and com of honest people that hes not wherwith to help them being alwayis preferred And forsamikil as the 20 punds to be yeirly payed to the student of divinity and fourty aught punds to the sex poor schollars will extend yeirly to the soume of threescore

aught punds thairfor to the end the same may be dullie payed I heirby appoint and ordain that the nixt yeirs rent immediatly after my deceass when it sall happen (the yeir wherein I die being noways included) of the haill landis of Disblair except the waster maynes Ardfork Kilblaine mill and millands of Murthell quhilk I estimat to sevinteine hundreth merks rent for that yeir sall be lifted wp and stocked in a sowme be the patrons wndernamed and the yeirs rent therof quhilk wil be thre score aught pounds to be yeirly payed to the said student of divinity and six poor schollars in manner abov writtin Lykas I heirby provyd specially that any of the neirest of my kin aither of the father or mother syd be absolutly preferred to the benefit of this my mortification and to have the yeirly benefit therof if thei sall desyr the samen both in the grammer school and colledg and courss of divinity afforsaid and failȝeing them quhosoever beis of the surnam of Rolland thei alwayes be preferred therto . . .* Morover seing my said deceast husband hes left ane thousand merks to the poor of the parochin of King Edward whair he wes first ministerr and whair he and I remayned an long tyme I will that thei discharg the said thousand merks left to them by my said deceast husband and that thei have of my mortification for their help yeirly and in satisfaction therof for tuo bursers of the said parochin of King Edward being tuo honest husbandmens sons ather at the colledg or grammer school of Aberdeine as the patrons wnderwrittin sall think expedient nyn bolls sufficient ferme meall or bear acording to the rentall of the abovwrittin lands yeirly to ilk ane of them quhos parentis beis wnabl to help and mantain them at schools and if the minister and elders off King Edward sal not think fitt to employ the said victual to tuo bursers in maner abovwrittin but that thei desyr the poor of the parioch rather to hav the benefit thairof then and in that caiss I heirby ordain and appoint that the said 18 bolls victuall shal be perpetually payed yeirly by the patrons wndernamed furth of the rent of the lands abovwrittine or money therfor at ane hundreth merks the chalder to the minister and elders of King Edward to be distributed and deliured be them to the poor off the said parioch acording to their necessityes as thei sall think expedient And if the

* Here follow bequests to six widows of decayed burgesses, to Catherine Rolland the mortifier's niece (spouse to John Murray, burgess), and to the poor of Aberdeen.

said minister and session of Kingedward doe not imbrace the saids aughtein bolls victuall yeirly in satisfactione of the forsaid thousand merks and discharg the sam in maner abovewritten but rather desyr to haue the said thousand merks and persew my husbands or my own airs and executors therefor then I heirby mortifie and perpetualy Ordain the saids aughteen bolls victual to be yeirly payed to any person or persons quho sall be distrest and forced to pay the said thousand merks and that the samen sall be payed to them their airs assignayes and successors in perpetuum as the samen sould have bein payed to them . . . * And to the effect the saids mortifications may be rightly destributed and imployed for the pious wses at length abovexprest and that my Will herein specified may be observed in all points according as the sam is herein set down I doe nominat and appoint the provest baillies and counsell of Aberdeine and principall of the colledg therof with James Rolland my brother sonne and his mail children and their lawfull mail posterity to be patrons of this my haill mortification and distributers thairof Beseiching them as thei fear God and sall be ansuerabl to him at the great day to have a care off the samen and not to suffer nor permitt the samen to be anywayes missimproven abused or put to any other ws or wses nor to the pious wsses abov set doun And the said James Rolland and his maill successors to hav power to present thre bursers of the saids aucht bursers ethir in the colledg or grammer school be him or his saids maill successors themselffs allon . . . † And it is heirby expresly provyded that seing the rents of the saids lands is partly victual and partly money that where the victual is wanting the money shall be distribut at ane hundreth merks the chalder And evry one of the persons in quhos favours the forsaid mortification is granted sall hav an equal proportion of victual and money acording to the proportion and quantity of the mortification mad to them that all of them may be equall sharers of the victuall and money rent acording to the rent of the land and their proportion as said is Lykas it is heirby expresly provyded that in caiss the

* A bequest to the Town Clerk of Aberdeen and his successors.

† Disblair is disponed to James Rolland, the mortifier's nephew, and his heirs male, whom failing, for the upbringing of decayed burgesses' daughters: fifty merks to be invested for upholding tomb of mortifier and her husband.

forsaids lands of Ardfork and Kilblain sall be redeimit and that the 8 thousand merks money whereby thei ar redemabl after new imployment thereof sall not yeild nor make wp the yeirly rent that is now payed forth of the forsaids land And that thereby my said mortification may be diminished in this cace I doe heirby Mortifie alsmuch of my yeirly rent due to me furth of ane part of the said lands of Disblair (except that part thereof which is alredy disponed to James Rolland) as will mak wp any part of the rent iff any sall happen to be in caice I provyd not otherways therefor in my own best time

. . . . . .

In testimony whereof thir presents (Written be Gilbert Beidie servitor to James Suan shirref clerk deput of Aberdeen) are subscrived with my hand at Aberdeen ye nynt day of december J^{m}vj^{c} fifty nyne yeirs befor thir witnesses Master James Kennedy wryter in Edinburgh Georg Kilgoure son to Harie Kilgoure in old Aberdeen and the said Gilbert Beidie and Androw Gray servitor to Alexander Ettershank couper burges of Aberdeen

At the speciall command of the abovnamed Kathrin Rolland (who affirmed she could not wreat) I James Suan nottar publict subscryves for her as witnesseth my sign and subscription manuall

[Signed] James Suane

I Thomas Mitchel notar publict subscryves the premiss at comand of the abovnamed Catherin Rolland becauss she can not wryt herself as she affirms be this my ordinar subscription

[Signed] T Mitchell Connotar publict

J Kennedy witness
Georg Kilgour witnes
Androw Gray witnes
Gilbert Beidie witnes and wryter

From a copy entered in the "Buik of Register".*

* Another copy appears in the *Town Council Register* (liv. 311) under date 9th October, 1661, where the minute bears that James Rolland submitted the Deed of Mortification with relative sasine (recorded in the *County Register of Sasines*, 28th December, 1659), and that the Council accepted the same. The earliest entry in the Town's Accounts relative to the Rolland Mortification is as follows:

"CHARGE of the lands of Ardfork and Kilblaine Milltoune of Murthill and mill thereof mortified be the deceast Cathren Rolland relict of the deceast Dr William Guild doctor of divinity for the vse of four bursars in the gramar scooll of this brughe and vther four bursars in the new colledge of the samen and for certane other pious wsses containet in the mortificatione maid thranent and that for the cropt and yeir of God 1661

		lib.	s.	d.
Imprimis the compter charges himself with aucht bolls aucht pecks bear and sextein bolls ferme meill macking in the haill tuentie-four bolls tuo firlots victuall payable out of the lands of Ardfork at four pund ten sh the boll conforme to the aggreement past betuixt the Counsell of Abd and James Rolland Chamerlane to and collector of the rent of the saids lands cropt forsaid inde		110	5	0
Item with the siluer rent payable out of the saids lands cropt forsaid		100	0	0
Item with the teind wiccarage of said lands is	12 0 0			
Item with ane boll of great aits with the fodder at	4 13 4			
Item with tuo wedders and tuo lambs at	6 13 4			
Item with tuo duone capons and two duon hens pryce	10 0 0			
Item with ane leit of peits is	4 0 0			
is in all		37	6	8
Item with tuentie bolls ferme meill payable out of said lands of Kilblaine cropt forsaid at 4 lib 10 sh per boll conforme to agriement with the said James Rolland is		90	0	0
Item with the siluer rent payable out of the saids lands cropt forsd		133	6	8
Item with the teind wiccarage payable out of sds lands	16 0 0			
Item with tuo wedders and tuo lambs is	6 13 4			
Item with tuo dussone of henis	4 0 0			
Item with ane leit of peits is	4 0 0			
is		30	13	4
Item the compter further charges himself with sexten bolls bear thretie-tuo bolls ferme meill pryce forsaid payable out of the lands of miltoune of Murthill and mill thereof cropt forsaid is		216	0	0
Item with auchtein pund payable for the duetie of ane croft callet Beatties croft with aucht pund payable for the salmond fishing belonging to the saids lands cropt forsaid is in all		26	0	0
Item with thrie dussone capons and ane duon hens is	11 0 0			
Item with ane mill swyne is	6 0 0			
Item with 120 loads peits convertit at 1 sh 6d per load	9 0 0			
is		26	0	0
Summa of the charge is sevine hundreth thrie scor nyne pund elevin sh aucht pennies		769	11	8

DISCHARGE.

Imprimis the compter discharges himself of thretie pund elevin sh aucht d payit to Alexander Brodie bursar in the Gramar scool conforme to the conversione and pryce of the victual exprest in the charge is	30	11	8
Item of the lyk soume payit to Alexander Forbes sone to the deceast Alexr Forbes advocat bursar in the said scooll	30	11	8

	lib.	s.	d.
Item of tuentie-four punds payit be order of Counsell to Gilbert Skenis bairns to Gilbert Skenis is	24	0	0
Item of ten pund payit be order aforsaid to Wm Kinnears sone	10	0	0
Item payit to Cathren Rolland spous to John Murray conforme to the mortification is	87	6	8
Item to Mr James Kennedy toune clerk for his pains in this mortificatione according to the converone and pryce aforsd	11	5	0
Item of few duetie for the saids lands of Ardfork and Kilblaine to the Laird of Meldrum sex pund and for mill multures four bolls ferme meill	24	0	0
Item of fourten pecks two haddishes victuall tuo part meill ane thrid part bear payit to the minister of Banchorie for his victuall stipend of milltoun of Murthill inde	4	2	6
Item of 40 sh teind siluer payit to the minister of Peterculter for Beatties croft The tennents haueing to the said Minister £14 13s 4d for the Milltoun Mill throf Also the tennents payit to the Minister of Banchoriedevnick his siluer stipend both for the milltoun and mill	2	0	0
Item of ten pund of few duety payit to the Thesr of Abd for the half feu of Southfeild for the termes of mert 1661 and wit 1662 the other half being payit be the lyfrenter	10	0	0
Item of sex pound payit to the last deceast bishop his exers	6	15	6
Item payit to the parochin of Kinedvart for thr part of the mortificaon	78	11	3
Item oucht to be dischargit of nyne months cess from to payit for the lands of Ardfork and Kilblaine is	33	8	3
Item of nyne months cess from the to payit to the milltoune of Murthill	8	14	9
Item oucht to be dischargit of aucht bolls bear and nynteen bolls ferme meill payit to Issobell Cochrane spous to William Toux out of the said mill and milltoune of Murthill as lyvrentrix of the sds lands at 4 lib 10 sh per boll	121	10	0
Item of tuo duone capons at sex pund ane mill swyne at sex pund with 120 loads of peits at 1 sh 6 d the load siclik payit to hir is	21	0	0
Item the compter oucht to be dischargit of the service corne wicarage leit peits and customs due and payable furth of the said haill lands In respect the samen belonges to and ar intromittit with be the said James Rolland collector of the rents of the forsds lands according to the appointment of the mortificaon extending in all to	73	0	0
Summa of the discharge is fyve hundreth thrie scor sexteïn pund sevnten sh thrie d	576	17	3
The charge being sevin hundreth thrie scor nyne punds elevin sh aucht d	769	11	8
So rests be the compter ane hundreth four scor tuelf pund fourten sh fyve d	192	14	5"

—*Burgh Mortification Accounts*, 1661-62.

The lands of Miltoun and Southfield of Murthill were feued in 1797—articles of roup dated 5th August.

Down to the year 1723 the minister and elders of King Edward applied the 18 bolls destined to their care to the maintenance of bursars, but at that date they elected in future to apply the same for behoof of the poor of the parish. Against this charge the Town Council, as patrons, protested, but ineffectually. (*Petition* to Lords of Council and Session by Magistrates and Masters of College against Minister and Kirk Session of King Edward, 23rd January, 1724.)

The lands of Ardfork and Kilblain, held in wadset, were redeemed in 1717 by payment to the Town Council of £5333 6s. 8d. Scots. The Commissioners of Visitation of 1836-37 complain (*Second Report*, p. xvi.) that "none of the bursars derive any benefit from the sum recovered in 1717, or from the sum mortified to yield a money bursary to a divinity student. On the whole, the Returns made to us by the Town Council relative to this mortification are very incomplete and unsatisfactory."

At the union of the Universities in 1860, the account stood thus:—

	Balce 1859.	Revenue.	Expendre.	Balce 1860.	Stock.
"21. Catherine Rolland's, to four bursars at Marischal College and Grammar School, and to widows of decayed burgesses and poor of Aberdeen	37 14 5	285 17 0	295 9 5	28 2 0	7921 11 1"

—*Burgh Accounts*, 1859-60.

Under the Provisional Order of 1881, the Rolland bursaries are in future to be—four of £25 per annum in the faculty of Arts, and one of £15 in the faculty of Divinity.

LVII.

The College of Eton and the Universities of Cambridge and Oxford contribute towards the building of a new Public School in Marischal College. 1659-60.

The count of the moneys contribut for building of ane new commoun scoole and librarie in the colledge marschell on the years 1659-1660.

	lib.	s.	d.
Imprimis from Nicolas Locker provest of the colledge of Eaton in England and Jhon Oxenbridge fellov of the said colledge the soume of ane hundreth auchtie fyve punds stirling quhilk in Scots money extends to	2220	0	0
Item from Wm. Dillingam vice-chanceller of the vniversitie of Cambridge fourtie marks stirling quhilk in Scots money extends to	320	0	0
Item from vniversitie of Oxford feftie thrie punds 9s. 3d. stirling extending in Scots money to	641	11	0
Of the twa last soumes extending to 961 lib. 11s. ve haue resaved from Laurence Merser our agent by ane bill of exchange ane thousand marks from Alex^r Forbes of Sauech So the said Laurence rests vs as yet the soume of 294 lib. 17s. 8d.			
Item from Alex^r Forbes for exchange money tuentie marks	13	6	8
So all the moneys ve have resaved extends to the 7 of februar 1661	2900	0	0

From the earliest volume of *College Accounts*, 1642-82.*

* The Account of Mr. Lawrence Mercer, the College Agent in the collection of these moneys, is preserved in the Mar. Coll. Charter Room. "Cclllege Buildings" No. 2.

"London, April, 1661. Sterling Money.
Marishal Coledge of Aberdein.

Debitor.	lib.	s.	d.	Creditor.	lib.	s.	d.
London A° 60. Maij 3^d—To Cassa, pay'd to Coll. Ashfield, according to Mr. Alexander White his bond and order, which I sent p. post to Abd.	15	0	0	By Cassa, received of Doctor Wedderbourne two peece of Gold Carolus is summa	2	0	0
				By Cassa, received of Mr. John Dury	1	0	0

Debitor.	lib.	s.	d.
August 11th—To Cassa, pay'd to Mr. John Turing, an bill of exchange drawen upon me by the Masters of Marischal Coledge in the summe of sterling money	55	11	1
To Cassa, pay'd for charges disbursed in my journey going to, at, and from Oxford and Eaton Coledge, as alsoe for a horss wch was stollen at Oxford, very well known to the Mr. Vice-Chancelour and Mr. Major of Oxford. Charges 5l. 6s. 3d. / Horss 9l. os. 4d.	14	6	7
To Cassa, pay'd for post of Letters from Scotland to England, from England to Scotland, from London to both Vniversities, Cambridge and Oxford, and from them both to the Vniversitie of Abd.	1	9	0
To Prouision, reckning halffe a Crowne p. day during the tyme of my Imployment being usuall at London as other agents have, thogh some others have double soe much, nay quadruple	32	12	6
Summa totalis Facit, sterling money	118	19	02

Creditor.	lib.	s.	d.
Ao 60. In Maij—By Cassa, received of Dr. Dillingham, Mr. Vicechancellor of Cambridge	26	13	4
In Junij, and October—By Cassa, received of severall Coledges and Halls at the universitie of Oxford	58	15	9
By Cassa, received of William Meluill	15	0	0
By Ballans, Remaines due to me	15	10	1
Summa totalis Facit, sterling money	118	19	02

LVIII.

The Scots Parliament confirm the Charter of Erection and the Act of Ratification of 1593. *20th March,* 1661.

Our Soverane Lord with advice and consent of his estates of Parliament Ratifies and approves and for his hienes and his successours perpetually confirmes the fundation and Erection of the Colledge of new Aberdein made be the deceast George Earle of Marishall Lord Keith and donation of the same with divers rents and patrimonies of his oune propper lands ffor advanceing of the which Also the Provost Baillies Councill and Comunitie of the said burgh of Aberdein Gaue to the deceast Earle the place kirk closse and yeard whilks apperteaned sumtymes to the Gray freirs in Aberdein to be annexed to the said Colledge in maner at lenth spẽit in the saids leẽs of fundation and erection whilks are of the date of the day of Aprile 1593 Together with the act of ratification of the same made in Mãties dearest Grandfather King James the sext of worthy memorie his current Parliat holden at Edinburgh within the tolbuith of the same vpon the tuentie one day of July therafter the said yeer and grant and disposition therin-mentioned In all and sindrie the heids points clauses articles circumstances and conditions thairof thairin contained and after the formes and tenors thairof in all points And further of new Gives and dispones to the said Colledge Masters and members thairof all freedoms liberties priveledges and jurisdiction that to any frie Colledge within this Realme be law and practick is known to apperteane And specially but preiudice of the Generality forsaid with power to them to make such vse of the said place kirk and yeard whilks apperteaned sumtymes to the Grayfreirs of Aberdein gifted to the said Earle be the Provest Baillies Councill and Community of the burgh of Aberdein to be annexed thereto as said is As the saids masters and members shall think most fit and convenient for the benefite of the said Colledge Provyding alwayes that the masters members students bursers and haill inhabitants of the said Colledge are and shall be in all tyme heirafter Subject to the Jurisdiction of the Provest Baillies and Councill of the said burgh of Aberdein in all things to be done

or comitted be them outwith the walls of the said Colledge and within the territories and freedome of the said burgh

—From *The Acts of the Parliaments of Scotland*, Vol. vii. (1820), p. 69, cap. 99.*

* Against the inclusion in the above Ratification of the Gray Friars Kirk (*supra*, p. 230; *T. C. R.*, lii. 135), Baillie William Gray, the Commissioner for the burgh of Aberdeen, protested in the following terms:—

"WHAIRAS ther is given in to this honll and heigh Court of Parliament be the principall masters and Regents of the Marishalls Colledge within the City of Aberdein and be William Earle of Marishall Patrone of the said Colledge Or ane or other of them ane Ratification of certane pretendit infeftments gifts grants or other rights or securities of and concerning the Church commonly called the Grayfreir Church lyeing at the head of the broadgate neir to the said Colledge to be past and exped be the Kings Majestie and Estates of Parliament to and in favours of them and thair successors intending therby as is informed to appropriate the same for the private vse and service of the said Colledge and to prejudge and depryve the said City and ther Magistrats of their iust and vndoubted right and interesse in and to the said Church Thairfor William Gray ane of the present Baillies of the said burgh of Aberdein and Commissioner serveing for them in this present Parliat Did in open Parliat Protest in name and behalff of the Provest Baillies Councill and inhabitants of the said burgh That the passing and expeding of any such ratification of the forsaid Gray freir kirk or any pretendit rights infeftments gifts grants or other securities whatsoever alledged made and granted to and in favors of the masters of the said Colledge and thair said Patron or either of them with any thing following or that may follow thairvpon Shall infer no prejudice hurt or derogation to any right tytle or possession or other pretence or interesse whatsoever compitent or that may be compitent to the said burgh of Aberdein Magistrats Councill and Community thairof Bot that the same shall stand valeid and effectuall in full force as to all intents vnhurt and preiudged in any sort be vertew of the said Ratification as if the same had never been past or exped Wpon which Protestation the said William Gray askit instruments in the hands of the Lord Clerk Register" (*Acts*, vii. 70).

LIX.

The Scots Parliament rescind and annul all Acts of the Pretended Parliaments in the years 1640, -1, -4, -5, -6, -7, -8. *28th March*, 1661.

The Estates of Parliament considering that the peace and happines of this Kingdome and of his Maiesties good subiects therin doth depend vpon the safety of his Maiesties persone and the mantenance of his royall Authority power and greatnesse . . . And Although the late Kings Maiestie out of his meer grace and respects to this his Native Kingdome and the peace and quyet of his people and for preventing the consequences which such a bad example and practise might occasion to the disturbance of the peace of his other Kingdomes Was pleased in the yeer 1641 to come into this Cuntrie and by his oune presence at thair pretended Parlia^ts^ and otherwayes to comply with and give way to many things neerly concerneing the vndoubted interest and prerogative of the Croun expecting that such vnparalleled condiscentions should have made his subjects ashamed of their former miscariages and the verie thoughts thairof to be hatefull to them and their posterity for ever Yet such was the prevalency of the spirite of rebellion that raged in many for the tyme that not content of that peace and happines which even above their desires wes secured vnto them . . . They did assume vnto themselffs the Royall power keept and held Parliaments at their pleasure . . .

Thairfor the Kings Maiestie and estates of Parliament Doe heirby Rescind and Añull the pretendit Parliaments keept in the years 1640 1641 1644 1645 1646 1647 and 1648 and all acts and deids past and done in them And declare the same to be henceforth voyd and null

From *The Acts of the Parliaments of Scotland*, Vol. vii. (1820), p. 86, cap. 126.*

* Under the Rescissory Act fell, among others, the Act of 17th November, 1641 (*v.* p. 253), ratifying the union of King's and Marischal Colleges as King Charles' University. The separate existence of Marischal College had been recognised by the Act of 20th March, 1661 (see also *Acts*, vii., p. 405, cap. 22; and p. 379, cap. 13), and that of King's College was implied in an Act "in favours of the City and Vniversity of Old Aberdeen" of 20th May in the same year (*Acts*, vii., p. 214, cap. 230), and fully admitted in another Act of 22nd August, 1670 (*Acts*, viii., p. 26, cap. 34); but the style Universitas Carolina is found in official use so late as 1714 (*Theses Philosophicae Quas A.P.D.O.M. ingenui aliquot Adolescentes Laureae Magisterialis Candidati in Celeberrimo Collegio Marischallano Universitatis Carolinae Abredeneensis ad diem 22 Aprilis publice propugnabunt.* Abred., 1714); and in 1740 Dr. Samuel Patrick, Master of the Charter House, uses it in a Latin letter of thanks for the degree of LL.D.

LX.

The Scots Parliament assign to the Universities a charge on the Bishops' rents for five years, and the vacant stipends for seven years from 1664. 11*th October*, 1663.

Our Soverane Lord and the Estates of Parliament takeing into serious consideration the Condition of the severall vniversities of this Kingdome And finding that present mean and incompetent provision of the Masters and professors thairof is so prejudiciall to the floorishing of these seminaries of Church and State That vnles some considerable augmentation be setled vpon them for their encouragement the ablest and fittest persons of ingenuous spirits and education will shun and avoid the vndertaking of functions in Vniversities for want of such ingenuous means as should invite entertean encourage and obleidge men sufficient for such laborious employments To the great decay of learning and detriment of all ranks of persons in the Kingdom For preventing and remeiding whairof Ther being ane expedient proposed that the Archbishops and Bishops and rest of the inferiour Clergie may allow some parte yeerly of their rents benefices and mantenance for the space of fyve yeers to come as ane exemplary testimony of their piety and zeall for the advancement of learning and Religion Thairfor his Maiestie with advice and consent of the Estates of Parliament Doth Statute and Ordean that for the crops and yeers 1664 1665 1666 1667 and 1668 ther be raised yeerly out of the rents of ilk Archbishop and Bishop the sume of fiftie punds for every thousand merks of the said revenews and the sume of fourty punds out of every thousand merks of the Stipends or benefices of every Minister and so proportionably sex of the hundreth As the benefice or stipend shall be valued to be more or lesse by the Bishops of the dyocesses And that the saids severall proportions payable by the Bishops Shall be yeerly given in to the Archbishops of the respective provinces or such as shall have warrand from them And that the saids severall proportions payable by Ministers Shall be yeerly given in to the Bishops of the respective dyocesses or such as shall have warrand from them and for whom the saids Bishops

shall be comptable Which sumes so to be raised Shall be distributed to the severall Vniversities according to those proportions which shall be assigned by his Maiestie by a Comittie to sit at Edinburgh Consisting of the Archbishops of St Andrews and Glasgow and the Bishops of Edinburgh and Aberdeen and four others whairof one to be nominat by the Visitors of the Vniversity of St Andrews and another by the Visitors of the Vniversity of Glasgow the third by the visitors of Aberdeen the fourt by the Councill of Edinburgh Heirby Authorizeing the Archbishop of St Andrews and in his absence the Archbishop of Glasgow to preside in the said Comittie And to appoint their dyets of meiting from time to time And the Comittie to take care that the sums thus allotted shall be put into a stock and setled vpon land or otherwayes by advice of the respectiue Bishops who are Chancellers of the saids Vniversities And ordains the ãrent of the said stock to be proportioned to the Masters and professors of each Vniversitie as this visitors thairof shall appoint And further his Majestie and Estates forsaid doe ordaine that stipends and all benefices of kirks that shall vaik after the first day of ffebruary in this following yeer of God 1664 for the space of seven yeers next therafter shall be vplifted by Collector therof and imployed by him in the maner and according to the proportions abovespẽit for the encressing of the stock of each Vniversity Declareing that the fiftie tuo act of the first Session of this Parliament Concerning the disposall of vacand stipends Shall be of no force dureing the space of the years forsaid And ordaines letters of horning and poinding and all other execution necessary to be directed at the instance of the saids Bishops or any to be appointed by them and at the instance of the said Collector for the more speedie inbringing of the sums reẽive abovementioned Further his Maiestie and the Estates of Parliament Doe recommend to the Lords of the Privy Councill To enterteane and promote any voluntary offer or contribution for the ends aforsaid to be made by Noblemen or Gentlemen for a work so worthy of the publict wisdom pietie and honor of this Kingdom It is alwayes declared that this act shall be without prejudice of acts past in this Parliament for allowing the vacant Stipends of the dyocesses of Yles and Argyll for breiding young schollers the sume being regulat by the Comittie abovenamed

And that this act shall be no preparative for laying on any burdens on the Clergie heirafter without their own consent

From *The Acts of the Parliaments of Scotland*, Vol. vii. (1820), p. 491, cap. 62.

LXI.

William Leslie of Balquhane mortifies one hundred and twenty volumes to the Library of the College. 1669.*

Anno Domini 1669 William Leslie Laird of Balquhane did mortifie and send to the College from Breda in Holland sex score of verie choice books conforme to the Catallogues in the Charter Kist and ane Catallogue given into Mr Thomas Gray Regent and Bibliothecaire be Doctor James Leslie Principall who receaved the said bookes first in his custodie in his own chamber in the College and thereafter did give them in to the College Bibliotheck as said is

[Signed] W. Leslie, Principall

From an entry in the "Buik of Register".

LXII.

The Privy Council confirm to the Aberdeen Colleges the grant of vacant stipends for the period 1664-1671. *23rd August*, 1670.

At Edinburgh the twenty and thrid day of August J^{m}vj^{c} and seventie years Anent a petition presented to the lords of his majesties

* "*Academia Marischallana*, omni quâ par est gratitudine, inter *Benefactores* suos veneratur D. GULIELMUM LESLAEUM à *Balquhayn*, antiquissimae illius familiae *Principem*, quae non tantum apud *Nos*, potentiâ, divitiis et dignitate, per plures annorum centurias celeberrima floruit, sed et etiam COMITIS LESLAEI titulum, amplissimis praediis, maximisque honoribus munitum, in *Imperio Romano Germanico* adepta est. Hic, singulari DEI beneficio, *Reformatam* amplexus *Religionem*, eandem propagare et perpetuò vigere voluit, ideoque dum in Belgio diversaretur, Bibliothecam nostram centum et viginti ditavit voluminibus." (Smith's *Oratio*, p. 27.)

The shield assigned to William Leslie on the Heraldic Ceiling showed the very curious bearings: Azure, a chevron argent between three roses gules; over all a fess sable charged with three buckles or—a form not occurring among the many Leslie coats given by Nisbet, Stodart, and the family historian, Colonel Charles Leslie. The shield of James Leslie, seventh principal, showed, Argent, on a fess between a mullet in chief and a tulip [?] in base vert, three buckles of the field.

privy councill be mr Robert Forbes in name and behalf of and as commissionat be the Principall Professors Regents and masters of the Kings Colledge of Aberdein and mr Robert Paterson in name and behalf of and as commissionat be the Colledge Marishall of Aberdein Shewing that where by the twenty thrid act of the thrid session of his majesties first parliament Entituled act for additionall provision in favoures of vniversities * The vacant stipends of this Kingdome were for the space of seven years therafter appointed to be vplifted and imployed for the vse of the vniversities of this Kingdome And seing the vniversities of St Andrewes and Glasgow have receaved considerable supplyes furth of these vacant stipends and otherwayes of his majesties royeall munificence And that as yet the saids tuo colledges of Aberdein have receaved no supply Albeit by the diminution of their rents Ruinous condition of their Edifices mean provision of their professors ministers and members and a great burthen of debt They are in a sad and languishing condition And in all appearance without some seasonable supply will turne to ruine And therefore supplicating that seing there is no collectors appoynted and accepting for uplifting the vacancies of the dioces of Aberdein and all benorth the same for diverse years bypast which by the said act of parliament is only to be uplifted for the Vniversities That the same might be given to the saids tuo colledges and they or such as they should appoynt might be impowered to uplift the same for the vse forsaid The Lords of his majesties privy Councill haveing heard and considered the forsaid petition doe hereby Give and Grant to the saids tuo colledges The vacant stipends of all the kirkes within the shyre of Aberdein and the haill vacant kirkes of the severall shyres and diocess lying benorth the same and that during the tyme and years the same have bein vacant since the first day of February J^{m}vj^{c} and sextie four or that shall happen to vaik before the first day of February J^{m}vj^{c} and seventie one years and which are yet lying in the heretors hands or are not compted for and satisfied by any who have intromitted thairwith With power to them or such as they shall appoynt to call for persew intromett with and uplift from the heretors feuers fermorers intromitters with and other persons lyable the saids vacant stipends for

* No. LX., *supra.*

the years of God abovewrytten the said Principall professors Regents and masters of the saids tuo colledges being alwayes comptable that what shall be receaved be them shall be imployed for the vse of the saids colledges And ordaines letters to be direct hereupon in forme as effeirs

Extr. by me
Al Gibsone Cls.

From the certified extract in the Mar. Coll. Charter Room, "Government Grants," No. 2*b*.

LXIII.

The Scots Parliament renew to the Universities grants of the vacant stipends for a second period of seven years from 1672. 10*th September*, 1672.

THE Kings Maiestie Considering the present condition of the severall Universities and Colledges within this Kingdome and the mean and incompetent provision of the Masters and professors thereof and being desireous to give all due encouragement to these Seminaries that thereby able and fitt persones may be invited to accept of ffunctions within the same Doth therfore with advice and consent of his Estates of Parlia^{t} Statute and Ordaine that the Stipends and benefices of Kirks that shall happin to Vaike for the space of sevin Yeirs this present Yeir J^{m}vj^{c} Sevintie two being the first of the sevin and soe furth to continow vntill the expireing of the sevin yeirs shall be employed for the vse of the Vniversities and Colledges in maner aftirspẽit viz The Vacancies within the Diocessis of St Andrews Dumblain Dunkeld Breichin and Orknay for the Vniversitie of St Andrews and the Vacancies within the Diocess of Edinburgh for the Colledge of Edinburgh and the Vacancies within the Diocessis of Abirdein Murray Ross and Caithnes for the Universitie of Aberdein And the Vacancies within the Diocessis of Glasgow Galloway and the Isles as followes viz the Vacancies of the Diocess of Glasgow for this present yeir J^{m}vj^{c} and Sevintie two to be employed the one halfe for the Vniversitie of St Andrews and the other halfe for the Vniversitie of Glasgow and the Vacancies of that Diocess for the six yeirs ensueing with the Vacancies of the said two diocessis of Galloway and the Isles for

the whole sevin yeirs abovementioned to be employed for the Vniversity of Glasgow And that this Supply may prove the more effectuall The severall Vniversities and Colledges are hereby warranted to name Collectors (for whose diligence and faithfulness they are to receive sufficient Caution befor they receive their Comissions) to vplift the Vacand Stipends which are or shall become Vacand dureing the sevin yeirs abovementioned within the reẽive diocessis hereby alloted to them The Collector to be appointed by the Colledge of Glasgow to vplift the Vacancies of the Diocess of Glasgow allwayes finding sufficient Caution at the sight of the Vniversity of St Andrews to make payment to that University and to the University of Glasgow equally betuixt them of the Vacancies which he shall receive within the sd Diocess of Glasgow for this present yeir Jmvjc Sevintie two And his Maiestie with Advice forsaid Ordaines Lettirs of horneing and all other execution necessary to pas at the instance of the sds Collectors for the more speidy raiseing and inbringing of the Vacancies afoirsd Which Vacancies are to be disposed of and imployed for the vse of the reẽive Universities and Colledges yeirlie by the Visitors to be appointed by his Maiestie for the reẽive Vniversities and Colledges vndir the great seall. It is allwayes heirby Declared that the Vacancies shall be burdeined with the vpholding of the Manses of these paroches out of which the Vacancies shall be raised in the same maner as they wer formerlie vpon removeall of the incumbent Conforme to the act of Parliament maid thereanent And as to the Vacancies of the Diocess of Argyll they are to be employed for maintainance of Bursars as is appointed by the former acts of Parlia^t And his Maiestie with advice forsaid Declaires the former act past in the thrid Session of his Maiesties first Parlia^t Entituled Act for additionall provision in favours of Universities to be void and null to all the intents therincontained.

From *The Acts of the Parliaments of Scotland*, Vol. viii. (1820), p. 94, cap. 46.*

* The Acts of 1663 and 1672 not indicating the shares of the vacant stipends that should fall to the two Colleges, the Masters agree upon a proportion :—

"Att Old Aberdene The fyfteint day of November the year of God Jmvjc thrie scoir sexteine yeres It is condiscendit aggried and finallie endit betuixt the Principalls

Masters and Members off the Kings and Marischall Colledges off Aberdeine In maner forme and effect as afterfollowes THAT IS TO SAY Forsameikle as the saids tuo Colledges have By virtue of gifts and grantis from the Kings majestie and Estates of Parliament and Lords of Secret Counsell Right to all vaicand stipends of kirks vaicand or that shall happine to vaik benorth the water of die For the space of fyfteine yearis commenceing from the day of January Jmvjc sextie four yearis And also the saids Colledges have right and clame to the mortificationes left and bequeathed be the deceist Captaine Williame Rosse of Rissieland for the mantainance of certaine students In maner mentionat in his Letter will and Testament daited in Anno Jmvjc [fifty nine] yearis WHICH Gifts and mortificationes Being made to the saids tuo Colledges in genneral termes not condiscending upon the respective proportiones that should fall to each of the saids Colledges Ther might aryse controversie anent the divisione thairof FOR AVOIDING wherof the present masters and members have condiscended and aggried that eight thretteine pairts of whatsoevir shall accrease be virtue of the saids gifts of vaikand stipends shall accrease belong to and be applied for the use and behooff of the Kings Colledge masters and members thairof And that fyve thretteine pairts of that shall accreas and be recouered be virtue of the saids gifts of the said vaikand stipends shall belong appertaine and be imployed for the use and behooff of the said Marshall Colledge masters and members thairof And Consent that the Collector of the samen vaikand stipends present and to come shall make Compt Reckoneing and payment to the saids Colledges respective of the severall proportiones forsaids according to ther intromissione deductis deducendis AND FARDER they have condiscendit and aggried that whateuer shall be receaved of the said mortificatione made be the said Captaine Rosse fyve eight pairts thairof shall belong and be appropriat to the Kings Colledge for wse of bursers of theologie and philosophie And thrie eight pairts thairof to the said Marshall Colledge for the lyke vse of bursers of theologie and philosophie And that they shall contribute proportionablie for prosecutione of that Effaire according to the respectiue interests forsaid Consenting thir presentis be Insert and Registrat in the Bookes of Counsell and Sessione Shireff or Commissar Court bookes of Aberdeine therin to remaine ad futuram rei memoriam And for Registrating therof constitutes coniunctlie and seuerallie ther procurators . . . . . IN witnes quhairof the foirnamed persones have subscryved thir presentis written be Williame Barker writtar in Aberdeine With ther hands day year and place forsaids Befor thir witnessis Mr Alexr Rose minister at Monymusk Mr James Gordone minister at Banchorie Deavnick Mr George Meldrum minister at Fintrey and Mr Alexr Forbes wreatter inserter of the date and witnessis

(Signed) J. Leslie prinll of the Marisch. College
Ro. Paterson Regent
G. Peacock Regent
Jo. Farquhar Regent
Jo. Pattoun Regent
Mr Al. Middleton principall of the Kings Colledge
Mr Geo. Nicolson Civilist
Pa. Urquhart M.D.
An. Massie sub pll
Mr Ro. Forbes Regent

Mr A. Rose witnes
Mr Jam. Gordon witnes
Mr George Meldrum witnes
Mr Al. Forbes witnes"

From the original in Mar. Coll. Charter Room, "Government Grants," No. 2*a*.

LXIV.

James Milne, elder, burgess of Aberdeen, mortifies to the Council the sum of two thousand five hundred merks Scots for the maintenance of two bursars. 2nd June, 1677.*

BE IT KEND to all men whom it effeires be thir presentts ME JAMES MILNE elder merchant burgess of Abd and James Milne younger burgess of Abd my brothers sonne and servant out of the zeall I carry to the glory of God increass of learneing supplie of young boyes whose parents are dead and have not meanes of their owne for mantaining themselves sufficiently thereat and out of the respect I carry to the floorishing of the Colledge Marishall of Aberdene to have given granted mortified and disponed and be thir presentts gives grants mortifies and dispones ALL AND HAILL the soume of tuenty five hundreth merks scots money to be imployed upon land band or other sufficient securitie be the Provest Bailyies and counsell of the said burgh of Abd with express advyce and consent of the persones after mentioned my nephewes And the annuallrent therof to be yearely employed and payed be the master of the mortified moneyes of the said burgh for mantainance and intertainment of tuo schollars as bursers in the said College Marishall of Abd for the space of foure yeares And that at tuo termes in the yeare Whitsunday and Martimass be equall portiones beginnand the first termes payment therof at the nixt terme of Whitsunday or Martimass after the payment of the said principall soume And which soume I the said James Milne elder have put in the hands of the said James younger

* "Silentio minimè dissimulanda, est pietas et munificentia *Viri*, de *Nobis*, *Musisque* nostris optimè meriti, JACOBI MILNÆI, *Mercatoris Abredonensis*, magnis dignissimi elogiis: Hic, priscæ fidei et intaminatæ honestatis, uni cum bene faciendi, et de aliis bene merendi ambibat honorem, omnesque alias refugiebat dignitates: Et præter prædia, et amplum patrimonium, innocenter partum, *Amicis* et *Nepotibus* legata; *Academiæ Marischallanæ*, *Viduis* aut *Virginibus*, atque *Pauperibus*, quatuor mille et quingentas mercas assignavit: Cujus pietatis, quamdiu intra hæc tecta, vel docentis vel discentis audietur vox, semper vigebit memoria." (Smith's *Oratio*, p. 28.)

By another deed of the same date fifteen hundred merks Scots were mortified for the support of decayed widows and daughters of burgesses.

A portrait of James Milne hangs in the hall of Marischal College.

The Milne mortification was not commemorated on the Heraldic Ceiling or on a "broad".

for the effect forsaid AND THAIRFORE Wee The said James Milne elder and James Milne younger be thir presentts binds and obliges Us coniunctlie and seuerallie our aires executers and successores whatsomever thankfully to content pay and deliver to the said Provest Bailyies and counsell of Abd and their successores for the use forsaid all and haill the soume of tuenty five hundreth merkes money forsaid and that within tuo yeares and tuo dayes compleat immediatly following the deceiss of me the said James Milne elder whensoever the samen shall hapen at the pleasure of God Togidder with the soume of eight hundreth marks money forsaid of liquidat expenssis in caiss of failzie and ordinar annuallrents of the said principall soume yearely termely ay and sua long as the samen shall happen to remaine unpayed after the terme of payment therof above writtene AND FFARDER I doe hereby nominat ordaine and appoint that the said Provest Bailyies and counsell of the said burgh of Abd and there successores (with express advyce and consent of my brother sones William Milne merchant in Abd Robert Milne writter in Edr and the said James Milne my servant they or any ane or all of them be overseers to this my mortificatione and any whosoever they present to be preferred befor all others whatsomever) be patrons to this my present mortificatione in all tyme comeing and with consent abovewritten grant presentatione to such as shall hapen to be nominat and admitted to the said benefite and that none be presented to the said benefite but allennarly these that are qualified and have learned there course in the gramar schooll and are of ane good inclination and dispositione and nowayes given to wikedness nor vyce and those whose parents are poor and indigent and not able to maintaine them at the said College or whose parents are dead and have not meanes of there owne for maintaining themselves sufficiently therat Moreover I doe hereby will appoint and ordaine that if any of my owne kine or the kine of Elspet Donaldsone my Spouse shall desire the enjoyment of the said benefite and mortificatione that they be preferred before all others without competitione and enjoy the said benefite above specifiett not only dureing the said foure yeares course at the said Colledge but also for ane yeare thereafter for studying Theologie or any other sciences as they shall think fitt albeit others be vertue of this present mortificatione are only to have the benefit therof dureing the said foure yeares space

allennarly as said is AND SICKLIKE I doe hereby humbly intreat and beseech the said Provost bailyies and councell of the said Burgh of Aberdene And my said Nephewes and there representitives overseers forsaid whom I impower to present and whom they present to be prefered as said is to take speciall care from tyme to tyme that this mortificatione be punctually observed in the haill heades articles and conditiones thereoff conforme to the express wordes of the same in my will meaning and intention hereintill And that it be nowayes innovat altered nor changed in any part as they wold shunne the curse and maledictione of God And as they wold wish the blessing of God to be on them and there posteritie AND also wee the said James Milne elder and James Milne younger do hereby declaire that albeit this presentt mortificatione and band is not to be given up to the said Provost bailyies and councell of Abd as ane delivered Evident till after the deceiss of me the said James Milne Yet the not delivering therof is not nor shall not be any hinderance or impediment to this presentt mortificatione or any clause therin containit but is and shall be as good valide and effectuall as if the samen hade beene instantly delivered at the makeing hereof The not deliverie hereof wee the said James Milne elder and James Milne younger have dispenced with And be thir presentts dispences for now and ever renunceance all exception to be proponit in the contraire AND LASTLIE it is hereby speciall provided and declared that non of the forsaids bursers shall be obliged in payment to any of the masters or members of the said colledge Marishall of any stipend or colledge fee dureing the space above specifiett and if they shall pay any at all I will and ordaine that each burser be noe farder lyable to the saids masters and members yearely for the cause forsaid but only in the soume of ten marks scots money And if the regents of the said College shall not be content to accept of them at the said raitt in that caiss I declaire that it shall be licent to the saids patrones to present the said bursers to be bursers of the king's colledge of old Abd they accepteing them at the said raitt Concenting to the regratione hereof in the bookes of counsell and session or any other judicatory bookes competent within this kingdom therein to remaine ad futuram rei memoriam And that lettres may be directed if need bees And constitutes . . . Our lauchfull pro-

curatores &c In Witness whairof thir presentts are written be James Milne younger and subscriuitt with both our hands at Aberdene the second day of June J^{m}vj^{c} threescoire and seventene yeares Before thir witnessis John Favans servitor to John Archbold merchant in Abd̄ and James Rany Writer in Ed̄r

[Signed] James Mill elder
James Milne yōr

John Favans witnes
Ja Rainy witness

From the original deed in the Town House Charter Room, "Mortifications for Bursars," M[1], 11.*

* See the relative minute, of date 4th December, 1678, in which the two deeds of mortification are engrossed, *Town Council Register*, lvi. 367-372.

The earliest entry in the Town's Accounts relative to the Milne mortification is as follows:—

"CHARGE of tuo thousand and fyve hundreth merks Scots money mortifiet be the deceast James Milne elder merchant burgess of Aberdein for mantenance of tuo bursars in the Colledge Marischall of Aberdein conforme to his letters of mortificatione dated the second day of Junij 1677 yeirs

	lib.	*s.*	*d.*
Imprimis the compter charges himselfe with tuo thousand and fyve hundreth merkes receaved be him at Mertimes last 1678 from James Milne younger nephew to the said mortifier as the forsaid soume mortified for the vse forsaid be him and which soume the compter did give out wpon band to the Thesaurer of the sd brughe conforme to act of Counsell thranent	1666	13	4
Item with the annual rent throf from Mert 1678 to Wit 1679 is	50	0	0
Summa of the charge is ane thousand seven hundreth sextein pund threttene sh four d	1716	13	4

DISCHARGE.

Imprimis the compter discharges himselfe of tuo thousand and fyve hundreth merkes prinll soume restand be the toune of Aberdein to this mortificatione conforme to the Thesaurers band is	1666	13	4
Item of the expenss payit on warrand at receaving the mortificatione and deliverie of the money and secureing the same conforme to the mortificatione and for the securities thranent is in all	15	0	0
Summa of the discharge is ane thousand sex hundreth four scor ane punds thretein shilling four pennies	1681	13	4
The charge being ane thousand sevin hundreth sextein pund 13 sh 4 d	1716	13	4
So rests be the Compter thretie fyve pund	35	0	0"

—*Burgh Mortification Accounts*, 1678-79.

LXV.

Robert Cumming, Merchant in Elgin, mortifies to the Council the sum of 900 *merks Scots, for the maintenance of a bursar.* 14*th July,* 1677.*

I Robert Cumming merchant in Elgine for certaine good respects and considerations moveing me for the speciall favor I bear to the brughe of Aberdein and for the better floorishing of learneing therin Mortifies assignes and dispones To the Provest Baillies and Counsell of the said Brughe and their successors for the vse efter specifiet The soume of Nyne hundered merkes scots money restand to me be the said Alexander and William Cummings merchants in Aberdene conforme to ther band grantit theranent of the dait of thir presents payabill at mertimes nixt bearing annuallrent and failȝie after the said terme of payment Which soume of Nyne hundreth merkes I appoynt and ordaine to be Imployed wpon annuallrent and sufficient securitie wntill the same make wp fourtie punds money of yeirlie annuallrent and which annuall rent of fourtie pund I ordaine to be payed be the patrons wndernamed to ane bursar in the colledge marischall of Aberdein yearlie at mertimes and witsonday be equall portions of my owne kindred desyreing the same being fund qualified and failȝieing of them to the name of Cumming desyreing the same being fund qualified and

In 1860, when the Universities were united, the account stood thus:—

	Balce 1859	Revenue	Expendre	Balce 1860	Stock
"23. James Milne's, of 2500 merks to Two Bursars at Marischal College	8 9 6	10 18 4	10 11 0	8 16 10	328 16 10"

—*Burgh Accounts*, 1859-60.

Under the Provisional Order of 1881, the Milne and Fraser (*infra*, under date 1695) bursaries have been united into one of £20 per annum.

* "Hic memorandus venit, ROBERTUS CUMMINIUS, qui pecuniam, quam ipse *Mercaturâ* et *Industriâ* parâsset, alendo *Philosophiae* studioso destinavit; sicque caducas hujus mundi merces, cum immortali commutavit fœlicitate.

"O quam fœlix est, bene agere! Et quam providum est, de *Academiis* et *Literatis* bene mereri: Nam vivunt ROBERTI hujus merita, viget ipsius fama, dum quatuor illorum *Comitum*, et viginti duorum *Baronum*, quibus olim superbiebat *Cumminorum* Gens, ne vel nuda supersunt nomina,

"*Caruere quia vate sacro.*"

—Smith's *Oratio*, p. 28.

The Cumming mortification was not commemorated on the Heraldic Ceiling. On the "broad" the arms appear as, Azure, three garbs or within a bordure engrailed argent charged with eight crescents gules.

failȝieing of all to burges sones of new Aberdein being also fund qualified for ther mantinance and supplie as ane bursar in the said colledge marischall for the space of four yeirs successively And nominats and appoynts the Provest baillies and Counsell of Aberdein and ther successors with the said Alex^r Cumming patrons of the forsaid mortificatione and assignatione Earnestlie intreating and beseeching them to manadge and Imploy the same for the effect above exprest and for no other intent or vse as they shall answer to God at the great day of ther appearance With full power to the saids Provest Baillies and Counsell patrons aforsaid to call follow and persew for payment from the said Alexander and William Cummings of the forsaids soumes when they shall think fitt And I consent to the registratione heireof in any Judges books competent to have the strenth of any of ther decreits that Lettres and executorialls may be direct heiron wpon Six days and constitutes . . . my procurators be thir presentis written be William Rose Writer in Aberdeen Subscrived with my hand at Pitmuckstoune the fourteint day of July J^m vj^c thriescoire sevintein yeirs before witnessis Mr John Mair student in Aberdein John Mitchell Merchant ther and William Fraser notar publict ther Sic subscribitur Robert Cuming John Mair witnes John Mitchell witnes William Fraser witnes

From a copy entered in the *Town Council Register*, Vol. xxxvi., p. 261.*

* The relative minute begins:—

Sept. 5, 1677.

"The said day compeired Alexander Cumming merchant in the said brughe and gave in the Letter of mortificatione wnderwritten which the Counsell ordained to be bookit in the Counsells books therin to remayne ad futuram rei memoriam of the which mortificatione the tenor follows &c"

The earliest entry in the Town's Accounts relative to Cumming's Mortification is as follows:—

"CHARGE of sex hundereth punds Scots mortified be Robert Cuming merchant in Elgin for ane bursar in the Colledge Marischall of Aberdein which is ordaineit to be imployit wpon annual rent vntill the same accress to ane thousand merks conforme to his mortificatione dated the day of last by past

	lib.	*s.*	*d.*
Imprimis the compter charges himselfe with nyne hundereth merkes restand be Alexander and William Cummings merchants in Aberdein payable at Mertimes nixt bearing annual rent efter the said terme is	600	0	0
Summa of the charge is sex hundreth pund	600	0	0

DISCHARGE.	lib.	s.	d.
Imprimis the compter discharges himselfe of sex hundereth pund restand on band be Alexander and William Cumings above designit bearing annual rent as in the charge is	600	0	0
Item of the expenss debursit with them at getting in of the said mortificatione and band is	1	15	0
Summa of the discharge is sex hundreth ane pund 15 sh	601	15	0
The charge being sex hundreth pund	600	0	0
So rests to the compter ane pund fyftein sh	1	15	0"

—*Burgh Mortification Accounts*, 1676-77.

In 1860, when the Universities were united, the account stood thus:—

	Balce 1859	Revenue	Expendre	Balce 1860	Stock
"22. Robert Cumine's, to a Bursar, preferring his own relations of the name of Cumine, whom failing, Town's Bairns, Children of Burgesses	15 18 10	7 15 3	10 8 0	13 6 1	248 6 1"

—*Burgh Accounts*, 1859-60.

Under the Provisional Order of 1881, the Cumming and Gordon (*infra*, under date 1737) bursaries have been united into one of £20 per annum.

LXVI.

Mr. George Melville, Minister of Alford, by his latter will and testament, bequeaths to the King's and Marischal Colleges equally a sum of 9320 *merks Scots to found bursaries.* 14*th November*, 1678.*

BE IT KNOWINE to all men by these present letters ME Master John Buchan Regent and commone procurator of the Kings colledg of Aberdein With speciall advyce and consent of the principall and remanent masters and members of the said Kings colledg vndersubscryving Forsomeikle as the deceist mr George Melvill late minister at Alfoord be his latter will and testament subscriuit with his hands of the dait the fourteint day of november J^{m}vj^{c} Sevintie eight yeirs left in legacie to the Kings colledg off Aberdein and to the Marischall colledg of new Aberdein equallie betuixt them the sowmes of money eftirmentioned VIZ The principall sowme of nyne hundreth merks scotts money restand to the said deceist master George Melvill be mr William Johnstoune of Frosterhill With the principall sowme of ane thowsand punds money forsaid restand to him on ane heretable band be John and William Forbessis of Aslowne Togither with the principall sowme of tuo thowsand nyne hundreth merks money abovewrittine restand to him on ane heretable band be William Garioch of Archballoch and Alexander Garioch his sone Togither also with the principall sowme of sevine hundreth and eightie pund money forsaid restand to him be the deceist Sir Johne Forbes of Wattertoune vpon tuo bands Togidder with the sowme of tuo thousand four hundreth merkis restand to him on band be the

* "Primaevae simplicitatis et pietatis exemplar, M. GEORGIUS MELVILLUS, *Ecclesiae Alfordiensis Pastor*, dignissimum in *Benefactorum* nostrorum *Calendario* meretur locum: Fuit *Vir* undique doctus, et in omni versatissimus antiquitate; qui non aliter vixit quàm docuit; in moribus, ad prisci *Catonis* (seu potius *Christi*) normam; in corporis cultu et victu, ad veteris aevi modestiam et temperantiam; in verbis gestuque ad omnem decorem, et in vita ad maximam sanctimoniam, compositus et institutus. Et praeter alia *Pietatis* suae monumenta, *Ptochodochiis* et *Pontibus* legata, *Illius* munificentiâ tres in *Collegio Marischallano*, totidemque in *Regio*, aluntur *Philosophias* studiosi, Eximii hujus *Viri virtus*, meis potius attenuanda, quàm amplianda encomiis." (Smith's *Oratio*, p. 28.)

Melville graduated at King's College in 1646, and was minister successively at Bourtie, New Machar, Newhills, Udny, and Alford.

His arms were shown on the Heraldic Ceiling as, Gules, a chevron between three crescents argent within a bordure of the last charged with eight roses of the first.

deceist George Burnet and George Sibbald burgessis of Aberdein Togither siclyke with the sowme of ane thowsand merks restand to him be Alexander Straquhan of Glenkindie Togither with the principall sowme of fyve hundreth and fiftie merks restand to him be my lord Forbes And ane hundreth merks of what wes restand to him be mr Robert Hervie of Mameulay All vpon band and all equallie to the saids tuo colledges Which sowmes left to the saids tuo Colledges (Except such as is excepted in the said latter will and testament and reserved of the same) the said deceist mr George Melvill appoynted to be stocked in sufficient and responsall mens hands be the vnanimous consent of the saids tuo Colledges and of mr Alexander Lister student of divinitie in Aberdein executer testamentar nominat and confirmit to the said vmquhill mr George Melvill and the annuallrent therof to be imployed yeirlie for the mantinance of ane equall number of bursars at the saids tuo Colledges and ilk bursars mantinance to be yeirlie fourtie punds scotts money And be the said testament it is provydit and declarit that the said sowme of tuo thowsand nyne hundreth merks money forsaid restand be the saids William and Alexander Garioches suld be lyfrented be the said William Garioch and the deceist Janet Burnet his spous during ther respectiue lyftymes and efter both ther deceissis be the said Alexander Garioch ther sone and Jeane Garioch ther dauchter As also be the said testament it is provydit and declarit that the said deceist mr George Melvill left the sowme of ane thowsand punds scotts money of the forsaid sowme of tuo thowsand nyne hundreth merks restand be the saids William and Alexander Garioches to the hospitall in old Aberdein the yeirlie annuallrent wherof is to be imployed efter the deceiss of the said William Garioch his said spous sone and dauchter toward the mantinance of tuo poor beidmen in the said hospitall as in the said testament testamentar confirmit befor the commissar of Aberdein vpon the fourt day of Junij J^{m}vj^{c} Sevintie nyne yeirs and wherin the said mr Alexander Lister is executer confirmit to him at lenth is contenit AND SEEING James Chrystie in Wester Cheyne air servit and retourit to the said deceist mr George Melvill and the said mr Alexander Lister as executer confirmit to the said vmquhill mr George did setle and agrie anent the legacies abovewrittine with the principalls masters and members of the saids tuo

colledges in maner contenit in ane discharge * grantit be them to the saids James Chrystie and mr Alexander Lister of the dait the last and dayes of Maij and Junij last bypast in this instant yeir of god J^{m}vj^{c} fourscoir tuo yeirs And that I the said mr John Buchane as commone procurator of the said Kings colledg for myselff and in name of the remanent masters and members therof have receaved in my custodie the particular writts and evidents vnderwrittine relative to the legacies abovementioned . . . THERFORE witt ye me the said mr John Buchane as commone procurator forsaid to be bund and oblidgit and be the tenor heirof with consent of the masters and members of the said Kings colledg I bind and oblidge myselff as commone procurator forsaid and my successors commone procurators in the said Kings colledg to make the forsaids writs and evidents so receaved be me and in my custodie as is abovewrittine furthcommand to the masters and members of the said colledg marischall of Aberdein and master of hospitall of old Aberdein and ther successors according to their respective interests therintill at all occasiones when they sall have to doe therwith the same being nowayes prejudiciall to the masters and members of the said Kings colledg ther interest and concerne in the same . . . In witness wherof (writtine be Mr Alex^{r} Thomsone writter in Aberdein) wee have subscriuit thir presents with our hands att the said Kings colledg of Aberdein the day of J^{m}vj^{c} fourscoir tuo yeirs

[Signed] Jo. Buchan comun. pror.
M^{r} Al. Middleton consents
Mr R. Forbes consents
Geo. Middleton sub prin^{l}
Mr P. Gordon h. l. p.
Geo. Fraser consents

From the original obligation in Mar. Coll. Charter Room, "Bursaries," xvii. 1.†

* Printed in *Fasti Aberdonenses*, p. 183.

† See also a mass of writs relating to this Mortification in King's Coll. Ch. Room, Old Shuttle xlv. It appears from the Discharge referred to that the sum of 1000 pounds Scots was paid by the Masters of both Colleges to James Chrystie in consideration of his renouncing

LXVII.

Patrick Chrystie mortifies a house to the College for the use of the said College and the maintenance of the building. 17*th March*, 1684.

In Dei nomine amen Per hoc presens publicum instrumentum cunctis pateat. . . . Quod anno a Christo nato millesimo sexcentesimo octuagesimo quarto mensis vero Martij die decimo octavo. . . . In mej notarij publici et testium subscriptorum presentium personaliter comparuit Gulielmus Livingstoun mercator burgensis burgi de Aberdein procurator et eo nomine Patricij Crystie senioris mercatoris ejusdem hereditarij proprietarij domus cum pertinentiis ejusdem infrascriptæ (De cujus procuratoris mandato per literas dispositionis procuratorium resignationis in se continentes per illum in favorem magistri Roberti Paterson Primarij Collegij Mariscallani Aberdonensis et magistri Alexandri Litster Communis procuratoris dicti Collegij eorumque successorum pro usu infra mentionato De data decimo septimo ejusdem mensis Martij factas dictas et subscriptas coram Ballivo testibus et me notario publico subscripto exhibitas lectas et intellectas lucide constabat) Et accessit ad personalem presentiam Honorabilis Viri Georgij Leslie Vnius ballivorum dicti Burgi Et ibidem . . . Totam et integram illam domum subtus et supra cum pertinentiis in Australi gabulo tenementi

all claims on the sums bequeathed by Melvill. The earliest entry relative to the Mortification occurs in the College *Procuratory Accounts* for 1682-3, where it appears that a bursar, Alexander Ritchie, was paid £20 18s. 8d. The College seems to have received at different times sums amounting to about £211 sterling. Till the year 1764 there were on the foundation occasionally three bursars, sometimes two, but more frequently only one; who received different amounts, the funds being often unproductive, and being recovered with difficulty from the hands in which they were placed. The stock was expended in 1740- , partly on new buildings, partly in liquidating debts contracted in connection with these. It hence came, in common with the stocks of certain other bursaries under College management (Adam's, Davidson's, Denoon's, Forbes', Galloway's, Garden's, Ramsay's, and Smith's), to be considered as vested in what was known as the Burse Fund, the interest being made up partly by rents received for College properties, partly by a share of the Bishops' rents. In 1764 the stock, together with such portions of interest as had not been paid in bursaries, amounted to about £305, the annual interest on which, at 4½ per cent., was divided into three bursaries; later into two. By Ordinance No. 31 (Aberdeen No. 11) of the University Commissioners of 1858, the sum of £15 shall in future be paid annually to one bursar on behalf of this Mortification.

terrae olim defuncti Nicolai Innes postea defuncti magistri Roberti Innes appothecarij per illos et defunctum Nicolaum Arclay personis et in modo mentionatis in eorum juribus et securitatibus ejusdem impignorati jacentem infra dictum Burgum in via lata vici furcarum et Occidentali latere ejusdem inter terram olim dicti defuncti magistri Roberti Innes ex Boreali et Orientali partibus et communes vias regias ex Australi et Occidentali partibus In manibus dicti Balivi tanquam in manibus immediati superioris ejus per denarium de Vttoll sursum reddidit. . . . Ad dandam sasinam ejusdem dictis magistris Roberto Paterson et Alexandro Litster . . . pro usu dicti collegij et sustentatione edeficij ejusdem . . .

Ita est . . .

[sic subscr.] Al Robertson

From the *Burgh Register of Sasines*, Vol. xlix., f. 248.*

LXVII*a*.

Abstract of foregoing Instrument.

On 18th March, 1684, compeared William Livingstoun, merchant, burgess of Aberdeen, procurator for Patrick Chrystie, elder, merchant, and (in virtue of a procuratory of resignation, dated 17th October) resigned into the hands of Baillie George Leslie, for infeftment to Mr. Robert Paterson, Principal, and Mr. Alexander Litster, Regent and Common Procurator of Marischal College, and their successors, a house in the S. corner of a tenement of land formerly belonging to the late Nicholas Innes, afterwards to the late Mr. Robert Innes, apothecary, and lying on the W. side in the Broadgate of Gallowgate, between the land formerly belonging to the said Mr. Robert Innes on the N. and E., and the King's high ways on the S. and W.—for the use of the said College and the maintenance of its buildings. The grant of infeftment certified by Mr. Al. Robertson, Notary.

* This tenement was sold in ten years :—

	lib.	*s.*	*d.*
"Item from Mistres Cowie for the price of the house sold by the Colledge to her and qlk was mortified to the Colledge by Patrick Chrystie	146	13	4"

—*College Procuratory Accounts*, 1693-94. See also *Burgh Register of Sasines*, Vol. lii., f. 1.

LXVIII.

William Maine mortifies a tenement to the College towards the support of a bursar of his own kin, the augmentation of the salaries of the Principal and Regents, and the reparation of the fabric of the College. 30th October, 1685.*

In Dej nomine amen Per hoc presens publicum instrumentum cunctis pateat . . . Quod anno a Christo nato millesimo sexcentesimo octuagesimo quinto mensis vero Octobris die penultimo . . . In mej notarij publici et testium subscriptorum presentia personaliter comparuit Georgius Patton advocatus Aberdonensis procurator et eo nomine Gulielmi Maine arcuarij burgensis Burgi de Aberdein hereditarij proprietarij tenementi terrae infrascripti cum pertinentiis (De cujus procuratoris mandato per literas dispositionis procuratorium resignationis in se complectentes per illum in favorem magistri Roberti Paterson Primarij Collegij Marischali de Aberdein et magistri Roberti Keith vnius regentium et communis procuratoris dicti Collegij eorumque successorum [pro usu] infra mentionato De data vigesimo nono ejusdem mensis Octobris factas datas et subscriptas coram ballivo testibus et me notario publico subscripto exhibitas lectas et intellectas lucide constabat) Et accessit ad personalem presentiam honorabilis viri Valteri Robertson vnius Ballivorum dicti Burgi Et ibidem . . . Totam et Integrum tenementum anterius subtus et supra cum pertinentiis ejusdem jacens infra dictum Burgum in boreali latere vici castri ejusdem inter tenementum anterioris olim Gulielmi Robertson postea defuncti Andreæ Watson lanionis et nunc Jacobi Watson ejus filij et Jacobi Colinson vietoris ex Orientali tenementum defuncti Thomæ Melvill et nunc Valteri Melvill fabri aurarij ejus filij ex Occidentali tenementum interius olim defuncti magistri Vedasti Lowson postea Jacobi Smith junioris et nunc Gulielmi Smith ejus filij ex Boreali et communem viam Regiam ex Australi partibus Quod tenementum per dictum Gulielmum Maine a Sessione ecclesiæ dicti Burgi fuit acquisitum In manibus dicti Balivi tanquam in manibus

* On 29th October, 1684, "William Main, Bouer, burges of Abd.," produced a presentation from George, eighth Earl Marischal, to be Janitor in the College, and having given the oath de fideli administratione, was duly admitted (Minute signed by Principal Paterson in the "Buik of Register"). In 1697 he is designated Sacrist.

immediati superioris ejusdem per denarium de vttoll sursum reddidit . . . Ad dandam sasinam . . . ejusdem dictis magistris Roberto Paterson et Roberto Keith . . . pro usibus et intentibus et sub declarationibus provisionibus et conditionibus infra mentionatis prout in vulgari sequitur viz "That fourtie punds Scots money of the yeirlie frie rent of the said tenement or of the yeirlie annual rent of the money for which it suld be sold suld be given by the saids masters and members of the said Colledge yeirlie for the mantinance and educatione of ane burssar in the said Marshall Colledge being of the kinred blood and relatione of the said William Maine and who suld be found qualified be the Rector principall and regents of the said Colledge and presentit be them to the said burs in all tyme comeing and the superplus (attour the said fourtie pund money forsaid destinat for the mantinance and educatione of the said burssar) of the yeirlie frie rent of the said hous or yeirlie annuall rent of the money for which the same suld be sold To be employit and bestowit yeirlie the tuo pairt thairof to the Principall and Regents of the said Colledge for thair owne proper vsses And the thrid pairt of the same for the mantinance and reparatione of the fabrick and edefice of the same College And in cace that non of the kinred and relations of the said Wm Maine doe put in for and desyre the said burs or (giving in thairfor) be not found qualified thairfor Then and in that cace that the haill yeirlie frie rent of the said tenement or the haill annuall rent of the money for which it suld be sold be wholie and fullie imployit and bestowit conforme to the devision and destinatione aboue and efter mentionat viz ane thrid pairt thairof to be applyit for the mantinance and reparatione of the same Colledge And the vther tuo pairts of the same to be vsit and disponit vpon be the said principall and regents for thair oune proper behooffs and interests And that yeirlie and ilk yeir during the vaccance of the said burs and ay and whill it be filled with ane of the relations of the said Wm Maine being found qualified and presentit as said is" . . .

Ita est . . .

[sic subscr.] Mr A. Robertson N.P.

From the *Burgh Register of Sasines*, Vol. l., f. 25.*

* This tenement does not seem to have been a source of much revenue, and there

LXVIII*a*.

Abstract of foregoing Instrument.

On 30th October, 1685, compeared George Patton, advocate, procurator for William Maine, bowman, burgess of Aberdeen, and (by virtue of a procuratory of resignation, dated 29th October) resigned into the hands of Baillie Walter Robertson, for infeftment to Mr. Robert Paterson, Principal, and Mr. Robert Keith, Regent and Common Procurator of Marischal College, and their successors, a forehouse on the north side of the Castlegate, between the forehouse formerly belonging to William Robertson, afterwards to the late Andrew Watson, butcher, now to James Watson, his son, and James Colinson, cooper, on the E.; a tenement belonging to the late Thomas Melvill, and now to his son Walter Melvill, goldsmith, on the W.; a backhouse formerly belonging to the late Mr. Vedast Lowson, afterwards to James Smith, junior, and now to William Smith, his son, on the N.; and the King's highway on the S.—which forehouse had been acquired by William Maine from the Kirk Session of Aberdeen—for the uses above specified. The granting of infeftment certified by Mr. A. Robertson, notary public.

LXIX.

The Scots Parliament assign to the Universities, &c., the stipends of vacant kirks for five years from 1685. *22nd May,* 1685.

Our Soveraigne Lord with consent of the Estates of Parliament Statuts and Declares that the Vacand Stipends of all churches in time coming shall be Imployed on pious uses within the respective parochins by the patron and more particularly for the building and repairing of Bridges Repairing of Churches or entertainment of the poor as the patron shall determin yearly and if he fails therin he shall lose his Right of presentation for the next vice. It is allways provyded that the Vacant Stipends in the Diocesses of St Andrews

is no record of any bursar having been appointed on this foundation. The College *Procuratory Accounts* of 1704-5 contain the following entry:—

	lib.	*s.*	*d.*
"From Robert Gordone Cardmaker as the price of the house mortified to the College by William Main late Janitor and sold by the Masters because the great Expenses of Reparations had occasiond the Contracting of Considerable Debt after clearing of which the College is to stand Debitor to the Mortificatione for the superplus of the price which in all was	800	0	0'

See also the *Burgh Register of Sasines*, Vol. liii., ff. 137b, 141b.

Edinburgh Dunkeld Dumblane and Brechin for fyve yeares shall be Employed for repairing of the Gair Bridge Crawmond Bridge and Newlistown Bridge and for the use of the University of St Andrews The vacant Stipends of the Diocesses of Glasgow and Galloway for the same number of yeares to the use of the Colledge of Glasgow and these vacant stipends within the Diocess of Aberdeen and Diocesses benorth the samen for the use of the old and new Colledges of Aberdeen and Reparing of the Bridges within these Diocesses Excepting the vacancies of the Diocess of Orknay (which are hereby ordained to be applyed for reparation of the Cathedral Church of Kirkwall during the said fyve years) And that at the determination and appointment of such persons as shall be nominat by the Privy Council for overseeing therof Which fyve yeares aforsaid shall commence from this present year 1685 and so continue Consecutively during the said Space And His Majesty with consent forsaid Declares that after expyring of these fyve yeares The vacant Stipends doe belong to the patrons to be Imployed by them for pious uses within the respective parochins aforsaid But prejudice allways of the maintinance of the ministers manse during the time of the vacancy out of the first and rediest of the Vacand Stipend Conform to former acts of Parliament and that not only during the said fyve yeares but in all time Coming It is allways hereby declared that the act is not to be extended to the vacancies of these Churches wherof the Kings Majesty is patron nor to mensal and patrimonial Churches belonging to Bishops

From the *Acts of the Parliaments of Scotland*, Vol. viii. (1820), p. 474, c. 22.

LXX.

George Keith of Lentush, by his last will and testament, bequeaths the sum of two thousand merks Scots to the College to help to educate two bursars. 6th June, 1685.*

BE IT KNOWEN to all men by these present Letters Us Master Robert Patersone Principall of the Colledge Marischall of Aberdeen Mr

* "Tacendus non est GEORGIUS KEITH *à Lentush*, qui exindè uberem sæculis futuris carpet laudum segetem, quòd, ex divitiarum, quas congesserat cumulo, duo mercarum millia, totidem *Philosophiæ* alumnis donaverit; munificentià suà in *Academiam Marischallanam*, se genuinam fuisse *Kethorum* propaginem testatus." (Smith's *Oratio*, p. 29.)

George Peacock Mr James Moir Mr Alexander Moir and Mr William Smith Regents of the said Colledge Forsomeikle as upon the tenth day of March J^{m}vj^{c} eightie eight years I the said Mr James Moir then Common procurator of the said Colledge obtaint decreit at my instance before the Comissars of Aberdeen against Mr Robert Keith of Lentush executer testamentar nominate and confirmed to the deceist George Keith of Lentush his Uncle who deceast upon the sexth day of June J^{m}vj^{c} eightie fyve years befor Whitsunday the said year Decerneing and ordaining the said Mr Robert Keith as executer testamentar confirmed to the said George Keith his Uncle to pay and delyver to me the said Mr James Moir as then comon procurator forsaid the soume of Two Thousand merks Scots money left in legacie be the said defunct to the said Colledge for helping to educat two bursars thereat conforme to his latter will and testament of the date the sexth day of June J^{m}vj^{c} eightie fyve years confirmed be the said Mr Robert Keith before the Comissar of Aberdeen upon the last day of June J^{m}vj^{c} eightie fyve years Together with the ordinar annuallrent and profeit of the said principall soume resting awing since the said terme of Whitsunday J^{m}vj^{c} eightie fyve years (which was the next terme after the deceiss of the said George Keith he having departed this life upon the said sexth day of June and year forsaid) and in tyme comeing during the not payment of the same As the said decreit of the date forsaid at more length bears Wherupon I the said Mr James Moir as comon procurator forsaid raist and execute Letters of Inhibitione horneing and captione against the said Mr Robert Keith LIKEAS upon the seventeenth day of January One thousand seven hundreth years Sir James Stewart her maiesties Advocat and Wee the saids Mr Robert Paterson Mr George Peacock Mr James and Mr Alex^{r} Moirs and Mr William Smith obtaint ane decreit of certificatione at our instance befor the Lords of Counsall and Sessione against the said Mr Robert Keith and Doctor Patrick Chalmers Doctor of Medicine in Aberdeen Reducing retreating rescinding casseing annulling and improveing the two dispositiones made and granted be the said Mr Robert Keith to the said Dr Patrick Chalmers of the lands and barony of Fodderet and Lonmay and Lentush with the charters and sasines following theron be virtue of the inhibitione raist upon the forsaid decreit against the

said Mr Robert Keith As in the said decreit of certificatione of the date forsaid at more length is containt AND SICKLIKE upon the third day of July Jmvijc and seven years Wee obtaint decreit of adjudicatione at our instance befor the Lords of Counsell and Sessione against the said Mr Robert Keith of Lentush Wherby the saids Lords Adjudged decerned and declaired ALL AND HAILL the lands and barony of Fodderet and Lonmay and the lands of Lentush with the housses biggings yeards orchyeards woods and teinds of the saids lands both parsonadge and viccaradge with the haill parts pendicles and pertinents of the saids lands pertaining to the said Mr Robert Keith lyeing within the parochines of Old Deer Newdeer Streichen Lonmay and Rain respective and shirrefdomes of Banff and Aberdeen As ALSO all and haill that tenement of land back and forc under and above with the yeard draw wall and office housses or stable in the said yeard with the haill pertinents and priviledges thereof lyeing and bounded as followes viz The highway that leads down the north back syde of the Cannongate of Edr on the north the tenement of land now pertaining to Walter Listoun baxter burges of the Canongate and now of Cochran on the south the tenement and closs of umquhill Laurence Ord Coachkeeper on the west and the Chapell near the Watergate at the foott of the Cannongate at the east parts Lyeing within the said burgh of the Cannongate and shirrefdome of Edr AND ALSO a tenement of land in Aberdeen latelie possest be John Burnet alias Durris merchant in Aberdeen on the north syde of the street near to the tolbooth betuixt the land of William Reid Taylior in the west and Mr James Irvine and John Cuthbert to the east and Charles Main Clubmaker to the South with the yeards and well therof adjacent therto togither with the teinds parsonadge and viccaradge of the haill lands and others above specifiet To pertain and belong to ws and our successors in office heretablie for payment and satisfactione to ws of the forsaid principall soume of Two Thousand merks money forsaid with the annuallrents therof Extending in the haill at the date therof to the Soume of One Thousand fyve hundreth and twentie punds Scots money salvo justo calculo by and attour the Compositione due to the Superiors and expenssis of the infeftment to follow therupon And also in payment and satisfactione to ws and our forsaids of the

annuallrent of the said accumulat Soume from the date of the said decreit of adjudicatione And yearlie and termlie in all tyme therafter during the not redemptione therof As the said decreit of adjudicatione of the date forsaid more fullie proports Of which decreit of adjudicatione ther is an abbreviat signed be Sir Robert Dundass of Arnieston one of the Senators of the Colledge of Justice pronuncer therof As the said abbreviat recorded in the register of abbreviats of adjudicationes upon the fyfteenth day of August J^{m}vij^{c} and seven years at more length doeth specifie AND SICKLIKE be vertue of the said decreit of adjudicatione and abbreviat therof Wee obtaint decreit at our instance befor the shirreff of Abd and his deputs upon the seventh day of Aprill J^{m}vij^{c} and eight years against Margaret Gordon relict of the deceist Mr Alexander Clerk in Lentush John Cruickshank in Litlepleugh of Lentush James Taylior in Lentush William Blyth in Hornfield of Lentush James Lamb ther James Blyth in Lentush and William Anderson ther present occupiers and possessors of the forsaids lands of Lentush with the pertinents Decerning and ordaining them and ilk ane of them to pay and delyver to us and our successors in office the soume of seven merks Scots money as the price of ilk boll of Threttie two bolls of victuall meall bear or malt and Two hundreth merks of money as the maill and dutie of ilk ane of the forenamed persones their respective occupationes of the forsaids lands of Lentush with the pertinents and that yearlie and ilk year the cropts and years of God J^{m}vij^{c} and seven and J^{m}vij^{c} and eight years and yearlie in all tyme therafter during their possessiones therof (the termes of payment of the same being alwayes first come and bygone) As the said decreit of the date forsaid with horneing raist theron at more length doeth mentione And seeing the said Dr Patrick Chalmers hath payed and delyvered to ws ane certain soume of money for granting of thir presents Wherof wee hold ourselves weell content satisfied and payed and discharge him therof renunceing the exceptione of not numerat money and all other objectiones of the Law whatsomever that may be proponed or alleadged in the contrair THERFORE Witt ye ws the saids Master Robert Patersone Mr George Peacock Mr James and Mr Alexander Moirs and Mr William Smith To have made constitute and ordained And be the tenor hereof for ws and our successors

in our respective offices above mentioned Make constitute and ordain the said Doctor Patrick Chalmers his airs executers and assigneyes our very lawfull undoubted and irrevocable cessioners assigneyes and donators Veluti in rem suam cum dispositione libera In and to the forsaid decreit of adjudicatione . . . With the soumes of money . . . therin containt and abbreviat therof . . . in and to the forsaid decreit obtaint . . . befor the said Comissar of Aberdeen with the letters of inhibitione . . . in and to the forsaid decreit of certificatione . . . in and to the forsaid decreit obtaint . . . against the saids tenents of Lentush . . . and horneing raist theron . . . And in and to the maills fermes keanes customes casualities profeits and duties of the lands baronies tenements teinds and others above exprest . . . AND ALSO Wee be the thir presents for ws and our successors forsaids sell annallie and dispone to and in favors of the said Dr Patrick Chalmers and his forsaids All right and title whatsomever which we have or may pretend to have be vertue of the forsaid decreit of adjudicatione grounds and warrands therof and all that hes followed or may follow therupon any manner of way In and to the lands baronies tenements teinds and others abovementioned adjudged in manner above set doune . . .

In witnes wherof (Written be Alexander Gordon Servitor to Alexr Thomsone Toune Clerk of Aberdeen) Wee have subscryved thir presents with our hands at the day of One thousand seven hundreth and Eight years Befor thir witnessis

[Not signed]

From the draft disposition and assignation in the Mar. Coll. Charter Chest.*

* The following entries are found in the *Procuratory Accounts:* —

		lib.	*s.*	*d.*
"1708-09	From Dr Patrick Chalmers in part of Bill due to the College	066	13	4
1709-10	By Dr Patrick Chalmers in full payment of his Bill due to the College on account of Expences of Lentush his mortification being 272 lib. 4 s. 8 d.	205	11	4
	As also half a year's annualrent and Expences	6	8	0
	By said Dr Chalmers payed four hundred pounds of the principall sowm of Lentush his mortification which I received from Sir James Elphinston	400	00	0
	Also half a years annualrent from Martimas 1709	11	00	0

		lib.	s.	d.	lib.	s.	d.
1709-10	Paid to two bursars				40	00	0
1710-11	Received by Dr Chalmers his bill on Burntbrae	133	06	8			
	By Dr Chalmers his other bill on Burntbrae	293	06	8			
	Paid to two bursars				40	00	0
1711-12	Received from Dr Chalmers	67	00	0			
	Paid to two bursars				40	00	0
	Nota. This mortification is resting to the Colledge all the expenses bestowed on severall processes concerning it and not recovered from Doctor Chalmers						
1712-13	Received from Dr Chalmers in part of what he was for Lentush his Mortification	118	15	4			
	And he was resting at Mertimes, 1713 407 lib 07 s 8 d						
	Paid to two bursars				73	6	8
1713-14	Paid to the Regents for their proportion of what was due by the Decreet against Dr Chalmers				90	00	0
	Paid to two bursars				73	06	8
1714-15	From Dr Chalmers in part of his bond for Lentush's Mortification	65	14	0			
	Paid to two bursars				70	00	0
	Paid for writing a Disposition to Dr Chalmers of adjudication and other writs				3	00	0"

For Sessions 1715-16 and 1716-17 there are no Accounts (*supra*, p. 65, note), and from 1717-18 onwards no mention is found of this mortification.

LXXI.

John Turner, merchant in Dantzic, by his last will and testament, bequeaths, inter alia, *an annuity of four hundred merks for the maintenance of four bursars. 17th January,* 1688.*

WHEREAS daily Experience teacheth us that nothing is more certane to us than death but the hour thereof uncertane THEREFOR I John Turner now liveing in the City of Dantzig considering my Mortality and willing that the Estate God hes been pleased out of his goodnes to bestow on me may be left in good order after my death May be distributed and disposed of according to the intentione of my heart I doe heirby mak knowne to all men whom it may concerne That this my last will and Testament All Testaments

* "Prolixè hic commemorandus JOHANNES TURNERUS *Mercator Dantiscanus:* Qui à teneris annis, *Natali* relicto solo, ut liberior vivaci ipsius animae, pateret activitatis sphaera, se contulit *Dantiscum*, urbem multis nominibus ter celebrem, totius *Prussiae* Regalis caput, universae *Poloniae* atque exterorum granarium; Emporium maris *Baltici*, quo non aliud datur nobilius: *Urbem* non tantùm antiquam, amplam, munitam et divitem, sed *Abredoniae* nostrae semper peramicam et charam, *Nostrisque Musis* munificentissimam; huc inquam se contulit perspicax TURNERUS,

Sedes ubi Fata beatas
Dederunt.

"Hic verò per multorum annorum curriculum, se virtutibus, ad maximum famae fastigium evexit, et prudentiâ, fide, temperantiâ, et laudabili industriâ, ingentem pecuniae comparavit Thesaurum, quumque caelibem ac castam ageret vitam, divitias suas honestissimè partas prudentissime collocavit: Nam praeter amplam satis, in *Patria* institutam *Familiam*, quam voluit *Nomen Suum*, ad posteros transmittere; et immensas pluribus *Cognatis*, et Amicis factas legationes; quatuor *Academiae* alumnis, quos opulenter alit, et liberaliter instituit; aedibus *Academicis*, aliisque *Abredoniae* piis usibus, circiter viginti quatuor mercarum millia consecravit. En praeclarum *Literarum* fautorem! Cogitate quaso A.A. quos *Ille* exantlârit labores, quas pertulerit molestias, quot susceperit itinera, et quanta devorârit taedia, ut, non *Sibi*, sed generi humano prodesset: De stirpe propaganda parum solicitus, patrem se egenis praestitit, *Musisque* in libera adoptavit. TURNERO sanè, ut merita postulant, dignè celebrando, disertiore opus *Lingua*, quàm mea esse possit, et *Oratione*, quàm nostra esse debeat, prolixiore; nam praefiniti temporis angustia, contrahenda esse vela monet." (Smith's *Oratio*, p. 29.)

The Heraldic Ceiling showed Turner's arms as, Quarterly: 1 and 4, Azure, a Katherine wheel argent; 2 and 3, Or, three guttes de sang proper. On the "broad" the same bearings appeared, but with the fields respectively sable and argent, in which form they were recorded, 1672-8, by Sir James Turnett (Mackenzie, 54, 68; Nisbet, i. 438; Stodart, ii. 273). See the last reference for some account of Turner's family.

made and writen be me before this date shall be of noe value I doe heirwith discharge and annull all of them This now only to stand in force writen and subscrived with my own hand in good health and good memorie blissed be God in presence of the subscrived witnessis To the executors whereof I ordain coniunctlie and seuerallie for the kingdome of Scotland The Right Honorable Sir George Skeen of Fintray and my Cousine Master Alexander Litster Regent in Marischalls Colledge as also my Cousine William Turner sone to the deceast John Turner who somtym lived at the Kirktowne of Birss And my troustie and well beloved frinds liveing in Dantzig namely William Broune Patrick Forbes William Lumsden merchants humblie and respectively intreateing them to cause after my death publish take care of and manage this my latter will and Testament untill the samen be truly and punctually fulfilled And that all points and orders therin contained be exactly and fully performed and Executed In the first place I ordaine that so much of my estate be invested on a purchass of lands in this kingdom of Scotland as may render fiftie chaulders victuall yeirly rent And those lands only to hold blensh from the Kings most Excellent Majesty To which lands I ordaine and declare by virtue of this my Testament my aire and successor Robert Turner lauchfull sone to the deceast Androw Turner somtyme dwelling in Kinminitie in the parioch of Birss at present he is liveing at Aberdein at Schools besyde my Cousine Mr Alexander Litster Regent and his Tutor appointed be me dureing the tyme of his minoritie That is God willing till he be compleat twentie four yeirs If it please God to call him from this Mortall lyfe without lauchfull begottin maill heirs of his oun bodie I ordain to be his successor and aire to his lands John Turner sone to William Turner dwelling at present in Aboyne And in ther maill familie the successione to continow now and at all tymes noe femall to succeed And whoever in the order foresaid falls to be aire and successor of these lands they shall be strickly bound and obliged be the law fathullie and duely to performe all the points and orders heirafter mentioned And out of the yeirly rents to pay the following Legacies vnder the penaltie of loseing his right of heritage And the next lawfull successor of the name of Turner may take possession and enter to the Estate as if the former wer dead FIRST of all my aires and successors shall

not have power to sell wodsett pawne or burthen the saids lands with debt or any maner of way It may have what name it will but the saids lands in all time comeing to continow in the same free Estate and conditione as it hes been entred at first after my death Therfor I desyre that on all occasions this may be made publictly knowne to all men that the saids lands cannot be sold nor burthened with debt so that no man may have cause to complaine that they came to lose by ignorance SECOND the lands houssis orchards gardens parks or what else aither for decorment or profeit belongs to this lands shall be keeped in good order at all tymes alwayes to be bettered and amended If they be negligent in repareing and upholdeing all what is abovewriten if they be complained of befor the Judge by these of the name of Turner and be found faultie they shall be obliged to build and repaire for the halfe of the rent for a yeir this to be exacted so oft as they shall be found faultie THIRD they shall not highten ther tennants rents nether put them out of the lands so long as they pay duelie what they are adebted be Contract conditionalie they be bound and obliged yearly to plante ane oake or firr or some comodius tree in convenient place that may serve for present decorment to the lands and in tyme comeing may be vsefull to ther Master for buildeing FOURTHLY my aires and Successors shall be bound and obliged yeirly to be paid out of the saids lands the foloweing legacies the one halfe meall according to the prycis current in the mercat of Aberdein and the vther halfe of mony FIFTHLY they shall be bound and obliged when it shall please God to send ane qualified scholar of the name of Turner to be Regent aither in the Kings Colledge in the old towne or Marishall Colledge in the new towne of Abd to pay him yeirly two hundreth marks this to continow from tym to tyme this only to be paid to the name of Turner* And lykwise two young children of the same name to be taken from ther parents at the age of nyne yeirs to be put to the schoolls and keeped dilligently att them to fyfteen yeirs of age To be paid yeirly for them Two hundreth marks that is for ther dyet cloaths and learneing SIXTHLY to the mantinance of four schoallers at Marishalls Colledge to every on yeirly one hundreth marks of this four the honorable Magistrats and Counsell of Aberdein shall

* This has never been claimed.

have the presentatione of two And two to be presented be my aires and successors whom they shall please conditionaly they be of honest parrents lauchfullie begottin decayed and not able to mantaine them at the Colledge non to be admitted until they be tryed be the Ministers and professors that they be found to be capable of learning SEAVENTHLY to be payed yeirly tuo hundreth marks to decayed honest burgessis of Aberdein or to ther widows to be destribute to them according to the Magistrats and Counsells directione with consent of my aires and successors to everie thing mortified it be by them aprobat EIGHTHLY to be payed yeirly for mantinance of two decayed burgessis to live in the Towns Hospitall To everie ane of them ane hundreth marks and for mantinance of two burges craftsmen in the trads Hospital seventie fyve marks to every on of them all these premisses I desyre to be punctually observed in all tymes comeing and by law to be established . . .* this now only to stand in force as my last will and testament writen and wnderwriten with my hand in good health and good memorie (blissed be God) before thir witnessis namely Patrick Forbes and William Lumsden merchants and Indwellers in the City of Dantzig The seventeenth day of Januarie J^{m}vj^{c} four score eight years Sic subscr John Turner with my hand sealld Patrick Forbes witnes William Lumsdean witnes

From a copy entered in the *Book of the Mortificationes of the burgh off aberdein*, Vol. i., p. 106.†

* Here follow bequests to the testator's cousin, Alexander Litster, Regent, his sisters and their children; another cousin, Alexander, son to Mr. David Lindsay; another cousin, William Turner, Aboyne, and his son John; the sisters and children of the late Andrew Turner, Kinminity, the eldest son John succeeding to Kinminity, and the fourth son Robert being the testator's heir as above; William, brother to John Turner, Poland; the Scots Corporation in London; the testator's cousin, John Turner, merchant in Poland; "my gossip" William Lumsden, Peter Dunbar's widow, Mr. Smert's widow, Mr. Thore's daughters "three maidens," the Scots School, Saint Elizabeth's Hospital, and the "Pocken house," all in Dantzig.

† The lands purchased by the executors were those formerly called Rosehill in the parish of Ellon, thenceforward known under the name of Turnerhall. In the Town House Charter Room "Mortifications for Bursars," M^{1} 12, is an Extract Contract between the Provost, &c., on the one part, and Robert, heir of John Turner, on the other part, stipulating, *inter alia*, that the said Robert and his heirs shall present two Bursars, and the Town Council two: dated 14th November, 1700; recorded in Sheriff Court Books, 1st September, 1704. See also entry under date 8th April, 1696, in *Town Council Register*, lvii. 512.

LXXII.

Alexander Adam, Doctor of Medicine, of Anstruther Wester, mortifies to the Principal, Masters, and Regents of the Marischal College, certain crofts of land for the maintenance of two bursars in philosophy, of his or his wife's kindred, or of the names of Adam, Davidson, or Simpson. 10*th August*, 1691.

Be it kend till all men by thes present Me Master Alexander Adame Doctor of Medicine and att the tyme Inhabitant In Anstruther Wester in the shire of fife In the Kingdome of Scotland Heritable proprieter of the Lands and houses afterspecified Forsoemeikle as by Contract of Marriage Past betwixt me on the on part and Jean Davidsone lawfull daughter to the deceast Mr Alexander Davidsone of Newtone on the other part of the date the twentieth and sixt day of October in the year on thousand six hundred and eightie six yeares In contemplatione of the which marriage The said Jeane Davidsone did sell and dispone to and in favoures of the said Dr Alexander Adam his heires and Assigneys whatsomever All and haill that croft of land called Adiepingle lying in the West territories of the said Crofts of Abirdein betwixt the Crofts of the heires of umqhill Gilbert Gray att the Southe The Croft of the heires of the deceist John Donaldson att the North The King's Comon way at the East and the Crooked Myre at the West Item another Croft of land towitt the long Rigg lyand betwixt the Croft of the heires of the deceast Alexander Kemp att the South the Croft of the New Colledg of the said burghe att the North and the King's Comon way att the East and the said Crooked Myre at the West Item another Croft lyand in the North territories of the Crofts of the said burghe under the Great balke called the Longe Rigge Betweene the Crofts sometime of Mr John Irvine And now of Alexander Burnett att the South the King's Comon way at the West the Croft of the aires of

The four bursaries of 100 merks (£5 11s. 1⅓d.) continued to be paid (see College *Minutes*, 30th January, 1747), the Magistrates and the proprietor of Turnerhall presenting alternately, until the union of the Universities. By Ordinance No. 51 (Aberdeen No. 31) of the University Commissioners of 1858, the bursaries are in future to be one of £11 2s. presented to by the Magistrates, and one of equal amount presented to by the founder's heirs.

umqhill Duncan Donaldson att the North and futties myre att the East Item Another Croft lyand att the Sickhouse betwixt the Croft of the deceast Mariorie Umphry now belonging to the Kinges Colledg att the South the Croft of the deceast John Weire thereafter the deceast John Leith And now the aires of Patrick Jacke att the North The King's Comon way at the East And the Calsie myre att the West Item another Croft lyand at the Spitthill Betwixt the croft of the heires of the said Patrick Jacke at the South the Spittehill att the North the Kings higheway att the East and the said Calsie mire at the West Item of Another Croft of land called fill the Cupp lyand in the North territories of the Crofts of Abirdeine Neare the thiefs Brigges betwixt the Croft of umqhill David Man And now of Alexander Burnett att the South and East parts The Croft somtyme of the Preaching fryers att the North And the King's Comon way att the West Item that Barne with the yard and taile of land thereto belonging lyand in the said burghe in the West side of the Gallowgate thereofe betwixt the saids of the aires of umqhill Irvine at the South now [*sic*] the aires of James Webster and Now of Inhabitant ther the land of the aires Gray And Mr William Moore att the North the Comon Loche of the said burgh att the West and the Kinges Highway at the East Item Another Barne and Yard with the Pertinents lying att the North side of the Castlgate of the said burgh of Abirdeine Betwixt the land of Alexander Cuming att the East the lands of George Ferguson att the West and the lands of att the South The Kings Comon way att the North And sicklike all and haill that Tenement of Land foreland under and above with the pertinents thereof sometime pertaining to the deceast Andrew Skein Merchant in Aberdeine lying in the east side of the Broadgate of the Gallowgate of Aberdeine as the samen is presently possest by George Keith Advocate in Aberdeine conforme to my Infeftment of the samen of all the which foresaid lands I am Infeft and Seized And Now for the Love and Favour which I havè and Beare unto the Glory of God Advance of pietie and learning Witt ye me (under the Reservationes and Restrictiones afterspecified) For certain onerous Causses to have Sold Assigned and Disponed And be these presents Sells Assignes and Dispones To and In Favoures of the Universitie of Aberdeine the

Masters and their Successors And to the Marishall Colledg of new Aberdeine and to the Hospitall of old Aberdeine and unto the Hospitall of new Aberdeine comonly called the Trades Hospitall For the maintainance of a bursar in each of the said colledges and of a beadman in the said hospitalls allowing fourtie pounds for each bursar by year and twentie pounds to each of the beadmen by yeare as after limited . . . I dispone unto the masters and regents of the old toune Colledg * . . . As also I the said Mr Alexander D^r^ of Medicine sells despones and makes over unto the Principall Masters and Regents of the Marischall Colledge of new Aberdeine all thos Crofts of land befor named at present occupyed and possessed by Alexander Smyth fermourer in Aberdeene lying at the theifes bridges with the barne and Corne yard possessed and occupied by the same Alexander Smyth lying at the west of the Castlegate of Aberdeene † and that for the mantainance of two bursars of philosophy in the Colledg of new Aberdeene being of my kindred or of my wifes Jeane Davidsones kindred which failing any duely qualified of the names of Adame Davidson or Sympsone And that out of the rents of the said Crofts they pay or cause to be payd to the trad's Hospitall of Aberdeine twentie merks Scotts money for a help to a trads beadman besides the ordinarie salary of the house to be given to any of my kindred or of my wifes Jean Davidsone being in a conditione standing need of such a suplie which failing to any tradesman failed of the name of Adam Davidson or Sympsone . . . And

* See the *Fasti Aberdonenses*, p. 195; or *Deeds of Foundation of Bursaries at the University and King's College*, p. 37.

† Thus described in the Instrument of Sasine (7th September, 1699):—

"TOTAM ET INTEGRAM illam Croftam terrae jacentem in boreali territoris Croftarum dicti burgi de Abd (sub magna lira lie great balk) vocatam longam Riggam inter Croftam quondam magistri Joannis Irvine et Alexandri Burnet ex australi Communem viam Regiam ex occidentali Croftam heredum demortui Duncani Donaldsone ex boreali et lie Futtiesymre ex orientali AC ETIAM totam et integram illam Croftam terrae vocatam lie Fill the cup jacentem in boreali territorio Croftarum dicti burgi prope pontem furum jacentem inter Croftam Alexandri Burnet ex australi et orientali partibus Croftam quondam fratrum praedicantium ex boreali et communem viam Regiam ex occidentali NEC NON totum et integrum illud horreum cum horto et pertinentiis jacens in boreali latere vici Castri dicti burgi de Aberdein inter terram Alexri Comeing ex orientali terras Georgii Fergusone ex occidentali terras ex australi et communem viam Regiam ex boreali partibus."

to the effect the principall and Masters of the Marischall Colledg may be Infeft in the Crofts riggs lands barne and yard above specifyit and Disponed by me to them as now possessed and occupied by Alex^r Smyth fermourer in Abd for the mantainance of two Bursars of philosophy They not being of the same year and classe butt different and they paying twentie merks to the hospitall of the trades of new Abd as befor . . . I bind and obleidg me to make grant and subscrive and deliver to the said persones named afore and their foresaid successors and heires full righte of the said crofts and other above specified . . . In Witness whereof thes presents are written and subscrived with my hand att Anstruther Wester upon the tenth day of August One Thousand six hundredth and nintie one yeares befor thes witnesses Robert Lyell Bailie of the said Burghe Mr James Chalmers Schoolmaster there and Johne Wilson and Thomas Mitchell and Robert Racker Inhabitants in the said Burghe

[Sic Subscr] M^r A Adame

James Chalmers witnesse
Robert Racker witnessis
Tho. Mitchell witnes
Jo. Wilsone witnes

From the original Deed in the Town House Charter Room (Bundle 1690-99): registered in the Baillie Court, 7th September, 1699, on which day also Sasine was granted and recorded. *Burgh Register of Sasines*, lii., f. 293.*

* Dr. Adam died 2nd June, 1699; and his last will and testament, dated 27th May, was confirmed in the Commissary Court on 25th July following (Extract in Mar. Coll. Ch. Room, "Bursaries," xviii. 1).

It would seem that the claims of the Colleges were not allowed to pass unchallenged. No. 5 in "Bursaries," xviii., is a transcript of what purports to be a Disposition executed by Dr. Adam on 22nd August, 1695, conveying his crofts and rigs to his brothers George and Andrew Adams, and revoking "ane gratuitus dispositione to the Colledges and hospitals of old and new Aberdeen" which he had been "imposed upon in prejudice of my own brothers to make for peace saik". No. 11 is a Decreet of Reduction and Declarator by the Lords of Council and Session, on an action "The Queen's [*sic*] and Mariscall Colledges agt Irvine and others," dated 4th June, 1708. From this it appears that George Adam, described as advocate in Aberdeen, and brother to Alexander Adam, had, after the latter's death, produced a bond for 4000 merks alleged to have been granted, 19th September, 1682, by the said Alexander Adam (therein designed "residenter and preacher of the Gospel in the kingdom of England") to ex-Baillie Walter Robertson (brother-in-law to said George

Adam); and an assignation of the bond to Mr. James Irvine, Sheriff Clerk of Kincardine (son-in-law to Robertson). In the pursuer's pleadings it is asserted that George Adam, the writer of the bond, "is a man pessimæ fidei and was actually depryved from being a procurator befor the Commissars of Aberdein for severall acts of forgery"; and that the witnesses "are two poor fellows who were scarce worth the King's unlaw, Paull Rankine being a Sheriff officer who would have subscrived anything for a sixpence, and it can be proven that the other witnes, Andrew Adam cordiner could never wryte". The Lords "fand the bond abovementioned null and not probative". (See also mass of papers relative to this Mortification in King's College Charter Room, Old Shuttle xxxvii., Nos. 13 and 14.)

In 1724, the College feued "the croft and rig of land and pertinents mortified to the said University by the deceasit Dr. Adam" to Patrick Duff of Premnay, for a feuduty of £80 Scots. The croft is described in the feu charter as "lying near the Theifs bridges within the territories of the Burgh of Aberdeen presently possessed by Robert Sandieson horsehirer having the road that leads from Justice port to the Links and mouth of the water of Don at the West; the croft belonging to the said College possessed by Alexander Fraser, George Robertson, and William Scott, at the North; the croft belonging to Gilbert Moir towards the East and South parts or thereby: with the Rig of land also possessed by the said Robert Sandieson lying betwixt the said Road and the stank of Futtiesmyre, having the lands of the said Gilbert Moir at the South, and one croft belonging to the Trades of Aberdeen at the North: together with that piece of ground belonging to the said Croft, where there was formerly a little Barn and small yard which is now all ruined and in decay lying at the North side of the Burgh of Aberdeen, betwixt the barn of Alexander Forbes of Lochermick and the barn and cornyard of ——".

The amount of £6 13s. 4d. sterling still appears in the University Rentals as "Feu Duty of Adam's Croft". It is subject to a payment of £1 2s. 2⅔d. to the Trades Hospital. The account was incorporated with the Burse Fund (*supra*, p. 326); and the balance was divided into two bursaries until 1799, when these were united into one. The Commissioners of Visitation of 1858 conjoined the Adam and Davidson (*infra*, under date 1706) bursaries into one of £10 per annum (Ordinance No. 36, Aberdeen No. 16).

LXXIII.

King William III. and Queen Mary grant to the Universities of Scotland a yearly sum of £1200 sterling from the Bishops' rents, for the maintenance of professors and bursars in Divinity. 28th February, 169$\frac{2}{3}$.

WILLIAM R.

OUR SOVERAIGN LORD AND LADY out of their pious intention and care for the educating and instructing a competent number of Bursers in Divinity in their four severall Universities and Colledges of their ancient Kingdom of Scotland, which may prove a Religious and learned Seminary for supplying the Vacancies that must fall from time to time in the Church of that their Kingdom being resolved to mortify Gift and Dispone a considerable part of their Revenues and Rents of the Bishopricks now in their Maiesties hands by vertue of the Act of Parliament abolishing Episcopacy Therefore their Maiesties with advice and consent of their right trusty and right welbeloved Cousin and Councellor John Earle of Tweeddale Lord High Chancellour their right trusty and welbeloved Cousins and Councellors James Earle of Drumlangrig John Earle of Cassills George Earle of Linlithgow and John Earle of Broadalban and of their right trusty and welbeloved Councellor Alexander Lord Raith their Maiesties Treasurer Deput Lords Commissioners of their Maiesties Treasury and also with advice and consent of the Lords and others Commissioners of Exchequer of their Maiesties said ancient Kingdom of Scotland ORDAIN a signature to be past under the Great Seale of their Maiesties said ancient Kingdom Giving Granting Mortifying and Disponing Like as their Maiesties by these presents Give Grant Mortify and Dispone the sum of twelue hundred pounds sterlin yearly To and in favours of the Universities and Colledges of St Andrews Aberdeen Glasgow and Edinburgh for the maintenance of one Professor of Divinity and ten Bursers in Divinity in each Colledge which Professors are to be called Nominated and Presented by their Maiesties and their Royall Successors from abroad or by their Maiesties Treasurers Principall and Deputs or Lords Commissioners of their Maiesties Treasury for the time being and likewise the forty Bursers are to be Nominated and Presented by their Maiesties and Royall Successors their

Treasurers Principall and Deputs or Lords Commissioners of their Treasury for the time being being Students of good Report for their learning sober and pious conversation who have past their Course in one of the Colledges and being Laureated and graduated Masters of Art in one of the Colledges of that Kingdom before they can be Nominated or Presented to be of the number of the aforesaid forty Bursers and being Presented they are to study Divinity by the direction and oversight of the Professors aforesaid by the space of two full yeares within one of the four Colledges aforesaid and the third year they are to goe abroad and study one year in a Protestant University by the Direction of the Professors aforesaid whereby they may be instructed disposed and qualified to be Ministers of the Gospell as they shall have occasion to be called after their Returne and their three yeares study in Divinity And their Maiesties do impower the present Lords Commissioners of their Maiesties Treasury their Treasurers Principall and Deputs for the time being to make Statutes and Rules for the better ordering dividing and conveying the foresaid pious charitable ffond and Mortification of twelue hundred pounds sterline yearly out of the first and readiest of the Bishops Rents and to make yearly Enquiries and Accompts thereof in the Month of January that the same may be rendered effectuall for the pious uses and ends for which they are intended And their Maiesties Ordain the said Letter to be further extended in the most ample and best forme with all Clauses needfull and to pass the said Great Seale per Saltum without passing any other Seale or Register In order whereunto These presents shall be to the Directors of their Maiesties Chancellary and their Deputs for writing the same and to the Lord High Chancellour for causing the Great Seale to be appended and to the Appender for appending the same thereunto a sufficient Warrant Given at the Court at Kensington the 28th day of ffebruary $169\frac{2}{3}$ and of their Maiesties reign the 4th year

From the entry in the Home Office *Warrant Books* (Scotland) in the Public Record Office, London, Vol. xv., p. 219.*

* This Signature seems to have escaped the notice of the editors of the *Fasti Aberdonenses* and the *Munimenta Universitatis Glasguensis*. See *infra* the charters by William III. of dates 29th April, 1695, and 30th November, 1699, from which it will be noticed the proposals to nominate professors "from abroad" and bursars "to goe abroad" are removed.

LXXIV.

King William III. grants to the University of Aberdeen £300 sterling yearly from the Bishops' rents, for the maintenance of bursars in Divinity, and of a second professor of Theology. 29th April, 1695.

Gulielmus Dei Gratia Magnæ Brittaniæ Franciæ et Hiberniæ Rex Fideique Defensor Omnibus probis hominibus totius terræ suæ Clericis et Laicis Salutem Quandoquidem nos considerantes quod per signaturam sub manu nostra Regia de data apud Kensingtoun vigesimo octavo die mensis Februarij Millesimo sexcentesimo nonagesimo tertio Dedimus concessimus mortificavimus et disposuimus ad et in favorem Universitatum ac Academiarum Sancti Andreæ Abredoniæ Glasguensis et Edinburgi summam unius mille et ducentarum librarum monetæ Sterlinensis de redditibus et fructibus Episcopatuum Scotiæ nunc in manibus nostris existentibus et ad nostram donationem et dispositionem virtute acti Parliamenti Episcopatum abolentis idque pro sustentatione unius Professoris Theologiæ et decem Bursariorum in Theologia in unaquaque dictarum quatuor Academiarum dictis Professoribus ab exteris per nos nostrosque successores vocandis et præsentandis vel per Dominos nostri Thesaurarii commissionarios ac etiam dictis Bursariis per nos vel Dominos nostri Thesaurarii præsentandis et modo in prædicta signatura specificato qualificandis prout eadem in se diversas alias clausulas continens et in scacario expedita in se latius proportat Nosque etiam considerantes quod magis commodum erit dictis Universitatibus ut dicta summa mille et ducentarum librarum monetæ Sterlinensis non solum inter eos dividatur per distinctas donationes et jura sed etiam usque dum intentus dictæ prioris signaturæ pro providendis et stabiliendis dictis externis Professoribus et accomodandis dictis Bursariis modo inibi mentionato determinetur quodque rationi consentaneum et necessarium est ut prædictæ Universitatis Abredoniensis novum et particulare jus ad prædictam summam trecentarum librarum monetæ Sterlinensis tanquam partem et portionem prædictæ summæ mille et ducentarum librarum habeat summa quadraginta librarum monetæ Sterlinensis de prædicta summa tricentarum librarum pro sustinendis duobus Theologiæ Bursariis in dicta Universitate ad ratam subtus mentionatam applicetur et reliquum dictæ summæ trecentarum lib-

rarum pro solutione debitorum dictæ Universitatis in primo loco applicetur et postea ut idem applicetur pro sustentatione alterius Theologiæ professoris in dicta Universitate præter eum quem nunc habent Noveritis igitur nos cum speciali avisamento et consensu fidelissimorum dilectissimorum nostrorum consanguineorum et conciliariorum Joannis Comitis de Tweedale summi cancellarii antiqui Regni nostri Scotiæ Jacobi Ducis de Queensberrie Joannis Comitis de Cassills Georgii Comitis de Linlithgow Joannis Comitis de Broadalbine et Alexandri Domini Raith Theasaurarii deputati infra dictum Regnum Scotiæ Dominorum Commissionariorum nostri Theasaurarii computorum rotulatorum et Theasaurarii novarum nostrarum augmentationum infra dictum antiquum Regnum nostrum Dedisse concessisse mortificasse et disposuisse sicuti nos per has literas damus concedimus mortificamus et disponimus ad et in favorem principalium professorum et magistrorum dictæ Universitatis Abredoniensis eorumque in officio successorum nomine et utilitate dictæ Universitatis Totam et Integram prædictam summam trecentarum librarum Sterlinensium tanquam eorum justam et æqualem portionem dictæ summæ mille ducentarum librarum monetæ Sterlinensis annuatim percipientem ad duos anni terminos Pentecostes et St^i Martini per æquales portiones de primis et promptissimis annuis reditibus Episcopatuum dicti Regni modo subtus mentionato applicandam viz Summam quadraginta librarum Sterlinensium de prædicta summa trecentarum librarum Sterlinensium pro sustentatione duorum Bursariorum Theologiæ in dicta Universitate eorumque successorum Bursariorum ibidem ad ratam viginti librarum Sterlinensium pro unoquoque bursario annuatim applicandam reliquamque summam quæ conficit dictam summam tercentum librarum pro solutione debitorum dictæ Universitatis [et postquam] soluta sunt summam centum librarum ejusdem pro sustentatione et provisione alterius Theologiæ Professoris in dicta Universitate præter eum quem nunc habent applicandam ac summam centum et sexaginta librarum quæ dictam summam tercentum librarum conficit pro sustentatione octo Bursariorum in Theologia eorumque successorum dictæ Universitatis Bursariorum ad ratam viginti librarum Sterlinensium annuatim pro unoquoque bursario applicandam præsentatione dictæ Theologiæ Professoris omnimodo nobis reservata qui de tempore in tempus

personam in dicta professione sufficienter qualificatam ac ante admissionem suam a principalibus aliisque Theologiæ dictæ Universitatis professoribus cum ministris dictæ civitatis Abredonensis pro tempore examinandam præsentaturi sumus Et quidquid [*sic*] in Theologia Bursarii per nos præsentandi sunt ad vel ante decimam diem mensis Octobris ex catalogo sex idonearum personarum clerico Thesaurarii nostri transmittendo per facultatem dictæ Universitatis ad vel ante primam diem mensis Augusti et qui etiam instituendi et locandi sunt a dictis principalibus aliisque professoribus cum dictis ministris Abredoniensibus pro tempore bonæ famæ studentibus qui cursum suum in qualibet una dictarum Universitatum dicti regni nostri peregerunt ac qui laurea donati sunt priusquam tanquam unus dictorum Bursariorum præsentari queant ac per spatium quatuor annorum ad maximum continuandi Ac qui Professor et Bursarii erunt notæ pietatis et sobrietatis ac sanctorum principiorum ac fidelitatis et boni affectus erga nos et regimen nostrum in ecclesia et statu incipientes pro termino solutionis prædictæ summæ tercentum librarum Sterlinensis ad festum et terminum Pentecostes anno Domini millesimo sexcentesimo nonagesimo quarto et ita deinceps annuatim et terminatim omni tempore futuro continuandi Atque per præsentem nostram Cartam plenam committimus potestatem Thesaurarii nostri Dominis Commissionariis solutionem punctualem præfatæ summæ factoribus dictæ Universitatis Abredoniensis pro tempore annuatim pro usu et utilitate dictorum Principalis Professorum et Bursariorum modo supra diviso causare faciendam Ac Declaramus et Ordinamus collectores assedatarios aliosque intromissores cum redditibus dictorum Episcopatuum subjectos esse dictæ Universitati Abredoniensis ejusque factoribus in solutione dictæ annuitatis trecentarum librarum monetæ Sterlinensis prout deberi contigerit de primis et paratissimis eorum intromissionibus Et ulterius Declaramus quod pro solutionibus dictæ Universitatis factoribus in usum prædictum eorum apochæ seu exonerationes desuper datæ sufficiens erit exoneratio dictis collectoribus assedatoribus et intromissoribus et eorum intromissionibus pro tanto In cujus rei Testimonium huic præsenti nostræ Cartæ magnum sigillum nostrum appendi mandavimus apud Kensingtoun vigesimo nono Aprilis Anno Domini Millesimo sexcentesimo nonagesimo quinto anno Regni nostri septimo

From the *Registrum Magni Sigilli*, B. lxxiii. 216.

LXXIV*a*.

Abstract of foregoing Charter.

King William, referring to the signature of 28th February, $169\frac{2}{3}$,* and considering the desirability of apportioning the previous grant among the four Universities, and of cancelling the provisions anent professors from abroad and bursars, grants to the University of Aberdeen £300 sterling yearly from the bishops' rents: £40 for the maintenance of two bursars in Divinity, and the balance at first for payment of the debts of the University, and afterwards £100 towards the support of a second Professor of Theology, and £160 for the maintenance of eight bursars in Divinity. The patronage of the professorship and bursaries is reserved to the Crown: the bursars are to be selected annually, not later than 10th October, from a list to be transmitted before August 1st by the faculty, of six students who have completed their course and graduated in one of the Scottish Universities: such professors and bursars to be of good morals and well affected to the State; and the endowments to run from Pentecost, 1694. The Lords of the Treasury and the collectors of the bishops' rents are empowered to make payments to the factors of the University, whose receipts shall be sufficient for the said collectors. Sealed at Kensington, 29th April, 1695.

LXXV.

The Scots Parliament assign to Marischal College the vacant stipends of the Churches whereof Earl Marischal was patron towards the expense of the new buildings of the College. 17*th July*, 1695.

At Edinburgh the Sevinteenth day of July One thousand Six hundred and nynty-fiue years Anent the Petition given in and presented to his Majesties high Commissioner and the Estates of Parliament by the Principal and Masters of the Marishal Colledge of Aberdeen Shewing that where it had been his Majestie and Royal Predicessors constant care to provide for and give all Incouragement to Universities and Colledges and by several Acts of Parliament there had been vacant stipends allowed them for the use and upholding of their fabricks And now by the late act of Parliament the vacand stipends being applyed for pious uses within the respec-

* No. LXXIII.

tive parishes they might be disappoynted of these fonds And they finding some years ago that their Colledge was exceedingly decayed did adventure the founding of a new addition to the said Colledge and by the charitable assistance of several Gentlemen in the Countrey and others the roof was finished without any former encouragement from the publick but the gift of two vacancies (which they had not as yet receaved) and there being no fond left in their hands for compleating the said work and beside they being considerably in debt through the great advances therupon and seeing it wold yet take a considerable expense to finish the same They had humbly presumed to make application to his Grace and honourable Estates of Parliament that they might be allowed the vacand stipends of such Churches wherof the Earle Marishal was formerly Patron to be applied for the use forsaid as the samen should happen to be vacant by the deceas or removal of their respective Incumbents And therefore Craving his Grace and Lordships wold Consider the premisses and to pass an Act authorizing them to uplift the vacant stipends of such Churches wherof the Earle of Marishall was patron viz ffoveran New Dear St Brides alias Dunnottar Fetterosso Old Dear Auchriedie Longside Peterhead St Fergus King Edward and any other wherof the Earle was undoubted patron and to ordain Letters of horning and other Execution needfull to pass at their instance and their Successors against all others lyable in payment as the said petition bears Which being upon the day and date of thir presents Considered by his Ma^ts^ high Commissioner and the saids Estates of Parliament they granted and hereby Grants the Desire of the said Petition as to the particular Churches within named with the burden of the Act of the date the first day of July instant In favours of such Ministers as by invitation from the respective Presbytries shall happen to preach at any of the saids Churches allennarly and this to endure till the nixt Session of Parliament

From *The Acts of the Parliaments of Scotland*, Vol. ix. (1822), p. 463, cap. 75. See also App., p. 123.*

* "17 Julij 1695 . . . *Petitione* Earle Marishalls Colledge of Aberdeen craveing þe vacancies of certaine Churches wherof the Earle Marshall was patron read and the desyre therof granted with the burden of the acts past in favors of the ministers to continue till the next Sessione of Parliat and the former act for certaine vacancies in favors of the

Kings Colledge granted in this Sessione of Parliat lykwayes restricted till the nixt Sessione of Parliat."

Four years before, the College had applied to the Privy Council for a grant of vacant stipends.

"Edinburgh the twentie second day of December Jmvjc and nyntie one yeares.

"Anent the petitione given in to the Lords of ther Maiesties privie Councill be the principall and remanent members of the new Colladge of Aberdein called Marishalls colledge Shewing that the petitioners haveing bein at a vast charge in building ane new work to the said Colladge for the accommodatione of the students therein which is now brought a great lenth and the compleating therof being interrupted for want of mony And seeing the church of Foverane hes bein vaccant for the year Jmvjc nyntie one and that the stipend therof for that year is no otherwayes disposed of and that the Earle of Marishall undoubted patrone of the said paroch kirk hes by his consent and assignatione of the date the twelth day of November last bypast produced not only consented that the saids vaccand stipends for the year of God forsaid be payed to the petitioners procurator for the use abovementioned But also assigned and disponed to and in his favours for the use forsaid the said localled and modified stipend of the said paroch of Foveran the said year Jmvjc nyntie one And seeing it concernes not only the standing and flourishing of the said Colladge but also the universall good of the natione that so the publict work be compleated and brought to perfectione And therfor humbly Craving that the Councill wold grant warrand to the heretors fewers liferenters wodsetters and others within the said paroch of Foveran lyable in payment of the said stipend for the year Jmvjc and nyntie one to make payment therof to Mr Allexr Moir procurator of the said Colladge The Lords of ther Maiesties privie Councill haveing considered this petitione given in to them be the above principall and members of the new colladge of Aberdein with the consent of the patrone mentioned therin and produced therwith They allowe and approve of the patrones disposeing of the stipend of the above kirk of Foveran for the year Jmvjc nyntie one In favours of the petitioners in maner abovewrittine Conforme to the lawes and acts of parliament of this kingdome for compleating of the above work And nominats and appoynts the said Mr Allexr Moir procurator of the said Colladge to be factor for uplifting of the said yeares stipend And ordaines him to be readilly answered obeyed and payed therof be the heretors fewers wodsetters liferenters fermorers titulars tacksmen of teinds tennents possessors and others lyable in payment of the samen And ordaines letters of horning to be direct heeron at the said factors instance against thes lyable for that effect upon production of a decreit of localitie And in caise ther be non ordaines the heretors and others forsaids lyable in payment of the said stipend to make payment therof to the said factor for the forsaid year according as they shall be decerned be the Judge ordinary In respect the said factor hes found sufficient catioune acted in the bookes of privie Councill that he shall employ the stipend forsaid appoynted to be uplifted be him upon the ends and uses abovementioned

Extracted by me

Gilb. Eliot Cls. sti. Cons."

From the certified extract in the Mar. Coll. Charter Room, "Buildings of 1682- ," No. 2.

NOTE ON COLLEGE BUILDINGS OF 1682-1712.

In 1682, the buildings of the Greyfriars monastery having become ruinous and unsuitable, the principal (Robert Paterson, v. *supra*, p. 118) and professors resolved to attempt

the erection of a new edifice—a great labour which they accomplished imperfectly; but considering the difficulties, the wonder is that they did so much. The Accounts of the period are full of entries of the various expenditures and of records of benefactors; for, there being no funds for the purpose, the whole was accomplished by voluntary aid. The receipts for the thirty years during which the Charge and Discharge of the "New Work" form distinct items in the annual accounts appear to have reached a total of about 18,000 pounds Scots. "My Lord Marischall" gives £200, the Rector, the Principal, the Regents, the gentlemen of Aberdeenshire and of the neighbouring counties, all contributed liberally. In addition to the vacant stipends granted by Parliament in 1685, 1695, 1696, and 1698, the College got 1200 pounds Scots from the Convention of Royal Burghs. On July 5-9, 1698, the Commissioners sat at Aberdeen, and were entertained by the principal and masters, who presented a petition, printed as a broadsheet by John Forbes,* "which petition being read, heard, and considered by the conventione,

	lib.	*s.*	*d.*
* "Item to John Forbes printer for printing the petition to the Burrows	4	19	0
. . . . .			
Item quhen the royall Burrows cam to the Colledge as follows for 2 lib of cours biscat and six ounce of fyne biscat	2	05	0
Item for 5 of rough almonds	4	00	0
Item for 5 lib of raisans	1	10	0
Item for 3 pints of claret and ane choppin of ail	4	06	0
Item for a pint of Canary fra Thomas Burnet at 1 lib 8 s the pint and fra Clerk Robertson for 7 pints of aill	4	04	0
Item for whit loafs pips tobaco and candle	1	06	0"

—*College Accounts*, 1697-98.

"To the RIGHT HONOURABLE, *the* LORD *Præses and remanent Commissioners from the Royall Burrow's of* SCOTLAND *assembled at* ABERDEEN.

The Petition of the Principall and Masters of the Marischall Colledge,

Humbly Sheweth,

THAT while our Town and Countrey are happy in enjoying the presence of so many wise and eminent Persons, pitch'd upon for their Merit, to settle the best measures for advancing the Honour and Interest of the *Royall-Burrow's* of this Kingdom, to whose Conduct and Activity, the flourishing of this *Nation*, the Advancement of *Arts* and *Sciences*, and the thriveing of *Schools* and *Colledges*, is next to GOD and our Great KING, chiefly to be ascribed: We take the confidence humbly to represent, that the Edifice of our *Colledge*, having from its first founding after the Reformation continued mean and incapable to lodge our *Students*, or allow Conveniency for our publick Commencements; We, press'd with the daily Disadvantages of so small a Building, were forc'd to set about an Addition, which by the favour of Heaven, and charitable Contributions of pious Persons, without any other stock, We have considerably advanc'd. But our funds being now near exhausted, We humbly intreat, that this Honourable Council, in whose hands the management of the great Stock of the Nation is lodged, would be pleased to commiserat the state of our Fabrick, which for want of Money is like to be ruin'd before it can be perfected, and to appoint some seasonable and charitable supply for completeing so necessar and usefull a work, that as the greatest projects and best designs of the Nation receive Life and encouragement from the *Royal Burrows*, so this *Town* and *Colledge* may ow the perfecting and finishing this New Work to their Charity. And as the Bounty of the *Royal-Burrows*, shall be most thankfully Received and honestly imployed; and the memory of it made as lasting as the Society upon which it is conferr'd: so We shall insert

they, for encouradgement of soe usefull and necessarie a work, appoints the agent to pay to the principall and masters of the said college the sowme of ane hundreth pounds sterling to be applyed in the termes of the petitione and upon performance of the conditions thereof, Whereanent thir presents with ther recept upon the back thereof, shall be a Warrand for alloweing the said Sowme in the agents accompt." (*Extracts from the Records of the Convention of the Royal Burghs of Scotland*, 1677-1711. Edinburgh, 1880, p. 267.)

In the agent's accounts of disbursements from July, 1698, to July, 1699, occurs the entry:—

"Item, to the Marshall Colledge of Aberdeen as per act and receipt £1200 0 0"

The Town Council do not seem to have contributed to the General Fund, the following entry, relative to a grant for a special purpose, being the only one in the Minutes during the period:—

21st September, 1694.

"The said day the counsell haveing considered ane petitione given in to them be the principall and Regents of the Colledge Marishall of the said burgh desyreing ane contributione for leadeing the observatorie in the new work of the said Colledge for the vse of the master of mathematicks in the said colledge As also haveing taken the advyce of the bretheren of gild publictly conveend for that effect who all consented that the counsell of the said burgh should grant ane contributione to the forsaid work out of the gild wyne monys They therfor apointe the present dean of gild of the said burgh to pay out of the gild wyne monys the soume of fyve hundreth marks scots money to the procurator of the said Colledge to be employed for leadeing the forsaid observatorie alenarly and for noe vther vse and ordains the dean of gild to see the same bestowed and Employed as said is"

—*Town Council Register*, lvii. 451. See *College Accounts*, 1694-5.

In 1695 the Incorporated Trades granted 50 merks annually for three years:—

"The Conveener Court of the traids of Aberdeen holden within the Trinity Hall of the said brugh upon the 24 of September 1695 In presence of Wm Couts Deacon Conveener. The Court Lawly fenced and affirmed.

"The said daye the traids by voyce of Court statuts and ordaines That the Masters of the traids hospital pay yearly to the comone procurator of the Marishall Colledge of Aberdeen for the use of the New Works of the said Colledge the summe of fefty markes Scots money yearly for the space of thrie yeares nixt heirafter Begineing the first Yeares payment at Whytsunday nixt 1696 yeares and that out of the mails and dueties of the bursers houses yearly and this to be ane warrand

A Mitchell s."

—*Convener Court Book* of the Incorporated Trades, Vol. i., p. 171.

the Names of every individuall *Commissioner* in our publick *Registers* among our Benefactors, and erect a Monument of our gratitude, by which We may testifie to posterity how much We stand indebted to the Charity of the *Royall-Burrows*.

And the Continuance of Peace, the flourishing of Trade, and the Prosperity of the Royall-Burrows *shall be your Petitioner's continued Prayer.*"

(From a copy in Mar. Coll. Ch. Room, "Buildings of 1682- ," No. 5.)

Not the least interesting feature of these "Accounts of the New Work" is the proof they afford of the intimate relations then subsisting between Aberdeen and the Baltic ports. The following entries may be cited:—

		lib. s. d.
"1684	Item from Patrick Forbes merchant in Dantzig *	280 00 00
1685	Item Mr John Turner in Dantzick	666 13 04
1686	Item from Bailyie Geo Aedie for payment of Alexr Aedie in Danziack his 50 lib. sterling an transaction where debitor Mr Rot. Keith, from whom, and Andrew Burnett upon Mr Keith's account received at seuerall tymes	535 00 00
	Item from Mr Rot. Keith for compleat payment of Alexr Aedie his 50 lib. sterling and also for his hundred merks due by him to the colledge	141 06 08
1687	Item from James Waker quhat he had collected at Elbin and Queensbridge viz from John Keith in Elbin 50 guilders, from Mr Marishall in Queensbridge 20 guilders, from Gray sone to Creichie Gray 8 dollars, in all received from him 27 rix dollars and 2s.	079 00 00
	Item from Robert Davidson 9 rix dollars and ane leg quhich he hade received from in Dantzick	028 18 00
1692	Item from George Gordone upon the accompt of Robert Gordon of Tillielt merchant in Dantzick 40 leg dollars	112 00 00
	Item from George Gordone factor in Holland	013 06 00

		lib. s. d.
1699	[*Discharge*] Item spent with John Forbes printer when wee gave in our supplicatione to the press	000 06 00
	Item with the principall and masters when wee gave of our supplication to Mr Robertson when goeing to Pole	000 09 00

* Forbes' letter is extant in Mar. Coll. Ch. Room, "Buildings of 1682- ," No. 1.

"To the Right honourabell the Rector Principall and Regentes off the Marshall College off Aberdein These

Right Honorabell Sirs

Through this bearer Baylie Alexander Gordone, your acceptabell letter I reseawed, and heawing respect to such worthie persones yor good desinges and rasonabell demands, I wold not be refractiue bot heaw (for hes discharg) delyvred to the forsaid Baylie Gordone ane hundreth Crosdollers in specie, which I intreat yee will accept, and registrat in yor books for the bulding of the Marishall Colleg. I wish it be onlly imployed to that vse, and it shall be allwayes my earnest wish to heyr, giue not to see, Learneing may increas in my native, which is the speciall mean to uphold both church and stait, which god allmightie mantin in hes fear loue and vnjformetie to the end

"Commiteing you and your desing to the directyone of the allmighty and myselff to your fauor I subscrybe

Sir yours in obseruanc

Patrick Forbes

Dansig 6 September Ao 1684"

		lib. s. d.
1699	Item to Peter Thomson bookbinder for cutting them being 3 quares	000 06 00
	Item to John Forbes printer for printing them conforme to his accompt	005 04 00
	Item drink money to his man	000 07 00*
		lib. s. d.
1700	Item from Mr Low merchant in Danzeick †	290 00 00

* A copy of the printed "Supplicatione" is preserved in Mar. Coll. Ch. Room, "Buildings of 1682- ," No. 3.

"To all Our Generous and Charitable Countrey-Men within the CITYES of *Dantzick* and *Konings-berg*, and the Kingdom of POLAND.

The humble Representation of the Principall and Masters of the Marischall Colledge of ABERDEEN *in* SCOTLAND.

Sheweth,

THAT the Edifice of our *Colledge* having, from its first founding after the Reformation from *Popery*, continued mean and incapable to lodge our Students, or allow conveniency for our publick Solemnities; We being pressed with the daily Disadvantages of so small and incommodious a Building, were forced to begin a New-Work, which by the favour of Heaven and charitable Contributions of pious Persons we have now near compleated: and is so spacious, stately and convenient, that its no less an Ornament to the *City*, then an Advantage to the *Colledge*. And as this Work hath been much advanced, and in a great measure carried on by the Charity of our worthy Countrey-Men in *Dantzick*, *Konnings-berg*, *Elbing*, and other Forreign Parts (all whose Memories shall ever be honoured by Us, and some of Whom for their great Liberality have Chambers appointed in the said New-work for their Name and Friends) and our money being now exhausted, in order to the perfecting and furnishing of the Fabrick, we are under a Necessity of having Recourse to the Piety of Those of Our Countrey-Men who have not had Opportunity to extend their Charity for so good a Work. And therefore have Recommended to Our trusty and good Friend *Mr. James Robertson Merchant*, (whose love to Religion and Learning, and kyndness to this TOWN and *Colledge* have Encouraged Us to offer Him this Trouble) that He may present this Our Address to all Those who are true Lovers of their Countrey, and wish the Advancement of Religion, and Increass of Learning; And that he or any intrusted by him may receive from them what Contributions they shall be pleased to allow for the finishing of our New-Work; and as We shall never be wanting to offer up our Prayers for the Prosperity of our Benefactors; so we shal duely Record the Names of all Those who are pleased to allow Us any Assistance in Our Publick Registers, and by the Monuments of Our Gratitude render the Memory of their Charity as lasting as the Society on which it is bestowed. This is solemnly Promised and shall be Inviolably and Faithfully Performed by

IAMES OSBURN *T. P.* ROBERT PATERSON Principal.
MARISCHALL Colledge of ABERDEEN, GEORGE PEACOCK Regent.
IAMES MORE Regent.
GEORGE LIDDELL *S. M. P.* ALEXANDER MORE Regent.
June 2d 1699. WILLIAM SMITH Regent."

† Mr Low writes

"For the much Honoured Director Principall and Regents off the Marshall Colledg of Aberdeene

Dantzig 26 Aug Ao 1700

Much Honoured

Your Letter of the 4 Jully signifiet to me that Mr Robertson hath delivered to you ane hundred rix dollers quhich I alloted for the reparatione of your Colledge, and when gloriously finished

		lib.	s.	d.
1700	Item from Robert Panton factor in Holland	066	13	04
1701	From James Robertson marchant of the money which he had procured in Polland for our Colledge the rest being payd in to Mr Peacock	957	13	04
	From Thomas Lesly of Colpney which he had received from Thomas and Waltar Leslies merchants in Danzick	203	00	00
	From William Miller merchant in Danzick which he collected from our Countreymen in Cönigsberg *	595	00	00

I shall think that small mite of Contributione weell bestowed, neither shall I euer be against anything that tends to the good and weelfaire of your Citty, but rather promott the same to the vttmost of my Pouer. Moreouer I acquaint you that my Vncle hath giuen me orders also to remitt you for that same fabrique ane hundred rix dollers quhich ye will be pleased to receaue from my brother in Law James Moorisone the delywerer of this Letter. I shall be glaid to hear of many, yea and more generous Contributters for that use then we have beene. Interim quhairine I cane in any other thing be serviceable to you my chieffest desire shall be to honour your Commands. Adding no more to this purpose I conclude with assuring you that I remaine

Much honor'd

Your most humble servant

Robert Low"

(Mar. Coll. Ch. Room, "Buildings of 1682- ," No. 4.)

In the Accounts occur the entries :—

		lib.	s.	d.
"1701	To Charles White for drawing Robert Lows picture givn by order of the principall six dollars	17	08	00
1707	To Charles Whyt for gilding and painting Mr Lows picture frame	02	00	00"

According to Professor Knight (*Collections*, pp. 909, 1295) the portrait of Low (termed "postmaster of Dantzic") was extant circa 1840. It cannot now be identified.

* Mr Miller writes (Mar. Coll. Ch. Room, "Buildings of 1682- ," No. 4.)

"To the Much Honoured the Principal and Masters of Mareshall Colledge in Aberdeen

Dantzig 26th March S N
1701

Much Honoured

I had the honour of your verie aggreable Letter per Thomas Hendersone, to which had made answer sooner had anything worth writeing occurred. This Winter I have been occasionaly at Cönigsberg, wher I made all imaginable Interest with our Countrymen ther, in order to gett ther charity for the Marshall Colledge, and contrare to thoughts have had pretty good Success being every of our Countreymen gave according to his ability, in so farr that I gott Seven hundred gilders polish for which (being have No Occasion to Remitt) yow may prevail upon me by your draughts at pleasure. I Reffer sending yow a Catalogue of those who have contributed (being upwards of fiftie in number would take up too much Room) untill the Aberdeens Ship arrive. I hope yow'l be so kind as to write a general Letter of thankes to our countreymen in Cönigsberg and send it per the Aberdeens ship addressed to Mr Thomas Hervie Senior and Mr William Gray and others our countrey in Cönigsberg and please send it under my Cover. If I can be further serviceable to my Alma Mater with heart and hand Ill goe about it being I am with much Respect, Much Honoured

Your verie humble Servant

Will. Miller"

Writing again on 14th July, Miller regrets that he cannot hold out hopes of a further sub-

		lib.	s.	d.
1702	Item from James Robertson Thesaurer the ballance of the money he received from Danzick and Polland conforme to accompt	159	16	08
1703	Item from Alexr Ross marchant in Danzick	026	05	00

"Many of the applications, however, are afterwards characterised as having been 'expensive and unsuccessful'.

"The money obtained was expended in purchasing trees, stones, sand, and lime: there were no contractors or estimates. Every voucher, even the most trifling, has been preserved, and a great economy seems to have been practised. But the miserable state of roads, masons and carpenters in that age made everything expensive in the end.

"The interior finishings were long postponed. The Hall in particular lay for many years without windows; several of these were erected and adorned by the graduates at leaving College, as appears from various entries in the Album, and from the names painted

scription "tymes are so very hard in this countrey and so little trade". He sends the list of former subscribers.

"Cönigsberg 7mo Febrij 1701

A List of the Scots Fraternity in Cönigsberg who have been pleased to Extend their charity towards the perfecting the fabrick of Mareshall Colledge in Aberdeen

Mr Thomas Hervie, Sr	f. 30
Mr James Kuick	20
Mr William Gray	30
Mr Robert Stronoch	15
Mr Alexander Smith	18
Mr Alexander Menie	30
Mr James Ritchie	4
Mr Adam Fuller	18
Mr George Gordon	6
Mr Charles Ramsey	10
Mr Peter Murison	18
Mr John Murison	18
Mr William Hervie	18
Mr David Hervie	10
Mr David Mill	18
Mr Francis Hay	30
Mr George Allan	20
Mr William Allan	15
Mr Andrew Ramadge	10
Mr John Rait	18
Mr John Gordon of Goldap sent per Wm Allan	15
Mr William Watt	8
Mr Alexr Watt	10
Mr James Raine	17
Mr Gilbert Couper	20
Mr George Gray	10
Mr John Trotter	10
Mr Henry Panton	6
Mr William Mercer	10
Mr Gilbert Craigie	f. 12
Mr David Cramond	10
Mr David Miller	10
Mr George Lessel	10
Mr Mill	4
Young Men and Servants—	
Mr Thomas Hervie, Jr.	10
Mr John Birrel	10
Mr James Tam	6
Mr Francis Craw	6
Mr John Johnston	20
Mr Thomas Ramadge	10
Mr John Lyel	10
Mr Laurence Birrel	20
Mr James Mitchelhill	8
Mr William Tevendel	10
Mr George Gordon	10
Mr William Gordon	6
Mr Ferdinand Tilleman	6
Mr Johan George gross	6
Mr Daniel Mitchel	10
Mr Ertman Winster	3
Mr David Bailie of Colbin	10
Mr Thomas Hay of ditto	7
Mr William Douglas	7
Mr Henry Hunter of Keidam	18
	f. 700"

on the wainscot. The names of other benefactors to the buildings are still visible on tablets in the pannels of the Vestibule of the Hall [destroyed in 1840].

"In estimating the expense of the building it is nearly impossible, from the accounts, to discriminate it from the numerous repairs. Thus keys innumerable to the Tertian, Bajan Schools, &c.; bands and locks for them nearly as often. 'A lock to the Bilboe;' 'a lock to the penetential chamber'; 'a new key to the fornicators chamber':

"Then the endless annual entries about the lodgings: 'boxbeds'; 'daills' without end; tables 'brocken be that damnable custome of Chalking the schooles be the students of the first and third classes'; 'glassen windoes brocken be ane other custome of bracking windoes at their removall'.

"No carts seem to have been employed. The sandstone came from Moray, the lime by sea." (Knight's *Collections*.)

The following are sample disbursements:—

	lib.	*s.*
"240 bolls of lime at 14 s.	169	8
330 loads of sand from the Castlehill before the lime came at 6 placks the load	8	5
500 loads of sand brought from the links at 10d per load	4	4
900 barrowfuls of stones undressed	36	
A boatload of stones	50	
100 sklates	2	10
595 trees	292	10
Clearing the court of 2000 loads of rubbish	50"	

In the same Mass, together with two letters from Mr Robert Gordon, Warsaw, is a note of a "Colection for the Marschal Coledge of Aberdeen In Anno 1700

Mr Wilhelm Broune . . .			Mr Gilbert Moyre . . .	f. 100
Mr Daniel Davidsone . .			Mr Thomas Mashal . . .	100
Mr John Broune . . .			Mr George Paip . . .	30
Mr Peter Watt Dantzick money		f. 100	Mr Arthur Forbes, Warsaw .	
Mr William Lumsdale . .			Mr Robert Lowe, Warsaw .	dol. 100
Mr Alexander Paip and Son .	dol.	20	Mr Robert Gordon, Warsaw .	60
Mr Thomas Leslie . . .			Mr George Gordon . . .	2
Mr Walter Leslie . . .			Mr James Ross, Lubline . .	
Mr Andrew Maryoribanks .		30	Mr John Farquhire, Dantzick .	
Mr George Buchan . . .		30		
Mr Wilhelm Turner . . .				
Mr Andrew Turner . . .				dol. 242 f. 330"

LXXVI.

*John Fraser, student of Divinity, mortifies to the Council one thousand merks Scots to maintain a bursar. 18th September, 1695.**

Be it known to all men by these present Letters Me Mr John Fraser Student of Divinity in Aberdeen Forasmeikle as I am at present Sick and diseased in bodie but perfect and sound blessed be God in mind memory and judgement and being certain of death though most uncertain of the time and manner thereof I doe recommend my soul to God hopeing to be saved by the merits of Jesus Christ and my body to be decently interred as becometh And as for my worldly affairs I make my letter will and testament as follows And first I nominat and appoint Robert Cumming present Master of Mortifications of the Burgh of Aberdeen and his successors Masters of Mortifications of the said Burgh my only Executors haill and universal Legators and Intromitters for the uses and ends always after specified with my haill goods gear debts sums of money books and others whatsomever pertaining and resting owing to me And

* "*Benefactorum* igitur agmen claudat M. JOHANNES FRASERIUS, ex generosa oriundus prosapia, et *S. Theologiae Studiosus*, cujus virtutem, doctrinam et pietatem supra annos, non ita pridem conspeximus et amavimus, et quem præproperè nimis nobis, in ipso Juventutis flore eheu ereptum lugemus! Insolitam in *Juvene* testatus est pietatem, bona sua, laudabili parsimonia et sobrietate comparata, *Academiae* huic et *Pauperibus* ex asse erogando: Et moriens monstravit, qualem habitura fuisset *Ecclesia* columnam, et *Academia Marischallana* alumnum, modò *Numini* visum fuisset, ipsius producere vitam. Sed *Ignis quò clarius effulsit, citiùs extinguitur; eripit se aufertque ex oculis subitò perfecta virtus; quicquid est absoluti faciliùs transfluit, et optimi Proh! neutiquam diurnant. Ast,*

Si numeres annos cecidit, florente juventâ,
Si studia, et mores et benefacta, Senex.".

—Smith's *Oratio*, p. 30.

With this tribute to the virtues of John Fraser, Professor Smith brings his record of benefactors to a close, assuring his audience "nullius *Beneficii* vel *Donarii*, in *Academiam Marischallanam* collati, utcunque exigui, unquam interituram *Memoriam* . . . Et quamdiu ullus restabit honos *Literis*, quamdiu *Latinae Linguae* potentia, vel *Graecae* gratia florebit, *Musarum Alumni*, summis semper laudibus, praedicabunt, *Maximos* illos HEROAS, eximios illos VIROS, *Academiae Marischallanae* BENEFACTORES,

Nulla dies unquam memori quos eximet aevo;
Sed referent Musae, et vivent, dum robora tellus
Dum Cœlum stellas, dum vehit amnis aquas".

I doe hereby leave and bequeath the same to them for the uses and ends always aftermentioned secluding and debarring my haill friends and nearest of kin from any part or portione thereof With power to my saids Executors to mell and intromitt therewith and to Dispone thereupon for the Uses and ends after exprest Allenerly and no other ways and all other things necessary to doe theranent competent in law And sicklike out of the zeal I have to the glory of God Increase of learning and supplie of young poor boyes and out of the respect I bear to the burgh of Aberdeen and flourishing of the Marischall College therin I hereby destinat mortifie and appoint the sum of one thousand merks Scots money of the first and readiest of my goods gear and debts above specified to be employed upon land band or other sufficient security be the Provost Baillies and Counsel of the said burgh of Aberdeen and the annuallrent therof to be yearly payed to the Master of their Mortifications for the mantainance of ane schollar and bursar of the quality after specified in the said College Marischall of Aberdeen for the space of four years at two terms of the year Whitsunday and Martimass be equall portions and in case my goods gear and debts doe not extend to One Thousand Merks I appoint the same to be stocked untill the said stock and annuallrent thereof accresce to ane thousand merks and then I desire my said Executers to pay ane hundered merks Scots money off the annuallrents of the said sum of ane thousand merks to the Minister and Kirk-session of the pariochen of Strathdone called Invernoughtie to be stocked be them and the annuallrent therof payed yearly to the poor of the said Pariochen And after the said sum of ane hundered merks is payed I destinat and appoint the annuallrent of the forsaid sum of one thousand merks to be payed yearly to the said Master of Mortifications for the mantinance and education of William Fraser my nephew son to the deceast Symon Fraser in Cullquhanie my brother at schools untill he be qualified for the College And then the annuallrent of the said principall sum to be payed to him yearly for four years at the said College Marischall and therafter or in caise of the said William Fraser's decease before that time or that he doe not apply himself to learning I appoint the annuallrent of the said sum of ane thousand merks to be payed and applyed yearly for the man-

tinance of ane schoaller or bursar at the said College Marischall of Aberdeen And farder I be thir presents nominat and appoint and ordain the Provost Baillies and Counsel of the said burgh to be sole patrons of the foresaid Mortification to the said College Marischall of Aberdeen and to grant Presentations to such as shall be admitted to the forsaid benefice from time to time and that non be presented therto but those allenerly who are qualified and are of ane good disposition and incline to learning and noways given to wickedness or vice and who are not able to mantaine themselves att the said College Marischall of Aberdeen And sicklike I hereby appoint my own nearest relations to be first preferred to the forsaid benefice at the said College without any competition and failȝing them any of the name of Fraser to enjoy the said benefice for four years space at the said College and failȝing both detur digniori And lastly I humbly intreat the Provost Baillies and Counsel of the said burgh of Aberdeen to take speciall care that this my mortification be punctually observed in the haill heads articles and conditions thereof conform to the express words of the same and noways innovat nor altered in any point as they would wish the blessing of God to be upon them and encourage others to the like charitable practice In witnes whereof written be Robert Cook servitor to Mr Alexander Thomson Advocat in Aberdeen I have subscrived thir presents with my hand at Old Aberdeen the Eighteenth day of September One Thousand Six hundred and Ninety five before thir Witnesses Robert Comine of Birnes William Baxter Advocat in old Aberdeen and the said Mr Alex^r Thomson Sic Subsc^r J Fraser Robert Cuming witnes Will. Baxter wittnes Al Thomsone wittnes

From a copy entered in *The Book of the Mortifications of the burgh of aberdein*, p. 132.*

* The earliest entry in the Town's accounts relative to this mortification is as follows :—

"Mr. John Frasers Mortification]

DEBITOR.	DEBITOR.	lib.	s.	d.
To seven hundreth fifty one pound eighteen shillings 6d. resting be sundry persons as per parlar accompt to the said Mr. John Fraser the time of his decease is	Imprimis by Ja. Rolland elder of Disblair ane hundreth merks and a years annuallrent is .	70	6	8

DEBITOR.

	lib.	s.	d.
Item be James Rolland yor throf 200 merks and annuallrent from Martimass 1694 is	140	13	8
Item be the sd James Rolland yor 50 merks and annuallrent from Wit 95 is	34	3	4
Item be Tho. Souper Mertt 100 merks and annuallrent from Mart 94 is	70	6	8
Item be Jo. Thomson in Porthill 50 merks and annuallrent fra Wit 93 is	38	3	4
Item be Alexr Gavin writer in Abd 100 lib and annuallrent fra Mart 94 is	105	10	0
Item be Patrick Killgour watchmaker in Aberdeen fiftie merks and annuallrent from Martimass 1694 is	35	3	4
Item be Jo. Rotson Litster in Abd qrof rests 3 lib as is supposed	3	0	0
For Meall			
Item Jo. Hetherweek weaver in Abd 6 firlots of meall about a year agoe			
Item be John Deans writer in Abd 2 bolls 3 firlots cropt 1692			
Item be the sd John cropt 93 1 boll 2 firlots both is 4 bolls 1 firlot at 7 merks pro boll is	19	16	8
Item John Stewart Skiner yr 3 bolls cropt 1693 is	14	0	0
Item Jo Davidson porter for cropt 92 six firlots and cropt 93 six firlots is	14	0	0
Item be John Robertson taylor in Robslaw 6 firlots	7	0	0
Item Alexr Cushnie yr for cropt 94 3 bolls	14	0	0
Item Thomas Johnston yr 6 firlots	7	0	0
Item Wm Christie taylor in Abd 1 boll 3 firlots is	8	3	0
Item John Rotson now in Caperstoun 6 firlots 7 lib	7	0	0
Item William Anderson yr 6 firlots 94	7	0	0
It. William George smith in Abd 6 firlots	7	0	0
Itt. William Stewart his son in law 6 firlots is	7	0	0
It. James Laing 6 firlots	7	0	0
It. John Ellies weaver in old Abd 6 firlots	7	0	0
It. John Burnet weaver yr 6 firlots	7	0	0
Item Rot Elpinston cropt 94 3 bolls 5 firlots both is 4 bolls 2 firlots of qch receaved rests 12 lib	7	16	8
Item Mr Alexr Moir writer in Abd fore meall	1	8	0
Item be Tho Fraser in Carnes 9 lib borrowed money is	9	0	0

DEBITOR.

	lib.	s.	d.	lib.	s.	d.
Item be the sd Alexr Gavin of annuallrent	1	0	0			
Item be deacon Paterson armourer in Abd for a sword	3	6	0			
Item to Robert Simson in Coldwalls of Kinmuck on precept	6	0	0			
Item Robert Sharp goldsmith got ane Ring to sell worth 5 lib Itt. of brunt Silver 2 ounces and ane half is 7 lib. 10sh. Item ane pair of buckells set in stons worth 2 lib. 10sh. of all qch receaved ane leg dollar So rests	12	4	0			
Item his books estimat	60	14	0			
Item ane new press with ane standart estimat to	8	0	0			
Item 8½ elns of stuff cloath at 29sh p ell qch is in Susanna Tarvas houss to sell	12	6	6			
				751	18	6

DEBITOR.

	lib.	s.	d.
To five pound 16sh. 8d. resting by James Rolland elder of Disblair as half a years annuallrent of three hundreth and fiftie merks more as is included in the forsd compt	5	16	8
To two pound ten shilling resting by Alex. Gavine as half ane years annuallrent of the prinll soume of ane hundreth pound Scots from Martis 95 to Wity 96 is	2	10	0
To one pound 13s. 4d. resting by Patrick Killgour as half a years annuallrent of the soume of fiftie merks from Martis 1695 to Wity 96, is	1	13	4
To four pound 7sh. 4d. receaved be the Compters predicessor in cash at the taking up of the inventor of the goods and debts resting to the sd Mr. John Fraser, is	4	7	4
To two pound 10s. 8d. resting be James Laing and paid to the Compter's predicessor in full payment of what the said Laing deponed he was resting, is	2	10	8
Summa paginæ is seven hundreth three score eight pound 16sh. 6d.	768	16	6

CREDITOR.

	lib.	s.	d.
By three hundreth and fiftie merks resting by Disblair elder and yor as in the debit page	233	6	8
By nineteen pound 17sh. 4d. resting by Tho. Souper Mert in Abd is	19	17	4
By four pound 16sh. 8d. resting by John Thomson in Porthill for bygone annuallrents is	4	16	8
By thirtie three pound 6sh. 8d. and two pound 13sh. 4d. as the bygone annuallrents of the sd fiftie merks resting by Patrick Killgour watchmaker in Aberdeen is	36	0	0
By seven shillings being a mistak upon John Robertsons accompt at clearing with the Compters predicessor	0	7	0
By fourteen pound resting be John Steuart skinner is	14	0	0

CREDITOR.

	lib.	s.	d.
By two pound 12 resting be the rel. of Alex. Cushine in Robslaw is	2	12	0
By two pound 6sh. 8d. resting be John Robertson in Cabraston	2	6	8
By one pound resting by William Andersons wife ther is	1	0	0
By fourteen pound resting by William Georg and Wm. Stewart his son-in-law is	14	0	0
By nine pound Scots resting by Thomas Fraser in Carnes	9	0	0
By twelve pound 4sh. as the value of ane studdy belonging to Robt. Sharp and comprysed so upon the ground the sd study being in the Compters possession is	12	4	0
By twelve pound 6sh. 8d. as the value of ane peice of stuff which was stolen from the Compters predecessor and made in ane gown and a coat for a woman by the theif and got back and is now in the Compters predicessor his possession is	12	6	8
By seven pounds as a mistak on James Laings debt is	7	0	0
By one hundreth and fyve pound 10sh. and 3lib. 10sh annuallrents with 14 pound 12sh. 10d. for legall diligense all resting by Alex. Gavin writer in Abdn is	123	12	10

CREDITOR.

	lib.	s.	d.
By thirtie-eight pound 12sh. as the value of some books of the mortifier now in the Compters predicessors accompt	38	12	0
By one pound 8sh. 4d. tht Robert Elphinston deponed for less as in the inventor is	1	8	4
By three pound 2sh. for books resting by Robt Cuming Dean of Guild	3	2	0
By three pound 4sh. resting by John Davidson porter in the Colledg	3	4	0
By one hundreth thirtie one pound 10sh. as charges of the deceast Mr. Fraser his funeralls and pursuing his debtors as per accompt	131	10	0
By ninetie-seven pound 2sh. 6d. as the neat ballance resting by the Compters predecessor and for which the Compter is now debitor and the same with the three pound 2sh. resting by the Dean of Guild as above makes up ane hundreth pound 4sh. 6d. the same being appointed to be stocked at Martimes nixt bearing annuallrent is	97	2	6
Summa paginæ is seven hundreth three score eight pound 16sh. 6d.	768	16	6

The charge and discharge being alike et sit eque"

—*Burgh Mortification Accounts*, 1696-97.

At the Union of the Universities in 1860 the Account stood thus:—

	Balce 1859	Revenue	Expre	Balce 1860	Stock
"26. John Fraser's, to a Bursar, preferring his own Relations and the name of Fraser	5 19 6	6 18 1	7 7 0	5 10 7	205 10 7"

—*Burgh Accounts*, 1859-60.

Under the Provisional Order of 1881, the Fraser and Milne (*supra*, p. 316) bursaries are united into one of £20 per annum.

LXXVII.

The Scots Parliament renew and extend the grant made in the Act of 17th July, 1695 (No. LXXV.). *28th August,* 1696.

At Edinburgh the twenty eight day of September J^{m}vj^{c} and ninty Six years Anent the Petition presented to His Maties High Commissioner and the Right Honourable the Estates of Parliament by the Principall and Masters of the Marishall Colledge of Aberdeen humbly Shewing That where the Petitioners haveing given in an address to the last Session of Parliament representing that it has been his Majestie and his Royall predecessors their constant care to provide for and give all encouragement to Universities and Colledges And that by severall Acts of Parliament there had been vacant stipends allowed them for the use of and upholding their fabricks And the Petitioners some years ago considering that their Colledge was exceedingly decayed did adventure the Erecting and Joyning a new Building to the said Colledge without any other fond but the charitable assistance of severall noblemen Gentlemen & others both at home and abroad and all that contribution being expended and the work lying uncompleat They Craved that they might have the gift of the vacant stipends of such Churches wherof the Earle of Marishall was Patron And their Petition being read upon the Seventeenth day of July J^{m}vj^{c} and ninty five They wer allowed the vacant stipends of the churches of Foveraign Newdear St Brides alias Dunnottar Fetteresso Olddear Auchredie Longside Peterhead St Fergus King Edward and any other wherof the Earle of Marishall was undoubted Patron how oft the same should happen to vaick of which few has been vacant since the said act But there is a restriction in the act that it is only to endure till the then nixt Session of Parliament so that now their gift falls By which they have not got so much benefite as to defray the Expence of procureing therof and the present circumstance of their Colledge necessarly requireing an immediat Supply both for reparing the old work and compleating the new which otherwayes will perish as will be attested by these of the Honourable members of the last visitation who upon that consideration by their act dated the twenty day of August last Recommended the Petitioners to the Lords of Thesaury that they might

grant them some part of the vacant stipends Bishops rents or any other fond that might be most effectuall for the ends aforsaid* They have therfor presumed to make this new application to His Grace and Honourable Estates of Parliament humbly Craveing that not only the former act allowing them the vacant stipends of the Churches abovementioned wherof the Earle Marishall is Patron may be renewed But in consideration of the necessity the old fabrick lyes under to be repaired and the new work to be compleated His Grace and Estates of Parliament would be pleased to allow the Petitioners some part of the Bishops rents or some other more certain and sure fond then the Casuall vacant stipends for the use and ends aforsaid as the said Petition bears Which Petition being read in presence of and heard by His Majesties High Commissioner and the Estates of Parliament They have Renewed and hereby Renews the former grant of the vacant stipends of the churches of which the Earl Marishall is patron And likewayes have Ordained and hereby Ordains the vacant stipends of the Churches standing upon the Lands belonging to the Earl of Kintore to be payed to the Petitioners to the effect above represented with the Burden alwayes of the twenty merks in the terms of the former Act excepting the Churches of His Majesties Patronadge and of such privat Subjects as shall not consent therto And thir presents to endure till the nixt Session of Parliament

From *The Acts of the Parliaments of Scotland*, Vol. x. (1823), p. 37. See also App., p. 8.

* "At the Marishall Colledge of Aberdein the twenty day of August Jmvjc and nynty sex yeares Convened ane noble Earle John Earle of Kintoir, David Lord Ruthven, Sir Thomas Burnet of Leyes, Adam Drummond of Meggines and Mr George Meldrum minister of the Gospell, Appoynted for visitatione of the University at Aberdein Earle of Kintoir Preses

The Principall and Masters of the Marishall Colledge haveing represented to the above Comitty that they were poorer than any other colledge in the Kingdom and that their fabrick is adekeying and that their new work is imperfected through the want of money Therefor intreated their Lordships to recommend to the Generall Comissione their caice To the end their Lordships may represent the same and recommend them to the Thesaury That they may have some fond out of the vaccant stipends or Bishops rents for their assistance to perfect so good a work and so staitly a fabrick AND the lords of this Comitty doe hereby recommend to the members of the Generall commissione to be assisteing to and recommend the said colledge to the Lords of Thesaury for some pairt of the vaccant stipends Bishops rents or any other fond for perfecting the new work.

Extracted furth of the bookes of the Comitty by me

(Signed) Tho. Hay '

From the extract in the "Visitation Book," Mar. Coll. Ch. Room.

LXXVIII.

Professor Patrick Sibbald bequeaths 500 *merks Scots to the College.* 1697.*

	lib.	*s.*	*d.*
Charge of ane legacie of 500 marks Scots left by the deceast Doctor Patrick Sibbald professour of divinity in the Marischall Colledge for the use of the s^d^ Colledge Received from the executrix of Doctor Sibbald	333	06	8

—*Procuratory Accounts* for Session 1697-98

	lib.	*s.*	*d.*
Item from Mr Osburne in name of the Synod the money that was givn in to them by Dr Patrick Sibbald and his exe^rs^ bequeathed to the College	38	10	6

—*Procuratory Accounts* for Session 1701-8.

LXXIX.

The Scots Parliament renew the grant made in the Act of 1696. 31*st August,* 1698.

Anent the Petition of the Principall and Masters of the Marischalls Colledge of Aberdeen Presented to and Read in presence of His Grace His Majesties High Commissioner and the Right Honourable the Estates of Parliament humbly Shewing that where the Petitioners haveing represented to this Parliament that they in consideration that their Colledge was exceedingly decayed had adventured to erect and joyn a new building thereto without any other fond but the charitable assistance of noblemen Gentlemen and others both at home and abroad And the Contribution being expended and the work uncompleat it pleased His Majesties High Commissioner

* Sibbald, elected Professor of Divinity in 1684 (*supra*, p. 179), died 14th November, 1697. A portrait hangs in Mar. Coll. Hall. His arms appeared in the Heraldic Ceiling as, Or, a cross moline azure within a bordure counter compony argent and of the second. According to Nisbet (*Syst.*, p. 127), who states that the Professor was "descended of a lawful brother of Sibbald of Kair," the field should be argent, and the bordure checquy.

and honourable Estates of Parliament to allow the Petitioners the vacant stipends of such Churches wherof the Earl Marischall and the Earl of Kintoir were patrons but the Act was restricted only to endure till this Session of Parliament And seing few of these Churches have vaiked and the Stipend of these that were vacant being near exhausted by the twenty merks payed to such as preach at the severall parish Churches the new building lyes still uncompleat and it will take a considerable sum to finish the said work And the Royall Burrows in consideration therof were pleased at their last generall Convention at Aberdeen to bestow upon the Petitioners a generous assistance And it being his Majestie and Royall predecessors their constant care to provyde for Universities and Colledges and to allow them supplies for repairing and upholding their fabricks the Petitioners have presumed to make this new address to His Grace and the Honourable Estates of Parliament humbly Craveing that not only the former Act allowing the Petitioners the vacant Stipends of the Churches of Foveran Newdeir Saint Brydes alias Dunnottar Fetterresso Olddeir Auchredie Langside Peterhead Saint Fergus King Edward and any other wherof the Earl Marischall and the Earl of Kintoir are undoubted patrons may be allowed and continued for such a competent time as His Grace and Estates of Parliament should think fit But also in consideration of the necessity that the old fabrick lyes under to be repaired and the new work to be compleated His Grace and Honourable Estates of Parliament would be pleased to allow the Petitioners some parts of the Bishops rents or some other more certain and sure fond than the casuall vacant Stipends for the use and ends aforsaid And the rather because the Honourable Members of the last visitation of Colledges in consideration of the premisses by their act in August J^{m}vj^{c} nynety six Recommended the Petitioners to the Lords of Thesaury that they might bestow upon them any fond that might be most effectuall for the uses forsaid as the said Petition bears Which His Majesties High Commissioner and the said Estates of Parliament haveing this day heard and considered they have Renued and hereby Renew the former Grant of the vacant Stipends of the Churches abovementioned and others wherof the Earl Marishall and the Earl of Kintoir are patrons and have Ordained

and hereby Ordain the same to be payed to the Petitioners to the effect above represented with the burden alwayes of the twenty merks payable to the Ministers in the terms of the former Act and thir presents to continue till the nixt Session of Parliament

From *The Acts of the Parliament of Scotland*, Vol. x. (1823), p. 168. See also p. 254 and App., pp. 31, 254.

LXXX.

King William III. allocates the grant of 29th April, 1695, between King's and Marischal Colleges. 30th November, 1699.*

GULIELMUS Dei gratia Magnæ Britanniæ Franciæ et Hiberniæ Rex fideique defensor OMNIBUS probis hominibus totius terræ suæ clericis et laicis SALUTEM QUANDOQUIDEM nos cum speciali avisamento et consensu prædilectorum et familiariorum consanguineorum et conciliariorum nostrorum Patricij Comitis de Marchmont summi Cancellarij antiqui hujus regni nostri Scotiæ Jacobi Ducis de Queensberrie secreti nostri sigilli custodis Archibaldi Comitis de Argyll Gulielmi Comitis de Annandale et confisorum nostrorum Conciliariorum Adami Cockburne de Ormistoune nostri Thesaurarij deputati et Magistri Francissi Montgomerie de Giffan commissionariorum pro nostro thesaurario computorum rotulatoris novarumque nostrarum augmentationum thesaurario prædictum regni ac reliquorum dominorum aliorumque nostri scaccarij nostrorum Commissionariorum CONSIDERANTES quod per signaturam sub manu nostra Regia de data apud Kensingtone octavo [*sic*] die mensis Februarij Anno Domini Millesimo sexcentesimo nonagesimo tertio dedimus concessimus mortificavimus et disposuimus ad et in favorem Universitatum et Accademiarum Sancti Andreæ Abrædoniæ Glasguæ et Edinburgi summam mille et ducentarum librarum monetæ Sterlinensium de reditibus et fructibus Episcopatuum dicti regni nostri Scotiæ tunc in manibus nostris existentibus et ad nostram donationem et dispositionem virtute acti parliamenti Episcopatum abolientis Idque pro sustentatione unius professoris theologiæ et decem bursariorum in theologia in unaquaque dictarum quatuor Accademiarum dictis professoribus et bursariis per nos nostrosque successores vel per Dominos Commissionarios nostri

* No. LXXIV.

Thesaurarij pro tempore appellandis et presentandis modo specificato et contento in dicta signatura prout eadem in se diversas alias clausulas continens et in scaccario expedita latius proportat PRÆTEREA nos per nostram aliam particularem donationem in favorem primarij professorum et præceptorum Accademiæ Abredoniæ concessam de data apud Kensingtone vigesimo nono die mensis Aprilis Anno Domini Millesimo sexcentesimo nonagesimo quinto pro causis inibi specificatis dedimus concessimus mortificavimus et disposuimus ad et in favorem dictorum primarij professorum et præceptorum dictorum Accademiæ Abredoniæ eorumque successorum in officio summam tercentum librarum Sterlinensium tanquam eorum justam et equalem proportionem prædictarum mille et ducentarum librarum annuatim levandam ad duos anni terminos festa viz Pentecostes et Sancti Martini per equales portiones ex primis et promptissimis reditibus et fructibus dictorum Episcopatuum Scotiæ applicandam modo subsequente viz summam quadraginta librarum Sterlinensium de prædictarum summa tercentum librarum Sterlinensium pro sustentatione duarum bursariorum theologiæ in dicta universitate eorumque successorum bursariorum ad ratam viginti librarum Sterlinensium pro unoquoque bursario annuatim applicandam reliquamque summam quæ conficit dictam summam tercentum librarum pro solutione debitorum dictæ universitatis applicandam Solvendam omnimodo summam centum librarum ejusdem pro provisione et sustentatione alterius theologiæ professoris in dicta universitate præter eum quem tunc habuerunt prout dicta particularis donatio diversas alias clausulas et conditiones [*sic*] et in Scaccario expedita in se latius continetur ET SIMILITER nos per nostram aliam donationem datam apud Kensingtone primo die mensis Martij Anno Domini Millesimo sexcentesimo nonagesimo octavo Intelligentes quod professor theologiæ tunc serviens in dicta Academia veteris Abrædoniæ sufficiens fuit pro exercendo munere professoris ibidem Et quod dicta universitas nullum habuit orientalium linguarum professorem Et quod sallarium perprius dicto professori theologiæ exiguum fuit et nullo modo sufficiens pro sustinendo professore erudito et literato ut necessarium erat pro munere illo Etiamque certiores facti quod summa centum librarum Sterlinensium dictarum tercentum librarum Sterlinensium cum majori utilitate in fines prædictos impenderetur Ideoque nos allocavimus destinavimus et

ordinavimus quod summam sexcentarum mercarum prædictæ summæ adderetur annuo sallario Magistri Caroli Gordon theologiæ ibidem professoris ejusque successorum in dicto officio Et reliquam summam Mille et ducentarum mercarum ejusdem allocari Magistro Georgio Gordon cui presentationem de data prædictæ donationis professorem esse orientalium linguarum apud dictam Universitatem Abrædoniæ concessimus Idque tanquam annuum feodum et sallarium pro docendo et professione prædictarum linguarum prout dicta donatio sub secreto nostro sigillo in se latius proportat ET NOS nunc certiores facti quod dicta Universitas ex duabus Academijs consistit quarum una vocata Accademia Regia in vetere Abredonia et altera Academia Mariscallana nuncupata Et quod inter easdem aliquot differentiæ ortæ sunt quoad divisionem et singulas eorum partes et proportiones dictarum tercentum librarum Sterlinensium Nos igitur sufficienter informati de dictis differentijs et de solita et usitata divisionis regula et de quota proportionum inter dictas Academias Ex certa nostra scientia pro removendis omnibus ejus naturæ questionibus quæ tempore futuro inter illos oriri poterint DECLARAVIMUS et determinavimus tenoreque presentium declaramus et determinamus prædictam summam tercentum librarum Sterlinensium allocatam dictæ Universitati Abrædoniæ in hunc modum esse dividendam viz summam ducentum librarum ejusdem veteri Academiæ et remanentem summam centum librarum ejusdem novæ Academiæ Quæ Academiæ gerent similem proportionem et onus quadraginta librarum Sterlinensium pro sustentandis bursarijs per prædictam donationem allocatarum Ac etiam quod prædicta summa ducentum librarum veteri Academiæ allocata totaliter onerabitur cum feodo et sallario per nostram donationem professori orientalium linguarum in veteri Academia concesso nec non cum additionali feodo et sallario professori theologiæ in dicta vetere Academia concesso Et reliquam dictæ summæ ducentum librarum Sterlinensium applicabitur in solutionem debitorum et in alios usus proprios dictæ veteris Academiæ secundum priorem donationem Et ex altera parte et ulterius ex eo quod feoda et sallaria primarij et professorum philosophiæ dictæ novæ Academiæ perquam exigua sunt et nequaquam sufficientia pro ijs honesto more sustinendis Nos ERGO cum avisamento et consensu prædictarum statuimus et ordinamus summam centum librarum Sterlinensium per presentes Academiæ

novæ allocatam ulterius esse onerandam præter et ultra proportionem dictæ summæ quadraginta librarum Sterlinensium pro bursarijs cum feodis et sallarijs additis infra expressis viz Summa tercentum librarum monetæ Scotiæ primario dictæ Academiæ et summa centum librarum monetæ prædictæ unicuique ex Quatuor professoribus philosophiæ in dicta Academia ijs persolvenda ad terminos consuetos et una cum eorum antiquis feodis et sallarijs Quæ additiones extendent ad summam septingentarum librarum monetæ prædictæ annuatim Et reliquam dictæ summæ centum librarum Sterlinensium applicari pro solvendis debitis et in ceteros fines et usus dictæ novæ Academiæ secundum dictam priorem donationem Et hæc declaratio et determinatio per presentes ordinatur esse regulam inter dictas Academias tam pro preterito quam tempore futuro ET ULTERIUS ordinamus dictas proportiones dictis duabus Academijs separatim persolvi Et quod de tempore in tempus in hunc effectum distincta præcepta accipiant DECLARANTES eorum distinctas et separatas exonerationes per eorum alterutrum pro eorum respectivis proportionibus sufficientes fore personis obnoxijs et ordinatis persolvere Universitati Abredoniæ prædictæ annuitatem tercentum librarum Sterlinensium ET VOLUMUS et ordinamus quod hæc nostra divisio et allocatio firma et stabilis permaneat IN CUJUS REI TESTIMONIUM præsentibus magnum sigillum nostrum appendi mandavimus Apud Aulam nostram de Kensingtone trigesimo die mensis Novembris Anno Domini Millesimo sexcentesimo nonagesimo nono et anno regni nostri undecimo

per signaturam manu S. D. N. Regis suprascriptam
Wrytine to the great seale and Registrat the second day of Januarie 1700

Dun. Ronald, Dept.

From the original in the Mar. Coll. Charter Room, "Government Grants," No. 4.

LXXX*a*.

Abstract of foregoing Letter.

King William, referring to his signature of [2]8th February, $169\frac{2}{3}$;* his grant of 29th April, 1695;† and his grant of 1st March, $169\frac{8}{9}$‡ (transferring

* No. LXXIII. † No. LXXIV. ‡ *Fasti Aberdonenses*, p. 200.

to the Professor of Theology in the "Academia" of old Aberdeen, and to a new Professor of Oriental Languages thereby constituted in the University of Aberdeen, the sum allotted in the grant of 1695 to a Second Professor of Theology in the said University); and considering that the University of Aberdeen consists of two colleges (Academiæ), between which disputes have arisen as to the division of the grant of £300 sterling: Declares that the old College shall receive £200 (£26 13s. 4d. for bursars, £66 13s. 4d. for the Professor of Oriental Languages, £33 6s. 8d. as supplement for the Professor of Theology, £73 6s. 8d. to pay debts and for other uses), and the new College £100 (£13 6s. 8d. for bursars, £25 for the principal, £8 6s. 8d. for each of the four regents, £28 6s. 8d. for debts and miscellaneous purposes). The division to apply to past payments, and to remain unaltered in the future. The shares of the Colleges to be paid and acknowledged separately. Sealed at Kensington, 30th November, 1699. *

* The disputes referred to culminated in counter actions before the Lords of Session. A printed "INFORMATION *for the New Colledge of* Aberdeen, *Against the Old Colledge*," preserved in the Mar. Coll. Ch. Room ("Government Grants," No. 5*a*), gives an interesting glimpse of the relations between the Colleges.

"INFORMATION *For the New Colledge of* Aberdeen, *Against the Old Colledge.*

"The Masters of the Old Colledge of *Aberdeen* having Intented a Declarator against the New Colledge, to hear and see the 300 *lib.* lately gifted by His Majesty to the University of *Aberdeen*, divided and proportioned betwixt the two Colledges, in manner contained in their Declarator; The New Colledge hath also Raised a Counter Declarator on the same Subject.

"And the Cause coming to be Debated before the Lord *Halcraig* Ordinary, for ordering of this contraverted division. It was alledged for the Old Colledge, First, That the 40 *lib. Sterling* appointed in the first place, for the mantainance of two Bursars was indeed to come off the Capital, and these two Bursars being one in each Colledge; this 40 *lib.* did equally divide betwixt them, to which the New Colledge agreed.

"But 2. As to the Application made in the next place by the Gift, for the Payment of the Debts of the University; The Old Colledge pretended that they were the Kings Colledge, and in effect, properly the University; And that therefore the appointment that the King had made of 1200 *Merks* yearly to the Professor of the Oriental Language, and of 600 *Merks* of Additional Provision to the Professor of Divinity, should come off the Capital, and the remainder be applyed for their Debts in the first place, and then if there were any superplus to the other Bursars mentioned in the Gift, conform to the order thereof.

"To which it was Answered for the New Colledge, that the pretences of the Old Colledge were most groundless, and that it was truely strange, how rational and just men should give themselves, and their Neighbours such a needless trouble.

"For First, it is very certain that the Old Colledge was founded by Bishop *Elphingstoun* in the fifteenth Century, & the New Colledge by Earl *Marshal* in the sixteenth, with this only difference, that the Old Colledge getting first the Kings ratification, was called the

Kings Colledge, and the New Colledge, *Marishalls* Colledge, purely for distinction. But that they were both repute parts of the University of *Aberdeen*, was never denyed. Likeas 2. When King *Charles* the First in *anno* 1641, thought fit to Dot the Bishop of *Aberdeens* Rents to that University, the Patent distinguishing the two Colledges, Erects them expressly in one University; but because the Old Colledge had eight Masters, and the New Colledge only five, the Patent declares that the Donative made to the University, should in all time coming, divide two parts to the Old Colledge, and a third to the New; And so indeed it hath been since observed, with this only advantage to the New Colledge, that when there was an Augmentation granted to the University out of the Vacant Stipends by the Parliament 1672: The two Colledges did by Contract agree, that it should divide eight parts to the Old Colledge, and five to the New, according to the Respective number of their Professors; And when the same Gift of 300 *lib. Sterling* was first given by His Majesty to the University: There is an Express agreement among the Masters of both Colledges, that it should divide two parts to the Old Colledge, and a third to the New Colledge. And farder, when other incident Gifts and Mortifications came to be made to the University, as by Captain *Ross*, they were *de facto* divided by the foresaid Rule of two Parts and third, so that as to the division of any thing common to both, this Rule of two parts and third is established by the Patent 1641, and after Contracts, Agreements and Practice beyond contradiction.

"It hath been mutered by the Old Colledge, that the Masters are but Administrators, and that the Colledge having the priviledge of a Minor, cannot be lesed, but this pretence is too gross to be made by the same Masters, who first agreed to the foresaid Rule, and now would have it reversed: Besides that, the Rule is founded in clear Reason, and in His Majesty's patent, and hath been acknowledged now above these fifty years, so that there is no place to Reclaim.

"But the Old Colledge insist mainly that the 1200 *Merks*, appointed to the Professor of the Oriental Languages, with the 600 *Merks* of Additional provision to the Professor of Divinity, should be first deduced from the Capital, and then the remainder applyed as above.

"To which it is Answered for the New Colledge, that the alleadgance is wholly groundless, in as much as the Rule being first established of two part and third as to all common Donations: It is evident, that the 300 *lib. Sterling*, excepting 40 *lib.* thereof to two Bursars must divide accordingly, and that this division ought first to be made, and then the Application is to follow by the two Colledges, to their Respective uses, whereupon it follows of consequence, that the Professor of the Oriental Languages being expressly established to be a Member of the Old Colledge, and the Additional provision being made to the Professor there, both these might be a Burden upon the two thrids of the Old Colledge, and cannot at all affect the thrid that belongs to the New; And this Reason is farder confirmed:

"Because it is undenyable, that if His Majesty should add a new Professor of any Science to be a Member of the New Colledge, this Burden would necessarly affect their third; Likeas *de facto* when after the 1650 a Professor of Humanity was appointed in the new Colledge, he became the Proper burden of the third part Rents that then belonged to the Masters of the New Colledge: Wherefore then should the Masters of the Old Colledge decline the same parity of Reason, or what can be more just, then that as Professors are appointed, or Provisions augmented in either Colledge, there should be the burden of their respective Fonds. But farder if it were needfull, the New Colledge would make it appear by the Lord Secretaries and others, that it was His Majesties Intention,

that the Professor of the Languages, and the foresaid additional Provision should only burden the two thirds of the Old Colledge where these Provisions were made, and not affect the third of the New Colledge:

"But the old Colledge would further have the remainder of the Gift to be applyed for payment of their Debts in the first place, *sed quo jure*, since this were in effect to swallow up the Kings Bountie intended for the New Colledge.

"The Old Colledge alledge that the Kings Gift is for payment of the Debts of the University, and that they are the Kings Colledge, and in effect the University. But 1 Thir Shadows are already discussed, in as much as both Colledges make but one University; And that the New Colledge is really as much the Kings Colledge as the Old, save that for distinctions sake the Names were otherways ordered as said is.

"And therefore it is without question, that when the King appointed the said Fond for payment of the Debts of the University, it was for Payment of the Debts of both the Colledges, of which the University consists, and that out of the Fond appointed to them after the foresaid known Rule of Division, unless the Old Colledge will grant, which is indeed more rational then what they now pretend to, that the Debts of both Colledges should be paid equally out of this Fond thereto ordained.

"The Old Colledge came at length to this pretence, that the New Colledge hath no Debt, and that at least their Debt is much greater. But first the new Colledge hath Debt, and if they had less than the Old Colledge, it is purely their better Management, and if in effect the Old Colledge had managed well their Debt had been less then that of the New Colledge. But 2. Setting these questions aside, the New Colledge contend, that whatever is given to the University without Distinction should first divide according to the established rule of two part and third, and then should be applyed by either Colledge for payment of their respective Professors and Debt, which rule is so fair and advantaious to the Old Colledge, that it is a wonder how they should Reclaim against such manifest Reason and the Kings express determination and their own Contracts and Agreements confirmed by allowed Practice.

"It was alledged by the Old Colledge, first, that the 300 *lib.* was appointed to the University, and therefore its Burdens must deduce off the Capital; But this is already cleared, *viz.* that the 300 *lib.* being commonly gifted betwixt them, must first be divided two part and third, and then applyed to their respective Burdens.

"2. It is objected, that by the first Gift a hundered pound of the three was to be given to a Professor of Divinity to be nominat by his Majesty to the University, which certainly had been a Deduction off the Capital in the first place, and therefore the same 100 *lib.* being given to the Professor of the Languages, and for an additional Provision as said is, must deduce of the Capital in the same manner.

"To which it is answered, that if the first project of a Forraign Professor had held, its very like he had been a common Professor to both Colledges, and so must have been a common Burden: But since that project did not hold, the 300 *lib.* in the first place, did necessarly divide two parts and a third; And then since His Majesty hath appointed the Professor of Languages in the Old Colledges, and Augments the Professor of Divinity there, it necessarily follows, that they should be Burdens upon their two thirds and the Masters of the New Colledge do freely acknowledge, that if either Sallarie or Augmentation had been appointed within their Colledge, they would have judged it a Burden upon their third part without any Dispute. The Old Colledge alledges, that tho' the Professor of the Oriental Languages, be appointed in the said Colledge, yet it is for the Service of

LXXXI.

Alexander Galloway, by his testament, bequeaths to the Principal and Regents the sum of one thousand pounds Scots for the maintenance of a bursar. 17th February, 1700.

Alex^{r} Galloway Elder Thesaurer in Aberdein Mortified to the Marishall College in Aberdein a thousand pounds Scots for maintainance of a Burser in the following Terms by his Mortification contained in his Testament dated at Abd the 17th day of Febry 1700 years. 'I ordain my foresaids to pay within year and day to the Principall and Regents of the Marishall Colledge of Abd the Sum of Ane Thousand pounds Scots money, and the Rent therof to be bestowed upon a poor and worthy good Schollar who has neither means nor friends to plead for him, only his Learning; And this rent to be given to this poor Schollar for Six years, if he study Divinity. And that Alexr Forbes my son in law have a voice with the Masters of the said College, and Professor of Divinity.' May the 28th 1707. The Principall and Regents signed and delivered to the said Alex^{r} Forbes a Paper declareing it was thair Opinion, That in acknowledgement of thair obligations to the Representatives and memory of the said Alex^{r} Galloway the nearest of Kin of the said Alex^{r} Galloway As also of his daughter and her husband the said Alex^{r} Forbes of Ludquharn should be pre-

both. But the Distinction is vain, For 1. The Professor of Divinity, and the Professor of Mathematicks within the New Colledge serve for the use of both, and yet they are only a Burden upon the Rents of the New Colledge. But 2. It is groundless to notice, for what use any Professor serves, since the only Rule is where he is established; And therefore since their Establishments are made in the Old Colledge, they must be their Burden as is above confirmed both by Reason and the KING's declared Intention."

According to the Commissioners of Visitation of 1836-7 (*Second Report*, p. v.), "It appears that the two Theological Bursars, who have the first claim on the fund, do not receive the full sum allotted to them. They are entitled to receive £40 in all, of which King's College were bound to bear two-thirds, or £26 13s. 4d. But in place of that sum, the Bursars receive no more out of the proportion of the £300 effeiring to King's College than £6 13s. 4d. The consequence is, that although it appears from the Returns made by Marischal College that Marischal College pays their full third of the £40, or £13 6s. 8d., the two Divinity Bursars receive annually only £20 between them, being not more than one-half of what they are entitled to under the grants above mentioned."

The balance of £28 6s. 8d. has always been regarded as part of the "Burse Fund".

ferrd If they be necessitous and equally qualified as others competing in the Terms of the said Mortification

[Signed] Ro. Paterson
G. Peacock
James Moir
Alex^r Moire
W. Smith

From an entry in the "Buik of Register".*

* The earliest entry in the College Accounts relative to this Mortification occurs in the *Discharge* of Session 1706-7:—

	lib.	*s.*	*d.*
"Spent at two Severall metings in the Coffie House wt Alex^r Forbes of Ludquharn and Charles Gordon concerning Alex^r Galloways Mortifican	00	11	06
To Charles Gordons servant for writing a discharge to Ludquharn qn we received his Bond for said Mortifican	00	14	06"

The first payment to a bursar was made in the next Session, 1707-8:—

"From Alex^r Forbes Ludquharn for a years annuallrent of the money in his hand due to Alex^r Galloways Mortification	55	00	0
To John Scolay out of Mr Galloways Mortification	55	00	0"

It was not, however, until after the Visitation of 1716-17 that the College obtained a portion of the capital:—

	lib.	*s.*	*d.*
"*It.* Of 1000 lib. sc. mortified by Mr Galloway and lodged in the hands of Forbes of Ludquharn, 500 lib. sc. wt one years annuallrent: the College being empowred to take this soume conform to the practice of other creditors by the Honble Commission for Visitation: and this soume being cast into the College hands, the Masters appointed the same to be applyed for paying of College debts, and they as Masters stand bound to the Mortification for the foresd soume: Inde	550	00	00"

—*Charge* of Session 1717-18.

	lib.	*s.*	*d.*
"*It.* The second moiety of the 1000 pds Scots mortified by Mr Galloway and lodged in the hands of Forbes of Ludquaharn, being 180 pds Scots, which together with the five hundred pds formerly received and accounted for makes up the whole to be expected of the sd Mortification: the College being empowred to take that Soume conform to the practice of other Creditors by the Honble Commission for Visitation: and the sd 180 pds being cast into the hands of the College, the Masters appointed the same to be applyed for answering the credit of the College, and they as Masters stand bound to the Mortification for the sd soume: Inde	180	00	00"

—*Charge* of Session 1719-20.

The stock of the Bursary thus became part of the "Burse Fund," and an annual

LXXXII.

The Synod of Aberdeen grant a sum of 1000 *merks Scots from the vacant stipend of the Profession of Divinity in King's College for the formation of a Divinity Library in Marischal College.* 4*th April*, 1700.

At Aberdeen eodem die hora quarta Post Merid. Sessio Sexta After prayer and Rolls called Sederunt Master James Osburn Moderator &c

Inter alia It being represented by the Moderator that the Students of Divinity by the good Providence of the Lord are much encreased in number beyond what they have been these severall years bygone But that their profiting in their Studies is much retarded thro the want of fit and apposite Books These in the University Libraries not being very usefull for the Business of such as apply themselves to the study of Divinity As also that by the fundamentall Charter of the Profession of Divinity in the King's Colledge it is expressly provided that the yearly Rents of the said Profession (during the time that the samen shall hap'n to be vacant) shall be uplifted by the Moderator of the Presbytery of Aberdeen and the Minister of Old Machar for the time being who are to be accountable to the Synod for the same And therefor proposed to the Synod whether some Pairt of the said Rents might not be disposed of for buying Books and setting up a Theologicall Librarie for the use and Benefitte of the Students forsaid

The Synod taking the said Proposall into their serious Consideration Found that the Rents of the said Profession have been vacant for the Crops and Years J^{m}vj^{c} and ninetie eight and J^{m}vj^{c} and ninety nine Also found that the Erecting a Theologicall Library

payment of 50 merks appears in the Accounts. In Session 1754-55 this annual payment was increased :—

	lib.	*s.*	*d.*
"Galloway's Bursary. By paid John Pirie Bursar for his first year p. discharge, this bursary having been vacant since Whits. 1746 and by that means having accresced from 50 merks to £50 Scots yearly	4	3	4"

—*Discharge* of Session 1754-55.

This sum continued to be paid annually to a bursar until the Commissioners of 1858 (Ordinance No. 37, Aberdeen No. 17) united the Galloway foundation to that of Margaret Gairden (*infra*, under date 1738). The Galloway and Gairden Bursary is stated in the current [1889-90] *Calendar* of the University of Aberdeen to be of the annual value of £9.

consisting of a good Choice of the most usefull Books will be of great Benefit to the said Students and one of the most pious uses for which the said vacant Rents can be bestowed Did Therefor in one voice agree to give And do Hereby give and grant the Summe of one thousand Merks Scots money forth of the first and readiest of the said vacant Rents And Appoint John Watson Factor for uplifting the said two years Rents to make payment of the thousand Merks forsaid with all possible Diligence to Mr James Osburn present Professour of Divinity in the Marischall Colledge to be laid out and bestowed by him for buying such Books as he shall conceive most Usefull for the Students forsaid and to take care that the said Books be set up in a distinct library by themselves in the said Marischall College or some convenient Room in new Aberdeen as the said Professour shall find most Patent to all the Students in Divinity in both Colledges And that the said Professour shall be Hereby bound and obliged to bestow the thousand Merks forsaid for the Use above written And be accountable for the same and for his Diligence in the Premisses to the Synod

From the *Records of the Synod of Aberdeen.**

LXXXIII.

William, ninth Earl Marischal, erects a Professorship of Medicine in Marischal College. 8th August, 1700.

We William Earle Marischall Lord Keith and Altrie, Heretable and sole Patron of our College of Aberdeen, Founded and endowed by our progenitors, usually designed The Marischall Colledge: Taking to our Consideration the weill, utilitie and profite of our said Colledge, and resolving to advance and promote the good thereof and to encourage the profession and teaching of all Sciences therin:

* There are no early records of the Divinity Library. In 1754 the books are removed from the Library to the Divinity Hall that the Students of Divinity may have ready access to them.

1760. A code of Regulations is drawn up. Annual subscription, 3 shillings.
1785. Management entrusted to a Committee of Students.
1811. A catalogue printed.
1816. Supplement to do.
1823. New Catalogue. Preface has short account of Library.
1834. Appendix to do.

And knowing and understanding sufficiently the Learning, abilities and merit of Mr Patrick Chalmers of Fedrett, Doctor of Medicine: Doe Therefor conform to the priviledges, liberties and rights, granted to us and our progenitors of founding and erecting, and of calling, nominating and presenting Professors and Masters of all Sciences in our said Colledge and University of Aberdeen, Hereby nominat, present and appoint the foresaid Mr Patrick Chalmers to be Professor of Medicine in our Colledge and University dureing our pleasure: Giving and granting to him full and free power and warrand to profess and teach Medicine at such hours and in such place within our said Colledge as shall be judged most convenient, Conform to the custome of professors and masters of other Sciences taught and Professed in our said Colledge, and Lykeways Giving and granting to the said Mr Patrick Chalmers all Priviledges, Liberties, Immunities, Titles and Rights which are enjoyed by any Professor or Master of any other Science and any wages due and competent to a professor of the said Science of Medicine in any other Colledge or University: And particularly such Priviledges, Titles and Rights and Liberties which are enjoyed by any Professor or Master of any other Science taught and professed in our said Colledge and University of Aberdeen: With full and free power to the said Mr Patrick Chalmers to brook and enjoy all profites Emoluments, Revenues, Establishments &c Which may or shall be made for and in behalf of a professor of the said Science of Medicine in our said Colledge, Als fully and freely in all respects as any other Professor or Master hath done heretofore, or shall do in time coming. And we do hereby require and appoint the Principall, Professors and Masters of our said Colledge immediately after the presenting of these presents to them, to receive and admitt the said Patrick Chalmers professor of Medicine in our said Colledge and to administrat the usual oaths to him. In Wittness qrof this Letter of Presentation is written by our Warrand and subscrivit by us at Edinburgh the eight day of August one thousand and seven hundereth years.

From the copy of the Letter entered in the "Register of Presentationes".*

* In the following year the Principal and remanent Masters "having just and full knowledge of the said Doctor Patrick Chalmers his Literature and Qualifications for the said Profession of Medicine, did after hearing of a publict prælection in the said Science

LXXXIV.

The Town Council approve the expenditure of sundry sums in purchasing books for the College. 1701-2.

August 20, 1701.

The Said Day the Counsell allows the master of mortifications to pay to the masters of the marischall Colledge Fiftie eight pund eighteen shilling Scots money out of Doctor liddells mortificatione for buying foure books conforme to the said mortificatione

The Said Day The Counsell ordanis mr willeam smith one of the regents in the Colledge marischall of Aberdein his oration * at his graduation J^{m}vj^{c} and nyntie [six] yeirs to be printed on the towns expenssis In respect the same contanis ane full accompt of this citys antiquity and of the benefactors to the Colledge and recommends to the magistrats to agrie with the printer as easie as may be for printeing the same

From the *Town Council Register*, lvii. 800.

Octob. 9, 1702.

The Said Day the Counsell homologats and approves provost Alardes his buyeing of severall books and mathematicall instruments to the Colledge marishall to the value of ane hundreth and fiftie pund 6^{ss} 8 pennies Scots money And appoints the master of mortifications to pay the same to the said provost Alardes out of the moneys mortified be Doctor Liddell for that effect

T. C. R., lvii. 842.†

of Medicine, admitt and receive him to be one of the Professors of the said Colledge conform to the said presentation". In 1717 the Crown acknowledged the Foundation by nominating Dr Matthew Mackaile to succeed Chalmers, who was ejected from office by the Commission of Visitation. No endowment seems to have been attached to the chair prior to 1712, when a small sum was allotted for that purpose in Anne's grant (*infra*, p. 395). See also Paterson's Mortification in 1762.

* This is the *Oratio* so often quoted from above.

† At the end of Gray's Catalogue (*supra*, p. 218, footnote) are added notes of two benefactions to the Library :—

"Libri quos Johannes Moir Mercator Abredonensis filius D. Gulielmi Moir Medicinae Doctoris in Academia Marichallana Bibliothecae donavit Anno Dom. MDCCXIII"
306 articles.

"Catalogus librorum a Reverendo Viro M^{ro} Joanne Dunlop Presbitero et Ecclesiae de Skeen Pastore Academiae Marischallanae legatorum quos Mr Alex^{r} Moir et Magister

LXXXV.

John Davidson, Merchant in Aberdeen, mortifies to the Masters and Members an annuity of fifty merks Scots for the maintenance of a bursar of Philosophy. 21*st February*, 1706.

BE IT KNOWN to all men by these present Letters Me John Davidson Merchant in Aberdeen heritable proprietor of the tenement of Land after specifiet with the pertinents Forasmuch as it hath pleased God to prosper me in my worldlie affairs and to bless me with a comfortable fortune And I being desirous to testifie my thankfulness to God and zeall for religion and advanceing of Learning by mortifieing a share thereof in maner and to the end after specifiet THEREFORE Witt ye me to have given mortified and disponed Likeas I hereby give mortifie and dispone the soume of Fifty merks Scots money yearly for the maintainance of a Student of philosophie in the Marischall Colledge of Aberdein Which Student being ance presented thereto by the Patrons after named He shall brook and enjoy the samen for the space of full four years that he passes all his Courses in the said Colledge Unless he Debord and Misbehave of whose misbehavior I doe appoint the Patrones after named to be Judges With this express provision and condition always that any of my blood-relationes being fit for the Colledge for the tyme shall be preferred to all others And faillieing thereof the blood relations of Christian Smith my Spouse And faillieing thereof any of the name of Davidsone And faillieing thereof any of the name of Smith being a Burgars son of Aberdein And faillieing thereof any burgars sone of Aberdein And faillieing all these the best qualified and fittest for Learning For overseeing and presenting to which Mortification I doe hereby nominat and appoint my heirs and successors and representatives being within the Kingdom George Davidsone of Cairnbrogie and the airs male of his bodie Togither with the Principall and

Gulielmus Smith Philosophiae Professores et supremae illius voluntatis Curatores Bibliothecae rediderunt Anno Dom MDCCXIV" 313 articles.

About 1720 the Library was transferred from part of the ancient Franciscan buildings to a new third storey added to the central part. The accounts, 1719-24, contain lists of subscriptions (about £400 in all) and outlays.

regents of the said Colledge to be conjunct Patrons and Administrators thereof And I appoint them to observe the order above specifiet in presenting thereto As also that they cause affix placards upon the most publict places of the burgh of Aberdein Twentie dayes before bestowing thereof of the conditiones of the same that the persones to whom the same doeth belong may get notice thereof and be preferred accordingly And I doe recomend to the saids persons above named whom I have appointed as Patrons of my said mortification that they be faithfull in bestowing administrating and preserving thereof as they shall answer to God And that they mantain and support my representatives in the right of the tenement of Land after mentioned As also in all their other just rights and pretensions AND I bind and oblidge me and my airs and successors to me in the tenement of Land afterspecifiet to pay and deliver to the said Student of philosophie in the said Colledge to be presented to the said mortification in maner forsaid the forsaid of Fifty merks Scots money yearlie begining the first termes payment thereof at the first term of Mertimes after he shall be presented thereto And so furth yearlie therafter during the forsaids four year With the soume of Ten merks money forsaid of Liquidat expenss for ilk terms faillie and ordinar annuallrent of the said fiftie merks ay and so long as the same sall remain unpayed after the respective termes of payment DECLARING alwayes that this present Mortification shall nowayes comence nor take effect untill the first term of mertimes imediatlie following both the deceass of me and the said Christian Smith my Spouss AND FOR the farder securitie and better payment of the said soume of Fifty merks money forsaid yearlie I bind and oblidge me my airs and successors to duly and lawfully Infeft vest and sease the Masters and Members of the forsaid Colledge for the behooff of the forsaid student to be presented to the said Mortification in ane Annuitie of Fifty merks Scots money yearly to be uplifted at the termes above specifiet and comenceing as above FURTH of All and Haill That tenement of Land belonging to me lying within the burgh of Abd and west side of the broad gate of the Gallowgate therof betuixt the foreland of Alex^r Anand at the South the tenement of Land belonging to myself and wherein I presentlie dwell at the North the land of . . . at the West and the high street at the

East parts And which is presently possessed be William Blachrie and Alex^r Strachane merchants in Abd With free ishue and entrie therto by the haill wayes and passages used and wont With the haill parts pendicles and pertinents therof or furth of any part or portion of the same readiest maills and duties thereof And that by resignation thereof in the hands of ane of the Baillies of the said burgh of Aberdein as in the hands of our Soveraign Ladie the queens Maiestie imediat Lawfull Superior therof AND FOR that effect . . . In witness wherof I have subscryved thir presents (Written be William Lesly servitor to Charles Gordon Advocat in Aberdein) at Aberdein this Twentie first day of february One thousand seven Hundreth and sex years Before witnesses George Davidson of Cairnbrogie and the saids Charles Gordon and William Leslie Sic sub^r John Davidson Geo. Davidsone witnes Cha. Gordon witnes Will. Leslie witnes

From a certified Extract from the Commissary Court Books of Aberdeenshire (in which the Disposition was recorded, March 30, 1710) in the Mar. Coll. Charter Room, "Bursaries," xix., 1.*

LXXXVI.

The Scots Parliament provide for the perpetual maintenance of the Universities of Scotland. 16*th January*, 1707.

OUR SOVEREIGN LADY and the Estates of Parliament considering that by the late Act of Parliament for a Treaty with England for an Union of both Kingdoms It is provided that the Commissioners for that Treaty should not treat of or concerning any alteration of the Worship Discipline and Government of the Church of this King-

* See p. 139, footnote. Sasine was granted and recorded (*Burgh Register*, lvi., f. 293*b*) 5th March, 1726. The first entry in the College Accounts relative to this Mortification occurs in Session 1734-35. "Davidson's Burse: William Arthur wright is proprietar of the house out of which this burse is payable, and he paid the same to Innes, so that it is neither to be Charged nor Discharged here." In the next year's accounts the sum specified in the deed is mentioned, £2 15s. 6⅔d. sterling; and this annuity continued to be paid annually to a Bursar, the account being incorporated with the "Burse Fund" (*supra*, p. 326), until the Commissioners of 1858 united this foundation and that of Dr. Alexander Adam (*supra*, p. 341) into one bursary of £10 (Ordinance No. 36, Aberdeen No. 16).

dom as now by Law established . . . Therefore . . . for the greater security of the foresaid Protestant Religion and of the Worship Discipline and Government of this Church as above established Her Majesty with advice and consent foresaid Statutes and Ordains That the Universities and Colledges of Saint Andrews Glasgow Aberdeen and Edinburgh as now established by Law shall Continue within this Kingdom for ever And that in all time comeing no Professors Principals Regents Masters or others bearing office in any University Colledge or School within this Kingdom be capable or be admitted or allowed to continue in the exercise of their said functions but such as shall own and acknowledge the civil Government in manner prescribed or to be prescribed by the Acts of Parliament As also that before or at their admissions they do and shall acknowledge and profess and shall subscribe to the foresaid Confession of Faith as the confession of their faith, and that they will practise and conform themselves to the worship presently in use in this Church, and submit themselves to the Government and Discipline thereof and never endeavour directly or indirectly the prejudice or subversion of the same and that before the respective Presbytries of their bounds by whatsoever gift presentation or provision they may be thereto provided . . .

From *The Acts of the Parliaments of Scotland*, Vol. xi. (1824), p. 402, cap. 6.*

LXXXVII.

The British Parliament grant to each of the Scottish Universities the right to receive a copy of every work registered at Stationers Hall. 1709.

Whereas Printers, Booksellers, and other Persons have of late frequently taken the Liberty of Printing, Reprinting, and Publishing, or causing to be Printed, Reprinted, and Published, Books, and other Writings, without the Consent of the Authors or Proprietors of such Books and Writings, to the very great Detriment, and too often to the Ruin of them and their Families: For Preventing there-

* Ratified by the next Act, the Act of Union, p. 406; and by the Parliament of England, 6th Anne, cap. 11 (*Statutes of the Realm*, 1821, viii., p. 573).

fore such Practices for the future, and for the Encouragement of Learned Men to Compose and Write useful Books; May it please Your Majesty, that it may be Enacted and be it Enacted . . . [that Authors and their Assignees shall have certain terms of copy-right] . . . Provided always, and it is hereby Enacted, That Nine Copies of each Book or Books upon the best Paper, that from and after the said Tenth day of *April*, One thousand seven hundred and ten, shall be Printed and Published, as aforesaid, or Reprinted and Published with Additions, shall, by the Printer and Printers thereof, be Delivered to the Warehouse-Keeper of the said Company of *Stationers* for the time being, at the Hall of the said Company, before such Publication made, for the Vse of the Royal Library, the Libraries of the Universities of *Oxford* and *Cambridge*, the Libraries of the Four Universities in *Scotland*, the Library of *Sion* College in *London*, and the Library commonly called the Library belonging to the Faculty of Advocates at *Edinburgh* respectively, which said Warehouse-Keeper is hereby required, within Ten Days after Demand by the Keepers of the respective Libraries, or any Person or Persons by them or any of them Authorized to Demand the said Copy, to Deliver the same, for the Vse of the aforesaid Libraries; and if any Proprietor, Bookseller or Printer, or the said Warehouse-Keeper of the said Company of *Stationers*, shall not observe the Direction of this Act therein, that then he and they, so making Default in not Delivering the said Printed Copies as aforesaid, shall Forfeit, besides the value of the said Printed Copies, the Sum of Five Pounds for every Copy not so Delivered, as also the value of the said Printed Copy not so delivered, the same to be Recovered by the Queen's Majesty, Her Heirs and Successors, and by the Chancellor, Masters and Scholars of any of the said Universities . . .

From *Statutes of the Realm* (1822), ix., p. 256. 8th Anne, cap. 21.*

* From the *Procuratory Accounts* we learn that Marischal College lost little time in putting forward a claim to share in the results of this grant.

		lib.	*s.*	*d.*
1711, Nov. 10th.	"Spent by the procurator when he was appointed to go and wait on Earle Marischall concerning the Division of the Books granted to the University by Parliament	07	05	0"

		lib.	s.	d.
1715, Aug. 28th.	"Paid to Alexander Oughterlony Factor at London for . . . consulting about the Dividing of the Books granted by Act of Parliament to the two Colleges as per his Letter to the Principall	35	00	0"

In 1736 the Masters of King's College raised an action against Marischal College before the Lords of Session, seeking to have it declared—1st, That they, the King's College, are one of the *four* Universities of Scotland; 2nd, That the Marischal College is no University; 3rd, That consequently the King's College alone is entitled to receive the Stationers Hall books. The summons bears that Marischal College had obtained books by calling for them in London. This is virtually admitted in *An Account of the Erection of the Marishal College and University in the City of Aberdeen* [By Principal Blackwell, 1736], * but it is contended—1*st*, That "Marishal College and University, being *equally* the University of Aberdeen with the Old College (Primogeniture being here of no Validity) at the Time the Act 8vo Annae passed," is "*equally* entitled to receive and keep the Books thereby granted to the said University"; or, "by vertue of the unrepealed Union, in consequence of which the two Colleges still act conjunctly in many Cases, the Right of the Marishal College" is "*equal* in that respect to the said Books". 2*nd*, "As being situated in the large and flourishing city of Aberdeen,† to which great Numbers of Gentlemen of Birth and Fortune daily resort, and of consequence as being the most noted University, and that design'd and intended by the Legislature under the Title of the University of Aberdeen," the Marischal College has, "both in respect of private Right and public Utility, a *preferable* Claim to any other".

Marischal College had thus much more at stake than the loss of the books, and she naturally, therefore, appealed against Lord Ordinary Murkle's interlocutor of 20th December, 1737, "That the University and King's College of Old Aberdeen are intitled to a Copy of each Book, lodged in the Stationers Hall, for the Use of the four Universities in Scotland, in Terms of the Act of Parliament libelled on, and that the Marishal College in New Aberdeen have no Title thereto, in Virtue of the said Act, and to decern accordingly".

Blackwell wishes the Officers of State to be summoned in the interest of the Crown, as the patron of the College. He defends his views in long letters contributed to the *Caledonian Mercury*, Edinburgh, and the *Daily Journal*, London.

On a reclaiming petition being presented to the Inner House on behalf of Marischal College, the Lords finally decided, 1st July, 1738, "That the King's College of Aberdeen have right to the Custody of such Books as shall have been lodged in Stationers Hall for

* *Cf.* Ker's *Frasereides* (1732), p. 10. "Anno 1712, mensis *Aprilis* die XVII^{mo}, Londini [Fraserius] tradidit THO. BLACKWELLIO, tum S. T. P. in COLLEGIO MARESCHALLANO, postea Gymnasiarchae, volumina centum et amplius: necnon ad eundem, mense *Septembri* sequentis anni quinquaginta volumina Londino devehenda curavit. Hi codices huc usque in Bibliotheca *Collegii Mareschallani* clauduntur, licet eos deponendos in Bibliotheca *Collegii Regii* subinde moneant ipsius FRASERII Epistolae, et ad GYMNASIARCHAM nostrum et ad meipsum missae, una cum eorum catalogo qui penes nos est, ex ipsius etiam Chirographo."

† "The Petitioners' Library," say the King's College Masters in the *Answers*, "is a very ill Place for Books, being exposed to all eastern Storms and Steams from the Sea; whereas the Respondents have a magnificent Fabrick, and large Precincts, well fenced, and lying to the South-sun" (p. 7).

the University of Aberdeen, conform to the grant in the Act of Parliament the eight of Queen Anne lybelled on, and that the said Books ought to be lodged in the publick library of the said King's College for the use of both Colleges".

The pleadings are lengthy, but have much interest in their bearing upon the relations of the two Colleges. They should be read in connection with those in the Catanach case of 1743-44, *supra*, p. 71 (*Summons by King's Coll.; Defences for Mar. Coll.; Reclaiming Petition of Mar. Coll.; Answers for King's Coll.*).

The Act 41 Geo. III., cap. 107 (2nd July, 1801), extended the privilege to the Libraries of Trinity College and the King's Inn, Dublin; and 54 Geo. III., cap. 156 (29th July, 1814), repealed the provision compelling printers to deliver the eleven copies at Stationers Hall, enjoining instead the Warehouse Keeper to demand production thereof within twelve months of publication. The rights of the Scottish Universities, of Sion College, and of the King's Inn were bought up by Parliament in 1836 (6 and 7 Will. IV., cap. 110—*infra*).

LXXXVIII.

The British Parliament grant to the Scottish Universities a "drawback" of duties imposed upon paper. 1711.

. . . . . .

Provided always, and be it Enacted by the Authority aforesaid, That for the Incouragement of Learning, so much as shall, from time to time, be paid for the Duties granted by this Act, for any Quantities of Paper, which, during the Continuance of the said Duties, shall be used in the Printing of any Books in the *Latin*, *Greek*, *Oriental*, or *Northern* Languages, within the Universities of *Scotland*, or any of them, by Permission of the Principal of the same respectively, shall and may be drawn back and repaid in manner following; (that is to say) The Chief Manager of the Press in the said Universities shall and may from time to time, make proof by Oath in Writing before the Principal (who is hereby impowered to administer the same) expressing therein the Kinds and Quantities of the Paper, so used, and how much the Duty thereof payable by this Act doth amount to; which Oath in Writing being Certified by the said Principal, and produced, the Lord Treasurer of *Great Britain*, or the Lords Commissioners of the Treasury for the time being, shall forthwith, from time to time, issue his or their Orders or Warrants to the respective Commissioners, who by this Act are to manage the Duties upon Paper, to Cause Payment to be made of so much Monies as the Duties so used in the Printing of the said Books in the said Universities of *Scotland* shall amount to; the same Payments to be made without any Fee or Charge whatsoever, and without Delay, to such Person or Persons as the said respective Principals shall authorize and appoint to receive the same, out of any the Duties upon Paper arising by this Act in Scotland; Anything in this Act contained to the contrary notwithstanding

. . . . . .

From *Statutes of the Realm* (1822), ix., p. 595. 10th Anne, cap. 18.*

* The duties on paper were regulated by a series of Acts consolidated by 2 and 3 Vict., cap. 23 (19th July, 1839). By the Acts 54 Geo. III., cap. 153 (28th July, 1814), and 57 Geo. III., cap. 76 (7th July, 1817), the privilege of drawback, so far as concerned the Scottish

LXXXIX.

*Gilbert Burnet, Bishop of Salisbury, by a codicil to his last will and testament, bequeaths an annuity of one thousand merks Scots for the maintenance of four students in Arts and two in Divinity. 24th October, 1711.**

Whereas, by my Will, I have settled a Method for raising two and twenty hundred and two and twenty Pounds three Shillings six Pence, which is in *Scottish* money forty thousand Merks, it is my Will and Pleasure, that when the said Sum is raised, in the Method that I have prescribed, an Account of it shall be sent to my Nephew Mr *Gilbert Burnet* Advocate, that he may transact for a legal and secure Way of settling the one half of the said Sum, in or near the Parish of *Saltoun*, upon an Infeftment of Annualrent, for the due Payment of one thousand Merks yearly, at the Feast and Term of *Martinmas;* and of settling the other half of the said Sum, in like Manner, in or near the Town and College of *New Aberdeen*, with such Forfeitures, in case of not paying the yearly Sums of one thousand Merks to the Parish of *Saltoun* and the College of *New Aberdeen*, as according to the Laws of *Scotland* can be made; and, for his Trouble and Expence in doing this, I leave him fifty Pounds: All this is provided, in case that I do not in my Lifetime accomplish my Design in settling these two Endowments. . . . As for the

Universities, was made conditional upon the Managers subscribing an Oath "that the whole of the said Edition of the Book so printed is printed for the Use and Behoof of the Universities respectively". This change was the outcome of an inquiry made in consequence of complaints by English booksellers that the Classics, &c., printed by the Scottish University printers (notably at Glasgow) were not *bona fide* for the benefit of learning, but were intended to undersell English Editions. The paper duties were finally repealed in 1861.

* Gilbert Burnet, born 18th September, 1643, entered Marischal College in October, 1652, his autograph appearing in the list of "Primarii" admitted in that month. He studied there for one session under John Forbes, Humanist, and for four sessions under Alexander Whyte, Regent; and graduated in 1657, in company with James Gregory, the inventor of the reflecting telescope (*supra*, p. 203), and thirteen others.

The Bishop ever showed an active interest in the College, and was a frequent donor to the Library. In 1683 he sent his *History of the Reformation*. His son presented the *History of his own Times*, which was published posthumously.

The University of Aberdeen possesses two portraits of the Bishop. Regarding one there is an entry in the Mar. Coll. Accounts of 1723:—

"To Mr McIlvine for Bishop Burnet's picture done for the College £69 6"

The other was presented by the late Mr. John Farley Leith, M.P.

thousand Merks which I gave for ever to the College of *New Aberdeen*, in remembrance of my Education there, I order the Lairds of *Lyes*, as long as that Estate is in the Family of *Burnets*, to have every year a Scholar for the first Class of that College, to whom one hundred and fifty Merks a Year shall be paid for the four Years Stay in the Colledge, and Two hundred Merks for two Year after that, he continuing in the Study of Divinity; and the next to be nominated a Scholar, shall have the said One hundred and fifty Merks only during the four Years of his being at the College; but the third, who shall be nominated to be a Scholar, shall have the former Provision for the two Years of Divinity, which the fourth shall not have. Thus, when all are full, a thousand Merks a Year will answer for four Scholars and two Students of Divinity; but since these are to be gradually filled, I appoint the Overplus of the thousand Merks for every Year, till the whole Number is filled up (which will amount to Two thousand seven hundred Merks) to be applyed to the raising a Building of six Chambers for the Conveniency of the Scholars; all this I recommend to the Laird of *Lyes*, to execute this, with the consent of the Principal of the said College, and the Provost of the said Town. The Principal and Regents shall have the Examination of the Scholars so nominated, with a Power to refuse them; So that only fit Persons may enjoy the Benefit of this Endowment, and if any Laird in *Lyes* shall take any Reward for any such Nomination, or detain any Part of the Provision made for such Scholars, then the said Nomination shall be for ever lodged with the Provost and Baillies of *New Aberdeen* for one Turn, and the Principal and Regents of the College for the next Turn, which I appoint also shall take Place, in case the Lairdship of *Lyes* shall go out of the Name and Family of *Burnet*. As I do also desire, that to the said Scholarships one of the Name of *Burnet* may be preferred, if he is duely qualified for it. This I sign and join with my Will.

From an excerpt embodied in a private Act of Parliament, 22nd Geo. II., cap. 62 (1749), "for applying part of the personal estate of Gilbert late Lord Bishop of Salisbury for the purchasing of Lands or Rents in Perpetuity in Scotland, to be settled to several charitable uses and purposes in his Will mentioned".*

* The Bishop died 17th March, $171\frac{4}{5}$. In the body of his will he had directed that

the amount of the mortifications should be provided by his "worthy friend" John Warner from an annuity of £99, Lottery Annuities, belonging to the testator; but there was much trouble and correspondence about the bequest. By the Act quoted from, it was provided that the successors of the said John Warner should realise £2222 4s. 6d. from the destined funds (which had considerably increased), to be conveyed for the purposes of the mortification to such Trustees as the Lords of Session should direct; and that the parties interested could, before 25th March, 1754, prosecute a claim for the surplus. Accordingly, in August, 1750, the Patron, the Principal of Mar. Coll., and the Provost of Aberdeen, as trustees (under warrant of the Court, dated 27th July), sign a receipt for the sum of £1111 2s. 3d. For the surplus, as several of the Bishop's heirs were infants, it was found necessary to file an amicable bill in Chancery. On this, judgment was not given until September, 1765, when an order was issued for payment to the College of a further sum of £276 10s. 1d.; and this was received by the Trustees in the following year. The College and the parish of Saltoun shared the expenses of the suits.

In the Mar. Coll. Ch. Room ("Bursaries," xxxv. 2) are eighty letters, &c. (1741-66), from Judge Burnet, the Bishop's son, Sir Andrew Mitchell, Lord Advocate, the College Agents in Edinburgh, and others; together with statements of the funds and printed papers in law suits.

The Commissioners of Visitation of 1826-30 report that on 15th June, 1827, the Stock, amounting to £1350, was secured on a heritable bond for £1300, and on a bill for £50. A balance of £10 7s. 9$\frac{4}{12}$d. was due to the Factor, and the income for the preceding year was £57 12s. 6d. (*Evidence*, Vol. iv., p. 279).

The Commissioners of 1836-7 report a Stock of £1389 12s. 8d., the accumulations since 1825 amounting to £18 9s. "Nearly the whole interest is paid yearly to four Bursars in Arts and two Bursars in Divinity" (*Second Report*, p. xiv.).

The Commissioners of 1876 report a total Capital of £1500 lent in bond; four Arts Bursaries of £9 10s. each, and two Divinity Bursars of £11 10s. (*Report*, Vol. iv., pp. 251, 278, 309). "These Bursaries," according to the current *Calendar* (1889-90), "are meantime, at the desire of the Patron, awarded by competition."

XC.

Queen Anne grants two hundred and ten pounds sterling yearly from the Civil List to the Principals and Professors of the Marischal and King's Colleges in the University of Aberdeen. 31*st May*, 1712.

ANNE by the grace of God Queen of Great Britain France and Ireland Defender of the Faith &c To Our High Treasurer and Under Treasurer of Our Exchequer now being And to Our High Treasurer or Commissioners of Our Treasury and Under Treasurer of Our Exchequer for the time being And to the Barons of Our Court of Exchequer in that part of Our Kingdom of Great Britain called Scotland now and for the time being And to all others whom this may concern GREETING WHEREAS We are Graciously [pleased] out of Our pious and princely Zeal for the good and flourishing Estate of Our University of Aberdeen to Grant to the several professors hereinafter mentioned the Yearly Sums following Amounting in all to Two hundred and Ten pounds per Annum that is to say To the principall of the Marshalls College there Twenty pounds per Annum To the professor of Divinity there Twenty pounds per Annum To the three professors of philosophy and the professors of Greek Mathematicks and Medicine there to be equally divided amongst them Sixty five pounds per Annum To the principal of Kings College in the said University Twenty pounds per Annum To the professor of Divinity there Twelve pounds per Annum To the three professors of philosophy the professors of Greek Medicine Humanity and the Civil Law there to be equally divided amongst them Seaventy three pounds per Annum OUR WILL AND PLEASURE therefore is And We do hereby direct Authorise and Command That you cause the said Annuall Sums Amounting as aforesaid to Two hundred and Ten pounds per Annum to be placed on Our Establishment for Civill Affaires in that part of Our Kingdom of Great Britain called Scotland To Commence from Lady Day last One Thousand Seven hundred and Twelve And to be paid and Accounted payable Quarterly to the said severall professors now being And to their Successors in Office for the time being respectively or to their respective Assigns in the proportions before Expressed During Our Naturall Life in like

manner as other the pensions on Our said Establishment are or shall be paid or payable Nevertheless OUR WILL Meaning and Intention is And We do hereby Declare the same to be That the said several and respective Sums hereby Granted are to be deemed and reckoned in full Satisfaction of all manner of Claims or Demands which the said University of Aberdeen or the said principals or professors or any of them may or can anywaies Make Claim or pretend to out of any part or parts of Our Revenue that they have not Enjoyed since the Union GIVEN under Our privy Seal at Our palace of Westminster the One and Thirtieth Day of May In the Eleventh Year of Our Reign

(Signed) Henry Ludlow

Intra^r in Officio Remem. Reg. 15to Die Julij 1712 et ex
ꝑ Jn. Tarver

Intra^r in Officio Auditoris Reddituum Scotiae 16to die Jullij 1712
ꝑ Joh^em Philp And^rem

From the original in the King's College Charter Room, Old Shuttle xli., No. 28.

XCI.

Gilbert Ramsay, Barbados, mortifies to the Principal and Masters a sum of £400 sterling for the support of Bursars. 24th June, 1714.

Barbados I Master Gilbert Ramsay Rector of Christ Church Parish in the Island above said Being under deep Impressions of my duty to Almighty God and earnestly desiring to contribute my hearty endeavours for the advancement of Religion and Learning especially in my Native Country to which I wish all manner of Prosperity And haveing in order thereto remitted to the Principall and Regents of the Marishall Colledge in Aberdeen (the place of my Education) The sum of four hundred pounds sterling money to be applyed for the Maintenance and good Education of four Students of Philosophy in the said Colledge I doe by these Presents appoint and Ordaine that the said Money already remitted and any other Sum that shall happen hereafter to be destined by me for Students or Bursers in Philosophy as said is shall be bestowed secured and imployed in

manner afore mentioned And ffirst I Will and Ordain that the said Principal and Regents (to whom I give the management of the said money and who shall be accomptable to the Patron for the Righteous application thereof) shall duely and legally settle and secure the same in Land about or next to the Towne of Aberdeen how soon any convenient purchase can be had and that till then it be lodged in good hands upon Interest for the Benefit of the said Bursars Secondly that Sir Alexander Ramsay of Balmain Baronet at present Laird of Balmain his heirs and successors of the name of Ramsay Lairds of Balmain shall be constant Patrons of the said Benefices or Bursarys and failing of them the Principall and Regents of the said Colledge with full Power to the Patron and his successors of the name of Ramsay Lairds of Balmaine to Nominate and present four Youths whom they shall think best qualified to the foresaid four Benefices or Bursarys And as oft as any vacancy happens of the said Benefices as often to present youths thereto and they being Nominated and presented by the Patron as said is Each one of the saids four youths to Enjoy the yearly anual rent of one Hundred Pounds sterling or any such profit or Interest as may arise from the said Sum and that dureing the space of four years in Greek and Philosophy at the said Colledge they always behaveing themselves virtuously during the space aforesaid And for the Love and Respect I have and bear to these of the name of Ramsay and the natives of the Parish of Birse (the place of my Nativity) I hereby Appoint and Ordaine that those of the name of Ramsay if any ways competently qualified shall be preferred by the Patron his heirs and successors before all others to the aforesaid four Benefices or Bursarys And failing of one of the name of Ramsay competently qualified as said is then one born in the Parish of Birse is next to be preferred to all others if competently qualified And failing both then any youth the Patron his heirs and successors shall think most deserving they always being competently qualified And to the effect that the Interest arising from the said sum of four Hundred Pounds Sterling or any other Sum that shall happen to be remitted by me for the aforesaid use may be the more carefully uplifted and fitly applyed I do appoint and ordain the Principall and Regents of the said Colledge to give accompt to the Patron and his successors of

their care and right application of the said sum and the Interest and profit arising therefrom for the use of the said Bursers and that when they shall be required thereto And in Case of any Mismanagement or imbezlement that the Patron his heirs and successors shall sue for redress Moreover if it shall happen (as God forbid) that the presentation of the said four Bursars shall fall to the Principall and Regents failing of one of the name of Ramsay Lairds of Balmain then and in that Case I Appoint and Ordain that the Principall and Regents meet yearly (when there falls any vacancy) at the said Colledge upon the first Wednsday of October and shall there try and Examine all these young Scholars who shall then appear by vertue of any Program or public advertisment to be emitted by the Principall and Regents a month before to obtaine the benefit of this my Mortification And I hereby Ordain that if any of the name of Ramsay appear and after examination be found duely qualified for entring to the University though not equally or comparatively with other Competitors they shall be prefered to all others And if more of the name of Ramsay doe appear at the same time he among them who deserves best at the tryall shall be prefered except one of them be of my own kindred as well as of my name in which Case he being competently qualified shall be prefered to all others And ffailing one of the name of Ramsay then any of the natives of Birse (the said place of my Nativity) shall be preferred to all others upon the same conditions and Restrictions above exprest And failing of any young man of the name of Ramsay or borne in the parish of Birse competently qualified I hereby appoint the preference to be determined in favours of any of the competitors who shall be found best qualified in the Latin Tongue and have the greatest appearance of making an Eminent Scholar And I Ordain that any person so preferred shall be presented by the Principall and Regents to the yearly annual rent of the said sum of one Hundred Pounds sterling or any such Profit or Interest as may arise from the said sum settled as above mentioned And that dureing the said space of four years in Greek and Philosophy att the said Colledge on their vertuous and good behaviour And I do hereby Impower the Principall and Regents to bestow out of the yearly profitts of this Mortification the necessary expences for settling thereof and for expeding all rights

and securities relating thereto any manner of way And I do hereby Revoke and Recall one former Deed of Mortification subscribed by me upon the fifth day of October one Thousand Seven Hundred and thirteen years whereby I mortified to the said Colledge the sum of four Hundred Pounds Sterling for Education of four youths in Greek and Philosophy att the said Colledge and do appoint the same to be cancelled and this present Deed of Mortification only to stand and to be of force in all time coming And Lastly I Appoint and Ordain that these Presents be Inserted and Registred in the Books of Council and Session in Northbritain formerly called Scotland or any other Judge's books competent therein to remain for Conservation and for that effect I constitute Mr Matthew McKell advocat my Procurators In witness whereof I have hereunto put my hand and seal at Barbados this twenty-fourth day of June in the Year of our Lord God one thousand seven hundred and fourteen

[Signed] Gilbert Ramsay

Sealed in the presence of
Thoms. Terrill, wittness
Robt. Bishop wittness
C. Markland wittness

From the original deed recorded in the Books of Council and Session, 23rd November, 1714.*

* The previous remittances are detailed in a statement prepared for the Commission of 1716, and preserved in the Marischal College Charter Room ("Bursaries," xxxvi. 1).

"Accompt Mr William Smith

To the Masters of Marischal Colledge of the money remitted to them by the Reverend Mr Gilbert Ramsay Minr of the gospel in Barbadoes for Bursars

CHARGE.	£	s.	d.
Impr. Remitted by the mortifier by Letters which arryved the 28th of November 1709 the Sume of one hundred pounds Sterg but the money was not Remitted from London and Setled in annuallrent till Whitsunday 1710	1200	00	0
Item Remitted by the Reverend mortifyer ane other hundred pounds Sterg for a Second Bursar which arryved and was setled att Whitsunday 1711	1200	00	0
It. Remitted by the mortifier Two hundered pounds St. which arryved and was setled att Whitsunday 1714	2400	00	0
Item received 6 yeares annuallrent of the first hundered pound St. to Whitsunday 1716 of which four yeares and ane half att 5½ pr Ct and a year and a year and a half att 5 pr Ct	387	00	0

	£	s.	d.
It. Received four yeares annuallrent of the Second hundred pounds Sterg to Whitsunday 1715 the annuallrents since being resting by the Colledge who borrowed the said sume when it was cast into their hand and employed it for paying their debts as appears from the prory accs	261	00	0
It. received att Martimas 1714 half a yeares annuallrent of the third hundred pound Sterling which being then payed in to the masters they borrowed the same for the behalf of the Colledge and ordered the pror to pay the annuallrents till a good occasione should offer of resetling the said sume on annualrent or of imploying the whole mortification on land security inde	33	00	0
Nota The 4th hundred pound St. being lent to Mr John Sandilands of Craibstone and John Sandilands of Countesswells the whole annuallrents since Whitsunday 1714 when the money was setled are resting			
Item there is to be added to the Charge a hundred merks remitted with the money for building the mortifiers bridge on the water of which he appointed to be stockd and the annuallrents to be from time to time accumulat in a sum for maintaining of the said bridge	66	13	4
Summa	5547	13	4

DISCHARGE.

Impr. Resting of said money on bond by Mr Alexander Moire Regent and William Lindsay Goldsmith	1236	00	0
It. Resting of said money on bond by Craibstone and heirs of Provost Sandilands	1200	00	0
Item Resting by the Marischal Colledge of the said money conform to prory accompts	2400	00	0
Item payed to David Auchterlony the mortifiers nephew two years annuallrent of the first hundred pounds Stg before the bursars were enter'd	132	00	0
It. to William Howie Bursar three yeares annuallrent of one of the Burses	198	00	0
It. to David Ramsay bursar 4 yeares annuallrent of one of the Burses	255	00	0
It. to John Auchterlony bursar two years annuallrent of one of the burses	123	00	0
Nota William Clark Bursar is to Receive payment for his first year out of the annuallrents resting by Craibston &c			
Sume	5544	00	0

	£	s.	d.
Charge	5547	13	4
Disch.	5544	00	0
Ballance	3	13	4

"Att Aberdeen the thirteenth day of December one thousand seven hundred and sixteen yeares These accompts Charge and Discharge are revised and approven as just and true in all the articles therof by us undersubscryving Sic Subr G Peacock Alexr Moire W Smith Att Edinburgh Aug 28 1717

"This and the preceeding page contains an exact copy of the account of Mr Ramsey's Mortification to the Marischal College presented to the Commission for visiting the said College and sign'd by the abovesaid persons which is attested by me

[Signed] Charles Morthland Clerk to the said Com."

The money thus sunk in the hands of the College was considered as forming part of the Burse Fund, and an annual payment of £20 was made therefrom to the Bursars appointed by the Patron. See *infra* the endowment of 1727.

XCII.

King George I. renews the portion of Queen Anne's grant (No. XC.) *relating to Marischal College, and sanctions the application of the grant for the years* 1716-17 *to the purchase of instruments.* 20*th May*, 1718.*

GEORGE By the Grace of God King of Great Britain France and Ireland &c^a To the Commissioners of our Treasury now being and to the High Treasurer or Commissioners of our Treasury for the time being and to the Barons of our Court of Exchequer in that part of our united Kingdom of Great Britain called Scotland now and for the time being and to all other our Officers and Ministers of and belonging to the said Exchequer now and for the time being and to all others to whom these presents do or shall appertain Greeting WHEREAS by the Establishment for our Civil Affairs in that part of our Said Kingdom there is inserted (amongst many other annual sums) the annual sum of Two Hundred and Ten pounds for the University of Aberdeen for their Professors which said annual sum hath been accustomed to be equally divided between the Two Colledges there That is to say One hundred and five pounds to the Colledge in the Old Town and One hundred and five pounds to the Colledge in the New Town of Aberdeen according to our pleasure and good liking in that behalf And whereas the Principal of the said Colledge in the New Town hath by his petition to us humbly desired That the share belonging to the said Colledge of the said yearly sum may be payed over distributed and applyed to them and their Successors in office in manner following That is to say To the said Principal the yearly sum of Twenty Pounds To the Professor of Divinity there the yearly sum of Twenty Pounds and to the six other Professors to wit Three of Philosophy one of Greek, one of Mathematicks and one of Physick the yearly Sum of Sixty five Pounds equally to be divided amongst them to which we being graciously pleased to Condescend OUR WILL AND PLEASURE IS and we do

* "Nec posthac aliquo superi nos munere donant,
Dum nos respexit miseras *Aurantius heros*,
Palladis egregius cultor bellique togaeque;
Anna Pia et nosmet respexit lumine laeto.
Quae dedit *Anna*, bonus renovavit *Georgius* Almae
Matri, ne premeret nos turpis inedia tristes."
—Ker's *Donaides* (1725), p. 7.

hereby Direct Authorise and require you to cause the Sums now due and in arrear or that shall from time to time become due to the said Colledge in the New Town for their part or share of the said annual sum of Two Hundred and Ten Pounds to be paid over distributed and applyed in manner aforesaid accordingly And whereas it may have happened that some part of the yearly Sum of One hundred and five pounds so meant to be paid to the said Colledge hath been saved unto us since the commencement of our said Establishment by the vacancys or deprivation of the Principal and Professors of the said Colledge or some of them * Now we being further moved by the said Petition to allow as of our Royal Bounty to the said Colledge the money that hath been so saved to be laid out and expended for purchasing proper Instruments for the better advancing the knowledge of Experimental Philosophy there Our further pleasure is and we do hereby Direct Authorize and Command you to cause all such sums as have been saved unto us by the means aforesaid at any time between the commencement of our said Establishment and the date hereof to be paid over to the Principal and any three or more of the Professors of the said Colledge or their assigns without account for the purchase of Instruments accordingly Given at our Court at Kensingtoun and under our Privy Seal of Scotland the Twenty day of May One thousand seven hundred and eighteen in the fourth year of our Reign

Per Signaturam manu S.D.N. Regis suprascriptam manibusque quorundam Commissionariorum Thesaurarij Magnae Britanniae et Scaccarij Scotiae subscriptam Written to the Privy Seal and Registered the Twenty eighth day of July 1718

Will Douglas

From the original in Mar. Coll. Charter Room, "Government Grants," No. 9.†

* *Supra*, p. 65.

† The grant for instruments seems to have been expended without delay. Among the articles purchased were:—

		lib.		
"1718.	Telescope	48		
	Large double-barrel air pump (Hawksbee)	26	5	
	Hydrostatic balance ,,	1	5	
	Double weather glass ,,	2	16	
	An oval bottle to weigh air ,,		7	6
	Large open receiver for bladders ,,		12	
1723.	Magic Lantern	12	12	"

—*Accounts.*

XCIII.

*William Lorimer, London, by his last will and testament, bequeaths £120 sterling to the Magistrates and Council for the maintenance of a bursar. 4th January, 1722.**

FURTHER it is my Will also that for ever after my Deceass the yearly Interest of the One hundered and twenty pounds sterling mortified long ago in the year One thousand six hundered and ninety four and in the year One thousand seven hundered and three for the Mantenance of a Schollar in the University of Aberdeen in the Marischall Colledge six years To witt four years till he take the degrees of Master of Arts and afterwards two years at the Study of Divinity in the same Colledge And it is my Will in the Lord and for the Honour of the Lord that the benefite of the said Mortification in all times coming be conscientiously applyed to the pious use unto which it is dedicated according to the Act of Councell in the Year one thousand six hundered and ninety four and afterwards another Act of Counsell in the year one thousand seven hundered and three As also according to the Bond of James Baillie then Thesaurer of Aberdeen for himself and his Successors in that office of Thesaurer by Order of the said last mentioned Act of Counsell And it is my will that the said two severall Acts of Counsell and the said Bond of James Baillie be transmitted by my executers to Aberdeen and delivered to the much Honoured and

* Lorimer was an alumnus of the College, his name appearing in the list of entrants for the year 1656. The University Library contains several of his works:—

An Examination of Père Simon's Critical History of the Old Testament. Lond., 1682.

An Apology for the Ministers who subscribed only to the Stating of the Truths and Errors in Mr. William's Book. Lond., 1694.

Remarks on Goodwin's Discourse on the Gospel. Lond., 1696.

Sermon on II. Timothy, ii. 8. Lond., 1718.

A Discourse of the Death and Resurrection of Christ. Lond., 1718.

A Plain Explication of St. John's Gospel, i. 1-18. 2nd ed. London, 1719.

Two Discourses against Deism. 2nd ed. Lond., 1721.

The fly-leaf of the last bears the inscription, "Inclytae Academiae Mariscallanae Librum hunc (dum ageret octogesimum annum Autor editum et magna ex parte exaratum) donavit vir admodum reverendus Gulielmus Lorimer Autor A° 1721".

Reverend Mr Thomas Blackwell Principall of the said College Marischal of the University of Aberdeen aforsaid And I desire that he as Principall do receive the said Acts and Bond and that they may be preserved in the Colledge be the Principall successively that thereby the severall succeeding Principalls and Masters may know the Right which the College hath to the benefite of the said Mortification It is likeways my desire that the Magistrats and Counsell of Aberdeen aforesaid being long ago in possession of the said One hundred and twenty pounds sterling and being ordain'd absolute and sole Patrons and disposers of the said Mortification of One hundered and twenty seven pound sterling for the use beforementioned They would let some of my Relations who are pious and have genius for learning have the use and benefite of it before any other But faillieing any of them that in that case It should be wholly in the power of the said Magistrats and Counsell of Aberdeen to choose and name to it any of the Tounes children of Aberdeen aforsaid for whom it shall be desired Provided that they be serious and pious youths and upon examination and tryal found most capable of being usefull to Christ's Church in North Britain when thro the Blessing of God on their studies they shall be furnish'd with a stock of Learning As for my Books they are not very considerable for many of them were taken by the French in time of War and carried to Dunkirk and I could never recover them nor my Manuscripts which were taken with them But such as I have and have purchased since and some of them are truely valueable I intend if the Lord will to give some order to my saids Executers concerning the disposition of them and principally such as are fitt and proper to promote Academicall Learning I give to the Marischall Colledge of Aberdeen where I had my Education IN WITNESS WHEREOF I have to this my Last Will and Testament contained in four sheets of paper sett my hand and seal to each sheet this fourth day of January in the eight year of the Reign of our Soveraign Lord George by the grace of God King of Great Brittain France and Ireland defender of the Faith Sic subscribitur William Lorimer signed sealed published and declared to be the Last Will and Testament of William Lorimer in the presence of us who have hereunto sett our names as witnesses in the presence of

the said Testator Sic subsc. Richard Lardner Brudnell Ward Nich. Fromantell

From the extract entered in *The Book of the Mortifications of the burgh of aberdein*, Vol. i., p. 124.*

* The earlier entries in the Council Minutes are as follows:—

4th April, 1694.

"The Said day The Magistrats and Counsell Takeing to ther consideratione that Mr William Lorimer Minister of the Gospell at London out of the zeall he hade to the Glory of God good of his Church and increase of learneing And out of the respect he hade to the flowrisheing of the Colledge Marishall in the said burgh hade mortified destinat and appointed the soume of Eighteen hundreth marks vseuall scots mony to be secured in the hands of the Thessaurer of the said burgh of Aberdein for the vses afterspecifiet Viz that the said Thessurer should grant bond for payment yeirly to the said Mr William Lorimer or his order of the soume of seventie two punds scots money dureing his lyftyme att whitesunday yeirly And that att and after the deceass of the said Mr William Lorimer the said Thessurer of Aberdeen should be obliged to make furthcomeing the ordinar annuallrent and profeit of the said soume of Eighteen hundered marks conform to the law of Scotland yeirly for mantenance of ane scholar or bursar in the said Colledge Marischall of Aberdeen for four yeirs wntill he take his degrees of Master of Arts and two yeirs therafter in the said Colledge wntill he be more fitt for publict service in the Church And that therafter the said benifice shall pass to another after the same maner in all tym comeing which bursars are to be chosen and named be the magistrats and Counsell of the said burt who are declaired absolute and sole patrons of the said Mortification And sicklyk the saids magistrats and Counsell considereing that Dr Patrick Sibbald professor of divinity in Aberdeen hade in name and upon the Account of the said Mr William Lorimer made payment and satisfactione to Alexr Orem present Thesaurer of the said burgh of the said Soume of eighteen hundreth marks for the ends and vsses above set downe Therfor the said Magistrats and Counsell ordaine the said Alexr Orem as Thesaurer forsaid to grant subscrive and delyver to the said Dr Patrick Sibbald in name of the said Mr Wm Lorimer ane band and obligatione for the said Soume of 1800 Marks and for the said annuity of 72 lb in the terms above set downe And they appoint this present mortificatione to be recorded among the rest of the mortifications of this burgh And desyr the said Dr Pat Sibald to return ther heartie thanks to the said Mr Lorimer for his pious and charitable mortificatione abovespecifiet"

—*Town Council Register*, lvii. 438.

17th March, 1703.

A similar entry acknowledging the receipt in all of £120 st., and directing James Baillie, Treasurer, to give a bond for an annuity of £84 Scots.

—*T. C. R.*, lvii. 852.

The bonds by Orem and Baillie are in the Mar. Coll. Ch. Room, "Bursaries," ix., Nos. 3, 5.

The earliest reference to William Lorimer's mortification in the Burgh Accounts is as follows:—

"CHARGE of Mr William Lorimer his Mortificatione to ane Student of Divinity in the Marischall Colledge of Aberdein the annuallrent whereof is payable be the Treasurer of Aberdein to the said Mr William Lorimer yearly dureing all the dayes of his lyfe and therafter be the Thessr to ane Student of Divinity as is above expressed

Stocked Money.	*lib.*	*lib. s. d.*
Imprimis the compter charges himself with twelve hundred pound resting on bond be the Towne of Aberdein	1200	
Item with two hundred and fourtie pound resting also be the Towne of Aberdein which was payed to William Blachrie Thesaurer	240	
	——	1440 0 0

Notta that the annuallrent of the above prinll soums from Whitsunday 1703 to Whitsunday 1704 is payed by the Thessaurer to Mr Wm Lorimer and therefore not to be charged nor discharged heir

DISCHARGE.

Stocked Money.

Imprimis the compter discharges himself of fourteen hundred and fourtie pound resting be the town of Aberdein as in the charge	1440 0 0

Et sic aeque"

—*Burgh Mortification Accounts*, 1703-4.

At the union of the Universities in 1860 the Account stood thus:—

	Balce 1859	Revenue	Expendre	Balce 1860	Stock
"29. William Lorimer's, of 2160 Marks, to a Bursar at Marischal College, being a Town's Bairn	14 13 5	5 13 11	10 6 0	10 1 4	185 1 4"

—*Burgh Accounts*, 1859-60.

Under the Provisional Order of 1881 a Lorimer Bursary of £15 per annum is attached to the Faculty of Divinity.

XCIV.

Walter Denune, Minister at Golspie, by his last will and testament, bequeaths* 1000 *merks Scots to the College for the maintenance of a bursar.* 11*th November*, 1725.

"The deceast *Ludovick Dunbar* of *Grange*, by Bond of this Date [18*th May*, 1722], upon the Narrative, That he was justly resting and owing and addebted to Mr *Walter Denune* Minister of the Gospel at *Golspy* in *Sutherland*, the Sum of 818 *l.* 13 *s.* 4 *d. Scots*, becomes bound to repay the same at the *Whitsunday* then next, with Annualrent from *Whitsunday* preceeding and in Time coming.

"The said Mr *Walter Denune*, by Latter-will and Testament of this Date [11*th Nov.* 1725] wherein *Hector Monro* of *Navarre* is appointed his Executor and universal Legatar, *inter alia*, mortifies 1000 Merks to the New College of Aberdeen. The Terms in which the Mortification runs are these, 'That for the Respect and Esteem which he had and bore for the New College of *Aberdeen*, and for the Love and Favour which he had for one of his nearest Relations and Namesakes, a Student and Collegener to the said College, he did legate and bequeath after his Decease, to one of his nearest relations and namesakes, a Student and Collegener in the said College, the Annualrent of 1000 Merks *Scots* Money, of a Sum contained in a Bond granted to him by the deceast *Ludovick Dunbar* of *Grange* dated the 18th *May* 1722; and failing such a Relation the saids Annualrents to be yearly disposed to any other Collegener at the said College out of *Sutherland* or *Ross-shires*, he being deserving, and that by the conjunct Determination of the Presbyteries of *Dornock* and *Tain* with the consent of *Hector Monro* of *Navarre*, his heirs and successors'.

"And by a separate Deed and Assignation of this Date [21*st June* 1728], upon full and particular Narrative of this Mortification, and of several other Legacies to other Persons, which he in like manner had appointed to be paid out of particular Subjects, as contained in his Latter-will; and that it was his firm Purpose and

* M.A. at King's College, 1650, according to Hew Scott's *Fasti*, iii. 335. In the *Fasti Aberdonenses*, pp. 468, 514, the name is William.

Resolution, that the said Persons should have Access to their said respective Sums after his Decease, without the Necessity or Expences of Confirmation; Therefore, and without Prejudice to the Settlement and Destinations aforesaid already made by him of the said Sums in favours of the said Persons, conform to his Latter-will and Testament, but in further Corroboration of the same, *accumulando jura juribus*, he assigns and transfers to the respective Legatees."

From a printed "Information for The Principal and Masters of the Marishal College of Aberdeen . . . Pursuers; against Joseph Dunbar of Grange, Defender, June 1, 1749," preserved in the Charter Room, Mar. Coll., "Bursaries," xxiv. 2.*

XCV.

The Commissioners of Supply for Aberdeenshire and the Town Council of Aberdeen grant sums of money for the furtherance of a course of Experimental Philosophy. 5th May and 27th September, 1726.

I.

Aberdeen the said fifth day of May J^{m}vij^{c} and twentie six years at five of the clock afternoon, In presence of the Commissioners of Supply of the Shire of Aberdeen after named vizt—Sir Alexander Reid of Barra, Mr Duff of Premnay, Meldrum, Powes, Hatton, Grandholm, Dalhakie, Kinneller, Provost Fordyce, Mr George Gordon of Ranyshill, Grantsfeild.

Mr Duff continued Preses.

. . . . . .

* *Cf.* xxiv. 3: "Information for Joseph Dunbar of Grange, Defender; against the Marishal College of Aberdeen, Pursuers, June 26, 1749". The process before the Lords of Session at the instance of the College against Joseph, son of Ludovick Dunbar of Grange, for recovery of the sum mortified, began on 21st December, 1743. Repeated interlocutors were pronounced in 1744, 1745, 1747, 1748, and reclaiming petitions presented. In 1753 the process was "wakened," and Mr. Dunbar agreed to compromise by paying the principal sum and £24 sterling of expenses. In the following year a bursary of £2 15s. 6⅔d. was established. In 1758 the capital was applied to pay off a debt of 1000 merks due to the fund for supporting Ministers' Widows of the Synod of Aberdeen; and the interest was thenceforward made a charge on the Burse Fund. The bursary was not interfered with by the Commissioners of 1858, and remains in the patronage of the Presbyteries of Tain and Dornoch.

Thereafter there was a Petition given in by Doctor M'Kaill in name of the Principall and Masters of the Marishall Colledge of Aberdeen representing their design of improvement of solid and usefull learning by setting one foot a course of experimentall philosophy and gave in printed proposalls for that effect and creaving the Commissioners would grant such encouragement as their wisdome and generosity should think proper which being considered by the saids Commissioners they approve of the good design of the Colledge in what is proposed by them And for encouraging so good and usefull a work as far as may be they appoint the Collector of Supply to pay to Doctor M'Kaill and Mr Vernar for accompt of the Marishall Colledge whatever ballance remains in his hands of the Incidents imposed on the Shire preceeding this date As also the ballance in his hands of the Fyne imposed upon Gray Servant to Auchorthies in haill not exceeding Nine pound Sterling and declairs that Dr M'Kaills and Mr Vernars receipt shall be sufficient exoneration to the Collector for the same

From the *Minute Book* of the Commissioners.

II.

Sept. 27, 1726.

The Said Day There was presented to the Counsell by the Provost Proposeals for setting on foot a Compleat Cours of Experimentall Philosophy in the Marischall Colledge of Aberdeen which Proposals sett furth That the Principall and Masters of the said Colledge by reason of the meanness of their Funds could not propose of themselves To purchase a Compleat Sett of Instruments for carrying on the said work But that they behooved to have recourse to all Lovers of Learning for their Encouragement in promoting so necessary and pleasant part of Learning All which being considered be the said Magistrats and Counsell And They believing the said design may be of use to the Inhabitants of this Burgh and their Posterity And therefore They appoint the Dean of Gild To pay out of the Gild wyne Charge the sum of twenty one pound Sterling money To be applied in the terms of the above Proposals And to pay in the same to Mr Thomas Blackwell Principall of the said

Colledge he haveing Commission from the rest of the members of the said Colledge for that effect

From the *Town Council Register*, lix. 297.*

* A copy of the "Proposeals" is preserved in the Mar. Coll. Ch. Room, "Philosophical Apparatus," No. 1. It is in these terms:—

"PROPOSALS for setting on Foot a Compleat Course of *Experimental Philosophy* in the Marishal College of Aberdeen.

"BECAUSE the Principal and Masters of the said College, by reason of the Meanness of their Funds, cannot propose *By Themselves* to purchase a Compleat *Sett* of Instruments; They must have recourse to all Noblemen, Gentlemen and Lovers of Learning, particularly such as have been educated in this College; assuring themselves of being encouraged in promoting so necessary and pleasant a Part of Learning, and which in the Issue they hope will very much tend to the Improvement and Advantage of these Northern Shires.

They therefore propose.

"I. THAT Entire *Setts* of Instruments, necessary in *Astronomy*, *Mechanicks*, *Opticks*, *Chymistry*, *Hydrostaticks* and *Anatomy* be bought betwixt and the *First* of *October One Thousand Seven Hundred and Twenty Six* Years; That so the proposed Course of Experimental Philosophy may commence with the next Session of College.

"II. THAT the different Parts of the said Course shall be performed by the Professors of *Medicine*, *Mathematicks* and *Philosophy*, according to their respective Provinces, in Apartments fitted up for the Purpose in the College, at convenient Hours, twice a week, from the *first* of *November* to the *first* of *May*, yearly.

"III. BESIDES such *Setts* of Instruments, it is proposed likewise to purchase for the use of the Contributers the *Best Books* which treat of Natural and Experimental Philosophy; And MODELS of the newest *Machines* in Husbandry.

"IV. SEEING it cannot be supposed that any sufficient *Sett* of Instruments can be purchased under Two Hundred Guineas; and the Proposed Collection is to be bought against the *first* of *October* next; 'tis expected that all generous Contributers will be pleased to give *Ready Money* to such Persons as the Principal and Masters of the College shall commission to receive it.

"V. EVERY Contributers Name shall be inserted in a Register to be keept for the purpose, and recorded on a Board in the Experimental Chamber.

"VI. THE Principal and Masters shall betwixt the *first* of *October* and the *first* of *November* next lay before the Contributers an Account of what Money has been collected, and what Instruments have been purchased.

"VII. EVERY Person who contributes upwards of *Three* Guineas, shall have right for Himself and his Heirs to attend the said Course in all time coming. Such as give *One* Guinea may attend during Life when they think fit.

"VIII. ANY Contributer when he pleases to come with his Friends shall be attended by some one or other of the Professors, and have any Experiment he desires performed.

"N.B. IX. *In explaining the Experiments care will be taken to make every thing as plain and easy as possible, by shunning all difficult and unnecessary Terms of Art,*

so that even those who have not made progress in Mathematicks *may understand some of the most usefull and pleasant Parts of Natural Philosophy, especially all sorts of* Machines *in* Husbandry *and* Common-Life."

The proposal seems not to have been made effective. Apart from the grants by the Commissioners of Supply and the Town Council little was received, and the heaviest outlay occurs on 30th October, 1727:—

"For the Experimental Room by Mr Verner and Mr Gordon their order eight bottles of ale 12/"

In the Album are the following entries of gifts by the Magistrand Classes on leaving College:—

1721. "Scholae Experimentali non contemnendum dederunt munus"
1726. "Ad Phys. Exper. apud nos promovendam aliquid non spernendum grato animo fecerunt"
1727. "Gratitudinis suae indicium scholae experimentali"
1728. "38 libras Scoticas scholae experimentali"
1733. "Supellectilem mechanicam augendo"
1740. "Ad scientiam naturalem promovendam pecuniae summam erogârunt"
1744. "Munusculo scholae experimentali erogando testarunt"
1747. "Munus haud exiguum scholae experimentali"
1754. "Ex animis Philosophiae sane devinctis scholae experimentali quatuor circiter libras sterlinenses"
1755. "Quinque circiter libras sterlinenses instrumentis experimentalibus impenderunt"
1756. "Pecuniam non exiguam ad instrumenta experimentalia instauranda"

After 1754-5 the Natural Philosophy Class was the third, not the fourth, year of study.

XCVI.

Gilbert Ramsay, Barbados, by his last will and testament, bequeaths £4800 sterling for the endowment of a Chair of Oriental Languages and the support of bursars in Divinity and Arts. 21*st February*, 1727.

In the name of the Father and of the Son and of the Holy Ghost I Gilbert Ramsay Rector of the Parish of Christ Church in the Island of Barbados but now sojourning in the City of Bath in that part of Great Britain called England Do hereby make my Last Will and Testament I GIVE and bequeath the sum of Four thousand eight hundered pound sterling to the Corporation of the City of new Aberdeen in north Britain that is to say to the Provost Baillies Town Counsell and governing members of the same City for the time being to be paid to them or their order in the City of London within one year nixt after my decease in trust to be by them and their successors laid out in the purchase of Lands in fee simple lying as near to the said City of new Aberdeen as can conveniently be purchass'd and in trust in the mean time untill such purchase shall be made to manage and dispose of the said Four thousand eight hundered pounds at interest and in trust to pay and apply the intrest thereof till such purchase shall be made and also the rents issues and profits of the Lands after such purchase shall be made as aforesaid yearly to and upon the severall trusts intents and purchases [*sic*] herein after declared That is to say the yearly rent Intrest or income of One thousand pound Sterling part of the said Four thousand eight hundered pounds to be a constant standing yearly Sallary for ever to a pious learned well qualified Professor of the Hebrew Arabick and Orientall Languages in the Marischal Colledge of the said City of new Aberdeen for the advancement of true learning to the glory of God and good of his Church And my Will is and I doe order that the said Professor be impartially elected out of the most deserving and best qualified Linguists and placed in the said College on this my Foundation as soon as the money shall be received for the same and the Sallary be yearly duely paid to him and his successors on this my Foundation for ever by the said Corporation of new Aberdeen aforesaid ITEM I give the yearly rent interest or income of Two thousand

pounds Sterling other part of the said sum of Four thousand eight hundered Pounds to be a constant standing yearly Pension for ever to Four hopefull deserving young Schollars Masters of Art Students of Divinity Which four Students of Divinity conscionably elected I order shall be placed in the said Marischall Colledge of new Aberdeen to pursue dilligently their Theologicall studies there for the service of the Church immediately after the receipt of the moneys hereby appointed for their yearly Pension and each of them the said Schollars and their successors duely elected and placed Students of Divinity on this my Foundation for that holy end shall be this my Will receive and be paid yearly by the said Corporation of new Aberdeen aforesaid for ever one whole fourth part of the yearly Rent intrest or income of the said Two thousand Pounds Sterling for the term of three years and no longer And my will and desire also is that every one of the said Students of Divinity enjoying this my pension shall reside at the Colledge six moneths at least every year of the said three years dilligently following his and their Theologicall studies there and that after the expiration of the said term of Three years he shall remove and go into Holy Orders for the service of the Church that another well qualified Student in Divinity may succeed him to this my Donation and so on successively for ever ITEM I give devise and bequeath the yearly rent interest or income of the sum of Eight hundered pounds sterling other part of the said sum of Four thousand eight hundered pounds to be for ever an addition to a perpetuall standing yearly pension heretofore by me setled by Deed of Mortification dated at Barbados on or about the twenty fourth day of June one thousand seven hundered and fourteen upon Four hopefull young Schollars called Bursars for ever to be educated in knowledge of the Greek Tongue and Philosophy in the said Marischal College in new Aberdeen during the space of Four years and no longer The which addition to the said yearly Pension heretofore by me setled I hereby order to be paid to and equally devided yearly among the said four young Schollars called Bursars for ever for their better mantainance by the said Corporation of new Aberdeen aforsaid for ever And my will is that if any of these four hopefull young schollars who have enjoyed any Pension for the appointed time of Four years limited in my said Deed of Mortification at the

study of the Greek Tongue and Philosophy and have behaved themselves well and shall apply to the Study of Divinity and have taken the degree of Master of Arts they shall be elected to my said Pension for the Study of Divinity before others cœteris paribus and failling them I give it to the most deserving absolutely and my will is that the said Four Schollars shall enjoy the privilege of wearing Red Gowns as other Scholars of the same College usually do* . . . AND I give devise and bequeath the Patronage and gift of Presentation to all the aforesaid Sallaries Pensions and Donations payable out of the said intrest or income of the said Four thousand eight hundred pounds and out of the rents issues and profits of the Lands to be purchased therewith as aforesaid with full power and authority to see and cause the due and faithfull execution of all and every Trust and things herein befor expressed and declared concerning the same to my honoured Cousin Sir Alexander Ramsay Barronet and Laird of Belmain in the shire of Kincardin in North Britain and to the Lairds of Belmain of the name of Ramsay for ever And failing them I give the said Patronage and right of Presentation to the said Corporation of New Aberdeen and their successors for ever Earnestly requesting them to accept of so charitable a Trust to the glory of God and good of their Countrey . . .

From the Extract contained in the Executors' letter to the Town Council, February 2, 172$\frac{7}{8}$. (*Town Council Register*, lix. 414.)†

* Here follow bequests to the schoolmaster and the poor of the testator's native parish of Birse.

† In the Town Council Minutes several entries occur relative to this mortification :—

May 14, 1728. Letter from Sir Alexander Ramsay of Balmain, and David Ochterlony of Tilliefroskie, the executors, dated Feb. 2, 172$\frac{7}{8}$, intimating the terms of the Will. Letter to be sent in reply by the Provost (*T. C. R.* lix. 414).

Apr. 10, 1729. Thomas Mossman, procurator for executors, presents discharge to be signed by Provost, Baillies and Council on payment of legacies, binding them and their successors to employ money in terms of testament (lx. 46).

Apr. 17. Head Court recommend magistrates to raise a Summons of declarator before Lords of Session to have it declared that they, the magistrates, have power of electing the bursars, and the professor of Oriental languages; and that Sir A. Ramsay has merely the power of presentation (lx. 55).

May 14. Counter-Summons received from Sir A. Ramsay, who seeks to have it declared that action of magistrates is a repudiation of the trust (lx. 70).

Sept. 6. By interlocutor of July 11, Lord Ordinary Grange finds that Magistrates have no power of election, and failing acceptance of conditions before September 15, have repudiated trust. Sustained on appeal, July 30 (lx. 88).

Sept. 8. They sign a qualified form of acceptance (lx. 89).

Dec. 24. Which the Lord Ordinary rejects, November 8th. Rejection sustained on appeal. The meeting "unanimously agreed not to accept the managment of the said Mortification simply in regard that the Lords had rejected the qualifications on which they designed to have accepted". (lx. 127).

Sir A. Ramsay and his heirs have, under authority of the Court, managed the funds of the mortification, together with Sir. A. Ramsay Irvine's addition of 1802 (q. v. *infra*).

At present the Ramsay Arts bursaries are four in number, of £24 each—£20 paid by Balmain and £4 paid from Burse Fund (*supra*, p. 400). The Divinity bursaries are also four, of £20 each, tenable for three years.

The professor of Oriental Languages was appointed by Balmain and his successors until 1860, when the chair was conjoined with that in King's College, and the patronage transferred to the Crown. The interest on £1000 is paid by Balmain towards the endowment.

In 1736 a lawsuit took place, Sir A. Ramsay raising an Action of Declarator against the Principal and Professors, because Professor Chalmers had refused to admit into the Divinity Hall three students presented to the Ramsay bursaries, they not bringing with them from their presbyteries or ministers certificates of moral character and education. On 28th July the "haill Lords" adhered to an interlocutor of 1st July by Lord Ordinary Strichen, finding that Professor Chalmers was bound to admit Ramsay bursars without any such certificates.

"The Ramsay bursaries, having been by far the largest endowments of that kind, have been in very many cases most grossly misapplied, by the patron presenting them from interest alone, without the smallest regard to the worth or abilities or poverty of the Candidates. So that many of them have been complete nuisances in the classes to which they were admitted. And there have been more instances than one of their being held by students not *bona fide* students of Divinity, but only attending the Divinity Hall to allow them to draw the 25 guineas while they were studying Medicine and destined for that profession" (Knight's MS. *Collections*).

In 1721-4, Gilbert Ramsay seems to have forwarded certain sums to the College for repair of the Bridge of Feugh (*cf.* p. 400). Two regents and two masons ride out to view the bridge: Mr Verner's bills for two journeys in 1721, £20 and £17 16s., Scots; again, in 1724, £12 12s.; and in 1725, £1 16s.

XCVII.

King George II. renews the grant (No. XCII.) *made by George I. 9th April,* 1729.

George R.

Our Sovereign Lord ordains Letters to be made and passed under the Privy Seal of Scotland in these Words or to the Effect following

George the 2d by the Grace of God King of Great Britain France and Ireland Defender of the Faith etc To the Comrs of Our Treasury now being And to the High Treasurer or Commissioners of the Treasury for the time being and to the Barons of Our Court of Exchequer in Scotland now and for the time being and to all others to whom these Presents do or shall appertain Greeting Whereas We are graciously pleased out of Our pious and princely Zeal for the good and Flourishing Estate of our Colledge in the New Town of Aberdeen to Grant to the Principal and Professors of the said Colledge and their Successors in Office the Yearly Sum of 105*l.* to be distributed amongst them in manner following That is to Say To the Principal of the said Colledge the Yearly Sum of 20*l.* To the Professor of Divinity there the Yearly Sum of 20*l.* And to the Six other Professors (to wit) Three of Philosophy One of Greek One of Mathematicks and One of Physick the Yearly Sum of 65*l.* equally to be divided amongst them Our Will and Pleasure therefore is And We do hereby Direct Authorize and Command that you cause the said Annual Sums Amounting as aforesaid to 105*l.* p. Ann. to be placed on Our Establishment for Civil Affairs in that part of Our Kingdom of Great Britain called Scotland To Commence from Xmas 1727 the first Payment to be made thereupon to be for One Year ended at Xmas last 1728 and from thenceforth to be paid and accounted payable Quarterly to the said Principal and Professors now being and to their Successors in Office for the time being or to their respective Assignees in the proportions before expressed For and During Our Pleasure in like manner as other the Pensions on Our said Establishment are or shall from time to time be paid or payable For doing whereof these presents shall be to the Keeper of the said Seal for causing the same to be appended thereto a sufficient Warrant Given at his Mat's Court at St. James's the 9th day of April

1729 in the 2nd Year of his Mat's Reign By His Mat's Command [Signed] R. Walpole Cha. Turner Wm Clayton

From the Treasury North Britain Books, Vol. ix., p. 271, in the Public Record Office, London.*

XCVIII.

John Moir, Rector of West Tinfield in the County of York, mortifies to the Deacon Convener, &c., of the Trades of Aberdeen the sum of one thousand pounds Scots for the maintenance of a tradesman's son as a bursar, preference being given to those of the name of Moir. 7th August, 1736.†

BE IT KNOWN To all Men be thir present Letters ME William Christall Wright Burgess of Aberdeen and present Master of the Trades Hospitall Within the said Burgh—AUTHORIS'D and IMPOWER'D To grant the Bond after specified Be virtue of an Act of the Convener Court of the Trades of Aberdeen of the Date of thir presents—FORASMUCH AS Mr John Moir Rector of West Tinfield In the North Rideing of the County of York HATH from a Principall of Charity And as a mark of his regard for the Town of Aberdeen The place of his nativity And for the Tradesmen and Tradesmens Sons liveing within the same INSTANTLY Pay'd and Deliver'd to me The sum of One Thousand pound scots money MORTIFIED by the said Mr John Moir And appointed to be settl'd and the annualrent thereof Given and apply'd in manner underwritten LIKEAS I the said William Christall Be the tenor hereof Bind and Oblige me and my Successors In the above office To Settle and Lend out The above sum of One Thousand pound scots money once betwixt the Date of thir presents and the Feast and Term of Martimas next to come upon annualrent and unexceptionable security And keep and continue the same upon annualrent and unexceptionable security in all time thereafter And to give and apply the annualrent thereof yearly from that time furth Towards the support and mantinance of a Philosophy Burser at the Marischall College of Aberdeen Each of those Bursers to have the

* The grant was renewed in almost identical terms by George III., 21st July, 1762. Original in Mar. Coll. Ch. Room, "Government Grants," No. 13.

† A portrait of Mr. Moir by Alexander hangs in the Trinity Hall, Aberdeen.

benefite of the foresaid Burse for the space of four years from and after the time of their entry thereto at least for so much of that time as they shall happen to continue Students at the foresaid College And to be all and every one of them Tradesmens Sons within the Burgh of Aberdeen And whose Fathers either then are or have been Freemen within the said Burgh But with preference still to such of the name of MOIR as shall happen to be qualified and make application for the benefite of the above Burse PROVIDING allways Likeas it is hereby specially provided and declar'd That in case it shall happen at any time after the time at which the foresaid Mortification is appointed to take place That there is no Tradesmans Son qualified and applying for the Benefite of the above Burse Then and in that case The Patrons of the foresaid Burse shall have Liberty and are hereby Authoriz'd and Impower'd To give out and apply Such of the annualrents of the foresaid Principall sum as shall happen to fall due during the vacancy of the foresaid Burse Towards the support and mantinance of one or more Poor decay'd Tradesmen Burgers within the said Burgh But with preference likewise in that case to such of the name of MOIR as are objects of Charity and Applying for the benefite of the foresaid Mortification RESERVING nevertheless To the said Mr John Moir The patronage of the foresaid Mortification during all the days of his Lifetime But has Appointed Likeas the said Mr John Moir hereby Constitutes and Appoints the Deacon Conveener of the Trades of Aberdeen the Seven Deacons of the above Trades And Master of the Trades Hospitall within the said Burgh all for the time being Sole constant and perpetual Patrons of the foresaid Mortification in all time from and after the decease of the said Mr John Moir Yet with power to James Moir of Stoneywood and his heirs Upon the death of the said Mr John Moir and in all time thereafter To call for the Patrons Accounts and see that the foresaid Mortification be duly manag'd and the annual rent of the foresaid Principall sum apply'd and given out in manner above express'd LASTLY It is hereby Declar'd That there is no Burser to be presented to the foresaid Burse Till the downsitting of the College in the year one thousand seven hundred and thirty seven Nor even then or at any time thereafter but in the precise Terms of this present Mortification AND for the more security We are Content and Consent Thir

presents be Insert and Registrate in the Books of Councill and Session or in the Sherrif Commissary or Baillie Court Books of Aberdeen Therein to remain for preservation And to that effect Constitute our Proŕs IN WITNES whereof (Written upon stamped paper by John Forbes Servant to George Keith advocate in Aberdeen) We the said Mr John Moir And William Christall Have both subscriv'd thir presents consisting of this and the two preceding Pages As also other two Copys thereof of which Three Copys One for me the said Mr John Moir One for the Conveener Deacons and Master of the Hospitall And One for the said James Moir All of the same Tenor and Contents And all subscriv'd by us AT ABERDEEN this Seventh day of August One Thousand Seven hundreth and Thirty six years Before Witnesses The said George Keith and John Forbes Writter hereof

[Signed] Jno. More
William Crystall

Geo. Keith witnes
John Forbes Witnes

From the original deed (No. 2) in the Town House Charter Room (Bundle 1838), registered in the Baillie Court, 21st March, 1838.*

XCIX.

Charles Gordon, Vicar of Little Baddow, in the County of Essex, by his last will and testament, bequeaths to the Town Council the sum of £200 sterling for the maintenance of a bursar, with preference to the name of Gordon. 8th June, 1737.

IN THE NAME OF GOD AMEN I Charles Gordon Clerk Master of Arts Vicar of Litle Baddow in the County of Essex being infirm in body but of sound and disposing mind memory and understand-

* The Masters of Trades Hospital seem to have furnished no statements of accounts for this mortification to the Visitations of 1826-30, 1836-37, and 1876. The Commissioners of 1836-37 state (*Second Report*, p. xviii.): "The bursary which was in use to be paid was £4 3s. 4d., but there has been no bursary paid by the Hospital for several years". Apparently the endowment has come to be regarded as part of the general bursary fund (*supra*, p. 285).

ing Praise be given unto Almighty God for the same Do make and ordain this my last Will and Testament in manner and form following FIRST and principally I commend my soul into the hands of Almighty God my Creator hopeing through the alone merits of Jesus Christ my blessed Redeemer to have full and free pardon of all my Sins and to inherit Eternal life My body I commit to the Earth to be decently buried in the Parish Church of Litle Baddow before the Reader's Desk there in the same grave where my late Wife Mrs Gordon lyes And as touching such Worldly Estate as it hath pleased Almighty God of his goodness to bestow upon me I give and dispose thereof in manner and form following First for the Zeal I have to the Glory of God the Advancement of Learning and the flourishing of the Marischall College of Aberdeen I do hereby Mortifie destine and appoint the sum of Two Hundred pounds sterling money as a perpetuall Fund for mantaining a Bursar of Greek Philosophy and Mathematicks in the said College to be presented thereto by the Patrons hereafter named Which Bursar is to be one year at Greek and three years at his course of Philosophy and Mathematicks and so on for ever and the said Bursar is still to be of the name of Gordon But if none of that name shall offer then such other as the Patrons hereafter named shall think fit And I do hereby bequeath to the Provost Baillies and Town Council of the Burgh of Aberdeen the said Sum of Two Hundred pounds Sterling to be stocked and secured by them for mantainance of the said Bursar perpetually in all time coming Which bursar and all his Successors are to enjoy as propos'd by the said Provost Baillies and Town Council of the Burgh of Aberdeen respectively the Sum of Eight Pounds Six shillings and eight pence Sterling yearly out of the annualrent of the aforsaid Mortification for the mantainance of such Bursar for the time aboue limited and the succeeding Bursars for the like time for ever And in order to encourage the Corporation of the said Burgh of Aberdeen to accept of the Custody and Management of the said Two Hundred pounds Sterling I hereby restrict the said Bursars mantainance to the sum of Eight pounds six shillings and eight pence Sterling to be payed half yearly by the said Corporation out of the first and readiest of the annuallrents of the said Capital sum of two hundred pounds

And I do hereby declare that the said Provost Baillies and Council are not to be lyable nor accountable for any more to such Bursar nor to the Patrons hereafter named nor to any other persons whatsoever upon any pretext but are to have the free and absolute disposal of the surplus annualrent to any use they shall think fitting And I do hereby nominate constitute and appoint the most noble Cosmus George Duke of Gordon and his Heirs in the first place The Right honourable William Earl of Aberdeen and his Heirs in the second place and the Provost Baillies and Town Council of the Burgh of Aberdeen in the third place to be perpetual Patrons alternately of this my Mortification (that is to say) the Duke and his heirs to have the first Presentation and the said Earl and his heirs the second and the said Provost Baillies and Council the third And I do hereby further appoint and it is my will that in case no person of the name of Gordon can be found nor other person fitly qualified that all such annuallrent and all parts and proportions thereof as shall accrue and become due till such person so named or otherways can be found shall be added to the said principall sum of two hundred pounds and to bear Interest proportionally with the same to and for a further advantage to the said bursar and his successors And I doe hereby further intreat the saids Patrons to take the trouble and direction of this my Mortification according to the tenor hereof . . . (Here follow a great many particular Legacies left by the said Charles Gordon to several persons) . . . Mr Alexander Mitchell of Pall Mall London Apothecary and Adam Anderson of the South Sea House London whom I hereby constitute and appoint my joint executors of this my last will and testament pay off my Debts and Legacies and thereby execute the Trust in them hereby reposed In witnes whereof I have hereunto set my seal at the top of the first sheet where the rest are affixed and my hand and seall at the bottom thereof as also to the second and this third sheet this eight day of June in the year of our Lord one thousand seven hundred and thirty seven (signed) Charles Gordon

Signed sealed published and declared by the said Testator to be his Last Will and Testament in the presence of us who have hereunto subscribed our names as Witnesses at his request and in

his presence The word Almighty being first interlined (signed) M. Lucas Jno. Hammond Ja. Lucas

From a copy entered in *The Book of the Mortifications of the burgh off aberdein*, Vol. i., p. 167.*

* See Minute of acceptance by the Town Council, *Town Council Register*, lx. 597. The will was proved by the Executors in London, 16th January, 1738.

The earliest entry in the Town's Accounts relative to this mortification is as follows:—

"CHARGE of Mr Charles Gordon Vicar of Litle Baddow in the County of Essex his Mortification to the Marischal College for a Bursar.

	Lib.	*s.*	*d.*
Imprimis The Compter charges himself with the sum of two thousand four hundred pound Scots received by the Compter from the Exers of the said Mr Charles Gordon at Whitsunday last and which sum he appointed to be secured by the Magistrates and Council of Aberdeen and they to pay one hundred pound Scots yearly to the said Bursar and the remainder of the annuallrent to belong to the town	2400	0	0
Sum of the charge is two thousand four hundred pound Scots	2400	0	0

DISCHARGE.

Imprimis The Compter discharges himself of the sum of two thousand four hundred pound Scots money resting on bond be the treasurer of Aberdeen bearing annuallrent from Whitsunday last at the rate of one hundred pound Scots yearly	2400	0	0
Sum of the discharge is	2400	0	0

Et sic æque"

—*Burgh Mortification Accounts*, 1738-39.

At the union of the Universities in 1860 the Account stood thus:—

	Balce 1859	Revenue	Expre	Balce 1860	Stock
"38. Charles Gordon's, of £200, to a Bursar at Marischal College; the Duke of Gordon, Earl of Aberdeen, and Town Council to be Patrons by turns	0 9 3	7 1 7	8 7 6	—[0 16 8]	204 3 4"

—*Burgh Accounts*, 1859-60.

Under the Provisional Order of 1881, the Gordon and Cumming (*supra*, p. 320) bursaries have been united into one of £20 per annum; and the Earl of Aberdeen's right of alternate presentation seems to be extinguished.

C.

The Town Council grant a year's income of the bursary funds under their charge towards the erection of new buildings. 12*th October*, 1737.

The Said Day anent the Petition given into the Counsell Be the Principall Professors and Masters of the Marischall College of Aberdeen, Mentioning That the Buildings of the said College are in a very decayed and ruinous condition, and especially the Edifice called the Old Work which contained the Private Schools for the Teaching Masters, and Chambers for the Students, is become so ferial, that it is dangerous for Masters or Students to assemble therein. And if some new Building be not soon erected in its stead, there will be no convenient place for instructing the youth in the several parts of Learning, whereby the College would be by degrees deserted, and in process of Time, must necessarily fall and come to nothing. And it being found by Experience That ane University within the Royal Burgh of Aberdeen is not only a great addition to the Lustre and Beauty of the Town, but a very substantial advantage to the Inhabitants for the Convenient and easy Education of their Children, who remain under their Eye and live in their Families while at the College, And more particularly, as the Honourable the Magistrates and Town Counsell of Aberdeen are honoured with the Patronage of some of the Professions and of many of the Benefices appointed for poore Students, the greater part of which are specially destinated and restricted to the Children of Burgesses and Inhabitants of Aberdeen, In so much that the preserving and supporting of the University is a matter of real Importance and Concern to the Town in general, and in particular to ever [*sic*] Family that hath Children: And whereas there is no sufficient Fund appropriated for supporting or rebuilding the Edifice of the College, and that the petitioners had with no small expence made repeated applications to the Government for assistance to their Decayed Fabric without effect, So that the only remaining Fund for repairing the Schools and preserving the College, is the Revenue of the Lands already left by well disposed Persons, for promoting Learning and maintaining Bursars therein: Wherefore the Petitioners, being humbly of opinion that the Patrons of the several Donations could not more effectually nor faithfully discharge their Trust than by seasonably preventing this

otherwise inevitable Ruin to the University, and thereby the intire Frustration of the sole End and Purpose of their Bursaries; And in order thereto, That the saids Patrons should vacate them all for one year respectively, and appoint and destinate the sums arising from these Vaccancies to the Erecting a new Building upon the North side of the Area of the said College, containing four or five private Schools below and Chambers above for the Masters and Students. For these reasons The Petitioners humbly recommended it to their Honours (considering how particular a Concern the Town of Aberdeen hath in the College) to prevent this Dishonour to the Publick and evident loss to the Inhabitants of the Burgh, By Shewing good Example to the other Patrons in agreeing to vacate their Bursaries for one year, as above. In regard the Petitioners conceived that the pious and excellent Intention of the several Benefactors cannot be better fulfilled, than by preserving the College from sinking in Ruins. As in the said Petition subscrived be the saids Principall Professors and Masters of the said College at length is contained. Which being considered by the Magistrates and Council forsaid, As also they having considered the Recommendation given in to them signed be a considerable number of the Merchants and Inhabitants of this Burgh, Recommending to the Council that they would grant the Desire of the said Petition, And being at length ripely and well advised with the said Petition and Recommendation, And haveing maturely and deliberately weighed and considered the several strenuous and pungent [*sic*] Reasons set forth in the Petition given in by the Principall and Masters of the College And haveing argued at length upon the whole points and articles of the Petition, And finding by the said Recommendation, That it is the generall desire and inclination of the principal Citizens, Burgesses and Inhabitants of this burgh, that the desire of the Petition should be Complyed with, Therefore the saids Provost, Baillies and Council have Granted and hereby Grant the Desire of the above written Petition, With this special condition and provision always, Like as it is hereby expressly provided and declared That the whole Patrons of the other Bursaries in the said Marischal College, shall agree to vacate the several Bursaries under their Patronage for one year, To be applyed toward the forsaid intended new Building; As also with

this special condition and provision That the Representatives of Catharin Rolland Relict of Doctor William Guild, and of James Milne Merchant in Aberdeen, Give their consent to the application of their Bursaries towards the intended new work at the said Colledge, Otherways thir presents to be void and null as to the vacation of the Bursaries left by the said Catharin Rolland and James Milne.

From the *Town Council Register*, lx. 495.*

* Other patrons seem to have agreed to the same measure, but the total amount obtained was not great.

NOTE ON COLLEGE BUILDINGS, 1737-41.

"In 1738, when the funds of the College were in a state of great poverty, the Principal and Professors had the spirit to begin and carry on an extensive S. Wing to the building erected in the end of the former century—and by the same means, voluntary aid alone. The spirit shown in undertaking such a work in so poor a country as Scotland then was, seems to have greatly benefited the Seminary: the improvement of the course of teaching followed not long afterwards" (Knight's *Collections*).

The Masters began by printing a folio page entitled *State of the Buildings of the University and Marishal College of Aberdeen*, drawn up by Blackwell. It describes the ruinous condition of the old edifice and the want of success that has hitherto attended appeals to the public and to Government for assistance. The Principal and Masters having each "renounced a part of their *private Interest* yearly in the College Funds, for promoting the Undertaking, THEY persuade themselves, that this public Application will be construed, *as in truth it is*, an Attempt to do service to the PUBLIC, and preserve from ruin an UNIVERSITY, from whence so many *accomplished Men* have gone forth as Ornaments to their Country, in every Age since it's Foundation".

The funds for the new building were raised as follows:—

1. One year's revenue of the bursaries.

2. Money borrowed from the Town (£100), and from various Kirk Sessions.

3. Net proceeds of an Assembly in the Common Hall, 1st October, 1740, and of a ball, 27th February, 1741 (£228 18s. Scots).

4. Subscriptions in Town and County. "The Principal Professors and Masters divided themselves according to the several districts of the town, and each with a Magistrate accompanying him went through the inhabitants and received of voluntary contributions as follow" (*Minutes*). A long list of subscribers is appended, headed by Provost William Chalmers, who gives a guinea. No contribution exceeds two guineas, and many are of 2s. 6d., 1s., even 6d. The whole list is very curious.

There is preserved (Mar. Coll. Ch. Room, "Buildings of 1737- ," No. 6) a plan by Blackwell for the Rector, Principal, and Masters making journeys through the Counties of Aberdeen, Banff, Moray, Kincardine, and Forfar to obtain contributions; but it is uncertain whether this was carried out. The county subscriptions are considerable: the Rector, Mr. Skene, gives eight guineas; Lord Kintore, ten; Lord Arbuthnot, six; Lady Errol, three.

5. Subscriptions from alumni in England and abroad. Comparatively few of these are noted. Dr. Reid, Physician in London, gives £50; Dr. George Cheyne, Bath, £25; Dr. John Turner, Penrhyn, £20; Mr. George Conon, Schoolmaster at Truro, £10 10s.;

Mr. Alexander Kennedy, his Usher, £3. Dr. Samuel Patrick, made LL.D. in 1839, sends a Latin letter of thanks and £10 10s. Blackwell, acknowledging this ("Buildings of 1737- ," No. 8), describes the building in high sounding terms. "Scito autem tali multorum Maecenatum munificentia factum esse ut Aedificium novum ad culmen perductum jam pene contectum sit: Est autem structura quatuor contignationum quatuordecim pedes altarum, caminos viginti praeter conclavia continens, cujus inferiora scholis, quae vel maxime desiderabantur, superiora cubiculis destinantur: Exstructa vero est opere non ambitioso; at commodo, solido non ineleganti; quippe quae alam Aedificii majoris concinnam efficiat, atriumque amplum et magnificum inter templum et academiam Aediculis antea impeditum pulchre aperiat."

6. Applications for Government aid seem to have yielded only an order by the Barons of Exchequer (17th Nov., 1743. "Government Grants," No. 12*a*) sanctioning the appropriation of vacant stipends of Professors (from Bishops' rents) since 1734, and in future.

The expense of taking down the old Buildings is stated as £44 18s. 6d. sterling, and the cost of the new erection did not exceed £700.

"The architect employed was Mr. William Adam, Edinburgh, father of John and Robert, of the Adelphi. He designed Gordon's Hospital. A long letter from him of 28th March, 1740 ['Buildings of 1737- ,' No. 9]. The lower part of the building to be for Schools, the upper for lodgings for the Masters, but part of the third floor and the whole of the fourth for students. Adam mentions that the lodgings for the Masters will be large enough, as by the Foundation Charter no women can be admitted into the College. In a letter to him Blackwell mentions sketches of alterations drawn by 'a young man, John Jeans, who seems to have no ill turn for such matters'. Jeans, according to this letter, was the inventor of the Screw Stair. He afterwards built the beautiful little bridge over the Denburn in the line of the Windmillbrae. But there was then no employment for such a person as he is in Aberdeen. Being of an ingenious and active turn, he became an enthusiast for Mineralogy, and travelled over the greater part of the Mainland and the Highlands, collecting till he became eminent as a dealer, repairing annually to London, and being the first finder of numerous Scottish substances. He lived to old age, dying about 1804, aged about 80. He is mentioned by Johnson (*Tour to the Hebrides*), who met with him in Skye. From his portrait he seems to have been a spare man of genteel and keen aspect. A son succeeded him in the business of collecting and polishing, a coarse and contemptible character, who was drowned on a dark night by falling into the basin near the new pier, 1809, after having been in company with a Jew dealer from London, with whom he had had some mineral transactions" (Knight's *Collections*).

The items of expenditure are minutely noted. John Rhind and John Murdoch, masons, contract for the work at £20 per rood. They send to Moray for stones, but those for lintels, window borders, and chimney tops are furnished by Alexander Rhind, Banff, at 5d. and 5½d. sterling per foot of length, delivered free of charge in Aberdeen. Loads of sand and mortar 1d. sterling each; lime, 1s. 3d. per boll; bricks, 2s. 6d. per thousand. Masons' wages, 6s. 8d. to 15s. Scots per day; the masters, 20s. In the contract a sum is agreed to in lieu of drink. But in the vouchers the "Saturday's pint" is regularly charged, and in one account there is a bottle to each man on Thursday. When the walls are so high as to be levelled, the masons get brandy, sugar, and "pints".

John Innes contracts for the timber work:—10d. sterling the single, 1s. 4d. the double daill. In April, 1740, William Baxter goes to Norway to purchase trees: single, 10d.; double, 20d.; double-double, 3s. 4d. Sheet lead costs 3s. 4d. sterling per Scots stone. 17,500 Easdale slates from Saltcoats, £24 1s. 3d. 25 sacks of "fogg," 4d. sterling each.

CI.

Margaret Gairden mortifies to the Principal and Professors a house for the maintenance of a bursar. 23*rd January*, 1738.

BE IT KNOWN to all men by these present letters ME Margaret Gairden Relict of the deceas'd James Skene Merchant burgess of Old Aberdeen and only Sister and heir to umq^ll^ George Gairden Schoolmaster in Aberdeen heritable Proprietor of the Tenement of Foreland underwriten with the pertinents FORASMUCHAS the said deceas'd George Gairden my Brother Intended before his Decease to Dispone the Tenement of Land above and after mentioned for helping to maintain and educate a Bursar of Greek and Philosophy in the Marischall College of Aberdeen But died before his Intention was executed AND SEEING I am most willing and desireous to fulfill my said Brother's pious design And for that end to Dispone the said Tenement of Land to the Principall Professors and Masters of the said Marischall College in manner underwriten THEREFORE Witt me the said Margaret Gairden To have Given Granted and Disponed And by the tenor hereof from me my heirs assigneys and successors I give Grant and Dispone to and in favours of Master John Osborn Principal of the said Marishall College of Aberdeen Master James Chalmers Professor of Divinity in the said College Doctor James Gordon Professor of Medicine there Master John Stewart Professor of Mathematicks there Master David Verner Professor of Philosophy there Master Thomas Blackwell Professor of Greek there Master Francis Skene Professor of Philosophy there and Doctor James Donaldson Professor of the Oriental Languages in the said College and their successors in their respective offices Principals and Professors in the said Marishall College and to their Assigneys (for the uses ends and purposes aftermentioned) Heritably and Irredeemably without any manner of Reversion Redemption or Regress forever ALL AND HAILL that Tenement of Foreland under and above with the haill pertinents thereof Which sometime pertained to Isabell Gray Relict of the deceas'd John Leask Merchant in Aberdeen thereafter to umq^ll^ James Douglass Baxter burgess of Aberdeen thereafter to William Bowles Sollicitor of Exchequer there-

after to Patrick Duff of Premnay thereafter to Alexander Irvine Baxter in Aberdeen thereafter to the said deceas'd George Gairden my Brother and now to me the said Margaret Gairden Lying on the South Side of the Nether Kirkgate of the said Burgh of Aberdeen Betwixt the Foreland sometime of umq^ll William Leslie thereafter of the said James Douglass thereafter of the said Patrick Duff thereafter of Thomas Angus and now of at the East The Inland sometime of the heirs of the deceased Alexander Gordon merchant thereafter of William Mowat Merchant thereafter of umq^ll Patrick Gray Wright and now of his heirs at the South The Foreland sometime of the heirs of the said Alexander Gordon thereafter of the said William Mowat thereafter of the said umq Patrick Gray and now of his heirs at the West And the Kings common high street of the Said Burgh at the North parts Together with all right title interest claim of right property and possession petitory or possessory which I or the said umq^ll George Gairden my Brother or either of us or our foresaids had have or might or may in any ways claim or pretend to the Said Tenement of Foreland in any time coming . . . To BE HOLDEN of our said Sovereign Lord and his Royal Successors in free Burgage for service within Burgh used and wont DECLARING hereby That the Rents of the Tenement of Land above disponed (so long as the same shall not be sold) Or the anualrent of the price that shall be got for the same when the Principall Professors and Masters shall think fitt to sell the Tenement of foreland above disponed with the pertinents With the anualrent of such moveable Debts as were resting to the said deceas'd George Gairden my Brother and are presently assigned by me to the saids Principal Professors and Masters which happen to be recovered and made effectuall by them shall be applied towards the Maintenance of a Bursar of Greek and Philosophy in the said Marischall College during his four years Course from time to time and one after another successively perpetually in all time coming And the said Principall Professors and Masters and their successors in office are hereby declared to be patrons of the foresaid Burse and Mortification And when the House is sold and the Debts recovered presently assigned by me to them they are to give an Obligation for the same obligeing them and

their successors in office to apply the anualrent thereof in the terms abovewritten perpetually in all time coming But with preference always to those of the surnames of GAIRDEN and ROSS who shall be always preferable to all others Providing the Principal and Masters for the time find them habile But it is hereby declared that the saids principal and masters and their successors in office are to make good the saids annualrents yearly to me during my lifetime and the said Burse is only to commence at my death . . . MOREOVER I by these presents from me and my forsaids sell and dispone To and in favours of the said Principal Professors and masters and their successors abovewritten The haill fixed plenishing and timberwork pertaining to me within the said tenement to be used and disponed upon by them and their foresaids at pleasure. . . . In witness whereof . . . at Aberdeen the Seventh Day of February in the year one Thousand seven hundred and thirty eight. . . . De speciali mandato dictæ Margaretæ Gairden scribere nescientis nec valentis ratione cæcitatis (ut asseruit) calamumque tangentis Ego Alex^r Thomson Notarius publicus pro illa subscribo ad hæc rogatus

[sic subscr.] Al. Thomson N.P.

From the original deed in the Office of the Sheriff Clerk of Aberdeenshire, in which it was recorded 23rd January, 1778.*

CII.

Alexander Smith, by his last will and testament, bequeaths to the College the sum of £100 sterling for the maintenance of a bursar. 15*th July*, 1741.

To The Revd Mr Osborne
Principall of Mareschall Colledge
Aberdeen

London *March 7th* 174$\frac{7}{8}$

Rev^d S^r

On the 27th of last Novr died here The Revd Mr Alex^r Smith who out of the great regard he had for the Mareschall Colledge of

* The house was sold in 1742 for £36 7s. 4d., and the money applied to the buildings. In 1764-66 about 23s. (deducting expenses) was recovered of debts mortified with the house. The sum was considered as accumulating at 4½ per cent. simple interest, and a bursary of £4 per annum was regularly paid on account of it out of the "Burse Fund" from 1778 to 1860, when the Galloway (*supra*, p. 380) and Gairden foundations were united.

Aberdeen where he had his education has left by his last Will and Testament bearing date the 15th July 1741 to the said Colledge the sum of one hundred pound sterling The Clause in the Will is verbatim as under the money is ready We the Executors William Montgomery and George Honeyman to the said deceast desire that you will impower some person to receive the same and give us a proper Discharge Although its not orderd by the Will we think it proper that the said devise of the Testator should be extracted engrossed on Parchment and witnessd as it is to be a perpetuity and deposited in your Colledge amongst other vouchers for your Mortifications

I am Sr

Your most obedient servt

[Signed] Will. Montgomery.

At the Anchor and Crown in Cornhill London

I will and bequeath one hundred Pound Sterling to the Mareschall Colledge of new Aberdeen in Scotland to be settled and disposed of as the Magistrates of the said Town or Masters of the said Colledge shall think fittest that the Intrest of the said hundred pounds may be always furthcomeing for the assistance and support of some poor young Lad who desires to prosecute his Studys of Greeck and Philosophy in the said Colledge

From the original letter in the Charter Room, Marischal College, "Bursaries," xxiii. 5.*

* The money was paid in 1748. The Town Council claimed the patronage, but Mr. Ferguson of Pitfour, to whom both parties agreed to submit the dispute for decision, by Decreet Arbitral of 11th December, 1749, held (1) That the bursary should be open to competition for all comers; (2) That the best qualified should be presented by the Principal and Masters; (3) That in the event of misapplication of the fund the Magistrates "have a right to enquire" ("Bursaries," xxiii. 3; Burgh Ch. Room, "Mortifications," M1, 14). The amount was vested in the "Burse Fund," and £5 paid annually to a bursar until 1860, when the Commissioners united the Smith and Forbes (No. CIII.) bursaries into one of £10 (Ordinance No. 38, Aberdeen No. 18).

CIII.

Thomas Forbes of Little Leighes, in the County of Essex, Clerk, mortifies to the Principal and Professors the sum of Two thousand merks Scots for the maintenance of a bursar. 9th February, $174\frac{6}{7}$.

BE IT KNOWN to all men by these present Letters me Thomas Forbes of Little Leighes in the County of Essex Clerk son of Robert Forbes late of Aberdeen in Scotland Merchant and Jean Smith his wife WHEREAS I have conceived a Resolution of promoting Learning in the Marischal College and University of Aberdeen North Britain and for that End to establish a Pious Foundation for a Bursar of Greek and Philosophy at the said Marischal College for the space of Four Years perpetually in all time coming for the Benefit of those of the Sirname of FORBES in Case any such shall appear and be found habile to enter to the College and failing of them for the Benefit of those of any other Name who shall be found most worthy upon a Comparative trial THEREFORE Witt ye me the said Thomas Forbes To have mortifyed destinated and appointed Like as I by these Presents Give mortify destinate and appoint unto the Principal and Masters of the said Marischall College and University within the Royal Burgh of Aberdeen and to their Successors in Office Principalls Professors and Masters of the said University ALL AND WHOLE the sum of One Hundred and Eleven Pounds Two Shillings Two Pence and Two Thirds of a Penny Sterling Money To be by them laid out upon good Security either Real or Personal or upon Purchases of Land near the Burgh of Aberdeen at the Sight and by the Advice of the most worthy Sir Arthur Forbes of Craigievar Baronet and the yearly Interest of the Money or the Rent and Revenue of the Lands so to be purchased to be applied for the maintenance of a Bursar of Greek and Philosophy at the said Marischal College from Time to Time Successive one after another each Bursar to be one Year at Greek and three Years at Philosophy and no more and so on for ever the Term of Payment of his Benefice being at Candlemas yearly WHICH Bursar from Time to Time

is always to be of the Sirname of FORBES whenever such shall happen to appear and claim the same without any Comparative Tryal only being habile and fit to enter to the College AND in case there shall be two or more of the Sirname of FORBES to appear to claim the said Bursary that the Youth who shall be recommended by the said Sir Arthur Forbes and his Heirs and Successors shall be preferred But in Case none shall appear of the Sirname of FORBES to claim the said Bursary when it vacates Then the same is to be given to a Youth of any other Sirname who shall be found most worthy and deserving upon a Comparative Tryal AND I hereby nominate constitute and appoint the said Principal Professors and Masters of the said Marischal College and University within the said Royal Burgh of Aberdeen and their Successors in their respective Offices to be perpetual Patrons of this my Mortification in all Time coming earnestly recommending to them to observe and faithfully execute this my Mortification and Pious Donation according to my Purpose above mentioned HAVING remitted the aforesaid sum to the hands of the said Principal I consent to the Registration hereof within the Publick Records of the said Burgh of Aberdeen or any other Competent Register within Scotland therein to remain for Preservation And constitute [Alexander Charles Advocate in Aberdeen] my Procurators and so forth IN WITNESS whereof Written by Richard King Stubblefield of Chelmsford in the aforesaid County of Essex I have Subscribed these Presents at Saint John's in little Leighes aforesaid the Ninth Day of February in the Year of our Lord One Thousand Seven Hundred and Forty Six before these Witnesses

[Signed] Thomas Forbes

Thos. Pocklington witness
Philip Harvey witness

From the original deed in the Town House Charter Room (Bundle 1747-49), registered in the Baillie Court 22nd June, 1747.*

* In 1746 the College received the 2000 merks, and applied the sum towards extinguishing the debt on the buildings. A bursary of £5 11s. 1⅓d. was paid regularly from the "Burse Fund" till 1860. See p. 430, footnote.

CIV.

John Paterson, London, by his last will and testament, bequeaths, inter alia, *to the Principal £400 annuities to maintain a bursar, and augment the salary of the Professor of Medicine. 6th August,* 1762.

In the name of God Amen I John Paterson of Pancrass Lane London Gentleman do make and declare this my last will and testament in manner following . . . I hereby give and bequeath to the Principall of the Mareschall Colledge in Aberdeen commonly called the Newtown in North Britain £300 East India Annuities the intrest thereof to be paid by him from time to time to such scholars at the Grammar School in Aberdein aforesaid as the Principall shall think proper for the four last years they shall be at the said School subject nevertheless to the proviso after mentioned And I likewise give and bequeath to the said Principall £300 three per cent Bank Annuities and do direct the intrest thereof shall be paid by him from time to time to any of the said two scholars who shall happen to be a Burser in the said Colledge and if both of them shall happen to be Bursers then to such of them as the said Principall shall think proper for the space of four years next after he shall be made a Burser Provided always and my will and meaning is and I do hereby direct and order that my relations by my father's and mother's side shall be preferred by such Principall before all other Scholars in the said Colledge and in default of any such relations then I direct that those scholars of the name of Paterson shall be preferred by such Principall and in default of any Scholars of the name of Paterson then I will and direct that the sons of Hammermen Burgesses in the Town of Aberdeen shall be preferred by such Principall before all other scholars in the said School Also I give and bequeath to the Principal of the said School [*sic*] of Aberdeen aforesaid £100 East India Annuities and do order that the intrest thereof shall from time to time be paid by him to the Professor of Medicine for the time being in the said Colledge* . . . In witness

* Here follow bequests to Decayed Hammermen; St. Paul's Chapel; Infirmary; Scotch Hall in London; and to a number of private individuals, including Henry Watson, Surgeon, Rathbone Place, who is constituted residuary legatee and sole executor.

whereof . . . this sixth day of August in the year of our Lord Christ 1762 (Signed) John Paterson Signed sealed and published by the said testator John Paterson as and for his last will and testament in the presence of us who subscribed our names as witnesses hereto at his request and in his presence and in the presence of each other (Signed) Thos Webster in Queenstreet Cheapside W. Farrer in Pancrass Lane Cheapside

From the copy of the Will in Mar. Coll. Ch. Room, "Bursaries," xxv. 1.*

CV.

William Lorimer, Westminster, mortifies to the Provost, Magistrates, and Town Council, and the Principal and Professors of Marischal College, the sum of £200 sterling, for the maintenance of a bursar. 6th December, 1764.

I William Lorimer of the Parish of St James's Westminster in the County of Middlesex being impressd with a proper sense of the many pleasures and advantages I have received from a liberal Education and willing to contribute towards the assisting my Relations that may come after me in partaking of the like I hereby leave mortify and dispone to and in the Trust of the Provost Magistrates and Town Council of Aberdeen and to the Principal and Professors in the Marshall College of Aberdeen jointly and severally and to their Successors in Office whom I hereby appoint joint Patrons Trustees and Overseers of the following Donation the Sum of Two hundred pounds sterling And I hereby appoint the Interest of the same to be applied by them for the maintenance and education of a

* Proved at Doctors' Commons 2nd November, 1762. The accounts of Paterson's Mortification have always been kept apart. Owing to accumulations the amount now payable to the College bursar is £14 (*Calendar* for 1889-90). With the transcript of the will is tied up a well-written pamphlet (xxv. 2) entitled *Remarks on Dr. Paterson's Will relating to some Bursaries*, &c. By Principal Campbell. Undated, but evidently printed in 1794. Alexander Paterson, shoemaker, claimed the bursary as of right for his son Joseph, who had not succeeded in obtaining a place among the bursars of 1793. This claim the Principal resisted, preferring Charles Blake, whose version was first in order of merit.

Boy of the description aftermentioned for one year at the High School of Aberdeen and four years at the said Marshal College successively one Boy after another in all time hereafter And I hereby ordain that the said Boy shall be of the Relations of my Father and Mother each alternate five years and the first Boy who shall enjoy the benefit of this donation shall be that Relation on my father's side who shall have immediately after my death finished the common Course of five years in his Education on my Great Uncle's Mortification at the School of Cullen * under the following Restrictions and Limitations and the second Boy I appoint to be of my Mother's Relations and who can prove his descent from James Lawtie of Tochineal my Grandfather wherever he has been educated but under the like Restrictions and so alternately from five years to five years in all time to come And I direct and appoint that neither of said Boys shall apply for the benefit of this donation untill they are possessed of the following respective certificates That is to say my Relation on the Father's side need make no application untill he carries along with him a certificate from the Baillies Minister and Schoolmaster of Cullen that he has been educated five years on said Mortification And that my Relation on the Mother's side may supersede his application untill he has produced to the said Baillies and Minister a satisfactory proof that he is a relation of my said Grandfather James Lawtie together with a like satisfactory proof from the Minister and Schoolmaster of the Parish where he has received the Rudiments of his Education certifying that he has studied Latin English and Arithmetick at some regular School for five years each Boy who shall appear Candidate as above must also produce a Certificate properly vouchd that he is turnd of fourteen years of Age and not above sixteen All which proofs and circumstances being duely certified to said Baillies and Minister I humbly request they will give them to said Candidate or Candidates And in case two or more of my said Grandfather's descendants shall at the same time offer themselves to said Magistrates and Minister as Candidates for this Donation and bring along with them the Proofs and Certificates above required I desire the said Magistrates and Minister will give

* See the *Fasti Aberdonenses*, p. 176.

them the like certificates of the same without taking any notice of the nearer propinquity and when said Boys Candidates as above shall have obtain'd said Certificates I desire they may present them to the Provost or any of the Baillies of Aberdeen and the same being perused by them and found agreeable to my intention as above exprest I humbly request they will deliver them to the Principal and one of the Regents of said Marishal College and to the Rector of the High School that they may be pleased to take said Boy who comes from my Great Uncle's Mortification at Cullen under examination as to his progress in Classical Learning and Arithmetick and if after such examination they are of opinion that another year's Education under the care of said Rector will render him fit for academical Education at said College in that event I hereby desire said Magistrates and Masters of the Marishal College joint patrons as above mentioned to present and receive such Boy and entitle him as I hereby do to all the Profits and Emoluments arising from this Mortification for one year at said School and thereafter for four years at said Marishal College successively But if they are of opinion that one year's Improvement will not answer the above Intention I hereby desire said Examinators to dismiss as I hereby dismiss said Boy from having any claim or title whatever to this present Donation then or at any time thereafter And I appoint and request the like Examination years of Education respectively Irritances and dismission with regard to my Mother's Relations who shall offer themselves Candidates And if two or more of them shall present themselves I appoint that the better Scholar and not the nearer Relation shall be preferred And I direct that the Interests Emoluments and Burse Money so lapsed may be put out on Interest and turned into a sinking Fund towards the Improvement of this Donation and for any necessary expence that may attend the carrying these presents into execution And I desire that in like manner the Annuity or Burse Money due to any of the Bursars on this Mortification who while at the University shall be expelled from or voluntarily leave the same or die thereat shall be consolidated in the said sinking Fund for the purposes above mentioned and that in time if possible two Bursaries may be form'd on and from this foundation one for my father's the other for my mother's Relations of

the above description and qualifications and according to the Rules and Instructions above and after mentioned And I hereby order John Falconer in Prusean Court Old Bailey London Silver-caster whom I have nam'd Executor of my Last Will and Intromitter with all my Effects whatever to pay the said Two hundred pounds sterling six months after my death to the Treasurer or Master of Mortifications of the town of Aberdeen whichever of them has power to receive such Donations retaining the Interests due on the same in his own hand And I request and desire the said Magistrates to give Instructions to their Treasurer or Master of Mortifications to pay the Interest of said Two hundred pounds once a year to Janet Lorimer my Sister Relict of James Glen in Blacktown during all the years of her life being what I have set apart and hereby set apart as a means of her Subsistance beginning the first term's payment thereof eighteen months after my death and thereafter once every twelvemonth as above exprest and in case any part of her annuity shall be due to her at her death I desire the same may be paid to James Glen her Son for himself and for paying his Mother's funeral expences and debts And I appoint and direct that this present Donation and Mortification shall not take effect nor any Student or Bursar presented thereto untill the Interests of the above Two hundred pounds after my Sister's death shall have grown to such a Sum as being converted into a principal will yield not only Ten shillings sterling yearly to the Schoolmaster of Cullen for the time being as an encouragement to him to pay the greater attention to the Education of my Great Uncle's Bursar under his care besides what has been in use to be given to him by the Parents of said Bursar but also till it will yield Twenty shillings sterling as an yearly Addition to what the Bursars on said Mortification have hitherto enjoy'd which I intend principally for buying Books to each Bursar yearly and successively which sum when so consolidated I desire and appoint may be paid by the Treasurer or Master of Mortifications of Aberdeen to the Kirk Session of Cullen or their Treasurer in order to be by them settled at Interest and the same yearly paid to the said Schoolmaster and Bursar as above directed And when said Institutions and Settlements have been duely complied with I hereby make over alienate and transfer the said Two hundred

pounds from me my heirs Executors and Successors whatever to and in favours of the said Magistrates of Aberdeen and Masters of the Marishal College and their Successors in Office to be by them applied as above directed in all time to come And I warrant this Mortification and donation from my own fact and deed only that is to say If there is no writing under my hand found in my custody at my death cancelling the same I hereby declare it shall be good and valid to all the purposes abovementioned and that my Executors and Relations shall have no manner of claim on said Two hundred pounds in opposition to the above Settlement And I hereby request and empower the Magistrates and Kirk Session of Cullen and the Successors in office once every five years to call for the Accompts of this present Donation from the Magistrates Treasurer or Master of Mortifications of Aberdeen and if they find any of its funds misapplied I hereby request and empower them to get such misapplications redress'd by every legal method the expence to be taken out of said sinking fund And that they on the other hand will join with said Magistrates of Aberdeen and Masters of the Marishal College in uniting to do everything they think conducive towards its improvement always adhering to and observing the substantial and fundamental parts thereof And I would beg leave to observe to the Trustees and Patrons of my Great Uncle's Mortification that tho' I have not attempted to alter or change any Article or Institution in his original Deed of Mortification but have rather endeavoured to improve and carry forward his purpose and intention therein exprest vizt. the Education of his Relations which I have done in a grateful return for a share of my Education I had from said Mortification yet I would submit to them whether if the present intended improvement and donation take place it would not be proper cæteris paribus to prefer to the benefit of said Mortification at the School of Cullen Boys whose parents are able to help them forward in their Education after leaving School to Boys of a contrary description especially such Boys who in the return of each five years have reason to expect to enjoy the advantage of this present Donation at the High School and Marshal College of Aberdeen And as I have increased the Schoolage due to the Schoolmaster of Cullen for my Great Uncle's Bursars I would earnestly

recommend to him and his Successors in office that they would not allow said Bursars to use any English Translations of the Classicks either in or out of School but in place of these let the Schoolmaster provide said Bursars out of the first and readiest of the above Twenty shillings with a good Dictionary and good Editions of the Classicks entirely Latin and that they will make said Bursars get by heart and repete frequently all and such parts of the Latin Poets as they learn at School and till they are capable of reading such Poets I desire they will make them get by heart the whole of Pope's Essay on Man and his Universal Prayer I would also recommend and direct the said Schoolmaster should begin said Bursars to Arithmetick when they are nine years of age and continue exercising them therein untill they are fully Masters of all its branches And lastly and principally I would earnestly recommend to said Schoolmaster early to impress said Bursars with the Principles and a just Sense of Religion and Virtue by causing them get by heart and frequently repete their Catechisms and making them read their Bible both at home and in the School And I consent &c . . . In witness whereof I have written and subscrib'd these presents . . . at Gravesend this Sixth day of December One thousand seven hundred and sixty four years Before witnesses Augustine Styles Vintner in Gravesend and John Haselden his serv^{t} [Signed] W. Lorimer Augustine Styles witness John Haselden witness

From a certified extract, preserved in the Mar. Coll. Charter Room ("Bursaries," xxviii. 2), from the Books of Council and Session, in which the Deed was registered, 2nd March, 1789.*

* Lorimer died at sea, on his way to Italy for the benefit of his health, and was buried off Cape Finisterre, 24th January, 1765. There seems to have been much correspondence about this mortification. On 28th February, 1789, the Town Council "unanimously refuse to accept of the patronage or administration thereof on account of the multiplicity of limitations and restrictions with which it is burdened and fettered" (*Town Council Register*, lxvi. 31*b*). The management of the fund accordingly devolved upon the College. By Ordinance No. 41 (Aberdeen No. 21) of the 1858 Commission "if there be no candidate qualified by relationship in terms of the said deed, it shall be lawful to appoint a boy to the vacant bursary tho' not so qualified," and "the patronage shall for the future be vested in the Moderator and Kirk Session of the parish of Cullen". The bursaries are two of £16 each.

CVI.

John Gray, London, mortifies to the Principal and Professors the sum of £1000 sterling to found two Mathematical Bursaries. 19th December, 1768.

BE IT KNOWN TO ALL MEN by these present Letters Me John Gray of King Street Covent Garden in the County of Middlesex Esquire WHEREAS I have deliberately resolved to found two Mathematical Bursaries in the Marischal College of Aberdeen and to mortify and appropriate a suitable sum of money for that purpose Therefore wit ye me to be bound and obliged as I by these presents bind and oblige myself my heirs Executors and Successors whatsoever to make payment to Doctor George Campbell Principal Doctor Alexander Gerard Professor of Divinity Doctor Francis Skene Professor of Laws and Philosophy Doctor Alexander Donaldson Professor of Medicine and Oriental Languages Mr William Trail Professor of Mathematicks Mr William Kennedy Professor of Greek Doctor George Skene and Mr James Beattie Professors of Philosophy all in the said College and to their Successors in Office Principal and Professors in the said College as Trustees for the uses ends and purposes before and after specifyed All and hail the sum of One thousand pounds sterling money and that at the end of one year after the Death of me the said John Gray with the legal Annual Rent of the same in all Time thereafter during the not payment which sum of One thousand pounds sterling I hereby Appoint the persons above named and their Successors in Office to settle and lend out on Heritable Security at the sight and by the approbation of Mr Alexander Milne merchant in Aberdeen or any other person named by me at the best Interest that can be had till a proper Opportunity offer of laying out the same on the purchase of Land and to apply the yearly Annual Rent and produce thereof for the purposes and in the way and manner after specifyed And with regard to the said Bursaries disposal and management thereof and Qualification of the Candidates I hereby Ordain the following Articles and conditions to be strictly and invariably observed and complied with by the Persons above named and their Successors in Office as Trustees aforesaid FIRST no students shall be admitted as Candidates for or capable of enjoying the said Bursaries who have not

entered in the Bajan Class of the said College and gone regularly forward in their Accademical Course (that is without passing over any of the Classes) and who have not previously studied under the Professor of Mathematicks there for two Sessions and no more They shall during that Time have made themselves well acquainted with Arithmetic in all its branches and have studied Algebra carefully as far Biquadratic Equations or higher and shall understand the Elements of Euclid and the two Trigonometries And they shall be at the Time of their standing Candidates actually Students of Philosophy in the said College having at least one Year of the ordinary Course of Philosophy to run SECONDLY The Candidates for these Bursaries shall obtain the same by an open and solemn comparative Trial on the Elementary Parts of Mathematics above mentioned after publickly reading over in their presence the Articles of the Mortification relating to the qualifications of the Bursers The Examinations shall be made in presence of the Principal and whole other Professors by the Professor of Mathematics on Oath so that the Bursary may be given impartially to the most deserving Youth in that sort of knowledge And if any of the Bursaries shall fall vacant during the Currency thereof by the Death Deprivation or dismission of the Bursar or in any other way it shall be given for the remainder of the Time by a comparative Trial in Manner before described to the most deserving of those who would have been entitled to be Candidates for it at the Time of its commencement THIRDLY It is hereby Declared that each of the Students qualified and preferred in manner above mentioned shall be entitled to a Bursary of Twelve pounds Sterling yearly which I hereby appoint my said Trustees and their Successors in Office to make payment of accordingly out of the first and readiest of the Annual Rents of the foresaid Principal Sum to the said Student yearly at the End of the Session of College FOURTHLY The Professor of Mathematics shall for teaching the two Bursars abovementioned receive Two Guineas a year for each FIFTHLY Every Student who gains one of these Bursaries shall enjoy the same for two years so that one Bursary only being bestowed the first year after the Donation shall take place and the other Bursary the second year there will be an Annual Vacancy and consequently a fresh Competition for the Mathe-

matical Bursary The two Mathematical Bursars shall during the two years that they enjoy their Bursaries reside constantly in Aberdeen during the whole Sessions of College and apply themselves assiduously under the direction of the Professor of Mathematicks to the study of Conic Sections Optics Mechanics and Mechanical Philosophy Astronomy Fluxions the Quadrature of Curves and other Branches of the Higher Geometry and in General to all such parts as form the compleat Mathematician And to secure their application it shall be necessary for them to present to the Faculty each year a Certificate from the Professor of Mathematics of their application and progress before they can receive payment of their Bursaries And in case of their failing either in application or in good behaviour it shall be in the power of the Principal and Masters to deprive them of their bursaries and bestow the same on more deserving Students by a new Trial as above directed SIXTHLY If at the Expiration of two years from the Commencement of his Bursary the Mathematical Bursar who is about to leave the College shall appear to have a very fine genius for Mathematics So as to be deemed to excell remarkably therein, he shall be entitled over and above his Bursary to a Medal of one Ounce Troy of Standard Gold for a lasting testimony of his Merit But to prevent this from becoming a Thing of Course and those who may be refused it from thinking themselves injured the Test of their Merit and the condition of receiving it shall be their producing to the Faculty some discovery or improvement made by themselves in Mathematics which the Professor of Mathematics shall pronounce deserving of such a Distinction LASTLY It is hereby specially Provided and Declared that if any excrescence of the foresaid yearly annual rents over and above answering the purposes before mentioned and the necessary expence of Management shall arise as long as the said principal Sum remains on heretable or personal Security it shall be accumulated into a principal sum for making a more advantageous purchase of Land But after a purchase of Land is made the whole Free Rent or annual produce thereof after the expence of Management shall be applied for augmenting the two Bursaries equally All which are declared to be Fundamental and perpetual Rules and Statutes with regard to the said Mortification and Bursaries Reserving always

to me the said John Gray full power and Liberty at any Time in my life to alter or recall this present Deed of Mortification in whole or in part at my pleasure Under and upon all such Conditions Provisions and Limitations and faculty conceived in my own favour and Condition . . . In witness whereof . . . at London the nineteenth day of December One thousand seven hundred and sixty eight before and in presence of Thomas Clarke and Alex^r Rigby Witnesses and specially called and required thereto

[Signed] Jno Gray [having also his seal affixed thereto]
Thos Clarke of Carey Street aforesaid
Alex^r Rigby of Duke's Court Bow Street Covent Garden in the County of Middlesex Gentleman

From the original deed in the Office of the Sheriff Clerk of Aberdeenshire, in which it was registered 6th December, 1769.*

* In 1770 the College received £1000 from Mr. Gray's executors, which was lent for some time on heritable security. In 1803 the lands of Hosefield, near Aberdeen, were purchased for £1300 on account of this mortification (Agreement of Sale, 3rd Jan.; Disposition from Alexander Martin, 12th February; Sasine thereon, 28th May—Mar. Coll. Ch. Room, "Hosefield," Nos. 8, 9, 10). Subsequently a sum of £380 was expended in relieving the property of a feuduty with which it was burdened. In consequence of the increasing revenue the bursaries were raised from £12 to £30 each, and the Professor's fees from £2 2s. to £3 3s.

"A practice began in 1801 of charging the Annual Tavern Bill with Kings College to this fund, which continued for 18 years to 1818 inclusive and amounted to £111 9s. 7d. After that year the tavern Bill was paid equally by the Professors from their own pockets. Kings College continued to charge it to their Burse funds. . . . It is not probable that any mode of trial took place but by written exercises from students inclosed in a locked room. For a long time one day was sufficient—then the night encroached on (no beds)—then all the day following. . . . 1835, Nov. 6. Altered to two meetings on two successive days, the first not extending beyond 12 P.M., and the second not beyond 10 o'clock" (Knight).

A list of all the Gray Bursars, with specimens of early examinations, will be given in a subsequent volume.

In 1795 a die for a medal, and various copies thereof in gold, silver, and copper, were obtained at an outlay of £98 18s. 4½d. This medal was awarded in 1795, 1824, 1825.

The Commissioners of 1858, by their Ordinance No. 47, Aberdeen No. 27, ordained that the revenue of the Gray Fund should be conjoined with portions of those of the Fullerton and Moir Funds (*Fasti Aberdonenses*, pp. 196, 207; and *King's College Deeds of Foundation of Bursaries*, pp. 39, 47), to form a special fund to be called the Fullerton, Moir, and Gray Scholarship Fund. (See *University Calendar* for 1889-90.)

From the Report of the Commissioners of 1876 (iv. 301), it appears that the gross annual value of the Hosefield property in 1875 was £80 4s. 9d.

CVII.

Alexander Cruden, London, by his last will and testament, bequeaths to the Town Council the sum of £100 sterling for the maintenance of a bursar.* 10*th April*, 1770.

In the Name of God Amen I Alexander Cruden late a Citizen and Stationer of London now living at Aberdeen being thro' the goodness of God sound in body and mind do make and ordain this to be my last Will and Testament I acknowledge that I am a miserable Sinner by nature and life being descended from the first Adam who by his fall in Sinning against God hath involved himself and his posterity in sin and misery and I desire grace at all times by a true and saving faith to look for redemption and salvation through the blood and Righteousness of our Lord Jesus Christ the second Adam and God-man Mediator who by his wonderfull incarnation obedience and death hath satisfied divine justice and purchased salvation for all who are enabled truly to believe in this all sufficient and suitable Saviour and to receive him as their Prophet Priest and King and to rest and rely upon Christ and his righteousness alone for pardon and eternal salvation I desire that my body may be decently buried in the Church Yard of Aberdeen where my pious Father and his family are interred And as for such outward estate and effects which God hath been pleased in his kind and wonderful providence to favour me with I give and bequeath as follows† . . . I have one hundred and sixty pounds of stock as a stockholder in the Stationers Company at London I Bequeath one hundred pounds of that sum to be a Bursary or Benefice to a Student in the Marischal College of Aberdeen where I was educated to have the yearly interest or annualrent of the said sum for four years and if that sum of one hundred pounds cannot be within a year after my decease settled and secured in such a manner as to yield Five pounds a year

* Author of the well-known *Complete Concordance to the Scriptures*, and of several minor works. See sketch of his life in the *Retrospective Review* (1824,) Vol. x., p. 20.

† Here follow bequests to the testator's sisters Mary Cruden and Isabella Cruden or Wild; his late brother David's daughter Anne Cruden; and his late sister Margaret's sons Thomas, John, and Alexander Crombie, and daughter Isabella Reid or Walker.

I desire that this Bursary may not take place till it shall yield that sum I desire that the person who shall enjoy it may be Thirteen years old and a native of Aberdeen or of that County or within twenty reputed miles of the said town and that the person to be presented by my Executors the Town Council of Aberdeen may be Examined by the minister of the Even quarter of that town and attested by him to be a sober youth and to have the Westminster Assembly's Shorter Catechism by heart and a competent knowledge of the Latin Language I desire that the preference to this benefice may be given to any of my Relations and also to any of the name of Cruden or Pyper I do not intend that this benefice shall be obtained by competition in the ordinary and public method * . . . I do Nominate Constitute and appoint the Provost Baillies and Town Council of Aberdeen to be the only Executors of this my last will and testament and if any doubt or difficulty should arise relative thereto I desire and appoint the Town Council of Aberdeen fully and finally to determine it . . .

In witness whereof at Aberdeen this will is Signed and Sealed by me . . . this Tenth of April One Thousand Seven Hundred and Seventy years

[Signed] Alex^r Cruden

From a copy entered in *The Book of the Mortificationes of the burgh off aberdein*, vol. ii., p. 7.†

* Here follows a bequest to the Town Council of the testator's twenty-sixth share in the *Concordance:* the profits to be devoted to the purchase, for distribution to "seriously disposed persons or families in the Town or County of Aberdeen, of 50 copies of each of the following books: *Bible* with Scotch Psalms, *Confession of Faith*, Guthrie's *Trial of a Saving Interest in Christ*, *Token for Children*, Allen's *Alarm to the Unconverted*, Vincent's *Explication of the Shorter Catechism*, Willison's do., Willison's *Balm of Gilead*, Willison's *Sanctification of Sabbath*, Watts' *Songs for Children*, Watts' *Spiritual Hymns*, Boston's *Fourfold State*, Haliburton's *Great Concern*, Watts *on Prayer*, Henry's *Pleasures of Religion*, Henry's *Lord's Supper;* 100 *Shorter Catechisms*, and 1000 *Mother's Catechism* by Willison". Some small charitable bequests follow.

† Cruden died 1st November, 1770. On 1st December his sisters write to the Council soliciting their acceptance of the trust; and on 3rd December the Council agree to act. (*Town Council Register*, lxiii. 174. *Cf.* entries of 19th December, 1771, and 4th February, 1772; lxiii. 193, 196.)

The earliest reference to his mortification in the Town's Accounts is as follows:—

"CHARGE Mr Alexander Cruden his Mortification of £100 Stg to a Bursar at the Marischal College

Stocked Money.

	£	s.	d.
Imprs The Counter charges himself with one hundred pounds sterling resting by the Treasurer of Aberdeen bearing annualrent from Marts 1771	100	0	0
Curt annualrent			
Item With Int of £80 of the above prinl sum to Marts 1771 when the same was paid to the Counter	1	16	0
	101	16	0

DISCHARGE.

Stocked Money.

Imprs The Counter discharges himself of one hundred pounds sterling resting by the treasurer of Aberdeen as in the charge	100	0	0
By balance due by the Counter	1	16	0"

—*Burgh Mortification Accounts*, 1771-72.

At the union of the Universities in 1860 the account stood thus:—

	Balce 1859	Revenue	Expre	Balce 1860	Stock
"42. Alexander Cruden's, to a Bursar at Marischal College	0 16 0	4 13 3	0 5 0	5 4 3	140 4 3"

—*Burgh Accounts*, 1859-60.

Under the Provisional Order of 1881 the Reid (*supra*, p. 226) and Cruden Bursaries were united into one of £20.

CVIII.

The Town Council grant twenty guineas towards the purchase of Philosophical Instruments. 26th Sept., 1780.

The Said day The Council having Considered a Memorial and Representation from the Principal and Professors of the Marischal College mentioning That the great advantages and even necessity of a proper apparatus of Instruments in the Universitys for Explaining to young men the Principles of Natural Philosophy ffrom which Those of the greater number of the Useful Arts in life were derived and at same time the low state of their Public ffunds which so far from being able to Afford the Capital Instruments they wanted were little more than barely sufficient for the Annual Repairs of those they had Induced the Memorialists therefore to hope that the Magistrates and Council would not deem it Improper But approve of the only Scheme which appeared to them Capable of Supplying these defects Which was to Endeavour to raise by Subscription a Sum sufficient for purchasing first An Orrery for Exhibiting the motions and Appearances of the Heavenly Bodies and Explaining the principles of Astronomy Next an Astronomical Clock and Quadrant for Taking Observations of the Sun Moon and Stars and thence Explaining the Operations necessary in Navigation and other useful Branches of Science Which would cost from One hundred to One hundred and Twenty pounds sterling Being Convinced too that the present Conjuncture is more favourable to the Success of such a Subscription than may possibly Occur for several years The Professors therefore Intreated that the Magistrates and Council would return an answer as soon as possible That the Application to Others might not be delayed As the said Memorial signed by Professor Copland in the Name of the University

Which Memorial being deliberately Considered by the Council And they being perfectly satisfied of the Public Utility of the Plan proposed by the Memorialists And That the Execution of it will Tend to promote the Interests of Science and the Education of youth They unanimously Agree to Contribute out of the Treasury Funds the sum of Twenty Guineas towards defraying the Expense of

purchasing the foresaid Instruments And Authorise the Provost to Subscribe the Same in Name of the Council accordingly.

From the Town Council Register, lxiv. 205*b*.*

CIX.

The Town Council grant a site for an Astronomical Observatory. 3rd February, 1781.

The said day the Council having heard and considered a Memorial and Representation addressed to them by Mr Patrick Copland Professor of Mathematicks in Marischal College for himself and in name of the other Professors of that University setting furth That since the favour conferred by the Council upon the College in their beginning the subscription for the purchase of Astronomical and other Instruments he was happy to find the Plan had so far met with the approbation of the Public that there was now a pretty certain prospect of being able to procure at least all the Capital Instruments mentioned in the Memorial formerly given in by him That in consequence of this he had sollicited and procured the advice of the Astronomer Royal with respect to the best construction of them and had also

* An immense improvement in the collection of physical apparatus dates from the appointment of Professor Patrick Copland to the chair of Natural Philosophy in 1780 (*supra*, p. 148). Copland had acted as assistant to Professor Skene, 1774-75, and as Professor, 1775-79. In the latter year Dr. Hamilton was admitted Professor (Copland taking the Mathematical chair): he taught the class for one session "and broke much of the apparatus" (Knight). From 1780 onwards Copland, exchanging with Hamilton, conducted the Natural Philosophy class with great success for forty-two sessions. "Having a great mechanical turn, and being a good workman, he renewed the old apparatus, and constructed a great quantity of new, 1777-90, with the aid of a good workman, John King. He was also instrumental in requesting and obtaining a grant of £50 for three years, 1783-85, from the Trustees of the Board of Manufactures in Scotland, to be applied in making models of useful machines. Still further to extend the use of these, he began in 1785 to give popular courses of Mechanical Philosophy thrice a week in the evenings, and continued them occasionally till 1812-13, the last winter he gave them. In 1781 he began a subscription for building and furnishing an observatory with instruments, and carried it on with success. He went to London, and obtained from the Earl of Bute, Chancellor of the College, a gift of a large equatorial by Sisson, and a transit instrument by Ramsden" (Knight). At Copland's death in 1822 the College paid 700 guineas, from the Library fund, for his collection of apparatus, much of which is still to be seen in the Physical Laboratory of the University.

received from him a promise of every assistance in his power that they may be executed by the makers employed with all possible accuracy That Professor Copland in conjunction with his Colleagues taking into consideration that in order to render the principal Instruments of public utility it was necessary (for the greater firmness) that they should be placed on the ground but in as elevated situation and commanding as much as possible a free prospect of the Horizon round particularly towards the South and North points That he had with this view made it his business of late to examine the advantages and disadvantages of the several high grounds about the Town and had been able to find none that would afford so convenient a situation for an Observatory as the South East projecting angle of the Ramparts on the Castlehill That having been informed of an intention of the Magistrates to erect a solid pillar there for a Flagstaff he hoped the Council would be of opinion that the addition of the two round buildings for the said Instruments to be raised according to a Plan and Elevation given in with the said Memorial so far from being prejudicial to that intention might rather be an advantage by rendering the Flagstaff more conspicuous and independently of their great utility as an Observatory that they would be ornamental to the Town being placed in so elevated a situation

The Memorialist therefore in name of the University requests the permission of the Magistrates and Council to erect upon the South East Demibastion of the Castlehill the said two rooms or round buildings according to the Plan and Elevation thereof abovementioned Not however thereby desiring any exclusive property in the ground but only to hold it during the Council's pleasure and undertaking to remove the materials of the Observatory upon receiving six months previous notice whenever it shall appear proper to the Council that the ground should be applied to any other purpose

Which Memorial and Representation having been maturely deliberated upon by the Council they unanimously agree to grant liberty to Professor Copland and the other Professors of the College to erect upon the South East angle of the Castlehill the foresaid two round buildings for the purpose of an Observatory and receiving the foresaid Astronomical Instruments conform to the Plan and

Elevation thereof abovementioned but under and upon the conditions and limitations specified and contained in the Said Memorial

From the *Town Council Register*, lxiv. 216.*

* In the Observatory erected on the site granted by the Council, "there were three rooms. Two forming the wings were circular about 12 ft. in diameter, with conical roofs: between them a room for the accommodation of the astronomer. The Quadrant (by Maculloch, divided by Troughton) was in the Easternmost room; the Transit was in the Westernmost; the Equatorial was not mounted" (Knight).

"The establishment of a new Observatory, where there are so few as in Scotland, is an event of too much importance in the literary history of the country to be passed over without notice. The establishment of that at Aberdeen ought the more to be recorded, that it does great honour to the public spirit and scientific zeal of the Principal and Professors of the Marischal College, and of the other gentlemen by whose voluntary subscription it was brought about" (*Trans. Roy. Soc. Edinb.*, iv. 28).

The list of subscribers is extant. The Incorporated Trades give 19 guineas, the county gentlemen and burgh merchants and professional men contribute liberally. The Governors of Gordon's Hospital give 50 guineas on condition that four Hospital boys shall pass through the Mathematical *or* Natural Philosophy classes in all time coming "without paying any fees whatever" (Hospital *Minutes*, Feb. 19, Apr. 12, Aug. 22, Oct. 3, 1781). This privilege was done away with by the Commissioners of 1858 (*Report*, p. 165). Total sum collected = £336 2s. 6d.

"The Observatory on the Castlehill was completed last week" (*Aberdeen Journal*, Oct. 15, 1781).

Andrew Mackay (LL.D., 1786) was appointed keeper (without salary), and here that excellent mathematician made his calculations of the Latitude and Longitude of Aberdeen, published in *Trans. Roy. Soc. Edinb.*, iv. 135-161 :—

	Latitude.	*Longitude.*
Aberdeen Observatory	57° 8′ 59″·5 N	2° 8′ W
Girdleness . . .	57° 8′	2° 6′
Greigsness . . .	57° 7′ 20″	2° 6′

In the end of 1795 the Observatory on the Castlehill was taken down, the site being required by Government for a powder magazine to the barracks then begun in its vicinity. The original observatory site of the College was then chosen, and Government paid £800 to defray the expense of the transfer. Cosmo Gordon, Baron of Exchequer, bequeathed £100 in 1801 towards the same end (*Minutes*, 31st July).

"The Observatory apartment is 38 ft. by 18 ft.; its elevation above the Court not much less than 60 feet. Three cupolas rise from it, under which are placed the Quadrant, Transit, and Equatorial; the domes of the first and last revolving; that of the Transit in the middle, fixed. The Clock stands on the intersection of two walls; the other instruments on strong beams of wood; but all are liable to a little tremor. The seconds rung by the assistant timekeeper can be heard by an observer on the balcony above" (Knight).

In 1831, Mr. Menzies of Pitfoddels made offer of a cottage and garden ground on his estate at Nigg, to contain a lamp that might serve as a meridian mark: to take effect when new buildings are obtained (*Minutes*, 18th March).

All Astronomical work in connection with the University seems to have fallen into abeyance since the erection of the new buildings in 1840. An "Observatory fund," resulting from an unexpected balance, slowly accumulates from year to year. The Commissioners of 1876 (iv. 306) report a capital of £1050 lent by this fund to the "Mortification fund".

CX.

The Board of Trustees for the Encouragement of Manufactures in Scotland grant £50 per annum for three years to further the collection by Marischal College of a collection of models of machines. 1783.

Trustees Office, Edinburgh,
26th February, 1783.

Present: Lord Chief Baron, Lord Gardenstown, Lord Stonefield, Mr Baron Gordon, Colonel Campbell, Mr Oliphant.

A petition signed by Mr George Campbell, Principal of the Marischall College of Aberdeen, in name of the University, was read, setting forth that they intend to cause execute and collect, an assortment of models of Machines used in various Arts and Manufactures; that there is a workman there fully capable of executing the models wanted, which he is to do under the immediate inspection of some of the Professors: and praying that the Board would patronize and encourage the Scheme.

Resolved that this is an object peculiarly worthy the attention of assistance of the Board, but as it is not hinted in the petition to what extent the Board is expected to aid the undertaking, Ordered the Secretary to write Principal Campbell requesting to know how far and in what manner their aid is wished for by the College.

Trustees Office, Edinburgh,
5th March, 1783.

Committee: Lord Stonefield, Lord Ankerville, Mr Baron Gordon, Mr Oliphant.

A letter was read from Mr George Campbell, Principal of the Marischall College of Aberdeen, in answer to the one written him by the Secretary, by orders of last Board, concerning the encouragement applied for by the University for enabling them to collect an assortment of models, mentioning that it will be equally beneficial to their Scheme to receive a sum of money at once or an annual allowance for three or four years as the Board shall think fit.

The Committee were of an opinion that an aid of £50 per annum for three years ought to be allowed for encouraging the

University to prosecute the foresaid Scheme, and that the Secretary should inform the Principal it is expected that the University will transmit to this Office a list and particular description of all the models they have already collected and shall afterwards collect, so that in case it shall appear necessary, the Board may have it in their power to order a drawing to be taken of any particular machine.

From the Minute Book of the Trustees.

For Models and Experiments, &c., vizt.

To the Marischal College of Aberdeen towards enabling them to collect an assortment of Models of the Machines used in various Arts and Manufactures £50

From the Account Books of the Trustees for 1784, 1785, and 1786.*

CXI.

Sir William Fordyce, Knt.,† by his last will and testament, bequeaths to the Provost and Magistrates, Principal and Masters his Medical Library, and £1000 four per cent. consolidated bank annuities to pay a Lecturer on Agricultural Chemistry and Natural History. 24th December, 1790.

I give and bequeath to my nephew William Alexander Hay all my English Books in Medicine and Surgery and I give and bequeath all my Medical Library (other than the Books above bequeathed to my said Nephew) To the Provost and other Magistrates Principal and other Professors of the Mariscall College of Aberdeen to be deposited and preserved in the Library of that

* "This money was paid directly to Professor Copland, and expended by him in constructing various articles of apparatus during these years; for which purpose he employed John King, an ingenious artist, who had a room in the N. Wing. No special accounts were kept; nor is the donation alluded to in any College Account or Document. John King had 16s. 6d. wages weekly. He remained in the College till 1790 or 1791" (Knight).

In 1785 an application by King's College for a similar grant was refused by the Board.

† M.D., F.R.S., Rector of Mar. Coll. 1790 and 1791. Fifth son of Provost John Fordyce. Died 4th December, 1792. See account in *Family Record of Name of Dingwall Fordyce*, 1885, p. 115.

College except such of the said Books as are Duplicates which may be sold and the produce laid out in the purchase of other Books relating to the Lecture hereinafter by me directed to be established And I give and bequeath to my friend George Crawford of Moneyhill Esq by Rickmansworth the sum of £1000 consolidated 4 per cent Bank Annuities standing in my name upon Trust to permit my sister-in-law Ann Fordyce widow and her unmarried Daughter Jessie Fordyce to receive the Dividends or annual produce thereof during their joint lives and the survivor of them during her life and after the decease of such survivor I give and bequeath the said £1000 consolidated 4 per cent Annuities unto the said Provost and other Magistrates Principal and Professors of the said Mariscall College of Aberdeen upon the Trusts hereinafter mentioned And I direct the said George Crawford his executors or administrators to transfer or secure the same to them accordingly and I hereby direct that after the decease of the survivor of the said Ann Fordyce and her Daughter the annual Income and Dividends arising from the said Consolidated 4 per cent Bank Annuities shall be applied annually by the said Provost and others to pay a Lecturer on Chemistry Natural History and Agriculture for 12 Lectures on such subjects as belong thereto in the Public Hall of the said College once a year for ever at any season of the year that the principal and professors shall judge best recommending an examination of the soil of all Earths Minerals and Metals found in the County of Aberdeen in the beds of Rivers Rocks &c that are likely to be of public use hoping that some liberal minded man or body of men in that Country will cherish such an undertaking by their protection if it should please heaven to remove me hence before I have completed my intentions concerning it.

From the Extract in the Mar. Coll. Ch. Room, "Mortifications for Professorships," No. x.*

* The will was proved in the Prerogative Court of the Archbishop of Canterbury, 29th December, 1792. Jessie Fordyce died at Edinburgh, 19th January, 1835; and in the following year the sum of £1000 3½ Reduced Annuities was transferred to the Trustees by the Representatives of Sir William Fordyce's Executors (Draft Indenture of Release, 5th Mar., 1836—Mar. Coll. Ch. Room). In 1840 Regulations for the Lectureship were drawn up, which have been substantially adhered to. The Lecturer is appointed for three years, and receives £40 per annum.

Among other donations to the Library may be noted the following:—

1770 (*circa*). Thomas Hollis presented sets of the works he republished, elegantly bound. Mr. Hollis gave £100 stg. to the Library of King's College.

1772. Edward Dilly, bookseller, London, presented several volumes, in acknowledgment of degree of LL.D. conferred on his friend Henry Mayo.

1775. John Gordon of Buthlaw, Advocate, Edinburgh, bequeathed £100 stg. for the purchase of books: also his MS. *Lunar Tables* arranged by eighty-four year cycles (Deed of 18th April, engrossed in Faculty Minute of 9th November).

1780 (*circa*). The Rev. H. Primatt bequeathed his Library (Knight).

1782. Lord Bute, Chancellor, presented 1300 volumes of Medical Works from his Library at Luton (MS. Catalogue drawn up by Wm. Smith).

1785. The Town Council granted fifteen guineas to purchase books for the Mathematical class (*T. C. R.*, lxv. 87).

1793. Dr. Alexander Donaldson, Professor of Medicine and Oriental Languages, presented his collection of books on Oriental literature (Knight).

1805. Claudius Buchanan, D.D., Calcutta, sends a box containing sixty-two volumes of Oriental literature addressed to "The University of Aberdeen". His London agent readdresses the box to King's College, but the Marischal College Sacrist, George Pirie, intercepts it. This leads to much correspondence (twenty-five letters in Mar. Coll. Ch. Room): ultimately King's College refuses to have anything to do with books "contained in Marischal College contrary to their address".

CXII.

Dr. John Lorimer mortifies to the Provost, Town Council, Principal, and Professors the sum of £200 for the support of bursars. 1793-95.*

I.

I John Lorimer Doctor of Medicine of Charlotte Street in the Parish of Marylebone and County of Middlesex having always considered that a good and virtuous education was of more advantage to a young man than any small sum of money bequeathed to him and whereas William Lorimer of the Parish of St James's Westminster in the County of Middlesex did upon the sixth day of December one thousand seven hundred and sixty four execute a Deed of Trust † to the Provost Magistrates and Town Council of Aberdeen and Principal and Professors of Marshall College of Aberdeen jointly and severally and to their successors in office appointing them patrons Trustees and overseers of the donation aftermentioned that is to say the sum of Two hundred Pounds sterling which he thereby bequeathed for the purposes and use aftermentioned viz the interest of the said Two hundred pounds to be applied by them his said executors in said deed for the maintainance and education of a boy of the description aftermentioned for one year at the high School of Aberdeen and four years at the said Marshal College thereby ordaining and appointing that the said boy shall be of the relations of his father and mother alternately each five years after having finished the common course of four years at his great Uncles mortification ‡ at the School of Cullen In consideration of which I hereby leave and bequeath the sum of Two hundred pounds sterling to be paid by my Executors after my decease and that of my dearly beloved wife Mrs Catherine Lorimer into the hands of the Treasurer of the Marshal College for the time being the Interest of which to be applied by him and his successors in office in the manner herein aftermentioned that is to say for the maintainance and education of a boy of the relations of my Father and mother viz of the name of Lorimer and Green alternately as also that when by the donation of the said William Lorimer the boy educated is of the name of

* Dr. Lorimer was author of *A Concise Essay on Magnetism.* Lond., 1795.

† See page 434. ‡ See the *Fasti Aberdonenses*, p. 176.

Lorimer then and in that case desires and ordains that the boy educated by this donation be of the name of Green and on the other hand when the said William Lorimer's is of the name of Lawtie his mother's relations this to be of the name of Lorimer and vice versa Likewise that the descendents of Robert Green of Aldnaboyle my Fathers relation be equally admitted in claim with those of my mothers relations My wishes are that if John Lorimer of St Thomas in the vale Jamaica has any lawful male descendants that they be admitted equally with any of my other relations and that the boys of the name of Green may be educated for five years at the School of Mortlach Botriphnie Keith or any other reputable school in the neighbourhood and if more candidates than one happen to be at the same time then and in that case the preference be given to the best Scholar The regulation of all this I leave to the Principal and Professors of the Marshal College for the time being and I trust they will conduct it to the best advantage for the intended purposes and I consent to the registration thereof in the books of Council and Session public register of the said Marshal College or others competent therein to remain for preservation and if necessary that all legal execution usual and requisite may pass hereon in common form and thereto I constitute my Procrs in Witness Whereof I have signed these presents written on this and the three preceeding pages of stamped paper by Alexr Smith son of Richard Smith paper maker at Aberdeen at London this twenty first day of November one thousand and seven hundred and ninety three before and in presence of William Hendrie of the Parish of St James Middlesex and Alexr Smith writer hereof (sic subscribitur) J. Lorimer Wm Hendrie Alexr Smith.

The provisions of this Deed were ratified and confirmed by Dr. Lorimer's Last Will and Testament, dated 14th Dec., 1793; and modified by two Codicils appended thereto.

II.

Codicil dated 8th February, 1795.

I do hereby revoke so much of my said Will as directs that the Boy to be educated be of the name of Lorimer and Green alternately and do Will and Desire that the provision by my last Will made

for the education of such Boy be for the benefit of a Boy of the kindred of my late Father John Lorimer and my late Mother Isobel Green or of either of them whatever may be Having always highly approved of the good intentions and settlements made by John Lorimer Town Clerk of Cullen deceased and William Lorimer of the Parish of St James's Westminster deceased who died at sea I have bequeathed the Sum of Two hundred Pounds to be paid to the Principal and Professors of the Marischall College Aberdeen after the death of my Dear Wife Katherine and as in my said Will and as by my said Dear Wife's Will or other settlement hereafter to be made may be more particularly mentioned and which I do hereby particularly Will and Request she will do as soon as she conveniently can after and as I have instructed

III.

Codicil dated 11th February, 1795.

Whereas with respect to the donation of my Worthy Friend the late Mr William Lorimer concerning the Burse now brought into effect in the Marischall College it has been directed that if any of the Bursars on his foundation be expelled from or voluntarily leave the College or die thereat during the term of five years therein stipulated that then the Interest Emoluments or Bursar Money during the remainder of the said time shall be retained and consolidated into a particular fund and that in time if possible Two Bursaries might be formed on and from the donation one for his Father's and the other for his Mother's Relations Now as I have always highly approved of the good intentions of the said Wm Lorimer I have resolved in some measure to contribute towards the execution of his design and have therefore in my last Will and Testament dated the fourteenth day of December One thousand seven hundred and ninety three Bequeathed the like Sum of Two Hundred Pounds Stg to be paid to the Principal and Professors of Marischall College after the decease of my Dear Wife Katherine Lorimer In trust for the purposes therein to be particularly mentioned and in order that my said intended donation may as perfectly as possible coincide with the intentions of Mr William Lorimer's said Burse it is my desire that if any of the Bursars on my said

Donation shall be Excluded or voluntarily leave the College or die thereat that in that case the Interest Emoluments and Burse Money shall be retained and consolidated in the hands of the Principal and Professors of the Said Marischall College or their Treasurer for the purpose herein aftermentioned that is to say that if any of the Students educated upon my donation or upon the donation of the said Wm Lorimer shall be found qualified and inclined to prosecute the Study of Physic or Surgery upon the representation thereof to the Principal and Professors of the said Marishall College they shall be entitled to a Sum not less than thirty or more than fifty Pounds Sterling (to be paid them out of fund arising from the lapsed emoluments aforesaid) or so much as may be then on hand and if it should ever happen that when this my donation should ever become claimable if no student from the Lorimers Mortification instituted above one hundred years ago by our friend John Lorimer Town Clerk of Cullen or from my Mother Isobel Green's Relations at or near the Parish of Mortlach shall apply for my Burse at the Marischall College that in that case I desire that the whole five years thereof shall be invested in the said fund for the purposes already mentioned and I do hereby Desire that this may be inserted as a Codicil to my last Will

From the Extracts in the Mar. Coll. Ch. Room, "Bursaries," xxix.*

* Katherine, relict of Dr. John Lorimer, by Deed of Donation bearing date 24th January, 1800, transferred to the Minister and Elders of Mortlach the sum of Two Hundred Pounds Sterling: the interest to be employed "towards the maintenance and education of the most promising boy of the Relations of John Lorimer of Aldnaboyle and of his wife Isabel Green being about the age of Eight or Ten years either at the School of Mortlach or some other respectable school which may be nearer to where their parents reside for the space of four or five years . . . But should any vacancy occur in the application of the said Interest from no claimant making application or from any other cause, then and in that case, I will and desire that the Interest arising from that foundation be yearly transmitted to the Principal and Professors of the Marischal College of Aberdeen for the time being and that it be by them added to the consolidated Fund mentioned in a codicil to the last Will of my late Dear Husband bearing date the Eleventh day of February One Thousand Seven Hundred and Ninety Five for the encouragement of a Student of Physic or Surgery and applied according to the regulations and restrictions and for the purposes mentioned in the said Codicil."

The accounts of the John Lorimer Mortification have always been separately kept. The Commissioners of 1858, by Ordinance 42 (Aberdeen 22), provided that the amount of the bursary shall be £16; that failing candidates qualified by relationship, others may be appointed; and that the Moderator and Kirk Session of Mortlach shall be patrons. The Commissioners of 1876 report (iv. 257) the Stock as amounting to £485 8s.

CXIII.

William Ruddiman mortifies the sums of £100 and £150 for the support of a bursar. 1794-1824.*

I.

I certainly am deeply indebted to the Marischal College of Aberdeen and its Professors; therefore I think it a duty highly incumbent upon me to bestow a small mark of my gratitude to that grand seminary of learning by requesting of you to wait on the Professors and beg they will accept of the enclosed bill of £100 to be lodged by them in the University fund, the interest of which I hope will add one to the number of prœmia burses so liberally given away annually to the best Latin Scholars. Sincerely wishing that all the old Students of this University may follow my example.

From a paper in Mar. Coll. Ch. Room, "Bursaries," xxx. 1, endorsed "Copy letter from Mr Ruddiman to his Father, 1794, with £100".

II.

To the Principal
Wm. L. Brown, D.D.,
and Professors of Marischal College,
Aberdeen.

No. 34 Bryanston St.,
Portman Square, *12th May*, 1824.

Most Rev^d and learned Gentlemen!

Having always had an unbounded veneration and respect for my Alma Mater, the Marischal College—many years ago, I evinced my gratitude by a remittance of £100 when Dr. George Campbell was Principal—I now avail myself of presenting

* Dr. Ruddiman was Physician to the Nabob of Arcot. A portrait (by Graham), presented by himself in 1819, hangs in the College Hall. He died in 1826, bequeathing a further sum to the College.

"I give to Marischall College in Aberdeen the sum of £100 towards the repairs or rebuilding of the said College; and direct that the receipt of the Treasurer or other officer managing the funds of the said College shall be a sufficient discharge to my Executors for the said Legacy."

Excerpt from Will quoted in letter of date 28th March, 1826, from George Arbuthnot, one of the Executors (Mar. Coll. Ch. Room, "Bursaries," xxx. 3).

the College with £150, annual interest of which will add one more Bursary to this noble and distinguished Seminary; hoping those who have the means will follow my example.

I have the honor to remain,
Gentlemen,
most respectfully and faithfully yours,
[Signed] Wm Ruddiman.

III.

34 Bryanston St.,
Portman Square, *7th June*, 1824.

Dear, Most Revd and Learned Sir,

I am this inst duly honoured with your kind favour of the 3rd. By all means, agreeably to your suggestion, with that of your learned Colleagues;—Let the two sums be united, so as to make one tolerably good Bursary in my name instead of two smaller ones.

Not hearing from you for some time, I was fearful something had occurred more than usual, and on the 31st ultº I took the Liberty of writing a few lines to my dear Friend Robert Harvey of Braco to know the cause of not being honoured by a line of acknowledgment at an earlier period.—This intrusion I hope you will pardon.—Being now the College Vacation I ought to have allowed a reasonable time for you to meet your Learned Colleagues, before I cou'd have been honoured with your Reply.—Wishg prosperity to your Noble Seminary, and health and felicity to the Principal and Professors, I ever am

Most Respy and Faithfully yours,
[Signed] Wm Ruddiman.

To
The Revd Doctor W. L. Brown,
Principal of
Marischal College,
Aberdeen.

From the original letters in Mar. Coll. Ch. Room, "Bursaries," xxx. 2.*

* A separate account has always been kept of the Ruddiman fund. The foundation appears in the current [1889-90] *University Calendar* as "One Bursary of the annual value of £9 or thereby, tenable for four years". The Commissioners of 1876 report (iv. 257) the capital as amounting to £311 12s. 5d.

CXIV.

Barbara Black, widow of Dr. Thomas Blackwell, mortifies the lands of Pilmuir for the endowment of a Professorship of Chemistry, and the foundation of a prize discourse. 18*th May*, 1793.

KNOW ALL MEN by these presents ME BARBARA BLACK Relict of the deceast Doctor Thomas Blackwell Principall of the Marischall College of Aberdeen And heritable Proprietor of that piece of ground Lying within the Parish of Old Machar and Sheriffdom of Aberdeen called PILMUIR which was a pendicle of the Town and Lands of old Ferryhill and is marked and designed upon the Plan of the said Lands Lott Fifth WHEREAS the foresaid piece of ground was disponed to me by the said deceast Doctor Thomas Blackwell my Husband conform to his disposition in my favours dated the Seventeenth day of Aprile seventeen hundred and fifty two and Registrate in the Sheriff Court Books of Aberdeen the twenty first day of May seventeen hundred and fifty seven and as I had many opportunities to know his great desire to promote the Interest of the University of Aberdeen called the Marischall College In which he had been both Professor and Principall Was a worthy member and one who did great honour to the University in both capacitys And that I am very desirous to do all in my power to continue the most respectfull memory of my deceast Husband in the said University and to testify the regard which I know he had for establishing and promoting the Sciences and good principles in Church and State I am determined to Settle and Convey the said heritage called PILMUIR In Trust for the ends uses and purposes after specified with the Burdens Reservations Powers and Facultys underwritten Therfore To have Given Granted and Disponed Likeas I the said Barbara Black By these presents (But always with and under the express Burdens Provisions Conditions Declarations and Reservations after mentioned allenarly and no otherwise) from me my Heirs and Successors Give Grant and Dispone to and in favour of Doctor George Campbell Principall of the Marischall College of Aberdeen John Stewart Professor of Greek Doctors James Beattie and Robert Hamilton and James Beattie Junr Professors of Philosophy Patrick Copland Professor of Mathe-

maticks in said College and Doctor George French Physician in Aberdeen Professor of Chemistry and to their Successors in the above respective Offices In Trust for the ends uses and purposes and under the express Conditions provisions and Regulations aftermentioned Heritably and Irredeemably without any manner of Reversion Redemption or Regress for ever ALL and WHOLE that piece of ground called PILMUIR * . . . And how soon said Debts are paid and extinguished I ORDAIN my said Disponees The Principall and Professors of Greek Philosophy Mathematicks and Chemistry Regularly every year in all time thereafter To Employ and bestow The Yearly Rents Feuduties and Profites of the Lands and others hereby disponed after payment of the yearly Feu or Teind Duties affecting same and other yearly Burdens and expences that may be incurred in manner following Viz^t In the first place Ten pound Sterling yearly as a Præmium for the best discourse as aftermentioned In the second place Fourty pound Sterling yearly to the Professor of Chemistry after appointed Providing the free rents after deduction of the yearly Feu and Teind duties and the above Ten pounds Sterling shall amount to said sum of Fourty pound Sterling But if there is a deficiency in any one year The Professor of Chemistry is to suffer said deficiency from his Sallary On the other hand In the third place If in any one year there shall be a Surplus after paying the Feu and Teind duties and other yearly burdens and the above sums of Ten pound Sterling and Fourty pound Sterling I Ordain and Appoint such Surplus to belong to and be equally divided annually among the Principal Professors of Greek Philosophy and Mathematicks above named and their Successors in office in all time coming Which yearly præmium of Ten pound Sterling I Ordain my said Disponees How soon the foresaid burdens of Thirty pound and Twenty pound Sterling and Interests are extinguished To Pay For the First Year thereafter To the Person who shall make the best discourse in the purest English Language upon the inseperable connection between Religion Morality and Learning For the second year To the Person who shall make the best discourse upon the Excellency of the British Constitution For the third year To the person who shall make the

* The lengthy description of the lands and their burdens is omitted.

best discourse upon the Philosophy Character and Manners of the Socratick Schooll For the fourth year To the person who shall make the best discourse upon the Lives and Writings of the two Grecian Poets Hesiod and Homer And for the fifth year To the Person who shall make the best discourse upon the Advantages which flow from Civill and Religious Liberty in opposition to the pernicious Principles propagated by Thomas Paine and his Adherents Which Five Years Discourses and all Discourses in consequence hereof in time coming Are to be delievered in the Common Hall of the Marischall College of Aberdeen any day during the Session of the College which shall be appointed by my Disponees and intimated in the Aberdeen Journall At Least three months previous thereto And for determining who shall be entitled to the foresaid Præmium of Ten pound Sterling during each of the foresaid Five Years and in time coming I do hereby Name and Appoint the said Doctor George Campbell John Stewart Doctors James Beattie and Robert Hamilton James Beattie Junior Patrick Copland and Doctor George French and their Successors in their said respective offices in said College in all time coming Also the before designed Arthur Dingwall Fordyce and Alex^r Dingwall during their respective lives As Judges who or those of them present shall immediately after hearing the discourses for the year Retire and Decide by Ballott the right to the Præmium for that year And who shall also by a majority of those present how soon the Fifth Year's discourse is delievered determine what shall be the discourse for the following year And so forth in all time thereafter shall this majority of the above persons appointed Judges present at hearing the Discourses for the preceding year determine what shall be the Subject for a Discourse the following Year and publish said determination and the day for the Discourses being delievered by Advertisement in the Aberdeen Journall within One Month after delievery of the preceeding Discourses It being hereby expressly ordered That these Subjects to be given out for Discourses after the Fifth Year shall always have a tendency to promote the Pure Religion of Jesus Christ and the most usefull branches of Literature That the Discourses shall always be delievered in the purest English language That the greatest freedom of Sentiment and Reasoning

shall be allowed in the Discourses But if the least indecency is introduced into them Such shall be sufficient reason for their Condemnation And it is earnestly recommended That the whole be carried on with decency and good order Further as Chemistry is a Science found to be of great use in different Arts As it has never been publickly taught in the Marischall College of Aberdeen till within these few years that the said Doctor George French has introduced it And as there is no fund to recompence him or any Professor of that Science I think it will be greatly for the Interest of said College and of great use to the Publick to have the Science publickly taught in said College I therefore do hereby Name and Appoint the said Doctor George French to be Professor of Chemistry in the Marischall College of Aberdeen during all the Days of his life And Ordain my said Disponees how soon the foresaid burdens of Thirty pound and Twenty pound Sterling and Interests thereon are Extinguished And after payment annually of all Teind and Feu duties and other annuall Burdens and the foresaid Præmium of Ten pound Sterling To pay to the said Doctor George French out of the Rents and Feu duties of the Lands and others before disponed during all the years of his Life And after his death to his Successor in the said Office to be named and appointed as after-directed the sum of Fourty pound sterling yearly in all time coming if there shall be so much Free rents and Feuduties But failling thereof such Sum as shall remain of the yearly produce of the Subjects abovedisponed after payment as above And in order that the foresaid Science may be taught in all time coming by proper Professors That they may have decent and proper livings I appoint the following rules and Regulations to be observed First I Appoint the Principall and whole Professors of the Marischall College of Aberdeen Patrons of the said Chemicall Professorship with full power to them after the death of the said Doctor George French and in all time thereafter when a vacancy happens in said Professorship to Elect Name and Appoint a proper qualified Person for said Office who is to be chosen by a Majority in number of said Patrons after intimation three severall times in the Aberdeen Journall (Two weeks at least interveening betwixt each advertisement) of the time and place for Election that Candidates for the Office may appear At which time and place the whole candidates

must undergo an Examination before the Patrons with regard to their knowledge in Chemistry both Theory and Practise And the candidate found best qualified by a Majority of the Patrons present shall be presented to the Office and have a right to the foresaid Sallary In every such Election the Principall of said College is not only to have his own vote but in case of equality of votes he is to have the decisive or casting vote And in case any of my relations shall stand Candidates for said Office I Ordain the patrons to prefer such to the Office if found equally well qualified as any other of the Candidates No Person is to be admitted as a Candidate for said Professorship who has not had a regular Academicall Education in other respects Nor shall any person holding a Professorship in the Marischall or any other College be entitled to be elected Professor of Chemistry unless he first gives up or renounces his other Professorship And if the Professor of Chemistry shall at any time after his admission thereto accept of another Professorship He shall ipso facto forfeit his Chemicall Professorship and all right and title to the profites and Emoluments thereof And the Patrons shall be entitled to Elect and present de novo alike and in the same manner as if he had been dead or never presented It being my great anxiety to remove all temptations to the Professorship of Chemistry being rendered a Sinecure At same time till the Emoluments of this Professorship are made sufficient for a Person's or Professor's living by donations from others I do not exclude the Professor of Chemistry from practicing Medicine or following any other occupation that will not interfere with his duties of Professor and is competent with the Character of a Gentleman In the second place as to the Duty of the Professor of Chemistry I expressly Ordain that he shall every year one Month at least before the Session of College Advertise his course for the year in the Aberdeen Journall mentioning that it is to be adapted to the practical purposes of Arts Manufactures and Agriculture That the course is to begin about the middle of November and to continue at least to the middle of March During which time the Professor is to have Lectures or demonstrative Chemicall Processes at least thrice every week and attend regularly to his Class during these times excepting in the cases of Sickness bad health or other apparent Indisposition In either of which cases he shall have power to appoint a Substitute And if he faill to teach or give

Lectures except as above excepted Or to appoint a Substitute in the cases aboveallowed Such faillure shall be a forfeiture of his Office and of all Emoluments in all time thereafter upon a Complaint by any person proven before the other Professors and sustained by them or a Majority of them In which case the foresaid Patrons shall be entitled to Elect and admit de novo according to the Rules before prescribed as if the person last admitted was dead Further I Ordain the Professor of Chemistry to furnish a proper apparatus for his Demonstrations and experiments upon his own expence to the amount of Ten pound sterling which apparatus is to be considered as his own property and at his disposall till Funds be acquired elsewhere for procuring and supporting an Apparatus How soon such Funds are procured the Professor of Chemistry shall be bound to lay them out under sanction of the College and be accountable for them In the Third place as to Fees to be taken by the Professor of Chemistry from Students I Appoint and Ordain That those students at the Marischall College who have gained Burses by Competition shall be entitled to attend the Chemical Class during the last two Years of their College Education without payment of any Fees to the Professor except a reasonable charge for materialls expended in the Chemical Processes and for Fire Candle and Servants' Wages Which charge is to be settled by the Patrons But from all other students the Professor is to receive such Fees as he thinks convenient Only he is hereby expressly prohibited from demanding more than what is paid to the other teaching Professors in the College Every student is to contribute equally with the Bursars his proportion of the charge for materials Candle and Servants' Wages over and above his Fee to the Professor Further It is my anxious desire That the Professor of Chemistry be received among the number of the other professors of said College That he have the same priviledges as the other professors That he have an equall vote with them in all College matters That he have a proper Room in the College for his Class That he be received as a member of the Fund for the Widows of Ministers and Professors And I ordain that the Professor be under the Authority of the Principal and other Superior Academicall Members And that his students be under Academicall Authority So that in case of gross misbehaviour the students may be cited before the Members

and punished by Fine and Expulsion Finally In regard to the Professorship of Chemistry I strongly and particularly Recommend That the said Doctor George French and all succeeding Professors do make the Class as useful to the purposes of Life as possible To have chieffly in view the usefull practicall parts of Chemistry and to exhibite in the Course as many usefull Chemicall processes and Experiments as Circumstances will admitt of And whatever Theoreticall opinions may at any time be fashionable To represent them merely as Theory but to insist much on the usefull practicall parts which cannot change till the laws of Nature change. MOREOVER I hereby in the most express terms Prohibite and Discharge my said Disponees the Principall and Professors before named and their Successors in Office from selling the foresaid Lands And from applying the produce or yearly Rents and Feuduties thereof in any other manner of way or for any other purpose than for the specifick purposes here directed But I give them full power and Liberty to sett tacks long or short or to grant Feus of said Lands . . . Reserving always to me my own Liferent during all the days of my Life of the Lands and others above disponed . . . In witness whereof These presents are wrote on this and the Eleven preceeding pages of Stamped paper by the foresaid Arthur Dingwall Fordyce Commissary of Aberdeen and Subscribed by me At Pilmuir the Eighteenth day of May In the year One Thousand Seven hundred and ninety three before Witnesses George Duncan and Alexander Diack both Servants and residing at Pilmuir

[Signed] Barbara Black

George Duncan Witness
Alex^r Diack Witness

From the original deed among the writs delivered by the Commissary Clerk (in whose books it had been recorded 26th October, 1793) to the Sheriff Clerk of Aberdeenshire, under the Act 49 Geo. III., cap. 12.*

* Among the title deeds of Pilmuir in Mar. Coll. Ch. Ch. are a charter, 4th Sept., 1756, the Master of Mortifications to Principal Blackwell; two charters, 14th May, 1763, and 17th August, 1764, the same to Mrs. Blackwell; and a charter, 18th Oct., 1798, the same to the Marischall College: with Sasine thereon. Part of the land had been feued to Dr. A. D. Fordyce in 1784 at a feuduty of £27; the remainder was sold to him by way

CXV.

David Mitchell of Holloway Down, Essex, mortifies to the Principal and Professors the sum of £2000 three per cent. consolidated annuities, for the maintenance of six bursars. 2nd April,* 1801.

KNOW ALL MEN by these presents I DAVID MITCHELL of Holloway Down in the County of Essex England A.M. being impressed with a proper sense of the many advantages which I have enjoyed from a liberal Education, and willing to contribute towards assisting others who may come after me in partaking of the like; And having a great regard for the City of Aberdeen, and for the Marischall College and University thereof where I received my Education, and a Zeal for Contributing to the Public Welfare by promoting the Interests of Learning, to have Mortified, Transferred and Assigned, As I hereby MORTIFY, TRANSFER and ASSIGN To and In favors of the Principal and Professors of the foresaid Marischall College and University of Aberdeen and their successors in office, the sum of TWO THOUSAND POUNDS Consolidated three per Cent. Government Annuities now standing in my Person, Empowering them, or any person authorized by them, to draw the Dividends thereof in all time coming, But not to uplift or transfer the Capital, which shall remain for ever in the hands of Government unalienable, and which Dividends to be in Trust only; and in order that the same may be

of feu (Articles of Roup, 14th June, 1805) at upset price of £70 and 30 bolls of bear. The Commissioners of 1876 (iv. 323) report the gross income as £130 15s. 11d.

On 14th December, 1793, the Faculty "Admit and receive the said Dr. George French as Professor of Chemistry in the Marischall College of Aberdeen hereby declaring him to have full right and title to all the emoluments and privileges of that office, agreeably to the settlement of the late Mrs. Blackwell and the regulations and practice of the University" (*Register of Presentationes*). The Professorship was duly recognised by the Crown in the grant of 1812. French had given lectures on chemistry since 1784, when the Faculty permitted him to fit up a laboratory in the old building on the south side of the College area. He had also a shop in the Upperkirkgate "provided with an assortment of the most reputed patent medicines and several perfumery articles".

The subjects prescribed in successive years for the prize essay and the names of the winners will be given in a subsequent volume.

* Son of Robert Mitchell, Old Aberdeen; born 20th September, 1731, died in Essex, 8th March, 1803 (Knight). LL.D. 10th July, 1801. Founder of Mitchell's Hospital in Old Aberdeen.

applied to the Maintenance and Education of Six Boys as Bursars at the foresaid College, who are of good Genius and Disposition and whose Parents are poor and indigent and not able without aid to maintain them at the said College, or whose Parents are dead, and who have not means of their own for maintaining themselves sufficiently thereat; And I hereby appoint that these Bursaries shall be bestowed upon such Boys of the above description as shall be found entitled to the same by the merit of their performances at the Public Competition to be annually advertised and held for the disposal of Bursaries at the foresaid College at the Commencement of the Session, But where of equal merit or nearly so, Boys of the Name of MITCHELL or FORBES are to have the preference, and next to them such of the Boys found duly Qualified, as were Born in the City of Aberdeen are to be preferred to those who were born in the Country. AND I APPOINT that each Boy admitted to the benefit of the Bursaries hereby established shall enjoy the same, during the space of FOUR Years, and shall attend regularly the Bajan or Greek Class, and the three Philosophy Classes, and also the first and second Mathematical Classes, according to the usual course at the College; And I appoint each Bursar to receive annually during the continuance of his Bursary at the conclusion of each session of the College the sum of Ten Pounds Sterling, or so much as his own sixth share of the Dividends of the foresaid Capital may amount to after the deduction of necessary charges; And I ordain the Bursars hereby established to pay strict regard to all the Laws and Regulations of the foresaid College, and in case of their failing therein, or being guilty of any vice or misbehaviour deserving of deprivation, I empower and require the Principal and Professors aforesaid to deprive such undeserving Student of his Bursary, and so often as any Bursary on this Foundation becomes vacant by the death, resignation, or deprivation of the Bursar, I authorise the Principal and Professors aforesaid to bestow the same during the remainder of the course on any deserving student at the College, whose circumstances may require it, observing always the same order of preference as before mentioned in favor of the name of *Mitchell* and *Forbes*, and of those Born in Aberdeen in preference of those born in the Country. AND in order that the Bursaries hereby

founded may go on in a regular Course, I appoint that two of them shall be filled up the first year at the Competition after this Foundation takes effect, and one the second year at the next Competition, two on the third year, and one on the Fourth year; and on the fifth year when the two first bursars shall have left the College, the two vacancies shall be filled up at the Competition, and so on, one or two bursaries by regular rotation shall be competed for annually in all time coming, so that after the three first years there may always be Six Bursars upon this Establishment distributed among the different Classes. AND as from the arrangement of the admission of the Bursars as above mentioned there will arise an annual surplus for the first three years, it is my desire that, after deduction of any necessary Expence, the same shall be paid over by the said Principal and Professors to the Provost and Magistrates of the said City of Aberdeen for the time being, to be applied by them for the use and benefit of such Public Charity in the said City as they shall deem most in need of it. AND I APPOINT and ORDAIN the said Principal and Professors to render an Account to the Provost and Magistrates of their Care and application of the sum hereby vested in them, and of the Dividends, Interest and Profits arising therefrom, for the use of the said Bursars, and that when they shall be required, and that the Accounts thereof shall be annually audited by the Treasurer of the said City for the time being, and in case of any mismanagement or embezzlement, that the said Provost and Magistrates shall sue for redress; Reserving always to myself during my Life, and to William Mitchell my brother during his Life, in case he shall survive me, full power and authority to grant Presentations to all or any of the said Six Bursaries to any such Boys as are qualified, which I, or the said William Mitchell, in case of my death, shall please to nominate and present, without regard to the said Comparative Trial, upon our giving previous notice of such our intention to present to the Principal and Professors of the said College, before any comparative trial shall have taken place, but not after such Trials are over, and the Bursaries adjudged to be given to others in terms thereof. AND I Consent to the Registration hereof in the Books of Council and Session, Sheriff or Town Court Books of Aberdeen, therein to

remain for preservation and for that effect I constitute [John Low Advocate in Aberdeen] my Procurators. IN WITNESS whereof these presents consisting of this and the three preceeding pages (written upon stamped Paper by James Millar Writer in Edinburgh) are subscribed by me At London the Second Day of April One Thousand eight hundred and one years Before these Witnesses Thomas Barwis and Thomas Flower Ellis both of the Stock Exchange London, Gentlemen

[Signed] David Mitchell

Thos Barwis, Witness
Thomas Flower Ellis, Witness

From the original deed in the Town House Charter Room (Bundle 1801): registered in the Baillie Court, 24th July, 1801.*

CXVI.

John Henderson of Caskieben, by his last will and testament and codicil thereto, bequeaths the sum of £2000 to found ten bursaries. 10th July, 1801, and 7th June, 1802.

This is the last Will and Testament of me John Henderson of Caskieben Aberdeenshire . . . On failure of all my children or the heirs of their body's I bequeath the perpetual Interest of . . . Fifteen hundred pounds Sterling of Seven Bursarys for Students at Marishal College Aberdeen . . . But with this proviso that the patronage of all said annuities or interests shall be for ever vested in my heirs at law and failing them or failing their interference from

* An acknowledgment of the Trust was signed by the Principal and Professors on 9th April, 1801, and registered in the Baillie Court, 22nd July. The Mitchell Bursaries (six of £10) have been regularly paid, and are duly noted in the current [1889-90] *Calendar* of the University of Aberdeen.

The following extract is from the *Town Council Register*:—

"*10th January*, 1806.

"The same day the Provost laid before the Council a Statement of Dr. Hamilton, Procurator of Marischal College, his Intromissions with the Funds of Dr. David Mitchell's Mortification to Bursars at said College, from which Statement there appears to have been a Balance in Dr. Hamilton's hands of £47 2s. 10d., which has been paid by him to Mr Copland the Depute Clerk, to be applied by the Provost and Magistrates for the use and benefit of such public Charity in this City, as they shall deem most in need of it, in terms of Dr Mitchell's Deed of Mortification."

—*T. C. R.*, lxviii. 225.

time to time that any of the name of Henderson being fit objects and making application shall always be preferred to other applicants as far as the said Annuitys may extend . . . and if the managers of the respective establishments or Charities shall faill refuse or even neglect to give such preference the respective principal sums and future interests hereby bequeathed shall thenceforth belong to the Edinburgh Royal Infirmary I mean five sevenths parts of the Interest of £1500 to be set apart as Bursarys for Five Students in the usual classes for four Sessions and the remainder for two students in the Chemical Class at Marishal College to be disposed of by competition unless fit and proper objects are from time to time presented or recommended by my Heir at Law or otherwise of persons of the foresaid name apply to them . . .

Codicil.

Caskieben *7th June* 1802

Whereas West India Dock Stock now bears such a premium as would if sold considerably encrease my personal property I therefore farther bequeath . . . £500 for three Bursarys at Marishall College in the usual classes for four years The above to be subject to the same settlements Patronage and appropriations in every respect as above expressed . . .

[Signed] John Henderson

I name for my Executrix and Executors and Trustees my Brothers William Young John Niven John Gordon and Patrick Henderson and my said wife and sons after attaining the age of majority and the survivors of them Written with my hand and sealed with my seal at Caskieben the tenth day of July in the year of our Lord one thousand eight hundred and one

[Signed] John Henderson

From the copies entered in the Register of Deeds and Probative Writs in the Sheriff Court of Aberdeen (ix., f. 178), in which the will was registered 24th October, 1814.*

* The legacy of the codicil, reduced by legacy duty to £450, is all that seems to have been paid. Alexander Henderson, M.D., the testator's son, in 1818 relinquished the patronage of the bursaries (Minute of Senatus, 27th November), and with his concurrence it was resolved to divide the interest into two bursaries instead of three. The funds are now in the hands of the Senatus and yield bursaries of the annual values of £12 and £10 or thereby, tenable for four years (*University Calendar*, for 1889-90). The Commissioners of 1876 report (iv. 259) the capital as being invested in feuduties yielding £22.

CXVII.

Sir Alexander Ramsay Irvine, Bart., bequeaths £1000 to augment the bursaries founded by Gilbert Ramsay (Nos. XCI. and XCVI.). *12th August*, 1802.

Harlsey, *12th August*, 1802.

I desire my Executors will pay one Thousand pounds at my death to be settled upon the conditions annexed to the deed of mortification made by Dr Ramsay of Barbadoes for four Philosophy bursarys at the Marishal College as an addition to the Salarys upon that foundation so that the Bursars instead of receiving fifteen pounds annually will be entitled to receive an additional Salary of Twelve pounds provided the money be settled at Five p. Cent I consider the Sallary too small to answer the purposes of Education

[Signed] Alex Ramsay Irvine

Gentlemen

Please receive the anexed Order and keep it among your Records for the purpose for which it is intended and oblige

Gentlemen

Your most obedient Servant

[Signed] Alex. Ramsay Irvine

Harsley 12 *August* 1802

To the principal and masters
of the Marishal College of Aberdeen

From the original (registered in the Commissary Records of Aberdeen, 2nd January, 1807)* Mar. Coll. Ch. Room, "Bursaries," xxvi. 5.

* In 1806 the College petitioned to have this gift exempted from legacy duty, but the request was refused. On 3rd Nov., 1807, Sir A. Ramsay of Balmain, nephew and executor of the mortifier, granted a bond for payment of interest on £900 ("Bursaries," xxvi. 6, 7, 8). In 1853, the then Sir A. Ramsay's Trustees insisted upon paying the principal sum to the Principal and Professors, and obtaining a discharge of the legacy. Opinion of counsel was taken regarding the competency of this. Counsel held that the Trustees were not entitled to insist on paying the principal.

CXVIII.

James Adams mortifies £225 consols for support of a bursar.* 1806.

'To his Friend G. Glennie P. P. James Adams
sendeth Special Greetings

Kings Lynn, Norfolk, S.B.

Dr Sr

When in London to attend Ld Nelson's Funeral, † I vested £225 in yr conslS the Int. of wh (my Bursary at yr University) to be annually pd towards the education &c of a Lad from Fordyce properly qualified for academical studies. Not having heard from you nor my good Fryd Mr Humphrey ‡ since — have instructed him (one of the Guardians) to communicate with you upon the Business—as he can introduce a Boy fit to accept of my Bursary. I doubt not but that it has been very properly bestow'd hitherto, and when none *habile* can be introduced to you from Fordyce you shall have power to fill up the same by competition till one can be sent thence. Comnd me most respectfully to yr Corporation collectively and individually. An Old Friend of mine (Mr J. Sempill from Haslar) lately spent 6 Weeks with me here, and thinks he recognizes in you a quondam Acquaintance of his, and of my Cousin R. Leslie Schoolmaster at Gosport. If you be the Man—the famous Disputant of their Club—he hails you with most respectful Greetings in wh I most heartily join. He is now Dispenser at Norman Cross Prison, Hunts — a Depot of 8000 Prisoners. After having had mutual communications wth Mr H. epistolary or oral or both—shall be happy to be favour'd with Letters from You. Mr S. is the same I spoke of for a Degree of M.D. This by Favour of the Revd A. Humphrey from

[Signed] J. Adams

From the original letter (on a piece of paper 3 in. by 2 in.) in the Mar. Coll. Charter Room, "Bursaries," xxvii. 1.§

* Master of the Royal Grammar School, Boxford, Suffolk. † Jan. 9, 1806.

‡ Minister of Fordyce.

§ By a draft letter from Professor Glennie (xxvii. 2) it appears that Adams had in 1799 intimated his intention of bequeathing a sum to found a bursary, and made enquiries as

CXIX.

John Mather, Surveyor, by his last will and, testament, bequeaths to the Provost and Magistrates of Aberdeen the sum of £4000 sterling, for the various purposes aftermentioned. 18*th February*, 1807.

In the Name of God Amen I John Mather Surveyor being weak in body but of strong sound and perfect mind and memory blessed be Almighty God for the same do make and publish this my last will and testament in manner and form following As the Interest of my Property will at all events realize Two Hundred Pounds (£200) Sterling per annum I will and bequeath unto my Father Robert Mather at Mill of Newburgh near Aberdeen North Britain the annual sum of one hundred pounds (£100) Sterling during his Life Should it turn out that my step-mother survives him she shall have sixty pounds (£60) Sterling per annum during her Life 2d The other hundred pounds (£100) Sterling is to be disposed of as follows Viz^t For the Education and Cloathing of twenty (20) poor Fishermen's sons of the Newburgh in the Parish of Foveran on condition that when instructed and come to a proper age they be indentured apprentices for the Sea Fifty five Pounds (£55) Sterling the system of Education is to include navigation 3rd To the Parson or Schoolmaster of Foveran for Lecturing and reading Prayers once a-week to the poor people of the Newburgh and its Environs twenty five Pounds (£25) Sterling Farther on the condition of six (6) sick lame or otherwise diseased people being admitted annually for relief

to the qualifications for the degree of LL.D. Dr. Glennie informs him that "zeal for promoting the interests of literature" is considered sufficient. On Aug. 27, 1804, Adams writes that he has changed his mind and proposes to mortify the sum in his lifetime. He wishes to know the expense of a diploma, and flatters himself "that no such honour shall ever tarnish with me to the discredit of my dear Alma Mater". The degree is conferred Sept. 11, and on Oct. 16 Adams writes a letter of thanks. The deed of gift is now drafted, and "the ablest lawyers in Edinburgh could not have expressed it better". "To put it upon a certainty" he sends £6, to enable the College to appoint a bursar at once. In 1805 he sends £5; but no formal deeds seem ever to have reached the College. In 1809 the Rev. Mr. Humphrey complains that he has found Adams "so trifling" that he has become weary of corresponding with him.

The money remains invested in Consols, and the dividend is paid to a bursar presented by the Minister of Fordyce.

into the Aberdeen Infirmary and on my Father's application in conjunction with the Parson's Certificate that they are proper objects of admission (These delegations and applications are to rest with my Father entirely) and at his death I hope they will fall into good and pious hands whom he may nominate for this charity I say I allot twenty pounds (£20) Sterling to be at the disposal of the Trustees of that Infirmary on this Account 4th In like manner for the Education of Eight (8) poor people's sons in the parishes of Foveran and Fyvie that is four (4) each twenty pounds (£20) Sterling this is also to furnish books for them and they are to be brought on to College and are expressly to be sent there for which the farther sum of Fifty pounds (£50) Sterling or at the rate of Six Pounds (£6) five shillings (5s) each for their support during the Sessions is allowed the Youths of the Parishes are to be (if my Father has no one in view that he wishes to patronize) selected by the Parsons and every care taken of their morals 5th And finally the farther sum of Thirty Pounds (£30) Sterling per annum I request may be distributed into six (6) Burses of Five (£5) Pounds each and to be Presentation Burses in my name and at the Disposal of the Principal and Professors of the Marschall College of Aberdeen where the young men approved of are to be educated The Legacies Para 4th and 5th are only to take effect gradually after my Father and Mother's decease It will be expressed and is hereby enjoined that if my Father during his lifetime or in whomsoever he may repose that trust at his decease should recommend one or more young men either to the privileges of the Burses (donations for the support of Poor Students while at College) or as candidates for the benefits to be derived from either of the schools of Foveran or Fyvie they are to have the Preference My health being on the decline and Life uncertain after committing my Soul to God I will and desire that this be considered my last Will and Testament and I hope it will turn out well and that my Lamp has burned for the good of mankind should I never enjoy much more the fruits of my labors myself I will and desire also that each of my executors may have one Hundred Pounds (£100) sterling to be laid out in any way they may chuse as I have no article of sufficient importance to request their acceptance of as a token of Esteem and Regard And

for the better execution of this my Last Will and Testament I hereby nominate and appoint my Trusty Friends Alexander Goodall Francis Lovell and Robert Gordon of Madras to be the Sole Executors in India of this my last Will and Testament in full confidence of their Integrity in fulfilling these my last good intentions To each of my Worthy Friends Messrs William Fraser and James Norris of Madras who have attested this will I bequeath a mourning ring value five (5) guineas Signed sealed published and declared by the above named John Mather to be his last Will and Testament In the presence of us who have hereunto subscribed our names as witnesses in the presence of the testator done at Fort St George this eighteenth day of February in the year one thousand eight hundred and seven [Signed] J. Mather Surveyor W. Fraser Jas Norris D. Reid

I John Mather Surveyor do this eighteenth day of February in the year One Thousand Eight Hundred and seven make and publish this Codicil to my last will and testament in manner following That is to say that I hereby nominate and appoint the Honorable the Provost and Magistrates of the City of Aberdeen North Britain for the time being my perpetual Trustees to the due Execution of my last will and testament in confidence whereof I trust they will deposite in perpetual safety all my property that shall be remitted from my Executors in India and cause to be paid the annual Legacies specified in my Last Will and Testament I allot the sum of £5 per annum to the Town Clerk or Register of the said City in consideration of his trouble in keeping the accounts and paying the legacies annually and I hereby direct that my executors in India as soon after my decease as possible to remit all my property by the best exchange unto the said Provost and Magistrates of Aberdeen aforesaid that they may be enabled to fulfil my good intentions towards the poor of my native Country trusting in full confidence that the aforesaid Provost and Magistrates will with fidelity uprightness and cheerfulness execute this important trust committed to them The Principal to be funded as soon as possible to the best advantage at annual interest as soon after the Remittances are received from India and the Legacies to operate as soon as one years Interest is received Witness my hand this Eighteenth day of February One Thousand Eight hundred and seven

Signed Sealed Published and Declared by the above-named John Mather as a Codicil to be annexed to his last will and testament in the presence of [Signed] J. Mather, Surveyor W. Fraser Jas. Norris D. Reid

From the copy entered in the Register of Deeds (Book vi., f. 66) in the Sheriff Court of Aberdeen, in which the Testament was recorded as a Probative Writ, 1st December, 1812.*

CXX.

The Rev. James Stuart, by his last will and testament, bequeaths, inter alia, *to the Magistrates of Aberdeen £1000 consols for the better education of youth at Marischal College. 3rd May,* 1809.

I the Reverend James Stuart formerly rector of George Town and All Saints South Carolina and chaplain to the King's Rangers in North America but now lying ill at Newbury in Berkshire make this my last

* The sum received from Mr. Mather's estate in 1812 was £3953 6s. 7d., inadequate to the annual payments (£205) provided by the Deed. The fund was therefore allowed to accumulate. The Commissioners of 1836-37 reported "The accounts returned to us in reference to this mortification are by no means satisfactory. While the sums paid on account of the Bursaries provided for young men from the parishes of Foveran and Fyvie have varied very much in different years, nothing has been paid on account of the Bursaries at the disposal of the College" (*Second Report*, p. xvii.).

In the *Burgh Accounts* for 1859-60 are the entries: —

	Balce 1850	Revenue	Expenditure	Balce 1860	Stock
"47. John Mather's Mortification to Six Bursars at College	16 15 8	61 2 10	68 0 0	9 18 6	1849 18 6
49. John Mather's Mortification to Foveran and Fyvie Bursars at College	7 4 8	67 14 3	65 0 0	9 18 11	2019 18 11"

By the Provisional Order of 1881, ten Mather Bursaries are instituted, four of £15 in Arts, four of £20 in Medicine, and two of £10 in Law, all to be awarded by open competition; but it is provided (§ 11), "If any candidate at the said open competitive examination, who shall have attended any public or State-aided schools in the Parishes of Foveran or Fyvie for a period of at least two years, shall satisfy the Examiners that he is of sufficient ability and attainments to profit by attendance at the Curriculum of the Faculty of Arts, the Town Council shall, upon the report of the Examiners to that effect, and notwithstanding that such candidate might not otherwise have been found entitled to a bursary, present such candidate to the Mather bursary which falls to be competed for at the said Examination in connection with Faculty of Arts".

will and testament I give and bequeath the sum of fifteen thousand pounds three per cent consols and all my other personal estate and effects whatsoever and wheresoever unto Mr. George Grant and Mr. John Bremner both of Piccadilly and Mr. Charles Grant of Bedford Street in the city of Westminster whom I appoint my executors . . . I direct my said executors to sell out five thousand pounds three per cent consols another third of the said fifteen thousand pounds and to divide the same into five parts in manner following: To the Lord Provost and Magistrates of Edinburgh for the time being I give one fifth part in trust and for the use and benefit of the University of Edinburgh . . . To the Magistrates of Glasgow for the time being I give another fifth part in trust and for the use and benefit of the University of Glasgow* . . . To the Magistrates of St Andrews for the time being I give another fifth part in trust and for the use and benefit of the Colleges in the University of St. Andrews† . . . To the Magistrates of Aberdeen for the time being I give two other fifth parts in trust as to one fifth for the use and benefit of Kings College in the University of Aberdeen and as to the other fifth in trust and for the use and benefit of Marischal College in the University of Aberdeen and to apply the interest of the said two fifths respectively from time to time for ever in and towards the instruction and better education of youth as to the Principals and others of the said two Colleges respectively having powers vested in them by charter or otherwise shall seem meet and I direct that any young man of the name of Stuart who may be educated at either of the said Universities shall always be preferred to any others As to the remaining five Thousand Pounds three per cent consols I direct my said Executors to make sale thereof and with the proceeds to pay unto the Masters or others having the government of the Academies at Banff and Fordyce Six hundred pounds sterling each to be laid out at interest in the names of trustees in the Bank at Aberdeen and the interest applied from time to time for ever for the instruction and better education of youth and I direct that any young man of the name of Stuart who may be educated at either of the said Academies shall always be preferred to any others . . . In witness

* See "Deeds instituting Bursaries in the University of Glasgow," 1850, p. 191, where a brief account of Mr. Stuart is given.

† See Report of St. Andrews University Commissioners, 1840, Appendix V., p. 94.

whereof I have hereunto set my hand and seal the third day of May 1809.

[Signed] James Stuart

Signed and sealed in the presence of

[Signed] H. Wright

G. Gray

In regard to the bequests to the Academies at Banff and Fordyce. I give the said sums of six thousand pounds each to the Presbytery of Fordyce for the time being (instead of the Masters and others having the government thereof) in trust to lay out the same sums at interest in the names of trustees in the Bank at Aberdeen and to apply the interest for the instruction and education of any young man of the name of Stuart who shall offer himself as a candidate for either of the said Academies within a year after my decease and if none of that name shall offer then to any young man of the name of Simpson who shall offer himself within a month afterwards and if neither shall offer himself then the interest to be applied in manner before directed And I direct that such young man shall be educated five years at the said Academies and removed from the Academy at Fordyce to the Marischal College of Aberdeen for four years and from the Banff Academy to the King's College Aberdeen for four years and the interest applied by the said Colleges for the benefit of such young men during their continuance at College and so from time to time as any vacancy shall happen hereafter at either of the said Academies It is my will and meaning that any person of the name first of Stuart and then of Simpson shall always be preferred thereat and also at any of the Universities before any other person or persons

[Signed] James Stuart

May 3rd 1809

Witness to the Signing [Signed] H. Wright

G. Gray

From the original at Doctors' Commons where probate was granted 19th October, 1809.*

* The proceeds of the sale of £1000 consols reduced by legacy duty to £603 were in 1810 invested by the Magistrates on the security of the Harbour Trust. Since that date the interest has been regularly paid. In the current *Calendar* (1889-90) the Stuart competition bursaries are stated to be four in number, in value £14, £14, £13, £9, tenable for four years.

CXXI.

King George III. grants a yearly sum of £337 for augmenting the salaries of the Principal and all the Professors. 17*th October*, 1812.

George the third by the Grace of God of the United Kingdom of Great Britain and Ireland King Defender of the Faith To the Commissioners of our Treasury now being and to our High Treasurer or Commissioners of our Treasury for the time being and to the Chief Baron and the rest of the Barons of our Court of Exchequer in that part of our Kingdom of Great Britain called Scotland now and for the time being and to all others to whom these presents shall come or may appertain Greeting Whereas the Commissioners of our Treasury have laid before us a Memorial of the Principal and Professors of Marischall College and University of Aberdeen with a Report of our said Barons thereon of date the third day of February one thousand eight hundred and ten whereby it appears that the present Livings are not adequate for the support and dignity of the said Principal and Professors whose exertions for the education of the young men under their charge and in the promotion of science deserve encouragement Together with a Letter from Lord Auckland Chancellor of the said University and an Abstract of the whole emoluments of the several Professors of the said College And we being desireous that this our said Ancient College and University should not be allowed to go to decay for want of proper funds for its support are graciously pleased out of our Pious and Princely Zeal for the good and flourishing Estate of our said College to grant to the Principal Regents and Professors of the said College and their successors in office during our Royal pleasure the following yearly additions to their present Stipends for their better maintenance and support that is to say To the Principal the sum of Forty pounds To the Professor of Divinity the sum of Thirty three pounds To the Regent or Professor of Natural Philosophy Thirty three pounds To the Regent or Professor of Moral Philosophy Thirty three pounds To the Regent or Professor of Natural History Thirty three pounds To the Regent or Professor of Greek Thirty three pounds To the Regent or Professor of Mathematics Thirty three pounds To the

Professor of Medicine Thirty three pounds To the Professor of Oriental Languages Thirty three pounds And to the Professor of Chemistry Thirty three pounds Our will and pleasure therefore is and we do hereby direct authorise and command you or such of you to whom it may appertain to issue and pay or cause to be issued and paid out of any of our Revenues arising in Scotland applicable to the uses of our Civil Government unto the Principal Regents and Professors of the Marischal College and University of Aberdeen now being and to their successors in office the said additional yearly stipend viz To the Principal Forty pounds more to him as Professor of Divinity Thirty three pounds To the Professor of Natural Philosophy Thirty three pounds To the Regent or Professor of Moral Philosophy Thirty three pounds To the Regent or Professor of Natural History Thirty three pounds To the Regent or Professor of Greek Thirty three pounds To the Regent or Professor of Mathematics Thirty three pounds To the Professor of Medicine Thirty three pounds To the Professor of Oriental Languages Thirty three pounds And to the Professor of Chemistry Thirty three pounds the said additional yearly stipends to commence from the fifth day of July last and to be computed and paid up to the fifth day of January next and to be paid and payable thenceforth Quarterly at the four most usual days of payment in the year by even and equal portions until we shall signify our pleasure to the contrary And we do hereby Charge and Command you or such of you to whom it may appertain to cause the said additional yearly stipends and all payments to be made thereon as they shall from time to time become due and payable to be inserted in the Quarterly establishment for Civil affairs in Scotland so as the sums to be inserted therein may be allowed and paid from time to time in like manner as other the salaries and allowances on the said establishment are paid And these our Letters shall be your sufficient warrant Given at our Court at Carlton House and under our Privy Seal of Scotland at Edinburgh this seventeenth day of October one thousand eight hundred and twelve in the fifty second year of our Reign

Per Signaturam manu Serenissimi Principis Regentis nomine et vice S.D.N. Regis supra scriptam manibusque quorundam Dominorum Commissionariorum

Thesaurarij Magnæ Britaniæ nec non manibus quorundam Dominorum Baronum Scaccarij Scotiæ subscriptam
Written to the Seal and Registered this fourteenth day of December 1812 years by

[Signed] Æneas Macbean Dept

From the original in the Mar. Coll. Charter Room, "Government Grants," No. 14.*

CXXII.

James Cruickshank, by his last will and testament, bequeaths to the Principal and Professors the sum of £400 for the maintenance of a student of the name of Cruickshank, Top, or Tap. 14*th December*, 1813.

I James Cruickshank Farmer in Toukshill in the parish of New Deer considering the propriety of settling my affairs while I am of sound judgment in order to prevent disputes after my death have resolved to make my last will as follows To wit. . . . Item I leave and bequeath to the principal and professors of the Marischall College of Aberdeen Four hundred pounds sterling which I appoint my Executors after named to make over to them for the following purposes and under the following Conditions vizt That the Said principal and professors shall settle and secure the said Sum of Four hundred pounds sterling upon good and undoubted security with the approbation of the ministers of the parishes of New Deer and Monquhitter for the time being either heritable or moveable as they and the said ministers shall think fit and shall apply the yearly Interest thereof for the mantainance and education of a student in said College the said Bursary being to be given to One of the name of Cruickshank in the first place And failing of a person of that name to One of the name of Top or Tap in the next place and to no other whatever and if no person of the name of Cruickshank or of Top or Tap shall appear as Candidates for said Bursary then and in that case the yearly Interest thereof shall accumulate and the Interest of the

* No. 15 contains the Memorials and sundry memoranda respecting this grant.

whole accumulated sum shall be applied for the benefit of the next Candidate bearing either of the foresaid names who shall be presented to said Bursary and it is hereby declared that the minister of the Parish of New Deer for the time being shall be Patron of the said Bursary and have the power of presenting any person of either of the foresaid names to the same whom he thinks deserving Item I leave and bequeath to the principal and professors of the King's College of Old Aberdeen* . . . Item I leave and bequeath the whole remainder and residue of my means and estate if any be after paying my just and lawful Debts and Satisfying the above Legacies to the haill persons above mentioned in proportion to the sums respectively bequeathed to them as before written and it is hereby declared that in the event of my means and effects not being sufficient to answer all the purposes above mentioned the deficiency shall fall proportionally upon the different persons Legatees above named according to the sums bequeathed to each Excepting the principal and professors of the Marischall and Kings Colleges above written who are to receive full payment of the sums assigned for said Colleges without any diminution And I hereby nominate and appoint the Reverend Hugh Taylor Minister of the Parish of New Deer and William Gamack Writer in Peterhead or the acceptor survivor of them to be my Executors . . . In Witness whereof I have subscribed these presents . . . at Toukshill the fourteenth day of December Eighteen hundred and thirteen years . . .

[Signed] James Cruickshank

From the original will in the Office of the Sheriff Clerk of Aberdeenshire, in which it was registered, 9th March, 1814.†

* See the *Fasti Aberdonenses*, p. 217, and the *Deeds of Foundation of Bursaries at King's College*, p. 63.

† Mr. Cruickshank died in 1814, and the legacy, reduced by legacy duty to £360, was paid in the following year. This sum, on the recommendation of the Ministers, was lent to Messrs. Skelton and Mudie, Merchants, Peterhead, who became bankrupt in 1821. Their creditors agreeing to a composition, the sum of £270 was paid in 1822 on account of the principal and interest from December, 1820. The funds are now under the charge of the Senatus, and yield a Bursary of the value of £18 15s. or thereby, tenable for four years.

CXXIII.

John Farquhar, Ishapore, by his last will, bequeaths, inter alia, *funds for augmenting the salaries of the Professors in the Universities of Scotland, and for endowing new Professorships in the King's and Marischal Colleges. 7th March,* 1814.*

I John Farquhar Agent for the manufacture of Gunpowder at Ishapore in Bengal being about to embark for Europe and being in sound disposing mind do hereby bequeath my real and personal Property as follows † . . . I likewise bequeath for the purpose of promoting learning such Sum as may be sufficient for Salaries of the following professors who are to teach during the whole of the Summer as I know from my own experience that nothing is so contrary to the acquisition of knowledge as the long vacations in the Scottish Universities Viz: I bequeath for the Salary of the professor of Greek two hundred Pounds sterling for the professor of the second Class called the semi Class the same Sum for that of the professors of the third and fourth Classes the same Sum to each The above Sums to be paid annually in lawful Money of Great Britain to the new professors of all the Universities or Colleges of Scotland beginning with Aberdeen next St Andrews next Glasgow lastly Edinburgh Likewise the same Sum of two hundred Pounds sterling for the Salary of a professor of Mathe-

* John Farquhar seems to have entered Marischal College in Session 1764, his name appearing in the list of non-graduate Magistrands of 1768. He then intended to prosecute the study of medicine, but subsequently proceeded to Bombay in the employment of the East India Company, and became an officer of engineers. While on active service he was severely wounded, and went for the benefit of his health to Bengal. There he paid much attention to the manufacture of gunpowder, and ultimately became sole agent for its supply to the Government, accumulating considerable property. In 1814, after executing a will, he returned to England.

In 1822 Mr. Farquhar purchased the estate of Fonthill for £330,000; but in the following year he disposed of the greater part of Beckford's collections. He died in London, 6th July, 1826 (Pleadings in the cause Colvin against Fraser).

† Here follow legacies to the testator's nephew, John Fraser, and niece, Lady Pole; his agent, George Wilson; Sir John Royds and George Davidson, Bengal; Alexander, David, and James Colvin, and their nephew, Alexander Colvin; Professor George French; and Colonel Calcraft.

matics payable at the same manner at each of the above Seminaries And my will is that if the present professors will agree to teach during the whole year without any other vacations than those established by Law and fourteen days about Midsummer in that Case that they shall in the first Instance be offered the option and receive annually the above Sums during their professorships I likewise bequeath the Sum of three hundred Pounds annually of sterling money of Great Britain for the purpose of erecting a professorship of Mathematics in the College of Old Aberdeen unless that may have been already done Likewise the Sum of three hundred Pounds annually for one professor of Astronomy in the Marischal College of Aberdeen and one hundred Pounds annually for each of two assistants Likewise the same Sums for a professor and two assistants in the Kings College of Old Aberdeen Likewise such Sum as may be sufficient for the erection of two observatories of Celestial Bodies and furnishing them with the necessary Instruments admitting nothing that is not absolutely necessary for the above purpose for the use of the two above mentioned professorships Lastly I desire that on the natural decease of above persons to whom annuities have been bequeathed that the annual sums respectively appropriated to them shall be added to the annual surplus of my receipts and after providing for the other purposes herein before expressed shall be divided amongst the parochial school masters over all Scotland in Sums of not less than ten Pounds of sterling money of Great Britain annually to each beginning with the Schoolmasters of Aberdeenshire And as in my opinion the Study of the Greek Language ought to precede that of the Latin I leave one hundred Pounds sterling annually to each of four teachers of Greek provided that such a change of system be approved by the majority of the professors of the Universities of Scotland And in that case this is to be effected in preference to the Provision for the Parochial Schoolmasters Declaring this to be my Last Will and Testament I appoint the following Gentlemen to be my Executors Messrs John Bett George Wilson and Dr John Fleming in Europe and the above named Alexander Colvin David Colvin James Colvin and Alexander Colvin the Younger and John Corson of Calcutta Agents and George Davidson Esquire Mint Master of the same Place Dated

in Calcutta this seventh day of March in the Year of our Lord one thousand eight hundred and fourteen

[Signed] J. Farquhar

Signed sealed and duly executed by John Farquhar as his last Will where no stamps are used in the presence of

[Signed] Henry Tyler Acc[t] to the Bank of Bengal
Geo Tyler
John Weston Capt[n]
A. J. Colvin Bengal Civil Service

From an examined copy in the Mar. Coll. Charter Room.*

CXXIV.

John Gordon of Murtle founds Lectureships on Practical Religion at Marischal College and King's College. 11th August, 1815.

I.

I John Gordon of Murtle Considering that by Trust Disposition executed by me of date the fifteenth day of March last I disponed my whole Estate and Effects heritable and moveable to Alexander Brebner Esquire of Lairney William Brebner Esquire his Son John Garioch Charles Bannerman and Charles Ross Esquires Merchants in Aberdeen and Duncan Davidson Advocate there and to the Survivors of them accepting (three being a quorum) and to such person or

* The above Will was executed in duplicate, and deposited in the hands of the Messrs. Colvin. Two years after Mr. Farquhar's return to England one of the copies was forwarded to him, but at his death this copy could not be discovered. Accordingly on 15th December, 1826, Letters of Administration were granted to John Farquhar Fraser, one of the next of kin of the deceased, the estate being sworn under the value of £600,000. Subsequently, however, David Colvin, one of the executors nominate, endeavoured to have these Letters recalled, and to obtain Probate of the duplicate will that had been left in Calcutta; and the five Universities and the Schoolmasters of Scotland became parties to the Cause. On 25th February, 1829, Sir John Nicholl gave judgment in favour of Fraser, holding that the non-existence of the will in this country raised a legal presumption that it had been destroyed *animo cancellandi* by the testator, and that the effect of this was to destroy the duplicate also. The Universities and Schoolmasters decided not to appeal, and Fraser paid all the expenses of the case, though these had not been given against him.

persons as they might assume in virtue of the powers therein committed to them as Trustees First for the purpose of paying all my lawful debts funeral charges and the expence of executing the Trust and Secondly for the purposes which I should specify and appoint by a writing or writings to be executed by me at any time of my life even on deathbed as the said Disposition to which reference is here made more fully bears And having now made up my mind and deliberately resolved to the effect underwritten Do therefore hereby Order and Direct that my said Trustees shall with all convenient speed after my decease sell and dispose of my said real Estate and convert the same and the whole of my personal Estate into Cash in the way that they may judge best and most effectual for bringing the same to good account and after satisfying the purposes already specified under article first of my original Trust Deed and such private legacies as I may appoint by any writing under my hand as relative hereto shall lay out and invest the free remainder and residue of my whole means and Estate heritable and moveable in the purchase of lands in the County of Aberdeen or any of the neighbouring Counties and take the rights and securities conceived in favor of themselves or the survivors of them accepting and also in favor of the Sheriff Depute of Aberdeenshire the Provost of Aberdeen the Eldest Bailie of Aberdeen the Principal of Marischal College the first Minister of Aberdeen and the President of the Society of Advocates in Aberdeen all for the time being and those to be afterwards assumed or elected as Trustees in virtue of the powers given in this and the original deed above mentioned in trust always and to remain as a constant perpetual fund for answering the charitable purposes herein expressed viz (inter alia) The payment and appropriation of an annual Salary to the Professor of Divinity of Marischal College or any other Theologian who may be named by my Trustees and who during each Session shall actually deliver to the Students of said College a course of Lectures on Practical Religion and the payment and appropriation of an annual salary for the like purpose at Kings College in case my Trustees after due consultation see it advisable . . .

From an Extract from the Supplemental Trust Deed of date 11th August, 1815, in Mar. Coll. Ch. Room, "Mortifications for Professorships," xi. 1.

II.

With reference to the Trust Deed executed by me of date the fifteenth day of March Eighteen hundred and fifteen and supplemental Deed dated the eleventh day of August same year I direct my Trustees therein named at the first Whitsunday or Martinmas happening twelve months after my decease or as soon thereafter as they may find it convenient to pay the following Legacies which I bequeath to the persons after named viz (inter alia) To Lecturer to students at Marischal College Fifty Pounds Stg yearly To Lecturer to students at Kings College Fifty Pounds Stg yearly (but this last to be entirely in the option of my Trustees)

With regard to the sums bequeathed for the purpose of establishing Lectures on Practical Religion at one or both Universities it may be proper to add a few words explanatory of my design and intention in that bequest The effect of early impression on the youthful mind is generally admitted These lectures therefore if properly conducted and pressed home may by the blessing of God be the means of laying the foundation of an early piety in the youthful mind and thus give God the *first* possession of the heart Whilst almost every branch of useful knowledge is ably taught in our British Universities it is matter of regret that so little provision is made for the Instruction of our youth in the more important duties of Religion . . .

[Signed] John Gordon

From an Extract from holograph writing of Mr. Gordon of date 11th August, 1815 (xi. 1).*

CXXV.

The Society of Advocates sanction the appointment of a Lecturer on Scots Law. 2nd January, 1819.

At a General Meeting of the Society held within the Record Hall upon the Second day of January eighteen hundred and nineteen

* The first appointment was made by the Trustees in 1825, when Principal W. Laurence Brown and Professor Duncan Mearns were assigned stipends of £50 yearly, to continue "until the Trustees shall give intimation of their intention to alter this appropriation". Their Introductory Lectures, delivered on 22nd November and 13th November, were published in 1826 (by D. Chalmers & Co.), "by desire of Mr. Gordon's Trustees". Since the Union of the Universities in 1860 the Lectures have been delivered by the three Theological Professors in turn yearly.

There was laid before the meeting a Report from the Committee anent the appointment of a Lecturer on Scotch Law and Conveyancing which having been read and considered it was moved by Mr Thomas Burnett that the Meeting should immediately approve of the Report of the Committee and by Mr Duthie that the Report should be printed and circulated among the Members of the Society and taken under consideration at a future meeting These motions having been put to the vote it was carried by a majority of 42 to 9 to approve of the Report immediately and the Meeting accordingly did approve of the same and appointed the Report to be engrossed in the Minutes the tenor whereof follows viz

"Suggestions relative to the appointment of a Lecturer on Scotch Law under the Patronage of the Society of Advocates in Aberdeen

"An overture for this appointment having already received the approbation of the Society [24th Nov., 1818] it becomes an object with them to follow it up and have it carried into effect in the way that appears best calculated to gain credit and respect to the office itself with the fairest prospect of advantage to the Society and of success to the Individual who shall undertake the duties of it In which view the following hints are suggested

"1st. That the office shall be perpetual and an application be made to the proper quarter for having the Incumbent attached to the University as Professor of Scotch Law

"2nd. That his duty shall be to deliver a complete course of Lectures each year upon Scotch Law and Conveyancing the first part of the course to embrace what relates to the Scotch Law and to occupy months viz at the rate of one hour each lecturing day and five lecturing days each week and the second part to embrace what respects Conveyancing and to occupy months each year viz at the same rate per day and week as specified in the former case

"3rd. That the Class shall be open to all who choose to attend the same and it shall be left to the Lecturer's own discretion to fix the amount of the fees—with this exception only in favour of Apprentices to Members of the Society that the amount exigible for each course of Lectures shall not exceed Three Guineas for each student

that is Two Guineas for the first part of the Course and one Guinea for the Second

"4th. That it shall be resolved as a standing Regulation of the Society that every Apprentice entering into Indenture after the Office is once established must attend the Course of Lectures (both parts) for at least two years during the period of his apprenticeship failing of which he shall not be entitled to claim admission as a Member of the Society And it shall be recommended to all such apprentices whose Indentures have commenced previously to the date of the appointment in contemplation and are then still current also to attend two complete courses of these Lectures

"5th. That the person who fills the office of Lecturer now proposed shall always be a Member of the Society of Advocates in Aberdeen chosen by and from amongst themselves ad vitam aut culpam but with this express proviso or condition that the Society are to be the sole judges of the culpa and may two thirds of them concurring vacate the appointment if they see cause without being obliged in any court of law or otherwise to specify such cause It ought also to be a fundamental condition of the appointment that the Incumbent should at all times hold himself subject to the control of the Society with respect to the plan of his Lectures and the regulations under which the Institution is to be maintained and carried on And as it must be of the utmost consequence to the success of the scheme altogether particularly at the outset to have the office filled by a person of respectability whose professional knowledge is not only unquestioned but who unites with that knowledge some more general turn for literary pursuits the Society it is humbly thought in making their choice should look to these qualities as paramount to every consideration and give their support to that person only who appears most eminently to unite them"

From the *Minutes* of the Society of Advocates in Aberdeen.*

* Mr. Andrew Robertson elected Lecturer by a majority, 21st January, 1819.

Scots Law and Conveyancing to be in alternate sessions, approved 28th November, 1820.

In 1860 the Lectureship on Scots Law was merged in the Professorship of Law in the University of Aberdeen, representing also the functions of the Civilist of University and King's College.

CXXVI.

John Forbes of New, by his last will and testament, bequeaths £200 per annum Long Annuities for the maintenance of eight bursars at the two Universities. 2nd May, 1820.

And whereas I have two hundred pounds a year long Annuities standing in my name at the Bank of England which Annuities expire in the year One thousand Eight hundred and Sixty I therefore direct that my Executors do establish Eight burses of Twenty five pounds each at the two Universities at Aberdeen to be in the gift of the Proprietor of Lands of New for the time being until the extinction of such Annuity, the said Burses to be enjoyed by Students either at College or at the Divinity hall but not to be enjoyed by any one Student above four years and I direct that my Executors do and shall pay the Legacy duty on the said sum of Two hundred pounds long Annuities so that the Burses may be Twenty five pounds clear

From the Extract transmitted to Principal Brown by Duncan Davidson, Esq., in his letter of 30th July, 1821 (Mar. Coll. Ch. Room).*

CXXVII.

William Davidson of Shaftesbury House, Bayswater, by his last will and testament, bequeaths to the Principal and Professors the sum of £600 Four per cent. Annuities to found two bursaries for Students of the names of Davidson, Knowles, Sim, Ramsay, Simpson, Leslie, Cooper, Collie, Thom, Forbes, Gerard, or Gordon. 24th June, 1825.

I William Davidson of Shaftesbury House Kensington Gravel Pits (now called Bayswater Hill or Bayswater) in the Parish of Paddington and County of Middlesex Esquire though infirm in body yet strong in Spirit and full of Faith in the all sufficient atonement made for us upon the Cross by our Compassionate Redeemer and being in possession of all my mental faculties do make and constitute this as my last Will and Testament . . . I give to the Principal and Professors of King's College in the University of Aberdeen North

* These bursaries of course came to an end in 1860.

Britain* . . . I also give to the Principal and Professors of the Marischall College in the University of Aberdeen North Britain for the time being Six hundred pounds Stock of New four per Cent Annuities of the Bank of England In trust for the following purposes viz First to sell out the same and to lend the produce on good heritable security at legal yearly interest and Secondly to apply the yearly interest of the said produce of the said Six hundred pounds Stock in two equally divided portions for the education &c of two Students at the said College as two Bursaries that is the one half of the said interest for the one and the other half for the other and to be continued to them to the end of their Studies at College and I will that should one or both die or leave the College the Bursary or Bursaries so becoming vacant shall be bestowed on a new Student or new Students and that the election of all the Students shall be in the manner I am now about to mention that is I will that the Students who shall receive those Bursaries be chosen by the said Principal and Professors of the names of Davidson or Knowles Sim Ramsay Simpson Leslie Cooper Collie Thom Forbes Gerard or Gordon giving the preference to my Relations if any should apply for the same and to the nearest in degree of consanguinity as far as the same can be ascertained and then to Strangers in the order here named which order is also to be observed respecting Relations when a greater number (having equal claims) apply than can be admitted And I further will that this application of the interest of the produce of the said Six hundred pounds New four per cent Stock shall be continued for ever Should no proper Student or Students for those Bursaries be found according to the directions given in this my last will for any particular time and should there be from this or any other cause any accumulation of the above interest over and above that necessary for the Education &c of two Students I then leave to the Judgment of the said Principal and Professors either to elect an addition Student or additional Students or to apply the same in assisting any deserving Student or Students who has or have been chosen to the Bursary or Bursaries in the prosecution of the study of Medicine if he or they shall have chosen

* The terms of this bequest will be found in the *Fasti Aberdonenses*, p. 219; or in *Deeds of Foundation of Bursaries at University and King's College*, p. 65.

that Profession Should any difficulty or dispute occur in chusing the Students for the Bursaries I will that the same be determined by the said Principal and Professors after their mature consideration And I will and direct that public notice of this bequest be given in the Aberdeen Journal or any other public Newspaper near the College by the said Principal and Professors about one Month before the beginning of the Session when any Bursary is to be bestowed or when any vacancy exists . . . As Witness my hand this 24th day of June in the year of our Lord 1825 . . .

[Signed] Wm Davidson

Excerpted from a certified copy of Mr. Davidson's will in Mar. Coll. Ch. Room.*

CXXVIII.

George Hogg of Shannaburn, by his last will and testament, bequeaths to the Principal and Professors the sum of £300 for the support of a bursar. 1st June, 1826.

To the Principal and Professors of the Marischall College of Aberdeen in trust Three hundred Pounds Sterling the interest of which I appoint them to apply and pay yearly as a Bursary to a Student at said College who shall be found on a Competition or Comparative Trial to have most merit as a scholar as the same shall be found and judged of by the said Principal and Professors in the Competition without any other condition but that a Student who shall prove that he is any Relation of mine shall in the first place be preferred if found qualified without Competition and in the next place one of the name of Hogg shall be preferred if found qualified without Competition but if more than one shall appear who can prove relationship to me then there shall be a competition among those who so appear and if more than one shall appear of the name of Hogg then there shall be a competition among those who so appear and the Bursary be given to the most deserving of the Competitors to be determined as aforesaid

From the extract transmitted to the Senatus by Alex. Smith, Esq., in his letter of 1st January, 1827 (Mar. Coll. Ch. Room).†

* The Davidson Bursaries are given in the current *Calendar* [1889-90] as three in number, value £13, £13, £11.

† The Hogg Bursary is given in the current *Calendar* as £14 in value.

CXXIX.

*William Paterson, by his last will and testament, bequeaths the sum of £80 to augment the bursary founded by John Paterson.** *7th February*, 1827.

I William Paterson Parochial Schoolmaster of the parish of Nigg in the County of Kincardine and late Assistant to the Reverend Doctor David Cruden deceased sometime Minister of said parish do hereby make my last Will and Testament as follows viz I nominate and appoint the Reverend Alexander Reid present Minister of Kildrummy in the Presbytery of Alford and failing him his nearest male kin competent thereto and the Reverend Alexander Thom present Minister of Nigg whom failing his successor in office serving the cure of the said parish to be my sole and only Executors . . . Fourthly I ordain my said Executors to lay out and secure at interest the principal sum of three hundred pounds sterling the interest of which is to be applied in manner following The interest of one hundred and twenty five pounds sterling thereof to be paid to Jean Troup my uterine sister the interest of one hundred and twenty-five pounds thereof to be paid to Joseph Troup my uterine brother and the interest of the remaining fifty pounds to be paid to Anne Troup during their respective lives . . . and the longest liver . . . On the decease of these three annuitants I ordain my said executors to apply the said principal sum of three hundred pounds as follows . . . To give eighty pounds sterling thereof to the managers of Paterson's Bursary at the Grammar School and Marischall College of Aberdeen as a fund the interest of which is to be applied precisely in the same proportion and manner as said Bursary is applied at said two seminaries . . .

In witness whereof I have subscribed these presents . . . at the Schoolhouse of Nigg Kincardineshire the seventh day of February Eighteen hundred and twenty seven years . . .

[Signed] Wm Paterson

From the copy entered in the Register of Deeds (Book xxx., f. 18) in the Sheriff Court of Aberdeen, in which the deed was recorded as a Probative Writ, 27th February, 1830.†

* See page 433. † Anne Troup, the last of the liferenters, died 21st July, 1851.

CXXX.

Adam Martin, by his last will and testament, bequeaths to the Provost, Professors, and Senior Minister the sum of £1000 for the maintenance of three bursars. 1829.*

24th. To the Provost of Aberdeen for the time being, to the Principal and Professors of Marischall College Aberdeen for the time being, and to the Senior Minister of the Gospel in Aberdeen for the time being, to all them jointly I will and bequeath in trust the sum of One thousand pounds to be settled upon Such Security as they shall see fit, but not upon the personal security of Individuals, and in case of difference of opinion the majority to decide, and the annual interest or proceeds to be applied to the establishment of three bursaries of equal value to be given to three young men for their Support and Education at the Marischall College, and to be enjoyed by the said young men for four years that is during their regular progress from the first to the fourth class both inclusive. I recommend the fees to the Professors to be fixed at three guineas (£3 3s.) to each Professor including the Mathematical Professors. The Bursaries in the first instance and afterwards as they become respectively vacant are to be competed for along with the other bursaries of the College then vacant and given entirely to superior merit as displayed by the Candidates in the performance of the Exercise prescribed at the Competition. In the event of any disputed point among the Trustees of this bequest and an equality of voices appearing among them I direct that a casting vote shall be given to the Principal of the Marischall College and that the same shall be decisive.

From an excerpt in the Mar. Coll. Ch. Room.†

* Adam Martin, late of St. Bernard Street, Piccadilly, Parish of St. Pancras, died 15th April, 1829. He was a native of Aberdeen and a graduate of 1780.

† The Will was registered in Doctors' Commons. The sum bequeathed, reduced by legacy-duty to £900, was paid in 1829, and has been under separate management. The foundation appears in the current *Calendar* as three bursaries of the annual value of £11 each or thereby, tenable for four years.

CXXXI.

Alexander Scott, M.D., of Craibstone, by a codicil to his testamentary deed of 8th June, 1824, bequeaths two sums of £500 each for the maintenance of two bursars. 23rd December, 1830.

I the said Alexander Scott in virtue of the foresaid reserved Powers do hereby make the following addition to the Legacies and Bequests before written vizt . . . Item I leave and bequeath the Sum of five hundred pounds Sterling to be laid or lent out on good security for yielding the best yearly return which can be obtained therefor which Return or Annual Interest is to be applied for a Bursary at the Marischall College of Aberdeen to be enjoyed Annually for four years by the son of any poor Clergyman of the Scotch Episcopal Communion who is meant to be brought up and educated for the ministry of that Church After which four years it shall be enjoyed by another young man of the same description for the same period and continued so one after another in all time thereafter But if it should happen that there be no claimant of said description for enjoying the said Bursary when it happens at any time to be vacant and open for disposal then it shall be given and presented to any other young man in needy circumstances who intends and means to be brought up for the ministry of the said Scotch Episcopal Church And in order to ascertain and determine when persons of the foresaid description are Claimants for the said Bursary or for determining and chusing in case more than one candidate should appear for it I hereby appoint that the Right Reverend William Skinner Bishop of Aberdeen and his Successor in Office the Bishop of Aberdeen for the time being shall be the Patron of said Bursary in all time thereafter Item I leave and bequeath the like sum of Five hundred Pounds Sterling to be also laid or lent out on good security for yielding the best yearly return that can be obtained therefor which is to be applied for a Bursary at said Marischall College of Aberdeen to be enjoyed annually for four years by the son of any poor Clergyman of the Established Presbyterian Church of Scotland in the Presbytery of Strathbogie who is to be brought up and

educated for the Ministry of that Church After which four years it shall be enjoyed by another young man of the same description for the same period and continue so one after another in all time thereafter But if it should happen that there be no Claimant of said last mentioned description for enjoying the said Bursary when it happens at any time to be vacant and open for disposal then it shall be given and presented to any young man in indigent circumstances whose Father resides in the Town of Huntly the said young man being intended and educated for the Ministry of the said Church of Scotland and failing any such young man from the Town of Huntly appearing as a Claimant then to any young man residing within the bounds of said Presbytery of Strathbogie who is meant for the Ministry of said Presbyterian Church And for ascertaining and determining as to persons of the said descriptions claiming said last Bursary or chusing in case more than one candidate equally qualified as to description foresaid should appear I hereby appoint that the said last Bursary shall be in the Gift and disposal of the Members of said Presbytery for the time being Declaring that if at any time two or more Candidates shall appear for either of said two Bursaries all of the descriptions foresaid respectively then the Patrons shall determine by comparative Trial of their Merits and Literary Qualifications And farther declaring as to both said Bursaries that a sufficient Guarantee or Security shall be taken to the satisfaction of the respective Patrons that in case the young men who shall be preferred to the Benefit of said Bursaries respectively shall not afterwards embrace and be ordained to the office of Clergyman respectively as aforesaid after completing their education the amount which they may have severally drawn for said Bursaries shall be returned and repaid to the funds for the Establishment thereof respectively And which additional Legacies shall be repayable at the same term as the others in said Testament and the same shall be a burden upon the Funds conveyed in the foresaid Trust Deed In Witness whereof this Codicil or Additional Testamentary writing is written by Robert Forbes writer in Aberdeen on this and the two preceding pages at the end of the foresaid Testament and subscribed by me at Craibstone the twenty third day of December in the year Eighteen hundred and thirty before witnesses Mr Alexander

Keith farmer at Netherthrid and George Edward my Grieve or Servant

[Signed] A Scott

Alex Keith Witness
George Edward Witness

From the entry in the Commissary Court Books of Aberdeen, in which the deed was recorded, 21st July, 1834 (Vol. for 1834, pp. 888-895).*

CXXXII.

George Clerihew mortifies the sum of £150 to found a bursary.
3rd February, 1832.

I George Clerihew Builder in Aberdeen being desirous to settle my affairs in my lifetime with a view of preventing disputes after my death and having full confidence in the persons aftermentioned for executing the Trust herein after reposed in them . . . John Thom Manufacturer John Smith Builder Alexander Gordon Advocate and my sons Francis Clerihew Advocate and George Clerihew Doctor in Medicine All in Aberdeen . . . SIXTH As each of my Sons received Bursaries at Marischal College vizt Francis Eight pounds yearly for four years or Thirty two pounds George Fifteen pounds yearly for four years or Sixty pounds William Ten pounds yearly for four years or Forty pounds and Alexander Five pounds yearly for three years or Fifteen pounds I hereby Appoint my said Trustees to retain from each of my said sons out of the shares of my subjects falling to them in consequence of these presents the Sums respectively above mentioned received by them as aforesaid which sums along with as much more to be taken from my funds generally as will make up the sum of One hundred and fifty pounds sterling I hereby desire and require my said Trustees to pay over free of all Legacy-tax Expence or deductions to the Principal and Professors of Marischal College as Trustees to be by them laid out and disposed of for the

* The trustees nominated in Dr. Scott's testament paid the sum of £450 on account of each of the foundations. The funds for the former bursary are under the charge of the patron, and yield a bursary of £22 or thereby, tenable for four years; those of the latter are administered by the Senatus, and yield a bursary of £16 or thereby, also tenable for four years (*Calendar*, for 1889-90).

purpose of founding a Bursary in said College the Interest or Annual produce thereof shall be given or paid to any student or Competitor who shall be found on Competition to be entitled thereto the said Principal and Professors being entitled to place such Bursary in such order as its amount compared with other Bursaries open at the time may entitle it to It being expressly declared that no higher fees shall be chargeable at any time hereafter against the person found entitled to and holding the said Bursary than are exigible at the time when the said sum of One hundred and fifty Pounds shall be so paid over to the said Principal and Professors . . .

In Witness whereof I have subscribed these presents . . . at Aberdeen the Third day of February in the year one thousand eight hundred and thirty two . . .

[Signed] George Clerihew

From the original deed in the Office of the Sheriff Clerk of Aberdeenshire, in which it was registered 20th January, 1860.*

CXXXIII.

King William IV. founds a Chair of Church History, endowing the same with an annual grant of £50. 23rd February, 1833.†

WILLIAM R.

William the Fourth, by the grace of God, of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith, &c., To Our trusty and well-beloved the Rector, Principal, Professors, and Masters of Our University of Marischal College, Aberdeen, and to

* Mr. Clerihew died 25th September, 1859. The fund is administered by the Senatus, a bursary of the value of £4 10s. or thereby being awarded every fourth year (*Calendar*, 1889-90).

† "A Professorship of Church History has been long established in all the Universities except those of Aberdeen. We strongly recommend that such a professorship should also be established at Aberdeen" (Report of Commissioners of 1826-30, published in 1831, p. 48). By Act of General Assembly, 1833, ix., "Every student, on applying to be taken on trials, shall produce certificates of having regularly attended the Classes of Church History and Hebrew, during two of the Sessions which he claims to be considered as Sessions of regular attendance at the Divinity Hall".

all others whom it may concern, greeting: Whereas We, taking into Our Royal consideration, that it would be for the public advantage, that a Professor of Church History should be appointed in Our University of Marischal College, Aberdeen, and being desirous of giving all suitable encouragement to Public Seminaries of Learning, have deemed it proper to erect a Professorship in the said College, under the name of "The Professorship of Church History". And We being well informed of the abilities and good endowments of Doctor Daniel Dewar, now Principal of the said Marischal College, for the discharge of the duties of the aforesaid Office of Professor of Church History, have nominated, presented, and appointed, like as We by these presents nominate, present and appoint the said Doctor Daniel Dewar, to be Professor of Church History in the said Marischal College of Aberdeen, during all the days of his life, or till the suppression of such Professorship by any Act of Parliament to be hereafter passed, giving and granting unto him the said Doctor Daniel Dewar, a salary of Fifty Pounds sterling by the year, together with all rights and privileges of a Professor of Church History, or which may be competent to any other Professor or Teacher within Our said University, but providing and declaring, that in the event of the Union or consolidation of the said Marischal College University with the University of King's College at Aberdeen, by virtue of any Act of Parliament to be hereafter passed, it shall not be competent to the said Doctor Daniel Dewar to found upon this appointment any objection either to the said Union, or the possible suppression of the Professorship hereby created; and We hereby require the Rector, Principal, Dean, and other Professors and Masters in Our said University, to admit and receive the said Doctor Daniel Dewar as Professor of Church History in the said Marischal College and University.

Given at Our Court at Saint James's, the twenty-third day of February, One thousand eight hundred and thirty-three, in the third year of Our Reign.

By His Majesty's Command,

[Signed] MELBOURNE.

From the copy entered in the "Register of Presentationes".

CXXXIV.

The Treasury grant £15,000 towards the rebuilding of Marischal College. 28th June, 1834.

Treasury Chambers,
28th *June*, 1834.

To the Rector, Dean of Faculty, Principal and Professors of the Marischal College, Aberdeen.

Gentlemen,

The Lords Commissioners of His Majesty's Treasury having had under their consideration your Memorial relative to rebuilding the Marischal College at Aberdeen, wherein you state that you will be prepared to undertake with the sum of £15,000 granted by the Crown in the year 1826,* and the Interest which has accrued thereon, and the additions thereto which you confidently expect to raise by subscription, to erect new Buildings containing the requisite accommodations not inferior in extent to those in the sketches of Mr Reid, Master of His Majesty's Works in Scotland, and subject to the approbation of their Lordships as to the Plan and Site, and that you will give such Guarantee as may be satisfactory to their Lordships for executing the undertaking within five years: I am commanded to acquaint you that my Lords will be prepared to direct the issue of the said sum to the Chancellor of the Marischal College, the Rector of the Marischal College, the Member for the City of Aberdeen, the Lord Provost and the Dean of Guild of Aberdeen for the time being, to be expended in repairing and rebuilding the College upon their satisfying my Lords that they are in a condition to complete the requisite Buildings within the time and in the manner referred to.

I am, &c.,

[Signed] C. Wood.

From the entry in the College *Minutes* for 5th July.

* The grant referred to was in the following terms:—

"G. R.

"Trusty and well-beloved, we greet you well.—WHEREAS the Commissioners of our Treasury have laid before us applications made to them respecting the ruinous and dilapidated state of certain of our Universities, in that part of our United Kingdom called

Scotland, and we being graciously pleased, of our Royal grace and favour, and for the promotion of learning and science, to appropriate a part of our hereditary revenue for the purpose of their support, We do hereby will and require you to issue your warrant or warrants to the Receiver-General of our Land Rents and Casualties in Scotland, for paying to Sir Henry Jardine, our Remembrancer in our Court of Exchequer there, the sum of £30,000, to be applied for the purpose aforesaid: the said sum to be placed by the said Sir Henry Jardine in any of the public Banks in Edinburgh, at accruing interest, subject to such directions as you shall give from time to time respecting the same.—But it is our Royal will and pleasure that you do wait the result of certain inquiries, now going on by direction of the Lords Commissioners of our Treasury, respecting the state of the said Universities, in order that they may determine what part of the said sum ought to be assigned to each of the Universities whose Buildings are in a dilapidated state: and when the same is done, and the result signified to you, you are hereby required to issue such directions as may be necessary; authorising and empowering the said Sir Henry Jardine to pay such sum or sums for the purpose of repairing the Buildings of the said Universities, or re-building such part of them, as may be necessary, according to the plans and estimates to be submitted to, and approved by, our Lords Commissioners of our Treasury—the said Sir Henry Jardine being accountable to you for the said sum of £30,000 so to be paid to him, with the accruing interest thereon: And these presents shall be to you, and all others concerned, for paying and accounting for the said sum, a sufficient warrant.

"Given, &c., this 11th December, 1826, in the seventh year of our reign. By his Majesty's command,

(Signed) "LOWTHER.
"G. C. H. SOMERSET.
"MOUNTCHARLES.

"To the LORD CHIEF BARON,
And the rest of the Barons of our Court of Exchequer
in Scotland."

NOTE ON COLLEGE BUILDINGS OF 1836-45.*

"The great increase of the regular classes from 1805 to 1815 rendered the necessity for new apartments for teaching obvious. In 1818 plans of two large classrooms, to be erected on the slope next the N. or Observatory Wing, were procured from Mr. John Smith, Architect, but nothing was done in consequence, and the plans had been mislaid or lost on enquiring for them in 1824.

"About the same time, 1818, Government dismantled the Barracks of furniture and offered them for sale. The College made an application to their Chancellor for these buildings, of which the site is by far the best about Aberdeen, but it is understood that an answer was returned which prevented all further requests. And the town of Aberdeen, having made in 1794 a present of the site to Government on condition of Barracks being erected, now naturally interfered to prevent a sale, which was never attempted again.

"In the meantime the great extension of the City of Aberdeen, and the erection of the Public Rooms, and of many other buildings, left the edifice of Marischal College

* *Cf.* pp. 87, 118, 223, 231, 304, 353, 425, 450. The substance of the present Note is condensed from Prof. Knight's MS. *Collections*, Vols. iii. and vii.

in the background completely as to appearance,* although it was kept in as good repair as it admitted of.

1824.

"In the spring of 1824 King's College obtained a grant of £2000 from the Scottish Exchequer, after many years' application, and began to raise subscriptions to repair their buildings, which had been long in a neglected and dilapidated state.

"*July* 2 (*Minute Book*). Committee of Dr. Davidson, Dr. Skene, Dr. Knight, and Mr. Cruickshank appointed to manage everything respecting the proposed New Buildings for Marischal College, to obtain surveys and plans from two architects, draw memorials, &c.—in short, to be a standing Committee.

"*July* 22. Mr. John Smith and Mr. Archibald Simpson after surveying the old buildings minutely gave a report on their state, equivalent to condemning them, so that the Committee determined to proceed only on the idea of new buildings *in toto*. [Report given in *Collections*.] The architects at the same time drew a plan of the buildings.†

"*July* 28. Draft of a Memorial respecting them, made by Dr. Knight, considered and approved. [Memorial given in *Collections*.] Copies of it transmitted to the Chancellor, Lord Huntly; the Rector, Mr. Hume; and the Provost, Mr. Brown: from all favourable answers were received. That to the Provost was ordered to be engrossed in the Council Minutes, and the plan was generally approved of. [*T. C. R.*, lxxi. 65, 69, 79.]

"*Sept.* 10. The Chancellor attended a meeting of the University in the Great Hall, and went over the whole of the buildings, expressing his ardent wish to do everything in his power towards a new building. The draft of a petition to the Treasury was presented that day, was subsequently altered, and finally transmitted, Nov. 24.

"*Sept.* 25. James Young, Surveyor, inspected the buildings and sent a letter to Dr. Skene entirely agreeing to the Report of Messrs. Smith and Simpson in July. Mr. Young's letter and the architects' reports were transmitted to the Treasury with the College petition and memorials. The Album was inspected for the last fifty years, and a list of persons from whom contributions might be expected was made.

"The Committee was now empowered by the Faculty to obtain plans and estimates for new buildings. These Mr. J. Smith declined to furnish; Mr. Simpson made a set of designs and gave an estimate, in making which he was necessarily controlled by the nature of the accommodation required. A memorandum about this was drawn up so early as July. The Committee considered that they had no power to choose any site but the present one. The things insisted on, as a guide to the architect, were:—

"That the new buildings should be in insulated portions; the classrooms to be separated from the central building containing the Great Hall and Library; tbe Medical classes to be still more insulated.

* [Three different views of the old building are to be found in Wilson's *Historical Account and Delineation of Aberdeen*, 1822; the Bannatyne Club edition of Spalding's *History of the Troubles*, 1828; and Stuart's *Essays chiefly on Scottish Antiquities*, 1846. A fourth, from an oil painting in the possession of the University (made by Mr. Auld in 1840, when the building was partly pulled down), will be given in the second volume of the present work.]

† "Mr. Smith only drew a plan of the old buildings. In 1834 he was paid £12 for inspecting, reporting, and making plans of the College and ground adjacent. In 1828, £50 paid by the College for plans to Mr. Simpson's Trustees."

"The Architecture Grecian, preserving one story externally throughout, to accompany an Ionic portico; but in the interior divisible, where necessary, into two stories, the upper one to be lighted from above.

"The principal classrooms to have accommodation for about 140 or 150: each to have a closet adjoining for the Professor. All on the ground floor, with the exception of the Natural Philosophy. The apartments to be of such size and form as to be adapted for good hearing.

1825.

"Mr. Simpson drew a fine set of plans on these ideas, which were ready by April, 1825, and united a simple architecture with elegance and economy. I showed part of them to the Earl of Aberdeen, when visiting at Haddo House in August; and he approved of them. This set of drawings was afterwards destroyed by the fire in Mr. Simpson's house in February, 1828. He also gave a gross estimate in the following terms:—

Centre building 150 feet long by 50 wide 60 high = 450,000 cubic ft. at 6d.	£11,250
Two side buildings, each 80 × 40 × 40	6400
Medical classrooms at end of the yard	1500
Allowance for	2000
	£21,150

"The idea of insulating the buildings, so useful in case of fire, it became afterwards necessary to give up, from the want of space.

"*Oct.* 8. Letter from Mr. Herries, Secretary to the Treasury, to the Marquis of Huntly, mentioning that they had remitted to the Barons of the Scottish Exchequer to report on the College Petition.

"*Nov.* Mr. Hume then in Aberdeen gave a copy of the Treasury Minute on the subject, which was undated [its date was about July 20th], and to this effect:—

"My Lords concur in rebuilding rather than repairing. They account it a case in which a grant of public money may be recommended in addition to private subscription. They remit to the Barons as to the Claim of the College to be maintained under the Act of Union. They require some further information as to the course of education, number of students, &c., and whether the time for giving the lectures, limited as it now is to a few months in the year, is sufficient to render the College so useful as it might be, if the time were more extended and the accommodation for the classes increased under the new plan.

"*Nov.* 19. Letter from Sir Henry Jardine, King's Remembrancer in Exchequer, to Principal Brown, with specific queries as to lectures, attendance, &c. Full information was sent in a few days.

1826.

"*January.* The plans and estimate had now been sent to the Treasury.

"*February.* Copies of them, and all the original designs by Mr. Simpson, were unfortunately lost in the great fire which consumed the house in Union Street in which he lived, and whence nothing was saved.

"*April* 3. Account of proceedings respecting the proposed buildings, memorial, &c., sent to Sir James M'Grigor, now Rector of the University.

"*June* 9. Dr. Ruddiman of London bequeathed £100 towards the buildings. He died in 1828.*

* *Supra*, p. 459.

"*July* 10. Sir James M'Grigor, having applied frequently at the Treasury, at last got a letter from Mr. Herries to this effect: That the subject had been 'under serious consideration'; that the Lords of the Treasury 'do not feel that any steps can be taken by them until it shall have been previously ascertained how far the Union of the Universities at Aberdeen in one establishment may be practicable'. They delay until the Commission of Visitation about to be issued enquire into this. Lord Liverpool and the Chancellor of the Exchequer (Mr. Robinson) think a union might be highly conducive to the interests of education, &c. The letter ends with a promise of no detriment to existing institutions.

"*July* 23. The Commission of Visitation dated at Carleton House.

"*Aug.* 31. Commenced their sittings at Edinburgh.

"*Sept.* 13. The plans returned by the Treasury in order to be laid before the Commission.

"Thus after two years of activity the appointment of the Royal Commission led to a repose of nine long years, during which nothing effective was accomplished, and all was doubtful.

1827.

"*May* 26. New petition to the Lords of the Treasury ordered to be forwarded to the Rector, the Chancellor being on the Continent.

"*Sept.* 20. All the Commissioners visiting the College this day inspected the whole of the edifice, the College Church, &c. They examined the architects shortly, and returned the plans which had been placed in their hands by the Treasury. Next day Lord Aberdeen told me that with regard to our buildings there could be no difference of opinion, the present being totally ineffective. This was of his own accord, on my meeting him and the Solicitor General accidentally in Union Street.

"Time crept on; nothing could be done; the Treasury would do nothing but remit to the Commission, and the latter give no report to the King.

"The College thus awkwardly situated for some years. Mr. Farquhar,* too, had died, and his will became the subject of litigation and much talk—finally adjudged by a most unfair sentence of Sir John Nicholl in Doctors' Commons, from which none of the Scots Universities appealed from the nature of the English Ecclesiastical Courts.

"Then the constant buz of uniting King's and Marischal Colleges, confidently stated to be the intention of the Commissioners of Visitation, furnished a drawback against taking any active measures. The only inference now to be made is that had it not been for the Commission of Visitation Marischal College would have had new buildings in 1826 or 1827.

"St. Andrews, through Lord Melville, was more fortunate; money was advanced from the Scottish Exchequer, and new buildings begun in 1829.

"The Exchequer had before this appropriated funds for Marischal College [? Not so specially destined. See above, p. 502, note]. Till a return to the House of Commons in 1831 before the dissolution of their Court appeared in the newspapers, the members of Marischal College had no knowledge of this grant of 1826; nor would they have known yet, had it not been for the fortunate breaking up of the most useless Scottish Exchequer.

* *Supra*, p. 485. "Joseph Hume applied to Farquhar and found him disposed 'to promote the interest and add to the character of the University'. Afterwards Hume wrote: 'In this I have been disappointed, as I have not yet been able to learn his sentiments and intention'."

"Principal Brown died 11th May, 1830, and the minister Peel refusing to appoint a successor till the Commission Report should be given, this opposed another obstacle; and the more when that Report was published in 1831, warmly recommending a union and the seat of the United College to be in Old Aberdeen. When Dr. Dewar had been admitted Principal, 12th April, 1832, he and two of his colleagues intriguing much for a union, the subject of new buildings was resumed.

1833.

"*April* 11. A new memorial to the Treasury recorded.

"*May* 18. Mr. Bannerman, M.P. for Aberdeen, wrote that of the grant of £30,000 from the Crown revenues of Scotland St. Andrews had got and expended £13,275, leaving a balance of £16,725 without including interest; also that the Lord Advocate, Jeffrey, had intentions of getting two or three Commissioners sent to Aberdeen to report on the union of the Colleges; and that the Chancellor, Brougham, when he spoke of the Commission Report as having been referred to 'competent persons' to digest and report upon it, spoke of 'imaginary beings'.

"*September*. It was given out that Mr. B. had *carte blanche* to settle about a union himself, nor did his own language lead to any other impression. He got plans of union from various quarters, but soon found all impracticable.

1834.

"At last after ten years something was done.

"*Feb.* 27. Mr. Reid, King's architect for Scotland, arrives in Aberdeen—sent by order of the Treasury to draw plans and report. He remains two days, visits King's, and has the use of the plans of 1825.

"*Apr.* 14. His plan sent, and we approve it on the 15th. Grecian, three stories, but no elevation made. Much taken from Mr. Simpson's plans of 1825. [Mr. Reid's Report printed in King's College, *Statement of Proceedings*, 1835, pp. 5-12.]

"*May* 25. Long letter from Mr. B. to me. Mr. Reid had sent his plan and estimates to London: estimate for Marischal College, £35,000; for King's additions, £5000. St. Andrews was applying for the whole of the balance of the grant of 1826 through Lord Melville, Andrew Johnston, M.P., and Dr. Cook. The Treasury had 'found no minute of our former applications'.

"*June* 16. Mr. B.'s letter to the Principal and Professors stating that the Treasury would grant warrant for between £18,000 and £19,000 should the College offer to guarantee a building equal in accommodation to that in Reid's plans to be erected in five years. Accepted: petition to Treasury drawn up and transmitted to-day.

"*July* 4. Mr. B. transmits the Treasury warrant [printed above]. He writes that St. Andrews had got £15,130; so that our petition was for £2000 or £3000 more than mentioned above. There is a hiatus of money not accounted for. Two years more elapsed (till Aug. 1, 1836) before the money was paid.

"Their Lordships termed the prayer of the College memorial of June 16 'liberal,' and considered it quite unnecessary that the King's architect should be employed. This was a very considerable boon; for Mr. R. Reid, who held that office, was a dull, staid personage, who had acquired much discredit by the plans for the new Custom House of Leith and his repairs at St. Andrews. The latter turned out a great failure. The new building contains four huge classrooms, for which there are very few students.

"*Aug.* 8. Mr. Bannerman, Lord Rector, at the meeting to-day. Mr. Simpson attended and gave details, but required another week before he could present his design. He had previously (July 12) given an estimate for Mr. Reid's plans at £28,800 (Reid's being £35,000), but considered 'that by adopting a different arrangement and less exterior ornament the same extent of accommodation may be obtained for £25,200'. He now gave in estimates for two sites—the old one and one stretching across the valley of the Denburn from the west end of Belmont Street, occupied at present by buildings of little value.

"*Aug.* 15. Mr. S. attended with his designs—a Gothic for the present site, a Grecian for the Belmont Street one. In a few days Mr. Giles, painter, made a handsome design in bistre for the latter as it would appear if viewed from Union Bridge. There was a dome with pillars, and the situation was tempting. But the greater space of the present area, the seclusion from noise, its being the ancient site of the College, above all, the fact that it was ours, and that the other would have to be purchased after interruptions and difficulties which might extend over many years, were arguments not to be overcome.* A third site was the area to the S. of the Denburn bridge, extending to Crown Street: great substructions requisite, a bad neighbourhood, and noise from Union Street. A fourth was the area of the Castlehill, including the Barracks and the houses extending to the E. side of Castle Street.

"*Aug.* 26. The Duke of Gordon sent a handsome letter.

"'Gordon Castle, 24*th August*, 1834.

"'I have come to the resolution of following a father's example, who, as Chancellor of King's College, subscribed five hundred pounds for carrying on the repairs of it. I do hope that our buildings will be useful and convenient, and also elegant and ornamental; and I trust the subscriptions will be liberal from both town and country, that we may show to the world that we are not undeserving of the public aid that Government has granted us.'

"Next day the first advertisement soliciting subscriptions appeared.

"*Sept.* 26. By this date the subscriptions amounted to £4000.

[The individual subscriptions numbered about a thousand; the total amount received was £8103 18s. 7d. A few of the names may be given:—

City of Aberdeen			£1050	0	0
Duke of Gordon, Chancellor of the University			500	0	0
John Abercrombie, M.D.,	Rector,	1835,-36	100	0	0
J. C. Colquhoun, M.P.,	do.	1839	20	0	0
Alex. Bannerman, M.P.,	do.	1834	50	0	0
Sir Michael Bruce, M.P.,	do.	1832	26	5	0
Earl of Errol,	do.	1831	25	0	0
Sir James M'Gregor, Bart.,	do.	1826,-27,-41	21	0	0
Provost Blaikie,	Dean of Faculty,	1834 to 1836	31	10	0
Duncan Davidson of Tillychetly,	do.	1827 to 1833	50	0	0
Alexander Thomson of Banchory,	do.	1826	50	0	0
Hugh Lumsden of Pitcaple,	do.	1819 to 1825	31	10	0
Principal Dewar			50	0	0

* [Some account of Mr. Simpson and of his alternative designs will be found in *The Selected Writings of John Ramsay;* Aberdeen, 1871.]

Professors Black, Brown, Cruickshank, Davidson, Glennie, Knight, and Skene—£50 each	£350	0	0
Professors Clark and Maclean—£25 each	50	0	0
Professor Kidd	20	0	0
Assist.-Prof. Macrobin	25	0	0
Francis Edmond, College Procurator	15	0	0
George Pirie, College Sacrist	5	5	0
James Diack, College Porter	5	5	0
Bajans of Session 1834-35	15	4	0
Semis do. do.	21	2	0
Tertians do. do.	25	2	6
Magistrands do. do.	28	7	0
Divinity Students do.	10	10	0
William Chalmers, Student, his bursary	40	0	0
John F. Cruickshank, do. do.	48	0	0
James Webster, do. do.	40	0	0
Aberdeen Banking Co.	105	0	0
Baker Trade	25	0	0
Flesher Trade	10	0	0
Hammermen Trade	31	10	0
Neil Arnott, M.D., London	20	0	0
William Carnegie, Town Clerk	26	5	0
Rev. Dr. Crombie of Phesdo	50	0	0
Rt. Hon. Edward Ellice, War Secretary	52	10	0
Mrs. Filmer, Bath	50	0	0
Sir John Forbes of Craigievar	30	0	0
Lord Forbes	50	0	0
Andrew Gammel of Countesswells	50	0	0
John Garioch of Heathcot	100	0	0
Alexander Irvine of Drum	50	0	0
James Kinloch, London	52	10	0
Earl of Kintore	105	0	0
John Temple Leader, London	100	0	0
James Melvin, LL.D., Rector of Grammar School	21	0	0
Rev. Dr. Morison, Banchory-Devenick	50	0	0
Andrew Skene, Advocate, Edinburgh	100	0	0
Mrs. Thomson, Sen., of Banchory	42	0	0
Alexander Webster, Advocate, Aberdeen	50	0	0]

1835.

"*Apr.* 6. Arrangements made for personal applications in Aberdeen: Dr. Cruickshank to act as Collector—an office Provost Blaikie expressed a wish of his son holding, with a salary; but certain of being foiled, he did not bring this forward. This personal solicitation was gradually postponed till the Colleges Union Bill* introduced into Parliament made it be dropped for upwards of a year.

* [*A Bill for Uniting King's College and University of Old Aberdeen and Marischal College and University of Aberdeen into One University and College:* prepared and brought in by Mr. Bannerman and Mr. Oswald (M.P. for Glasgow). Ordered to be printed 22nd June, 1835.]

"*July.* That Bill now in full blow all this month, till it was withdrawn amid the dislike of all parties. Meetings of subscribers to the new buildings publish resolutions not to pay should it pass into an Act, on the ground that it formed a kind of College quite different from the one they contributed to.

"*Aug.* 7. King's College published their *Statement.** After finding that Marischal College had got the grant of last year, they had sent a Memorial to the Treasury (Oct. 13, 1834), and a second one six months afterwards (Apr. 21, 1835). Both papers present concealment of facts; the answer to the first was given in April, 1835, 'that no fund exists for a grant to King's College, the late Board of Treasury last year having made a grant of the whole sum at their disposal, to the Marischal College'. The answer to the second Memorial was that 'immediate attention should be paid to it'. The bad spirit to Marischal College exhibited in these Memorials defeated its end. They complain of the want of 'ordinary courtesy' as if not consulted with about the plans of the Medical School, while they dilate on the injustice of attaching that School to Marischal College.

"*Nov.* The subscriptions had been greatly stopped this year by the agitation of the Bannerman Bill. By the end of 1834 they amounted to nearly £5000. This year (Nov. 6) they had only increased to £5809 18s., of which but £2079 18s. had been paid. A disheartening circumstance; and Mr. B. and his party were at last awakened to their loss of political influence, from the great odium excited by his Bill; and as the Ministry announced their intention of bringing in a Bill to regulate the Universities of Scotland, it required little foresight to perceive that as this might also be lost, there might arise new delays in the buildings of Marischal College.

"*Nov.* 2. A visit from the Lord Advocate (J. A. Murray) was announced, and on Saturday the 7th he came to the College, and made a rigmarole speech about economy, the uncertainty of obtaining the money of the grant, and the great value of the labours of the late Commission of Visitation. 'His Lordship before leaving inspected the buildings,' *i.e.*, ran over them, for it was 2 o'clock and he was in a hurry to go to King's College to make the same speech.

"*Dec.* 15. As if the Lord Advocate's opinions and the anticipation of a new Bill had not been sufficiently disheartening to the friends of Marischal College, there arises to-day a new hubbub: Mr. Bannerman sending a letter stating that the plan of the Visitation Commission for abolishing the College by adding it to King's would be followed. There is a stir in town. Provost Blaikie summons a meeting of Town Council on the 18th, and sounds the alarm. On the 19th the College authorises co-operation with them and other public bodies to oppose.

"*Dec.* 23. The Lord Advocate sends a chiding letter to the Provost denying *in toto* that any idea of suppressing Marischal College was in contemplation.

"The transactions of this year show how useful proved the failure of the Bannerman Bill, and the subsequent discouragement; different parties became convinced that steps should be taken to get possession of the money granted in 1834.

1836.

"*Jan.* 2. Mr. Simpson's plans and sketches, made in August, 1834, are now resuscitated, re-examined, shown to the Medical Lecturers, and approved.

* [*A Statement of the Proceedings of the University and King's College of Aberdeen respecting the Royal Grant to the Scottish Universities and the Bill recently before Parliament for the Union of King's and Marischal Colleges.* Aberd., 1835. Pp. 52.]

"*Jan.* 25. The town of Aberdeen, having seen the approved plan, engage to guarantee the whole security required by the Treasury, provided the subscriptions are paid over to the parties to whom the Government grant of £15,000 is made payable, and that the College gives consent to pledge £2000, of which £500 to be guaranteed from the City Treasury, £500 from individual subscriptions, and £1000 from College Funds. The College accepts, and pledges the Locarium or Building Fund for £300, and the Library and Nat. Phil. Fund for £700.

"*Jan.* 30. Mr. Simpson has two sets of plans, both having the same Gothic front, contrived as economically as possible, consistently with harmony of proportion and elegance of design. The Grecian front and portico of 1825 obliged to be given up as too costly. The two plans differ only in the arrangement of two classes and in the length of the wings. Both are sanctioned and transmitted to London to-day, with the guarantees.

"*Feb.* 22. Plans sent back, with a request to the College to select one of them, and to send an estimate of its expense of execution.

"*Feb.* 27. One is selected and signed, with Mr. Simpson's estimate of £26,565.

"*Apr.* 1. Treasury minute of 23rd March came approving plan, and promising to pay the £15,000 as soon as they were satisfied that £6000 were paid up; promising, on the £21,000 being expended, to pay the 'accrued interest' on the same. Time for completing, 27th June, 1841.

"Still awkward or untoward circumstances came forward. When the subscriptions had stopped last year from the Bannerman Bill, Provost Blaikie had said in the Town Council that those who refused to pay would be prosecuted. This gave rise to public discussion and irritation.

"*June.* In the meantime a second Bill * had, after long preparation, been brought into Parliament by the Prime Minister. An excitement, at least equal to that of last year, arose against it, and the same effect of stopping the subscriptions was produced. The delays of the Treasury, the vexations and meetings of all kinds about the Colleges Bill till it was withdrawn in the House of Lords, the quarrel in the newspapers between the Professors of King's College and their Chancellor, Lord Aberdeen, the agitation of the Aberdeen Schools Bill, which was defeated in Committee—all tended to make it appear somewhat uncertain whether the grant of 1834 would be now paid.

"*Aug.* 1. But it now was. An order for £15,000 from the Remembrancer of the Scottish Exchequer was to-day paid at the Aberdeen Bank.

"*Aug.* 2. Mr. Simpson had been preparing working plans since March. Advertisements had been published for some weeks past for contractors to execute the work. Eighteen offers for parts of the whole were opened this evening at the Town House, and Alexander Rainnie declared contractor for the whole for the sum of £21,420, the largest sum ever contracted for in Aberdeen.

[Contract dated Sept. 9: recorded in Burgh Court Books Feb. 1 thereafter.]

"*Sept.* 9. The old buildings given up to the contractor, 'with the exception of the glass cases and other movable presses and furniture, including shelves in and about the same, and also with the exception of the cupolas and frames of the present Observatory and other fixtures therein connected in any respect with the instruments within the

* [*A Bill for the Visitation and Regulation of the Universities of Scotland,* presented by the Lord Melbourne. Ordered to be printed 6th June, 1836.]

same, and of the cupola and bell, inscription stones on the walls, and the chimney frame of the hall, all which they specially reserve and retain '.

"After several proposals it was arranged that the foundation ceremony take place on Tuesday, 18th October. The Duke of Richmond [now Chancellor] engaged to attend, and a committee of gentlemen of all parties was formed to arrange about a dinner and procession. A foundation stone presented, on which Provost Blaikie's name was to be inscribed, and he, assisted by the Masonic bodies, was to preside at laying the stone. All was postponed for a year by the Provost's death, which happened suddenly on Monday, October 3rd, as he was passing the threshold of the Town House; the disease an overloading of the heart with fat; age 51. Dying in office, there was a public funeral on the 11th, a meeting in the County Rooms on the 14th for a monument (which became a statue placed in the vestibule of the East Church), a funeral sermon on the 16th.

1837.

"The public celebration was not revived till autumn of next year. The Masonic and other public bodies, who had been disappointed of using the paraphernalia, which they had purchased last year, began to move in it about August; the Professors could have no objection.

"*Sept.* 25. 18th October fixed on, with approval of the Duke.

"*Oct.* 2. All subscribers invited to join the procession.

"*Oct.* 5. The inscription to be inscribed on a brass plate to be placed in the foundation stone, agreed to:—

ANNVENTE SVMMO NVMINE
REGNANTE VICTORIA I.
QVVM AEDES COLLEGII ET ACADEMIAE MARISCHALLANAE
ABERDONENSIS
IAM DIV INCOMMODAE
VETVSTATE TANDEM LABERENTVR
NOVI HVIVS AEDIFICII
ET AD VSVM ET AD VENVSTATEM APTI
IN QVO LITERARVM ET PHILOSOPHIAE STVDIA
RELIGIONIS PRAESIDIO
AD PROMOVENDAM PIETATEM VIRTVTEM ANIMIQVE CVLTVM
ACCOMMODATA
VIGERENT
PRIMVM LAPIDEM POSVIT
VIR NOBILISSIMVS
CAROLVS RICHMONDIAE ET LEVINIAE DVX
XV. KAL. NOVEMBR.
ANNO SALVTIS HVMANAE M.DCCC.XXX.VII.
PECVNIA IN MAIOREM IMPENSAE PARTEM
OPERA PRAECIPVE ALEXANDRI BANNERMAN
VIRI IN SENATVM BRITANNICVM A CIVIBVS SVIS ABERDONENSIBVS LECTI
EX AERARIO PVBLICO SVBMINISTRATA
COLLATA EA QVAE DEERAT

LIBERALITATE
TAM CONCILII PVBLICI HVIVS VRBIS
QVAM MVLTORVM PRIVATORVM
QVI AVT ACADEMIAE ALVMNI ERANT
AVT BONIS LITERIS FAVEBANT
ACADEMIAE CANCELLARIO VIRO NOBILISSIMO CAROLO RICHMONDIAE
ET LEVINIAE DVCE
RECTORE VIRO HONORATISSIMO IOANNE LYNDHVRSTIAE BARONE
DECANO FACVLTATIS ALEXANDRO BANNERMAN SENATORE BRITANNICO
GYMNASIARCHA DANIELE DEWAR SS.T.D. ET LL.D.
VRBIS PRAEFECTO IACOBO MILNE ARMIGERO
ARCHITECTO ARCHIBALDO SIMPSON ABERDONENSI
OPERIS REDEMTORE ALEXANDRO RAINNIE

"*Oct.* 12. The gentlemen of King's College refuse to walk or to dine gratis, as was offered them on the 2nd.

"A medal was put in hand, Middleton Rettie sending to Birmingham to have it executed. It bore on one side a fine view of the new College 'Founded 1593, rebuilt 1837'; and on the other a short English inscription.

"*Oct.* 18. The ceremony lasted an hour. The clock, not having been wound up, stopped during the speeches, but was set agoing again. The dinner was in the County Hall at five o'clock, and the Hall was crammed. All went on well: forty-three toasts. None of the King's College professors were present but Dr. Jack. The Earl of Aberdeen, their Chancellor, made several ironical and severe remarks in reference to that body.

1838.

"The central pile rose this year to its full elevation, the Tower excepted, of which only the foundations were laid. The roofs of the Hall, Library, and Museum were completed in November.

1839.

"The Arcades in front of the central pile began to be raised to their full height of two stories. And the Central Tower gradually advanced, till at the end of the year it wanted only the range of pannelled stones and the four turrets at the corners. The S. wing was taken down, and the new S. wing so advanced as to be roofed in in November. The old windows were sold at good prices as relics.

1841.

"The Lords of the Treasury, having been satisfied, from an examination by their agent, that the sum of £21,000 had been expended, ordered the accrued interest, amounting to £5853 9s. 2d. to be paid to the same Commissioners, by means of which they were enabled nearly to complete the building."

1844.

[*June* 3. Mr. Simpson reports the completion of the works in terms of the Contract.

July 11. Mr. Rainnie grants to the Commissioners for Rebuilding the College, a Discharge for the full payment of the Contract price; recorded in Burgh Court Books, July 13.

1845.

Nov. 1. The Chancellor, Rector, Dean of Faculty, Principal and Professors, grant a final Discharge to the Commissioners homologating their whole actions and intromissions; recorded same day.

The Commissioners present Dr. Cruickshank with a silver salver "as a testimonial of the sense entertained by the Commissioners of the many important and valuable gratuitous services rendered by him in promoting the rebuilding of the College".

Appended is a brief abstract of the Charge and Discharge :—

CHARGE.	£	s.	d.	DISCHARGE.	£	s.	d.
Government Grant . .	15,000	0	0	Contract Price . . .	21,420	0	0
Accrued Interest . . .	5,853	9	2	Extras	4,545	13	11
Private Subscriptions . .	8,103	18	7	Architect's Commission .	1,282	12	0
Progressive Interest on Bank Account . . .	1,781	11	11	Expenses at laying Foundation Stone	62	16	6
				Miscellaneous Outlays . .	2,608	6	6
				Balance transferred to Locarium fund . . .	819	10	9
	£30,738	19	8		£30,738	19	8

—*Minute Book* of Commissioners in Mar. Coll. Ch. Room.]

CXXXV.

Mrs. Josephine Booth or Launie, by her last will and testament, bequeaths £500 to the Principal and Professors for the maintenance of two bursars. 10*th December*, 1834.

In the fourth place to the Principal and Professors of Marischal College and University of Aberdeen the sum of Five hundred pounds Sterling for the foundation and endowment of two Philosophy Bursaries in that College to be in the gift of my said Trustees and to be bestowed by them on such deserving youth as they shall think proper. Boys of the surname of Booth being always to be preferred if otherwise eligible

From the excerpt transmitted to Professor Cruickshank by Mr. Smith of Glenmillan in his letter of 28th January, 1839 (Mar. Coll. Ch. Room).*

CXXXVI.

Parliament repeals in part the provisions of the Act of 1709 (LXXXVII.). 20*th August*, 1836.

Whereas by an Act passed in the Fifty fourth Year of the Reign of His late Majesty King *George* the Third intituled *An Act to amend the several Acts for the Encouragement of Learning by securing the Copies and Copyright of Printed Books to the Authors of such Books or their Assigns*, it is among other Things enacted that Eleven Copies of every published Book shall be gratuitously delivered to Eleven Public Libraries named in the said Act: And whereas the Provisions of the said Act have in certain respects operated to the Injury of Authors and Publishers, and have in some Cases checked or prevented the Publication of Works of great Utility and Importance, and it is therefore expedient that the said Act should be amended: Be it

* Mr. Smith states that Mrs. Launie died "more than a year ago," and that the Trustees under her will are Bishop Skinner, Charles Winchester, Advocate, Aberdeen, and James Forbes of the Excise Office, Campbeltown, Argyll. The settlement seems to have become the subject of litigation (College *Minutes* for 16th Nov., 1839). The Commissioners of 1858 report (iv. 267) a capital of £574 17s. 6d., and the current *Calendar* gives the bursaries as two of £7 10s. each or thereby.

therefore enacted . . . That so much of the said recited Act as requires that a Copy of every Book which shall be printed and published shall be delivered in manner therein mentioned to the Warehouse Keeper of the Company of Stationers for the use of the Library of *Sion College*, the Libraries of the Four Universities of *Scotland*, and the King's Inn's Library at *Dublin*, shall be and the same is hereby repealed.

II. And be it further enacted, That it shall be lawful for the Lord High Treasurer or for the Commissioners of His Majesty's Treasury, or any Three or more of them, from Time to Time to issue and pay out of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, to the Person or Persons or Body Politic or Corporate, Proprietors or Managers of each of the aforesaid Libraries, Such an annual Sum as may be equal in Value and a Compensation for the Loss which any Such Library may sustain by reason of the said Act being repealed, so far as relates to such Library; such annual Compensation to be ascertained and determined according to the Value of the Books which may have been actually received by each such Library, in such Manner as the Commissioners of His Majesty's Treasury or any Three or more of them shall direct, upon an Average of the Three Years ending the Thirtieth Day of *June* One Thousand eight hundred and thirty six.

III. And be it further enacted, That the Person or Persons or Body Politic or Corporate, Proprietors or Managers of the Library for the use whereof any such Book would have been delivered, shall and they are hereby required to apply the annual Compensation hereby authorised to be made in the Purchase of Books of Literature, Science and the Arts, for the use of and to be kept and preserved in such Library: Provided always, that it shall not be lawful for the said Lord High Treasurer or Commissioners of His Majesty's Treasury to direct the Issue of any Sum of Money for Such annual Compensation until sufficient Proof shall have been adduced before him or them of the Application of the Money last issued to the Purpose aforesaid.

Act 6 and 7 William IV., Cap. 110.*

* The original Bill introduced into Parliament by Mr. Buckingham differed *in toto* from the Act, and proposed to give a definite sum of £3000 to ten of the eleven privileged libraries in lieu of their rights—apportioned thus :—

Oxford and Cambridge—£500 each	£1000
Glasgow, Aberdeen, Edinburgh, and Trinity College, Dublin—£300 each .	1200
St. Andrews, Faculty of Advocates, Sion College, and King's Inn—£200 each	800
	£3000

And to the eleventh (the British Museum taking the place of the Royal Library) to allow such a sum as would purchase a copy of every work printed or engraved within the British Dominions.

The sums assigned to the four Scottish Universities were—St. Andrews £630, Glasgow £707, Aberdeen £320, Edinburgh £575. From the value of the books received, as returned by the Colleges, the Treasury deducted 25 per cent., on the ground that the Colleges could purchase with that discount.

It follows that Aberdeen has received since 1837 some £12,000 less of public money than the average of the sums paid to the four Universities, a grievance that has been recognised by Parliament in Act 52 and 53 Vict., cap. 55 (30th August, 1889), which provides that over and above the average amount of public moneys hitherto received annually by the University of Aberdeen, the said University shall in future "receive an annual sum of £320 for the purchase of books for the Library".

Three Memorials (Jan. 10, 1837; Jan. 16, 1838; Sept. 17, 1838) were presented by Marischal College to the Treasury, praying that one-half of the Compensation Grant might be paid to that University. According to Treasury Minute of July 22, 1839, "My Lords, adverting to the recommendation contained in the Reports of the Royal Commission [of 1836-7] upon Aberdeen University for a Union of the Colleges at Aberdeen, are not prepared to consent to a division of the Fund for the separate use of the two Colleges. . . . The books to be purchased by that money are not for the use of King's College alone, but jointly for the use of Marischal College as forming a part of the University of Aberdeen, and as entitled hitherto and under the decision of the Court of Session in 1738" (*supra*, p. 389).

Four years before the Act of 1836 became law, a Bill of a like character, but restricted in its application to Aberdeen alone, and much more favourable to her interests, not merely was introduced into Parliament by Government, but met with the approval of both Houses.

On 23rd July, 1832, a letter in the following terms was received by the Principals of King's and Marischal Colleges:—

"TREASURY CHAMBERS,
"*20th July*, 1832.

"Gentlemen,—The Lords Commissioners of His Majesty's Treasury, being desirous of ascertaining whether the Learned Bodies over which you preside would be disposed to surrender to the Crown the right which they possess to certain Printed Books, under the Act of Her late Majesty Queen Anne, upon condition of receiving in lieu thereof an annual sum of £400, together with a salary of £50 for a Librarian; I am commanded by their Lordships to request that you will lay this proposition before King's College and Marischal College, and communicate to my Lords their determination thereon.

"I am, Gentlemen,
"Your obed. Servant,
[Signed] "T. SPRING RICE.

"The Revd. the Principals of
"King's College and Marischal College,
"Aberdeen."

The Senatus of King's College at once agreed to accept the terms proposed, on the understanding that all the books to be purchased with the money should be lodged in their library. The Senatus of Marischal College came to the same decision, but "on the express condition of reserving the equality of right belonging to this University under the decision of the Court of Session".

Mr. Spring Rice lost no time in acting upon the replies received, for on Saturday, 28th June, he made a statement on the subject in the House of Commons, and moved for a Committee to sit on Monday.* On the 31st the Committee's report was brought up and leave given to introduce the Bill. Next day it was read a first time and ordered to be printed.

The principal provisions are given below. The preamble is curious, and seemingly irrelevant.

"A Bill to authorise the Purchase of the Rights of Literary Property enjoyed by the King's and Marischal Colleges in Aberdeen.

"Whereas the interchange of Literary Property between the United Kingdom and France would promote the Interests of Literature and Science, and a cordial Intercourse between the two Countries; and it is expedient, for removing impediments to and thereby facilitating such interchange, that the Rights and Privileges in relation to Literary Property now enjoyed by King's College and Marischal College, in Aberdeen, under several Acts passed in the Eighth year of the reign of her Majesty Queen Anne, the Forty-first and Fifty-fourth years of the reign of his Majesty King George the Third respectively, should be purchased, and the same vested in His Majesty, His Heirs and Successors; . . . Be it enacted . . . that the Lord High Treasurer, or Commissioners of the Treasury of the United Kingdom of Great Britain and Ireland, or any Three or more of them for the time being, and the respective Principals of King's College and the Marischal College, in Aberdeen, may and they are hereby respectively empowered to agree for the payment of a Sum of *Five Hundred Pounds*, to be paid out of the Consolidated Fund of the United Kingdom of Great Britain and Ireland, for the Purchase and Sale of all Rights and Privileges in relation to Literary Property now enjoyed by the said King's College and Marischal College, at Aberdeen; . . . and immediately upon the execution of such Agreement as aforesaid, all the Rights and Privileges in relation to Literary Property now enjoyed by the said Colleges respectively, under the said several Acts of Parliament or any or either of them, shall cease and determine, and become vested in His Majesty, His Heirs and Successors, for the purposes of this Act; any thing in the said several Acts or either of them to the contrary notwithstanding.

"Provided always, and it is hereby enacted, that the Money which under the authority of this Act will become payable to the King's College and Marischal College of Aberdeen, shall not be applied to pay any Salary but that of the Librarian, in such proportion as may be fixed in the Agreement to be made by the said Colleges with the Commissioners of the Treasury for the time being; and that the remainder, after paying that Salary, shall be applicable, and shall be wholly applied in the purchase of Literary Works for the use of the Library of the two Colleges."

Aug. 2. The London booksellers and publishers petition against the Bill. The petition concealed the true motive of the opposition, which was that the petitioners knew Government would collect the Books strictly, while the Aberdeen Colleges could not do so for want of funds.

* *Hansard*, 3, xiv. 896.

Aug. 3. Bill is read a second time.

Aug. 4. Passes through Committee.

Aug. 7. Is read a third time in the Commons, and a first time in the Lords.

Aug. 8. Is read a second time, and passes through Committee in the Lords.

Aug. 9. The publishers' petition is laid on the table of the House of Lords.*

Aug. 16. Parliament is prorogued.

Aug. 23. The Treasury sends a letter to the Colleges intimating that "the Legislature has not sanctioned the agreement proposed to you by this Board".

"The offer was indeed made by them to Aberdeen solely from a blunder of supposing that each of the Universities there received a book. This began the correspondence on a project which was too good to have a successful issue. The subject then slept for four years" (Knight).

* *Hansard*, 3, xiv. 1304.

CXXXVII.

James Kinloch, London, by his last will and testament, bequeaths £1000 to the College for the maintenance of three bursars. 29th August, 1836.

I give and bequeath to the several and respective Treasurers or other proper Officers of the four following Charities and Institutions at Aberdeen in North Britain aforesaid who shall be duly and legally authorised to take and receive the same for the benefit of such Charities and Institutions respectively the sum of One thousand Pounds each namely—The Infirmary the Lunatic Asylum the Poor's Hospital and the Marischal College (for three Bursaries)

From the Excerpt transmitted to Professor Cruickshank by Robert Shand, Esq., Advocate, one of the executors, in his letter of 17th December, 1838 (Mar. Coll. Ch. Room).*

CXXXVIII.

Queen Victoria founds a Chair of Humanity. 1st May, 1839.†

Victoria R

Victoria, by the grace of God of the United Kingdom of Great Britain and Ireland, Queen, Defender of the Faith, &c., to all and sundry whom these presents do or may concern: Whereas We considering that it would be of importance in the education of youth, and for the public advantage, that a Regius Professor of Humanity should be appointed in Marischal College in our University of Aberdeen, and being desirous of giving all suitable

* Mr. Shand states that the sum bequeathed is, as directed by the will, to be paid free of legacy duty. The Senatus decline to allow the executors any voice in the administration of the fund (*Minute* for Dec. 22, 1838). The Commissioners of 1858 report (iv. 266) a capital of £1152 11s. 9d.; and the current *Calendar* (1889-90) gives the bursaries as three of £10 each or thereby—open to competition.

† With a Parliamentary grant of £200 per annum. See pp. 185, 269. On June 16, 1826, Mr. James Melvin, who in April preceding had been elected Rector of the Grammar School, was appointed by the Faculty *Lecturer* on Humanity. Previous to this the subject had been taught in a desultory manner by the Regents.

encouragement to public Seminaries of learning, have deemed it proper to erect a Regius Professorship in the said University, under the name of the "Regius Professorship of Humanity," and We being well informed of the abilities and good endowments of John Stuart Blackie Esquire for the discharge of the duties of the aforesaid office, have nominated, presented, and appointed, likeas We by these presents nominate, present, and appoint the said John Stuart Blackie to be Regius Professor of Humanity in Our said Marischal College in Our University of Aberdeen, during all the days of his life, giving and granting to him all rights and privileges which belong to any other Professor in the said University, and requiring hereby the Rector, Principal, Masters and Professors in the said University to admit and receive him, the said John Stuart Blackie, to the peaceable exercise and profession of the said office in the usual form

Given at Our Court at Saint James's, the first day of May, 1839, in the second year of our Reign.

By Her Majesty's Command.

[Signed] J. Russell.

From the copy entered in the "Register of Presentationes".*

* On 2nd July, Mr. Blackie appeared before the Presbytery of Aberdeen and subscribed the Confession of Faith and Formula in terms of the Statute of 1707 (*supra*, p. 386).

In the *Aberdeen Constitutional* for 5th July the following letter appeared:—

"Sir,—If you should report to-morrow what took place at the Presbytery meeting on Tuesday on occasion of my signing the Confession of Faith, I shall feel particularly obliged by your giving my words exactly as I spoke them, which are as given below,

"Your most obedient Servant

"John S. Blackie.

"King Street, Thursday.

"Mr Blackie—'I wish it to be distinctly understood, and I request that the Clerk be ordered to put it on record, that I have subscribed this Confession of Faith not as my private Confession of Faith, nor as a Churchman learned in Theology, but in my public professional capacity, and in reference to University offices and duties merely. I am a warm friend of the Church of Scotland, and I have been accustomed to worship according to the Presbyterian form, and will continue to do so; but I am not sufficiently learned in Theology to be able to decide on many articles of the Confession of Faith.'

"Mr Pirie then said that this should have been stated before signing—and that the Presbytery sitting there had nothing to do with any gentleman's mental reservations;

whereupon Mr Blackie said, 'I have no reservations—I make a public declaration—and I do so for the sake of the Presbytery as well as for the vindication of my own liberty of conscience. If the Presbytery is dissatisfied with my declaration, they are now at liberty to bring an action against me, on my own confession, and eject me. As to the matter of record, if my declaration does not appear on the Presbytery's books, it will appear in the public papers, and that is all I want.' Mr. Pirie said that he did not mean to say that I had any reservations. The Presbytery held unanimously that such explanations could not be put on record, and the matter dropped.

"You will consult your Reporter as to the general accuracy of the account here given. I can warrant what I said. You will see the material matter for me is, that I repudiate anything like mental reservation. I give fair warning to all concerned. I hold that, in law, a non-theological Professor is not subject to the spiritual jurisdiction of the Church. He signs the articles as articles of peace only.

"J. S. B."

The Presbytery met, 12th August, to consider this letter and other statements made public by Mr. Blackie's authority, and "resolved to warn the Senatus Academicus of Marischal College of the circumstances of the case, and to intimate to them that the Presbytery deem it to be their duty, *pro tempore*, to recall the certificate formerly granted to Mr. Blackie, to the effect that he had signed the Confession of Faith in terms of the statute". At a subsequent meeting, on 3rd September, the Presbytery found "that Mr. John Stuart Blackie has not signed the Confession of Faith, as the confession of his faith, in conformity with the terms of the Act of Parliament".

On 30th September Mr. Blackie appeared before the Senatus, and produced his presentation and the certificate of Presbytery; but the Senatus refused to admit him in the meantime, and resolved to submit the case for the opinion of Counsel. The Counsel consulted being of opinion that the memorialists "were not bound in the circumstances to admit Mr. Blackie," a resolution to postpone his admission *sine die* was approved of, 28th October; and Dr. Melvin was appointed to teach the Humanity Classes during the ensuing winter.

A summons of declarator was therefore served upon the members of Senatus at the instance of Mr. Blackie, for the purpose of having it ordained by the Court of Session that he be admitted without delay. The Senatus lodged defences. Lord Ordinary Cunninghame, by interlocutor of 18th February, 1841, "finds the Presbytery not entitled to enter appearance in the present action, and therefore repels the motion of the Presbytery and allows the pursuer and the proper defenders called in the action to complete the Record on the merits". The Presbytery thereafter withdrew the objections, and Mr. Blackie was formally admitted by the Senatus, 3rd July, 1841 (*Summons of Declarator*, J. S. Blackie against Marischal College, 31st Dec., 1839; *Defences*, The Marischal College *in causa* J. S. Blackie, 20th Feb., 1840; Mr. Blackie's letters in *Aberdeen Constitutional*, 5th July; *Aberdeen Journal*, 10th July; *Aberdeen Herald*, 7th Sept., 1839; Interlocutor in *Journal* of 31st March, 1841).

Under the Act 16 and 17 Victoria, cap. 89 (20th August, 1853), it became unnecessary for any Professor not holding a Chair of Theology or Principalship to subscribe the Declaration required by the Act of Queen Anne; the following being substituted:—

"I, A. B., do solemnly and sincerely, in the presence of God, profess, testify and declare, That as Professor of , and in the Discharge of the said Office, I

will never endeavour, directly or indirectly, to teach or inculcate any Opinions opposed to the Divine Authority of the Holy Scriptures, or to the Westminster Confession of Faith as ratified by Law in the Year One thousand six hundred and ninety, and that I will not exercise the Functions of the said office to the Prejudice or Subversion of the Church of Scotland as by Law established, or the Doctrines and Privileges thereof."

The Act further explained the words "Chair of Theology" to mean the Chairs of Divinity, of Church History, of Biblical Criticism, and of Hebrew in any of the Universities, and the Principalships in the same, *except in Marischal College, Aberdeen, and in the United College, St. Andrews.*

By Acts 21 and 22 Vict., cap. 83, § 3 (2nd August, 1858), and 22 and 23 Vict., cap. 24 (13th August, 1859), the Principals of Glasgow, of Aberdeen [United Universities], and of Edinburgh were relieved from the necessity of subscribing the declaration required by the Act of Anne. And as these sheets are passing through the press the last remnant of a theological test has been removed, so far as relates to lay chairs, by the Act 52 and 53 Vict., cap. 55 (30th August, 1889), which repeals the Acts 16 and 17 Vict., cap. 89, and 22 and 23 Vict., cap. 24, in so far as providing "that any person shall make or subscribe the declaration set forth in the second section of the first-named Act".

CXXXIX.

*Queen Victoria founds Chairs of Anatomy and of Surgery. 11th October, 1839.**

Victoria R.

Victoria . . . To all and sundry . . . Whereas We . . . have deemed it proper to erect a Regius Professorship in the said University, under the name of the Regius Professorship of Anatomy; and We, being well informed of the abilities and good endowments of Doctor Allen Thomson . . . do by these present nominate . . . Doctor Allen Thomson to be Regius Professor of Anatomy in our said Marischal College and University of Aberdeen † . . .

Given at Our Court of Saint James's, the eleventh day of October, 1839, in the third year of Our reign.

By Her Majesty's Command.

[Signed] Normanby.

Victoria R.

Victoria . . . To all and sundry . . . Whereas We . . . have deemed it proper to erect a Regius Professorship in the said University under the name of the Regius Professorship of Surgery; and We, being well informed of the abilities and good endowments of Doctor William Pirrie . . . do by these presents nominate . . .

* With Parliamentary grants of £150 and £100 per annum respectively. The grant to the Professor of Chemistry was also increased, in 1840-41, from £33 (*supra*, p. 482) to £210; and that to the Professor of Medicine, in 1842-43, from £43 16s. 8d. (*supra*, pp. 395, 401, 416, 482) to £100.

On Sept. 24, 1802, Dr. Charles Skene (Professor of Medicine, 1823) was appointed by the Faculty *Lecturer* on Anatomy; Nov. 1, 1811, Dr. William Dyce, on Midwifery; Mar. 27, 1818, Dr. George Barclay, on Surgery, and Dr. William Henderson, on Materia Medica. On May 16, 1818, King's and Marischal Colleges agree to combine for the appointment of Medical Lecturers: the Colleges to appoint alternately. Nov. 10, Dr. Alexander Ewing, Physiology; April 9, 1827, Professor Knight (who had voluntarily taught the subject since 1823: resigned in 1840), Botany. The joint arrangement subsisted till 1839, when the Colleges quarrelled, each charging the other with violations of the agreement of 1818. On Sept. 3, Marischal College re-elect Dr. William Henderson their Lecturer on Materia Medica, and appoint Dr. Alexander Harvey Lecturer on Physiology, and Dr. Francis Ogston on Medical Jurisprudence; Sept. 30, Dr. William M'Kinnan, on Comparative Anatomy; Oct. 30, Mr. James Jamieson, L.R.C.S., on Midwifery; April 4, 1840, Mr. John Shier, on Botany. The rise of the Aberdeen Medical School will be more fully dealt with in a subsequent volume.

† Note change of style.

Doctor William Pirrie to be Regius Professor of Surgery in the said Marischal College and University of Aberdeen . . .

Given, &c., *ut supra.*

From the copies entered in the "Register of Presentationes".

CXL.

Dr. William Boxill, by his last will and testament, bequeaths £700 3 per cent. Consols, to found a Mathematical bursary. 16*th July*, 1846.

Extract from the Will of William Boxill formerly of the Island of Barbados in the West Indies—then of Piccadilly—but late of Woburn Square in the County of Middlesex and Kingdom of Great Britain, Esquire, M.D.

"I give and bequeath unto my said Executors the sum of £700 £3 per cent. Consolidated Annuities Upon trust to pay the Dividends and annual income thereof, amounting to the sum of £21, from and immediately after my decease, unto Elizabeth Sherriff or Sherriffs residing in Aberdeen in North Britain, daughter of the late Isabella Sherriff or Sherriffs formerly Isabella Nairne, during the term of her natural life, for her own use and benefit. And from and after her decease, I give the said sum of £700 Consolidated Annuities to the New Town College of Aberdeen as a Mathematical Bursary, the dividends and income thereof to be gained by competition in the usual way, and I direct the said sum of £700 to be transferred to the Treasurer, Trustees, or other Officers of the said College, to be held by them in trust for the purposes aforesaid."

The Will is dated 16th July, 1846, and was proved 30th Novr., 1846, by George Dicken and Saml Miller, two of the Executors named in the Will.

The Testator died the 16th October, 1846.

From the Excerpt transmitted to Principal Dewar by Dr. Samuel Miller, Chelmsford, in his letter of 6th May, 1847.* (Mar. Coll. Ch. Room.)

* See also *Minutes* of June 14 and Sept. 27, 1847. By payment of legacy duty the bequest was reduced to £630. The Commissioners of 1859 (Ordinance No. 39, Aberdeen No. 19) provided that the income of the Boxill foundation should be awarded as a second prize to the graduate in Arts who should take the second best place in the examination for honours in the department of Mathematics (the Simpson—a King's College—prize going to the most distinguished). The current *Calendar* [1889-90] states the income as about £28.

CXLI.

Mrs. Ann Bruce, Widow of Ninian Bruce, Surgeon, Royal Military College, mortifies the sum of £250 for the maintenance of a bursar. 1st *May*, 1849.

16 Portland Place, Brighton,
1st *May*, 1849.

Sir,

On the 28th ult. I paid the sum of Two hundred and fifty pounds into the Bank of Messrs. Barclay, Bevan, Tritton, & Co., to the credit of Marischal College, Aberdeen, on account of the North of England Banking Compy, for the purpose of founding a Bursary in the College. I should wish the Bursary to be for periods of four years in the Classes of Languages and Philosophy; to be given at the usual Competition for such Bursaries, the Bursary to be in the name of Ninian Bruce, and in case of equality of merit the name of Bruce to be preferred. I have no wish whatever to retain the patronage. The Rev. John Keith will explain further particulars to you relative to Miss Cassie.

[Signed] Ann Bruce.

To Dr. Cruickshank,
Marischal College,
Aberdeen.

From the original letter in Mar. Coll. Charter Room.*

CXLII.

The Town Council found a gold medal to be awarded to the best student in the Magistrand Class. 2nd *September*, 1850.

The same day the Clerk laid before the Council a Report by a Committee of their number in reference to Medals being presented annually to the best scholars in the fourth class of Marischal College and in the fourth or fifth class of the Grammar School, of which Report the tenor follows:—

* See *Minutes* of Sept. 7, 1848, and May 8, 1849. The Commissioners of 1876 report (iv. 268) a capital of £312 11s. 9d.; and the current *Calendar* gives the bursary as of the value of £8 10s., or thereby, open to competition.

"Your Committee, in accordance with the remit from the Council of date the 1st of April last, now beg to state that they have considered the proposal then submitted by the Dean of Guild on the above subject, and that they would recommend that the Magistrates and Council should present every year a Gold Medal to the Student in the Fourth Class of Marischal College on his taking his Degree, and a Silver Medal to the regular Student in either the Fourth or the Fifth Class of the Grammar School who shall be reported by the Senatus of the College and the Rector of the Grammar School respectively as having made the greatest proficiency in the various branches of study . . ."

Which Report having been read over to, and considered by, the Council, they approved of the same, and of the recommendation therein contained . . .

From the *Town Council Register*, lxxix. 71.

CXLIII.

Miss Agnes Melvin presents the Library of Dr. James Melvin to Marischal College.* 10*th September*, 1856.

Dr. Cruickshank, Secretary
of Marischal College.

Aberdeen, 10*th September*, 1856.

My dear Sir,

I have now the pleasure of informing you that, as Agent for Miss Melvin, the Sister and Executrix of the late Dr. James Melvin, I have arranged with Mr. John Yeats, as Agent for the Heir at Law, for the presentation to Marischal College of the Library of Dr. Melvin, with the exception of such volumes as have been selected by Miss Melvin and her Brother; and I have farther to inform you that Miss Melvin will be glad to deliver the Books with the Deceased's Library Desk and chair to the Senatus when convenient for them to receive them, as a memorandum of the deep interest her late Brother took in his *Alma Mater* and as an acknowledgment of the marks of respect and kindness which were repeatedly

* See Professor Masson's pleasing sketch of Melvin in *Macmillan's Magazine*, Vol. ix., pp. 230-9.

shewn him, not only by the Senatus but by his students and fellow citizens.

The only condition I would suggest to the gift is that the Library be left separate and preserved generally as a Library of Reference, and that it be distinguished as the Library of James Melvin, LL.D., Rector of the Grammar School of Aberdeen, and Teacher of Humanity in Marischal College.

Yours very truly,

[Signed] Francis Edmond.

Endorsed. While I approve of the foregoing Letter I must express a wish that, as the writer of it had in my opinion been the means of saving the Library for the College, he take a supervision of the Library during his Life.

[Signed] Agnes Melvin.

From the original letter in the Mar. Coll. Charter Room.*

* By a Trust Disposition and Deed of Settlement, executed 8th September, 1875 (registered in Books of Council and Session, 19th November, 1875), Miss Melvin, then Mrs. Dun, provided: "It is my wish that any parts still in my house of the library of my late brother, Doctor James Melvin, which I some time ago presented to Marischal College, shall be delivered by my Executors to the University of Aberdeen after my death, to be placed in the buildings of Marischal College, together with the library desk or table which belonged to him. . . . Lastly, with regard to the residue of my whole estate, I leave and bequeath one half thereof as a fund to be laid out by my Trustees in improving and enlarging the library handed over by me to be placed and retained in the Marischal College buildings as the library of my said late brother, Doctor James Melvin, or in improving the room in which it is at present placed."

Mrs. Dun died 16th September, 1875. In the following year the Senatus obtained an opinion of Counsel favourable to a proposal to remove Dr. Melvin's library to King's College, the seat of the Library of the United Universities. From a discharge, granted 6th March, 1886, by the Senatus to Mrs. Dun's Trustees, it appears that the latter had "expended £163 in rebinding and improving the books, and £193 in providing oak presses for them"; and "towards the expense of a stained glass window in the new library in memory of Dr. James Melvin, and in connection with his library, such a sum as would leave at least £250 for the purchase of additional books to be added to Dr. James Melvin's library (one of the Trustees [Dr. Francis Edmond] having undertaken to supply what farther might be required for payment of the whole expense of the window)". The sum of £250 referred to is kept as "a separate fund for the purchase of books on the Greek and Latin languages and literature". The window is of four lights, three appropriated to representations of George Buchanan, Arthur Johnston, and Thomas Ruddiman, representative Latinists of the sixteenth, seventeenth, and eighteenth centuries; while the

CXLIV.

Alexander Henderson of Caskieben mortifies the sum of £1000 Bank of England Stock for the endowment of a Chair of Medical Logic and Medical Jurisprudence. 26th August, 1857.

I Alexander Henderson of Caskieben, Doctor of Medicine, considering that great part of the errors and imperfections of Medical Science proceeds from ignorance or neglect of the rules of right reasoning, that discredit has been brought on the Medical Profession by the fallacies, inconsistencies, and rash inferences which too often pervade and vitiate the evidence given by Physicians and Surgeons in Commissions of Inquiry and in Courts of Justice, and that a course of instruction in Medical Logic ought to form an essential Branch of Medical Education; considering farther that Medical Logic and Medical Jurisprudence might be advantageously conjoined and made to illustrate each other, and desiring to give effect to these views: I therefore do hereby Give, Grant, and Mortify to the Principal and Professors of the Marischal College and University of Aberdeen the sum of One Thousand Pounds now standing in my name of the Capital Stock of the Bank of England, and I bind and oblige myself and my heirs, executors, and successors to transfer to the name of the Principal and Professors of the said College and University the said amount of Stock of the Bank of England in such due and habile form as may be required by the rules or practice of the said Bank; for the purpose of founding,

fourth is appropriated to the figure of Dr. Melvin, in his robes as Rector of the Grammar School, with, below, a device of a beehive and grapes, and the line—

"Mel-vinum Natura dedit, gaudete Camenæ".

(*The Melvin Memorial Window in the University Library* [Professor Geddes], 1885.)

The present librarian, Mr. Robert Walker, reports that the number of volumes in the Melvin library was originally 6984. "This number was increased by a donation of about 200 volumes, mostly choice editions of classical authors, presented by Dr. Melvin's friend, Dr. Francis Edmond. The Library contains a rare collection of works on the Latin Language and Literature, to which department especially the recent gift by Dr. Edmond has contributed valuable additions. Next to Latin books it is representative in its collection of works on Scottish Literature and Scottish History, Ecclesiastical and Civil. There are also many fine editions of Greek Classics, and a large number of works of the 16th and 17th centuries of a controversial character both in Philosophy and in Theology, mostly in Latin."

establishing and endowing in the said Marischal College and University of Aberdeen, a Professorship of Medical Logic and Medical Jurisprudence; and I do appoint the Principal and Professors of the said College and University to be the Constant Patrons of the said Professorship, and that they shall so soon as conveniently may be after the delivery to them of this Deed of Mortification nominate and appoint Dr. Francis Ogston, Physician in Aberdeen, and at present Lecturer in said College and University on Medical Jurisprudence, to be the first Professor under this Mortification of Medical Logic and Medical Jurisprudence, and that they shall thereafter from time to time as often as a vacancy may happen, nominate and present to the said Professorship a duly qualified individual who shall be of the Medical Profession; declaring that it is my will that not only the appointment of the first Professor to the said Chair of Medical Logic and Medical Jurisprudence and all subsequent appointments from time to time as often as a vacancy shall happen, but also the first and all subsequent admissions to the said Chair shall be vested in the Principal and Professors for the time being of the said Marischal College and University of Aberdeen: And I farther provide and declare that the Chair or Professorship itself shall be placed under such regulations and restrictions as may from time to time seem to the Principal and Professors of the said College and University to be fit and expedient; and I accordingly commit to them full power and authority to make such regulations and restrictions from time to time, but subject always to this condition and qualification that at least two fifth parts of each course shall be in all time coming devoted entirely to the teaching of Medical Logic, and that the remainder only of the course may comprise or be devoted to the subject of Medical Jurisprudence: Declaring further that in case it may appear expedient to the said Principal and Professors at any time to realize and convert into money the said Bank of England Stock, they shall have power to do so, but they shall be bound on receiving payment of the price to invest the same in the purchase of landed property or of Feuduties, or to lend out the same on Heritable Security, so soon as a convenient purchase or investment can be obtained, and till then to lodge the same in one of the Chartered Banks of Scotland for the purposes hereof: And I farther appoint

and declare that the Professor to be nominated, presented and admitted from time to time as aforesaid shall be entitled to the yearly produce of the said Mortification under deduction of the necessary expenses attending the execution and management thereof, and that at two terms in the year, Whitsunday and Martinmas, by equal portions, commencing the payment of the first half-year's Salary at Whitsunday next. . . .

[Signed] Al. Henderson.

From the original deed in the Mar. Coll. Charter Room, "Mortifications for Professorships".*

* On receipt of this deed the Chancellor and Senatus presented a Memorial, 24th October, 1857, to the Queen, craving the Royal Sanction to the admission of the new Professorship. The following is the reply received:—

"Victoria R.

"Victoria by the Grace of God of the United Kingdom of Great Britain and Ireland Queen, Defender of the Faith: To the Chancellor, Dean of Faculty, Principal and Professors of the Marischal College and University of Aberdeen, greeting. Whereas you have by your Memorial humbly represented unto Us, that the Senatus have received a Deed executed by Alexander Henderson of Caskieben, Doctor of Medicine, founding in the University of Aberdeen a Professorship of Medical Logic and Medical Jurisprudence, endowing it with the annual produce of One Thousand Pounds Bank of England Stock, constituting the Senatus Patrons of it, and enjoining them to nominate Doctor Francis Ogston, now Lecturer on Medical Jurisprudence, to be the First Professor. That this Professorship being one of those which are much wanted in the said University, Memorialists are unanimously of opinion that it would be greatly conducive to the credit of the University and to the Interests of Medical Science. That Memorialists have considered it their duty to apply in the first instance for Our Royal Sanction to the admission of this new Professorship into the said University. The Memorialists have therefore humbly prayed that We will be pleased to grant Our Royal Sanction to the admission of the proposed Professorship in terms of the Founder's Deed. Now know ye that We of Our Princely Grace and special favour have given and granted, and do by these Presents give and grant Our Royal Sanction to the admission of the Proposed Professorship in terms of the Founder's Deed.

"Given at Our Court at Saint James's the Thirtieth day of October, 1857, in the Twenty First year of Our Reign.

"By Her Majesty's Command.

[Signed] "G. Grey."

Original in Mar. Coll. Ch. Room.

The Commissioners of 1858 added £75 per annum to the endowments of this Chair (*Report*, p. 9).

CXLV.

Dr. Alexander Kilgour founds a prize of £5 annually for the best Latin and Greek poem alternately. 5th October, 1857.

Aberdeen, *5th October*, 1857.

To John Webster, Esq., Provost of Aberdeen.

My Dear Sir,

I should feel obliged by your asking the Town Council to accept the enclosed sum of £75 17s., being repayment, with interest, of a small Bursary I held from the Council when a Student at Marischal College.

My wish would be that the amount should be allowed to accumulate under charge of the Master of Mortifications till the interest be at least £5 (with a small surplus for farther accumulation as is the practice with regard to your Bursaries), and that that sum be given annually as a Prize or Medal for the best Latin and Greek Poem, alternately; the Prize to be open to all under-graduates of Marischal College, and all other arrangements with respect to the subject, mode of competition, &c., to rest with the Professors in the Faculty of Arts.

As the Bursary was one of Dr. Duncan Liddel's, I should wish in gratitude to him, and to keep the name of a very learned man, and one of the most generous benefactors of Marischal College before the Students, that the Prize be called 'The Liddel Prize or Medal'.

If, however, the Council think it would be too troublesome to open an account for so small a sum, I beg they will apply the amount sent to the purposes of Education in Marischal College in any way they may think fit.

I am,

My Dear Sir,

Your very truly,

[Signed] Al. Kilgour.

From the Minute of Acceptance in the *Town Council Register*, lxxxi. 234 (5th October).*

* The money was allowed to accumulate until Session 1883-4, since which date the prize has been awarded annually.

CXLVI.

Alexander Henderson of Caskieben, by a Codicil to his Deed of Settlement, bequeaths his books, pictures, &c., to the College Library and Museum. 11th December, 1857.

I, Alexander Henderson of Caskieben, in the county of Aberdeen, . . . do hereby legate and bequeath to the persons and learned and charitable Institutions aftermentioned the sums of money and articles after specified, each of the said legacies to be paid free and clear of all legacy duty. . . . 7th. To the Library of the Marischal College, Aberdeen, my Collection of Books in Curzon Street and at Caskieben, with the exception of such Volumes as I may direct by a separate memorandum to be otherwise disposed of. To the Museum of the said College my pictures, drawings, marbles, vases, bronzes, and medals, which, though not of high value, may assist in forming and diffusing among my fellow townsmen a taste for the fine Arts, and may lead to farther bequests of a similar kind. And in order that the said College may not incur expense in the removal of the said books, pictures, and other articles above mentioned, I authorise and direct my said Trustees and Executors to expend the sum of Three hundred pounds in effecting the removal of the said Articles to the said Marischal College and in placing the same. . . . In witness whereof these presents . . . are subscribed by me at London on the eleventh day of December, one thousand eight hundred and fifty seven. . . . (Signed) Al. Henderson.

From the entry in the Books of the Commissary Court of Aberdeenshire, in which the deed was recorded 20th November, 1863.*

* The trustees nominated were James Murray and James Garden, Advocates, Aberdeen, Dr. Patrick Black, St. Bartholomew's Hospital, and Stephen Martin Leake, Middle Temple.

Dr. Henderson died 16th September, 1863. His books, numbering 3037 volumes, have now been transferred to the Library in King's College buildings. See *Descriptive Notes on the Classical Vases in the Henderson Collection*, by [Professor] W. M. Ramsay; printed in 1881.

CXLVII.

Alexander Cowe, by his last will and testament, bequeaths £300 to found a bursary. 10*th May*, 1858.

I, Alexander Cowe, Surgeon, lately residing at Ellywell of Crimond, now at Netherton of Lonmay, being desirous to provide for the management and disposal of my moveable estate after my death, do hereby make, constitute, and appoint George Robertson, Schoolmaster of Lonmay, Thomas Cunningham, Student of Medicine, presently residing at Rattray, and George Wallace, Writer in Fraserburgh, and the Survivors or Survivor, Acceptor or Acceptors of them, to be my Executors. . . . I also ordain my said Executors to lend out at interest, either on heritable or personal security, the sum of Three hundred Pounds, and to apply the interest thereof yearly as a Presentation Bursary to a Student at Marischal College, Aberdeen, to be called "Cowe's" Bursary . . . In witness whereof these presents . . . are subscribed by me at Nethertown of Lonmay the tenth day of May, Eighteen hundred and fifty eight years . . . (Signed) Alexander Cowe.

From the entry in the Books of the Commissary Court of Aberdeenshire, in which the will was recorded 19th November, 1862.*

CXLVIII.

George Dingwall, Minister of Auchterless, by his last will and testament, bequeaths £500 to found, inter alia, *a College bursary.* 5*th June*, 1858.

I, the Reverend George Dingwall, Minister of Auchterless, in the County of Aberdeen . . . do hereby nominate and appoint the Reverend James Milne, Minister of Inverkeithny, the Reverend Alexander Gordon, Minister of Forglen, Andrew Wallace, Farmer at

* The Commissioners of 1876 report (iv. 268) a capital of £246 10s. 7d.; and the current *Calendar* [1889-90] gives the Bursary as of the value of £6 10s., or thereby. "Patrons the Senatus."

Chapel of Leggat (whom failing by death his son William Wallace), and Charles Chalmers, Advocate in Aberdeen (whom in like manner failing by his predeceasing me, his eldest son, James Hay Chalmers, Advocate there), and the survivors or survivor of them who may accept to be my executors and intromitters. . . . In the fourth place, I appoint my said Executors to invest upon such security as they may deem adequate at the time, the sum of Five hundred Pounds sterling, the bonds or other securities to be taken in the name of the Moderator and other Members of the Presbytery of Turriff for the time, and their successors in office. And the yearly interest or produce of said sum of Five hundred pounds I will and appoint to be employed and applied as follows: 1st. In payment of Two pounds ten shillings Sterling yearly to each of two boys attending the Parish School of Auchterless who may have commenced in said School Classical Studies with the view of adopting literary professions. Declaring, however, that such Bursary is only to be held by such Scholars for the period of two years, and may at any time be withdrawn upon the Report of the Schoolmaster to the Presbytery at any of its stated Meetings. . . . And I will and appoint that after providing the said annual sum for such School Bursaries, which are to be denominated "The Dingwall Bursaries," the remaining interest or produce of said sum of Five hundred Pounds is to be given as a Bursary to a Student attending Marischall College and University; but in bestowing said College Bursary it is my wish and desire that a preference be given in the first place to a youth of the name of "Dingwall," born in the Parish of Auchterless; in the second place to any one of the name of "Forsyth," also born in said parish; in the third place to boys of the name of "Dingwall" and "Forsyth" ("Dingwall" having the priority), in any of the other parishes of the Presbytery of Turriff; and in the fourth place to youths of the parish of Auchterless, of whatever name, who may appear under all circumstances to the Moderator and Members of Presbytery of Turriff the most deserving, but with full power to the Members of said Presbytery to withdraw said Bursary at any termination of a College Session, should the student by misconduct, indolence, or inefficiency fail in his annual examinations. I also will and appoint that this College Bursary shall in like manner be denominated "The Ding-

wall Bursary". And as it would overload this deed to endeavour to provide for all the events and emergencies that may arise in dealing with this Bursary and those in the Parish School, I entertain so much confidence in the discretion and sound sense of the Members of Presbytery, present and future, that they are hereby authorised and empowered, without the interference of other parties, to exercise full discretion in the way and manner of giving effect to my wishes, and in laying down further conditions under which said bursaries are to be bestowed. . . . In witness whereof I have subscribed these presents . . . at Turriff, the Third day of June, Eighteen hundred and fifty eight years . . . (Signed) George Dingwall.

From the entry in the Books of the Commissary Court of Aberdeenshire, in which the will was recorded 14th March, 1862.*

CXLIX.

Sir John Forbes, M.D., London, presents his Medical Library. 31*st March*, 1859.

Dr. Cruickshank laid before the Senatus a letter of the 31st ult. from Sir John Forbes, M.D., London, offering to present to this College, his Alma Mater, his Medical Library, consisting of between 2500 and 3000 volumes in English, French, Latin, and German, if the gift be acceptable, and if the Senatus will pay the expense of transmitting the books. The Senatus directed the Secretary to express their most sincere thanks to Sir John Forbes, to state that the gift will be highly valued, and to promise the ready payment of the expense that may be incurred in removing the books.

From the College *Minutes*, 5th April, 1859.†

* Mr. Dingwall died 15th January, 1862. The current *Calendar* [1889-90] gives the annual value of the Bursary as about £15.

† The collection numbers 3830 volumes.

CL.

Dr. Neil Arnott founds a Scholarship of £50 to promote the study of Physics,* 1859-69.

I.

London, 15 *June*, 1859,
2 Cumberland Terrace, Regent's Park.

My dear Sir,

When you were last in town I made efforts to see you, but without success. I desired to converse with you on a design which I had long entertained in regard to my old Alma Mater, the Marischal College of Aberdeen. It is natural to feel regard for the school where we have received useful knowledge. I wished to testify that feeling towards Marischal College, and in a way that might be useful to future students there.

I had early become convinced that a more careful and special study of Natural Philosophy than had yet been followed anywhere by students of Medicine was essential to high proficiency in their art, and that in regard to other persons also who seek a good or liberal education the same department of knowledge is very important; for every day is showing more and more that the advancing civilisation of the world is closely connected with Engineering Skill, of which Natural Philosophy is the chief foundation.

It appears to me, therefore, that if I invest a thousand pounds (or more if required) to increase the income or means of the Professor of Natural Philosophy in the Marischal College, so as to enable him to give more extended illustrations of his subjects to Medical Students, and to offer to young persons generally in Aberdeen, at a very moderate charge, in Evening Lectures or otherwise, the kind of information to which I refer, I shall be aiding a useful work not unlikely to be repeated elsewhere.

I have been lately led to fear, however, that changes threatened in the College arrangements at Aberdeen, among which I am told is

* Author of the *Elements of Physics*, 1827, &c. Born 15th May, 1788; M.A. 1805; M.D. 1814; LL.D. 1871; died 2nd March, 1874. See a Biographical Memoir by Dr. Alexander Bain in *Trans. Aberd. Philos. Soc.*, i. 133.

contemplated the removal of the Chair of Natural Philosophy to the Old Town, and therefore to a distance from many of those whose advantage I had in view, may interfere with my design. May I then request that you, who are now the chief Magistrate of the City, watching over its interests, will cause to be sent to me any information on the subject which you think I should possess.

I remain, my dear Sir,

Yours, &c.,

Neil Arnott.

To John Webster, Esq.,
Lord Provost of Aberdeen.

From the writer's *On Educational Training*, 1859, p. 26.

II.

London, 30*th October*, 1866.

To the Senatus Academicus of
The University of Aberdeen.

A person who during a portion of early life has resided near the open sea, having received personal experience of the striking phenomena exhibited there with changes of weather, and who during another period has lived among mountain and river scenes, witnessing the aspects peculiar to these, and who finally passed years in a considerable city with seaport, where the arts of advanced civilization were flourishing—when such a person afterwards, in a University career, comes to understand that nearly all the variety of phenomena seen by him are but so many results of a few simple laws of motion and change easily comprehended by him, and which he may afterwards apply to new purposes of utility, he naturally feels intense interest and satisfaction. Such nearly were the fortunes of the writer of these lines, and who soon after completing his studies was in the public service led to visit different climates.

I have the conviction that any public usefulness I may have shewn, as well as my success in life, I owe in a great degree to the advantages afforded me in the Study of Natural Philosophy in Marischal College, Aberdeen, under Professor Copland, a most able teacher, using admirable apparatus for illustration. It had

consequently long been my wish to testify in some way my gratitude towards my Alma Mater, and at the same time, if I could, to awaken in future students a just appreciation of the general study of Natural Science. Accordingly, about the time of the union of the two Colleges in Aberdeen I offered, through Provost Webster, £1000, or more if required, to allow the Lectures on Natural Philosophy to be continued where I myself had studied, near the centre of the town, and some of them to be opened for a moderate fee to inhabitants of the town without matriculation, as had been done by Professor Copland; but it appears that such a plan has not yet been found convenient.

It gives a striking view of the progress of the arts of civilization to reflect that when many persons still living were born there was not in existence a Watt's Steam-engine, such as are now all over the world labouring for man, nor a Gas-light, nor a Railway, nor a Steam-ship, nor the Electrical Telegraph, nor photographs, nor many of the other things which within a century have changed entirely the condition of the Human Race on the globe, and it may be noted that everyone of the particulars here specified had its origin in the British Isles.

There are two modes of studying Natural Philosophy; one by means of the higher Mathematics, as practised, for example, by those who calculate and foretell in the Nautical Almanac the apparent Lunar distances for years to come. This way is so hard that only a minority of learners choose to travel by it. The other way is that called the Mathematics of common sense and common experience, sketched in my book on Physics, which almost all may travel with ease, and which proves a valuable introduction to the higher study. Let it be noted, however, that none of the valuable novelties above named required in the inventors a knowledge of the higher mathematics. The narrower range of study, called Experimental Physics, includes the consideration of the most useful applications of Science to common life. What I desire to encourage, in the first instance, is that narrower study, having the conviction that it will eventually increase the number of those who advance beyond it.

Accordingly I make offer to the University of the sum of £50, to be applied at the end of the present session as a Scholarship or prize to the student of the magistrand class who, having passed for

his degree, shall most distinguish himself in an examination on the following subjects:—Practical or Applied Mechanics, Hydrostatics, Pneumatics, Acoustics, Optics, Heat, Electricity, and Astronomy (treated independently of the higher mathematics).

The present offer is intended as a trial, the result of which may guide me in founding a permanent Scholarship for the ends I have stated.

It was to facilitate the diffused acquisition of the knowledge of nature suited to the mass of the people in any civilized nation that I composed the *Elements of Physics*, by reference to which my wishes and intentions as regards the proposed Scholarship may be clearly interpreted.

[Signed] Neil Arnott,
2 Cumberland Terrace, Regent's Park.

III.

London, 1*st February*, 1869.

To
The Senatus Academicus
of the University of Aberdeen.

With reference to my former letter addressed to you of date 30th October, 1866, I herewith transmit the sum of one thousand pounds to be the Foundation of a permanent Prize of the nature referred to in that letter. The above amount is to be placed to the credit of an account entitled "Dr. Arnott's Prize," and is to be invested by the Senatus in the same manner as they invest other funds belonging to the University, and the Interest or annual Income is in all time coming to be applied as a Scholarship or prize to the Student of the magistrand class who, having passed for his Degree, shall most distinguish himself in an examination on the following subjects:—Practical or Applied Mechanics, Hydrostatics, Pneumatics, Acoustics, Optics, Heat, Electricity, Astronomy (treated independently of the higher mathematics).

My wishes and intentions in the Foundation of this Scholarship or Prize are to be further interpreted by a reference to my former letter, which, along with this letter, I desire to be inscribed in the Book of the University containing the other Foundations for Bursaries

and Prizes, and also by reference to the work published by me entitled *Elements of Physics.*

[Signed] Neil Arnott.*

From the *Minutes* of Senatus, 3rd April, 1869.

CLI.

Dr. Robert Wilson, by his last will and testament, bequeaths his Library and founds a travelling Scholarship and an Archæological Museum. 15*th May*, 1862.†

I, Robert Wilson, Doctor of Medicine, and late Private Secretary to Francis, Marquis of Hastings, Governor of Malta, residing at Glenairnie Cottage, Morayshire, do hereby nominate, constitute, and appoint the Principal and Professors of the University of Aberdeen, the Lord Provost of Aberdeen, and the two Senior Clinical Lecturers in the Infirmary of Aberdeen, all at the time of my death, and their successors in the said respective offices, or such of them as shall accept, to be my sole and only Executors and Administrators; with full power to them, or to any five of them, whom I hereby declare to be a quorum, to intromit with my whole moveable Estate and Executry, of every description, to give up Inventories, and to confirm the same, and, generally, to do everything in the premises which may be necessary for the due execution of the purposes of my Will, or which is competent to Executors: Declaring,

* "He did not confine his munificence to Aberdeen, but gave also to the three other Scottish Universities, each £1000, for a like purpose. About the same time he placed in the hands of Mr. Grote, Vice-Chancellor of the University of London, £2000, to found a Scholarship in connection with the Examinations in Natural Philosophy. . . . For Aberdeen he added [1870] a further gift of £500, to endow an evening lecturer on Natural Philosophy in the Mechanics Institution. . . . In consequence of the growing opinion in favour of combining in the Colleges practical laboratory teaching with class lectures in Natural Philosophy, Dr. Arnott intimated in 1871, through Dr. Lyon Playfair, his wish to make a second gift of £1000 to each of the four Scottish Universities, in furtherance of this object. His intention was not carried out at the time. . . . Soon after his death Mrs. Arnott, of her own accord, presented to all the Universities the sums promised, stipulating only that the objects contemplated by her husband should be faithfully attended to" (Dr. Bain).

† Though the date is subsequent to the Union of the Universities, this endowment is included on account of its special references to the Marischal College *buildings*.

that these presents are granted in trust only for the uses, ends, and purposes aftermentioned . . .*

4.—For delivery of certain specific Legacies; and with respect to the eight Intaglios, rudely set in rings from the ruins of ancient cities (of which the names of four are engraved upon them), along with the modern ring given me by the Princess Pauline Borghese (Bonaparte's sister), with some of her brother's hair and an autograph note attached to it, which I value much, I hope my Executors will assign a place for them specially in my Museum, herein provided for; and it is my will that my Plate, Bed and Table Linen, Dining-room and Bed-room Furniture, contained in the four upper apartments of my Cottage, with all the Kitchen Utensils, and Out-door Effects of every kind, be sold by my Executors, and that the proceeds shall form part of my Executry Estate; and, lastly, my said Executors shall employ the whole residue and remainder of my Means and Estate, and of the whole Interests, Dividends, and Profits which may arise therefrom as follows, viz.:—They shall nominate a Graduate in Medicine, in the University of Aberdeen, and not above the age of twenty-eight years, for the purpose of exploring Asia and Africa, more especially described hereafter; and the person so selected shall have a practical knowledge of Astronomy, so as to determine the latitude and longitude of places by meridional and lunar observations, also, to take Sketches of interesting objects and places, and to be furnished at the expense of my Estate with Photographic or Drawing Materials, before leaving Britain, also, a Sextant, Quadrant, artificial Horizon, Aneroid Barometer and Thermometer, a Log and Lead Line to measure the depth and current of rivers, a small Calder's Compass and portable Medicine Chest, with Books of Travel suitable to the routes to be followed, with Extracts from my Journals where they assimilate with the different Itineraries; and the person appointed to travel ought to leave Europe three months after nomination, keeping a Diary, written in ink, and afterwards transcribed, a fair copy to be deposited in the apartment allotted for my Library and Museum, in what was

* 1.—For payment of Debts, Deathbed and Funeral Expenses, and the expenses of Executorship.

2.—For payment of an Annuity of £30.

3.—For payment of certain pecuniary Legacies, amounting to £148.

the Marischal College Buildings of Aberdeen. And the *first* route I should like explored is the march of the Macedonian Conqueror from his crossing the Granicus up to Babylon, ascending from thence the left bank of the Euphrates to the Battlefield of Cunaxa, where Xenophon's Retreat of the Ten Thousand Greeks commenced, and continue the same to Trebizonde, particularly that portion of it between the Zaccu Mountains and Kurdistan; also, the Batman Tehoi, or eastern branch of the Tigris, which I believe myself to have been the first European to explore, in eighteen hundred and twenty-one. *Secondly*—Traverse the whole of Mesopotamia, particularly the Mountains of Sinjara, the River Mygdonius, the ruined Cities of Dara, Resaina, and Carrhæ or Harran, Marhe or Ur, and investigate the manners and customs of the Yezidees, both in Sinjar and the Tribes on the eastern side of the Tigris; descend that River and make an accurate survey of the field of Arbela, in connection with my Journal of Mesopotamia, and visit the Tomb of Imaum Cassim, the only remains of the ancient Capital of the Caliphs, and near to Samarrah, the Battlefield where the Emperor Julian lost his life, and Jovian commenced his ignoble retreat; a little below this and on the same side of the River is a small stream, called Odhayna by the natives, doubtless the Odoine of Tavernier and the Physcus of Xenophon—near its junction with the Tigris I found a small Stone with a Greek inscription upon it, also a Coin of Alexander, which makes me believe that this is the site of the ancient Opis, where the great General took leave of his Veterans—continue the voyage down the Tigris to Bagdad, and examine minutely the Ruins of Babylon, Kufa, Kerbela, Musgid-Ali, returning by the scanty remains of Seleucia, and Ctesiphon, making his way homeward by Susa, Persia, Georgia, and the Asiatic side of the Euxine. *Thirdly*—Descend the Volga from near Moscow, in July, visit the fair of Nishnii-Novgorod, and cross the Caspian from Astrican, making his way to Independent Tartary, and skirting the Sea of Aral, until crossing the Sihon or Jaxartes, continuing by its margin until reaching the mouth of the Amoo or Oxus, which he will ascend to Khiva, and continue his route to Bokhara and Samarkand, from thence to Khokan and Cashgar, returning by Yarkanid and the country of the Cossacks to the Russian Fortress of Yankilla. *Fourthly*—Explore

Pontus and Cappadocia, with the whole range of Taurus, Phrygia Salutaris, descending the Kopli Su or Meander to Palatzia, the ancient Miletus, continuing his route through Caria, Pamphylia, Celeria, and Calcis; visit Palmyra and Damascus, the ruined Cities of the Decapolis from Bozra Jeraza to Petra, from thence to Cairo and cross the Libyan Desert to the Oasis of Sirva, and continue his route through the ancient Ceranica, skirting the shores of the Greater and Lesser Syrtis, and exploring the ruins of the once mighty kingdom of Carthage, which I traversed in Eighteen Hundred and Twenty-five, along with my young friend Charles John Henry, nephew to the Duke of Leinster. And as my individual expenses in travelling never reached a Napoleon per diem (*i.e.*, Sixteen Shillings), I appoint that sum to be paid to each itinerant Fellow for the space of two years, which period ought to accomplish the longest of the four routes before named; but if any unforeseen event should protract the period, I leave it to the discretion of the aforesaid Trustees to make such advances as may be deemed necessary; and as the interest of Eight Thousand Pounds Sterling will be available on my decease, invested chiefly in Indian Securities, it will afford means of carrying out the objects I have in view in connection with my Manuscript Books of Travels. And after providing for the accomplishment of the foresaid journeys, my will is that the balance of the residue of my Estate shall be employed, in all time forthcoming, by my Executors and Trustees in forming a Museum in some portion of the late Marischal College Buildings, or in some neighbouring building to be provided by my Executors out of my Executry funds, and that no part of my collection of Books, Coins, or Antiquities shall ever be removed out of New Aberdeen, or to any building connected with the University of Old Aberdeen,—my own gatherings, gleaned in my several weary wanderings, will, I hope, be duly cared for. They consist of a Mahogany Cabinet, containing three hundred and fifty-seven Silver Imperial and Republican Roman Coins, alphabetically arranged; sixty-three Bronze Imperial Coins; several Intaglios from Nineveh; Cylinders from Babylon; Antique Key; a Priapic Emblem, and several Scarabia from Egypt; a box, with separate compartments, containing five Gold, eighty-nine Silver, and one hundred and nine Copper Greek Coins, some of them very valuable, and most of them arranged by

the Ladies Hastings, with a little history attached to many of them, and I trust they will form the nucleus of a first-rate numismatic Cabinet, hoping, when the funds are available, that my Executors will make such additions to the Greek Coinage as will be creditable to their Antiquarian research; and, as they are easily abstracted, I hope the small apartment on the left, at the further end of the present Library in the late Marischal College Buildings, may be made a safe receptacle for my rather curious collection, until some more suitable place is provided, some of them being rather meretricious and not fit for public exhibition; three Marble Statues and a Bust of myself, with a Portrait in a Turkish costume, will, I hope, find a place in this repository. The Portrait, which was painted in Rome, Eighteen Hundred and Twenty-four, is at present in charge of my cousin, William Alexander Stables, at Cawdor Castle; and my wish is, that the whole of the Drawing-Room Furniture at Glenairnie Cottage, consisting of an old Carved Cabinet, two Book Cases, an Octagonal Carved Wood Table, and a smaller one, with six Antique Chairs, and a large Arm Chair, with Reading Desk, a Mirror, and Brass Bedstead; a Mountain Barometer, Pocket Sextant, Quadrant, and Universal Dial, that accompanied me in all my Eastern travels, and which I hope will be preserved and form part of the aforesaid collection, along with several Antique Morsels of Statuary, Bronze Images, Vases, Lamps, Lacrymatories, Cinereal Urns, Babylonian Bricks, Greek and Egyptian Tablets, the Prints of my Excavations in classic regions, three boxes of Cadis, casts of Antique Gems, a small one of my own, and a model of an ancient Grave, with the ruined Temple of Agrigentum; two Portfolios, with a diversity of Drawings and Engravings, and upwards of five hundred Volumes of Miscellaneous Works, some of them very rare; also my Manuscripts, Charts, and Curious Memoranda; but in bequeathing my Library, and other objects of virtu, to the University of Aberdeen, it is with special instructions that no part of my Journals or Memoranda shall be published; and as the two Book Cases in the Drawing Room of the Cottage will not be sufficient accommodation for more than one-half of the Library, there will be required duplicate cases in the room set apart for my Museum, which is at present quite empty; and whatever expenditure there may be in fitting up this

detached apartment of the late Marischal College, I empower my Executors to furnish the funds necessary for this object out of my personal Estate, and a Catalogue of my Books, with a list of my Antiquities, will be found in my Blue Box.

II.—*First Codicil, dated 4th November*, 1864.

No part of this relates to the University. Legacies to the amount of £210 5s. are bequeathed.

III.—*Second Codicil, dated 18th November*, 1864.

With regard to the Coins, Antiquities, and Curiosities mentioned in my Will, I wish to explain that I have already delivered them, or parts of them, to the Principal and Professors of the University of Aberdeen, and that they have been deposited at my sight in a room which hath been set apart in the old buildings of Marischal College for the Museum appointed to be formed by me in my said Will, but which will be in future called Studio, in place of Museum. I also declare that it is my intention that the route of my former travels shall not be gone over more than once by the Graduate or Graduates to be appointed under my said Will; and when the said route is once traversed no more Graduates shall be appointed, but the residue of my Estate shall be applied for the other purposes mentioned in my Will.

IV.—*Third Codicil, dated 8th September*, 1865.

I, Doctor Robert Wilson, residing at Glenairnie Cottage, Morayshire, the granter of the Will of which the foregoing is a copy, and also of two relative Codicils, do now grant and make this additional Codicil, to put it beyond all doubt that it is my wish that the whole residue of my Executry shall be employed by my Executors for the Studio already commenced by me in the old Marischal College Buildings, in Aberdeen; and for keeping up, increasing, or extending the said Studio: and I accordingly leave the whole residue to my Executors in Trust for that purpose.

From the Copy of the Will printed by the Executors.

CLII.

Marischal College and University ceases to exist as an independent Corporation, being, with University and King's College, merged in the University of Aberdeen. 15*th September*, 1860.*

I.

Whereas it is expedient for the Advancement of Religion and Learning to make Provision for the better Government and Discipline of the Universities in *Scotland* . . . Be it enacted . . . I. From and after such Date as may be fixed by the Commissioners hereinafter appointed by special Ordinance, approved by Her Majesty in Council, the "University and *King's College* of *Aberdeen*" and "*Marischal College* and University of *Aberdeen*" shall be united and incorporated into One University and College, in all Time coming thereafter, under the Style and Title of the "University of *Aberdeen*"; and the said united University shall take rank among the Universities of *Scotland* as from the Date of Erection of *King's College* and University, viz., the year One thousand four hundred and ninety-four, and all the Funds, Properties, and Revenues now pertaining or belonging in any manner of way to the "University and *King's College*," or to "*Marischal College* and University," shall in Time coming thereafter pertain and belong to the "University of Aberdeen".

Act 22 and 23 Vict., cap. 83 (2nd August, 1858). No. II., which follows, is Ordinance No. 7 (Aberdeen No. 3) of the Commissioners appointed by this Act.

* The Second Volume will contain an account of the proceedings which resulted in the appointment, in 1857, of a Royal Commission "to enquire into the state of the Universities of Aberdeen with a view to their Union" (*Report* printed in 1858). It will also treat of the previous agitation for Union which led to the appointment of a Royal Commission in 1836 (re-appointed in 1837) "for visiting the Universities of King's College and Marischal College, Aberdeen" (*First Report* printed in 1838, *Second Report* in 1839); and of the earlier abortive efforts in the same direction in 1786, 1770, 1755, and 1747.

On 6th March, 1860, a Bill prepared by Colonel Sykes (M.P. for the City) and others for the repeal of the Act 22 and 23 Vict., cap. 83, in so far as that Act provided for the Union of the Universities, was read a first time in the House of Commons. The Senatus of Marischal College petitioned in its favour (*Minutes*, 31st March). But the Bill seems to have been abandoned by its promoters.

II.

At Edinburgh, the Tenth Day of January, Eighteen hundred and sixty Years.

Whereas by an Act made and passed in the twenty-first and twenty-second years of Her Majesty's reign, chapter eighty-three, intituled "An Act to make provision for the better Government and Discipline of the Universities of Scotland, and improving and regulating the course of study therein; and for the Union of the two Universities and Colleges of Aberdeen" it is provided that from and after . . . The Commissioners statute and ordain That from and after the 15th day of September in the present year the "University and King's College of Aberdeen" and "Marischal College and University of Aberdeen" shall be united and incorporated into one University and College, under the style and title of the

UNIVERSITY OF ABERDEEN.

They haif said Quhat say they? Lat thame say

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ABERDEEN UNIVERSITY PRESS.