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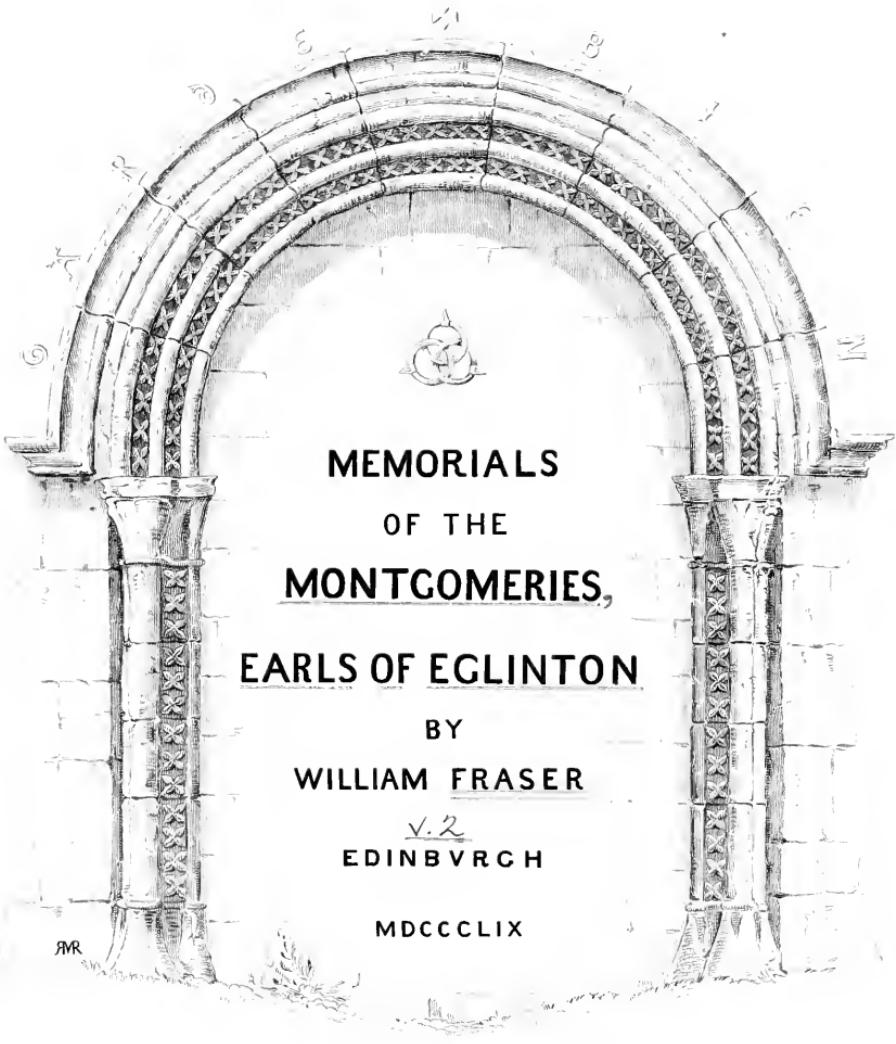
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MEMORIALS
OF THE
MONTGOMERIES,

EARLS OF EGLINTON

BY
WILLIAM FRASER

v.2
EDINBURGH

MDCCCLIX

TOWLES



FROM MAP OF CUNNINGHAME BY TIMOTHY PONT.

~1654.~

*John Stowith - #24.00
(Box 5)*

ABSTRACT OF CHARTERS AND FAMILY PAPERS.

-
1. Charter by William of Hauccestertun, Richard of Hauccestertun, his brother, John the son of Alan of Mundegumeri, Vincent the son of Robert Auenel, and Nicholas the son of Roland, to God and the church of St. Mary of Melrose, and the monks serving God there, for the health of the souls of the granters, and for the souls of their ancestors and successors, the soul of Walter the son of Alan, their lord, and the souls of all faithful dead, of land in the territory of Inuerwick, surrounded by a ditch, to be held in perpetual alms; and the common pasture of the town of Innerwick, from the highway to the head of Manineth, to be held in feu-farm, for payment of ten shillings yearly at Whitsunday. [Circa 1170]. (*Orig. Melrose Charters*)
- 1
2. Charter by Marjory of Mundegumry, cousin and heiress of Christian of Mundgumry, in her pure and lawful widowhood, to John Kenedy, his heirs and assignees, of all her land in, and her right to, the knight's fee of Castlys, in the earldom of Carrie and shire of Are: To be held of the lords superiors of the same for services used and wont. Sealed with her own seal, the common seals of the monastery of Crosseragwell, and of the burgh of Are, and the seals of Thomas Flemyn, Earl of Wygtoun, and Sir Duncean Wallays, Knight, then sheriff of Ayr. [Before 27th August 1362]. (*Orig. Aisla Charter Chest*)
- 2
3. Charter by King David II., confirming charters by Marjory of Mungumbry, the elder, and Marjory of Mungumbry, daughter of John of Mungumbry, and cousin of the former, to John Kenedy, of the lands of Castlys. Dated at Edinburgh, 27th August, anno regni regis 34 [1362]. (*Orig. Aisla Charter Chest*)
- 3
4. Charter by Robert, Steward of Scotland, Earl of Stratherne, to Sir Hugh of Eglintoun, Knight, and Lady Egidia, his spouse, the Steward's sister, of an annualrent of a stone of

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wax due to the granter from the land of Monfodevry, within the barony of Conyngham and shire of Are; with power to compel payment thereof in each year. [1358-1370]..... 3

5. Charter by Thomas Stewart, Earl of Angonss, to Sir Hugh of Eglyntoun, Knight, of his land of Orndale, in the lordship of Cowalle and shire of Argyll: To be held by Sir Hugh and his heirs, and his assignees acceptable to the granter and his heirs, for giving to the chief lord of the feu the service used and wont, and a pair of gilt spurs, or forty silver pennies, to the granter and his heirs, in recognition of the gift, at the feast of the Nativity of St. John the Baptist (25th June) yearly, if asked. Dated at Edynburgh, 25th May 1360..... 3

6. Charter by John of Moray, Lord of Hormishocis, to Sir Hugh of Eglynstoun, and Lady Egidia of Lyndesay, of the land of Hormishocis, together with all the service of Dollywra, Potertown, and Wagray, due and wont to be rendered to the said lordship: To be held of the chief lord for the service used and wont. Given under the seal of the granter, and the seal of Robert, Steward of Scotland and Earl of Stratherne, his lord, at Ardrossan, the sixteenth day before the Feast of the Purification of the Virgin Mary, (January) 1361, 4

7. Charter by Robert, Steward of Scotland, Earl of Stratherne and Lord of Conynghame, to Alexander of Blare, his heirs or assignees, of the annualrent of four chalders of oatmeal and one pound of pepper, which Alan le Such and William of Ferrars, Knights, were accustomed to receive from the lands of Stane and Buretres in Conynghame, then belonging to Andrew Fraunceys: To be held of the Steward and his heirs for giving a pair of gilt spurs, or twelve silver pennies, at Whitsunday yearly, if asked. Dated at the monastery of Inchaffray, 10th December 1363

5

8. Deree of Transumpt in form of Instrument, made within the church of St. Giles of Edinburgh, on 28th September 1452, before Richard Roberts, Rector of Suthek and Commissary of the official of Lothian, at the instance of Hugh Lord Mowngumry, of eight deeds relating to the offices of Bailie of Cunynghame and Chamberlain of Irwine; namely— 5

(1.) Grant by Robert, Steward of Scotland, Earl of Stratherne, to Sir Hugh of Eglintoun, of the office of Bailie of the barony of Cunynghame, with the command of all the men dwelling therein. Sealed with the seals of the Steward and of John Stewart, Lord of Kyll, his eldest son, at Erth, 15th January 1366

6

(2.) Grant by Robert, Steward of Scotland, to his beloved brother, Sir Hugh of Eglintoun, Knight, of the third part of the fines and issues of the courts of the Bailie and Chamberlain of Cunyngham, for Sir Hugh's labours in the said offices, which had been given him by the Steward. Sealed with the seals of the Steward and his eldest son, at Erth, 15th January 1366	6
(3.) Grant by Robert, Steward of Scotland, to his beloved brother, Sir Hugh of Eglintoun, Lord of that Ilk, and his heirs, of the third part of all the issues and fines of the courts of the Bailie of Cunyngham and of the Chamberlain of Irwyn; which offices had been given to Sir Hugh and his heirs by the Steward, and had no fee attached to them. Sealed with the seals of the Steward, and of Johu Stewart, Earl of Carrik, Lord of Kyle and Athole, his eldest son, in token of his consent.....	7
(4.) Letter by Robert, Steward of Scotland, authorizing Sir Hugh of Eglintoun, Knight, or any of his heirs, to re-enter to the office of Bailie of Cunyngham, notwithstanding another then ministered in the office through Sir Hugh's sufferance and consent. Dated at Renfrew, 30th May 1370	7
(5.) Grant by Robert, Steward of Scotland, to his beloved brother, Sir Hugh of Eglintoun, Knight, Lord of that Ilk, and his heirs, of the offices of Bailie of the barony of Cunyngham, and Chamberlain of the burgh of Irwyn, with power to hold courts, punish transgressors, levy fines, and appoint substitutes, etc.	7
(6.) ¹ Grant by King James II., as Steward of Scotland, to Alexander of Montgomery, eldest son of Alexander Lord Montgomery, of the office of Bailie of the barony of Cunyngham, which had no fee attached to it, and which had been resigned in the hands of the King, as Steward, by the said Alexander: To be held of the King as Steward of Scotland, for service used and wont. Given under the privy seal at Striueling, 31st January 1448	8
(7.) Indenture between Sir John of Mungumry, Lord of Ardrossane, and Sir Robert of Conyngham, Lord of Kylmawrys; whereby the latter is bound to marry Anna of Mungumry, Sir John's daughter, and to infest her in twenty merks' worth of his Mudir landis. Sir John is bound to give Sir Robert for the marriage, three hundred merks and forty pounds, to be paid by yearly sums of forty pounds from the lands of Estwode and Loychlebokside. Sir Robert is to possess the bailiary of Coningham during his life (after his marriage to Anny); Sir John and his heirs having reentry thereto after his death. If Sir John shall not become a hostage for the King, he	

¹ The originals of Nos. (6.) (7.) and (8.) are still preserved at Eglintoun, and the transcript has been collated with them.

- shall maintain Anny his daughter, 'and a damysall with hir, and Schir Robertis resonabyl repayr, for twa zer, in met, and drynk, and buch of court, with sex horssis fyndyng at the liking of the said Schir Robert: and gife he gais in hostage, the said Schir Robert sal se for his wyfe hymself.' Dated at Irwyne, 16th June 1425. 8
- (v.) Discharge by the said Robert of Conygham to Alexsander Mungumry, Lord of Ardrossan, for the three hundred merks and forty pounds, due to him for the marriage of the said Anna (therein called 'Angnes') of Mungumry, Alexander's sister, in virtue of the above contract. Dated at Fynlawston, 20th February 1432 9
9. Charter by King Robert II. to Hugh of Eglyntoun, Knight, his heirs and his assignees, of the land of Gyffleyn, in the barony of Kyle Stewart and shire of Are, then belonging to the King through forfeiture: To be held of the King and his heirs, Stewards of Scotland, for service used and wont. Dated at Edynburgh, 4th May, anno regni regis primo [1371]. 10
10. Charter by King Robert II. to Hugh of Eglyntoun, Knight, and his heirs, of the land of Allirtoun, in the barony of Kilbryd and shire of Lanark, then belonging to the King through forfeiture: To be held of the King and his heirs, and the other chief lords of the fee, if any were, for service used and wont. Dated at Edynburgh, 5th May, anno regni regis primo [1371]. (*Reg. Mag. Sig. pp. 84. 290*) 11
11. Charter by King Robert II. to Hugh of Eglyntoun, Knight, of the lands of Bodystoun, and an annualrent of four merks and eight shillings from the lands of Westhall, in the barony of Rathew and shire of Edynburgh, which Robert of Erskyne, Knight, had resigned: To be held of the King and his heirs, Stewards of Scotland, for service used and wont. Dated at Edynburgh, 6th May, anno regni regis primo [1371]. (*Reg. Mag. Sig. pp. 84. 291*) 11
12. Confirmation by King Robert II. of a grant by Hugh of Eglyntoun, Knight, to Alan of Lawedre, of the land of Norton, in the barony of Rothew and shire of Edynburgh. Dated at St. Andrews, 13th June, anno regni regis Imo [1371]. (*Reg. Mag. Sig. lib. i. 279*). 11
13. Charter by King Robert II. to his beloved brother, Hugh of Eglyntoun, Knight, of the lands of Bonyngtoun, and half of the land of Norton; with the superiority (dominio) of the lands of Westhall and Cotraw, and an annualrent of four merks and eight shillings sterling therefrom: in all which the said Hugh had been infest when the King was

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Steward of Scotland: To be held by Hugh, and Egidia of Lyndissay, his spouse, the King's dearest sister, and their heirs, of the King and his heirs, Stewards of Scotland, for services used and wont. Dated at Perth, 28th June, anno regni regis 2do [1372]. (<i>Reg. Mag. Sig. lib. i. 321</i>)	11
14. Grant by King Robert II. to his beloved brother, Hugh of Eglyntoun, Knight, of all the lands, rents, and offices which belonged to the deceased Michael of Lardener (father of the deceased Robert and Michael of Lardener), then escheated to the King through Michael, the father, having died at the faith and peace of the King of England: To be held of the King and the other chief lords of the fee, for services used and wont. Dated at Are, 11th November, A. R. R. 3to [1373]. (<i>Reg. Mag. Sig. lib. ii. 41</i>)	12
15. Charter by King Robert II. to his dearest brother, Hugh of Eglyntoun, Knight, of the lands of Lochlebogsyd, within the barony of Raynfrev: To be held by Hugh, and Egidia his spouse, the King's dearest sister, and their heirs, of the King and his heirs, Stewards of Scotland, for giving yearly ten merks sterling for the support of a chaplain to celebrate divine service in the Cathedral Church of Glasgow. Dated at Perth, 12th October, anno regni regis 4to [1374].....	12
16. Confirmation by King Robert II. of a wadset by Hugh of Avldistoun, to the King's dearest brother, Hugh of Eglyntoun, Knight, of the lands of Cambusbaroun, Innerhawlovne, and Schiphalch, within the shire of Struelyne; saving the King's service. Dated at Dunfermelyne, 28th March, A. R. R. 5to [1375]	13
17. Confirmation by King Robert II. of an Indenture between Sir Hugh of Eglyntoun, Knight, and Hugh of Avldistoun, whereby the latter is bound to pay to the former £50 sterling, and therefore wadsets to him the lands of Cambusbaroun, Inraloun, and Schephalch, in the shire of Struelyne, until Sir Hugh should be paid, in Glasgv, on the feast of St. Peter <i>ad vincula</i> (1st August), sixteen sacks and sixteen stones of good wool: And if the said Hugh should question that wadset, he should pay forty shillings sterling to the work of the church of Glasgow, in name of penalty; and £40 to Sir Hugh, in name of damages and expenses, besides performance: Given under the seals of Sir Hugh, and Sir James of Lyndesay, Knight, in place of the seal of Hugh of Avldistoun, interchangeably, at Ar-drossan, 21st March 1374. Confirmation dated at Perth, 10th April, A. R. R. 5to [1375]. (<i>Reg. Mag. Sig. lib. vi. 29</i>)	13

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18. Grant by King Robert II. to his dearest brother, Hugh of Eglyntoun, Knight, of the wards, reliefs, and marriages, arising to the King, on the south side of the water of Forth, until Hugh shold receive 550 merks, the residue of 700 merks, formerly due to him by the King: and if these easnalties should amount to less than 100 merks yearly, the Chamberlain of Scotland shold make up the deficiency. Dated at Perth, 17th March, A. R. R. Gto [1375]	15
19. Charter by King Robert II. to his beloved brother, Hugh of Eglyntoun, Knight, of annual-rents of fifty shillings, eight shillings and fourpence, thirty-three shillings and fourpence, and forty shillings, from the lands of Drundow, Stayre, Cars, and Monyhagane, respectively, all in the shire of Are, which had been resigned by Robert of Bruys, the King's cousin; with power to mortify the annualrents. Dated at Perth, 26th June, A. R. R. 6to [1376]. (<i>Reg. Mag. Sig. lib. v. 29</i>)	15
20. Charter of Confirmation by King Robert II. of the grant by Marjory, daughter of the late John Mungumry, made to Maleohn, son of Henry Fergus of Carryk, of the lands of Staire and Kylmore, in the earldom of Carryke, and shire of Are; saving the King's service. Dated at Ardstanchell, 15th November, A. R. R. 11mo [1381]. (<i>Orig. Stair Charter Chest</i>)	16
21. Transumpt of the above Confirmation, made on Friday, 12th February 1412, in the house of Richard Sissoris, at Lamruchtoun, by John of Howburn, notary public. (<i>Orig. Stair Charter Chest</i>)	16
22. Obligation by James the Lyndesay, Lord of Bochane, to John of Montgumry, Lord of Egillhame, not to recognise the lauds of Dunnbulge nor Carny, which John held of him, until he, his heirs or assignees, should pay to John, his heirs or assignees, £900 of English gold in the Castle of Edinbrugh; and that he would also maintain John in the possession of the said lands. Dated at Edinburgh, 9th December 1389.....	17
23. Charter by John of Montegomri, Lord of Eglishame, to William of Blakeforde, of the lands called Lilit Benanc, which he had resigned in the granter's hands, in his court of Eglishame: To be held by William and the heirs of his body, whom failing, by John Walays of Elrisley, and his heirs, of the granter and his heirs, for giving common suit at his courts of Eglishame. Dated at Eglishame, 8th October 1392.....	17

24. Confirmation by King Robert III. of a charter by Malcolm Flemyn, Knight, Lord of Biger and Leigne, to his grandson (nepoti) William of Boyde, Lord of Galvane, of the lands of Badynhache, in the barony of Leigne, and shire of Donbretane : To be held by William and his heirs, of Malcolm and his heirs, for payment of one silver penny at Whitsunday, upon the ground, if asked only, in name of brench farm, for ward, relief, marriage, suits of court, and all other secular service, etc. The Confirmation is dated at the Castle of Rothesay, 7th July, A. R. R. 5to [1395]

18

25. Instrument of Transumpt, made on 17th March 1574, at the instance of James Lokkert of Ley, of a charter by John Montgomery, Knight, Lord of Ardrossan, to his beloved cousin, Alexander Lokkart, of the Lands of Lochwod, within the barony of Ardrossan and shire of Air : To be held by Alexander and his heirs from the granter and his heirs, for giving a pound of pepper at the feast of St. John the Baptist (25th June), in name of brench farm, if asked. Dated at Polnone, 1st December 1407

19

26. Precept directed by John of Montegomeri, Lord of Ardrossane and of Giffyne, Knight, to John Homyl, his bailie of Giffyne, for infesting Stephen Ker, Lord of Trearne, in the lands of Ouirtoun of Giffyne, within the lordship thereof, and shire of Are ; which Sir John had granted to Stephen on his own resignation Dated at Polnone, 24th November 1413.

21

27. Charter by Robert Duke of Albany, Earl of Fyfe and of Mentethe, Governor of Scotland, confirming the grants by John of Montegomeri of Ardrossane, Knight, to his son Robert of Montegomeri, begotten between him and the deceased Agnes of the Isles, his spouse, with consent of Alexander of Montegomeri, his son and heir, brother-german of Robert, of the lordship of Gifline, lying in the barony of Kyle Stewart and shire of Are : the lands of Loehhous, in the constabulary of Linlitheu and shire of Edinburgh; the lands of Knokintire and of Knokmulyne, in Kile Regis and shire of Are ; and of an annualrent of fifty shillings Scots from the lands of Drumdow ; with all his tofts, crofts, and partecates of land within the burgh of Linlitheu, and all his annualrents due therefrom : To be held by Robert, and the heirs male of his body, whom failing, by his said father and his nearest heirs, of the said John and his heirs; saving the King's service. Dated at Striueling, 9th March 1413

21

28. Retour of the service made at Kilbrid, before Sir John of Montegomery, bailie thereof, of Harbert of Maxwell, son of the deceased Harbert of Maxwell, Lord of Carlauerokis, as

heir of his father, in the lands of Mekill Drippis, in the barony of Kilbryd and shire of Lanark; which lands were then, and in time of peace, valued at twenty merks, and were held of the Lord of Kilbryd, for court service, and had been in his hands since the death of the elder Harbert. Dated Thursday, 16th October 1421. (<i>Orig. Ardgowan Charter Chest</i>)	22
29. Precept directed by James Stewart, Lord of Kilberde, to Sir John of Montègomorry, Lord of Ardrossane, as bailie of Kilbride, for infesting Harbert of Maxwele in the lands of Mekil Drippis, after the form of the above service. Dated at Lanark, 20th October 1421. (<i>Orig. Ardgowan Charter Chest</i>)	23
30. Charter of Confirmation by King James I. of a charter by Murdoch Duke of Albany, Governor and Steward of Scotland, Earl of Fyf and Menteth, to John of Montegomery of Ardrossane, Knight, and Margaret of Maxnel his spouse, and their heirs, of the lands of Thorneton, Auchingalle, Crethnawis and Monynette, within the constabulary of Hadington and shire of Edinbrugh; which had been resigned by Sir John: To be held of the Lord Steward of Scotland, for services used and wont. Dated at Streuelyng, 29th March 1422: The confirmation reserves to the King and his successors, wards, reliefs and marriages when they occur, and is dated at Edinburgh, 2nd October, A. R. R. 22do. [1427]. (<i>Reg. Mag. Sig., lib. ii. No. 96</i>)	23
31. Charter by David of Coghrane, Lord of North Ovyrlee, to Edward of Coghrane, his son, and the heirs of his body, of the lands of Ovyrlee, within the barony and shire of Ranfrow: To be held of Alice of Coghrane and her heirs, for payment yearly of thirty pennies Scots at Ovirlee, in name of blench farm, by equal portions at Whitsunday and Martinmas [1425]	25
32. Confirmation of the above Charter by Alice of Coghrane, Lady of Nethirlee [1425].....	26
33. A similar Confirmation of the Charter No. 31, by John Leeprewike, Lord of Meidlee [1425].	26
34. Precept directed by David of Chochran of Lee, to Andrew Cambal and others, his bailies, for infesting his son, Edward of Chochran, in the land of Llee, within the barony and shire of Renfrw; and also in the lands of Aseoke, within the lordship and shire of Bwt; according to the tenor of his charter. Dated at Llee, 24th August 1425	26

35. Grant by King James I. under the Great Seal, constituting Alexander of Montgomery of Ardrossane, and Robert Cumynghame of Kylmauris, Knights, Keepers of Kyntyre and Knapdale, with power to govern and defend the said lands, with the islands of Gezay and Dannay, pertaining to the keeping of the castle of Lorn, and with power to hold courts, punish delinquents, levy fines, etc.; and to endure seven years from Whitsunday then last. Dated at Perth, 10th August 1430. (*Reg. Mag. Sig. lib. iii. No. 60*)..... 27
36. Charter of Confirmation by Alan Stewart, Lord of Dernlie, of a charter by Sir Herbert Herys, Knight, Lord of Traregillis, to Robert of Dalzelle of Bracanryg, and the heirs male procreate between him and Agnes of Hamyltoun, his spouse; whom failing, to the heirs male of his body whomsoever; whom failing, to his lawful heirs male of his own name of Dalzele; whom failing, to his lawful heirs whomsoever, of the lands of Carngulane, within the barony of Torbolton and shire of Are. Dated at Cruxtowne, 18th November 1437, 28
37. Indenture between Alexander Mongomry, Knight, Lord of Ardrossane, and Alan Stewart, Lord of Dernle, agreeing that John Stewart, son and heir of the latter, should marry Margaret of Mongomry, the eldest daughter 'that is to mary' of the former, and failing said son or daughter by death, the next son or daughter, and so on till the said marriage be completed: for which marriage Alexander should pay to Alan six hundred merks Scots, to be repaid if it should not take place: Also that Alan should give, in conjunct infestment, the lands of Dregarn and Dromley, said lands remaining with Alan till the completion of the marriage: and that if Alan should recover, in whole or in part, the earldom of Leuenax, Alexander should give as much as the old extent is in property in a year; and Alan should give in joyst infestment to John and Margaret (or to the other parties who should complete the marriage) 100 marks: That John and Margaret should remain, in the meantime, with their respective fathers, and that the marriage should take place as soon as they were of legal age. Sealed interchageably with the seals of Alexander and Alane, and dated at Houstoun, 15th May 1438 28
38. Charter by John Lokhert, Lord of Barr, with consent of Robert Lokhert, his son and heir, of an annualrent of five merks from the lands of Barr and Nentoun, in the bailiery of Waltyris Kyle and shire of Are, to a chaplain for celebrating three masses in (Holy) week, yearly at the altar of St. Peter, in the parish church of Ardrossane, for the souls of the granter, his wife, children, predecessors and successors, and all Christians: binding the said John or his heirs, etc., if he or they should contravene this deed, to pay £100

Scots in name of penalty to the dean and chapter of Glasgow, and £100 to the chaplain performing the said service for the time. Dated at Ardrossane, 12th March 1438 ... 30

39. Charter by James of Crag, son and heir of the deceased John Crag, Lord of that Ilk, to Richard Donaldsoun, son and heir of the deceased John Donaldsoun, of the Temple lands lying in the lordship of Eglishame and regality of Ranfrew: To be held from the grantor and his heirs of the lord superior thereof, for services used and wont: binding the said James and his heirs, etc., if they should attempt to contravene this charter, to pay 100 marks Scots in name of penalty, to be applied to the building of the church of St. Kentigern of Glasgow; and 100 merks to the said Richard or his heirs, etc., in name of damages, expenses and interest. Dated at the Nethererag, 10th April 1450 31
40. Charter of Confirmation by Henry of Leuyngstoun, Knight, Commendator of the Preceptory of the Order of St. John of Jerusalem in Scotland, of the above charter by James Crag to Richard Donaldsoun. Dated at Torfiechin, 26th October 1454 32
- +1. Charter by King James II. to Alexander first Lord Montgomery, of the lands of Kendloche of Raynsay, Cathadyll, the two Touregeys, the lands of Altgoulach, Auchegallane, Tym-moquahare, Dongarre and Penreoch, lying in Arane in the shire of Bute: To be held of the King and his heirs for giving annually three suits at Bute in the three chief courts to be held there every year. Sealed with the Great Seal, and dated at Edinburgh. 22nd May 1452 33
42. Charter by King James II. to Alexander Lord Montegomery, and Margaret his spouse, of the land of Roberstoune lying in the bailliery of Cunyngham and shire of Ayr, with the service of all the free tenants dwelling on the said land; which land and service belonged hereditarily to Alexander, and were resigned by him in the King's hands at Perth: To be held by Alexander and Margaret his spouse, and the heirs lawfully begotten between them; whom failing, by the true, lawful, and nearest heirs of Alexander whomsoever, of the King and his heirs and successors for services used and wont. Sealed with the Great Seal, and dated at Perth, 16th September 1453 33
43. Discharge by Robert Crawfurde of Achinhamis and Archibald Crawfurde of Pryveke, to Vilzame Ker, Larde of Kerislande, for the sum of 100 merks Scots, as dowry for the marriage of Margaret Ker his daughter with Archibald Hunter, Larde of Ardneill, per-

taining to them. Sealed with the seals of the said Robert and Archibald, at Anchinchamys, 14th Jnne 1462	34
44. Obligation by Danid Liddayle, son and heir to Jhon of Liddail of Lochtillo, to Schir Vilzham of Mungumbry of Giffin, whereby David binds himself, his heirs, executors and assignees, in the event of him or them disturbing Sir William or his heirs in the possession of the lands of the Bar and six merks' worth of Drumbuye, in the lordship of the Braydstayn and shire of Are, to pay to the latter the sum of £300 Scots because of true debt, and £40 in name of costs, scaiths, and expenses, from the rents of his lands of Lochtilllo, etc. Sealed at Edinburgh, 3rd November 1465	35
45. Retour made before Sir John of Colquhone of that Ilk, Knight, and others, of the service of Alexander of Montgummery as heir to his father Alexander of Montgummery, in the office of bailie of the barony of Conyngham, within the shire of Are : held of the King as Steward of Scotland for the service pertaining to the office of bailie, in name of brench farm. Dated at Linlithgw, 17th Jnne 1466	36
46. Instrument of Resignation by John Chawmer of Gadgyreth, Knight, procurator for William Cunygam of Glengernok, in the hands of King James III., of the lands of Bolgaris, extending yearly to £10; of the two Kilfassachis, extending yearly to ten merks; and of Ballandallach, extending yearly to five merks, lying in the earldom of Lennax and shire of Strineline, in favour of Humphry Cunygam, grandson (nepoti) and apparent heir of said William, and Elisabeth of Edmonstone his spouse, and their children; whom failing, of the lawful heirs of William whomsoever. Done at Edinburgh, in the King's chamber in the castle, 21st Jnly 1467	37
47. Charter by Hngh of Montgumry of Thorntoun, to Marjory Flemyn and John of Mungumry, his eldest son and heir, in conjunct fee, on account of the marriage to be completed between them, of the lands of Owyr Thorntoun, lying in the lordship of Thorntoun: To be held by Marjory and John, and their heirs male, of Hngh and his heirs, for payment of a silver penny yearly, at Whitsunday, upon the ground, in name of brench farm, if asked only. Dated at Thorntoun, 22nd November 1468	38
48. Instrument of Revocation by Dame Jonet Houstoun, relict of the deceased William Monte-gomori of Gyffin, Knight, of all and sundry donations, alienations, assedations and assigna-	

tions of the lands formerly hers, annual rents and farms, made to whatsoever persons by the deceased William her husband, during the subsistence of their marriage, and especially of the lands of Wreethill, made to Robert Montegomori, his eldest son, and his spouse, for a year: protesting solemnly that such donations, alienations, etc., made at the time above mentioned, and relating to her interests to the extent of lawful teree and conjunct infestment, should not now tend to her prejudice. Dated at Irwÿne, 10th March 1471. 38

49. Charter of Confirmation by John, Earl of Leuenax, Lord Dernle, and of Torboltoun, of a charter by Adam of Conyngham, Lord of Caprountoun and Colisfeld, in favour of his beloved uncle, Alexander Conyngham of Mureth, of the lands of Colisfeld, lying in the barony of Torboltoun and shire of Are: To be held by Alexander and his lawful heirs male, whom failing, to revert freely to the granter and his heirs, for giving yearly ward and relief, and three suits at the granter's court of Waylstoun, at three head pleas. Sealed with Adam's seal at Renfrew, 1st April 1475. The confirmation saves the superior's service, and is sealed with his seal at Renfrew, 2nd April 1475 39
50. Charter by William Dauidson of Snodgers to William Arthurle, Doctor of Decrees, and vicar of Kylbyrne, of the lands of Snodgers, lying along the bank of the water of Gernok, within the shire of Ayre and lordship of Conigham: To be held of the Lord Steward of Scotland and his successors, by William, his heirs and assignees whomsoever, for yearly payment of a rose at the feast of St. John the Baptist (25th June), upon the ground of said lands, in name of blench farm, if asked only. Reserving, however, to the granter, Helen his spouse, and the survivor of them, after the expiry of the tack formerly made to said William, the frank tenement of the half of said lands, as long as he or she should live. Sealed with the granter's seal at Glasgw, 1st April 1477 40
51. Charter by John, Earl of Leuenax, Lord Dernle, and of the barony of Torboltoun, to his beloved cousin, Adam Cwnyngam of Caprontoun, of the lands of Colisfeld, lying within the barony of Torboltoun and shire of Are: To be held of the granter and his heirs for payment of one penny Scots yearly, in name of blench farm, upon the ground, at the feast of the Trinity, if asked only. Sealed with the granter's seal, at the Castle of Cruikistoun, 21st March 1477 41
52. Grant by Alexander Lorde Home, to Thomas Home his son, of the frank tenement of the lands of Castiltovne, Kyrkwode, Creoblare, Makbebill, Galoberis, Langschawis, and

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Quhitleys, lying within the lordship of Stewartowne and shire of Hayr: To be held by Thomas all the days of the granter's life, with the freedoms, profits, etc., pertaining thereto. Sealed with the granter's seal, at Dunglas, 13th April 1478.....	41
53. Instrument of Publication of the above Grant, done on the ground of the said lands, in the place called Galowbery, 2nd May 1478.....	42
54. Instrument relative to the delivery by the tenants of the lands of Galovberys, to Sir James Flemyn, rector of Cherynsyde, as procurator for Alexander, Lord the Home, and Lady Margaret his spouse, of forty-eight cows, in name and behalf of the latter: and the re-delivery by the procurator of the said cows as a free gift to Thomas Home, natural son of Alexander and Margaret. Done on the farm of Galovberys, 2nd May 1478	43
55. Procuratory of Resignation by Alexander Lord Home, to Sir John Stevert, Lord of Dernlye, George Maxvell of Carnsaloch, and others, for resigning in the hands of King James III., as tutor and governor of his eldest son, James Duke of Roithzay, Earl of Carrik, Lord of Cunynghame, Steward of Scotland, etc., the lands of Langschawis, Cassyltone, Galovberys, Quhytleyis, Robertlande, Chreoblaire, Kyrkwode, and Makbehyll, lying in the lordship of Stewartone and shire of Are; which were held by Alexander of the Duke, as Steward of Scotland, so that the King as tutor, etc., might dispone them at his pleasure. Dated at Dunglas, 31st May 1479.....	44
56. Charter by Hugh, Lord Mwntgumri and Giffyng, to Alexander Mwntgumry, son and apparent heir of Robert Mwntgumry of Giffyng, and Jonet of Dunlop his spouse, and the survivor of them, of the five merk land of old extent of Bar, lying in the lordship of Giffyng, bailiery of Conygham and shire of Air: To be held by Alexander and Jonet in conjunct fee, and their lawful heirs male; whom failing, by Robert, and his true lawful and nearest heirs whomsoever, for the services used and wont. Dated at the lands of Bar, 29th August 1483	44
57. Instrument of Sasine given by George Campbell of Lowdoun, Knight, sheriff of Air (by virtue of a briewe of sasine from the Chancery of James IV., as tutor and governor of his eldest son, James Duke of Rothsay, Earl of Carrik, and Lord of Kile and Conynghame), in favour of Hugh Lord Montegomori, of the lands and lordship of Ardrossane, with Seilerag	

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island and a stone of white wax yearly from the lands of Monfoid, and the fishing of East Salteottis; the lands and lordship of Eglintoun: and the lands and lordship of Robertoun, lying within the barony of Conynghame and bailiery of Air. Done on the ground of said lands, 5th June 1484	45
58. Procuratory by Hew Lord Montegomery, appointing Johne Montegomery of Giffyn, and others, his procurators for receiving from the King's officers sasine of the lands of Wrychthill, and the annual of Drumdow, after the tenor of the King's precept. Dated at Ardrossane, 6th September 1484	47
59. Instrument of Revocation by Hugh Lord Montgumry, of all grants, donations, confirmations of lands and obligations, given under his seal or sign manual, to whatsoever persons, during his minority; and especially of the charters, letters, and evidents granted to the deceased Hugh Montgumry, his foster-father. Done within the Castle of Ardrossane, 11th October 1484	47
60. Letter of Remission by King James IV., whereby, for the good and grateful service done to the King by Hugh Lord of Montgumry, and especially in the Camp near Strielin, on the day of St. Barnabas then last bypast, his Majesty remitted all action against Hugh for the destruction and pulling down of the place or house of Turnelaw, and for other offences committed by him previous to the 29th August then last, being the date of the royal proclamation made at Lanark relative to the granting of remissions. Given under the Great Seal, at Edinburgh, 14th October 1484.....	48
61. Letter of Reversion by Robert Abernethy, rector of the church of St. Mary of Rothsay, to Ninian Cocherane of Leys and Askok, of the lands belonging to him within the burgh and territory of Rothsay, on payment of forty merks Scots, and ten merks for buildings erected on said lands, on the high altar of the parish church of Rothsay; he or his executors or assignees having forty days' previous warning: On this condition, that Robert, his executors or assignees, should possess, for the King's farms, the said lands from Ninian and his heirs or assignees, for three years immediately following the payment of said sum; and that if Robert, his heirs or assignees, should absent themselves from the receipt of said money, Ninian, his heirs or assignees, should have free entry to the said lands without any payment to the said Robert. Dated 9th December 1490	48

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62. Instrument of Sasine given <i>proprietis manibus</i> by Ninian Cocherane of Lee to Mr. Robert Abernethy, rector of the church of St. Mary in Rothsay, of a croft of land near the Cross, called Cross M'Gibbon, on the north side of the road: Robert first giving to Ninian a Charter of Reversion of the said croft. Done near Cross M'Gibbon, 10th December 1490	50
63. Instrument of Sasine given by Patrick Culquhoune, bailie of Ninian Coherene, Lord of Lee and Ascock, to William Cocheren in Kirkton and Cuthbert Speyr, attorney for Margret Sympile, spouse of the said William, of Ninian's twenty-nine shilling land of old extent, lying on the north side of Ascock. Done on the ground of said lands. 30th July 1497	50
64. Retour of the Service before Hugh Campbell of Lowdone, sheriff of Are, of Adam Cunyngham of Caprontoun, as heir of his father in the lands of Velchtoun, Garngulane, Colisfeild, Vallesbank, and Mill of Enterkin, lying in Kilesteuart, within the shire of Are; also of Caprontoun and Brokalmvre, lying in Kilesteuart and shire of Are; of Badlane and Brodokle, in the bailiery of Cunyngham and shire of Are; and of Rynnistoun, within the territory of the burgh of Are. Also of the office called the Cronarisschipe of Kile Regis, Kile Steuart, and Cunyngham: which lands of Velchtoun, Garngulane, and Colisfeild, were then, and also in time of peace, valued at sixty merks, Badlane and Brodokle then, and also in time of peace, at six merks; and Rynnistoun then, and also in time of peace, at two merks: Velchtoun, Garngulane, Vallesbank, and Mill of Enterkin, being held of the Baron of Tarbolton by ward and relief, and a common suit at the principal messuage of Tarbolton; Colisfeild by brench farm, of the Baron of Tarbolton, for payment of a penny upon the ground of the said lands at the feast of the Trinity, if asked; and Caprontoun, of the King as Steward of Scotland, by ward and relief, and a common suit in the Court of Prestock; Badlane and Brodokle, of the King, as Steward, by brench farm, for payment of a penny yearly at Whitsunday, if asked; Rynnistoun, of the King, burgage; and the said Cronarisschipe, of the King, for service used and wont; and had all been in the hands of the superiors thereof since the death of Adam, two months before. Dated at Are, 3rd October 1497.....	51
65. Contract between Hugh Lord of Mungumbre, on the one part, and Sir Archibald Edmonstwn of Dunthret, on the other part, for the marriage of John of Mungumbre, son and heir of the former, to Bessie Edmonstwn, daughter of the latter; and failing of John or Bessie	

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by death, Hugh and Archibald bind their second, third, and fourth sons and daughters respectively: For which marriage Sir Arehibald binds himself, his heirs, etc., to pay to Lord Hugh 1300 merks Seots; and if either party should break this contract, he should pay to the other party 2000 merks for costs, etc. Dated at Strueling, 1st June 1498	52
66. Charter by King James IV. to Hugh Lord Montgumry of the Bailiery of Cunynghame and Chamberlaincy of the burgh of Irwyn: To be held by Hugh and his heirs of the King and his successors, as Stewards of Scotland, for payment of the rights, services, and dues used and wont of the said offices, according to the tenor of the ancient charters thereof: with power to Hugh and his heirs to ordain and hold Courts of Bailiery and of Chamberlaincy within the burgh of Irwyn; to convoke suits, punish transgressors, levy fines, escheats and issues of courts, and to receive and call up pledges; to receive, open, proclaim, and cause to be duly executed, briefs from our Chancery directed to him, and presented at his office of bailiery; to remove mairs and serjeants from their offices, and to appoint others in their stead; to hear and decide disputes and questions moved in said courts; and to appoint one or more deputies under him in the said offices, for whom he should be held responsible, etc. Given under the Great Seal, and dated at Edinburgh, 4th June 1498	54
67. Letters by King James IV. to his subjects in the bailiery of Cunynghame and burgh of Erwyne, commanding them to obey Hugh Lord Montgumry in his offices of Bailie of Cunynghame and Chamberlain of Erwyne. Given under the Privy Seal and Sign Manual, at Edinburgh, 6th June, A. R. R. 10° (1498)	55
68. Instrument of Sasine given by King James IV., <i>proprietis manibus</i> , to Hugh Lord Montgumry, of the offices of Bailie of Cunyngham and Chamberlain of Irvin. Done at the new royal Castle of Lochinkerane, in Kentyre, 4th July 1498	56
69. Letters of George Earl of Huntlie, Justice-General of Scotland on the south of the Forth, attesting that Robert Montgumry of Giffin had been acquitted, after trial in the Justiciary Court held at Aire, of the slaughter of Martin Makeachne, in the town of Irwin. 9th March 1495	57
70. Instrument of Resignation by Hugh Lord of Montgumry, in the hands of King James IV., as Steward of Scotland, of the lands of Robertoun, lying in the bailiery of Cunynghame	

and shire of Aire : which resignation being made, his Majesty, as Steward of Scotland,	Page
granted the said lands of new to the said Hugh, and Elen Campbell his spouse, in con-junct infestment, and to their lawful heirs; whom failing, to the heirs of Hugh whom-soever, in feu and heritage for ever: To be held of the King and his successors, as Stewards of Scotland, according to the tenor of the charter made thereupon. Done at the Palace at Strueling, 3rd February 1499	58
 71. Letter of Reversion by John Blar of that Ilk, to Hew Lord Montgomery, to resign the lands of Drummoster and Holnbyre, lying within the barony of Ardrossane and shire of Aire, on payment of 500 merks, as tocher for the marriage between Helen Montgomery, the daughter of the latter, and John Blar, son and heir of the former; for the payment of which the said lands had been disponeed in security. Blair, 15th November 1500.....	59
 72. Discharge by David Betoun, servant to the King, to Hugh Lord Montgumry, for 100 merks, in full payment of 500 merks, as composition for certain persons convicted of the theft of 'ane collar and ane sword,' at the Court of Justiciary held at Air. Edinburgh, 5th May 1501	60
 73. Decreet Arbitral by Hugh Lord Montgumry, between Alexander Montgumry, son and heir of the deceased Robert Montgumry of Giffin, and Margaret Blayr, spouse to Robert, ordaining her to have for terce, the lands of the Wrychthill, lying in Kingiskile within the shire of Ar; 25 shillings of annualrent from the lands of Drumdow, within the said shire; 25 acres of land lying within the burgh of Linlithqwe; and the annualrents whatsoever within the said burgh, pertaining to the deceased Robert. Irwin, 22nd November 1501,	60
 74. Retour of the Service of Alexander Montgumry, as heir of his father, Robert Montgumry of Giffin, in the lands of Giffin, Knokintyr, Knokinlyne, and 50 shillings of annualrent from the lands of Drumdow, all lying within the shire of Are; also 25 acres of the lands of Poldrat, in the territory and shire of Linlithqw, and certain annualrents belonging to said lands, raised from certain tenements within the said burgh of Linlithqw: which lands and annualrents were then valued at 135 merks, and in time of peace at 43 merks, held of Hugh Lord Montgumry for the service of ward, relief and marriage, and three suits at three heads pleas annually at Greyhill in Giffin, and had been in the said snuperior's hands since the death of Robert, fifteen days before. Dated at Grey in Giffin, 26th November 1501	61

75. Discharge by Constantyn Montgumerie, brother german to Alexander Montgumerie of Gyffen, to the said Alexander, for £10 Scots, in full contentment of his bairn's part of goods falling to him through the death of his father and mother. 23rd December 1502,	62
76. Tack by Margaret Blair, spouse of the deceased Robert Montgumerie of Giffyn, to her son, Alexander Montgumerie of Giffyn, of her terce lands of Giffyn, and also of the lands which Dame Jonet Houstoun, mother of the said Robert, held in conjunct infestment and terce, for all the days of Margaret's life; Alexander's entry to be 18th May 1503	63
77. Discharge by Ninian Cochran to Lord Montgumerie, for £40 Scots, as the last instalment of 260 merks due to him by the said Lord Montgumerie for lands in Bwyt. Dated at Glasgow. 5th December 1503	63
78. Notarial Instrnmnt, testifying that Ninian Stevert, Sheriff of Bat, promised to give and pay to the daughters procreate between Alexander Mungumre, late Laird of Giffyn, and Jonet Dunlop his spouse, 100 merks Scots each, until they were married. Done on the lands of Giffyn, 29th June 1506	64
79. Instrument of Relaxation, granted by King James IV. to John Lord Maxwell, of a Recognition of the lands of Mernes and Nethirpollok, in the shire of Renfrew, in terms of a decree of the Lords of Council made therupon. Done in the palace of Holyroodhouse, 26th February 1506.....	64
80. Precept of Sasine directed by Hugh, first Earl of Egglentoun, to John Mungumry and others, his baileys, for infesting John Mungumry, son and heir of the deceased George Mungumry of Skelmourle, in the lands of Skelmourle. Dated at Edinburgh. 19th August 1507	65
81. Instrument of Requisition by the attornies of Hugh Earl of Eglingtonoune, against Robert Francis of Stane, for six chalders of meal and six pounds of pepper of annualrent of the lands of Stane and Sanct Bridis Kyrk, belonging to the Earl, for three terms immediately preceding—The said Robert declared there would be controversies and disputes between him and the Earl, until the question were decided before the King and the Lords of his Council; and neither granted nor refused the said quantity of meal and pepper. Done upon the lands of Sanct Bridis Kyrk, 11th November 1507.....	66

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82. Charge by King James IV. to the Bailie of Cunnynghame, to call before him Jonet Dunlop, spouse of the deceased Alexander Montgumry of Giffin, and Margaret Blair good-mother of the said Alexander, and to decide the dispute between them relative to the right of the former to eleven bolls of meal yearly for the 'Myl of Heslait,' and forty stones of cheese for the lands of the Thirpart. Edinburgh, 17th January 1507	67
83. Indenture between Hugh, first Earl of Eglintoun, on the one part, and Robert Francis of the Stane, on the other part, for a marriage betwixt William Montgomery, or failing him, Hugh Montgomery, sons of the Earl, and Elizabeth daughter to the said Robert, to be completed within a year. Edinburgh, 20th January 1507	68
84. Discharge by James Archibishop of Glasgo, to Hugh, first Earl of Eglington, for 100 merks as composition for the ward of the five pound land of Kelle, lying within the shire of Renfrew. Dated at Struelin, 6th June 1509.....	70
85. Instrument of Protest by John Muntogumberye, brother of Hugh, Earl of Eglington, and bailie of Conigham, and John Muntogumberye, bailie of the burgh of Irwyn, deputies of the said Bailie of Conigham, against the trial before the Sheriff of Are, of Robert Boyman, John Gardner, and John Galstone, accused of the spoliation of two oxen from Robert Lyndessay and Elizabeth Holmys, living in Drehorn Conigham and Caprunstane, and claiming that they should be tried before the Bailie of Conigham, in regard the crime charged against them was committed under his jurisdiction. Done in the face of the Court at Are, 31st July 1509	70
86. Decree by the Lords of Session, at the instance of Hugh, first Earl of Eglintoun, and others, against Matthew Campbell, Sheriff of Air, and others, reducing their deliverance regarding the spoliation referred to in the preceding writ. Dated at Edinburgh, 7th February 1509.....	71
87. Decree Arbitral pronounced by Andrew Bishop of Murray, the Earls of Auguse, Ergile, and Cassillis, and William Lord Borthuik, finding that Hugh, Earl of Eglintoun, is hereditary bailie of the bailiery of Cunnynghame; and ordaining Cuthbert, Earl of Glenearne, to renounce all right thereto on receiving payment of certain sums. Dated at Edinburgh, 12th January 1509	72

88. Discharge by Cuthbert, Earl of Glencarne, and William of Conyghame, his son and heir, to Hugh, first Earl of Eglentown, and Bailie of Conyghame, for the sum of £400, being the amount adjudged in the preceding decree-arbitral to be paid by the said Earl of Eglentown. Dated at Montgrenan, 27th May 1510	75
89. Notarial Requisition by John Mowet, son and heir of John Movat, laird of Busby, as procurator for Hugh, Earl of Eglentovne and Lord Montgomery, against John Tempiltovne, son and heir of Edward Tempiltovne, laird of Tourlandis, and Bartholomew Akinloss, laird of that Ilk, for the sum of £100, together with a sufficient letter of tack for three years of the foresaid lands, according to the tenor of a letter of reversion made to Robert Conyghame of Coningamcheid thereupon. Done at the houses of Thomas Legat, burgess of Irvin, and Thomas Boyd in Kilmarnok, 9th Febrnary 1510.....	75
90. Notarial Instrnment, narrating that John Norum and John Sluthman, formerly officers of the late Hugh Campbell of Loudoun, Sheriff of Are, appeared before Andrew Lord Gray, the King's Justiciar, etc., and were judicially charged with the theftinous concealment of 10 merks Scots belonging to the King, received from the Lairds of Skelmirle and Kelsoland as the composition of Thomas Kelso. They confessed that they received the said sum from the lairds foresaid, and delivered it to the said Sheriff of Are. Done in the court-house of the burgh of Aire, 31st October 1511	76
91. Letter of Reversion by Andrew Crawfurd of Badlane, to resign to Hugh, first Earl of Eglintone, the lands of Drummostyr, lying within the shire of Air, bailiery of Cwnygham, and barony of Ardrossane, on payment of 200 merks upon the high altar of the Abbey kyrk of Kylwynnyng. Dated at Egleytone, 4th May 1512	77
92. Obligation by Hugh, first Earl of Eglintoun, to Alexander Lekpreweik of that Ilk, whereby he binds himself and his heirs not to uptake the fruits or mails of seventeen and a half merks' worth of the lands of Litill Bennane, within the lordship of Eglissem and shire of Renfrew, sold to the Earl by Alexander, for three years after Whitsunday next following the date of these presents. Dated at Polnowon, 20th July 1512	78
93. Bond of Manrent by John Montfod, son and heir of Alexander Montfod of that Ilk, to Hugh, first Earl of Eglintovne. Dated at Polnone, 18th August 1513	78

94. Retour of the Service before William Houstoun, Sheriff of Renfrew, of John Stewart, as heir of the deceased Matthew, Earl of Leuenax and Lord Dernle, his father, in the castle and lordship of Crukisfew, with the mill of the same; the palace and lands of Inchenan; and the lands of Perthekstok, lying within the shire of Renfrew: which were then in whole valued at £400, and in time of peace at £100; part of which were held of the King as Steward of Scotland, for payment yearly of a silver penny at Whitsunday, at the said castle, in name of blench farm, if asked; and part for the service of ward and relief, and a common suit in the Sheriff-court of Renfrew; and had been in the King's hands since Matthew's death, five weeks before. Done at Renfrew, 11th October 1513. (*Orig. in Poloc Charter Chest*) 79
95. Retour of the Service before William Lord Sympile, Sheriff of Renfrew, of Hugh Montgumry as heir of the deceased Sir John Montgumry of Corscraig, Knight, his father, in the lands of Pottartowne and Dyconisbank, lying within the lordship of Dernele and shire of Ranfrew; which were then valued at 8 merks, 10 shillings, and 8 pence, new extent, and in time of peace at 5 merks and half a merk, of old extent; and which were held of John, Earl of Lenax and Lord Dernely by the service of blench farm, for payment of one penny at Whitsunday, if asked only, and had been in his hands since the death of Sir John, one year and 9½ months before. Done at the Cross of Penfield, 10th July 1515. (*Orig. in Poloc Charter Chest*) 81
96. Tack by King James V. with consent of the Regent Albany, to Hugh, first Earl of Eglington, of the lands and lordship of the Stewartoun, lying within the bailiery of Cunyngham and shire of Are. Edinburgh, 12th October 1515 81
97. Confirmation by King James V. with consent of the Regent Albany, of letters of donation and assignation made by Hugh Earl of Eglington, Lord Montgomery, of the wards and marriages following: namely, to Isobella Montgomery his daughter, of the ward and marriage of Robert Montgomery, son and heir of the deceased Patrick Montgomery of Giffyn; to Katherine Montgomery, his daughter, of the ward and marriage of George Montgomery, son and heir of the deceased Cuthbert Montgomery of Skelmorelie; also to the same Katherine, his daughter, of the ward and marriage of Alexander Fergushill, son and heir of the deceased Thomas Fergushill, and of Robert Fergushill of that Ilk; to Jonet Montgomery, his lawful daughter, of the ward and marriage of John Ker, son and heir of the deceased Robert Ker of Kerrisland; and to Jonet Montgomery, his natural daughter.

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of the ward and marriage of the heir or heirs of Kellie. Edinburgh, 22nd October 1515	52
98. Grant by King James V. with consent of the Regent Albany, to Hugh, Earl of Eglintoun. of the office of Fiar of the Isle of Litill Comeray, until His Majesty attain the age of fifteen years: Giving to him full power to correct, punish, and resist all persons wasting and destroying the said Isle, etc. Edinburgh, 28th October 1515	54
99. Obligation by Colin, Earl of Ergile, to Ellen Countess of Eglintoun, his aunt, to return a chain of gold and a silver piecee, which had been borrowed from her by the said Earl. Dated at Edinburgh, 18th December 1515	55
100. Notarial Instrument by Hugh, Earl of Eglintoun, attesting that he consents to the con- tinuation of the compromise arbitral between him and John, Earl of Levinax, and Cuthbert, Earl of Glenearne, on this condition, that each of the said lords, for their busi- ness, actions and quarrels, shall have only three arbitrators: namely, three for the Earl of Levinax against the Earl of Eglintoun and his three arbitrators, who should promulgate and deliver their decree and deliverance between the said lords; and in the event of a dispute, to have recourse to the superior named in the said compromise: and the same with regard to the Earl of Glenearne. Done in the palae of James, Archbishop of Glasgow. etc., 3rd May 1516	55
101. Grant by King James V. with consent of the Regent Albany, to Hugh, first Earl of Eglintoun, of the office of Justiciary within the bailiery of Cunynghame, both in the burgh and lands of the same: giving him full power and special command to hold courts of Justiciary within the bounds of the bailiery; to call suits, choose assises, appoint officers of court, and punish thieves, plunderers, and homicides, etc. Glasgow, May 1517.	56
102. Notarial Instrument, attesting that Robert Montgomery, attorney for Hugh, Earl of Eglyne- toun, and John Montgummery, his son and heir, appeared in the presence of Cuthbert, Earl of Glenearne and Lord of Kilmawaris, etc., being in the lodgings of James Archbishop of Glasgow, and there required the said Earl to fulfil a certain contract, confirmed by the Regent Albany, relative to the infiefment of the Earl of Eglintoun and his son here- ditarily, in certain lands therein mentioned, without delay or impediment. Done in the lodgings of the said Archbishop in Edinburgh, 27th May 1517.....	57

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103. Instrument of Resignation by John Montgumry, as procurator for Thomas Hume of Langshaw, Knight, in the hands of James, Archbishop of Glasgow, and one of the Regents of the kingdom for the time, of the lands of the two Golobaries, lying within the bailiery of Cvnyngham and shire of Air, in favour of Hugh, Earl of Eglintoun, and Helen Campbell his spouse, in conjunct fee, and their heirs. Done in a chamber of the said Archbishop's lodgings in Edinburgh, 24th April 1518	88
104. Indenture between John Earl of Lenax and Hugh, first Earl of Eglintone, for the marriage of Mathew, eldest son and heir of the former, with Cristiane Montgomery, eldest daughter of John, Master of Eglintone, as soon as the same could be lawfully completed; and failing either or both of the said parties, the eldest surviving son of the Earl of Lenax, with the eldest surviving daughter of the Master of Eglintone. Glasgow, 16th February 1519	88
105. Discharge by John Earl of Lenax, to Hew, first Earl of Eglintone, for 2000 merks, being the sum promised by the latter, according to the above Indenture. Glasgow, 18th March 1520,.....	91
106. Notarial Instrument, attesting the appointment by James Browne, of Thomas Browne his brother-germane, and others, as his procurators, to obtain whatever briefs from the King's Chancery were necessary regarding the two Cotlandis, and twelve plough-gates of the lands and the manor-house of the same, belonging to him through the decease of the late William Browne, his father; lying in the town of Quhitsnm and shire of Berwik, and held of Thomas Redpetht, and to cause the same to be put to due execution; to receive possession and sasine of the said lands, uplift the rents, and as long as they shall deem expedient, lease them at an annual amount; and generally to do every thing necessary or convenient in regard to the premises, which the said James himself could have done if personally present. Done at Rome, at the church of St. Jheronimus, 15th May 1520	91
107. Discharge by Hugh Mungumry of Heslet and Corseraige, son and heir of the deceased Sir John of Mungumry, Knight, to John Maxvell of Pollok. of his right to twelve bolls of meal and twelve of bear, of annualrent out of Pollokshawys. Glasgow, 27th November 1521. (<i>Orig. Poloc Charter Chest</i>)	93
108. Contract between Alane Steward of Craghall, Rankin Mungumry of Scottistone and others.	

on the one part, and George Maxwell of Kowglen, on the other part, for the marriage of Henry Mungumry, 'oo' and heir of the said Rankin, with Effame Maxwell, daughter of the deceased Lard of Tynwald. Glasgw, 9th October 1522. (*Orig. Poloc Charter Chest*),

109. Extract of a Registered Decree Arbitral, pronounced by John Duke of Albany, Regent of Scotland, James (Beaton) Archbishop of St. Andrews, Lord Chancellor, Gawine Dunbar, Bishop of Aberdeen, John Lyndesay of Peteruvy, Knight, John Stirling of the Keire, Knight, and others, between Cuthbert Earl of Glenearne and Hugh Earl of Eglintoun, and their respective friends and servants, ordaining, that for the settling of past quarrels, and the maintenance of good concord between the parties in time to come, certain pecuniary obligations should be mutually discharged, and the Master of Glenearne's eldest son married to the Master of Eglintoun's sister. The Decree is dated the 13th, and the Extract 14th March 1523	94
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113. Charter by King James V. to Robert Huntar of Hunterstoune, and Jonet Mungumry his spouse, in conjunct fee, and their lawful heirs male, of the island and lands of Little Cumray, lying within the river of Clude, of which the said Robert and his predecessors were before the hereditary keepers, and for the keeping of which two chalders of barley annually were paid to them by the Sheriff of Bute, out of the rents of the King's lands and island of Bute: To be held of the King and his successors, for payment annually of £3, 6s. 8d. at Whitsunday and Martinmas, by equal portions, in name of few farm only, with the exoneration of the said two chalders of barley, formerly paid to Robert and his predecessors for the keeping of the island; and their heirs, at their entry to the lands, to pay one year's duplication of the said few farm. Given under the Great Seal, at Edinburgh, 31st May 1527 105
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117. Charter by King James V. to Hugh, first Earl of Eglingtonoune, narrating, that it plainly appeared to him and the Lords of his Council, that the Earl and his predecessors were hereditarily infest in, and held of the King and his predecessors, by the service of ward and relief, the lands and barony of Ardrossane, extending to 180 merks of old extent; forty

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merk land of old extent of Eglington; twenty shillings land of old extent of Snotgers; forty pound lands of old extent of Robertoun; forty shillings lands of old extent of Alhallow Chapell, all lying within the shire of Ayr; the lands and lordship of Eglishame, with the patronage of the churches and chapels thereof, extending to one hundred merk lands of old extent; twenty pound lands of Estwod; ten pound lands of old extent of Lochlebothsyd, lying within the shire of Renfrew; ten pound lands of Bonnytoun, and five pound lands of Poltoun, lying within the shire of Edinburgh, and by annexation, within the barony and shire of Renfrew; and twenty pound lands of old extent of Locharansaye, in the island of Arane and shire of Bute; and declaring, that the foresaid lands of Robertoun and Estwod belong to the said Hugh, and Helen Campbell his spouse, in conjunct infestment; also, that it clearly appeared that the principal messuage and manor-house of Eglington had lately been burnt down and destroyed by William Cunynghame, Master of Glencarne, and his accomplices, and along with them the charters, instruments of sasine, infestments and evidents of the said lands, which were kept therein, and that his Majesty now declared and admitted the said Hugh Earl of Eglington, the immediate and legal holder from him of all the foresaid lands: To be held of the King and his successors hereditarily by the service of ward and relief; and that this present declaration and admission should be to the Earl and his heirs for a sufficient charter, sasine and infestments of the foresaid lands in all time coming. Given under the Great Seal, at Edinburgh, 23rd January 1528.....	109
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CHARTERS AND FAMILY PAPERS.

CHARTER by William of Hauecestertun and Richard, his brother, John the son of Alan of Mundegumeri, Vincent the son of Robert Auenel, and Nicholas the son of Roland, to the Abbey of Melrose, of lands in Inuerwich. [Cirea 1170.]

1. OMNIBUS sancte matris ecclesie filiis, tam presentibus quam futuris, Willelmus de Hauecestertun, et Ricardus de Hauecestertun, frater eius, et Johannes filius Alani de Muudegumeri, et Vincencius filius Roberti Auenel, et Nicholaus filius Rolandi, Salutem: Scatis nos dedisse et concessisse, et hac presenti carta nostra confirmasse, Deo et Ecclesie Sancte Marie de Melros, et monachis ibidem Deo seruientibus, pro salute animarum nostrarum, et pro animabus patrum et matrum, et omnium antecessorum et successorum n[ostrorum], pro anima Walteri filii Alani. domini nostri, et pro animabus omnium fidelium defunctorum, quandam terram in territorio de Inuerwich, sicut fossatum circuit eamdem [terram a] fratribus eorum factum, in liberam, et puram, et perpetuam elemosinam, solutam et quietam ab omni terreno seruicio et exacione seculari; sicut aliquam elemosinam lib[erius, quie]cius, et honorificencius tenent in terra Regis Seotie: Et nos, et heredes nostri, warantizabimus predictis monachis eamdem terram contra omnes homines imperpetuum: Preterea, dimisimus eisdem predictis monachis communem pasturam eiusdem ville de Inuerewich, de profunda uia ad capud de Manimeth, ad diuisas illas que sunt inter nos et monachos de Kelcou; scilicet, ex transuerso de Monneselaht usque in Witselad, et de Witselad usque in Edwardescloch, et de Edwardescloch usque in Botkil, et sie sursum per eandem aquam, scilicet Botkil, per rectas diuisas de Inuerwich usque ad bercariam predictorum monachorum, et de illa bercaria usque ad profundam uiam prenominatam: Haue predictam pasturam, cum aisiamenti infra predictas diuisas, scilicet, in petariis, in turbariis, tenebunt predicti monachi de nobis et heredibus nostris, in feudam firmam imperpetuum, libere et quiete, et solute de omnibus seruiciis et terrenis exaccionibus: Reddendo inde annuatim nobis et heredibus nostris, decem solidos ad Pente-costen: Hiis testibus, Willelmo Valensi de Staintun, Nigello, persona de Ruthirglen, Magistro Willelmo de Erchel-

dun, Willelmo Cliford, Roberto Auenel, Roberto filio Gregorii, Willelmo Lefrancensis, Ricardo Letaillur, Waltero Ho gilli et multis aliis.



CHARTER by Marjory of Mundegumry to John Kenedy, of her lands in the knights fee of Castlys.
 [Before 27th August 1362.]

2. OMNIBUS hanc chartam visuris vel audituris, Marioria de Mundegumry, consanguinea et heres Christiane de Mundgumry, Salutem in Domino sempiternam: Noueritis quod ego, in mea pura et legitima viduitate, non vi nec metu conducta, sed pura et spont[an]ea mea voluntate, dedi ac vendicionis titulo concessi ac vendidi, et hac presenti carta mea confirmavi, neenon dono et concedo, titulo quo supra, et per eandem chartam meam confirmo Johanni Kenedy hereditarie, omnes terras que me hereditario iure contingunt infra feodum militare de Castlys, in comitatu de Carrie, infra vicecomitatum de Are; et totum ius et clameum quod habeo, uel habere potero, pro me uel meis heredibus, in toto uel in parte, ipsius feodi militaris de Castlys: Tenendas et habendas eidem Johanni, heredibus et assignatis suis, de superioribus dominis feodi supradicti qui pro tempore fuerint, in feodo et hereditate, per omnes rectas et antiquas metas et diuisas suas, adeo libere, quiete, plenarie, integre et honorifice, in boscis, planis, pratis, pascuis, et pasturis, moris, maresii, vii, semitis, aquis, stagnis, multuris, molendinis et eorum sequelis, auecupacionibus, piscacionibus et venacionibus, terris cultis et non cultis, et cum omnibus aliis libertatibus, commoditatibus, aysiamentis, et instis pertinencieis, tam non nominatis quam nominatis, tam sub terra quam supra terram, ad dietas terras et feodum militare spectantibus seu iuste spectare valentibus in futurum; sicut ego Marioria predicta, aut antecessores mei quicunque, quibuscunque temporibus retroactis, dietas terras aut dictum feodum militare de Castlys cum pertinencieis, liberius tenui seu possedi, tenuerunt seu possiderunt: Faciendo superioribus dominis predictarum terrarum, seu supradicti feodi militaris, predictus Johannes, heredes sui, et sui assignati, servicio de predictis terris et de predicto feodo militari de Castlys, cum pertinencieis, debito et consueto: Et ego Marioria predicta et heredes mei, omnes predictas terras de Castlys cum pertinencieis, eidem Johanni Kenedy, heredibus suis et suis assigauatis, contra omnes homines et feminas, varantizabimus, acquietabimus, et imperpetuum defendemus: In cuius rei testimonium presenti carte mee sigillum meum est appensum; et ad maiorem huius rei seenitatem et evidenciam pleniorem, sigilla communia monasterii de Crosseragwell et burgi de Are, vna cum sigillis Thome Flemyn, Comitis de Wygtoun, et Domini Duncani Wallays, militis, tunc vicecomitis de Are, presenti carte mee, gracia testimonii, apponi procurauit: Testibus venerabilibus in Christo patribus, Johanne Dei gracia Abbatte de Pasleto, et Roberto Abbatte de Kyllewymyne, Alano Senescallo, Maleolmo Sawelsone, Willelmo de Echlys, Patricio filio Symonis, Finlaio de Keris, cum multis aliis.

[Dorso] — Carta alienacionis Mariorie Mungumry de Cassillis facta Johanni Kennedy de Dunmowr.

CHARTER by King David II. confirming Charters by Marjory of Mundegunury senior, and Marjory of Mundegumbray her cousin, 27th August 1362.

3. DAVID Dei gracia Rex Scottorum, Omnibus probis hominibus locis terre sue, Salutem: Sciatis nos approbasse, ratificasse, et hac presenti carta nostra confirmasse donacionem illam et concessionem, neenon et vendicionem, quas Marioria de Mungumbry senior, et Marioria de Mungumbry, filia Johannis de Mungumbry, consanguinea predite Mariorie, fecerunt Johanni Kenedy, dilecto et fideli nostro, de terris de Castlys, eum pertinenciis, in comitatu de Carrie infra vicecomitatum de Are: Tenendis et habendis eidem Johanni Kenedy et heredibus suis, cum omnibus et singulis libertatibus, commoditatibus, aysiamentis, et iustis pertinenciis suis quibuscunque, ad dietas terras spectantibus, seu quoquo modo spectare iuste valentibus; adeo libere et quiete, plenarie, integre et honorifice, in omnibus et per omnia, sicut carte dictarum Mariorie et Mariorie eidem Johanni Kenedy inde confecte, in se plenius iuste continent et proportant: Salvo seruicio nostro, eciam et eiuslibet iure salvo: In cuius rei testimonium presenti carte nostrae confirmacionis sigillum nostrum precepimus apponi: Testibus venerabilibus in Christo patribus, Willelmo Episcopo Sancti Andree, et Patricio Episcopo Brechinensi, Cancellario nostro, Roberto Senesallo Scocie, Comite de Stratherne, nepote nostro, Willelmo Comite de Douglas, Roberto de Erskyne, Camerario nostro, Waltero de Halyburton, et Johanne del Ile, militibus; apud Edinburgh, xxvii^o die Augusti, anno nostri tricesimo quarto.

CHARTER by Robert, Steward of Scotland, to Hugh of Eglintoun, Knight, and Egidia, his spouse, of a stone of wax yearly from the lands of Monfodevrry [1358—1370].

4. OMNIBUS hanc cartam visuris vel audituris, Robertus Senescallus Scocie, Comes de Stratherne, Salutem in Domino semipernam: Sciatis nos dedisse, concessisse, et hac presenti carta nostra confirmasse Domiuo Hugoni de Eglintoun, militi, dilecto et fideli nostro, ac Domine Egidie, sponse sue, dilecte sorori nostre, corum alteri diucis viuenti, et ipsius Domini Hugonis heredibus et assignatis, vnam petram cere anni redditus nobis debitam de terra de Monfodevrry, infra baroniem de Conyngham, vicecomitatus de Are, absque aliquo retinemento imperpetuum, in omnibus et per omnia hereditarie possidendam; vna cum potestate plenaria pro dicta petra cere, annis singulis debite, compellendi: In cuius rei testimonium presenti carte nostrae appossum est sigillum nostrum: Testibus, Dominis Johanne Senesallo, fratre nostro, Roberto de Erskyn, Johanne de Lindessay, Johanne de Insula, militibus, Andrea de Conyngham, Thoma Sympole, Johanne Tayt, et multis aliis.

CHARTER by Thomas Stewart, Earl of Angouss, to Hugh of Eglyntoun, Knight, of the land of Ormdale, 25th May 1360.

5. OMNIBUS hanc cartam visuris vel audituris, Thomas Senescallus, Comes de Angouss, Salutem in

Domino sempiternam: Nouerit vniuersitas vestra nos dedisse, concessisse, et hac presenti carta nostra confirmasse dilecto et fideli nostro domino Hugoni de Eglyntoun militi, totam terram nostram de Orndale cum pertinenciis, in dominio de Cowalle, infra vicecomitatum Ergadie: Tenendam et habendam dicto Domino Hugoni, et heredibus suis, et suis assignatis, de nobis et heredibus nostris, de assignatis suis nobis et heredibus nostris acceptabilibus, totam terram predictam cum pertinenciis, per omnes suas rectas metas et diuisas, libere, quiete, plenarie, honorifice, bene et in pace, cum dominio liberetenencium et eorum seruiciis, in molendinis et eorum sequelis, et cum omnibus libertatibus, commoditatibus et aysiamentis, tam non nominatis quam nominatis, ad dictam terram cum pertinenciis spectantibus. seu in futuro spectare valentibus quoquo modo: Faciendo inde annuatim dictus Dominus Hugo, heredes sui, vel sui assignati, capitali domino feodi predieti, seruicium pro dicta terra debitum et consuetum: et reddendo inde annuatim nobis et heredibus nostris dictus Dominus Hugo, heredes sui vel sui assignati, apud dictam terram de Orndale, nomine recognicionis huius donacionis nostre, in festo Natiuitatis Beati Johannis Baptiste, vnum par calcearium deauratorum, vel quadraginta denarios argenti, si super predictam terram petantur, pro omnibus aliis seruiciis, exaccionibus secularibus vel demandis, que de dicta terra cum pertinenciis, per nos uel heredes nostros, exigi poterunt aut requiri: Et nos dictus Thomas et heredes nostri, totam predictam terram cum pertinenciis, in omnibus et per omnia ut prescriptum est, dicto Domino Hugoni et heredibus suis, vel suis assignatis, contra omnes mortales warantizabimus, aequietabimus, et imperpetuum defendemus: In eius rei testimonum sigillum nostrum presenti carte nostre fecimus apponi: Datum apud Edynburgh, vicesimo quinto die Maii, anno Domini millesimo CCC^{mo} sexagesimo: His testibus, Domino Roberto Senescallo Scocie, Comite de Stratherne, Domino Willelmo Comite de Douglas, Dominis Roberto de Irskyn, et Johanne de Lyle, militibus, Alexander de Mongomry, Mauricio de Convaille, Alano de Lawedre, et multis aliis.

CHARTER by John of Moray, Lord of Hormishocis, to Hugh of Eglynstoun, and Egidia of Lyndesay, of the lands of Hormishocis, [17.] January 1361.

6. OMNIBUS hanc cartam visuris vel audituris, Johannes de Moraia, Dominus Dominii de Hormishocis, Salutem in Domino sempiternam: Noueritis me dedisse, concessisse, et hac presenti carta mea confirmasse dilectis meis, Domino Hugoni de Eglynstoun, et Domine Egedie de Lyndesay, totam terram meam de Hormishocis, cum omnibus suis pertinenciis; vna cum omni seruicio de Dollywra, de Potertovn, et de Wagrov, dicto dominio de jure debito et consueto: Tenendam et habendam dicto Domino Hugoni, et prediecte Domine Egidie, seu eorum diuiciis viuenti, ac heredibus dicti Domini Hugonis legitime procreatis seu procreandis, vel suis assignatis, libere, quiete, bene, et in pace, cum omnibus libertatibus, commoditatibus et aysiamentis dictae terre spectantibus, seu de cetero aliquo modo spectare valentibus: Faciendo inde dictus Dominus Hugo, et heredes sui, vel sui assignati, capitali domino terre prediecte, seruitium de

dicta terra debitum et consuetum: In cuius rei testimonium sigillum meum presentibus est appensum: Et quod sigillum meum minus est [cognitum], sigillum domini mei, Domini Roberti Senescalli Scocie, ac Comitis de Stratherne, hanc meam cartam pre-sentibus apponi procuraui: Datum apud Ardrossan, die d[ecimo] sexto ante festum purificacionis beate Virginis [Marie], anno Domini M^o CCC^o sexagesimo primo: Hiis testibus, Domino Roberto, Dei gracia Abbe monasterii de Kylwenyn, Domino Willelmo de Passeleto perpetuo Vicario ecclesie de Kylbreny, Hugone de Raht, Alauo de Mvnfode, Johanne de Crauford de Badelay, et multis aliis.

Seal: A Cheveron between a Fleur de Lis and a Mullet in the dexter and sinister chief points, and a Mullet in base. Legend: 'S. Johs.
de Moravia.'



CHARTER by Robert, Steward of Scotland, to Alexander of Blare, of an annualrent from the lands of Stane and Buretres, 10th December 1363.

7. OMNIBUS hanc cartam visuris vel audituris, Robertus Senescallus Scocie, Comes de Stratherne, ac Dominus de Conynghame, Salutem: Sciatis nos dedisse, concessisse, et hac presenti carta nostra confirmasse Alexandro de Blare, dilecto et fideli nostro, illum annum redditum quatuor celdrarum farrine auene, et vnius libre piperis, quem Alanus le Suche, et Willelmus de Ferrariis, milites, recipere consueuerunt de terra del Stane et de Buretres, que nunc sunt Andree Fraunceys, in Conynghame: Tenendum et habendum dicto Alexandro, heredibus suis vel suis assignatis imperpetuum, de nobis et heredibus nostris, in feodo et hereditate, libere, quiete, plenarie et honorifice: Reddendo inde nobis et heredibus nostris, dictus Alexander et heredes sui, vel sui assignati, vnum par calcarium deauratorum, vel duodecim denarios argenti, annuatim, si petantur, ad festum Pentecostis, pro omni alio seruicio seculari, exaccione, seu demanda: In cuius rei testimonium presenti carte nostre sigillum nostrum precepimus apponi: Hiis testibus, venerabili in Christo patre, Domino Willelmo, Dei gracia Abbe monasterii de Inchaffray, Domino Thoma de Fausyde, milite, Alexandro Senescallo, filio nostro, Johanne Mercer, burgense de Perth, Mauricio de Drommonde, et multis aliis; apud dictum monasterium de Inchaffray, decimo die mensis Decembris, anno Domini millesimo tricentesimo sexagesimo tercio.

TRANSUMPT before the Official of Lothian (on 28th September 1482), of Grants by Robert, Steward of Scotland, to Sir Hugh of Eglintoun, of the offices of Baillie of Cunynghame and Chamberlain of Irwyne, and of other writs relating to the same offices, 1366–1448.

8. IN Dei Nomine, Amen: Nouerint vniuersi et singuli hoc presens publicum instrumentum transsumptum inspecturi, lecturi et audituri, quod nos, Ricardus Roberti, Rector ecclesie perochialis de Suthek, ac venerabilis et egregii viri, Domini Officialis Sanctiandree infra Archidiaconatum

Laudonie, commissarius ad vniuersitatem causarum specialiter deputatus, ad instanciam nobilis et potentis domini, Hugonis Domini Mowngumry, omnes et singulos communiter et diuisim. interesse habentes, seu habere putantes, vel quos infrascriptum tangit negocium, seu tangere poterit quomodolibet in futurum, ad comparendum coram nobis, certis die et loco inferius designatis, ad videndum et audiendum quasdam cartas, literas, evidencias, indenturas et quitaneias inferius scriptas, concernentes officium Balliatus de Cunynghame, et officium Camerarie burgi de Irwyne, transsumi, transcribi et exemplari, et in publicam transsumpti formam redigi, per edictum publicum, in valuis ecclesie Beati Egidii de Edinburgh, affixum et publicatum, peremptorie citari fecimus, eum intimacione debita, vt moris est: Quibus die et loco aduenientibus, comparuit coram nobis prefatus Hugo Dominus Mowngumry, vnamcum suo aduocato sive prolocutore, Domino Johanne Symontoun, presbytero, et dictas literas citatorias debite execucioni demandatas, presentauit; quibus receptis, vocatisque in eisdem contentis, et non comparentibus, prefatus Dominus Johannes Symontoun contumacias accensauit, et in penam suarum contumaciarum, dictas cartas, literas, endenturas et evidencias, judicialiter produxit et exhibuit; huiusmodi sub tenore:

- (1.) ROBERTUS Senescallus Seocie, Comes de Stratherne, Vniversis presentes literas inspecturis. Salutem: Sciatis quod hereditarie concessimus Domino Hugoni de Eglintoune officium Balliui Baronia nostre de Cunyngham, cum ductione omnium hominum habitantium in eadem, ac eum plenaria potestate omnia et singula faciendi et excrendi, que ad balliui officium in omnibus et per omnia, et ad ductionem huiusmodi, pertinere dinoscuntur: Quare omnibus dictam baroniam inhabitantibus, et ceteris quorum interest, precipimus et mandamus quatenus, in omnibus et singulis dictum officium ac ductionem predictam tangentibus, dicto Domino Hugoni, et ipsius heredibus, plenarie respondeant, pareant et intendant: In cuius rei testimonium sigillum [nostrum] est appensum, vnamcum sigillo Johannis Senescalli, Domini de Kyll, primogeniti nostri, [apud Erth, xv die] Januarii, anno Domini M^o tricentesimo lx^{mo} sexto. Litera autem suprascripta sigillata erat vno sigillo, sed tamen portabat signum vbi aliud sigillum fuerat affixum, sed obreptum. Sequitur tenor alterius literae:
- (2.) ROBERTUS Senescallus Seocie, Comes de Stratherne, Vniersis presentes literas inspecturis. Salutem: Quia officium Balliui Baronia nostre de Cunyngham, ac officium Camerarii eiusdem, Domino Hugoni de Eglintoun, militi, dilecto fratri nostro, hereditarie concessimus; vniuersitati vestre innotescimus quod nos eidem Domino Hugoni, pro labore suo in premissis officiis, et heredibus suis, per presentes concessimus tertiam partem omnium finium et exituum balliui ac camerarii curiarum futuris temporibus contingencium: Quare omnibus quorum interest mandamus et precipimus quatenus dicto Domino Hugoni, et ipsius heredibus, in premissis respondeant, pareant et intendant: In cuius rei testimonium sigillum nostrum presentibus est appensum, vnamcum sigillo Johannis Senescalli, Domini de Kyle, primogeniti nostri, apud Erth, xv die

Januarii, anno Domini M^{mo} iii^e lx sexto. Hec autem litera sigillata erat duobus sigillis, vt in litera predicta continebantur, vt apparuit. Sequitur tenor tercie litere :

- (3.) **OMNIBUS** hoc scriptum visuris vel audituris, Robertus Senescallus Scocie, Comes de Stratherne, Salutem in Domino: Quia concessimus et hereditarie donanimus nobili viro, Domino Hugoni de Eglintoun, Domino eiusdem, dilecto fratri nostro, et heredibus suis, officium Balliui Baroniae de Cunyngham, vnaeum officio Camerarii burgi nostri de Irwyn, ad que quidem officia nullus feodus in certo consequitur nec debetur: Noueritis nos dedisse, et per presentes concessisse eidem Domino Hugoni et heredibus suis hereditarie, tertiam partem omnium exituum et americiamentorum in dictis curiis contingencium qualitercumque: Et hoc omnibus quorum interest, vel poterit interesse, tenore presentium immotescat: In cuius rei testimonium sigillum nostrum, vnaeum sigillo Johannis Senescalli, Comitis de Carrick, Domini de Kyle et de Atholia, filii nostri primogeniti, presentem concessionem vt predicitur confirmantis et ratificantis, est appensum: Testibus, religioso viro, Domino Roberto, Dei gratia Abbe de Kylwynin, nobilibus viris, Dominis Johanne de Lindesaye, Domino de Thurstone, Adam de Fullartoun, Domino de Corsby, militibus; Kennydy, Domino de Donhom, Johanne Wallace, Domino de Richardtoun, Thoma Sympill, Domino de Elyastoun, Johanne Graye de Estelwoude, et multis aliis. Hec autem litera sigillata erat vno sigillo, sed tamen portabat signum vbi aliud sigillum erat affixum. Sequitur tenor quarte litere :
- (4.) **OMNIBUS** hoc scriptum visuris vel audituris, Robertus Senescallus Scocie, Comes de Stratherne Salutem in Domino: Quia ex certa deliberacione, pro nobis et heredibus nostris, officium Balliui Baronie nostre de Cunyngham, cum omnibus suis pertinenciis et proficiis, dilecto et fideli nostro, Domino Hugoni de Eglintoun, militi, et heredibus suis, hereditarie concessimus; vt patet per literas nostras sibi inde confectas: Et jam, ex sua sufferancia et voluntate, alium pro tempore in dieto officio assignauimus ministrare, liceat prefato Domino Hugoni, vel alieni heredum suorum, dictum officium reintrare, virtute literarum nostrarum prehabitarum, et in eodem ministrare, vt prius, nulla premunitione facienda dictum officium occupanti; non obstante virtute alienius litere nostre habite seu habende in contrarium literarum nostrarum sibi primo inde confectarum: Et hoc omnibus quorum interest tenore presencium notificamus: In eius rei testimonium sigillum nostrum presenti scripto fecimus apponi: Datum apud Renfrew, penultimo die mensis Maii, anno Domini M^o tricentesimo septuagesimo. Sequitur tenore quinte litere :
- (5.) **OMNIBUS** hoc scriptum visuris vel audituris, Robertus Senescallus Scocie, Comes de Stratherne, Salutem in Domino: Sciatis nos dedisse, et per presentes concessisse nobili viro, Domino Hugoni de Eglintoun, militi, Domino eiusdem, dilecto fratri nostro, officium Balliui Baronie nostre de Cunyngham, vnaeum officio Camerarii burgi nostri de Irwyn: Tenendum et habendum dicto Domino Hugoni [et] heredibus suis, de nobis et heredibus nostris: Dantes et concedentes eidem

Domino Hugoni [et] heredibus suis, [potestatem] curiam nostram pro eisdem, vel curias nostras, dictorum officiorum tenendi, terras nostras assedandi, firmas earundem leuandi et replegiandi, transgressores dictorum officiorum puniendi et corrigendi, et amerciamenta eorundem leuandi, vnum vel plures loco eorundem in dictis officiis substituendi; ac omnia et singula faciendi que ad huiusmodi officia pertinent, seu pertinere dinoscuntur: Ratum et gratum ac firmum habentes et habituros quicquid per dictum Dominum Hugomem, vel heredes suos, in premissis seu circa ea, necessaria fuerint, seu etiam oportuna. Cetera vero in huiusmodi carta contenta legi non poterant, propter suam caducitatem; que quidem carta sigillata erat vno sigillo, et arma in eodem patebant. Sequitur tenor sixte literae:

(6.) JACOBUS Dei gracia Rex Scotorum et Senescallus Seocie, Omnibus probis hominibus suis ad quos presentes literae peruerterint, Salutem: Sciatis nos dedisse, concessisse, et hoc presenti scripto nostro confirmasse dilecto nostro, Alexandro de Montgumry, filio primogenito dilecti consanguinei nostri, Alexandri Domini Montgumry, officium Balliui Baronie de Cunynghame cum pertinen- ciis; ad quod officium nullus feodus in certo-consequitur nec debetur: Quod quidem officium cum pertinen- ciis fuit dicti Alexandri, consanguinei nostri, hereditarie; et quod idem noster consanguineus in manus nostras, tanquam Senescalli Seocie, sursum reddidit, pureque simpliciter resignauit: Tenendum et habendum dictum officium eum pertinen- ciis, dicto Alejandro de Montgumry, filio dicti consanguinei nostri, et heredibus suis, de nobis, tanquam Senescallo Seocie, libere, quiete, plenarie, integre, honorifice, bene et in pace, sine retinemento seu obstaculo quo- enque: Faciendo dictus Alexander, filius, et heredes sui, seruicia et onera dicto officio incumbencia, debita et consueta: Datum sub nostro secreto sigillo apud Strueling, vltimo die mensis Januarii, anno Domini millesimo quadringentesimo quadragesimo octavo, et regni nostri duodecimo. Sequitur tenor vii literae.

(7.) THIR endenturis made at Irwyne, the sextende day of Junii, the zer of our Lorde a thousande four hundredth twenty and fyve, betuys worshipful lordis, Schir Jone of Mungumry, Lorde of Ardrossane, on the ta part, and Schir Robert of Conyngham, Lorde of Kylnawrys, on the tothir part, propertis and beris witnas as eftyr folowis, that is to say; at the said Schir Robert of Coningham is oblist to wed Anny of Mungumry, the dochtyr of Schir Jone of Mungumry, and to gyfe to the said Anny joynffement of twenty markis worth of his Mudir landis; And gife it hapynnys the said Schir Robert and Anny hafand sonnys of lyfe, the joynffement beande of na walwe: And for his mariage and joynffement, the said Schir Jone of Mungumry is oblist to gyfe to the said Schir Robert thre hundredth markis and fourty pounde; the quuhilkis sal be payt zerly fourty pounde quuhil the hale sowne be fullily payt; and in the begyuning, twenty pounde at Martynmes next eftir the makyng of thir letres; and at Wytsunday next thaireftir folowande, the said Schir Jone of Mungumry sal make his Witsonday of fourty poundis worth of lande, and he sal mak the malaris dettouris to the said Schir Robert, entrande to the male

of the said landis at that ilk Wytsday; the quuhilk landis sal be the Estwode and Loychelbokside, and at the likyng of the said Schir Jone of Mungunry mar inward landis gyfe hym likys, ilk zer to tak vp fourty pounde of tha said landis, quuhil he be fullily payt at vsuale termys as is befor said: Als it is acordit at the said Schir Robert sal joyse and browk the Balzery of Coningham, with al the profytis pertenande til it, for the terme of his lyfe; and the said Schir Robert is oblist at he sal nocth mak na ger mak the said Balzery sekirar til him, na til his ayris, in to the mentyme, na he was in to the entra of the said Balzery; the said Schir Jone of Mungunry and his ayris hafande recourse to the said Balzery eftir the dede of the said Schir Robert, in the samyn forme and effect as it was in the tyme of the makyng of thir eudentys: Als, because of kyrend thar behufys to be a purchas; and gife it may be gotyn in Scotlande, the said Schir Jone of Mungunry sal pay tharfor, and gife it be outwyth, it sal be gotyn on bath thair costys: And gyfe it hapynnys the said Schir Jone of Mungunry nocth to ga in hostage for the Kyng, he sal hald the said Anny his dochter, and a damysale with hir, and Schir Robertis resonabyl repayr, for twa zer in met and drynk, and buch of court, with sex horssis fyndyng at the liking of the said Schir Robert; and gife he gais in hostage, the said Schir Robert sal se for his wiffe hymself: Als, it is acordit at the said Schir Robert sal nocth enter in the said Balzery quuhil the said Anny and he be maryit: Als, it is acordyt at gife ony of thai twa, Schir Robert or Anny, decessis or thai be maryit, the said Schir Robert or his ayris sal restor it that he has tane vp of the said mariage, in the samyn tyme, at the Martynnes and the Wytsday next folowande, to the said Schir Jone of Mungunry or his ayris: And til al and syndry thir poynatis lelly and trewly to be kepyt, but frawde or gyle, athir of the said lordis tyl athir has gyfyn the fayth of thair bodyis: In the wytnas of the quuhilkis, and to the mar sekynas, entirchangiably has set to thair selis, yher, day, and place befor wrytyn. Sequitur tenor vltime litere.

- (8.) BE it kend til al men be thir present letteris, me Robert of Conygham, knycht, Lord of Kylmawris, for til haff ressawit and thankfully pait to me, throw the handis of ane mychi and a rencrende lord, Alexsander Mungunry, Lord of Ardrossan, thre hundereth markis and fourty pwndis, be cause of mariage of Angnes of Mungunry, his sister, as it proportis in endenturis made betwex his fader, Sir Jon of Mungunry, and me the said Robert of Conygham; of the quilk thre hundereth merkis and fourty pwndis, I the said Robert of Conygham haldis me weil pait and fullily asythit of the said sowni, and the forsaid Alexsander Mungunry, Lord of Ardrossan, his ayeris, executouris, and assigneis, be thir my present letteris, qwitelamis for euirmar. In the witnes of the qwilc thyng I haff howngyne to my seill at Fynlawston, the twenty day of Feuerher, the yher of our Lord athusand four hundereth and therty and twa yher.

Post quarumquidem literarum presentacionem et recepcionem, dictos citatos vocatos et non comparentes, merito prout erant reputatiuimus contumaces, et in penam suarum contumaciarum

predictas literas ad manus recipimus, vidimus, et diligenter examinauimus: Idecireo, sepedictas literas per notarium publicum subscriptum transsumi et exemplari, et in publicam transsumpti formam redigi, iuandauius et fecimus; volentes et decernentes quod presenti instrumento. siue transsumpto publico, tau in judicio quam extra, vbiique locorum de cetero adhibeat plena fides, et tanta qualis et quanta ipsis literis originalibus superius de verbo ad verbum insertis si in medium producerentur: In quorum omnium et singulorum fidem et testimonium premissorum. sigillum officii dicti domini officialis, vnaeum subscripcione notarii publici subscripti, jussimus et fecimus appensione communiri: Datum et actum in ecclesia Beati Egidii de Edinburgh, loco consistoriali eiusdem solito et consueto, xxviii^o die mensis Septembris, anno Domini millesimo quadringentesimo octuagesimo secundo, indictione decima quinta, pontificatus sanctissimi in Christo patris et domini nostri, domini Sixti, diuina prouidencia pape quarti, anno duodecimo: Presentibus ibidem venerabilibus et discretis viris, Magistris Thoma Mowngumry, Rectore de Eglishame, Dauid Boys, Johanne Fingud, prebendariis dictae ecclesie de Edinburgh, et Roberto Spethy, notario publico, cum diuersis aliis testibus ad premissa vocatis pariter et rogatis.

Et ego Georgeus Cotis, presbyter Sanctiandree dioecesis, publicus autoritate imperiali notarius, et ipsis domini officialis curie scriba. Quia, etc.

GEORGEUS COTIS.

CHARTER by King Robert II. to Hugh of Eglyngtoun, Knight, of the lands of Gyffeyn,
4th May 1371.

9. ROBERTUS Dei gracia Rex Scottorum, Omnibus probis hominibus tocius terre sue, Salutem: Sciatiss nos dedisse, concessisse, et hac presenti carta nostra confirmasse, dilecto et fidieli nostro, Hugoni de Eglyngtoun, militi, totam terram de Gyffeyn, eum pertinenciis, in baronia de Kyle Senescalli, infra vicecomitatum de Are; que racione forisfacture nos contingit: Tenendum et habendam dicto Hugoni et heredibus suis, et suis assignatis, de nobis et heredibus nostris, Senescallis Seocie, in feodo et hereditate, per omnes rectas metas et diuisas suas, cum omnibus et singulis libertatibus, commoditatibus, aysiamentis et iustis pertinencis quibuscunque, ad dictam terram spectantibus, seu quoquo modo iuste spectare valentibus infuturum; libere, quiete, plenarie, integre, bene, et in pace: Faciendo nobis et heredibus nostris, dicti Hugo, heredes et assignati sui, seruicia de predicta terra debita et consueta: In cuius rei testimonium presenti carte nostre sigillum nostrum precepimus apponi: Testibus, venerabilibus in Christo patribus, Willelmo et Patricio, Sancti Andree et Brechinensis ecclesiarm Episcopis, Johanne primogenito nostro, Comite de Carryk, et Senescallo Seocie, Thoma Comite de Marr, Willelmo Comite de Douglas, consanguineis nostris; Roberto Comite de Menetethi, filio nostro, Johanne de Carryk, Canonico Glasguensi, Cancellario nostro, Alexandro de Lyndesay, et Roberto de Erskyne, militibus, consanguineis nostris; apud Edynburgh, quarto die Maii, anno regni nostri primo.

CHARTER by King Robert II. to Hugh of Eglyntoun, Knight, of the land of Allirtoun,
5th May 1371.

10. ROBERTUS Dei gracia Rex Scottorum, Omnibus etc., Sciatis nos dedisse, etc., dilecto et fideli nostro, Hugoni de Eglyntoun, militi, totam terram de Allirtoun, cum pertinenciis, in baronia de Kilbryd, infra vicecomitatum de Lanark, que nos racione forisfacture contingit: Tenendam et habendam dicto Hugoni, et heredibus suis, de nobis et heredibus nostris, ac de aliis capitalibus dominis feodi dicte terre, si qui sint, in feodo et hereditate etc., pro seruicio inde debito et consueto: In cuius rei etc.: Testibus etc., apud Edynburgh, quinto die Maii, anno regni nostri primo.

CHARTER by King Robert II. to Hugh of Eglyntoun, Knight, of the land of Bodyston, etc.,
6th May 1371.

11. ROBERTUS Dei gracia Rex Scottorum, Omnibus etc., Sciatis nos dedisse, etc., dilecto et fideli nostro, Hugoni de Eglyntoun, militi, terram de Bodyston, et annum redditum quatuor marcarum et octo solidorum exeuntem de terris de Westhall, cum pertinenciis, in baronia de Rathew, infra vicecomitatum de Edynburgh; que quidem terra et redditus fuerunt Roberti de Erskyne, militis, quamque et quem ipse Robertus nobis sursum reddidit et resignauit: Tenendas et habendas dicto Hugoni, et heredibus suis, de nobis et heredibus nostris, Seneccallis Scocie, pro seruicio inde debito et consueto: In cuius rei etc.; Testibus etc., apud Edynburgh, sexto die Maii, anno regni nostri primo.

CHARTER OF CONFIRMATION by King Robert II., of a grant by Hugh of Eglyntoun, Knight, to Alan of Lawedre, of the land of Norton, 13th June 1371.

12. ROBERTUS Dei gracia Rex Scottorum, Omnibus etc., Sciatis nos approbasse, etc., donacionem illam et concessionem quam dilectus et fidelis noster, Hugo de Eglyntoun, miles, fecit et concessit dilecto et fideli nostro, Alano de Lawedre, pro homagio et seruicio suo, de terra de Norton, cum pertinenciis, in baronia de Rothew, infra vicecomitatum de Edynburgh: Tenendam et habendam eidem Alano, cum omnibus et singulis, etc., adeo libere, etc., in omnibus et per omnia, sicut carta dicti Hugonis eidem Alano exinde confecta in se iuste continet et proportionat; salvo seruicio nostro: In cuius rei, etc., Testibus etc., apud Sanctum Andream, tertio decimo die Junii, anno regni nostri primo.

CHARTER, King Robert II. to Hugh of Eglyntoun, Knight, and Egidia, his spouse, of the land of Bonyston, etc., 28th June 1372.

13. ROBERTUS Dei gracia, etc., Omnibus etc., Sciatis nos dedisse, etc., dilecto fratri nostro, Hugoni

de Eglyntoun, militi, totam terram de Bonyngtoun, et medietatem terre de Nortoun, eum dominio terrarum de Westhall, et del Cotraw, ac quatuor marcas et octo solidos sterlingorum annui redditus, debiti siue exeuntis de predictis terris del Westhall et del Cotraw, cum pertinentiis, infra vicecomitatum de Edynburgh; de quibus terris, vna cum dominio et annuo redditu, cum pertinentiis, dictus Hugo aliter, dum eramus Senescallus Scocie, fuerat infdeadatus: Tenendas et habendas dicto Hugoni, et carissime sorori nostre, Egydie de Lyndisay, sponse sue, et eorum alteri diuiciis viuenti, heredibusque inter ipsos legitime procreatis seu procreandis, quibus forte defientibus, heredibus dicti Hugoni, et suis assignatis, de nobis et heredibus nostris, Senescallis Scocie, in feodo et hereditate, per omnes rectas metas et diuisas suas, libere, etc., cum omnibus, etc.: Faciendo inde seruicia debita et consncta: Nos vero et heredes nostri, Senescalli Scocie, dictas terras, vna cum annuo redditu et dominio predictis, eum pertinentiis, predictis Hugoni et Egydie, sponse sue, ac heredibus seu assignatis suis, et ipsis defientibus, heredibus et assignatis predicti Hugonis, contra omnes homines et feminas warantizabimus, acquitabimus, et imperpetuum defendemus: In cuius rei, etc., Testibus, etc.. apud Perth, xxviii^o die Junii anno regni nostri secundo.

CHARTER by King Robert II. to Hugh of Eglyntoun, Knight, of all the possessions of the deceased Michael of Lardener, 11th November 1373.

14. ROBERTUS etc., Omnibus etc., Sciatis nos dedisse, etc., dilecto fratri nostro, Hugoni de Eglyntoun, militi, omnes et singulas terras, redditus, et officia, cum pertinentiis, tam infra burgos quam alibi infra regnum nostrum, que et qui fuerunt quondam Michaelis de Lardener, patris quondam Roberti et Michaelis de Lardner, ultimo defunctorum, et nos contingunt racione escaete, pro eo quod dictus quondam Michael, pater, ad pacem et fidem Regis Anglie diem clausit extremum: Tenendas et habendas dicto Hugoni, et heredibus suis, et suis assignatis, de nobis et heredibus nostris, et de aliis capitalibus dominis feodi dictarum terrarum, officiorum et reddituum, si qui sint, in feodo et hereditate, adeo libere et quiete, in omnibus et per omnia, sicut dictus quondam Michael, pater, dictas terras, officia, et redditus, liberius et quiecius iuste tenuit seu possedit: Faciendo inde seruicia debita et consueta: In eius rei etc., Testibus etc., apud Are, xi^{mo} die Nouembbris, anno regni nostri tertio.

CHARTER by King Robert II. to Hugh of Eglyntoun, Knight, and Egidie his spouse, of the lands of Lochlebogsyd. 12th October 1374.

15. ROBERTUS Dei gracia Rex Scottorum, Omnibus probis hominibus tocius terre sue, clericis et laicis, Salutem: Sciatis nos dedisse, concessisse, et hac presenti carta nostra confirmasse carissimo fratri nostro, Hugoni de Eglyntoun, militi, terras de Lochebogsyd, eum pertinentiis, infra baroniam nostram de Raynfrey: Tenendas et habendas dicto Hugoni, et Egidie, sponse

sue, sorori nostre carissime, eorumque alteri diuiciis viuenti, et heredibus dicti Hugonis, vel suis assignatis, de nobis et heredibus nostris, Senescallis Scocie, in feodo et hereditate, per omnes rectas metas et diuisas suas, cum omnibus et singulis libertatibus, commoditatibus, aysiamentis, et iustis pertinenciis quibuscumque ad dictas terras spectantibus, seu quoquo modo iuste spectare valentibus in futurum, libere, quiete, plenarie, integre, bene et in pace: Reddendo inde annuatim, ad sustentacionem vnius capellani diuina perpetuo celebraturi in ecclesia Cathedrali Glasguensi, decem mercas sterlingorum, ad terminos Pentecostes et Sancti Martini in hyeme, per porciones equeales: In cuius rei testimonium presenti carte nostrum precepimus apponi sigillum: Testibus, venerabili in Christo patre, Willelmo Episcopo Sancti Andree, Johanne primogenito nostro, Comite de Carryk, Senescallo Scocie, Roberto Comite de Fyff et de Meneteth, filio nostro dilecto, Willelmo Comite de Douglas, Johanne de Carryk, Cancellario nostro, Jacobo de Lyndesay, nepote nostro, et Roberto de Erskyne, militibus; apud Perth, duodecimo die mensis Octobris, anno regni nostri quarto.

CHARTER OF CONFIRMATION by King Robert II., of a wadset by Hugh of Ayldistoun to Hugh of Eglyntoun, Knight, of the lands of Cambusbaroun, etc., 28th March 1375.

16. ROBERTUS Dei gracia Rex Scottorum, Omnibus probis hominibus tocius terre sue, clericis et laicis, Salutem: Sciatis nos approbasse, ratifieasse, et hac presenti carta nostra confirmasse impiguracionem illam quam Hugo de Avldistoun fecit carissimo fratri nostro, Hugoni de Eglyntoun, militi, de terris de Cambusbaroun, Innerhawlovne, et de Schiphalech, cum pertinenciis, infra vicecomitatum de Struelyne: Tenendis et habendis dicto Hugoni, heredibus suis et suis assignatis, in feodo et hereditate, per omnes rectas metas et diuisas suas, cum omnibus et singulis libertatibus, commoditatibus, aysiamentis, et iustis pertinenciis quibuscumque ad dictas terras spectantibus, seu quoquo modo iuste spectare valentibus infuturum, adeo libere et quiete, plenarie, integre et honorifice, in omnibus et per omnia, sicut litere siue indenture inter predictas partes exinde confecte in se iuste continent et prostant: Salvo seruicio nostro. In cuius rei testimonium presenti carte confirmationis nostre nostrum precipimus apponi sigillum: Testibus, venerabili in Christo patre, Willelmo Episcopo Sancti Andree, Johanne primogenito nostro, Comite de Carryk, Senescallo Scocie, Roberto Comite de Fyff et de Meneteth, filio nostro dilecto, Willelmo Comite de Douglas, Johanne de Carryk, Cancellario nostro, Jacobo de Lyndesay, nepote nostro, et Roberto de Erskyne militibus; apud Dunfermelyne, vicesimo octauo die Marcii, anno regni nostri quinto.

CHARTER OF CONFIRMATION by King Robert II., of an Indenture (dated 21st March 1374), between Sir Hugh of Eglyntoun, Knight, and Hugh of Avldistoun, 10th April 1375.

17. ROBERTUS etc., Omnibus etc.: Sciatis nos quasdam conuenciones factas inter carissimum

fratrem nostrum, Hugonem de Eglyntoun, militem, ex parte vna, et Hugonem de Avldistoun, ex altera, per certas indenturas nobis exhibitas et ostensas, et de mandato nostro visas, lectas, et diligenter examinatas, de verbo ad verbum intellexisse, sub haec forma. Anno Domini millesimo CCC^{mo} septuagesimo quarto; Hee indentura facta apud Ardrossan, xxi^{mo} die Marcii, inter nobilem virum, Dominum Hugoneum de Eglyntoun, militem, ex parte vna, et Hugonem de Avldistoun, ex altera, testatur, quod dictus Hugo de Avldistoun tenetur obligatus dicto Domini Hugoni de Eglyntoun, militi, heredibus suis, vel suis assignatis, in octoginta libris sterlingorum, quas ab eodem Domino Hugone, in sua magna necessitate, recepit, et in diuersis suis expensis et vxoris sue, pro suo libero arbitrio et voluntate, expedit; pro qua quidem summa pecunie dictus Hugo de Avldistoun assedat, et pro ipso et heredibus suis impignorat, omnes terras de Cambusbaroun, de Inraloun, et de Schephaleh, in vicecomitatu de Strinelyne, libere et quiete, cum omnibus justis suis pertinenciis ad dictas terras spectantibus, seu quousque modo infuturum spectare valentibus, predicto Domino Hugoni, heredibus suis, vel suis assignatis, quousque predictus Hugo, vel heredes sui, in vno die Sancti Petri qui dicitur ad uineula, in villa de Glasgy, sexdecim saecos, sexdecim petros lane, bone et sufficientis marchandis, sine kot, gar, aut vili vellere predicto domino Hugoni, heredibus suis, vel suis assignatis, persoluet vel persoluent; Eciam dictus Hugo de Avldistoun vult et per presentes concedit, quod quiequid dictus dominus Hugo, heredes sui vel assignati, in medio tempore, de firmis vel fructibus earundem terrarum leuauerint vel leuauerint, libere habeat aut habeant, et quod non computetur in sortenti solutionis lane predicta, sed predicto Domino Hugoni, heredibus suis, vel suis assignatis, libere dat, pro suis multis beneficiis et auxiliis sibi antea prestitis; Et si contingat dictum Hugonem de Avldistoun, vel heredes suos, aut aliquos vel aliquem nomine eorum, contra hanc assedacionem seu impignoracionem temere deuenire, questionem mouere, aut litem proponere, contra dictum Dominum Hugonem, heredes suos seu assignatos, de dictis terris, predicta lana vt predicitur non soluta, predictus Hugo se obligat, heredes suos seu assignatos, in quadraginta solidis sterlingorum fabrice ecclesie Glasguensis soluendis, nomine pene, et in quadraginta libris sterlingorum predicto Domino Hugoni, heredibus suis, vel suis assignatis, nomine dampnorum, expensarum, et interesse, ante ingressum alieuius litis per ipsum, aut heredes suos, fore soluendis; presenti scripto nihilominus vt prius in suo robore duraturo: et quod terre predicte, cum omnibus justis suis pertinenciis, in manibus dicti domini Hugonis, heredum suorum seu assignatorum permaneant, donec summa predicta predicto Domino Hugoni, heredibus suis seu assignatis, sit plenarie persoluta, tam de quadraginta libris antedictis, si contingat dictum Hugonem, aut aliquem nomine suo, vel heredum suorum, erga dictum Dominum Hugonem, heredes suos seu assignatos, questionem de dictis terris et fructibus earundem mouere, aut litem proponere, vt predicitur, quam de debito principali; et hoc in omnibus per dictum Hugonem, aut per heredes suos, vt predicitur, persoluto, terre predicte ad dictum Hugonem vel heredes suos, a dicto domino Hugone, heredibus suis vel assignatis, integre et plenarie reuertentur; In cuius rei testimonium parti vero huius indenture penes pre-

dictum Dominum Hugonem remauenti, sigillum Hugonis de Auldistoun predicti est appensum : et quia sigillum suum pluribus est iucognitum, sigillum nobilis viri et potentis domini, Jacobi de Lyndesay, militis, apponi procuravit ; parti vero indenture penes predictum Hugonem de Auldistoun remanenti, sigillum dicti Domini Hugonis est appensum, die, loco, et anno supradictis : Quas quidem connenciones etc., in omnibus etc., approbamus, ratifieamus, et pro nobis et nostris heredibus confirmamus ; Saluo seruicio nostro : In cuius rei, etc., Testibus, etc., apud Perth, decimo die Aprilis, anno regni nostri quinto.

GRANT by King Robert II. to Hugh of Eglyntoun, Knight, of 550 merks from the casualties due to the King, on the south side of the Water of Forth, 17th March 1375.

18. ROBERTUS Dei gracia Rex Scottorum, Camerario nostro, ceterisque ministris nostris qui pro tempore fuerint, Salutem : Cum teneamur carissimo fratri nostro, Hugoni de Eglyngtoun, militi. in quingentis quinquaginta mercis sterlingorum, in complementum solucionis illarum septingentiarum mercarum sterlingorum in quibus sibi alia tenebamur ex causa ; Noueritis quod nos eidem fratri nostro assignamus et concedimus, per presentes, omnes et singulas wardas, necnon releuia et maritagia, nos jure regio contingentes et contingencia, ex parte australi aque de Forth, ad eorum verum valorem, prout inter ipsum fratrem nostrum, et dictum Camerarium nostrum, qui pro tempore fuerit, de ipso eorum valore poterit conueniri ; quounque sibi satisfactum fuerit de ipsa summa quingentiarum quinquaginta mercarum, qua eicius leuari et percipi poterit de wardis, releuuis et maritagiis supradictis : Et in easu quo dicitе warde, releuia et maritagia, aliquo anno antequam sibi satisfactum fuerit de summa predicta quingentiarum quinquaginta mercarum valere non poterunt centum mereas in vero valore, idem Camerarius noster in Seacario nostro, sequenti imprimis anno, tenebitur sibi, ex parte nostra, soluere residuum ipsius summe centum mercarum omni anno, quounque sibi fuerit satisfactum de ipsa summa quingentiarum quinquaginta mercarum ut supra : Et ideo vobis et euilibet vestrum, ac aliis fidelibus nostris, quorum interest aut poterit interesse, damus tenore presencium firmiter in mandatis, quod [dicto] fratri nostro, heredibus, assignatis et executoribus suis, de predictis wardis, releuuis et maritagiis, iuxta formam concessionis et assignacionis mercarum predictarum, respondeatis ac faciatis ab aliis, prout ad vos et vestrum quemlibet pertinet, responderi : Et hoc sub omni pena que propter hoc competere poterit, non omittatis : Datum sub testimonio nostri magni sigilli, apud Perth, xvii^o die mensis Marcii, anno regni nostri sexto.

Pro Hugone de Eglyntoun.

CHARTER by King Robert II. to Hugh of Eglyntoun, Knight, of an annualrent of fifty shillings from Drumdow, etc., 26th June 1376.

19. ROBERTUS Dei gracia Rex Scottorum, Omnibus etc., Salutem ; Sciatis nos dedisse, etc., dilecto

fratri nostro Hugoni de Eglyntoun, militi, annum redditum quinquaginta solidorum de Drumdow, annum redditum octo solidorum et quatuor denariorun de Stayre, annum redditum triginta trium solidorum et quatuor denariorum de la Cars, et annum redditum quadraginta solidorum de Monyhagane, eum pertinenciis, infra vicecomitatum de Are; qui fuerunt Roberti de Bruys, consanguinei nostri, et quos idem Robertus nobis sursum reddidit et resignauit: Tenendos et habendos dicto Hugoni et heredibus suis, de nobis et heredibus nostris, in feodo et hereditate in perpetuum, libere, quiete; Concessimus insuper dieto fratri nostro, liberam nostram liceneiam ad mortificandum dietos annuos redditus, et ipsos ad mortuam manum ponendi et tradendi, quibuscunque locis seu loco, personis vel persone, quibus sibi magis videbitur expedire: In cuius rei etc., Testibus, etc., apud Perth, xxvi^o die Junii, anno regni nostri sexto.

CHARTER by King Robert II. confirming Charter by Marjory, daughter of the deceased John Mungumry, of the lands of Staire and Kylmore in Carrick, 15th November [1381].

20. ROBERTUS Dei gracia Rex Scottorum, omnibus probis hominibus to eius terre sue salutem. Sciat is nos approbasse, ratificasse, et haec presenti carta nostra confirmasse donationem illam et concessionem quas Marioria filia quondam Johannis Mungumry fecit et concessit Maleolmo filio Henrici Fergusii de Carryk, de terris del Staire et de Kylmore, eum pertinenciis, in comitatu de Carryke, infra vicecomitatum de Are: Tenendis et habendis dieto Maleolmo et heredibus suis in feodo et hereditate, per omnes rectas metas et diuisas suas, eum omnibus et singulis libertatibus, commoditatibus, aysiamentis et iustis pertinenciis quibuscunque ad dietas terras eum pertinenciis spectantibus, seu quoquo modo iuste spectare valentibus in futurum, adeo libere et quiete, plenarie, integre et honorifice, in omnibus et per omnia, sicut carta dictae Mariorie dieto Maleolmo exinde confeeta in se plenijs iuste continet et proprotat; Salvo seruicio nostro: In euins rei testimonium, presenti carte nostre confirmationis nostrum precepimus apponi sigillum: Testibus, venerabilibus in Christo patribus, Willelmo et Johanne, cancellario nostro, Saueti Andree et Dunkeldensis ecclesiarum episcopis, Johanne primogenito nostro de Carryk, senescallo Seocie, Roberto de Fyf et de Menteth, filio nostro dileeto, Willelmo de Douglas et de Marr, consanguineo nostro, comitibus: Jacobo de Lyndesay nepote nostro karissimo, et Alexandro de Lyndesay consanguineo nostro, militibus: Apud Ardstanehell, decimo quinto die Novembri, anno regni nostri undecimo.

INSTRUMENT OF TRANSMIPT of the above Confirmation, 12th February 1412.

21. IN Dei nomine, Amen. Per hoc presens publicum instrumentum euenitis pateat eidenter, quod anno annunciationis Domini millesimo CCCC^o: duodecimo, indictione sexta, die Veneris, xii^o die mensis Februarii, pontificatus sanetissimi in Christo patris ac domini, domini nostri Benedicti, diuina prouidencia pape xiii anno xix^o: In mei notarii publici et testium subscriptorum

Charter
by
John of Montgomeri,
Lord of Eglishame,
to
William Blakeforde.

Six October 1392.

fratri nostro Hugoni de Eglyntoun, militi, annum redditum quinquaginta solidorum de Drumdow, annum redditum octo solidorum et quatror denariorum de Stayre, annum redditum triginta trium solidorum et quatror denariorum de la Cars, et annum redditum quadraginta solidorum de Monyhagane, eum pertinenciis, infra vicecomitatum de Are; qui fuerunt Roberti de Bruys, consanguinei nostri, et quos idem Robertus nobis sursum reddidit et resignauit: Tenendos et habendos dicto Hugoni et heredibus suis, de nobis et heredibus nostris, in feodo et hereditate in perpetuum, libere, quiete; Conecessimus insuper dicto fratri nostro, liberam nostram licenciam ad mortificandum dictos annuos redditus, et ipsos ad mortuam manum ponendi et tradendi, quibuscumque locis seu loeo, personis vel persone, quibus sibi magis videbitur expedire: In cuius rei etc., Testibus, etc., apud Perth, xxvi^o die Junii, anno regni nostri sexto.

CHARTER by King Robert II. confirming Charter by Marjory, daughter of the deceased John Mungunry, of the lands of Staire and Kylmore in Carrick, 15th November [1381].

20. ROBERTUS Dei gracia Rex Scottorum, omnibus probis hominibus tocius terre sue salutem. Sciatis nos approbasse, ratifieasse, et hac presenti carta nostra confirmasse donacionem illam et concessionem quas Marioria filia quondam Johannis Mungunry fecit et concessit Maleolmo filio Henrici Fergusii de Carryk, de terris del Staire et de Kylmore, eum pertinenciis, in comitatu de Carryke, infra vicecomitatum de Are: Tenendis et habendis dicto Maleolmo et heredibus suis in feodo et hereditate, per omnes rectas metas et diuisas suas, eum omnibus et singulis libertatibus, commoditatibus, aysimentis et iustis pertinenciis quibuscumque ad dietas terras eum pertinenciis spectantibus, seu quoquo modo iuste spectare valentibus in futurum, adeo libere et quiete, plenarie, integre et honorifice, in omnibus et per omnia, sicut carta diete Mariorie dicto Maleolmo exinde confecta in se plenus iuste continet et proportat; Saluo seruicio nostro: In cuius rei testimonium, presenti carte nostre confirmationis nostrum precepimus apponi sigillum: Testibus, venerabilibus in Christo patribus, Willelmo et Johanne, eaneillario nostro, Sancti Andree et Dunkeldensis ecclesiarum episcopis, Johanne primogenito nostro de Carryk, senesallo Scocie, Roberto de Fyf et de Menteth, filio nostro dilecto, Willelmo de Douglas et de Marr, consanguineo nostro, comitibus: Jacobo de Lyndesay nepote nostro karissimo, et Alexandro de Lyndesay consanguineo nostro, militibus: Apud Ardstanchell, decimo quinto die Novembris, anno regni nostri vndeclimo.

INSTRUMENT of TRANSUMPT of the above Confirmation, 12th February 1412.

21. In Dei Nomine, Amen. Per hoc presens publicum instrumentum euntes pateat euidenter, quod anno annunciationis Domini millesimo CCCC^{mo}. duodecimo, indictione sexta, die Veneris, xii^o die mensis Februarii, pontificatus sanctissimi in Christo patris ac domini, domini nostri Benedicti, diuina prouidencia pape xiii anno xix^o: In mei notarii publici et testium subscriptorum

Quartus hanc quartam valutis vel iudiciorum. Iohannes de monte gomorri dñs de Egglsham salutem in dño omnipotens dominum
Duineritas veltra me declisse. conciliale et hac presentia carta mea confirmasse. dilecto meo et fidelis Willmo de Blaketoule phonagio
suo et servio totam illam terram que vocatur. Utrum Benigne que fuit dicti Willmi et quam ipse non vi. aut mei ductus. n errore
lapsum sicut sua mera et spontanea voluntate. michi in plena curia mea de Egglsham per sustum et bacchus sursum redditum. et re-
siguimus. actum us et clausum que in dicta terra habuit vel habere potuit pro se et heredibus suis anno quicunque clamavero
imperpetui. Deinde et habendo eidem Willmo et heredibus suis de corpore suo legitime procreatis. seu procreandis. quibus
vero deficiens. Iohannes Walays de Selsley. et heredibus suis de me et heredibus meis. per omnes rectas metas et
dumias suas. cum omnibus et frangulis libertatibus. conuictibus. apliamentis. et vestis pertinencias quibuscumque. ad dictam
terram spectantibus. seu quoquomodo spectare valentibus in huncum libere. quiete. bene. integre honestite. et in pace.
in feodo et hereditate imperpetuum. faciendo nre annuntiis dictis Willm et heredes sui predicti de corpore suo legitime
executes. quibus nro deficiens. predictus Iohes Walays et heredes sui. michi et heredibus meis committit sextam ad
curias urbis de Egglsham pro omnibus aliis servis seculari. exactione. seu demanda. In cuius in actione. presentia carte
mee sigilli mei et appensum. Audo Egglsham. Et anno die genitio. Octobris. Anno gracie millesimo trecentesimo
nonagesimo. Secundo. Hys iudicibus. Iohne Symple. dñs de Eliotkib. Hugone Walays. dñs de Craygne. Willmo.
mox. dñs de Cancescaue. & homine de Crantwode dñs de Achylham. & Iohne de Polloc. dñs eiusdem. ac malis Alijs.



Onibus hanc quartam voluntatis vel iudiciorum. Iohannes de ha
uineritas vestra me declisse. concessisse. et hac presenti carta
suo et seruicio totam illam terram que vocatur. titul. Benane
laplisi. let sua mera et spontanea voluntate. michi in plena
siguanti. ac totum nis et clavem que in dicta terra habuit in
imperpetui. tenend et habend eidem Willmo et heredibz
vero deficiencibz. Iohann Balayo de Eglisley. et heredi
dialis suas. cum omnibus et singulis. libertatibz. como
terram spectantibus. seu quoquomodo spectare valentib
in feodo et hereditate imperpetuum. faciendo inde annua
exentes. quibus uero deficiencibz. predictus Iohes
arias uras de Eglisham pro omni alio sermão seculare
mee sigilli meū est appensum. Apud Eglisham. Octau
monogesimo. Secundo. Hys testibus. Iohne Symple
mox. dno de Camescane. Thoma de Crauforde dno

ante gomorri. dñs de Eglaſham. salitem in dño sempiternam voluntate
mea confirmasse. dilecto meo et fideli Willmo de Blakesforde p homagio
me fuit dicti Willius et quam ipse non vbi. aut metu ductus. n errore
via mea de Eglaſham per hustum et backum sursum reddidit. et re-
habere potuit pro se et heredibus suis oīno quietū clamanto-
e de corpore suo legitime procreatib. seu procreandis. quibus
s suis. de me et heredibz meis. per omes rectas metas et
catalibz. apſiamentis. et iustis pertinenias quibuscumqz ad dicta
inbiturum. libere. quiete. bene. integre honorifice. et in pace.
dictus Willius et heredes sui predicti de corpore suo legitime
ips et heredes sui. michi et heredibz meis commisit sectam ad
exactione. seu demanda. In cuius rei testiom. presenti carte
die. aenlis. Octobris. Anno gracie. millesimo. tricentesimo-
no de Eliotstoti. Hugone Blakay. dno de Oragyn. Willmo.
chmhamys. et Johne de Polloc. dno eiusdem. Ac multis Alijs....





ANNO MDCCLXV
SIGILLUM
ACADEMIE
SALINENSIS

presencia personaliter comparuit honestus vir, Johannes filius Malcolmi, Dominus de Stayre, et ostendebat michi quandam confirmacionem domini nostri Regis de terris de Stayre et de Kilmore, et petiit a me notario, predictam confirmacionem sibi copiari; cuius tenor sequitur in hec verba. Robertus Dei gracia [*etc. ut in No. 20*]. De quibus omnibus et singulis, predictus Johannes filius Malcolmi petiit per me notarium subscriptum publicum sibi fieri instrumentum, sumptibus suis et expensis: Acta fuerunt hec apud Lamruchtoun in domo Ricardi Sissoris: Presentibus nobilibus viris, Domino Willelmo de Conyngham, milite, Domino de Kihnewris, Willelmo de Conyngham, filio domino de Wodhall, Dauid de Farnle, Domino eiusdem, Willelmo Flemyn, filio et herede Domini de Barrachane, Johanne de Selkyrk, Ricardo Sissore, Henrico Wily, et multis aliis testibus ad premissa vocatis et requisitis.

Et ego Johannes de Howburn, Clericus Sanctiandree dyocesis, publicus imperiali auctoritate notarius: Quia premissis omnibus et singulis dum sic per prefatum agerentur et fierent, vna cum prenominatis testibus presens fui, et hec omnia sic fieri, vidi, et audiui, et hoc presens publicum instrumentum, manu mea propria scriptum confeci, et in hanc publicam formam redi, et signo meo consueto signavi, in fidem et testimonium omnium et singulorum premissorum rogatus et requisitus.

JOHES DE II. Ex causa.

OBLIGATION by James the Lyndesay, Lord of Bochane, to John of Montgumry, Lord of Egillhame, 9th December 1389.

22. BE IT knavyn til al men truth thir present leteris, ws, Jamys the Lyndesay, Lord of Bochane, hafe granteyt, and lely heth, til our lufit cosyng, Jon of Montgumry, Lord of Egillhame, that we sal nocht recumnyse, na ger recumnyse, the landys of Dunbulge na of Carny, the qwyllks he haldys of ws, for na cause gifin na for to begin, qwyllks we, our ayrys or our assigneis, pay til the forsaide Jon, his ayrys or hys assigneis, in the Castell of Edinburgh, ix hunder punde of Inglysh gold, on a day; as our eudentis proportis: Alswa, we grant and lely hechtis, that we sal helpe and supponell the forsaide Jon in the helpe and mantenance of the forsaide landys that the said Jon haldys of ws, and at we sal nocht be in the contrar of hym with na nothy in the mentyme: In the witnes of this we hane to put oure sele at Edinburgh, the ix day of December, the yher of Grace 1st iiird iiiith and ix.

Seal: On a shield a Fesse cheque.

CHARTER by John of Montegomori, Lord of Eglishame, to William of Blakeforde, of the lands of Little Benane, 8th October 1392.

23. OMNIBUS hanc cartam visuris vel audituris, Johannes de Monte gomori, Dominus de Eglishanie, Salutem in Domino sempiternam: Nouerit vniuersitas vestra me dedisse, concessisse, et haec
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presenti carta mea confirmasse dilecto meo et fideli, Willelmo de Blakeforde, pro homagio suo et seruicio, totam illam terram que vocatur Litil Benane, que fuit dieti Willelmi, et quam ipse, non vi aut metu ductus, nec errore lapsus, set sua mera et spontanea voluntate, michi, in plena curia mea de Eglishame, per fustem et baculum sursum reddidit et resignauit, ac totum ius et clameum que in dicta terra habuit uel habere potuit, pro se et heredibus suis, omnino quietum clamauit imperpetuum: Tenendam et habendum eidem Willelmo, et heredibus suis de corpore suo legitime procreatis seu procreandis; quibus vero deficientibus, Johanni Walays de Elrisley, et heredibus suis, de me et heredibus meis, per omnes rectas metas et diuisas suas, cum omnibus et singulis libertatibus, commoditatibus, aysamentiis et iustis pertinenciis quibuscumque ad dietam terram spectantibus, seu quoquomodo spectare valentibus infuturum, libere, quiete, bene, integre, honorifice et in pace, in feodo et hereditate, imperpetuum: Faciendo inde aumuati dictus Willelmus, et heredes sui predicti de corpore suo legitime exeuntes, quibus nero deficientibus, predictus Johannes Walays, et heredes sui, michi et heredibus meis, communem sectam ad curias nostras de Eglishame, pro omni alio seruicio seculari, exaccione, seu demanda: In cuius rei testimonium presenti carte mee sigillum meum est appensum, apud Eglishame, octauo die mensis Octobris, anno gracie millesimo tricentesimo nonagesimo secundo: Huius testibus, Johanne Symple, Domino de Eliotistoun, Hugoue Walays, Domino de Cragyue, Willelmo More, Domino de Cameesane, Thoma de Crauforde, Domino de Achinhamys, et Johanne de Polloc, Domino eiusdem, ac multis aliis.

CHARTER by King Robert III. confirming a Charter by Malcolm Fleming of Biger and of Leigne, to William de Boyd, Lord of Galvane, of the lands of Badynhaehe, 7th July 1395.

24. ROBERTUS Dei gracia Rex Scottorum, Omnibus probis hominibus tocius terre sue, clericis et laicis, Salutem: Sciatis nos quandam cartam Malcolmi Flemynge de Biger, militis, de mandato nostro visam, lectam, inspectam et diligenter examinatam, non rasam, non abolitam, non cancellatam, nec in aliqua parte viciatam, intellexisse ad plenum, sub hac forma: Omnibus hanc eartam visuris uel audituris, Maleohnus Flemynge, miles, Dominus de Biger et de Leigne, Salutem in Domino: Noueritis vniuersitas vestra nos dedisse, concessisse, et hac presenti carta nostra confirmasse carissimo nepoti nostro, Wilelmo de Boyde, Domino de Galvane, pro suo seruicio, consilio et auxilio, nobis impensis et impendendis, totam terram nostram de Badynhache eum pertinenciis, in baronia nostra de Leigne, infra vicecomitatum de Donbretane: Tenendam et habeudam totam predictam terram de Badynhache eum pertinenciis, eidem Wilelmo, et heredibus suis, de nobis et heredibus nostris, in feodo et hereditate imperpetuum, per omnes rectas metas et diuisas suas, in boscis, planis, viis, semitis, moris, marresiis; in pratis, pascuis, et pasturis; in molendiniis, multuris et eorum sequelis; in petariis et turbariis; in aueuacionibus, piscacionibus, et venacionibus; in curiis, escaetis, et earum exitibus; in herretis, merchetis, et bludwytiis; et cum omnibus aliis et singulis libertatibus, commoditatibus, aysamentiis

et iustis pertinenciis suis quibuscumque, tam non nominatis quam nominatis, tam sub terra quam supra terram, tam procul quam prope, ad totam dictam terram cum pertinenciis spectantibus seu quoquonodo spectare valentibus in futurum; adeo libere, quiete, honorifice, bene, integre et pacifice, sicut aliqua terra infra regnum Scotie ab aliquo barone, pro bono merito, liberius dari poterit et concedi: Reddendo inde annuatim dictus Wilchmus et heredes sui nobis et heredibus nostris, vnum denarium argenti, in festo Pentecostes, super solum, tantum si petatur, nomine albe firme, pro warda, releuio, maritagio, secta curie, ac omni alio onere, exaccione, consuetudine, demanda, seu quonis alio seruicio seculari, que de dicta tota terra cum pertinenciis, seu aliqua parte eiusdem, per quosecumque in futurum exigi poterint aliqualiter seu requiri: Quam vero totam terram prefatam de Badynhaeche cum pertinenciis nos dictus Malecolmus et heredes nostri, prefato Wilelmo et heredibus suis, in omnibus ut supradictum est, contra omnes gentes mortales, warrantabimus, acquietabimus, et imperpetuum defendemus: In euins rei testimonium presenti carte nostre sigillum nostrum fecimus apponi: Hiis testibus, nobilibus et potentibus viris, Dominis Roberto de Danyelistoun, Domino eiusdem, Patricio de Graham, Domino de Kyncardyn, Johanne de Maxwell, Domino de Pollok, militibus; Roberto Boyde, Domino de Kilmerenok, nepote nostro carissimo, Dauid Flemyn, filio nostro et herede, et Patricio Flemyn, genito nostro secundo, cum multis aliis: Quam quidem cartam, donacionem et concessionem in eadem contentas, in omnibus punctis suis et articulis, condicionibus et modis, ac circumstantiis suis quibuscumque, forma pariter et effectu, in omnibus et per omnia, approbamus, ratificamus, et pro nobis et heredibus nostris, ut permissum est, imperpetuum confirmamus: Saluo seruicio nostro: In cuius rei testimonium presenti carte nostre confirmacionis nostrum precipimus apponi sigillum: Testibus, venerabilibus in Christo patribus, Waltero et Matheo, Sanctiandree et Glasguensis ecclesiarum Episcopis, Roberto Comite de Fyff et de Meneteth, fratre nostro carissimo, Arehebaldo Comite de Douglas, Domino Galwidie, Jacobo de Douglas, Domino de Dalkeith, Thoma de Erskyne, consanguincis nostris dilectis, militibus; et Alexandro de Cokburn de Langtoun, custode magni sigilli nostri; apud castrum nostrum de Rothissay, septimo die mensis Julii, anno regni nostri quinto.

TRANSMPT (dated 17th March 1574) of CHARTER by John Montgomery, Knight, Lord of Ardrossan, to Alexander Lockhart, of the lands of Lochwood, 1st December 1407.

25. ANENT our Soverane Lordis letteris purchest at the instance of James Lokkert of Ley, aganis Hew Erle of Eglintoun, Lord Montgomery, etc., makand mentioune, that quhair the said James Lokkart hes all and haill the aucht pund land of auld extent of Loehwod with the pertinentis, pertaining to him in heretage, lyand within the barony of Ardrossane, bailliarie of Conynghamie, and shirefdome of Air, baldin be him immediatlie of the said Hew Erle of Eglintoun, Lord Montgomerie, etc.; as his infestment thairof beris: And it is of veritie that the saidis landis tuelf scoir zeiris syne or thairby, wes gevin furth be vnuquhile Johne Montgomerie, Lord of Ardrossan, to vnuquhile Alexander Lokkart of Ley, the said compleparis predecessor, fra quhom the

foirsaidis landis hes succedit be linall successioun fra air to air vnto him; as the first infestment maid thairof to the said vñquhile Alexander Lokkart of the Ley, his predecessor, of the dait the first day of December, the zeir of God I^M four hundred and sevin zeiris, propors: Quhilk infestment is weill auld, the letteris of sindrie wordis thairof is ane pairt vieiat and consumit, and be schort spaice the samen wil becum skaircie legiable; and sua it is necessar that the said infestment be transsumit befoir the Lordis of Counsall in autentik forme; to the effect that full faith be gevin to the said transsumpt thairof, as ane trew evident in tymes cumming: And anent the charge gevin to the said Hew Erle of Eglintoun, superiour of the saidis landis, and air be progress to the said vñquhile Johne Montgomery, Lord of Ardrossan, makar of the said infestment, to haue comperit before the Lordis of Counsall at ane certane day bypast, to haue hard and sein the foirsaid infestment transsumit in maner vndirwrittin, or ellis to haif allegit ane resonable cause quhy the samen suld nocht haue bene done; lyk as at mair lenth is contenit in the saidis letteris; the said James Lokkart of Ley being personaly present, and the said Hew Erle of Eglintoun being lauchfullie summond to this actioun, oftymes callit, and nocht comperit; the Lordis of Counsall hes transsumit and transsumis the foirsaid auld infestment of the landis foirsaidis in autentik and dew forme, and decernis and ordannis the transsumpt thairof to haif full and vndoubtis faith in all tyme cuming; off the quhilk the tenuour followis:

OMNIBUS hanc Cartam visuris vel audituris, Joannes de Montgomery, miles, Dominus de Ardrossan, Salutem in Domino sempiternam: Sciat me dedisse, concessisse, et hac presenti carta mea confirmasse dilecto consanguineo meo, Alexandro Lokkart, totas terras meas de Lochwod cum pertinentiis, jacentes in baronia mea de Ardrossan predicta, infra vicecomitatum de Air: Tenendas et habendas dicto Alexandro et heredibus suis, de me et heredibus meis, in feodo et hereditate, libere, quiete et pacifice, per omnes suas rectas metas et diuisas, in moris, marresiis, pratis, paseuis, et pasturis, aquis, stagnis, riolis, viis, semitis, boscis, planis, auecupationibus, venationibus, piscariis, molendinis, multuris et eorum sequelis, cum curiis et earum exitibus, ac omnibus aliis et singulis libertatibus, commoditatibus, asiamentis, ac iustis pertinentiis quibuscunque, tam non nominatis quam nominatis, tam subtus terra quam supra terram, in omnibus et per omnia, ad dictam terram de Lochwod spectantibus, seu de iure aut consuetudine spectare valentibus quomodolibet in futurum: Reddendo inde annuatim dictus Alexander et heredes sui, mihi et heredibus meis, vnam libram piperis ad festum beati Joannis Baptiste, nomine albe firme, si petatur, pro omni alio seruicio, exactione, seu demanda, que de dictis terris de Lochwod cum pertinentiis exigi poterint vel requiri: In eius rei testimonium huic carte mee sigillum meum apposui, apud Polnone, primo die mensis Decembris, anno Domini millesimo quadringentesimo septimo: Testibus, Joanne de Hammiltoun de Ross, milite, Allano Campbell, Joanne Inglis, Alexandro Muvre, seutiferis, cum multis aliis.

BECAVS the said Hew Erle of Eglintoun wes lauchfullie summond to haue comperit before the Lordis of Counsall, at ane certane day bypast, to haue hard and sein the foirsaid auld infestment transsumit, and decernit to haif faith as said is, or ellis to haif allegit ane resonabill caus

Precept

by

John of Montgomerie,
Lord of Ardrossan and of Giffyne, Knight,
to
Stephen Ker of Trearne.

24th November 1413.

foirsaidis landis hes succedit be linall successiooun fra air to air vnto him; as the first infektment maid thairof to the said vniquhile Alexander Lokkart of the Ley, his predecessor, of the dait the first day of December, the zeir of God I^o four hundred and sevin zeiris, propertis: Quhilk infektment is weill auld, the letteris of sindrie wordis thairof is ane pairt viciat and consunit, and he schort spaice the samen wil becum skairelic legible; and sua it is necessar that the said infektment be transsumit befoir the Lordis of Counsell in autentik forme; to the effect that full faith be gevin to the said transsumpt thairof, as ane trew evident in tymes cumming: And anent the charge gevin to the said Hew Erle of Eglintoun, superiour of the saidis landis, and air be progress to the said vniquhile John Montgomery, Lord of Ardrossan, makar of the said infektment, to haue comperit before the Lordis of Counsell at ane certane day bypast, to haue hard and sein the foirsaid infektment transsumit in maner vndirwrittin, or ellis to haif allegit ane resonable cause quhy the samen suld nocht haue beue done; lyk as at mair lenth is contenit in the saidis letteris; the said James Lokkart of Ley being personaly present, and the said Hew Erle of Eglintoun being lauchfullie summound to this actionn, oftymes callit, and noeht comperit; the Lordis of Counsell hes transsumit and transsumis the foirsaid auld infektment of the landis foirsaidis in autentik and dew forme, and deceernis and ordannis the transumpt thairof to haif full and vndoubtit faith in all tyme cuming; off the qhilk the tennour followis:

OMNIBUS hanc Cartam visuris vel audituris, Joannes de Montgomery, miles, Dominus de Ardrossan, Salutem in Domino sempiternam: Sciat me dedisse, concessisse, et hae presenti carta mea confirmasse dilecto consanguineo meo, Alexandro Lokkart, totas terras meas de Lochwod cum pertinentiis, jacentes in baronia mea de Ardrossan predicta, infra vicecomitatum de Air: Tenendas et habendas dieto Alexandro et heredibus suis, de me et heredibus meis, in feodo et hereditate, libere, quiete et pacifice, per omnes suas rectas metas et divisas, in moris, marresiis, pratis, pascuis, et pasturis, aquis, stagnis, riolis, viis, semitis, boscis, planis, auecupationibus, venationibus, piseariis, molendinis, multuris et eorum sequelis, cum euriis et earum exitibus, ac omnibus aliis et singulis libertatibus, commoditatibus, asiamentiis, ac iustis pertinentiis quibuscumque, tam non nominatis quam nominatis, tam subtus terra quam supra terram, in omnibus et per omnia, ad dictam terram de Lochwod spectantibus, seu de iure aut consuetudine spectare valentibus quomodolibet in futurum: Reddendo inde annuatim dictus Alexander et heredes sui, mihi et heredibus meis, vnam librām piperis ad festum beati Joannis Baptiste, nomine albe firme, si petatur, pro omni alio seruitio, exactione, seu demanda, que de dictis terris de Lochwod cum pertinentiis exigi poterint vel requiri: In cuius rei testimonium huic carte mee sigillum meum apposui. apud Polnone, primo die mensis Decembris, anno Domini millesimo quadragesimo septimo: Testibus, Joanne de Hammiltoun de Ross, milite, Allano Campbell, Joanne Inglis, Alexandro Muvre, scutiferis, cum multis aliis.

BECAVS the said Hew Erle of Eglintoun wes lauchfullie summound to haue comperit before the Lordis of Counsell, at ane certane day bypast, to haue hard and sein the foirsaid auld infektment transsumit, and deceernit to haif faith as said is, or ellis to haif allegit ane resonabill caus

Johannes de montegomeri dominus de Norwiche et de Giffone miles dilecto et fratre nostro Johanni homini et filio nostro de Giffone salutem
dominae de bonis et concordia regnante per eum patrem nostrum Silvam et filium nostrum Stephano pro domino de trearne totius de le ome
tum de Giffone eum pertinenter patientem in domino nostro de Giffone et baronum de leis infra dictorum de Regis que quidem certe cum per
incertum fuerint sicut Stephani hereditarii Et quod idem Stephani non est aut meus duxit nec errore lassus sed mea et spontanea voluntate
sua in manus suos reddidit praeceps similiare resuuntur. Cetera firmiter praecommis et mandamus quatinus statim et saepius hereditariam
diamonum territorium cum pertinentiis predio Stephano ut suo ceto atque nato loco et paci secundi tenore certe nec quam inde habere
facias et sine dilatatione. Salvo inde tunc sitet Et hoc nullo modo omittatis. Ad quod patientibz locis iuri tenore paciunt constitutas
potestatem In curia rei testamenti probando hanc nobis signum nostrum apposimus apud posuone vicecomitis quartu die mensis nonembrio
anno domini millesimo quadragesimo tercio decimo.



Chances de monsieur Gommez domino de Broissine et de Giffone
viva dedimus et concessimus hereditarie per cartam regiam Selecto
tou de Giffone cum pertinentiis jacentes in domino uno de Giffone
pertinentiis fuerunt dicti stephani hereditarie Et quia idem stephanus
fia in manus suos reddidit pmeq; simpliciter resumunt
dictorum territorum cum pertinentiis predicto stephano ut suo cetero
faciat et sine dilatatione Salvo iure eiuslibet Et hoc nullo
potestatem In eius rei testimonio putabimur hinc nobis similium
anno domini millesimo quadringentesimo tertio decimo

ales dilecto z frati nro Johannm hompl. et Ballmo. m. de Giffue salutem
ali nro Stephano hier domino de trear ne totas z integras terras de le our
m baronia de le ile infab' vicecomitatum de Are que quidem terre cum per
non s' aut metu sanctis nec errore lapsis sed metu z spontanea voluntate
firmiter precepimus z mandamus quatenus statim z sismam hereditariam
toruto latoru' pucum secund tenorem certe nre quam inde habet iuste habere
omittatis. Ad quod faciend Bobis in un' tenore putunt. comitemus
in apposimius apud posuone vicecum quarto die mensis nonembrie





quhy the samen suld nocht haue bein done; with certificatioun to him and he failzeit, the saidis Lordis wald deerne in maner foirsaid; and he being lauchfullie summond to that effect, as superior of the saidis landis, comperit nocht to schaw ony resonabill caus in the contrare; lyk as wes cleirlie vnderstand to the saidis Lordis.

PRECEPT by John of Montgomery, Lord of Ardrossane and of Giffyne, Knight, for infesting Stephen Ker of Tearne in the lands of Ouirtoun of Giffyne, 24th November 1413.

26. **JOHANNES de MONTEGOMERI,** Dominus de Ardrossane et de Giffyne, miles, dilecto et speciali nostro, Johanni Honyl, Balliu nostro de Giffyne, Salutem : Quia dedimus et concessimus hereditarie, per cartam nostram, dilecto et speciali nostro, Stephano Ker, Domino de Trearne, totas et integras terras de le Ouirtoun de Giffyne cum pertinenciis, jacentes in dominio nostro de Giffyne, in baronia de Kile, infra vicecomitatum de Are; que quidem terre cum pertinenciis fuerunt dicti Stephani hereditarie, et quas idem Stephanus, non vi aut metu ductus, nec errore lapsus, sed mera et spontanea voluntate sua, in manus [nostras] sursum reddidit, pureque simpliciter resignauit: Vobis firmiter precipimus et mandamus quatenus statum et saisinam hereditarianu faciat, et sine dilatatione; salvo iure eiuslibet: Et hoc nullo modo omittatis: Ad quod faciendum vobis nostram tenore presencium committimus potestatem: In cuius rei testimonium presentibus literis nostris sigillum nostrum apposuimus, apud Polnone, vicesimo quarto die mensis Nouembris, anno Domini millesimo quadragesimo terecio decimo.

CHARTER OF CONFIRMATION by Robert Duke of Albany, Governor of Scotland, of a Charter by John of Montgomeri of Ardrossane, Knight, to his son, Robert of Montgomeri, of the lordship of Giffine, etc., 9th March 1413.

27. **ROBERTUS DUX ALBANIE,** Comes de Fyfe et de Mentethe, ac regni Seocie Gubernator, Omnibus probis hominibus tocius regni predicti, clericis et laicis, Salutem : Sciatis nos ratificasse, approbasse, ac pro domino nostro Rege, et heredibus suis, imperpetuum confirmasse donaciones et concessiones illas quas dilectus confederatus noster, Johannes de Montegomeri de Ardrossane, miles, fecit et concessit dilecto filio suo, Roberto de Montegomeri, genito inter ipsum et quondam Agnetam de Insulis, sponsam suam, enius animam Deus absolutat, cum consensu et assensu Alexandri de Montegomeri, carissimi filii sui et heredis, fratris germani predicti Roberti, de totis et integris terris dominii de Giffine cum pertinenciis, jacentibus in baronia de Kyle Senescalli, infra vicecomitatum de Are; et de totis et integris terris de Lochhous cum pertinenciis, jacentibus in constabularia de Linlitheu, infra vicecomitatum de Edinburgh; ac de totis et integris terris de Knokintire et de Knokaulyne, cum pertinenciis, jacentibus in Kile Regis, infra dictum vicecomitatum de Are, et de uno annuo redditu quinquaginta solidorum visualis monete regni Seocie, leuando et pereipiendo annuatim de terris de Drumidow cum pertinenciis, ad duos anni terminos, Pentecostes, videlicet. et

sancti Martini in hieme, per equales porciones, ac de omnibus et singulis toftis et croftis, ac parteatis terrarum vbiicumque jacentibus infra burgum de Linlitheu, ac eciam de omnibus et singulis annuis redditibus qualitercumque debitibus infra burgum de Linlitheu antedictum: Tenendas et habendas omnes et singulas prenominatas terras et annuos redditus, eum toftis, croftis, et partieatis terre, cum pertinenciis, predicto Roberto de Montegomeri, et heredibus suis masculis de corpore suo legitime proereatis seu proereandis; quibus forte deficientibus, predicto Johanni de Montegomeri, patri suo, et heredibus suis veris legitimis et propinquioribus quibuscumque, de dicto Johanne de Montegomeri, et heredibus suis, in feodo et hereditate imperpetuum, per omnes rectas metas suas, antiquas et diuisas, cum omnibus et singulis libertatibus, commoditatibus et aisiamentis, ac iustis pertinenciis quibuscumque, ad predictas terras et annuos redditus, cum pertinenciis, spectantibus, seu iuste spectare valentibus quomodolibet infuturum; adeo libere et quiete, plenarie, integre et honorifice, bene et in pace, in omnibus et per omnia, sicut in carta predicti Johannis de Montegomeri, confederati nostri, dicto Roberto, filio suo, inde confecta, plenus continetur: Saluo domino nostro Regi et heredibus, de predictis terris et annuis redditibus, cum pertinenciis, seruicio debito et consueto: In cuius rei testimonium presenti carte nostre confirmacionis magnum sigillum officii nostri apponi precepimus: Testibns, reuerendo in Christo patre, Domino Gilberto Episcopo Abberdonensi, Cancellario Seocie, Johanne Stewart, Comite Buchanie, filio nostro, Vmfrido de Conynghamie de Ochtirmaehane, milite, et Andrea de Hawik, Rectore de Listoun, secretario nostro, apud Strueling, nono die mensis Marcii, anno Domini millesimo quadringentesimo terciodecimo, et gubernacionis nostre anno octauo.

SERVICE before Sir John of Montegomery, Baillie of Kilbrid, of Herbert of Maxwell, as heir to his father, Herbert of Maxwell, Lord of Carlaveroke, in the lands of Mekill Drippis,
16th October 1421.

28. INQUISICIONE facta apud Kilbrid, coram Domino Johanne de Montegomery, balliuo eiusdem, die Jouis, xvi die mensis Octobris, anno Domini M^o CCCC^mo xxi^m; per hos probos subscriptos, videlicet, Johannem Lindsay, Dominum Dunnrod, Robertum de Lekprewik, Dominum eiusdem, Joachimum de Lekprewikis, Dominum de Lee, Adam More, Dominum de Ewirchillis, Iorgium de Hamyltöne, Johannem de Cochrane, Andream Flemyng, Jacobum de Pollok, Johannem Broun, Johannem Zong, Adam Dounyng, Willehnum Keris, et Johannem Lokarde, Dominum de Bare: Qui iurati et diligenter examinati super articulis contentis in breui inclusio, dicunt quod quondam Harbertus de Maxwell, Dominus de Carlauerokis, pater Harberti de Maxwell, latoris presentium, obiit vestitus et sazitus, ut de feodo, ad pacem et ad fidem domini nostri Regis, de terris de Mekill Drippis cum pertinenciis, in baronia de Kilbryd, infra vicecomitatum de Lanark: Et dicunt quod dictus Harbertus, filius, est legitimus et propinquior heres quondam domini Harberti, patris sui, de terris de Mekill Drippis, cum pertinenciis: Et quod est legitime etatis: Et quod diete terre nunc valent per annum xx marcis, et tantum valuerunt tempore pacis: Et dicunt quod diete terre tenentur in capite de domino de Kilbryd per forensicum seruitium: Et quod diete terre nunc exist-

Charter
by
Robert, Duke of Albany,
Governor of Scotland,
confirming Charter by
John of Montgomeri,
of Ardrossan, Knight.

9th March 1418.

sancti Martini in hieme, per equales porciones, ac de omnibus et singulis toftis et croftis, ac particatis terrarum vbiendumque jacentibus infra burgum de Linlithou, ac eciam de omnibus et singulis annuis redditibus qualitercumque debitibus infra burgum de Linlithou antedictum: Tenendas et habendas omnes et singulas prenominatas terras et annuos redditus, cum toftis, croftis, et particatis terre, cum pertinenciis, predicto Roberto de Montegomeri, et heredibus suis masculis de corpore suo legitime procreatis seu procreandis; quibus forte deficientibus, predicto Johanni de Montegomeri, patri suo, et heredibus suis veris legitimis et propinquioribus quibuscumque, de dicto Johanne de Montegomeri, et heredibus suis, in feodo et hereditate imperpetuum, per omnes reetas metas suas, antiquas et diuisas, cum omnibus et singulis libertatibus, commoditatibus et aisiamentis, ac iustis pertinenciis quibuscumque, ad predictas terras et annuos redditus, cum pertinenciis, spectantibus, seu iuste spectare valentibus quomodolibet infuturum; adeo libere et quiete, plenarie, integre et honorifice, bene et in pace, in omnibus et per omnia, sicut in carta predicti Johannis de Montegomeri, confederati nostri, dicto Roberto, filio suo, inde confecta, plenius continetur: Salvo domino nostro Regi et heredibus, de predictis terris et annuis redditibus, cum pertinenciis, seruicio debito et consueto: In cuius rei testimonium presenti carte nostre confirmacionis magnum sigillum officii nostri apponi precepimus: Testibus, reuerendo in Christo patre, Domino Gilberto Episcopo Abberdonensi, Cancellario Seocie, Johanne Stewart, Comite Buchanie, filio nostro, Umfrido de Conynghamie de Oehfirmachane, milite, et Andrea de Hawik, Rectore de Listoun, secretario nostro, apud Strueling, nono die mensis Marcii, anno Domini millesimo quadringentesimo terciodecimo, et gubernacionis nostre anno octauo.

SERVICE before Sir John of Montegomery, Baillie of Kilbrid, of Herbert of Maxwell, as heir to his father, Herbert of Maxwell, Lord of Carlaveroke, in the lands of Mekill Drippis, 16th October 1421.

28. INQUISICIONE facta apud Kilbrid, eoram Dominio Johanne de Montegomery, balliuo eiusdem, die Jouis, xvi die mensis Octobris, anno Domini M^o CCCC^m xxi^m; per hos probos subscriptos, videlicet, Johannem Lindsay, Dominum Dunrod, Robertum de Lekprewik, Dominum eiusdem, Joachimum de Lekprewikis, Dominum de Lee, Adam More, Dominum de Ewreachillis, Iorgium de Hamyltone, Johannem de Coehrane, Andream Fleunyng, Jacobum de Pollok, Johannem Broun, Johannem Zong, Adam Dounyng, Willelmum Keris, et Johannem Lokarde, Dominum de Bare: Qui iurati et diligenter examinati super articulis contentis in breui inclusu, dieunt quod quondam Harbertus de Maxwell, Dominus de Carlawerokis, pater Harberti de Maxwell, latoris presentium, obiit vestitus et sazitus, ut de feodo, ad pacem et ad fidem domini nostri Regis, de terris de Mekill Drippis eum pertinenciis, in baronia de Kilbryd, infra vicecomitatum de Lanark: Et dieunt quod dictus Harbertus, filius, est legitimus et propinquior heres quondam domini Harberti, patris sui, de terris de Mekill Drippis, eum pertinenciis: Et quod est legitime etatis: Et quod dicte terre nunc valent per annum xx marcis, et tantum valuerunt tempore paeis: Et dieunt quod dicte terre tenentur in capite de domino de Kilbryd per forensicum sernitium: Et quod dicte terre nunc exis-

Robertus dux Aliiane comes de fyfe et de ayenethe ac regum Scotie Gubernator omnibus probis hominibus totius regni predicavit clerici et
laicos salutem. Haec nos prout casse approbatte ac pro domino nro ptege et hereditibus suis impetratum confirmuisse. Donaciones et concessiones
illuc quas dilectus confederatus noster Johannes de montegomery de heredibus suis fecit et concessit dilecto filio suo Roberto de montegomory
genito nre ipsi et quondam Sanctam de jnfratibus suorum cum animam dnu abfciat et cum confessi et afflisi Alexander de montegomory
carissim filii sui et hereditis fratre germani predicti Roberto de roas et integris terris dominis de giffone cum pertinentiis jacentibus in Baroniam
de kyle fenehall infra Grecoumataum de ire et de roas et integris terris de lochhous cum parvam jacentibz in confubuluria de linlithg w
Grecoumataum de Edinburgh ac de roas et integris terris de linlithgire et de linlithgire cum pertinentiis jacentibus in kyle ptego. ut dñm
Grecoumataum de ire et de roas anno predicti quinquaginta sibi monete regni scotie levante et recipiendo annuatim de terris de
Scundale cum pertinentiis ad duos annos terminis predictis his et sancti martini in hunc per legales portiones iur de omnibus et singulis ioficiis et
terris et partibus terrarum obtemperant jacentibus in burgum de linlithg et etiam de omniis et singulis annis redditibus qualitercumque debitis
in burgum de linlithg audiuntur. Feudis sibi omnis et singulas pertinentias terras et annos redditus cum ioficio eratis et partibus terrarum
cum pertinentiis predicto Roberto de montegomery et hereditibus suis magnifico et corpore suo legitime processus seu provendis. Imbus foris
dispendibus predicto Johanne de montegomery patre suo et hereditibus suis veris legem et iugumq; arbitriis quibuscumque de duto Johanne de montegomery
et hereditibus suis in feodo et hereditate impetratum per omnes terras metas suas antiquas et diuisas cum omnibus et singulis libertatibus
et modicibus et auctiis ac iustis pertinentiis quibuscumque ab predictis terris et annis redditibus cum pertinentiis pertinentiis spectantibus. seu iste spetore
calentibus quoniam sollet insularum. Ideo libere et quiete plenarie integre et honorifice bone et in pace in omnibus et per omnia sua in eisdem predictis
Johanne de montegomery confederati nre duci Roberto filio suo inde confecta plenaria conuenientia Gallo domino nro ptego et hereditibus et predictis
terriss et annis redditibus cum pertinentiis summo debito et complete in eius ptego testimonium presenti corde nec confidemus magno signo
offic nre apud preceptum Johannis ptecordi in ipso parte suo Gilberto quo Abundans cancellario scotie Johanne scellare comitatu Buch
ame filio nro Gisfrido de coningthorne de Culchirmachane malete et Andrea de halbile ptecorde de lyston securiori nro apud Grecoumataum
uno die mensis iunij anno domini millesimo quadringentesimo fisco terciodecimo est gubernator nre amio octavo.

Robertus dux Albane comes de fyse et de ayenterhe ac
laicis salutem. Statu nos statuca se approbase ac pro domini
illao quas dilectus confederatus noster Johannes de montegomery
genito niter ipm et quindam Agnetam de quinilio sponsam suam
carissimum filii sui et heredis fratris germani predicti Roberti de
de leyle seneschall mfr. Vicecomitatum de Aie et de totis et meen
vicecomitatibus de Edinburgh ac de totis et integris terris de
vicecomitatibus de Aie et de Bro annuo predictu quinquaginta
duum solidis amis pertinetus ad duos annos terminos pentecostes et
trifosis ac parvicias terrarum obiamque jacentibus apud Burgum
mfr. Burgum de Linlithgo andatum Teneendi et hudi omnes
cum pertinentius predicto Roberto de montegomeri et heredibus
descendentibus predicto Johanni de montegomeri patri suo et her
edibus suis in feodo et hereditate imperium per
comodibus et austamenti ac instas pertinentius quibusdam
calentibus quoniamdilectis infuturum. Ideo libere et quere plenari
Johannus de montegomeri confederati viri dicto Roberto filio suo
terris et annis redditibus cum pertinentius seruino abito et
officii viri apponi precepimus Testibus Tenerendo in ipso pro
ame filio mro Gisrido de conyngthine de Ochirmachane
vno die mensis maret anno domini millesimo quadru-

in Sacre Gubernator Onibus probis homibus totius Regni predicti Clericis et
mo Regis et heredibus suis impetratum confirmasse. Donaciones et concessiones
de Ardrossane miles fecit et concessit dilecto filio suo Gilberto de montegomori
cum animam dabo absoluat, cum consensu et assensu Alexandri de montegomori
et megris terris domini de Biffine cum pertinentiis jacentibus in Baroniam
terris. Et lochhous cum pertinentiis jacentibus in constitularia de linlithgo mfr
limite et de knokmyle cum pertinentiis jacentibus in lete Regis infra dictum
vnum Esualis monete Regni stote levandi et percepienda annuatim de terris de
mitti maritim in hunc per legales portiones, ut de omnibus et singulis robus et
linlithgo lac etiam de omnibus et singulis annis redditibus qualitercumque debitis
singularis preiuratis terras et annos redditus cum rebus crostis et parvulus terris
et masulis et corpore suo legitime protectis seu proverebitis. Onibus forte
bus suis terris levantibus et primum omnibus quibusdam de duco Johanne de monte
nes rectas metas suas antiquas et dimissas, cum omnibus et singulis libertatibus
redditas terras et annos redditus cum pertinentiis spectantibus seu iste spectare
vegre et honorifice bene et in pace in omnibus et per omnia sicut in carta predicta
conferta plenus concuerit Gallo domino nostro Regi et heredibus de predictis
et in eius per testamentum presenti teste nre confirmationis manu signatu
duo, gilberto epo aberdonii cancellario Sacre Johanne stellari comite Buch-
te et Andrea de halbik secretore de listam secretario nostro apud Gremelung
ultimo tertiodicano est gubernacionis nre anno octavo.



tunt in manibus domini nostri superioris, per recognicionem seriandi, ob causam mortis dieti Domini Harberti de Maxwell, a tempore decessus eiusdem: In eius returnacionis testimonium sigillum ballui, vna cum sigillis corundem qui dicta inquisitione intererant faciente, est affixum, die, anno et loco supradictis.

PRECEPT by James Stewart, Lord of Kilberde, to Sir John of Montegomory, Lord of Ardrossane, and Baillie of Kilbride, for infesting Harbert of Maxwell in the lands of Mekil Drippis, 20th October 1421.

29. **JAMYS STEWART** Lord of Kilberde, til a worshipful man, Sir John of Montegomory, Lord of Ardrossane, our balze of the barony of Kilbride, Gretyng: Wit ze vs to haf sene, vndirstand, and admittit ane Inquest takyn befor zow of the landis of Mekil Drippis with the pertinentis, lyand in the barony of Kilbride forsaid, within the schirraflome of Lanerk, on our behalf, as our lard therof, tuchand to Harbert of Maxwele, the sone and ayr qwhilom of Sir Harbert of Maxwele, Lord of Carlaueroke: Qwharfor it is our wil and we charge zow, thir letteris sene, without delay, at ze ger be gefin or gef sesyng to the said Harbert, or his attournay, of the said landis of Mekil Drippis with the pertinentis, in our name, lauchfully, saufand ilk manuys richt; efter the forme of the Inquest therof tane: In the witnes of the qwhilk thing, to thir present letteris our sele is to put, at Lanark, the twenty day of the moneth of October, the zer of our Lord Iⁿ CCCC twenty and ane.

CONFIRMATION by King James I. (2nd October 1427), of a Charter by Murdoch Duke of Albany, to John of Montgomeri of Ardrossane and Margaret of Maxwell, of the lands of Thornetoun, etc., 29th March 1422.

30. **JACOBUS** Dei gratia Rex Scotorum, Omnibus probis hominibus totius terre sue, clericis et laicis, Salutem: Sciatis nos inspexisse quandam cartam carissimi consanguinei nostri, Murdaci Ducis Albanie, Gubernatoris ac Senesallii Seocie, Comitis de Fyf et de Menteth, factam et concessam dilecto et fideli nostro Johanni de Montgomeri de Ardrossane, milieti, et Margarete de Maxuel, spouse sue, de omnibus et singulis terris de Thornetoun, de Achingal, et de Crothnawis, et de Monynette, cum pertinentiis, jacentibus in constabularia de Haddington, infra vicecomitatum de Edinburgh, de mandato nostro visam, lectam, inspectam et diligenter examinatam, non rasam, non abolitam, non cancellatam, nec in aliqua sui parte viciatam, sed omni prorsus vicio et suspicione carentem, ad plenum intellexisse; eius quidem arte tenor sequitur in hunc modum: Murdaeus Dux Albanie, Gubernator ac Senesallus Seocie, Comes de Fyf et de Menteth, Omnibus probis hominibus regni predicti, clericis et laicis, ad quos presentes litera peruerint, Salutem: Sciatis nos dedisse, concessisse, et hac presenti carta nostra confirmasse dilecto consanguineo nostro, Johanni de Montgomeri de Ardrossane, milieti, et Margarete de Maxuel, spouse sue, omnes et singulas terras de Thornetoun, et de Auchingalle, de

Crethnawis, et de Monynette, cum pertinentiis, jacentes in constabularia de Haddingtoun, infra vicecomitatum de Edinburgh; quequidem terre cum pertinentiis fuerunt dicti Johannis de Montegomeri, militis, hereditarie, et quasquidem Johannes, non vi aut metu ductus, nec errore lapsus, sed mera et spontanea voluntate sua, in manus nostras coram testibus infra scriptis per fustem et baculum personaliter, sursum reddidit, pureque simpliciter resignauit, ac totum jus et clameum que in dictis terris cum pertinentiis habuit, uel habere poterit, pro se et heredibus suis, omnino quitumelamauit imperpetuum: Tenendas et habendas totas et integras prenominatas terras de Thorntoun, de Achingalle, de Crethnawis, et de Monynette, predictis pertinentiis, predicto Johanni de Montegomeri, militi, consanguineo nostro, et Margarete sponse sue, et eorum diutius viuenti, et heredibus masculis inter ipsos legitime procreatis, quibus forte deficientibus, veris legitimis et propinquioribus heredibus dicti Johannis de Montegomoni, militis, quibuscunque, libere reuertendas, de Domino Senesallo Scocie, heredibus et successoribus suis, in feodo et hereditate imperpetuum, per omnes rectas metas suas antiquas et diuisas, in boscis, planis, moris, marresiis, viis, seminitis, aquis, stanguis, pratis, pascuis et pasturis, molendinis, multuris et eorum sequelis, auecupationibus, venationibus, et piscariis, cum euriis eschaetis et earum exitibus, ac cum omnibus aliis libertatibus, commoditatibus et aysiamentis, ac justis pertinentiis suis quibuscunque, tam non nominatis quam nominatis, tam sub terra quam supra terram, tam prope quam procul, ad prenominatas terras cum pertinentiis spectantibus, seu iuste spectare valentibus quomodolibet in futurum; adeo libere et quiete, plenarie, integre, honorifice, bene et in pace, in omnibus et per omnia, sicut predictus Johannes de Montegomeri, miles, aut predecessores sui, predictas terras eum pertinentiis, ante dictam resignationem nobis inde factam, de domino senesallo Scocie, aut predecessoribus suis, aliquo tempore retroacto liberius tenuit aut possedit, tenuerunt aut possederunt: Faciendo annuatim antedictus Johannes de Montegomeri miles, et Margareta sponsa sua predicta, et eorum diuicius viuens, et heredes masculi inter ipsos legitime procreati uel procreandi; quibus forte deficientibus, veri legitimis et propinquiores heredes prefati Johannis de Montegomeri, militis, qui-cunque predicto domino senesallo Scocie, heredibus et successoribus suis de predictis terris cum pertinentiis seruitia debita et consueta: In cuius rei testimonium presenti carte nostre sigillum nostrum fecimus apponi: Hiis testibus, reueroendo in Christo patre, Domino Willelmo Episcopo Dunblanensi, Alexandro Stuart, filio nostro dilecto, Vmfredo de Conynghame de Veltirmachine, milite, Thoma Boide de Kylmerno, Johanne Lindesay de Biris, et Alano de Otirburne, seeretary nostro, apud villam de Streuelyng, vicesimo nono die mensis Martii, anno Domini millesimo quadringentesimo vicesimo secundo, et gubernationis nostre anno secundo: Quamquidem cartam, donationem et concessionem in eadem contentas, in omnibus punctis suis et articulis, conditionibus et modis, ac circumstantiis suis quibuscunque, forma pariter et effectu, in omnibus et per omnia, approbamus, ratificamus et in perpetuum confirmamus; Saluis nobis et successoribus nostris wardis, reliuiis, maritagii, cum contigerint, ac seruitiis dictis terris debitibus et consuetis: In cuius rei testimonium presenti carte nostre confirmationis mag-

num sigillum nostrum apponi precipimus: Testibus, reuerendo in Christo patre, Johanne Episcopo Glasguensi, cancellario nostro, Johanne Forestarii de Corstorfin, milite, camerario Scocie, Roberto de Lawedre, milite, iusticiario nostro ex parte australi aque de Forth, Waltero de Ogilvy de Luntrethrym, camerario nostro, et Magistro Willelmo Foulis, custode priuati sigilli nostri, apud Edinburgh, secundo die mensis Octobris, anno regni nostri vicesimo secundo.

CHARTER by David of Coghrane, to Edward of Coghrane, his son, of the lands of Ovyrlee [1425].

31. OMNIBUS hanc cartam visuris vel audituris, Dauid de Coghrane, Dominus borialis dimidietatis terrarum de Ovyrlee, Salutem in Domino sempiternam: Noneritis me dedisse, concessisse, et hac presenti carta mea confirmasse, dilecto filio meo, Edwardo de Coghrane, pro suo seruicio michi impenso, omnes et singulas terras meas predictas de Ovyrlee, eum pertinenciis, iacentes in baronia de Ranfrow, infra vicecomitatum eiusdem: Tenendas et habendas totas et integras terras predictas de Ovirlee, videlicet, dimidietatem boriam eisdem cum pertinenciis, a me et heredibus meis, predicto Edwardo, filio meo, et heredibus suis de corpore suo legitime procreatis seu procreandis; quibus forte deficientibus, michi et heredibus legitimis meis quibuscumque, de Alicia de Coghrane et heredibus suis, libere, quiete, plenarie, integre, bene et in pace, per omnes rectas metas, antiquas et diuisas suas, prout iacent in longitudine et latitudine, in boscis, planis, moris, marresiis, pratis, paseuis et pasturis; viis, semitis, aquis stangnis, molendinis et multuris; viniariis, petariis, turbariis, carbonariis, cum lapide et calcet, ac curiis et earum exiibis et americiamentis, auecupacionibus, venacionibus, piscariis, cum libero introitu et exitu, in foedo et hereditate imperpetuum; ac eum omnibus aliis commoditatibus, libertatibus et asiamentiis, ac justis pertinenciis quibuscumque, tam non nominatis quam nominatis, tam subtus terra quam supra terram, tam prope quam procul, ad dictas terras de Ovirlee eum pertinenciis spectantibus, seu spectare valentibus quomodolibet in futurum: Reddendo inde annuatim predictus Edwardus, et heredes sui predicti, quibus forte deficientibus, heredes mei legitimi quicunque, triginta denarios usualis monete Scocie, apud Ovyrlee predictum, per euanas porciones, nomine albe firme, ad duos anni terminos, videlicet, Penticostes, et Sancti Martini in yeme tantum, pro omnibus aliis que de dictis terris de Ovirlee eum pertinenciis exigi poterunt quoquomodo nel reqniri, prediecte Alicie de Coghrane et heredibus suis: Et ego predictus Danid, et heredes mei, totas et integras terras predictas de Ovirle eum pertinencis predicto Edwardo de Coghrane, filio meo, et heredibus suis predictis, modo et forma prescriptis, contra omnes mortales warantizabimus, acquietabimus, et imperpetuum defendemus: In euia rei testimonium, sigillum meum huic presenti carte mee est appensum: Presentibus nobilibus viris, Jacobo de Dowglas, Domino de Balvany, Thoma Weir, Alexandro de Dvnbar, Roberto Weir, Roberto de Dalzell, eum multis aliis.

CONFIRMATION of the above Charter by Alicia de Coghrane, Lady of Nethirlee. [1425].

32. OMNIBUS hanc eartam visuris vel audituris, Alicia de Coghrane, Domina de Nethirlee in baronia de Ranfrow, Salutem in Domino sempiternam: Noueritis me quandam eartam Dauid de Coghrane, Domini de Ovirlee, factam Edwardo de Coghrane, filio suo, de dimidietate boriali terrarum de Ovirlee predictarum cum pertinenciis, iacentium in baronia de Ranfrow, infra vicecomitatum eiusdem, visam, lectam, inspectam, et diligenter examinatam, non rasam, non abolitam, non cancellatam, nec in aliqua sui parte viciatam, intellexisse ad plenum, sub hac forma: Omnibus (*etc. ut in No. 31*): Quamquidem cartam, donacionemque et concessionem in eadem contentas, in omnibus punctis suis et articulis, condicionibus et modis, ac circumstanciis suis quibuscumque, forma pariter et effectu, in omnibus et per omnia, approbo, ratifico, et pro me et heredibus meis imperpetuum confirmo: In cuius rei testimonium huic presenti carte confirmationis sigillum meum apposui: Hiis testibus, nobilibus viris, Jacobo de Dowglas, Domino de Balvany, Thoma Were, Joachim de Leeprevye, Willelmo de Leeprevye, fratre suo, Roberto de Dalzell, Roberto de Leeprevye, Roberto Thoms, cum multis aliis.

CONFIRMATION of the Charter, No. 31, by John Leeprewike, Lord of Meidlee. [1425].

33. OMNIBUS hanc eartam visuris vel audituris, Johannes Leeprewike, Dominus de Meidlee in baronia de Renfrew, Salutem in Domino sempiternam: Noueritis me quandam eartam Dauid de Coghrane, Domini de Ovirlee, factam Edwardo de Coghrane, filio suo, de dimiditate boriali terrarum de Ovirlee predictarum cum pertinenciis, iacentium in baronia de Renfrew, infra vicecomitatum eiusdem, visam, lectam, inspectam et diligenter examinatam, non rasam, non abolitam, non cancellatam, nec in aliqua sui parte viciatam, intellexisse ad plenum, sub hac forma: Omnibus (*etc. ut in No. 31*): Quamquidem cartam, donacionemque et concessionem in eadem contentas, in omnibus punctis suis et articulis, condicionibns et modis, ac circumstanciis suis quibuscumque, forma pariter et effectu, in omnibus et per omnia, approbo, ratifico, et pro me et heredibus meis imperpetuum confirmo: In cuius rei testimonium huic presenti carte confirmationis sigillum meum apposui: Hiis testibus, Andrea Mureheid, Johanni Watson, tunc tempore balliuis burgi de Ruglen, Donaldo Dun, Roberto Brade et Domino Johanni Petigre, burgensibus dicti burgi, cum multis aliis.

PRECEPT by Dauid of Chochran of Lee, for infesting Edward of Chochran, his son, in the lands of Lee, 24th August 1425.

34. DAUIT DE CHOCHRAN de Lee, dilectis nostris et specialibus, Andree Cambal, Vilehno de Lekprewyke, et Jacobo Allanson, vobis uel vestrum cuiilibet, balliuis nostris in haec parte, Salutem: Quia dedimus et concessimus dilecto filio nostro, Edwardo de Chochran, totas et integras terras

nostras de Llee cum pertinenciis, iacentes in baronia de Renfrw, infra vicecomitatum eiusdem. et insuper, omnes terras nostras de Ascoke, jacentes infra dominium de Bwt, et infra vicecomitatum eiusdem, pro homagio suo et servicio nobis impenso, et pro toto tempore vite sue impendendo: Quare vobis precipimus et mandamus quatenus, visis presentibus, indilate statum possessionem et sasiam hereditariam dictarum terrarum cum pertinenciis, Edwardo vel suo certo attornato, latori presencium, habere faciat; secundum tenorem carte nostre quam inde habet confecte; salvo iure eiuslibet: et hoc ad faciendum vobis et vestrum cuiilibet nostram plenariam potestatem et speciale mandatum, committimus per presentes: Datum sub sigillo meo apud Llee, vicessimo quarto die mensis Augusti, anno Domini millesimo CCCC^{mo} vicesimo quinto.

GRANT by King James I. to Alexander Montgomery of Ardrossane, and Robert Cunynghame of Kilmawris, of the office of Keepers of Kintyre and Knapdale, 10th August 1430.

35. JACOBUS Dei gratia Rex Scotorum, Omnibus probis hominibus suis ad quos presentes literae peruerenterint, Salutem: Sciatis quod ex fidelitate dilectorum et fidelium nostrorum, Alexandri de Montgomery de Ardrossane et Roberti Cunynghame de Kylmauris, militum, ad plenum confidentes, ipsos singulos et insolidum, nostros custodes infra partes de Kyntyre et de Knapdale statuimus et constituimus per presentes: Dantes et concedentes eisdem coniunctim et diuisim plenariam potestatem et mandatum speciale, prefatas terras, vnaeum insulis de Gezay et Dannay, ad custodiam castri nostri de Soon pertinentibus, regendi, gubernandi et defendendi, ligeos nostros habitatores earundem ad pacem nostram inducendi et alliciendi, remissionem nostram plenariam etiam eisdem concedendi, et pro eis cum eisdem ex parte nostra tractandi et exponendi; terras nostras prefatas cum insulis supradictis assedandi et ad firmam uel in feodo pro tempore concedendi, firmas earum percipiendi et leuandi; curias nostras, tam vicecomiti quam justiciario spectantes, tenendi, delinquentes in forma juris communis regni nostri puniendi et mulctandi, amerciamenta et eschaetas exigendi, leuandi et percipiendi; firmas, tam pecuniarias quam alias de dictis terris et insulis, ad usum suum proprium sine compoto leuandi et percipiendi, et de ipsis pro libito sue voluntatis disponendi; ac omnia alia et singula faciendi, gerendi et exerceendi que ad officium huiusmodi custodientium de jure pertinere dinoscuntur: Ratum, gratum, stabile atque firmum habentes et pro perpetuo habituri totum et quicquid prefati Alexander et Robertus, seu eorum alter, in premissis seu aliquo premissorum duxerint seu duxerit faciendum. Preterea commisimus eisdem ut prefertur, coniunctim et diuisim, custodiam castrorum nostrorum de Soon et de Skypnich cum pertinentiis: Quare vniuersis et singulis ligii nostris et inhabitibus terras et insulas supradictas striete precipimus et mandamus quatenus prefatis Alexandre et Roberto, et eorum alteri, in omnibus et singulis supradictis, ac aliis necessariis et oportunitis, eorum necessitatibus aut alterius eorundem pareant, obedient, respondeant et intendant, realiter et cum effectu, etiam si oportuerit in pace et in guerra, si per ippos ad hoc fuerint requisiti, uel ipsorum alterum fuerit requisitus, sub omni pena quam erga nostram incurrire poterunt mages-

tatem: Presentibus post septenium a festo Pentecostes ultimo preterito in suo robore duntaxat duraturis: Insuper committimus eisdem et concedimus quod baleatus, vnum uel plures, sub ipsis substituere locumtenentem uel locumtenentes eorum, pro quo uel pro quibus voluerint responder: In eius rei testimonium has literas nostras sub magno nostro sigillo fieri fecimus patentes, apud Perth, decimo die mensis Augusti, anno Domini millesimo quadragesimo tricesimo, et regni nostri vicesimo quinto.

CHARTER of CONFIRMATION by Alan Stewart, Lord of Dernlie, of a Charter by Sir Herbert Herys, Knight, Lord of Traregillis, to Robert Dalzelle of Braeanryg, of the lands of Carngulane, 18th November 1437.

36. OMNIBUS hanc eartam visuris vel audituris, Alanus Senescallus, Dominus de Dernle, Salutem in Domino sempernam: Noueritis me quamdam cartam talliatam Domini Harberti Herys, militis, Domini de Traregillis, factam Roberto de Dalzelle de Braeanryg, et heredibus suis masculis inter ipsum et Agenetem de Hamyltoun, sponsam suam, de suis corporibus legitime procreatis seu procreandis; quibus forte deficientibus, heredibus suis masculis de corpore suo legitime procreatis seu procreandis quibuscunque; quibus forte deficientibus, heredibus suis legitimis masculis de suo cognomine vocatis, viz., Dalzele; quibus forte deficientibus, heredibus suis legitimis quibuscunque, de terris de Carngulane, cum pertinentiis, jacentibus in baronia de Torboloun, infra vicecomitatum de Are, visam, lectam, inspectam et diligenter examinatam, non rasam, non abolitam, non eaneellatam, nec in aliqua sui parte vieiatam, intellexisse ad plenum: quamquidem cartam talliatam donationemque et concessionem in eadem contentas, in omnibus punctis suis et articulis, conditionibus et modis ac circumstantiis suis quibuscunque eum pertinentiis, forma pariter et effectu, in omnibus et per omnia, approbo, ratifico, et pro me et heredibus meis imperpetuum confirmo: In eius rei testimonium huic presenti carte confirmationis sigillum meum apposui, apud Cruxownte, decimo octauo die mensis Novembbris, anno Domini millesimo quadragesimo tricesimo septimo.

INDENTURE between Alexander Mongomry, Knight, Lord of Ardrossane, and Alan Stewart, Lord of Dernle, for the marriage of John Stewart, son and heir of Alan, and Margaret daughter of Alexander, 15th May 1438.

37. THIS Indentur made at Houstoun, the xv day off Maii, the yher off our Lord, M^o CCCC^o xxxviii^o. propertis and beris wytnes in maner and forme as eftyr folowys, that is to say; that it is accordyt betwyx twa honorabill men, Alexander Mongomry, knycht, Lord off Ardrossane, on the ta part, and Alan Stewart, Lord off Dernle, on the tothir part. that Jhone Stewart, sone and ayr to the sayd Alan Stewart, Lord of Dernle, God wylland, sall haff to wyff and in mariage tak Margeret off Mongonry, the eldast dochter that is to mary off the forsayd Lord off Ardrossane: and geff it hapynys, as God forbed, the forsayd sone or dochter to dysses, the

next son off the forsayd Alan sall mary this forsayd Margaret, and falzand off hyr the next dochter off the forsayd Alexander; and sa furth, geff it falzes off ane or off ma, quhyll aythyr off thaim has dochteris or sonnys, quhyll the forsayd matrimone be fullyly complet and endyt, as is forspokyn: For the quhilk matrimone treuly to be kepty and ameably to be fulfyllyt, the forsayd Alexander, Lord off Ardrossane, sall pay or ger pay, he, hys ayris, executoris, or assignes, sex hundredreth marcis off vsnalc mone off Scotland to the forsayd Alan, hys ayris, executoris or assignes, in yheris and termys as eftyr folowys; that is to say, ane hundredreth pund off vsuale mone off Scotland, at the fest of Wytsunday next eftyr the datt off this present, and syn at the Mertynnes next eftyr hend folowand, fourty marcis, and at the Wytsunday next tharectyr, fourty marcis; and sa terme in terme, and yher be yher, proporcionaly quhill the forsayd Alan, hys ayris, executoris or assignes be fullily asythyd and content off the forsayd sown of sex hundredreth marcis: Item, geff it hapynis, as God forbed it do, the forsayd matrimone be ony maner off way to falze, the forsayd syluer payit in part or in all, I the forsayd Alan, myn ayris, execeutoris or assignes, sall pay or ger pay to the forsayd Alexander, hys ayris, execentouris or assignes, als mykyll as is resawyt or payt off the forsayd sown, at sic lyk days and termys as was the resayt: Item, it is acordyt at the forsayd Alan sall geff in joynfeftment fourty marcis worth off land, that is to say, the landis off Dregarn and off Dromley; the forsayd landis remanand with the forsayd Alan quhill the forsayd matrimone be complet and fullily endyt: Item, it is ordanyt and appoynyt that the forsayd Jhone Stewart, sone to the forsayd Alane, sall be reduceyt and brocht hame to Crukistone, and to Ardrossane, to cum and repayr at the wyll off the forsayd lordys: Item, it is acordyt that geff it hapynis, God wylland, the forsayd Alan to recouer the Erldome off the Leuenax in all or in part, be quhatsumeuer maner off way, law, trety or composicione, the forsayd Alexander sall geff proporcionaly at termis and yheris as is befor wrytyn, als mikyll as the ald astent is in propirte in a yher, for outyn frawd or gyle, or ony cauillacion: And the forsayd Alane, thir landys recouerit, sall geff in joynfeftment to the forsayd Jhon and Margaret, or to ony off tha partys the quhilk God fortunys to cum togeder be matrimone, ane hundredreth marcis in connabyll place, countand the fourty marcis off Dregarn and Dromley in this hundredreth marcis, sa that the hale, geff the recouere off the Leuenax hapynys, off joynfeftment sall be ane hundredreth marcis, as is befor wryttin; the forsayd Alan joysand the forsayd land quhyll the matrimone be complet: Item, it is acordyt that the forsayd Alexander sall find his dochter for fyff yher with the repayr off hyr husband and hys famil, that is to say, sex hors; the forsayd sone and dochter remanand with thair forsayd faderis quhill the matrimone be complet: Item, it is acordyt, because off mar hartfull continuacion off frendchyp, that aythyr off thaim sall be wyth othyr in assistans, all caus, help and suple, lachfull and honest: Item, it is accordyt that als sone as the forsayd sone and dochter is off lachfull eld that [thai] may be maryd off the comone law, thai sall be maryt, God wylland, for outyn frawd or gyle, or ony cauillacion: And at all thir condicioneis befor wrytyn, lely and treuly to be kepty in all maner, forme, and effet as is befor wrytyn, aythyr has geffyn othyr thair bodily

ath upon the mes buk, the haly Ewangelys twyehyt; and to the mar wytnes enterchangeably thai haff set to thair selys, day, yher, and place as is befor wrytyn; the sele off the forsayd Alexander remanand with the part off the Indentur that sall remayn with the sayd Alane Stewart, and the sele off the forsayd Alane remanand with the part off the Indentur that sall remayne with the sayd Alexander; thar beand wytnes and present in the tym off this contrac, that is to say, Jhone Sympyll, Lord off Elyotstone, Schyr Robert Sympyll, knyght, Schyrraff off Renfrew, Jhone of Colquhon, Lord off Lus, Wilzam off Cunyngham, Lard off Glengurnae, Patryk off Houston, Lord off that Ilk, Jhone of Lindsay, Lard off Dunrod, Thom off Park off that Ylk, Jhone Locart off the Bar, and Jhon Sympyll off Fowlwod, with oþyr mony.

CHARTER by John Lokhert, Lord of Barr, of an annualrent from the lands of Barr and Neutoun, to a Chaplain to celebrate three masses yearly, in the parish church of Ardrossane, 12th March 1438.

38. **OMNIBUS** hanc cartam visuris vel audituris, **Johannes Lokhert, Dominus de Barr, Salutem in Domino sempiternam:** Sciat me, cum consensu et assensu Roberti Lokhert, filii mei et heredis, dedisse, concessisse, et hac presenti carta mea, pro me et heredibus meis, confirmasse vni capellano ad celebrandas tres missas in ebdomida annuatim pro altari sancti Petri in ecclesia parochiali de Ardrossane, pro salute anime mee, vxoris mee, et prolium nostrorum, antecessorum et successorum nostrorum, ac pro animabus omnium Christianorum, quinque marcas anni redditus, bone et visualis monete regni Scocie, annuatim soluendas de terris meis de Barr et de Neutoun, iacentibus in ballia de Waltyris Kyle, infra vicecomitatum de Are: Tenendas et habendas dictas quinque marcas dicto capellano in dicto seruicio ministranti et ministraturo, in puram et perpetuam elimosinam, ita libere, plenarie et honorifice, sicut aliqua elimosina in regno Scocie datur, conceditur aut possidetur, sine aliquo impedimento, obstaculo aut renocacione: Et si contingat me dictum Johannem, heredes meos, successores, executores, vel assignatos, vel eorum aliquem, in aliquo tempore futuro, presens factum contradicere, seu in aliquo articulo contra presentes donacionem, concessionem et confirmationem aliquomodo contrauenire, quod absit; obligo me et heredes meos omnes et singulos, ac omnes terras nostras, in centum libris visualis monete regni Scocie Decano et Capitulo Glasguensi, et in centum libris ad opera Sancti Kentigerni, et in centum libris capellano in dicto seruicio ministranti qui pro tempore fuerit, nomine pene sine remissione quacunque soluendis; subieciente me et heredes meos omnes et singulos inrisdiectioni et regulationi Officialis Glasguensis qui pro tempore fuerit, quod possit me et ipsos, per sentenciam excommunicacionis, monitione cum premissa, ad obseruacionem et perfectionem presentis facti, et similiter ad plenariam solutionem eisdem predictarum summarum quocienseunq[ue] deficer, uel aliquis heredum meorum deficerit, in aliquo articulo premissorum ad iuris complementum distringere: Insuper facio, constituo, ac per presentes ordino Dominum Alexandrum de Mungunur, militem, Dominum meum

de Ardrossan, et Willelmum de Conynghame, Dominum de Glengernok, coniunetim et diuisim, ac heredes suos vniuersos et singulos, meos veros, legitimos et indubitatos procuratores; dans et concedens eisdem, et eorum cuilibet, mean plenariam potestatem, deficiente grata et bona solucione capellano predicto qui pro tempore fuerit debita, omnes et singulos heredes meos, terras nostras, omniaque et singula bona nostra, mobilia et immobilia, presencia et futura, ad manum suam capienda, ac in solucionem predicti capellani conuertenda; donec et quousque sibi fuerit satisfactum de suo salario plenarie et integre, de termino in terminum, et de anno in annum, nullo remedio iuris obstante in oppositum, proponendo: Et ego vero Johannes predictus et heredes mei, successores et assignati, predictum annum redditum quinque marcarum, predicto capellano qui pro tempore fuerit, contra omnes mortales warantizabimus, ac quietabimus ac per presentes imperpetuum defendemus: In cuius rei testimonium sigillum meum presentibus est appensum; et ad roborandum presens scriptum, sigillum honorabilis Domini. Domini Alexandri de Mungumry, militis, ac Domini mei de Ardrossane, cum instance presentibus appendi procuraui; apud Ardrossane, duodecimo die mensis Marcii, anno Domini, M^{mo} CCC^{mo} tricesimo octauo: Testibus, honorabilibus viris, Johanne Cambell et Johanne Kennedy, militibus, Dominis de Lowdounhyll et Blarehan, Alexandro de Mungumry, filio et herede Domini de Ardrossane, Willelmo de Conyngham, Domino de Glengernok, cum multis aliis.

CHARTER by James of Crag to Richard Donaldsoun, of the temple lands of Eglishame,
10th April 1450.

39. OMNIBUS hanc cartam visuris vel audituris, Jacobus de Crag, filius et heres quondam Johannis de Crag, Domini eiusdem, Salutem in Domino sempiternam. Noueritis me, utilitate mea pensata, dedisse, concessisse et hac presenti carta mea confirmasse dilecto meo Ricardo Donaldsoun, filio et heredi quondam Johannis Donaldsoun, omnes et singulas terras templarias cum pertinenciis, iacentes in dominio de Eglishame, infra regalitatem de Raufrew: pro suis consilio et auxilio michi gratarter impensis sepius alias et illatis: Tenendas et habendas omnes et singulas terras templarias supradictas cum pertinenciis, in longitudine et latitudine prout iacent, predicto Ricardo, heredibus suis et assignatis, a me et heredibus meis, de domino superiore earundem, in feodo et hereditate imperpetuum, per omnes rectas metas suas antiquas et diuisas, in moris, marresiis, viis, semitis, aquis, stagnis, pratis, pascuis et pasturis, aucupacionibus, venacionibus, et piscacionibus, cum communii pastura ad dictas terras cum pertinenciis, et libero introitu et exitu ad easdem; ac cum omnibus aliis et singulis libertatibus, commoditatibus, proficiis et aysiamentis, ac iustis suis pertinenciis quibuscunque, tam non nominatis quam nominatis, tam subtus terra quam supra terram, tam procul quam prope, ad dictas terras cum pertinenciis spectantibus, seu iuste spectare valentibus in futurum, libere, quiete, plenarie, integre, honorifice, bene et iu pace, sine aliquo refinimento seu contradictione quacunque: Reddendo inde annuatim dictus Ricardus, heredes sui et assignati, dominis superioribus earundem seruicia debita et consueta: Et ego vero dictus Jacobus et heredes mei, prefato Ricardo, heredibus suis et

assignatis, omnes et singulas dictas terras templarias cum pertinencis contra omnes mortales warantizabimus, acquietabimus et imperpetuum defendemus: Renunciando insuper predicto Ricardo, heredibus suis et assignatis, omni juris clameo, proprietate seu possessione quod vel quas habeo, habui, vel habere potero in vel ad dictas terras templarias, pro me et heredibus meis: ita quod ab omni actione earundem simus exclusi imperpetuum per presentes: Et si contingat me dictum Jacobum, heredes meos aut assignatos, seu quemcunque alium nomine nostro vel ex parte, contra presentem cartam meam donationis et concessionis contrauenire, seu item monere, in iudicio vel extra, clam vel palam, directe vel indirecte; obligo me et heredes meos, executores et assignatos et quemcunque alium nomine nostro talia attemptantem, quibuscumque futuris temporibus, soluere fabrice ecclesie beati Kentigerni Glasguensis centum marcas visualis monete Seocie nomine pene applicandas; et in centum marcas predicto Ricardo, heredibus suis et assignatis, nomine dampnorum, expensarum et interesse sine strepitu judiciali persolueundis, ante cuiuscumque litis ingressum; presenti tamen carta in suo robore perpetuo permanenti: In cuius rei testimonium sigillum menu huius presenti carte mee est appensum, apud le Netherrag, decimo die mensis Aprilis, anno Domini M: CCCC^o quinquagesimo: Presentibus, prouidis viris, Alexandro Lindyssay, filio et herede Johannis Lyndissay de Dunrod, Domino Willelmo Machame, Vicario de Eglisham, Willelmo Ker, balliuo de Eglisham, cum multis aliis.

CONFIRMATION of the above Charter by Henry of Lenungstoun, Knight, Commendator of the order of St. John of Jerusalem, 26th October 1454.

40. VNIUERSIS et singulis presentes litteras inspecturis, Frater Henricus de Leuyngstoun, miles. Commendator preceptorie sacre domus Hospitalis ordinis Beati Jobannis Jerosalem infra regnum Scocie generaliter constitutus, Salutem in omnium Salvatorem: Noneritis nos quandam chartam Jacobi de Crag, factam Ricardo Donaldsoun, de terris templariis jacentibus in dominio de Eglishame, infra regalitatem de Ranfrew, vidisse, inspexisse et diligenter examinasse, non rasam, non obolitam, non cancellatam, non viciatam, nec in aliqua sui parte suspectam, sed omni prorsus vieo et suspicione carentem; eius tenor sequitur sub hae forma: Omnibus [etc. ut in No. 39]: Quam quidem chartam in omnibus suis punctis, clausulis et articulis, modis, circumstanciis, forma pariter et effectu premissis, nos Frater Henricus, Commendator antedictus, approbamus, ratificamus, et pro nobis et successoribus nostris predicti ordinis imperpetuum confirmamus: Reservatis tamen per omnia, nobis et successoribus nostris, annuis redditibus, vna cum omnibus aliis seruiciis, obitibus et consuetudinibus de dictis terris templariis debitis et consuetis: In cuius rei testimonium sigillum commune officii nostri presentibus est appensum, apud Torfichin, vicesimo sexto die mensis Octobris, anno Domini millesimo quadringentesimo quinquagesimo quarto: Presentibus, prouidis et circumspectis viris, fratre Heliseo Lany, nostri ordinis presbytero, Magistro Willelmo de Akinhede, Vicario de Torfichin, et Gawano de Levingstoun, scutifero, cum multis aliis.

CHARTER by King James II. to Alexander Lord Montgomery, of the lands of Kendloche of Raynsay, etc., 22nd May 1452.

41. JACOBUS Dei gracia Rex Scotorum, Omnibus probis hominibus tocius terre sue, clericis et laicis, Salutem : Sciatis nos dedisse, concessisse, et hac presenti carta nostra confirmasse dilecto consanguineo nostro, Alexandro Domino Montgomery, pro suo fideli seruicio nobis impenso et impendendo, totas et integras terras nostras de Kendloche de Raynsay, de Cathadyll, duas Touregeys, terras de Altgoulach, de Auchegallane, de Tymmoquhare, de Dongarre, et de Penreoch, cum pertinenciis, jacentes in Arane, infra vicecomitatum de Bute : Tenendas et habendas totas et integras terras supradictas cum pertinenciis, dieto Alexandro Domino Montgomery et heredibus suis, de nobis, heredibus et successoribus nostris, in feodo et hereditate imperpetuum, per omnes rectas metas suas antiquas et diuisas, prout jacent in longitudine et latitudine, in boscis, planis, moris, marresiis, viis, semitis, aquis, stagnis, riuolis, pratis, paseuis et pasturis, molendinis, multuris et eorum sequelis, auecupacionibus, venacionibus, piscacionibus, petariis, turbariis, carbonariis, lapicidiis, lapide et ealee, fabrilibus, brasiniis, brueris et genestis, cum curiis et earum exitibus, herzeldis, bludewitis et merchetis mulierum, ac eum omnibus aliis et singulis libertatibus, commoditatibus, asiamenti, ac suis iustis pertinentiis quibuscumque, tam non nominatis quam nominatis, ad dictas terras cum pertinenciis spectantibus seu quoniammodo spectare iuste valentibus in futurum, libere, quiete, plenarie, integre, honorifice, bene et in pace, sine aliquo retinemendo seu obstaculo quoquamque : Faciendo inde annuatim dictus Alexander et heredes sui tres seetas apud Bute, in tribus curiis capitalibus ibidem singulis annis tenendis : In eius rei testimonium presenti carte nostre magnum sigillum nostrum apponi precepimus : Testibus, reuerendo in Christo patre, Wilelmo Episcopo Glasguensi, Wilelmo Domino Creichton, nostro Cancellario et consanguineo predilecto, dilectis consanguineis nostris, Georgeo Domino Seton, Andrea Domino de le Gray, Magistris Johanne Arrus, Archidiacono Glasguensi, et Georgeo de Schoriswod, Rectore de Cultre, clericu nostro : Apud Edinburgh, vicesimo secundo die mensis Maii, anno Domini millesimo quadringentesimo quinquagesimo secundo, et regni nostri decimo sexto.

CHARTER by King James II. to Alexander Lord Montegomery, and Margaret his spouse, of the lands of Roberstoune, 16th September 1453.

42. JACOBUS Dei gracia Rex Scotorum, Omnibus probis hominibus tocius terre sue, clericis et laicis, Salutem : Sciatis nos dedisse, concessisse, et hac presenti carta nostra confirmasse dilectis

consanguineis nostris, Alexandro Domino Montegomery et Margarete sponse sue, et eorum alteri diueius viuenti, totau et integrum terram de Roberstoune cum pertinenciis, jacentem in ballia nostra de Cunynghamie, iufra vicecomitatum nostrum de Are, vnaeum seruicio omnium liberetenencium dictam terram inhabitaueum; quequidem terra cum pertinenciis, vnaeum seruicio liberetenencium eiusdem, fuit dicti consanguinei nostri, Alexandri Domini Montegomery, hereditarie; et quam terram, cum dicto seruicio, cum pertinenciis, idem Alexander, non vi aut metu ductus, nec errore lapsus, sed sua mera et spontanea voluntate, in manus nostras. apud burgum nostrum de Perth, eoram subscriptis testibus, personaliter per fustem et baculum sursum reddidit, pureque simpliciter resignauit . . . Tenendam et habendam dictam terram de Robertstoune eum pertinenciis, vnaeum seruicio omnium liberetenencium eiusdem terre, dictis Alexandro Domino Montegomery et Margarete sponse sue, et eorum alteri diueius viuenti, et heredibus inter ipsos legitime procreatis seu procreandis; quibus forte deficientibus, veris legitimis et propinquioribus heredibus dicti Alexandri quibuscunque, de nobis, heredibus et successoribus nostris, in feodo et hereditate imperpetuum . . . Faciendo inde nobis, heredibus et successoribus nostris dicti Alexander et Margareta sponsa sua, et eorum alter diueius viuens et heredes inter ipsos legitime procreati seu procreandi; quibus forte deficientibus, veri legitimis et propinquiores heredes dicti Alexandri quicunque, seruicia de dicta terra annuatim nobis debita et consueta: In cuius rei testimonium presenti carte magnum sigillum nostrum apponi precepimus: Testibus, reuerendo in Christo patre, Jacobo Episcopo Sanctiandree, consanguineo nostro carissimo, Willelmo Domino Creichtoune, nostro Cancellario et consanguineo predilecto: dilectis consanguineis nostris, Patricio Domino le Grahame, Andrea Domino le Gray, magistro hospicii nostri, Johaune Domino Dernlee, Gilberto Kennedy de Dunnure, et Magistro Georgeo de Schoriswod, Cancellario Dunkeldensi, secretario nostro: Apud Perth, decimo sexto die mensis Septembris, anno Domini millesimo quadringentesimo quinquagesimo tertio, et regni nostri decimo septimo.

JAMES R.

DISCHARGE by Robert Crawfurde of Achinhamis and Archibald Crawfurde of Pryveke, to William Ker of Kerisland, 14th June 1462.

43. Be it maide kennyt till all men be thir present letteris, ws Robert Crawfurde off Achinhamis ande Archibalde Crawfurde off Pryveke, coniumently aud seueraly, till hafe resawyte and fullely till haffe hade, be the handis off ane vorschipfull man, Vilzame Ker, Larde of Kerislande, in dawry, ane hundredreth mark off vsuale mone off the kynrie off Scotland, for all and hall the sovme acht till ws be the said Vilzam for the mariage off oure eusyng Archibalde Huntar, Larde off Ardneill, pertenande till ws, the quhilk forsuth mariage we sellyt and gaffe to the saide Vilzame Ker, to his dochter Margarete Ker, for the sayde sovme of ane hundredreth mark as sayde is: Off the quhilk forsayde sovme of ane hundredreth mark, we halde ws weyll content ande payit, and in all thinge acht for the

saide mariage fulle assythit for euermar; and the forsayde Vilzame, his ayeris and all vtheris qnham it afferis, or may affer, for ws, our ayeris, and all vtheris quhilkis has or may haffe thar off be law or resoun ony interes, quhitelamys be thir oure presente letteris: In witnes off the quhilk thinge we the sayde Robert Craufurde and Arehibalde Craufurde to thir oure presente letteris of quhitelame and discharge we haft hungyng oure propri scillis, at Aehinhamys, the forten day off the moneth off June. the yher off oure Lorde a thoussande four hundredth sixty ande twa yheris.

BOND by David Liddayle, son and heir of John of Liddail of Lochtillo, to Sir William of Mungumbry of Giffin, Knight, 3rd November 1465.

44. BE it kend tyl al men be thir presente letteres, me Dauid Liddayle, sone and apperand ayr to Jhon of Liddail of Lochtillo, to be oblyst and bundyng, and be thir presente letteris, and be the fayth and trewth of my body, lelely and trevly bindis and oblis me, til a vorcheplful knycht, Sehir Vilzham of Mungumbry of Giffin, that gif it hapyns the said Sehir Vilzham, hys aris or hys assigneis, as God forbeyd it do, in ony tym to come to be vexed, inquiet or distrublyt in the possessyon, browyn and joysyng of the landis of the Bar, and sex merkis vourth of Drumbuye, in the lordsehyp of the Braydstayn, in the schirefdom of Are and the bailzery of Kyl, or in ony pairt of thaim, be me, my aris or myn assigneis, or ony vderys in myn or thair names, in priue or in a pert, in judgement or owtwith, of the said landis of the Bar and vi merkis vourth of Drumbue, or ony pairt of thaim; to be vonnon or recoveryt be ony law, canon or ciuil, be me, my arys or myn assigneis, or ony vtherys as sayd is in ony tym to cum; or the sayd Sehir Vilzham, hys aris or assignes, or the tennandis of the sayd landis that hapnys to be for the tym, in ony tym heyr eftir, to be wext, inquiet, distrublyt, poynyd, or distrenzhit, or be Vilzham of Liddayl vyf, or ony oderys that vald presume thaim tyl hayf entres in or to the sayd landis, be ony maner of clame of law, quhar throw the sayd Sehir Vilzham, hys arys or assignes, brouk nocht nor joyse the sayd landis pessabilly with thair pertinentis; in that case I bind and oblliss me, myn aris, executouris and assignes, be the fayth and trewth of my body, to the sayd Sehir Vilzham, hys aris and assignes, in the some of thre hundredth powndis of gud and vsuale mone of Scotland, be cause of uray det, to be payt to the said Sehir Vilzham, hys aris or assignes, apon the hie alter in the peryschce kyrk of Erwyn, at anis and to gidder, apon a day, betwex the sone risyng and the doum fallyng of that ilk, within the terme of fourty days next efter followand that I, my aris or assignes, or ony vderys in myn or thair names, or the said vyf of Vilzham of Liddail, be reson of thyrd, or ony vderys in hir name, hapnys to vex, inquiet or distruble the said Sehir Vilzham, his aris or assignes, or hys or thair tennandis, in the possessioune, broukin or joysyng of the said landis of the Bar, and vi merkis vourth of Drumbuye, with thair pertinentis; and alsua the some of fourty poundis of the sayd mone to be pait the sayd day, terme, and place to the sayd Sehir Vilzham, his aris or assignes, in name of costis, skaythis, and expensis, but

ony langer delay, canillacoun, fraud, or gyil: To the paiment of the quhilke somes of thre hundredreth poundis and fourty, veil and lelely to be pait at day and place forsayd, lachful varnyng gayngand befor, to the said Schir Vilzham, his aris or assignes, maid be the said Dauid, his aris or assignes, be the space of twenty days; and fulfillyng of al and syndre thir thingis abufe vourtyng, I the said Dauid byndis and oblysis me, my aris, executouris and assignes, myn and thair landis, rentis, possessions, and gudis mouebyl and vnmouebyl, had and for to be had; and in speciale al and syndre my landis of Lochttillo with pertinentis, to the said Schir Vilzham, hys aris, executouris, or assignes, in the mast strayt and sykkerest forme and styl of obligacion, al fraud, gyil, dissate and male engyn a vay put, na remeid, canoun nor ciuil, to be proponyt in the contrary: In vitnes of the quhilke thing to this presente vourt abufe vourtyng to be keipyd lelely and trevly, and be the fayth of my body, et sub pene camerarie sedis apostolice; be cause I hayf na propir seil of my awn, I hayf procureyt with instance the seyl of my derrest fader, hafand the force of myn, to be to pitt, at Edinburgh, the thyrd day of Nouember, in the zher of God, M CCCC sixty and fyf zheris, befor thir vitnes, Alexander Lord Montgomery, Vilzham Fergussil of that ilk, Archbald Boyd, broder germane to the Lord Boyd, James of Mungumbray, with oderis diuerse.

DAVID LEDALL.

RETOUR of the Service of Alexander de Montgummery, as heir to his father Alexander de Montgummery, in the Bailiery of Conynghame, 17th June 1466.

45. INQUISICIO facta apud burgum de Linlithqw, in pretorio eiusdem, eoram honorabilibus viris, Domino Johanne de Colquhone de eodem, milite, compotorum rotulatore supremi domini nostri Regis, et Magistro Dauid Guthre de Kinealdrum, thezaurario domini nostri Regis, vicecomitibus de Are in hac parte specialiter constitutis, decimo septimo die mensis Junii. anno Domini millesimo quadringentesimo sexagesimo sexto, per hos probos subscriptos, viz., Dominum Johannem de Achinlek de eodem, Dominum Johannem Chanmyr de Gaytgard, milites, Robertum de Crauford de Achynamys, Johannem Coluil, Johannem Schaw, Quintinum Mure, Dauid Campbell, Hugonem Campbell, Edwardum de Coningham, Georgium Mure, Dauid Wallace, Georgium Steuart, Willehum de Achinlek, Johannem de Hamiltone, et Georgium de Foulartone: Qui jurati dicunt, quod quondam Alexander de Montgummery, pater Alexandri de Montgummery, latoris presencium, obiit vltimo vestitus et sasitus vt de feodo, ad pacem et fidem domini nostri Regis, de officio balliuatus baronie de Conyngham eum pertinentiis, iacentis infra vicecomitatum de Ayre: Et quod dietus Alexander est legitimus et propinquior heres eiusdem quondam Alexandri, patris sui, de dicto officio eum pertinentiis: Et quod est legitime etatis: Et quod dictum officium eum pertinentiis valet per annum iustis feodis balliuui solitis et consuetis, et tantum valebat tempore pacis: Et quod tenetur de supremo domino nostro Rege, tanquam Senescallo Scocie, per seruicium pertinens ad officium balliuui, nomine albe firme: Et quod

dictum officium est in manibus domini nostri Regis, tanquam Senescalli Scocie, legitime per seipsum, causa mortis dieti quondam Alexandri, prefato herede jus suum hucusque minime prosequente, a tempore quatuordecim annorum: In eniis rei testimonium sigillum vicecomitum, vacuum sigillis quorundem super dictam inquisitionem existentium, breui regio ineluso, presentibus est affixum, anno, die, mense et loco supradictis.

INSTRUMENT of RESIGNATION of the lands of Bolgaris, etc., in the hands of King James III., in favour of Humphrey Cunygam and Elizabeth Edmonstone, his spouse, 21st July 1467.

46. **In Dei Nomine, Amen:** Per hoc presens publicum instrumentum eunetis pateat evidenter et sit notum omnibus, quod anno Dominicæ Incarnationis millesimo quadringentesimo sexagesimo septimo, die vero mensis Julii vicesima prima, indictione prima, pontificatus sanctissimi in Christo patris ac domini nostri, domini Pauli divina prouidencia pape secundi, anno quarto: In mei notarii publici testiumque infrascriptorum presencia, personaliter constitutus nobilis vir, Johannes Chawmer de Gadgrycht, miles, procurator honesti viri, Vilemii Cunygam de Glengernok, legitime constitutus per litteras patentes dicti Vilemii, sub eius sigillo sigillatas cera rubea, comparuit coram supremo domino nostro, Jacobo tertio, Scotorum Rege illustrissimo; et ibidem, ad genua pronolutus dictus Johannes, procuratorio nomine ut supra, omnes et singulas terras de Bolgaris eum pertinenciis, extenderentes annuatim ad decem libras, de duabus Kilkassachis eum pertinenciis, extenderentes annuatim ad dece[m] mercas, et de Ballandallach eum pertinenciis, extenderentes annuatim ad quinque mereas, jacentes in comitatu de Lennax, infra vicecomitatum de Strineline, in manus dicti supremi domini nostri Regis, per fustem et baculum sursum reddidit, pure simpliciterque resignauit, ac totum ius et clameum que in dictis terris eum pertinenciis, pro se et heredibus suis omnino quitelamauit in perpetuum: Qua quidem resignacione sic faeta, supremus dominus noster Rex, ipsas terras de Bolgaris eum pertinenciis, duabus Kilkassachis eum pertinenciis, et Ballandallacht predictas, que ante dietam resignacionem fuerunt Vilemii Cunygam hereditarie, honesto viro, Vmfrido Cunygam, nepoti et heredi apparenti dicti Vilemii, et Jacobo Schaw, actornato Elisabeth de Edmonstone, spouse dicti Vmfridi, et eorum alteri diueius viuenti, et liberis inter dictos Vmfridum et Elisabeth procreatis seu procreandis; quibus forte deficientibus, heredibus legitimis dicti Vilemii Cunygam de Glengernok quibuscunque, secundum tenorem carte dictis Vmfrido et Elisabeth desuper conficiende, contulit et donauit cum effectu: De et super quibus omnibus et singulis predictis, dicti Vmfridus et Jacobus Schaw, diuisim alter eorum, petit instrumentum, vnum aut plura, a me notario publico subscripto, et eorum testibus subscriptis: Acta erant hec apud Edinburcht, in eanera dicti domini nostri Regis in castro, hora quasi decima ante meridiem vel eocirca, sub anno, die, mense, indictione, pontificatusque quibus supra: Presentibus ibidem, reuerendis in Christo patribus, Andrea Episcopo Glasguensi, Thoma Episcopo Aberdonensi, Andrea Domino Awendale ac Cancellario Scocie, Colino Comite de Ergil, Roberto Domino Boid, Magistris Jacobo Lindsay, Preposito de Lyncloudane, nostri

secreti sigilli custode, Dauid Guthre de eodem, Archbaldo Quitlaw, Decano de Dunbar, nostro secretario, testibus cum multis aliis.

Et ego Johannes Patricii, presbiter arciumque magister Glasguensis diocesis, publicens notarius, quia, etc.

JOHANNES PATRICII.

CHARTER by Hugh of Mungumry of Thorntoun to Marjory Flemyn, and John de Mungumry, his eldest son and heir, on their marriage, of the lands of Owyr Thorntoun, 22nd November 1468.

47. OMNIBUS hanc cartam visuris vel audituris, Hugo de Montgumry de Thorntoun, Salutem in Domino sempiternam: Noueritis me dedisse, concessisse et hac presenti carta mea confirmasse dilectis meis, Mariote Flemyn et Johanni de Mungumry, filio meo primogenito et apparenti heredi, et eorum alteri diutius vincenti, in coniuncta feodatione, causa maritagii et matrimonii inter eos complendorum, omnes et singulas terras meas de Owyr Thorntoun cum pertinentiis, jacentes in dominio meo de Thorntoun et vicecomitatu de Raynfrow: Tenendas et habendas omnes et singulas prenominatas terras cum pertinentiis, prefatis Mariote et Johanni, sponso suo, et eorum alteri diutius vincenti, in coniuncta feodatione, et heredibus suis masculis inter ipsos legitime proereandis; quibus forte defientibus, veris legitimis et propinquioribus heredibus meis quibuscumque plenarie reuertendas, de me et heredibus meis, in feodo et hereditate imperpetuum. . . . Reddendo inde annuatim dicti Mariota et Johannes eiusdem sponsus, et eorum alter diutius viuens, et heredes sui masculi inter eosdem legitime proereandi, michi et heredibus meis, vnum denarium argenti, in festo Pentecostes, super solum dictarum terrarum, nomine albe firme, si petatur tantum, pro omni alio onere . . . In cuius rei testimonium sigillum meum presenti huic carte mee est appensum, apud Thorntoun, vicesimo secundo die mensis Nouembris, anno Domino millesimo quadragesimo sexagesimo octauo: Hiis testibus, Domino Alexandro Hume de eodem, milite, Alexandro Hume, suo herede apparenti, Domino Archibaldo de Hamilton de Ennerwic, milite, Patricio Home, Dauid de Edyngton, et Domino Willelmo Bel, Rectore de Vpsitlington, cum multis aliis.

INSTRUMENT OF REVOCATION by Jonet Houstonn, relict of William Montegomori of Gyffin, militis, 10th March 1471.

48. IN Dei Nomine, Amen: Per hoc presens publicum instrumentum eunctis pateat euidenter, quod anno ab Inearnacione Domini millesimo quadragesimo sexagesimo primo, die uero mensis Marcii x^{mo}, indictione quinta, pontificatus sanctissimi in Christo patris et domini nostri, domini Sixti diuina prouidencia pape quarti, anno primo: In mei notarii publici et testium subscriptorum presencia, personaliter constituta honorabilis mulier, Domina Joneta Houstonn,

relieta quondam honorabilis viri, Wilelmi Montegomori de Gyffin, militis, eitra decimam quintam diem, ut assernit, post decessum dieti Wilelmi, mariti sui; omnes et singulas donaciones, alienaciones, assedaciones ad terminos, obligaciones et assignaciones terraram quondam suarum, annuornm redditum et firmarum per prefatum quondam Wilellum Montegomori de Giffyn, militem, suum maritum, factas quibusuis personis, tempore quo ipsa Joneta dicto viro quo-operta extitit, et signanter de terris de Wrechthill, factas Roberto Montegomori suo primogenito, et sive spose ad annum, reuocauit, cassavit et adnullavit; protestans solemniter quod huiusmodi donaciones, alienaciones, assedaciones, obligaciones, et assignaciones, facte tempore quo supra, sibi quo ad suam legitimam terciam partem et iunctam feodacionem ratione coniugii se concernentes, minime cederent in preiudicium: Super quibus omnibus et singulis sie premissis, petiit dieta Domina Joneta, a me notario publico, sibi fieri publicum instrumentum: Acta fuerunt hee apud burgum de Irwyne, in opella Wilelmi Stouphill, burgensis eiusdem, sub anno, die, mense, indictione et pontificatu quibus supra: Presentibus ibidem honorabilibus, prouidis et discretis viris, dicto Roberto Montegomori, suo primogenito, Wilelmo Stouphill, Wilelmo Peteon, Domino Patricio, Curato de Betht, Willelmo Conalli et Johanne Barr, testibus ad premissa vocatis pariter et rogatis.

Et ego Johannes Symontoun, presbyter Glasguensis dioecesis, publicus imperiali et regali autoritatibus notarius: Diete reuocacioni, premissisque omnibus, etc.

JOHANNES SYMONTOUN.

CHARTER OF CONFIRMATION by John Earl of Leuenax of a Charter by Adam of Conyngham, Lord of Caprountoun, to Alexander Conynghame of Mureth, of the lands of Colysfelde, 1st and 2nd April 1475.

49. SCILANT presentes et futuri, nos Johannem Comitem de Leuenax, Dominum Dernle et de Torbolton, quandam cartam factam dilecto nostro, Alexandro Conynghame de Myreth, super donacione et concessione terrarum de Colysfelde cum pertinentiis, jacencium in baronia nostra de Torbolton, infra vicecomitatum de Are, per dilectum nostrum, Adam de Conyngham, Dominum de Caprountoun, eiusque sigillo sigillatam, sanam, integrum, non cancellatum, nec abolitum, aut in aliqua sui parte suspectum, sed omni prorsus vicio aut suspicione parentem, inspexisse, et ad plenum intellexisse, sub hac uerborum forma: Omnibus hanc cartam visuris vel audituris, Adam de Conyngham, Dominus de Caprontoun et de Colisfeld, Salutem in Domino semipaternam: Noueritis me, ex bono avisamento et matura deliberacione, dedisse, concessisse, et hac presenti carta mea confirmasse dilecto avunculo meo, Alexandro Conyngham de Mureth, pro suis auxilio, consilio et seruicio michi impensis et impendendis, omnes et singulas terras meas de Colisfeld cum pertinentiis, jacentes in baronia de Torboltoun, infra vicecomitatum de Are: Tenendas et habendas predictas terras de Colisfeld cum pertinentiis, predicto Alexandro et heredibus suis masculis de suo corpore legitime procreatis seu procreandis; quibus defientibus, michi et heredibus meis libere

reuersuras, de me et heredibus meis, in feodo et hereditate imperpetuum . . . Reddendo inde annuatim michi et heredibus meis predictus Alexander et heredes sui masculi de suo corpore legitime procreati uel procreandi, wardam et releuium, et tres sectas curie mee de Waylstoun, ad tria videlicet placita capitalia, pro omni alio onere . . . In eius rei testimonium sigillum meum presenti carte mee est appensum, apud Renfrew, primo die mensis Aprilis, anno Domini millesimo quadragesimo septuagesimo quinto: Hic testibus, Roberto Domino Lyle, Adam Walae de Crago, Wilelmo Parke de eodem, Gilberto Lyndsay de Glenmor, et Roberto Wallace, cum multis aliis: Quamquidem cartam in omnibus punetis et articulis, modis et circumstantiis suis, forma pariter et effectu, in omnibus et per omnia ut suprascriptum est, nos, Johannes Comes de Leuenax, Dominus Dernle et de Torbolton antedictus, pro nobis, heredibus et successoribus nostris, ratificamus, approbamus, et efficaciter pro perpetuo confirmamus; saluis seruitiis nostris: In eius rei testimonium sigillum nostrum presenti nostre confirmationis carte iussimus et fecimus appendi, apud Renfrew, secundo die mensis Aprilis, anno Domini millesimo quadragesimo septuagesimo quinto.¹

CHARTER by William Dauidson of Snodgers to William Arthurle, Vicar of Kylbyrne, of the lands of Snodgers, 1st April 1477.

50. OMNIBUS hanc cartam visuris vel audituris, Wilelmus Dauidson de Snodgers, Salutem in Domino semperternam: Noueritis me dedisse, concessisse, et hac presenti carta mea confirmasse Wilelmo Arthurle, Decretorum Doctori, ac Vicario de Kylbyrne, pro suis consilio, auxilio, favore et beneficiis gratuitis michi multipliciter impensis, totas et integras terras meas de Snodgers cum pertinenciis, jacentes secus litus aque de Gernok, infra vicecomitatum de Ayre et dominium de Conigham: Tenendas et habendas totas et integras prenominatas terras de Snodgers cum pertinenciis, de domino nostro Senescallo Scacie et suis successoribus, predicto Wilelmo Arthurle, doctori, heredibus suis et assignatis quibuscunque, in feodo et hereditate imperpetuum . . . Reddendo inde annuatim . . . vnam rosam in festo Sancti Johannis Baptiste, super solum dictarum terrarum, nomine albe firme, tantummodo si petatur . . . Et ego uero dictus Wilelmus Dauidson, [et] heredes mei, confirmatione dicti domini nostri Senescalli, domini mei superioris, presentis carte mee obtenta seu obtainenda, et per me affectata desiderata, prenominatas terras cum pertinenciis, predicto Wilelmo Arthurle, presbytero, heredibus suis uel assignatis, in omnibus et per omnia, modo, forma pariter et effectu quibus supra, contra omnes mortales varantizabimus acquietabimus et in perpetuum defendemus: Reservando tamen michi Wilelmo, et Helene sponse mee, nostrorumque diuiciis viuenti, post lapsum annorum assedacionis prius facte dicto Wilelmo Arthurle complendorum, tocius dimiditatis omnium et singularum dictarum terrarum cum

¹ In an old indorsement of this charter, it is stated that Alexander Conyngham of Mureth was 'the first of Akett'

pertinenciis liberum tenementum quam diu vixero uel vixerit in humanis: In eius rei testimonium sigillum meum huic presenti carte mee est appensum, apud Glasgw, die prima mensis Aprilis, anno Domini millesimo quadringentesimo septuagesimo septimo, coram hiis testibus, videlicet, Magistro Henrico Newton, arcium magistro, Dominis Johanne Gray, Dauid Burntoun, presbyteris, Jacobo Crawfurd, seniore filio Archibaldi Crawfurde de Monkisland, seutifero, Johanne Quhite, et Roberto Arthurle, burgense ciuitatis de Glasgw, cum diuersis aliis testibus.

CHARTER by John, Earl of Leuenax, to Adam Cwyngam of Caprontoun, of the lands of Colisfeld, 21st March 1477.

51. OMNIBUS hanc cartam visuris vel audituris, Johannes Comes de Leuenax, Dominus Dernle, ac baronic de Torbolton, Salutem in Domino sempiternam: Noueritis nos dedisse, concessisse et hae presenti carta nostra confirmasse dilecto consanguineo nostro, Ade Cwyngam de Caprontoun, omnes et singulas terras de Colisfeld, jacentes infra baroniam de Torbolton et vicecomitatum de Are, pro suis seruicio, concilio et auxilio, nobis grataanter impensis: Tenendas et habendas predictas terras cum pertinenciis, dicto Ade et heredibus suis, de nobis et heredibus nostris, in feodo et hereditate imperpetuum . . . Reddendo inde annuatim dictus Adam et heredes sui nobis et heredibus nostris, vnum denarium visualis monete regni Scocie, nomine albe firme, super solum dietarum terrarum, in festo Trinitatis, si petatur tantum, pro omni alio onere . . . In eius rei testimonium sigillum nostrum huic presenti arte nostre est appensum, apud castrum nostrum de Crukistoun, vicesimo primo die mensis Marcii, anno Domini millesimo quadringentesimo septuagesimo septimo, coram hiis testibus, Adam Wales de Cragow, Dauid Blare de Adamtoun, Roberto Stewart, fratre nostro, Johanne Stewart, filio nostro, Alexandro Cwnighame de Mwreth, Magistro Johanne Blare, Vicario de Maboile, notario publico, et Roberto Wales, cum multis aliis.

GRANT by Alexander first Lord Home to Thomas Home, his son, of the frank tenement of the lands of Castiltovne, etc., 13th April 1478.

52. TYLL all and syndry to quhais knaylagis thir present letteris sal to eum, Alexander Lorde Home, Gretyng in Gode ay lestyng: Vyt ze me that forsamekyll as Thomas Home, my sone, is in state of the fee of the landis of Castiltovne, Kyrkwode, Creoblare, Makbehill, Galoberis, Langschawis, and Quhit Leys, lyand within the lordschip of Stewartowne within the scherraffdome of Hayr; til haf gyffyn and grantit, and be this my present wryt to haf confermyt till the said Thomas. al [and] hail the franktenement of the said landis of Castiltowne, Kyrkwode, Creoblare, Makbehill,

Galoberis, Langsebawis, and Quhitleyis: To be haldyne and hade al and hale the franktenement of the said landis to the said Thomas, induryng all the dayis of my lyffe, with al fredomys, profytis, esmentis and ryehtwis pertinentis to the franktenement of the said landis pertenande, or ony maner of way rychtwysly may pertene; and als frely, quyetyly, vele and in pes, as ony franktenement of ony landis ar geffyne or may be gyffyne within the kynryk of Scotlande, with outyn reuocacione, obsteke, questyon or demande to be maid thairin be me, or ony other in my name, ener mayre in tyme to cum: In vytnes of the quhylk thynge I haf set to my sele, at Dunglas, the xiii day of Aprill, the zer of Gode a thovsande four hundredre sevynde and aucht zeris, be for thir vitnes, Schir Archbald of Hammyltone, Larde of Eunervyk, Alexander of Cokborne, sone and apperand ayr to the Larde of Langtone, Jhone of Mungomery, Larde of Thorntone, Robyn Androson of Kello, Schir James Flemyn, Person of Chyrnsyde, Schir Alexander Bevkles, Person of Polwort, and Schir Jhone Stevynson, chaplane, with otheris dyuers; and for the mair sekyrnes I haff subserbit it with myn avn hande.

INSTRUMENT OF PUBLICATION of the above Grant, 2nd May 1478.

53. In Dei Nomine, Amen. Per hoc presens publicum instrumentum cunctis pateat enidenter, quod anno ab Incarnatione Domini M^{oo} CCC^{oo} septuagesimo octano, die secunda mensis Maii, indictione undecima, pontificatus sanctissimi in Christo patris et domini, domini nostri Sixti diuina prouidencia pape quarti, anno septimo: In mei notarii publici et testium subscriptorum presencia personaliter constitutus discretus vir, Dominus Jacobus Flemyn, Rector de Cherynsyde, mihi notario publico quandam literam nobilis et potentis domini, Alexandri Domini le Home, pergamino scriptam, suo sigillo sigillatam, tradidit perlegendam, copiandam, et in publicam formam instrumenti publicandam; cuius quidem littere tenor sequitur in hec uerba: Tyl al and syndry, (etc. ut supra, No. 52): Super quibus predicta liberi tenementi donacione et concessione predictarum terrarum cum suis pertinenciis, necnon omnibus aliis premissis, dictus Thomas Home a me notario publico subscripto sibi fieri petiit publicum seu publica instrumentum seu instrumenta: Acta erant hee super fundum predictarum terrarum, in loco qui dicetur Galowbery, hora quasi decima ante meridiem, sub anno, die, mense, indictione et pontificatu quibus supra: Presentibus ibidem, nobilibus et discretis viris, Vilemno Valace de Cragyne, milite, Johanne Valace, filio et herede predicti Vilemni apparente, Magistro Johanne Valace, fratre dicti Domini Vilemni, Roberto Mungumry de Bradstan, Constantino Dunlop de eodem, Johanne Arnvt, Arthuro Boyde, Andrea Dunlop, et Villemno Rudepeth, cum multis aliis.

Et ego Johannes Reid presbyter Glasguensis dioecesis, imperiali et regali auctoritatibus notarius publicus, predicte litere tradicioni, perleccioni et publicacioni, presens cum prenominatis testibus personaliter interfui, etc.

JOHANNES REID.

INSTRUMENT OF DELIVERY of forty-eight cows by the Procurator for Alexander Lord Home, and Margaret his spouse, to Thomas Home, their son, 2nd May 1478.

54. IN Dei Nomine Amen: Per hoc presens publicum instrumentum eunctis pateat euidenter, quod anno ab Incarnatione Domini M^{mo} CCCC^{mo} septuagesimo octauo, die secunda mensis Maii, inductione vndeclima, pontificatus sanctissimi in Christo patris et domini, domini nostri Sixti diuina prouidencia pape quarti, anno septimo: In mei notarii publici et testium subscriptorum presence personaliter constitutus discretus vir, Dominus Jacobus Flemyn, rector de Cherynsyde, procurator et eo nomine habens et ostendens mandatum et procuratorum in meliore et publica forma nobilis et potentis domini, Alexandri Domini le Home, neenon et Domine Margarete, sponse predicti Domini Alexandri, eorundem sigillis sigillatum, prout mihi notario publico luculenter constabat, et tradidit perlegendum et publicandum: Cuius litere siue procuratorii vigore seu mandati specialis, ipse Dominus Jacobus Flemyn, procurator et eo nomine quo supra, accessit personaliter ad quedam loca dicta le Galovberyis, infra dominium de Stewartoun et vicecomitatum de Ayr jacentia; et ibidem super fundum dictarum terrarum de Galovberyis recepit a tenandis eiusdem quadraginta octo vaccas fetas, nomine et ex parte predictorum Domini Alexandri, et Domine Margarete, eius sponse: Post quamquidem receptionem earundem vaccarum, ipse Dominus Jacobus Flemyn, procurator et eo nomine predictorum Alexandri et Margarete, et de eorum speciali mandato, predictas quadraginta octo vaccas fetas nobili armigero, Thome Home, filio naturali eorundem Domini Alexandri et Domine Margarete, libere donauit et in vsus suos pro perpetuo tradidit et assignauit, et ad disponendum de predictis vaccis ad libitum sue voluntatis easdem vaccas plenarie deliberauit, absque aliqua reuocacione in futuris: Et ad omnia ista predicta facienda ipse Dominus Jacobus humiliter et plave ostendit protestatem et mandatum speciale: Super quibus omnibus premissis predictius Thomas Home a me notario publico sibi fieri petiit publicum instrumentum seu publica instrumenta: Acta erant hec super solum dictarum terrarum de Galovberyis, hora quasi nona ante meridiem, sub anno, die, mense, inductione, et pontificatu quibus supra: Presentibus, prouidis et discretis viris, videlicet, Roberto Mungumry de Bradstane, Constantino Dunlop de eodem, Johanne Arnv, Arthuro Boyde, Andrea Dunlop et Vilemho Reidpetht, eum multis aliis testibus vocatis et requisitis.

Et ego Johannes Reid, presbyter Glasguensis dioecesis, imperiali et regali auctoritatibus notarius publicus, predictarum vaccarum receptioni et deliberacioni, omnibusque aliis et singulis, etc.

JOHANNES REID.

PROCURATORY OF RESIGNATION by Alexander Lord Home, of the lands of Langschawis, etc.,
31st May 1479.

55. EXCELLENTISSIMO principi supremo domino nostro, domino Jacobo tereio Scotorum Regi illustrissimo ac tutori et gubernatori serenissimi domini sui filii primogeniti, domini Jacobi Ducis de Roithzay, Comitis de Carrick, Domini de Cunynghame, Senescalli Seocie, etc.; snus humilis ligius subditus et seruitor, Alexander Douinus Home, seipsum, cum omni subieccione et famulatu. ad sursum reddendum, deliberandum, ac pure et simpliciter resignandu. in manibus vestre celsitudiniis, tanquam in manibus tutoris et gubernatoris dicti domini Ducis, omnes et singulas terras meas de Langschawis, Cassyltöne, Galovberys, Quhytleyis, Robertlande, Chreoblare, Kyrk-wode, et de Makbehyll, eum pertinenciis, jaceentes in dominio de Stewartone, infra vicecomitatum de Are, quas de dieto domino Duee, etc., tanquam Senescallio Seocie, teneo in capite; prouidos viros, Dominum Johannem Stevert, Dominum de Dernlye, Georgium Maxvell de Karnsalovch. Jhohannem Tovrys, filium et apparentem heredem Wilemum Tovrys de Innerleth, Georgium Tovrys et Thomam Zhar, burgenses burgi de Edynburch, ac corum quenlibet, coniunctim et diuisiim, meos veros, legitimos, irreuocabiles et indubitatos procuratores ac nuncios speciales, facio, constituo et ordino tenore presencium literarum: Ratum et gratum habens et habiturus, pro me et heredibus meis irreuocabiliter pro perpetuo, totum et quicquid dicti mei procuratores, vel eorum aliquis, coniunctim vel diuisiim, in premissis duxerint vel duxerit faciendum: Quas eciā terras predictas cum pertinentiis, ego dictus Alexander, non vi aut metu ductus, nec errore lapsus, sed mea pura spontanea voluntate, in manus vestras, tanquam tutorem predictum, sursum redbo, pure et simpliciter resigno per presentes; ita quod facta dicta resignatione vobis, nomine tutorio predicto, leiat de dictis terris disponere ad vestrum libitum voluntatis: In cuius rei testimonium sigillum meum presentibus est appensum, apud Dunglas, vñimo die mensis Maii, anno Domini millesimo quadringentesimo septuagesimo nono, coram hiis testibus, Domino Jacobo Flemyng, Rectore de Chyrnsyde, Domino Alexandro Bewelas, Rectore de Polwort, Roberto Anderson et Wilemo Veddale, eum multis aliis.

CHARTER by Hugh Lord Mwntgumri and Giffyng, to Alexander Mwntgumry younger of Giffyng,
and Jonet of Dunlop, his spouse, of the lands of Bar, 29th August 1483.

56. OMNIBUS hanc eartam visuris vel audituris, Hugo Dominus Mwntgumri et Giffyng, Salutem in Domino sempiternam: Noueritis me dedisse, concessisse, et hae presenti carta mea confirmasse . . . prouido viro, Allexandro Mwntgumry, filio et apparenti heredi Roberti Mwntgumry de Giffyng, et Jonete de Dunlop sponse sue, et eorum alteri diuiciis viuenti, pro vera affectione quam habeo erga ipsos, omnes et singulas quinque mercatas terrarum antiqui extentus de Bar cum pertinentiis, jacentes in dominio de Giffyng, in ballia de Conygham et infra vicecomitatum de Air; quas quidem quinque mercatas terrarum antiqui extentus de Bar cum pertinentiis,

dictus Robertus Mwntgumry de Giffyng, non vi aut metu ductus, nec errore lapsus, dolo seu fraude deceptus, sed sua libera, mera, pura et spontanea voluntate commotus, vtilitate sua vndique visa et pensata, per fustem et baculum, vt moris est, pure et simpliciter, in manibus meis resignauit, tanquam in manibus domini superioris earundem, in presencia testium subscriptorum: Tenendas et habendas . . . dicto Alexandro Mwntgumry et Jonete Dunlop spouse sue, et eorum alteri diueius viuenti, in conjuneta infœdatione, et heredibus masculis inter ipsos legitime procreatis seu procreandis; quibus forte deficientibus, dicto Roberto et veris legitimis et propinquioribus heredibus masculis suis quibuscumque, de me et heredibus meis, in feodo et hereditate imperpetuum . . . Faciendo inde annuatim . . . seruicia de dictis terris de Bar debita et consueta . . . In eius rei testimonium sigillum meum proprium presenti carte mee est appensum, apud predictas terras de Bar, antepenultima die mensis Augusti, anno Domini M^o CCCC^m octuagesimo tercio, coram his testibus, Iohanne Mungumry, filio et herede Domini Mungumry, Roberto Mungumry, Domino de Geffyne, Magistro Georgio Mungumry, Rectore de Egilisame, Magistro Constantino Mungumry, Magistro Vilclmo Spreull, Domino Thoma Peteon, capellano, eum multis aliis.

INSTRUMENT OF SASINE in favour of Hugh Lord Montegomori, of the lordship of Ardrossane, etc..
5th June 1484.

57. In Dei nomine, Amen: Per hoc presens publicum Instrumentum cunctis pateat euidenter, quod anno ab Incarnatione Domini, millesimo quadringentesimo octuagesimo quarto, die nero mensis Junii quinto, Indictione secunda, Pontificatus sanctissimi in Christo patris et domini nostri, domini Sixti diuina prouidencia pape quarti, anno tertio decimo: In mei notarii publici et testium subscriptorum presencia personaliter constitutus nobilis vir, Hugo Montegomori, miles, proneposque et heres quondam magni et potentis domini, Alexandri Domini Montegomori, quoddam breue de sasina capelle supremi domini nostri Regis nobili viro Georgio Campbell de Lowdoun, militi, vicecomiti de Air, presentavit; quodquidem breue dictus dominus vicecomes reuerenter ad manus recepit, et per me notarium subscriptum alta et intelligibili voce perlegi fecit, huius subtenore: Jacobus Dei gratia Rex Scotorum, Vicecomiti et balliuis suis de Air, Salutem: Quia per inquisitionem de mandato nostro per vos factam et ad capellam nostram retornatam, compertum est quod quondam Alexander Dominus Montegomori, proauns Hugonis Montegomori, latoris presencium, obiit vltimo vestitus et sasitus ut de feodo ad pacem et fidem nostram de totis et integris terris et dominio de Ardrossane, extendentibus in integro ad centum viginti libras terrarum antiqui extensus, eum earundem castro et fortilio, vnaecum Seilerag insula, vna petra eere albe de terris de Monfoid annuatim excunte, ac eum piscatura de Eist Saltcottis, ac tenandriis et pertinenciis: Et de totis et integris terris et dominio de Eglintoun, extendentibus in integro ad quadraginta mercatas terrarum antiqui extensus, eum earundem turre et fortilio, tenandriis et pertinenciis: Et de totis et integris terris et dominio de Robertoun, extendentibus

in integro ad quadraginta libras terrarum antiqui extensus, eum tenandriis et pertinenciis, jacentibus in baronia de Conynghame, infra balliam vestram: Et quod datus Hugo est legitimus et propinquior heres eiusdem quondam Alexandri, proauⁱ sui, de dictis terris et dominiis eum fortificiis, vnaeum Seilerag insula, ac vna petra cere albe de terris de Monfoid annuatim exeunte, ac eum piscatura de Eist Salteottis, tenandriis et pertinenciis: Et quod est legitime etatis: Et quod de carissimo nostro filio primogenito, Jacobo Duce de Rothsay, Comite de Carrik, Domino de Kile et Conynghame, tenentur in capite: Nos, tanquam tutor et gubernator dicti nostri filii, vobis preeipimus et mandamus quatenus, prefato Hugoni, vel suo certo attornato, latori presentium, sasinam dietarum terrarum et dominiorum eum suis fortificiis, vnaeum Seilerag insula, ac vna petra cere albe de terris de Monfoid annuatim exeunte, ac eum piscatura de Eist Salteottis, tenandriis et pertinenciis, iuste haberi faciatis et sine dilatione: Saluo iure eiuslibet: Certificantes auditores seaccarii nostri si firme dietarum terrarum et dominiorum eum tenandriis et pertinenciis, existencium in manibus nostris, tanquam in manibus tutoris dicti nostri filii, per spacium quatuordecim annorum, racione warde, denenerunt ad vsus nostros per dictum tempus: que firme dietarum terrarum et dominii de Ardrossane eum tenandriis et pertinenciis extendunt annuatim ad duecentas quadraginta libras; et que firme dietarum terrarum et dominii de Eglintoun eum tenandriis et pertinenciis extendunt annuatim ad quadraginta libras; atque firme dietarum terrarum et dominii de Robertoun eum tenandriis et pertinenciis extendunt annuatim ad sexaginta libras: Et hoc nullo modo omittatis: Teste meipso, apud Edinburgh, septimo die mensis Maii, anno regni nostri vicecento quarto: Cuiusquidem breuis vigore dictus dominus vicecomes personaliter aeedens, primo ad dietas terras et dominium de Robertoun, deinde ad dietas terras et dominium de Eglintoun, postea nero ad dietas terras et dominium de Ardrossane et ad Seilerag insulam, et ad terras de Monfoid, et post ad littora maris de Eist Salteottis, et consenserunter ad tenandrias dicti dominii de Ardrossane non contigue jacentes, videlicet, ad viginti mercatas terrarum antiqui extensus de Carrisland, deinde ad quinque libras terrarum antiqui extensus de Badlen, et postremo ad decem libras terrarum antiqui extensus de Skehmurlye; ibidem de omnibus et singulis predictis terris et dominiis, cum suis fortificiis et de Silerag insula, ac petra vna cere albe de terris de Monfoid annuatim exeunte, et de piscatura de Eist Salteottis suprascriptis, cum omnibus et singulis pertinenciis, secundum dicti brevis tenorem, prefato Domino Hugoni de Montegomori, militi, separati et successive, per terre et lapidis tradicionem, ut moris est, sasanum hereditarie tradidit et deliberauit imperpetuum: Super quibus omnibus et singulis prefatis nobilis et potens dominus, Hugo Dominus Montegomori, petiti per me notarium publicum sibi fieri vnum vel plura, publicum seu publica, instrumentum aut instrumenta: Acta fuerunt hec super solum dietarum terrarum et locorum prescriptorum, inter horas sextam ante meridiem et quartam post meridiem, mediante certo intervallo temporis ad tantos labores requisito, sub anno, die, mense, inductione et pontificatu quibus supra: Presentibus ibidem, honorabilibus et discretis viris, Roberto Boyd, Domino Portincors, Johanne Campbel, filio dicti domini vicecomitis, Andrea Lockhert, primogenito Jacobi Lokhert de Bar, David Campbel de Clongawe, Murthaeo

Nesbit, Wilemo Campbell et Andrea Campbell de Hevidis, cum multis aliis testibus ad premissa vocatis specialiter et rogatis.

Et ego Johannes Symonton, presbiter Glasguensis diocesis, publicus imperiali et regali autoritatibus notarius, premissis etc.

PROCURATORY by Hugh Lord Montegomery to John Montegomery of Giffyn and others, for receiving sasine of the lands of Wrychthill, 6th September 1484.

58. BE it kend til al men be thir present letteris, me Hev Lord Montegomry, til haf maid, constitute, and ordanit, and be thir my present letteris, makis, constitutis, and ordanis my behufit eusing, Johne Montegomery of Giffyn, Davy Montegomery, and Wilzam Ker, my verray lachfull attournays and procuratouris, for me and in myn naym to rasaif heretabil state of the landis of the Wrychthill with thair pertinentis, and the annuel of Drumidow, eftir the tenour of the Kingis precep: Giffand and grantand to the for saidis Johne, Davy, and Wilzam, my full power and speciale mandment to do and til vse in my for said naym, and specialy in the state taking fra the bandis of our soueran lordis officiaris, quhatsumeuer tha be the scheref or his deputis: Haldand and for to bald ferme and stabil al and sindrie thingis that my for said attornais or procuratouris leiddis lachfully to be done in my naym, and specialy in the rasaifyng of the state for said, lyk as I wald do my self, and I present war in propir person: In witnes of the quhilke thing I haf set to my propir seil at Ardrossane, the vi day of the moneth of September, the zer of our Lord athousand fourhundereth achty and four zeris.

INSTRUMENT of REVOCATION by Hugh Lord Montgumry, of all grants by him in his minority, 11th October 1484.

59. In Dei Nomine, Amen: Per hoc presens publicum instrumentum eunetis pateat euidenter, quod anno ab Incarnatione Domini I^o iii^o: octuagesimo quarto, die vero mensis Octobris xi^o, inductione 3^a, pontificatus sanctissimi in Christo patris et domini nostri, domini Sixti diuina prouiden-
cia pape quarti, anno xiiii^o: In mei notarii publici et testium subscriptorum presencia person-
aliter constitutus nobilis et potens dominus, Hugo Dominus Montgumry, nondum, ut asseruit,
xxiiii annum nactus; omnes et singulas concessiones, donaciones, terrarum confirmaciones, et
obligaciones, tam hereditarias quam vitales, suo sigillo aut scriptura manuali per se factas,
seu quibusvis personis concessas et deliberatas, ipso in illegittima etate existente, reuocauit,
cassauit, et adnullauit signanter, cartas, literas, et euidentias, suo sigillo munitas, factas et
concessas super certis terris quondam Hugoni Montgumry, alunpno suo, ipso Domino Hugone
in etate prelibata, ac sub munimine et tutela ipsius quondam Hugonis, alunpi sui prelibati,
existente; protestans solemniter quod huiusmodi concessiones, donaciones, confirmaciones, aut
euidentie prenotate, sibi et heredibus suis minime cederint in priudicium; pensata sua ille-

gittima estate prelibata: Super quibus omnibus et singulis sic premissis, dictus nobilis et potens dominus, Hugo Dominus Montgumry, a me notario publico subscripto sibi fieri petit publicum instrumentum: Aeta fuerunt hec infra castellum de Ardrossan, sub anno, die, mense, inductione et pontificatu quibus supra: Presentibus ibidem discretis et probis viris, Dominis Hugone Perierw, Vieario de Dalmeintoun, Vilelmo Ricartoun, presbytero, et Villelmo Lekpreuk, armigero, primogenito et apparente herede Domini de Lekpreuk, testibus ad premissa vocatis pariterque rogatis.

Et ego Johannes Symontoun, presbyter Glasguensis diocesis, publicus imperiali et regali autoritatibus notarius, quia etc.

JOHANNES SYMONTOUN.

REMISSION by King James IV. to Hugh Lord Montgumery, 14th October 1488.

60. JACOBUS Dei gracia Rex Scotorum. Omnibus probis hominibus suis ad quos presentes literae peruerent, Salutem: Sciatis quod ex nostra gratia speciali ac pro bono gratuitoque seruicio nobis per consanguineum nostrum Hugonem Dominum de Montgumry impenso, et specialiter in campo bellio prope Struelin, in die Sancti Barnabe vltimo elapsi, remisimus eidem Hugoni ranoreum animi nostri, sectam regiam, et omnem actionem quem et quas erga ipsum conceperimus, habemus, seu habere poterimus, pro destructione et deiectione loci sine domus de Turnelaw, et pro rapina certorum bonorum de eisdem loco et domo; et pro oīnibus aliis criminibus, offendis et accionibus quibuscunque, per predictum Hugonem vsque in diem nostre proclamacionis facte apud Lanark super concessione remissionum, viz., vicesimum nonum diem mensis Augusti ante datam presencium vltimo elapsi, commissis seu quomodolibet perpetratis; dummodo partibus conquirentibus et daupna passis taliter satisfaciat, quod nullam super hoc de cetero iustum querimoniam audiamus; et supradictum Hugonem sub firma pace et proteccione nostra iuste suscepientes, firmiter inhibemus ne quis ei occasione transgressionum predictarum malum, molestiam, iniuriam, seu grauamen aliquod inferre presumat iniuste, super nostram plenariam forisfacturam, aut mortem ei inferat, sub pena amisionis vite et membrorum: In cuius rei testimonium has literas nostras remissionis, pro toto tempore vite dicti Hugonis duraturas, sub magno sigillo nostro sibi fieri fecimus patentes, apud Edinburgh, decimo quarto die mensis Octobris, anno Domini millesimo quadragesimo octauo, et regni nostri primo.

Remissio pro Hugone Domino Muntgumury, etc.

LETTER OF REVERSION by Robert Abernethy, Rector of the church of St. Mary of Rothsay, to Ninian Cocherane of Leys and Askok, of lands in Rothsay, 9th December 1490.

61. UNIERSIS et singulis ad quorum noticias presentes literae peruerent, Robertus Abernethy, Rector ecclesie Sancte Marie de Rothsay, Salutem in Domino sempiternam: Noueritis quod

quamvis honorabilis vir, Ninianus Cocherane de Leys et Askok, amicus meus, mihi dederat, concesserat et alienauerat, pro summa quadraginta marcuarum visualis monete regni Scocie, omnes et singulas terras et aeras suas jacentes infra burgum et territorium de Rothsay, cum pertinenciis, sibi quomodolibet spectantes et pertinentes: Volo tamen et concedo, et ad hec firmiter obligo fidemedia me, executores meos et assignatos, quod quandocunque contigerit ipsum Ninianum vel heredes suos, executores seu assignatos, persoluere mihi, executoribus meis uel assignatis, summam xl^a marcuarum visualis monete regni Scocie, simul cum decim marcis eiusdem monete pro edificiis et structuris factis super dictas terras, in pecunia numerata, in vna summa, vno die, infra ortum solis et occasum, super magnum altare ecclesie perochialis de Rothsay, super premunitione xl^a dierum mihi legitime facta, et hoc ante festum Pentecostes post diem et datum presencium, ad sursum reddendum, resignandum, et libere deliberandum sibi, suis heredibus uel assignatis, videlicet, dicto Niniano Cocherane omnes et singulas dietas terras et aeras per eum mihi concessas primitus et alienatas sibi dicto Niniano, suis heredibus uel assignatas reuertendas; vna cum ceteris litteris et evidenciis mihi, Magistro Roberto Abernethy, Reectori de Rothsay, inde coufectis et habitis: Adiecta hae condicione, quod dictus Magister Robertus, executores seu assignati sui, pacifice, libere et quiete, pro firmis regis, possidebit seu possedebunt dietas terras et aeras a dicto Niniano, suis heredibus uel assignatis, per tres annos immediate sequentes post persolucionem prescripte summe monete; ac eciam, si contingat predictum Magistrum Robertum Abernethy, executores seu assignatos suos, absentare se in priuicium dicti Niniani, heredum, executorum seu assignatorum snorum, in tempore persolucionis prescripte summe monete, videlicet, in festo Pentecostes, vel infra octo dies immediate sequentes premunicationem legitimam xl^a dierum precedencium, dictus Ninianus, heredes seu assignati sui, habebit seu habebunt liberum introitum et pacificam possessionem dictarum terrarum et aclarum, sine aliqua demanda a dicto Magistro Roberto, executoribus uel assignatis suis; et prescriptus Magister Robertus Abernethy, executores seu assignati, perdent et omittent prescriptam summam monete: In eniis rei testimonium ego dictus Magister Robertus Abernethy, quia sigillum proprium ad presens non habui, sigillum honorabilis viri, Niniani Banachty de Kamys, in vi et virtute mei sigilli procmraui et presentibus appendi feci, coram hiis testibus, Magistro Johanne Schaw, Vicario ecclesie Sancte Marie in Rothsay, Domino Andrea Bannachtyne, Vilelmo Cambaell, Doneano Spens, Henrico Henrici, cum multis aliis, anno Domini M^o CCCC lxxxx^o, nono vero die mensis Decembris: Et eciam ego dictus Magister Robertus Abernethy, ad maiorem securitatem et evidenciam rei, sigillum commune burgi de Rothsay cum instancia debita procuraui et presenti carte reuersionis appendi feci, coram hiis testibus, Johanne Spens, Johanne Glais, Fynlaio Vricht, Johanne McFerson, Donaldo Alisone, Gillechrist McYntyr, Gillechrist Gowyne, burgensis dieti burgi, aliis prescriptis testibus, cum multis aliis, anno, die, mense, quibus supra.

INSTRUMENT OF SASINE in favour of Mr. Robert Abernethy, of a croft of land in Rothsay, 10th December 1490.

62. IN Dei Nomine, Amen: Per hoc presens publicum instrumentum eunctis pateat eidenter et sit notum, quod anno Incarnationis Dominice, M^o CCCC^o lxxxv^o, indictione nona, die vero decimo mensis Decembris, pontificatus sanctissimi in Christo patris et domini nostri, domini Innocencii dinina prouidencia pape octaui, anno septimo: In mei notarii publici et testium subscriptorum presencia personaliter constitutus diseretus vir, Ninianus Cocherane de Lee, non vi ductus, nec aliquo errore lapsus, sed sua mera et spontanea voluntate, per manus balliuorum burgi de Rothsay, tradidit statum et sasiuam corporalem et hereditariam possessionem Magistro Roberto Abernethy, Reectori ecclesie Sancte Marie in Rothsay, suis assignatis uel executoribus, in vna eroftha terre cum pertinenciis, iuxta crucem medie vie, vulgariter nuncupata Crux M^oGibbon, ex parte occidentali vie, per terre et lapidis donationem; ipse Magister Robertus, Reector, prius tradendo dieto Niniano eartam reuersionis dite erofte cum pertinenciis, sibi vel suis heredibus, tempore solucionis certe summe pecunie; prout plenius continentur in dicta carta reuersionis: Super quibus omnibus et singulis actis, petit dictus Ninianus Coherane a me notario publico infrascripto, sibi fieri publienn seu publica, instrumentum seu instrumenta: Acta erant hec prope dictam erneem M^oGibbon, hora quasi secunda post meridiem vel eo circa, anno, die, mense, et pontificatu supradictis, coram hiis testibus, Roberto Steward, Camerario de But, Magistro Johanne Sehay, Vicario, Domino Andrea Banachty, Johanne Spens, Johanne Glais, Mauricio M^oEwyn, Donaldo Alisone, Cristino M^oYntir, Nyeholaio Rane, et Fynlaio Wright, cum multis aliis vocatis specialiter et rogatis.

Et ego Donaldus M^oFaill, presbyter Rossensis dioecesis, publicus auctoritate imperiali notarius, dictae sasyne et statu, ceterisque premissis, etc.

DONALDUS M^o FAIL.

INSTRUMENT OF SASINE in favour of William Cocheren in Kirkton, and Margaret Sympile, his spouse, of land on the north side of Ascock, 30th July 1497.

63. IN Dei Nomine, Amen: Per hoc presens publicum instrumentum eunctis pateat eidenter et sit notum, quod anno Incarnationis Dominice millesimo quadringentesimo nonagesimo septimo, indictione decima quinta, pontificatus sanctissimi in Christo patris et domini nostri, domini Andrei diuina prouidencia pape sexti, anno quarto, die nero penultimo mensis Julii: In mei notarii publici et testium subscriptorum presencia personaliter constitutus Patricius Culquhoune, constabellarius caustri de Rothsaie situati in Buyt, pro tempore, balliuusque in hae parte disereti viri Niniani Coherene, Domini de Lee et Ascock; sufficiens mandatum littere balliuatus publice ostendens, quod michi notario subscripto luenlenter constabat: Tenore et vigore dictae littere balliuatus, idem Patricius Colquhoune, tanquam balliuus dieti Niniani Coherene, statum et

saisynam hereditariam, neenon actualem, realem et corporalem possessionem et institutionem, per terre et lapidis tradicionem et deliberacionem, viginti nouem solidorum terraruum ipsius Niniani antiqui extentus, jacencium ex parte boriali de Ascock cum pertinenciis, Wilemio Coheren in Kirkton, neenon Cuthberto Speyr, aeturnato nomine et mandato Margrete Sympile, spose ipsius Wilelmi: Quamquidem litteram aeturnatus publice perlegi, eorumque Wilelmi et Margrete coniugum heredibus, executoribus et assignatis quibuscunque, ut moris est in similibus, tradidi, dedi et deliberaui: Super quibus omnibus et singulis prefati Wilelmus Coheren et Cuthbertus Speir, nomine et mandato diete Margrete Simple, coniugis dicti Wilelmi, petierunt a me notario publico subscripto sibi fieri vnum seu plura, publicum seu publica, instrumentum seu instrumenta: Acta erant hec super solo dictarum terrarum, hora octaua uel eo circa ante meridiem: Presentibus ibidem, Macolmo Makarmy, balliuo ville de Rothsaie pro tempore, Wilembo Ynglis, Johanne Reide, Thoma Oyr, Johanne Oyr et Jacobo Blakburne, cum diuersis alii testibus ad premissa vocatis pariter et rogatis.

Et ego Magister Walterus Steward, clericus Sancti Andree dioecesis, auctoritate imperiali notarius, premissis, etc.

SERVICE of Adam Cunyngham, as heir of Adam Cunyngham of Caprontoun, his father, in the lands of Velchtoun, Caprontoun, etc., 3rd October 1497.

64. HEC Inquisicio capta apud Are, eoram nobili viro, Hugone Campbell de Lowdone, vicecomite de Are, tercio die mensis Octobris, anno Domini millesimo quadringentesimo nonagesimo septimo, per hos probos et fideles homines subscriptos, videlicet, Hugonem Dominum Montgometry, Johannem Dominum Cathkert, Johannem Dominum Symple, Johaunem Valles de Cragy, Dominum Vilelmum Coluile de Vebiltre, militem, Dominum Dauid Kennydy, Balliuum de Carrik, militem, Dominum Vmfridum Cunyngham de Glengernok, militem, Thomam Kennydy de Barganie, Johannem Blare de codem, Robertum Moutgomery de Giffin, Mattheum Vallas de Crago, Macolnum Craufurd de Grenok, Alanum Cathkert de Carloun, Hugonem Valles de Smethistoun, Vilelnum Schawe de Polkennmet, Jacobum Campbel de Bronesyde, et Johannem Kenuidy de Knokreach: Qui jurati dicunt, quod quondam Adam Cunyngham de Caprontoun, pater Ade Cunyngham, latoris preseucium, obiit ultimo vestitus et sasitus ut de feodo ad pacem et fidem domini nostri Regis, de viginti septem mercatis terrarum antiqui extentus de Velchtoun, terris de Garngulan, terris de Colisfeild, terris de Vallesbank, et molendino de Enterkin, eum pertinenciis, jacentibus in Kilesteuart, infra vicecomitatum de Are; et de viginti libratis terrarum antiqui extentus de Caprontoun et Brokabnvre eum pertinenciis, jacentibus in Kilesteuart, infra vicecomitatum de Are: et de tribus mercatis terrarum antiqui extentus de Badlane et Brodokle eum pertinenciis, jacentibus in ballia de Cunyngham, infra vicecomitatum de Are; et de tredecim solidatis et quatuor denariatis terrarum antiqui extentus de Rynnistoun eum pertinentiis, jacentibus infra territorium burgi de Are, infra vicecomitatum de Are; et de officio vocato multis le

Cronarisshipe de Kile Regis, Kile Steuart, et Cunyngham . Et quod dictus Adam est legittimus et propinquior heres eiusdem quondam Ade, patris sui, de dictis terris, molendino, et officio, eum pertinenciis: Et quod est legitime etatis: Et quod diete terre de Velchtonne, Garngulane et Colisfeild cum pertinenciis valent nunc per annum quinquaginta quatuor mercis, et tantum valuerunt tempore pacis; et quod diete terre de Caprontoun et Brokalmvre eum pertinenciis valent nunc per annum sexaginta mercis, et tantum valuerunt tempore pacis; et quod diete terre de Badlane et Brodokle eum pertinenciis valent nunc per annum sex mercis, et tantum valuerunt tempore pacis; et quod diete terre de Rynnistoun eum pertinenciis valent nunc per annum duabus mercis, et tantum valuerunt tempore pacis: Et quod diete terre de Velechtonne, Garngulane, Vallesbank, et molendinum de Enterkin, tenentur in capite de Barone de Tarbolton, per vardam et reliuum, et vnam communem sectam ad principale messuagium de Tarbolton: et quod diete terre de Colisfeild tenentur in capite de Barone de Tarbolton, per albam firmam, videlicet, per solucionem viuis denarii super solum dictarum terrarum in festo Trinitatis annuatim, si petatur; et quod diete terre de Caprontoun cum pertinenciis tenentur in capite de supremo domino nostro Rege, tanquam Senescallo Scocie, per vardam et reliuum, et communem sectam in curia de Prestvik; et quod diete terre de Badlane et Brodokle cum pertinenciis tenentur in capite de supremo domino nostro Rege, tanquam Senescallo Scocie, per albam firmam, videlicet, per solucionem viuis denarii super solum dictarum terrarum in festo Pentecostes annuatim, si petatur; et quod diete terre de Rynnistoun cum pertinenciis tenentur in capite de supremo domino nostro Rege, more burgali; et quod dictum officium, multis nuncupatum le Cronarisshipe, tenetur de supremo domino nostro Rege, pro seruicio debito et consueto: Et quod diete terre de Velchtonne, terre de Garngulane, terre de Colisfeild, terre de Vallesbank, et molendinum de Enterkyn eum pertinenciis nunc existunt in manibus dicti Baronis, ratione superioris earundem; et quod diete terre de Caprontoun, Badlane, Brodokle, Rynnistoun, ac officium le Cronarisshipe, eum pertinenciis, nunc existunt in manibus dicti supremi domini nostri Regis legitime per seipsum, per mortem dicti Ade, in defectu persecucionis dicti heredis jus suum hucusque non prosequentis, et hoc per spatium duorum mensium ultime elapsorum, vel eacirea: In cuius rei testimonium sigillum vicecomitis predicti, vna cum sigillis quorundam eorum qui dicta inquisicioni interfuerant faciente presentibus est appensum, anno, die, mense, et loeo supradictis.

CONTRACT between Hugh Lord of Mungumbre and Sir Archibald Edmonstwn of Dunthret, for the marriage of John of Mungumbre, eldest son of Lord Hugh, to Bessie Edmonston, 1st June 1498.

65. **MEMORANDUM**, that it is fullely endit betwex ane nobil lord, Hew Lord of Mungumbre, on the ta part, and Sehir Archibald Edmonstwn of Dunthret, on the toder part, in manyr and fworme as efter folowis, that is to say; that Jhon of Mungumbre, son and aperand air to the forsaid Lord of Mungumbre, sal mare, Godwillinge, Besse Edmonstwn, doebir to the said Sehir Archibald, as

the law of halekyrk ordanis to be done; and gyf that it falzeis be disches or dessasend of ony of the forsaide personis of Jhon or Besse, the said Lord byndis his secund sone, and falzeand of the secund, the third, and falzeand of the therd, the ferd; and inlikwiz falzeand of the said Besse, Kateren, and falzeand of Kateren, Margaret, and falzeand of Margaret, Ellen: For the quhilke mareagh beand completit, the said Schir Archibald byndis and oblisys hym, his airis, executoris, or assignais, to pay to the forsaide Lord Mungumbre, his airis, executoris, or assignais, the sowm of thratten hunder markis of gud and vsuall mone of the kynrik of Scotland, to be pait at thir termys onder writyn, that is to say, thre hunder mark now to be red to the Lard of Bawgone, and twa hunder mark at the next Mertymes after the dait of this present writ, and sinn zerly at Witsonday fourty pundis, and at Mertymes fourty pund, and sua furth, zer in zer, and term in term, ay and quhill the sowm of thratten hunder merkis be fullely content and payit: Alsua, the said Lord Mungumbre byndis and oblysis me, my airis, executoris or assignais, to gyf coniunctfeftment conformand to the tochir, at the seicht of my Lord of Argyll, my Lord of Lennax, my Lord of Pasley, the Lord Ross of the Halkhed; and quher thair is dispensationis to be brocht hame fra the Court of Rowme on the said Lordis and Archibaldis costis equaly; and inlikwis the costis of the resingnatioun of the coniunctfeftment to be maid equaly be the said Lord and Archibald: And we the said Lord Mungumbre and Schir Archibald byndis and oblisys ws. our airis, executoris or assignais, to obserf and kep all the premyssis forsaide, onder the pane of quhat parte that falzeis of twa thoussand merk to be pait be the falzear of ony of the forsaide parteis witin xl dais effir, to be gewin to the toder at falzeis nocth, for costis, skaitis, damage, and expensis sustenit be the falzear; and thir writingis to be maid in to the straitest fwrme of endentour or obligation at the seicht of the said Lord and Archibald, as men of law can dewyis or ordaine: Writyn at Strueling, the first day of Janii, the zer of God ane thoussand four hundredth nynty and aucht zeris, and subskrywit wit the forsaide Lord and Archibaldis handis, befoir thir witness, Wilzem Lord Grame, Jhon Lord Maillweill, Schir Dauid Kennete, knyght, Jhon of Mungumbre of the Syid, James Mungumbre, broder to the forsaide Lord of Mungumbre, and James Edmonstwn, with diuers vtheris: The Kyngis rycht of the balzery of Cunynggem beand obtenyt and throyit at the Kyngis hand, to be gewin to Hew Lord of Mungumbre; thir pontmentis abon writyn the said Lord Mungumbre byndis hym to kep, this balzery gagand throit, as said is, gottin be the Kyngis writyngis.

Archibald
Mungumbre

Hew Lord
Mungumbre

CHARTER by King James IV. to Hugh Lord Montgumry, of the Bailliery of Cunyngham and Chamberlainship of Irwyn. 4th June 1498.

66. JACOBUS Dei gracia Rex Seotorum, Omnibus probis hominibus tocius terre sue, clericis et laicis, Salutem: Scitis quia nos perspiciere intelligentes saneque aduertentes quod quondam Alexander Montgumry, auis dilecti consanguinei nostri Hugonis Domini Montgumry, et predecessores sui, officia balliatus de Cunyngham et camerarie infra burgum nostrum de Irwyn ad longum tempus habuerunt et possiderunt; et quod prefatus Hugo, variis vexacionibus et perturbationibus post hoc diuersimodi abortis impeditus, ad huiusmodi officia introire, nec eadem pacifice possidere seu haec tenus exercere valuit; Nichilominus pro bono, fideli et gratuito seruicio, nobis per prefatum Hugonem sepius impenso, nos, nunc ad perfectam etatem viginti quinque annorum existentes, deilius, concessimus et confirmauimus, et hac presenti carta nostra damus, concedimus et confirmamus dicto Hugoni Domino de Montgumry prefata officia balliatus et camerarie, ac totum jus et clameum que nos ad eadem habemus, habuimus, seu quoquimodo habere poterimus in futurum: Tenenda et habenda prefata officia balliatus de Cunyngham et camerarie infra dictum nostrum burgum de Irwyn, dicto Hugoni Domino de Montgumry et heredibus suis, de nobis et successoribus nostris, Senescallis Scocie, in feodo et hereditate imperpetuum, per omnes reetas metas suas antiquas et diuisas, prout jacent in longitudine et latitudine, cum omnibus et singulis libertatibus, communitatibus, feodis, proficiis, deuoriis et asiamentiis ac justis suis pertinencieis quibuscunque, ad eadem officia spectantibus seu juste spectare valentibus quomodolibet in futurum: adeo libere, quiete, plenarie, integre, honorifice, bene et in pace, in omnibus et per omnia, sicut auis dicti Hugonis, aut predecessores sui, prefata officia, cum omnibus feodis, proficiis, et deuoriis, ut premititur, de nobis aut predecessoribus nostris, Senescallis Scocie, temporibus retroactis, tenuit seu possedit, tenuerunt seu possederunt, sine aliqua reuocacione aut contradictione quaeunque: Reddendo inde annuatim, dictus Hugo et heredes sui nobis et successoribus nostris, Senescallis Scocie, jura et seruicia ac diuoria de predictis officiis debita et consueta, et secundum tenorem antiquarum cartarum et infeodacionum suarum prius desuper confectarum: Cum potestate eidem Hugoni et heredibus suis, curias balliatus de Cunyngham, neconon curias camerarie infra dictum nostrum burgum de Irwyn statuendi, inchoandi, affirmandi, tenendi et quotiens opus fuerit continuandi; sectas conuocandi, transgressores et delinquentes puniendi, amerciamenta, eschaetas et exitus euriarum lenandi, plegios recipiendi et conuocandi; brenia capelle nostre sibi directa et presentata ad officium summum balliatus de Cunyngham spectancia recipiendi, aperiendi, proclaimandi et debite deseruiri faciendi; maros et seriandos de suis officiis remouendi, et alios eorum loco constituendi et imponendi; lites et questiones in dictis euriis balliatus et camerarie motas seu mouendas audiendi, decidendi, et fine debito determinandi; ac unum vel plures deputatum vel deputatos sub eo in dictis officiis, qui simili et candem habeat et habeant potestatem, pro quo seu quibus respondere tenebitur, substituendi et ordinandi; et generaliter vniuersa alia et singula faciendi, gerendi, exercendi et exequendi, que ad officia balliatus et

camerarie de jure seu consuetudine regni nostri dinoseuntur pertinere: Ratum et gratum habentes et habituri totum et quiequid dictus Hugo suisque heredes, substituti, vel deputati, in dictis officiis duxerit seu duxerint faciendum: Quare vniuersis et singulis quorum interest vel interesse poterit, et signanter inhabitantibus predictum balliatum de Cunyngham et burgum nostrum de Irwyn, stricte precipimus et mandamus quatenus predicto Hugoni suisque heredibus, deputatis et ministris, in omnibus et singulis predieta officia balliatus et camerarie concernentibus, prompte respondeant, pareant et intendant; sub omni pena que competere poterit in hae parte: In eius rei testimonium presenti carte nostre magnum sigillum nostrum apponi precepimus: Testibus, reverendo in Christo patre, Willelmo Episcopo Abirdonensi, nostri seceri sigilli custode, dilectis consanguineis nostris, Georgeo Comite de Huntle, Domino Badezenath, Cancellario nostro, Archibaldo Comite de Ergile, Domino Campbell et Lorne, magistro hospicii nostri, Patricio Comite de Boithule, Domino Halis, Alexandro Domino Hume, magno camerario nostro. Johanne Domino Drummond, Justiciarioru nostro, Roberto Lundy de Balgony, milite, thesaurario nostro; et dilectis clericis nostris, Magistris Ricardo Murchede, Decano Glasguensi, secretario nostro, et Waltero Drummond, Decano Dunblanensi, nostrorum rotulorum et registri ac consilii clericis; apud Edinburgh, quarto die mensis Junii, anno Domini millesimo quadringentesimo nonagesimo octavo, et regni nostri decimo.

LETTERS by King James IV. commanding his subjeets to obey Hugh Lord Montgumry in his office of Bailie of Cunyngham, 6th June 1498.

67. JAMES be the grace of God King of Scottis, To all and sindri oure liegis ande subditis quham it efferis, quhais knaulage thir oure letteris saleum, Greting: Wit zhe that forsamckle as we haue gevin and grantit to oure traist and weilbelouit cousins, Hewe Lorde Montgumry, heretably, the office of bailzery of Cunyngham, and the office of chaumerlanry of the towne of Erwyne, as the infektment maide to him thairuppoun propertis; It is our will herefore, and we charge zowe strately, and commandis all and sindry oure liegis and subditis forsaide, baith spirituall and temporall, quham it efferis, that ze and ilkane of zowe reddile intend and anser to oure said cousin, and his deputis and officiaris, ane or maa, in all and sindry thingis concernynge the administratioun of the said officis of balzery and chaumerlanry in tyme tocum, eftir the tenour of the infektment; vnder al the biest pane, charge, and offenee that zhe and ilkane of zowe mai committ and irrin aganis oure maieste in that part: Certifying and deelaryng to zowe, all and sindry oure liegis forsaide, that ony of zowe that cummis or dois in the contrar hereof, or makis ony gadering or conuocacione of oure liegis in stopping or letting of oure said cousin, his deputis and officiaris vndir him, in the execucione of justicie, or in the administracioun of the said officis, we will proced to the vtir riggoure of oure lawis and punyee thame thairefster, for the stopping of justicie, and the saidis officis to be executit and ministrit as efferis; and repute and halde thame trespassouris to oure maieste in tyme tocum; and ordanis and charginis oure justicie clerks to inquer hereof and tak dittay thairuppoun, and to put the samyn in oure rollis.

according to oure lawis: Gevin vndyr oure prine seil, at Edinburgh, the vi day of Junii, and of oure regne the tend zere.

Per supremum dominum nostrum Regem.

The xxi dai of the moneth of Julii, the zere of God, etc., nynti and viii zer: I Archbraul
Quhit, kingis sergeand within the schirefdom of Are. proclamit opinly thir oure souerane lordis
letteris, after the tenour and forme of the samyn, at the market cors of Are, dai, zer, and place
forwritin, befor thir witnes. Mathow Vallas of Crago, William Cunyngham of Laglan, Johnne
Movat, sone and aperand are to Johne Movat of Busby, Andro Busby, alderman of Are, and
Robert Clerk, ballie of the samyn, with otheris diuers: And for the mare vituessing of the
execucion herof. I hane set to my signet. [L. S.]

The xxiii dai of Julii, the zer of God, I^v iii^e nynty and viii zer, I Johne Gerdnar, sergeand
of the balzery of Cunyngham. opinly proclamit thir oure souerane lordis letteris, after the tenour
and forme of the samyn, at the market cors of Irvin, dai, zer, and place forwritin, befor
thir vitnes, Dauid Cunyngham in Cunynghamhed, brethir to the lard of Cunynghamhed, Robert
Mungumry, and James Rankin, with otheris diuers: And for the mare sikernes hereof, I
haue set to my signet. [L. S.]

INSTRUMENT OF SASINE in favour of Hugh Lord Montgumry, of the offices of Bailie of Cunyng-
ham and Chamberlain of Irvin, 4th July 1498.

68. In Dei Nomine, Amen: Per hoc presens publicum instrumentum cunctis pateat euidenter, quod
anno ab Incarnatione Domini I^v iii^e nonagesimo viii^o, die vero mensis Julii iii^o, Indictione prima,
Pontificatus sanctissimi in Christo patris et domini nostri, domini Alexandri diuina pronidentia
pape sexti, anno sexto: In excellentissimi et inuictissimi principis supremi domini nostri, Jacobi
quarti, Scotorum Regis illustrissimi, certorumque dominorum consilii sui, ac testium subscriptorum,
et mei notarii publici presencie, personaliter constitutus nobilis et potens dominus, Hugo Dominus
Montgumry, quamidam cartam dicti supremi domini nostri Regis, suo magno sigillo cera alba
impendente nunitam, sibi super officiis Balliatus de Cunyngham et Camerarie de Irvin here-
ditarie factam, in medium produxit, humiliiter a regia maiestate petens possessionem et statum
hereditariorum super premissis officiis sibi conferri: Dictus serenissimus dominus noster Rex prefati
Domini Hugonis animi ens, peticionem de dictis officiis, sasinam, possessionem regalem, et statum
hereditariorum manu sua regia prefato Domino Hugoni per deliberacionem baculorum tradidit,
seundum formam et tenorem predicte carte sue prefato Domino Hugoni desuper confecte:
Prestito per ipsum Dominum Hugonem in manibus regiis ad saerosaneta Dei enangelia juramento

corporali, de debita administracione justicie et fidelitatis in dietis officiis temporibus pro futuris obseruanda: Super quibus omnibus et singulis sie premissis, dictus Dominus Montgumry per me notarium publicum subscriptum sibi fieri petuit publicum instrumentum: Acta fuerunt hec apud nouum castrum regium de Lochinkerane in Kentyre, sub anno, die, mense, indictione et pontificatu quibus supra: Presentibus ibidem nobilibus, potentibus, et magnificeis dominis, Matheo Comite Levinax, Domino Dernly, Alexandro Domino Home, Magno Camerario Scocie, ac venerabilibus et circumspetis viris et dominis, Andrea Forman, Prothonotario, Priore de Pettinveyne, Johanne Tyri, Preposito de Meffem, Andrea Makbrek, Canonico Dunkeldensi, capellano regio, Henrico Wod, Decano de Lestanreg, Cuthberto Balze, clericu; neenon strenuis et probis viris, Vilelmo Edmannistone, filio et apparenti herede Archibaldi Edmannistone de Duntrecht, Andrea Wod de Blaretone, janitore eamere regie, Valtero Buchquaunan de codem, Jacobo Edmannistone de Polmayis, Vilelmo Spyshous, et Alexandro Fokert, cum diuersis aliis testibus ad premissa vocatis pariterque rogatis.

Et ego Johannes Symontone, presbyter Glasguensis dioesis, publicus imperiali et regali auoritatibus notarius, quia, etc.

JOHANNES SYMONTONE.

LETTERS of George Earl of Huntlie, Justicee-General of Scotland, attesting that Robert Mungumry of Giffin had been acquitted of the slaughter of Martin Makeachne, 9th March 1498.

69. GEORGIUS Comes de Huntlie, etc., Justiciarius supremi domini nostri Regis ex parte australi aque de Forth generaliter constitutus, Vniuersis et singulis ad quorum noticias presentes litere peruerent, salutem: Noueritis quod comparens eoram nobis, in euria itineris Justicarie domini nostri Regis tenta et inchoata apud burgum de Aire, die Sabboti, nono die mensis Mercii, anno Domini millesimo quadragecentesimo nonagesimo octauo, Robertus Mungumry de Giffiu, indictatus et per rotulos regios calumpniatus de arte et parte crudelis interfectionis quondam Martini Makcachne, in villa de Irwin, in comitiam eum Domino Mungumry, ex precogitata feloniam commisso: Quamquidem calumpniam in facie iudicij dictus Robertus omnino denegauit, et per condignam assisam conuictus factus fuit penitus et immunis: Insuper, dictus Robertus calumpniatus de arte et parte rapine vnius le ecclat et aliarum rerum, ad valorem x. merearum, a seruitoribus Domini de Kilmawris, tempore interfectionis dicti quondam Martini Makeachny, in villa de Irwin predicta; pro quaquidem actione et calumpnia in nostra voluntate deuenit, ac pro eadem nomine et ex parte domini nostri Regis in iudicio finaliter finiuit: Et hoc omnibus quorum interest notificamus per presentes: In eius rei testimonium sigillum officii Justicarie domini nostri Regis presentibus est affixum, anno, mense, die et loeo supradictis.

RICARDUS LAUSOUN,
Clieus Justicarie.

[A similar Letter of Attestation was granted, of the same date, in favour of Hugh Lord Montgomery, and the original is also preserved at Eglinton.]

INSTRUMENT OF RESIGNATION by Hugh Lord of Montgumry, of the lands of Robertoun, in the hands of King James IV., 3rd February 1499.

70. In Dei Nomine, Amen : Per hoc presens publicum instrumentum cunctis pateat evidenter. quod anno Incarnationis Dominice millesimo quadringentesimo nonagesimo nono, mensis vero Februarii die tertio, indictione tercia, pontificatus sanctissimi in Christo patris et domini nostri, domini Alexandri diuina prouidencia pape sexti, anno octavo : In mei notarii publici et testium subscriptorum presencia nobilis et potens dominus, Hugo Dominus de Montgumry, non vi aut metu ductus, nec errore lapsus, sed sua mera et spontanea voluntate, personaliter accessit ad presenciam excellentissimi et potentissimi principis et domini nostri, domini Jacobi Quarti, Dei gratiae Scotorum Regis illustrissimi; et ibidem, omni cum humilitate et reverencia qua decuit, omnes et singulas terras suas de Robertoun cum pertinenciis, jacentes in ballia de Cunyngham, infra vicecomitatum de Aire, in manibus sue regie maiestatis, tanquam Senescallus Scocie, domini superioris carundem, per fustem et baculum personaliter sursum reddidit, pureque et simpliciter resignavit, ac omni jure, clameo, proprietati et possessioni earundem renuncianit et quicunqueclamauit imperpetuum : Quaquidem resignacione sic, ut premittitur, facta et recepta, idem serenissimus dominus noster Rex, tanquam Senescallus Scocie, omnes et singulas predictas terras de Robertoun cum pertinenciis, dicto Hugoni Domino de Montgumry et Elene Campbell, sue sponse, personaliter presentibus et acceptantibus et ipsorum alteri dueius viuenti in coniuncta infedacione, et heredibus inter ipsos legittime procreatis seu procreandis; quibus defientibus, heredibus dicti Hugonis quibuscumque, in feodo et hereditate imperpetuum : Tenendas de supremo domino nostro Rege et successoribus suis, Senescallis Scocie, adeo libere sicut dictus Hugo aut predecessores sui, ante dictam resignacionem easdem tenuit seu possedit, tenuerunt seu possiderunt, per huiusmodi fustis et baculi exhibicionem hereditarie contulit, dedit et donauit secundum tenorem carte sue eis desuper conficiende : Super quibus omnibus et singulis dictus Hugo et Elene a me notario publico subscripto sibi fieri petierunt vnum seu plura, publicum seu publica, instrumentum aut instrumenta : Acta erant hec in palacio dicti supremi domini nostri Regis apud Striueling, hora secunda post meridiem vel cocircum, sub anno, die, mense, indictione et pontificatu quibus supra : Presentibus ibidem venerabilibus in Christo patribus, Georgio Abbe de Dunfermling, Jacobo Abbe de Scone; nobilibus et potentibus dominis, Cuthberto Domino de Kilmawris, Johanne Domino de Kennedy, Andrea Domino de Avandale, Johanne Magistro de Athole, Wilelmo Dromond, Johanne Montgumry de Corserage, militibus, Roberto Montgumry de Giffin, Andrea Wod, Wilelmo Sinelar, Wilelmo Spishous, scrutoribus et hostiariis camere regie, cum diuersis aliis testibus ad premissa vocatis specialiter et rogatis.

Et ego Andreas Conyngham, presbyter Glasguensis diocesis, publicus autoritatibus imperiali et regali notarius, quia etc.

ANDREAS CONYNGHAM.

REVERSION by John Blair of that Ilk, to Hugh Lord Montgomery, of the lands of Drummoster and Holmbyre, 15th November 1500.

71. BE it kend till al and sindri be this present wryit, me Johnne Blair of that Ilk, for me, my airis and assignais, to be haulding and oblist and be this my present wryit faithfully and sikkirlye bindis and oblesis me, my airis and assignais, til ane ryt noble and potent lord, Hew Lord Montgomery, his airis and assignais, That nochtwithstanding the said Hew has analyit heretabillie be his charter and seising fra him, his ayris and assignais, to me the said Johnne Blair, my airis and assignais, ten pwndlandis of his of auld extent, callit Drummostyr and the Holmbyr, with their pertinence, lyand within the barony of Ardrossane and the shirefdom of Aire, to be haulding of the said Hew and his ayris for ane penny zerlie in blanchferme, And that for the securite and payment of the sowme of fyf hundreth mareis of vsuale monye of Scotland promittit to me in tochir for the mariage completing betuix ane nobil domicell Hellyn Montgomery, dochter to the said Hew, and Johnne Blair my sowne and to me apperand air, as the chartir maid to me be the said Hew theruppone mair fullely propertis: Nevertheles I the said Johnne Blair of that Ilk for me, my airis and assignais, will and grantis, and als me, my airis and assignais faithfullye obles be this present wryit, till vpgif, purlye and simpillye to resinge, frelye deliur and leyf fra me, my airis and assignais, to the said Hew Lord Montgomery, his ayris and assignais, all and haill the said ten pwndlandis of auld extent, with their pertinence, togidder wyth chartir, sasyng, and al other evidentis maid and deliuerit to me the said Johnne Blair of that Ilk, my airis and assignais thereuppone, what tym and how swyne the said sowme of fyf hundreth mareis beis fullely payt to me (the saide Johnne, my ayris or assignais, be the said Hew, his ayris or assignais), I the said Johnne Blair, my airis or assignais, beand lauchfullie befoir notar and witnes warnyt be the said Hew, his ayris or assignais, or otheris in his or their namys of fyftene days warnyng gangand befoir to compeir in the parisch kyrk of Ardrossane, on ane day betuix the sowyn rising and gowing doun of the sammyn, to the fulfilling of thir premissis; ffor the quhillk day and place I the said Johnne, my airis nor assignais, sal nocti absent ws frandfullie in ony manner of way—the said prenunciuon lauchfullie, as said is, gangand befoir; And attoure, I the said Johnne Blair faithfully obles me, myn airis, executouris and assignais, that I nor thai, nor others in myn or thar namys, sal nocti intromett with the said landis of Drummostir and Holmbyr, lift nor rays malis, dewyteis nor awalis of the sammyn, bot in the falt of termlye payment, and within fyftene days efter the isch of euere terme, of the said sowme of fyf hundreth mare, according to the indentouris maid betuix the said Hew Lord Montgomery and me thereuppone, And eftir the said sowme of fyf hundreth mare be fullely payt, as said is, I the said Johnne Blair of that Ilk, for me, my airis and assignais, remittis and freely overgiffis, now as than, and than as now, fra me and thame and ilkane of thame, to the said Hew Lord Montgomery, his ayris and assignais, al elame, ryt and titil of ryt, proprete and possessiouin, I or thai had, hais, or may haue, in or to the said landis of Drummostir and the Holmbyr, with the

pertinence for euirmair be this present wryit, without ony process, sentence of law, impediment, or obstakil, in likwis as the said Hew Lord Montgomery, or ony of his predecessouris befoir the said alienatioun maid to me, myn airis and assignais thairupon had browkyt or possessit the samdyn without fraud or gile. In witnes of the quhilke thing, I the said John Blair of that ilk, for me, myn airis, executouris and assignais, to this present wryit hais appendyt my sele togidder with my subscriptioun manuale, at the Blair, the xv day of the month of November, the zeir of God ane thowsand and fyf hundredth zeirs, befoir thir witnes, Thomas Boill of Risholme, Maister Cristofer Boid, and Thomas Camrone notaris.

DISCHARGE by David Betoun to Hugh Lord Montgumery, 5th May 1501.

72. I DAVID BETOUN, seruand to our souerane lord the King, grantis me to haue resanit fra ane noble lord, Hew Lord Montgumery, the some of ane hundredth merkis vsuale monee of Scotland, in full and compleit payment of the some of five hundredth merkis, for the quhilke the said Lord componit for certane personis quhilke come in will, for the ref of ane collar and ane sword, in the last Justice air, ane except, haldin at Air: Of the quhilke some of ane hundredth merkis in full payment forsaide, I hald me wele content and payit, and in our souerane Lordis name spitelamis and dischargis the said Lord thairof for now and for euer be this acquantance: Writtin vnder my signet, and subscrivit with my hand, at Edinburgh, the fift day of Maii, the zer of God ane thousand five hundredth ane zer.

DAVID BETOUN.

DECREET ARBITRAL by Hugh Lord Montgumry, between Alexander Montgumry, son and heir of Robert Montgumry of Giffin, and Margaret Blayr, his widow, 22nd November 1501.

73. AT Irwin, the xxii day of the moneth of Nouembre, the zer of God I^m V^e and ane zer: I, Hew Lord Montgumry, frendfull and amicabill componitour evinly chosing betwix honorable personis, Alexander Montgumry, sone and ar to wmquhile Robert Montgumry of Giffin, on the ta part, and Margaret Blayr, spos to wmquhile the said Robert, on the tothir part, tuiching the assignatione and thankfull deliuering to hir of hir thrid part of the landis pertenyng to hir be the decess of wmquhile hir said husband, and in likwis anentis the diuisione and partinge of the monable gudis pertenyng to wmquhile the said Robert; the saidis partiis beand straly oblist and suorne, the haly Euangelis twechit, to abid, wnderly, and fulfill, witout renoeatioun, my ordinance, decret, consale and sentence in the premisis; and I in lykwis takand the samynis wpon me; decretis, delueris, eonsalis and ordanis the said Margaret to haue all and hale the landis of the Wrychthill with the pertinentis, lyand in Kingiskile, within the schirefdome of Ar; togidder with twenty five schillingis of annale rent zerlie of the landis of Drummow, lyand within the said schirefdom, and als twenty five aeris of land liand within and beside the burge of Linlithqwe, togidder with the annualis rentis quhatsumenir within the said burge pertenyng

wmquhile to the said Robert, hir husband, in full contentatioun and assithment of hir hale terce and thrid of all and sindry the landis and annualis rentis pertenyng to wmquhile the said Robert, or that may pertene to hir be ressoun of terce, be the deces of wmquhile the said Robert; and for the terce that may fall to the said Margaret be the deces of Jonet Houstoun, moder to the said Robert, and lady of the fyrist thrid of the landis of Giffin; quhilkis landis and annuale rentis, with the pertinentis, the said Alexander and his aris sall warrand, acquiet, and agane all dedlie defend, as law will, to the said Margaret, for all the dayis of hir lyve: And gif it sall happen the said Margaret to be vexit, trublit, hurt, or harmit in the peciable brukin of the landis and annuale rentis forsaidis, be ony maner of persons clamand rycht thairto, exceptand the prosecutioun of the said Alexander or his aris in the makin of hir wnlauuchfull wif to the said wmquhile Robert; than it salbe lefull to the said Margaret to haue full regres and ingres to the hale terce of all and hale the landis quhilkis the said wmquhile Robert deit vest and sasit as of fee; and als the said Margaret sall bruke and joyis the saidis landis and annuale rentis peciably, wnrublit be the said Alexander and his, quhile the law decid and end the pleye mouit betuix thaim, giff ony happenis to be, in the caus forwrittin: And hervpon the saidis Alexander sall gife to the saidis Margaret letteris of assedatioun and balzery of the saidis landis and annuale rentis, for all the dayis of hir lywe, with pouer to lift, rais the saidis landis and annuale rentis, and giff mister be, the samynis to distrenze zerly and termly as seho thinkis expedient, and in the maist sickyr form as seho can deuis the samynis: And attour, as to the diuisioun of the mouable gudis, I ordane, decretis and deliueris, that all the saidis gudis be equaly dinidit betuixe the first wiffis barnis of wmquhile the said Robert, and the said Margaretis barnis; the said Alexander takand the first wiffis barnis gudis, and sall giff to the said Margaret ane sufficient discharge thairof, and kep her skaythles thairof at all handis; and the said Margaret sall rasane hir awne barnis gudis, and gif ane discharge to the said Alexander and his thairof, as said is; the dettis beand pait of the hale gudis: And this my ordinans and deeret furthgewin in presens of the saidis partiis, zer, day and place forsaidis; and in witnes herof I haue affixit my sele, with the subscription of my awine hand, befor thir witnes, Petyr Houstoun of the samyn, knyeht, Constantine Dunlop of that ilk, Johne Blayr of Adamtoun, Mastres George Montgumry, Personae of Eglishame, Edward Blayr, wiar of Ar, and Thomas Cameron, with otheris diuers.

HUGH LORD MONTGOMERY.

SERVICE of Alexander Montgumry as heir of his father, Robert Montgumry of Giffin, in the lands of Giffin, 26th November 1501.

74. Hec Inquisicio capta apud Grey in Giffin, vicesimo sexto die mensis Nouembris, anno Domini millesimo quingentesimo primo, coram nobili et prepotenti domino, Hugone Domino Montgumry, et superiori de Giffin, per hos probos et fideles homines patrie subscriptos, videlicet, Johannem Montgumry de Corserag, militem, Johannem Blar de eodem, Alexandrum Montgumry de

Bradstan, Robertum Ker de Kerrisland, Thomam Boile de Ryyshollum, Alexandrum Peteon de eodem, Andream Craufurd de Badlane, Alexandrum Hammiltoun de Comsket, Alexandrum de Cauldwell de eodem, Villelnum Ros de Mungrenan, Gilbertum Dunlop de Hawpland, Johannem Montgumry et Jacobum Montgumry, germanos prefati Domini Montgumry: Qui jurati dicunt, quod quondam Robertus Montgumry de Giffin, pater Alexandri Montgumry, latoris presencium, obiit ultimo vestitus et sasitus ut de feodo, ad paecum et fidem supremi domini nostri Regis, de triginta tribus mercatis terrarum antiqui extensus de Giffin, vna cum terris de Knokintyr, Knokinlyne, et quinquaginta solidis annui redditus annuatim leuandis de terris de Drumdow, jacentibus infra vicecomitatum de Are, eum pertinencis; Item, de viginti quinque acris terrarum de Poldrat eum pertinenciis, jacentibus infra territorium de Linlithqw, et vicecomitatum de eodem; vna cum certis annuis redditibus dictis terris pertinentibus, annuatim leuandis de certis tenementis terre infra dictum burgn de Linlithqw: Et [quod] dictus Alexander est legitimus et propinquior heres eiusdem quondam Roberti, patris sui, de dictis terris et annuis redditibus eum pertinencis: Et quod est legitime etatis: Et quod diete terre et annui redditus eum pertinencis valent nunc per annum centum triginta quinque mercis, et valuerunt tempore pacis quadraginta tribus mercis: Et quod diete terre et annui redditus eum pertinenciis tenentur in capite de dicto Hugone Domino Montgumry, tanquam domino superiori earundem, per vardam, relinium et maritagium, eum contigerint, et tres sectas ad tria placita capitalia annuatim apud Greyhill in Giffin: Et quod diete terre eum pertinenciis nunc existunt in manibus dicti superioris, per mortem dicti quondam Roberti, ob defectum veri heredis jus suum hucusque non prosequentis, et hoc per spacium xv dierum elapsorum, vel eocirca: In cuius rei testimonium sigilla quorundam eorum qui diete inquisitione intererant faciente presentibus sunt appensa, anno die, mense, et loco supradictis.

DISCHARGE by Constantyn Montgumerye to Alexander Montgumerye of Gyffen, his brother,
23rd December 1502.

75. BE it kend til al men be thyr present lettres, me Constantyn Montgumerye, broder germayn to Alexander Montgumerye of Gyffen, grantis me til haf rasawit be the handis of the said Alexander my broder, in nowmerit mony, the sowm of ten lib. of gude and wswail mone of Scotlande, in ful contentasian and assithment of al and hail my barnys paift of gudis, the quhilk I may or mycht clam of ressown, be the disces of my fader and moder; of the quhilk sowm of x lib. I halde me weil content assithit and payt, and discharginis the said Alexander, his ayris, execeturis and assignais, for me myn ayris, assecuturis and asignais for now and euermar, but fraud or gile. In witnis of the quhilk thyng, becaus I hade na sel propyr of myn awn, I haf procurit with instancee the sel of an nobil man, John of Montgumery of the Corserag, knyght, to be set to, the xxiii day of Discembar, zer of God I^m V hundredreth and tua zeris, befor thyr witnes, Thom of Montgumery, broder to the said Alexander, Thom of Relstoun, John Comine, Jok Hommyl, with otheris dyuers.

TACK by Margaret Blair, spouse of the deceased Robert Montgumery of Giffyn, to Alexander Montgumery of Giffin, her good-son, of her terce lands [May 1503].

76. BE it kend to all men be thir present letteris, me Mergret Blair, spous to wmqwhile Robert Montgumery of Giffyn, and lady of that ilk thrid, tyll hauie gevin, grantyt, and set, and be thir my present letteris gevis, grantis, and settis to my weil beluffit gud sone, Alexander Montgumry of Giffin, and to his airis, all my terss landis of Giffin the quhilkis Robert Montgumry wmqwhile my husband deit in vestit and saisit as of fee; and alsua the landis quhilkis Dame Jonet Houstoun had in coniune fiffment and terss; the said Alexander entirand to my landis and terce the xviii day of the moneth of Maye, in the zeir of God ane thousand fif hundreth and thre zeris: Haldin and to be had all and haile my saidis landis and terce for saidis, wyth thair pertinentis, to the forsaid Alexander and his airis, for all the dayis of my lif, as thaï ly in lynth and in breide, wyth all fredomys, in buseis, planys, muiris, maressis, housis, begynnys, zardis, cornelandis, medowis, fisching, foulying, halkin, hunting, woddis, vateris, peit, turf, and coile, millis, multuris and thair folowingis, wyth commoun pasture, fre ische and entre in and to the sammyn, wyth courtis and escheit of eourt; and with full power to mak bailzeis, to set and rais the saidis landis and terce as the forsaid Alexander thinkis maist expedient for him and his airis, for all the dayis of my lif; and wyth all vthir and syndry fredomis, asiamentiis, commoditeis, and ryehtwis pertinentis quhatsumeuir, alsweil noeht nemmyt as neymmyt, wnder zerd and abone, fer and neir, pertanand to the foirsaid land and terce of Giffyn be ony maner of way; and fre of all exactiounis, questioun, demawnd, chargis, or seeular seruice, that to the saidis landis and terce may be askit or requirit be ony maner of way: And I the forsaid Mergret Blair, spous to wmqwhile Robert Montgumry of Giffin, this gift, grant, and set of my landis of Giffin and terce, to the forsaid Alexander and his airis, for all the dayis of my lif, agane all deidly sall warrand, aequiet, and defend: In witnes of the quhilk thing, becauss I had na scile propir and present, I haue proeuriit wyth instance the seal of ane honorable man, Johnne Hammyltoun, burges of Glasgw, befor thir vitnes, Sehir John of Montgumry of the Corss Crag, knycht, Archbald Hirbersone, burges of Glasgw, Johnne Montgumry, broder german to Alexander Montgumry of Giffin, Thome of Ralstoun, Rob Millar, James Bar, and Thome Dalrimpill, with otheris dinerss.

DISCHARGE by Ninian Cochran to the Lord Mongumry, 8th December 1505.

77. BE it kende tyll all men be this present wryt, me Nyniane Cochran tyll haf rasawyf fra Johnne Mwr, seriande to my Lord Mongumry, the sown of fowrty powndis of gud and wsuall mony of Seotlande, for the rest and comple特 payment of thretten schor of merkis of mony awande to me be the saide Lorde for my landis in Bwyt; of the quhilk sowne of fowrty powndis I grant me weill content, pait and assythit, in noumeryt mony, and quhyetclamys, exhoneris and dyschargis my

said Lorde, hys ayris, executeouris and assignais thairof, for now and ewyr: In wytness of the quhilke thing, I haf affixit my seill to this present quhytelame, at Glasgw, the awecht day of the moneth of Deember, in the zeir of God ane thousande fywe hunder and fywe zeiris; before thir wytness, Maister Archibawld Craufurde, Vesar of Erskyn, Schir Thomas Spene, Dauid Anderson, and Wylzem Hewyng.

NOTARIAL INSTRUMENT in favour of the daughters of the deceased Alexander Mungumre of Giffin, and Jonet Dunlop, 29th June 1506.

78. In Dei Nomine, Amen: Per hoc presens publicum instrumentum cunetis pateat euidenter, quod anno Dominice Incarnationis millesimo quingentesimo sexto, mensis vero Junii die vicesimo ix^o, inductione decima, pontificatus sanctissimi in Christo patris et domini, domini nostri Iulii divina prouidencia pape secundi, anno 3^o. In mei notarii publici et testium subscriptorum presencia personaliter constitutus honorabilis vir, Ninianus Stevart, vicecomes de But, personaliter existens super fundum terrarum de Giffin, ex parte borientali terrarum de Giffin, ibidem ex suo proprio motu et consensu, concedebat ipsum Ninianum dare et persoluere filiabus procreatis inter Alexandrum Mungumre, quondam Dominum de Giffin, et Jonetam Dunlop, reliquam prefati Alexandri, centum mereas bone et sufficientis monete regni Scocie, ad maritagium prolium dictorum quondam Alexandri et Jonete Dunlop, olim sue spouse, semper et quousque diete proles fuerunt maritate; hoc est, diete cuilibet puelle dictorum quondam Alexandri et Jonete Dunlop, olim sue spouse, centum mereas vsque prefate puelle fuerunt maritate, si nulla rationabilia obstant dictata; et ad visum et consideracionem prefati Niniani Stevart, Constantini Dunlop de eodem, Villelmi Dunlop et Jonete Dunlop: Super quibus omnibus et singulis petiit ipsa Joneta Dunlop a me notario publico subscripto sibi publicum instrumentum: Acta erant hec super fundum terrarum de Giffin, ex parte borientali terrarum de Giffin, hora xi ante meridiem vel eocirea, sub anno, die, mense, inductione et pontificatu quibus supra: Presentibus ibidem prouidis viris, Johanne Dunlop, filio et apparenti herede Constantini Dunlop de eodem, Johanne Calduel, Maeolmo Calduel, Margareta Hommyl, et Johanne Hommyl, cum diuersis aliis testibus ad premissa vocatis specialiter et rogatis.

Et ego Patricius Riklintoun, clericus Glasguensis dioecesis presbyterque, imperiali et papali autoritatibus notarius, et quia etc.

PATRICIUS RIKLINTON.

INSTRUMENT OF RELAXATION by John Lord Maxwell from King James IV., of the lands of Mernes and Nethirpollok, 26th February 1506.

79. In Dei Nomine, Amen: Per hoc presens publicum instrumentum cunetis pateat euidenter, quod anno Incarnationis Dominice millesimo quingentesimo sexto, mensis vero Februarii die vicesimo

sesto, indictione decima, pontificatus sanctissimi in Christo patris et domini nostri, domini Iulii diuina prouidencia pape secundi, anno quarto: In mei notarii publici et testium subscriptorum presencia personaliter comparuit nobilis et potens dominus, Johannes Dominus Maxwell, coram excellentissimo et serenissimo principe, domino nostro, Domino Jacobo Quarto, Dei gratia Seatorum Regis illustrissimo; et ibidem prefatus Johannes Dominus Maxwell ostendebat quoddam actum sine decretum dominorum consilii ciudem domini Regis, datum apud Edinburgum, vnde-cimo die mensis Decembris, anno Domini millesimo quingentesimo sexto, penes recognitionem terrarum de Mernes et Nethirpollok cum suis pertinentiis, jacentium infra vicecomitatum de Renfrew, alias in manibus dicti supremi domini nostri regis recognitarum, prout in dicto acto sine decreto plenius continetur: Et tunc, post ostensionem et lecturam eiusdem decreti, idem Johannes Dominus Maxwell, virtute et vigore eiusdem, petiit a dicto supremo domino nostro Rege huiusmodi terras de Mernes et Nethir Pollok, sic ut premittitur in manibus sue excellentissime maiestatis recognitas, ad plegium sibi dimittere, et dictam recognitionem desuper factam relaxare: Quiquidem supremus dominus noster Rex, predictas terras de Mernes et Nethir Pollok cum suis pertinentiis, predicto Johanni Domino Maxwell ad plegium dimisit, et dictam recognitionem desuper factam relaxauit, secundum formam et tenorem dicti decreti predictorum dominorum consilii desuper confecti, prout in eodem plenius continetur: Super quibus omnibus et singulis dictus Johannes Dominus Maxwell a me notario publico subscripto sibi fieri petiit hoc presens publicum Instrumentum: Aeta erant hec in palacio dicti supremi domini nostri regis prope monasterium Sanctecheirneis de Edinburgh, hora vnde-cima ante meridiem vel ecocrea, sub anno, mense, die, indictione et pontificatu quibus supra: Presentibus ibidem nobilibus dominis, videlicet, Hugone Comite de Eglyntone et de Montgunning, Cuthberto Comite de Glenearne, Domino Kilmawaris, etc., Dominis Dauid Kennedy, Balliu de Carrig, Willelmo Murray de Tulybardyne, militibus Willelmo Cvmyng, Heraldo, et Willelmo Spiechous, testibus ad premissa vocatis pariter et rogatis.

Et ego Constantinus Montgumre, arcium magister, clericus Glasguensis diocesis, publicus apostolica et regali autoritatibus notarius, quia, etc.

CONSTANTINUS MONTGUMRE.

PRECEPT by Hugh first Earl of Egglentoun, for infecting John Mungumry, son and heir of the late George Mungumry of Skelmourle, in the lands of Skelmourle, 19th August 1507.

80. HUGO Comes de Egglentoun et Dominus Mungumry, ac dominus superior terrarum de Skelmourle, jacentium in ballatu de Cwnyngham, infra vicecomitatum de Ayre, nunc in manibus nostris a tempore decessus quondam Georgii Mungumry de Skelmourle existentium, dilectis nostris, Johanni Mungumry, Roberto Mungumry, Johanni Boid, et Georgeo Cwnyngham, ac corum alteri, coniunctim et diuisim, balliuis nostris in hac parte, specialiter constitutis, Salutem: Vobis et vestrum cuilibet, coniunctim et diuisim, precipimus et mandamus quatenus, visis presentibus, indilata saisnam, statum et possessionem hereditariam omnium et singularium predictarum terrarum de Skelmourle cum pertinentiis, dilecto nostro consanguineo, Johanni Mungumry, filio

et heredi dicti quondam Georgei Mungumry de Skelmourle, vel suo certo actornato, latori presentium, secundum formam et tenorem carte antique infederationis quam inde habet, juste deliberatis et haberis faciatis, sine dilatione; et hoc nullo modo omittatis: Ad quod faciendum, vobis et vestrum euilibet, coniunctim et diuisim, nostram plenariam et irreuocabilem committimus potestatem per presentes: In cuius rei testimonium sigillum nostrum presentibus est appensum apud Edinburgh, decimonono die mensis Augsti, anno Domini millesimo quingentesimo septimo, coram hiis testibus, Alexandro Lekprewik, filio et herede quondam Roberti Lekprewik de Bennene, Magistro Willelmo Mungumry, Jacobo Mungumry, Johanne Montfod, filio et herede apparenti Alexandri Montfod de eodem, et Patricio Mungumry, cum diuersis aliis.

INSTRUMENT OF REQUISITION by Hugh Earl of Eglingtonoune, against Robert Francis of Stane,
11th November 1507.

81. In Dei Nomine, Amen: Per hoc presens publicum instrumentum cunctis pateat euidenter, quod anno Incarnationis Dominice millesimo quingentesimo septimo, die vero mensis Nouembris vndeclima, indictione vndeclima, pontificatus sanctissimi in Christo patris ac domini, domini nostri Iulii diuina pronidentia pape secundi, anno quarto, et regni serenissimi ac inuictissimi principis nostri, Jacobi Quarti Scotorum Regis illustrissimi, anno vicesimo: In mei notarii publici et testium subscriptorum presencia constitutus Johannes Gastoune, quamdam literam actornati capelle regie, mihi notario publico subscripto, perlegendam tradidit, huiusmodi sub tenore. Jacobus Dei gracia Rex Scotorum, Omnibus probis hominibus suis ad quos presentes literae peruerenterint, Salutem: Sciat quod suscipiamus Johannem Monefoide, Constantium Montgomery, Thomam Montgomery, Johannem Gastoune, Robertum Russel, Johannem Vardlaw et Johannem Gardinnar, vel eorum aliquos vel aliquem, actornatos vel actornatum dilecti consanguinei nostri, Hugonis Comitis de Eglingtonoune, in omnibus negotiis et loquacibus, placitis et querelis, motis seu monendis, ipsum Hugonem tangentibus seu tangere valentibus, quibus quibuscumque diebus et locis, contra quoscumque et eoram quibuscumque: Quare vobis precipimus et mandamus quatenus dictos Johannem, Constantium, Thomam, Johannem, Robertum, Johannem, et Johannem, vel eorum aliquos vel aliquem, quos vel quem presentes vel presentem esse contigerit, tanquam actornatos vel actornatum predici Hugonis, in premissis recipiatis: Presentibus post annum minime valiturus: In cuius rei testimonium has literas nostras sibi fieri fecimus pateutes, apud Edinburgh, secunda die mensis Novembris, anno regni nostri vicesimo: Cuiusquidem littere virtute, dictus Johannes Gastoune, actornatus ut supra, petit a Roberto Francis de Stane ibidem presente, nomine dicti Comitis, sex celdrias farrine et sex libras piperis, anni redditus terrarum de Stane et Sanct Bridis Kyrk, dicto Comiti hereditarie spectantes et pertinentes, non solutos de tribus terminis jau dudum immediate ultime elapsis; cui dictus Robertus asseruit controversias, compotus et debata fore inter dictum Comitem et ipsum Robertum, lite pendente indecisa ante supremum dominum nostrum Regem et dominos sui consilii regali in curia, dietam summauam farrine et piperis minime concedendo aut negando: Super quibus omnibus

et singulis sie premissis, dictus Johannes Gastoune a me notario publico subscripto sibi fieri petit publicum instrumentum: Acta erant hec super fundum terrarum de Sancte Bridis Kyrk, hora quasi nona ante meridiem, sub anno, die, mensa, indictione, pontificeatu et regno quibus supra: Presentibus ibidem, dicto Roberto Francis de Stane, Johanne Montgomery, germano dicti Comitis, Johanne Steyne, Johanne Rankin, Nicholayo Moryre, et Dauid Kelso, scholario, cum diuersis aliis testibus ad premissa vocatis pariter et requisitus.

Et ego Thomas Scot, in artibus magister, clericus Glasguensis diocesis, publicus regia autoritate notarius, prefati annui redditus interrogationi, ceterisque, etc.

THOMAS SCOT.

CHARGE by King James IV. to the Bailie of Cunnynghame, to decide between Jonet Dunlop and Margaret Blair, 17th January 1507.

82. JAMES be the grace of God King of Scottis, To oure Bailze of Cunnynghame and his deputis, Greeting: Forsameekle as it is humlie menit and schewin to ws be oure louit oratrice, Jonet Dunlop, the spous of vñquhile Alexander Montgumry of Giffin, that quhare after his deceas shoues full seruit be breves of oure chapel of a resonable teiree of his landis of Giffyne, of the myl of Heslait, with the landis callit the Thridpart, and wes lauchfullie enterit thairo be the ourlord thairof, and peccably broukit the samyn be the space of twa zeris, without ony interruptionn or impediment: Neuirtheles Margrete Blair, the said vñquhile Alexanderis gud moder, quhilk has a part of the saidis landis assignit to hir in contentatioun for hir hale terce, now vexis and troublis the said Jonet, be assistenee and menys of hir said ourlord, and stoppis hir in the vptaking of xi bollis of mele zerlie, be the space of twa zeris, aucht to hir for the said myl of Heslait, togidder with xl stane of cheis, aucht to hir for the saidis landis of the Thridpart, nochtwithstanding scho wes seruit thairof be ane inquest, and peccablelic broukit the samyn as said is, as is allegit; Our will is, and we charge zou stratlie and commandis, that in continent thir our letteris sene, ze call baith the saidis partiis befor zow, and ministere justice equalie to thame in the said mater, in sic wis that the said Jonet [hau]e na re]sonable caus of complante eftirwartis in zour defalt, as ze will ansuere to ws vppoun the exeeutio[n] of zour office, and vnder all panis and charge that efter may folowe; delinering thir oure letteris, be zou deulie execute and indorsat, agane to the berar: Gevin vnder oure signete at Edinburgh, the xvii day of Januar, and of our regne the xx zeir.

Ex deliberatione dominorum consilii.

J. DOUGLAS.

The x day of the meneth of Februar, the zer of God, etc., vii zeris: I Robert Barrone, scriand of Conynghame, passit to the merkat cors of Irwyne, and thar opynly proclamit, at the command of Johne Montgomery, balze depat of Conynghame, in his presens, the Kingis letteris impetrat be Jonet Dunlop, ane of the ladeis of Giffyne, to be seruit in the Tolbuth of Irwyn vpone the ix day of Marche; makand intimacie to all parteis to be thar in lachfull tyme; and this I did befor thir witnes, Johne Kelso of Kelsoland, Robert Fergushill of that Ilk, and Thomas Ralstone; and to the exeeucione of myn office, I haue affixit to my signet, zeir, day, and place forsaid.

INDENTURE between Hugh first Earl of Eglintoun and Robert Frances of the Stane, for a marriage betwixt William, or Hew Montgomery, sons of the Earl. and Elizabeth, daughter of Robert Frances, 20th January 1507.

83. THIR Indentouris maid at Edinburgh, the twenty day of Januare, the zere of God ane thousand five hundred and sevin yeris, contenis, propertis, ande beris witnes that it is appunctit and concordit betuix ane nobill ande mighty lorde, Hew Erle of Eglintoun, on the ta parte, and Robert Frances of the Stane, on the tother part, in maner, forme, ande effect as eftir folowis; that is to say, that William Montgomery, sone to the said Erle, sall mary, God willand, ande hauie to wife Elizabeth, dochter to the said Robert Frances, and failzeing of the said William in the completing of the said mariage, Hew Montgomery, elikwiss sone to the said Erle, sall mary ande hauie to wife the said Elizabeth; the quhilke mariage betuix the saidis William or Hew, quhilke of thame that happynnis to compleit the samyn, and the said Elizabeth, salbe completit, God willing, within ane zere nixt and immediat efter foloing the date of thir presentis: For the quhilke mariage to be completit as said is, the said Erle on the ta part remitis ande dischargin, and als quytelamis all dettis and sovmes of money that the said larde of Stane aucht to the said lorde in tymes bigane befor the making of this wrtit: And elikwise the said larde of Stane remittis, quytelamis and dischargin the said Erle of all dettis, sovmes of money, actions, causis and querelis that he mycht hane askit of the said Erle in tyme bigane befor the making of this present wrtit, on the tother pairt: And als the said Erle sall gif to the said William ande Elizabeth, and failzeing of the said William, to the said Hew ande Elizabeth, quhilke of thame sall happen to contract mariage with the said Elizabeth, in coniunct fee, and to the airis male to be gottin betuix thame; and failzeing thairof, to the said William or Hew, quhilke of thame that happynnis to compleit the said mariage, and thare airis male quhatsumeuir, land liand within competent place, zeirly worth twenty merkis vsuale money of Scotland, ande to be haldin of the said Erle and his airis, as ourlord, in warde ande releif: And als the said Erle sall suffir and thole the said Robert Frances of the Stane, for all the dais of his lifytyme, to lift, vptak and rais to his vtilite and profeitt, fourre chalder of mele and ane pund of peppir, aucht ande pertenand to the said Erle for annuale of the saidis landis of the Stane zeirlie: And als the said Erle sall infect the said annuale to the saidis William and Elizabeth or Hew, quhilke of thame happynnis to compleit the said mariage, and to the airis male to be gottin betuix thame: and failzeing thairof, to cum agane to the said Erle and his airis, and to be haldin of the said Erle and his airis, as ourlord, in warde and releif: And als the said Erle sall sustene and find the saidis William and Elizabeth, or Hew, quhilke happynnis to compleit the said mariage, induring the said Robert Frances lifytyme: And for the causis abone writtin, the said Robert Frances of the Stane, upon the premunitioune of aucht dais warnyng beand maid till him be the said Erle or his airis, sall resing and ourgif in oure souerane lordis handis all and hale the landis of the Stane, propirtie and tenandrie, with seruice of fre tenentis, in fauour of the said William Montgomery and Elizabeth, or Hew Montgomery, quhilke of thame happynnis to compleit the

said mariage, in coniunct fee, and to the airis to be gottin betuix thame; and failzeing thairof, to the nerrest and lauchfull airis quhatsumenir of the said William or Hew, quhilk of thame happynis to compleit the said mariage; reseruand ane terce of the saidis lands to the said Robertis wife quhatsumeuir, quhilk he is in fee of at the making of this contract, to be haldin of our soueraune lorde the King be scrueice of warde and releif: And gif the said Robertis wife be in coniunctfeftment of the saidis landis, seho soll with gude will and fauouris gif our hir coniunctfeftment thairof, and cum in jugement befor the spirituall juge, and swere that seho is noct compellit thairto; and seho in that cas to brouk the franktenement of the saidis landis of the Stane for all the dais of hir life: And becaus the said Robert Frances has ane vther dochter, ane of the apperand airis to him, to the quhilk he thiukis he wald gif sum pairt of contentation; tharfor the said Erle soll gif to the said Robert Frances ane hundredth merkis vsuale money of Scotland, to dispone thairupon as he plesis for his conscience: And gif the said Robert gettis airis male lauchfullie of his body, the saidis airis male soll haue ane letter of regress to the saidis landis of the Stane maid to thane; the saidis aire or airis first payand to the saidis William or Hew, quhilk of thame that soll happen to compleit the said mariage, thare airis or assignais, the sovme of five hundredth merkis vsuale money forsaid, in gold and siluer, the quhilk sovme of five hundredth merkis the said Robert Frances grantis him to haue ressauit in nowmerit money befor hand, togidder with the sovme of thretty twa merkis and ane half merk zeirly induring the life of the said Robert, fra the date of thir presentis, for the annuall abone wrtitin of the landis of the Stane aucht to the said Erle, quhilk suld be tane vp be the said Robert for all the dais of his life, as said is; and that to be put and ekit in the letter of regres zeire be zere indurand his lityme, togidder with the said sovme of five hundredth merkis. And for the observing of all the premissis, ather of the saidis parteis ar bundin to vtheris be the faithis and treuthis in thare bodeis, the haly ewangelis twichit, vnder the pane of ane thousand pundis vsuale money of Scotland, for costis, dampnages, interesis, and expensis, to be pait be the party that failzeis in the fulfilling of this contract to the party abidand and fulfilland the samyn: And baith the saids parteis salbe actit till vtheris in the Officialis bukis of Sanctandrois within the pairtis of Louthiane, for the fulfilling of the premissis, vndir the pane of cursing: And thir Indentouris salbe extendit in the sickirest forme that men of law can diuise, for the securtie and observing of all and sindry the premissis: In witnes of the quhilk thing, to the parte of thir Indentouris remanand with the said Erle the said Robert has affxit his sole, with his subscriptioun manuell, twiching the pen, causand ane vthir to subscrive for him, becaus he couth noct write him self; and to the parte of thir Indentouris remanand with the said Robert, the said Erle has affxit his sole, togidder with his subscriptioun manuell, zeire, day and place forsaidis; befor thir witnes, Schir Johne Kennedy of Cowlane, Knycht, Maister Mathe Ker, Vicar of Petireculter, Maister Thomas Frank, Andro Lyne of that Ilk, Thomas Fergusson, Constantyne Mungunry, and Michael Machilealloun, with vtheris diuers.

Seal: A masele between three stars.

Legend: S. Roberti Francis.

ROBERT FRANCIS of the Stane,
wyth my hand on the pen..

DISCHARGE by James, Archbisop of Glasgo, to Hugh first Earl of Eglingtonou, 6th June 1509.

84. WE, James Archbesop of Glasgo grantis ws to haue rasauit fra Hew Erle of Eglingtonou, the some of ane hundreth merkis vsuale monee of Scotland, for the composiciooun of the ward of the five lib. land of Kelle, liand within the schirefdome of Renfrew; of quhilke some of it merkis for the composiciooun forsaid, we hald ws content and payit, and in our souerane lordis name quitelames and discharginis the said Erle thairof for now and euer, be this aequitance: Writtin vnder our signet at Striuelin, the vi day of Junii, the zeir of God ane thousand five hundred nyne yeris.

INSTRUMENT of PROTEST against the trial of Robert Boyman, John Gardner and John Galstone
by the Sheriff of Are, 31st July 1509.

85. IN Dei Nomine, Amen: Per hoc presens publicum instrumentum cunetis pateat evidenter et sit notum, quod anno Incarnationis Dominice millesimo quingentesimo nono, mensis vero Julii die ultimo, inductione duodecima, pontificatus sanctissimi in Christo patris et domini nostri domini Julii diuina prouidencia pape secundi, anno sexto: In honorabilis viri, Mathei Campbell in Terrynzane, vicecomitis de Are, pro tribunali sedentis in curia dicti vicecomitatus, tenta in pretorio burgi de Are, meique notarii publici et testium subscriptorum presencia personaliter constitutus Johannes Muntogumberye, frater nobilis et potentis domini, Hugonis Comitis de Eglingtonone, Ballinique de Conigham, et Johannes Muntogumberye, balliuus burgi de Irwyn, deputatus prefati Balliu de Conigham, judicialiter comparentes; Primo, petierunt Robertum Boyman, Johannem Gardner et Johannem Galstone, clientes dicto balliuo, accusatos super spolio duorum bonum a Roberto Lyndessay et Elizabeth Holmyns, commorantibus in Dreghorn Conigham et Caprunstane, replegiari ad euriam dicti balliuatus de Conigham; ex et pro eo quod dictum assertum spolium commissum fuit sub sua jurisdictione de Conigham; qui quidem vicecomes processit super huiusmodi spolio, jure ordinario: Quare solempter protestati sunt prefati balliu deputati quod huiusmodi processus aliquatenus ballino de Conigham, aut suo priuilegio, non eederet in preiudicium: Tum, secundo, dictus Johannes Muntogumberye, balliuus de Irwyn, prelocutorque et eo nomine dictorum Roberti, Johannis et Johannis, clientium, asseruit quod prefatus vicecomes non procedere debuisse in dicta causa, ex et pro eo quod ipsius clientes supersectati [sunt] dictos bones ad mandatum dicti balliu de Conigham, pro duobus amerciamentis spectantibus supremo domino nostro Regi, in quibus dominus de Dreghorne Conigham et Perstone Conigham amerciatus est; et de quibus ipse balliu de Coningham, vt asseritur, exoneratus est in seaccario, et petit terminum competentem pro productione huiusmodi: Quare solempter protestatus est prefatus prelocutor, nomine quo supra, quod, quicquid actum factum vel aduocatum fuerit penes dictam accusacionem, predictis clientibus minime preiudicaretur: De et super quibus omnibus et singulis petit prefatus Johannes Muntogumberie, nominibus quibus supra, vnum aut plura, instrumentum vel instrumenta, publicum seu publica, per notarium publicum subscriptum inde fieri:

Acta erant hec in facie judicij, hora duodecima in meridie vel eocirea, sub anno, die, mense, loco, indictione et pontificatu quibus supra: Presentibus ibidem honorabilibus viris, Johanne Schaw de Italy, Dauid Craufurd de Kers, Roberto Conigham de Conighamheid, et Archibaldo Maxwell, cum multis aliis testibus ad premissa vocatis pariter et rogatis.

Et ego vero Jacobus Prestone, clericus Glasguensis dioeceseos, saera apostolica ac regia autoritatibus notarius publicus: Quia, etc.

JACOBUS PRESTONE.

DECREE at the instance of Hugh first Earl of Eglintoun and others, against Matthew Campbell,
Sheriff of Air, etc., 7th February 1509.

86. At Edinburgh, the vii day of Februar, the zere of God I^m V^e and ix zeris: The lordis of counsell vnderwrittin, that is to say, nobill and mychty lordis, Archibald Erle of Ergile, Matho Erle of Levinax, William Erle of Erroll, Dauid Erle of Cassellis, Robert Lord Erskin, George Lord Seytoun, Andro Lord Avandale, George Lord of Sanct Johnis, Patrik Lord Lindesay, Johnne Lord Hay of Zestir, Maistir Gawane Dunbar, Archidene of Sanetandros and clerk of the register, Schir Johnne Ramsay of Trarenzeane, William Seot of Baluery, knichtis, and Maistir James Henrisoun, Justice Clerk; anent the summondis maid at the instance of Hew Erle of Eglintoun, Robert Boyman, Johnne Galstoun, and Johne Gardiner, seriandis of the bailzery of Cunynghame, agane Matho Campbell, schiref of Air, Gawane Kennedy, knycht, Johnne Schaw of Halye, and the remanent of the personis being apoune ane assis, in ane actioun movit agane the said seriandis be Robert Lindesay in Dregarn and Elizabeith Holmyns in Caprinstoun, anent the allegit spoliatioun maid be thame of ane ox fra the said Robert furtht of the landis of Dregarn, and of ane vther ox furtht of the landis of Caprinstoun fra the said Elizabeth; that is to say, agane the said schireff for his iniust proees, and agane the said inqueist for thar error in the determination of the said actioun for diuers causis, lik as at mar leneht is contenit in the said summondis; and agane the saidis Robert and Elizabeth for thare interes; the said Hew Erle of Eglintoun, Matho Campbell, Schir Gawane Kennedy, and Johne Schaw of Halye being personaly present, and als the saide Erle comperand as procuratour for his said seriandis, and the said Robert and Elizabeith comperand be Robert Cunynghame of Cunynghameheid, thar procuratour; and the remanet of the persons being apoun the said assise being lauchfully summond to this action, oftimes callit and nocht compeirit; the partiis presentis rychtis, ressouns, and allegatiounis herd, sene, and vnderstand, and thairwith being ribly avisit: The Lordis of Counsell decretis and deliueris that the saidis personis being upon the said assise, has ignorantly errit in thar deliuering apoun the said actioun, becaus thai procedit thairintill, ane dome beand gevin of befor in the said mater in the bailze court of Cunynghame, and vnfalsit or reducit, lik as wes sufficiently previt befor the saidis lordis; and thairfor decernis thair deliuerance of nane avale, force, nor effect, in jugement nor outwith, in tyme tocum: Extractum de libro actorum per me, Magistrum Gavimum

Dunbar, Archidiaconum Sanctiandree, clericum registri rotulorum ac consilii supremi domini nostri Regis, sub meis signo et subscriptione manualibus.

DECREE ARBITRAL by Andrew Bishop of Murray, and others, between Cuthbert Earl of Glencarne, and Hugh Earl of Eglintoun, etc., 12th January 1509.

87. At Edinburgh, the xii day of Januar, the zere of God ane thousand five hundreith and nyne
zeris: We, Androu Bischop of Murray, Commendatour of Dribburgh, Pettinweme, and Cotting-
hame in Ingland, Archibald Erle of Anguse, Lord Douglas, etc., Archibald Erle of Ergile,
Lord Campbele and Lorne, Dauid Erle of Cassillis, Lord Kennedy, and William Lord Borth-
uik, jugis, arbitouris, arbitratouris, and amicabill componitoris, equaly and commonly chosine
betuix noble and mighty lordis, Cuthbert Erle of Glencarne, and Robert Cunyghame of Cuny-
gahameheid, on the ta parte, and Hew Erle of Eglintoun on the tothir part, that is to say;
the saidis Erlis for thair selfis, thair aieris, frendis, kynnismen, men, and seruandis, and the
said Robert, for him self, his men, and seruandis, anent all and sindry actionis, debatis,
questionis, querrellis, contrauersyiis, or demandis betuix the saidis partiis, thar frendis, kynnis-
men, and seruandis, be ony occasiou befor the xxviii day of Nonember last bipast, movit or to
be movit, and how the saidis partiis and thar aieris sall haue thame togidder in tyme tocum:
And alsua, we the said Androu Bischop of Murray, etc., as juge, arbitour, arbitratour, and
amicabill componitor alanelry chosine betuix the said Erle of Eglintoun and Johnne his son
and aire apperand, thar kynnismen, frendis, men, and seruandis, and William Cunyghame of
Craganis, and William his sone, for thar interes in the premissis, oure Souerane Lord beand
heirto first avisit and consentand, anent all maner of debatis, contrauersyiis and querellis be-
tuix thame throw ony occasyon bigane, befor the said xxviii day movit or to be movit; all
the saidis partiis being compromittit, oblist, and suorne to vnderly and obey our decrett, dome,
sentence, and ordinance in the premissis; lik as at mar lenth is conteny in the compromess
maide thar uppoun; and als all the saidis partiis befor specialy nemnyt being warnit and
comperand personaly befor ws, and thar richtis, resounis, and allegationis be ws at lentht
herd, sene, and vnderstand, and thar with riply avisit; We, havand God befor ee. all in ane
voce, anent the first parte of the said compromiss, tuiching the saidis Erlis, thar frendis, kynnis-
men, men, and seruandis, and the said Robert Cunyghame, his men and seruandis, decretis,
deliuericis, ordanis, and for fynall sentence gevis, that the said Erle of Eglintoun has full and
heretabill richt to the office of bailzery of Cunyghame, and thairfor he and his aieris sall
peceabilly brouk the samyn in tyme tocum; and als that the said Erle of Glencarn and his
son sall renunce and giff oure to the said Erle of Eglintoun and his aieris, all richt and titill
of richt, petitionur or possessour, that be, the said Erle of Glencarn, or his aieris, baid or has

tharto in the best form; and tharfor the said Erle of Eglintoun soll pay and deliuier to the said Erle of Glenearne the sovme of sex hundreith markis vsuale money of Scotland in this wise; that is to say, now in hand the sovme of thre hundreith markis, and four days befor the fest of Witsounday nixt tocum, the remanent thre hundreith markis, in complete payment of the said vi^e markis: And attour, we the said Androu Bischop of Murray, etc., juge, arbitour, arbitratour, and amicabile componitour alanelie chosine betuix the said Erle of Eglintoun and the said Johne his son and air apperand, thar kyn, frendis, men and seruandis, and the said William and William his sone, as said is, the saidis partiis being personaly present befor ws, and thar richtis and allegationis being be ws at lenth tene and vnderstand, we, havand God befor ee, elikwise decretis, ordinis, and for finale sentence gevis, that the said Erle of Eglintoun soll pay and deliuier to the said William Cunyghame and William his son the sovme of twa hundreth markis vsuale money forsaid, in this wise, that is to say, now in hand ane hundreth markis, and at the fest of Witsounday nixt tocum the said Erle of Eglintoun soll pay to thame the sovme of fifty markis; and we the said Androu Bischop of Murray, twenty markis; and we the said Erle of Ergile, ten markis; and we the said Erle of Cassillis, x markis; and we the said William Lord Borthwick, ten markis; in complete payment of the said twa hundreth markis; and attour, the said Erle of Eglintoun and Johne his son soll do sik honouris as beis be ws thocht expedient to the said William Cunyghame zoungar, for asithment and amendis of hurting and dampnage sustenyt tharthrow, attour the premissis: And all the saidis partiis soll herftfully forgiff vtheris all rancour and malice betuix thame, thar men, kyn, frendis and seruandis; and ilkane tak vtheris be the handis, and stand afald and kyndlie till otheris; and ilkane to tak otheris partis in all actionis lefull and honest for thame and thar aieris in tyme tocum: And as anent the particular debatis betuix the saidis partiis anent the taking of steddingis, rowmys, and teyndis, the saidis partiis soll vse the counsalis of ws, the saidis Erle of Anguse, Erle of Ergile, and Erle of Cassillis, or ony twa of ws, the said Erle of Anguse beand ane, with vthir sik sobir frendis as we pleiss to tak till ws at hame; and giff we can nocht aggre thairvpone, the saidis debatis to be referryt till ws all the saidis jugis abouue writtin thairefter, and to be decidit be ws, and as we ordane thai to obserue and keip, sa that na maner of contrauersis soll be betuix the saidis partiis in tyme to cum: And all thir debatis vndecedit to be decidit betuix this and Witsounday nixt tocum; and in tyme tocum that name of the saidis partiis, nor thar kyn, frendis, nor seruandis, tak vtheris steddingis, rowmys or takkis oure vtheris hedis, nor name of the said Erlis soll fee the totheris men without thar speciale leiff askyt and gevin of vtheris: And gif it happynnys, as God forbeid it do, ony of the saidis lordis Erlis, or thair aieris, or ony that thai may lett, but fraud or gile, till failze or brek till vtheris in ony of thair partis of the premissis, the parti brekand soll pay to the kirk of Glasgw vi^e markis, to the kirk of Murray, ane thousand pundis, for the breking of thar faith and oblising, to our Souerane Lord ane thousand pundis, in name of pane, and to the partiis kepand twa thousand mark vsuall money of Scotland, for dampnis, interes, and expensis sustenyt and to be sustenit thairthrow; neuertheles the premissis ay

standand in effect in jugeament and vtwith: And attour we the said Andro Bischop of Murray, etc., ordanis the said Erle of Eglintoun and his son to fullfill and keip the premissis, insafer as pertenis to thame, to the said William Cumyghame and William his son, and outher mak thame souerteis thaifof as thai sall be contentit with, or ellis sall pay to thame the sovme of v^e markis, for coistis, scaithis, dampnage, and interes sustenynt or to be sustenynt in the defalt of non keping or fullfilling of the premissis: And this oure sentence and decreeit gevin and pronunciat, day, zere, and place forsaidis, befor thir witnes, William Ros of Montgrenane, Maister Johnne of Murray, Anguse Herrald, and William Haliburton, with vtheris diuerss: And for mair verification we hane subscrivit the sammyn with oure handis, and appensit and put to oure selis of armys.

W^m BISCHOP MURRAY
R^{ob} ROS MONTGRENANE
J^{ohn} MURRAY
A^{ngus} HERRALD
W^m HALIBURTON

Erle of Angus

Erle of Bothwell

T^homas COKE OF CAPPISSEY

M^{ary} BOZTHUNDE

DISCHARGE by Cuthbert Earl of Glenearne, and William of Conyghame, his son and heir, to
Hugh first Earl of Eglentovn, 27th May 1510.

88. BE it kend till all men be thir present letteris, ws Cuthbert Erle of Glenearne, and Williame of Conyghame, our sone and aire, to haue tane and rasauit fra the handis of ane noble and mychty erle, Hew Erle of Eglentovn and baillie of Conyghame, all and haile the sowme of four hundreth pundis of gud and wsuale mony of Scotland, to the vtilite and profet of ws, ouris ayris and assignais: the quhilke was adiugit to ws, our ayris and assignais, be ane sentence arbitrale diffinittif geviu and deliuert be thir noble, mychty, and potent lordis wndervrettin, thai ar to say, Arehebald Erle of Argile, Arehebald Erle of Angus, Dauid Erle of Cassillis, Williame Lord Borthik, and ane wenerable fadir in God, Andro Forman, Bischop of Murraye, tuchene the debatable materis betuex ws and the said Erle of Eglentoyne, and specialy anent the dicesione and declaracione of the bailzery of Conigame, the quhilke was adiugit be the saidis lordis to the said Erle of Eglentovne, his ayris and assignais, fra ws, ouris ayris and assignais; lik as the compromittis, decretis, and actis maid, deliuert, and gevin tharapon at mayr lynht fullely proportis and beris; the quhilke actis and decretis ar acket in the bukis of our souerene Lordis sessione, and in the bukis of spiritual lordis: Off the quhilke sowme of four hundreth pundis, as said is, gevin, payit, and deliuert to ws, for the causis forsaide, we hauld ws weile content, assythit, and payit, and alsua we, and for ws, ouris ayris, executouris, and assignais, quitelamis, exoneris, and dischargis the said Erle of Eglentovne, his ayris, executouris, and assignais, of the sowme of four hundreth pundis as said is, for now and ewir: In witnes of the quhilke thing, we haue ilkane deuisly to hwng oure propir seyle of armis to thir presentis, to gidder wyth oure subscrpicionis manualis, at Montgrenan, the twenty sevin day of Mai, in the zeir of God ane thousand five hundreth and ten zeris, befor thir witnes, Williame Rois, Curatour of Mungrenane, Maistir Cristofir Boyd, Niniane Conyghame, chaplanis, Robert Boyd of Portineors, Thomas Ralstovne of the Roisholme, and Johnе Munfod, sone and ayr to the lard Munfod, wyth oderis diuers.

*with witness of the day her
Johne Munfod and Pollock*

Johne Munfod and Pollock

NOTARIAL REQUISITION at the instance of Hugh Earl of Eglentovne, against John Tempiltowne,
etc., 9th February 1510.

89. In Dei Nomine, Amen: Per hoc presens publicum instrumentum cunctis pateat euidenter, quod anno Incarnationis Dominice millesimo quingentesimo decimo, die vero mensis Februarii nono,

indictione decima tertia, et pontificatus sanctissimi in Christo patris et domini nostri, domini Julii diuina prouidentia pape secundi, anno septimo: In mei notarii publici et testium subscriptorum presentia personaliter discretus vir, Johannes Mowet, filius et heres apparens honorabilis viri, Johannis Movat, Domini de Busby, in hac parte constitutus et ordinatus legitimus procurator nobilis et potentis Hugonis Comitis de Eglington et Domini Montgomery, accessit ad domos habitationis discretorum virorum, viz., Thome Legat, burgensis burgi de Irvin, et Thome Boyd in Kilmarnok; ibique honorabilibus viris, Johanne Tempiltovne, filio et apparenti herede honorabilis viri, Eduardi Tempiltovne, Domini de Tourlandis, et Bertolomeo Akinloss, Domino eiusdem quoddam procuratorum predicti nobilis et potentis Comitis amicabiliter et fauorabiliter presentauit, michique, notario subscripto, prefatis tradidit perlegendum; quo perlecto, secundum formam et tenorem huiusmodi, summam centum librarum bone et visualis monete Scotie. vna cum sufficienti litera assedationis trium annorum predictarum terrarum, secundum formam et tenorem cuiusdam reuersionis Roberto Conyghame de Coningameheid desuper confecte, sibi predicto Johanni Mowet deliberari, predictos Johannem et Bartolomeum prefatis Johannes Mowet inquisiuuit, petiuit, et eum magna instantia roganit: et quia predictam summam, eum predicta litera assedationis minime acquisiuuit, a me notario publico subscripto sibi fieri petit hoc presens publicum instrumentum seu instrumenta: Acta erant hec in locis prenominatis, hora quasi vndecima ante meridiem, vel eacirca, sub anno, die, mense, inductione et pontificatu quibus supra: Presentibus ibidem, famosis et discretis viris, Roberto Campbell, burgense de Irvin, Eduardo Dougall, Johanne Tempiltovne, Thoma Boyd, Thoma Legat, Alexandro Mowet, et Johanne Craufurd, testibus ad premissa vocatis specialiter et rogatis.

Et ego Dionisius Murdochson, presbyter Sanctiandree dioecesis, sacra autoritate apostolica notarius publicus, quia, etc.

DIONISIUS MURDOCHSONE.

NOTARIAL INSTRUMENT in favour of the Laird of Skelmirle, 31st October 1511.

90. In Dei Nomine, Amen: Per hoc presens publicum instrumentum cunctis pateat euidenter, quod anno Incarnationis Dominice millesimo quingentesimo vndecimo, mensis vero Octobris die ultimo, inductione decima quinta, pontificatus sanctissimi in Christo patris et domini nostri, domini Julii diuina prouidentia pape secundi, anno octavo: In nobilis domini, Andree Domini Gray, Justiciarii supremi domini nostri Regis ex parte australi aque de Forth generaliter constituti, meique notarii publici et testium subscriptorum presentia, personaliter comparuerunt Johannes Norum et Johannes Sluthman, dudum officiarii et seruatores quandam Hugonis Campbell de Loudoun, vicecomitis de Are, et iudicialiter accusati fuerunt pro furtiva concealatione summe decem mercarum monete Scotie pertinentis dicto domino nostro Regi, per ipsos officiarios capte a domino de Skelmirle et domino de Kelsoland, pro compositione Thome Kelso: Quiquidem Johannes et Johannes, vacunum Adam Reid, corum prelocutore, fatebantur, quod ceperunt huius-

modi summanam a dictis dominis de Skelmurle et Kelsoland, et tradiderunt huiusmodi summanam predicto vicecomiti de Aire: Super quibus omnibus et singulis prefatus dominus de Skelmurle a me notario publico subscripto sibi fieri petiit hoc presens publicum instrumentum, seu publica instrumenta: Acta erant hec in pretorio burgi de Aire, hora vndecima, aut eocirca, ante meridiem, sub anno, mense, die, indictione et pontificatu quibus supra: Presentibus ibidem nobilibus et potentibus dominis, Archibaldo Comite Angusie, Cuthberto Comite de Glencarne. honorabilibusqne viris, Vmfrido Cunyngham de Glengarnok, et Magistro Jacobo Henrisoun, clero Justiciarie, cum diuersis aliis testibus ad premissa vocatis specialiter et rogatis.

Et ego Jasperus Mayne, Clericus Sanctiandree dioecesis, publiens auctoritate apostolica imperiali et regali notarius, quia, etc.

JASPERUS MAYNE.

LETTER OF REVERSION by Andrew Crawfurd of Badlane to Hugh first Earl of Eglintone,
4th May 1512.

91. Be it kend till all men be thir present letteris, me Andro Crawfurd of Badlane: That for samekyll as ane noble and mychty lord, Hew Erle of Eglintone and Lord Montgumry, hes sauld and be the titill of selling hes analait to me and myne airis, achtteyne schilling wortch of land of ald extent of his landis of Drummostyr, extendand now of new extent to ten merkis of gud and wsuall mone of Scotland; in wittalis the boll of meill gifand sax s. and viii d., the stane of cheis twa s., and the stirk vi s. viii d., liand wythin the schireffome of Air, balzory of Cwnygham, and the barony of Ardrossane, and the noreht syd of the saidis landis of Drummostyr, for the sowme of twa hundrecht merkis of gud and vsuall mone of Scotland, geffin to me in part of assithment of the slachter of wmquhill Johne of Crawfurd, my sone, slane be Wylzem Blair, broder germane to Johne of Blair of that Ilk, Johne of Blair, broder bastard to the said Johne, Wylzem Kelso, and Gawin Patrik; lik as is at mair lyncht contenit in endenturis and chartyr maid thair vppone. Neuer the less I wyll and grantis, that quhat tyme or quhow sone the said Hew, Erll, his airis or assignais, pais to me, or myn airis quhatsuneuer, the said sowme of twa hundreth merkis gud and vsual mone of Scotland, gold and syluer, in nowmerit mone, apone ane day, betwex the rysing of the sone and to passing of the samyne, in the abbay kyrk of Kylwynnyng, apone the hie altar of the samyn; I and myn airis foirsaid beand lauchfully warnit thareto upon fowrty dais warnyng, personaly, or at our dwelling place, or paroch kyrk; than it sal be lefull to the said Hew, Erle, his airis and assignais, to haue fre regres in and to the said achtteyne schilling wortch of land, wyth all and syndry the pertinence tharof; and I bind and oblis me and myn airis foirsaid to gif our all ryght and tytill of ryght that I haue had, or may haue, in and to the said aehttene schilling wortch of land of Drummostyr, wyth thare pertinence, wyth chartyr and saising maid to me thare vppone, sa the said Hew, Erle, his airis or assignais, nowmer the said mone, and leif it behind thaim in sour firmas and keping, to the vtilite and profeitt of me and myn airis foirsaid: In wytnes of the quhillk thing to this my lettir of reuersione and obligatione my scell is hungin, wyth the sub-

seriptione of my hand, at Egleyntone, the ferd day of the moneth of Mai, in the zeir of God ane thousand fyf hundreth and xii zeris, befor thir wytnes, Williame Peteon, lard of [that] Ilk, Johne of Kyle, Alexander of Craufurd, Williame of Craufurd, and Schir Johne Myllar, publicat notar, wyth oderis diuers.

I ANDREW CRAWFURD of Baidlane wyth my hand on the pen.

OBLIGATION by Hngh first Earl of Eglintoun to Alexander Lekpreweik of that Ilk, 20th July
1512.

92. BE it kend till all men be thir present letteris, me, Hew Erl of Eglintoun and Lord Montgumry, to be bünd and oblist, and be the tenour of thir presentis, byndis and oblissis me, my aieris and assignalis quhatsumeuer, till ane honorabill man, Alexander Lekpreweik of that Ilk, his aieris and assignalis quhatsumeuer, that noehtwithstanding the said Alexander hes analait and wadset to me, my aieris and assignalis, sewynteyne merkis wortht and a half of new extent zeirlie, payand at the makyne of thir present the said sovm, of his landis of Litill Bennane, liand within my lordship of Eglisem and sehirefdom of Renfrew, and resignit the samyn in my handis as our lord to the sammyne: Nener the les I will, and als byndis and oblis me, my aieris and assignalis quhatsumeuer, to the said Alexander, his aieris and assignalis quhatsumeuer, that I nor thai sal noct intromyt nor zit tak wp na frutis nor malis of the said landis of Litil Bennane, fra the said Alexander, his aieris or assignalis quhatsumeuer, induring the spais and tyme of thre zeris fra the Witsonday furth next efter the makyne of thir presentis immediatlie folowand; and is content at the said Alexander, his aieris or assignalis quhatsumeuer, browk and jois all malis, profetts, and deweteis pertenyng the said landis of Litil Benane for the space and terme abone wrytyng, for his seruice to me done and to be done indhryne the said termes: In witnes heirof to thir presentis I haif affixit my seill and with the subscriptioun of my hand, at Polnowon, the twenty day of Julii, in the zeir of God, ane thowsand fyve hundreth and tuelf zeris, befor thir witnes, Alexander Monfoid, young lard of that Ilk, Jhone Montgumry in the Hoilhous, Schir Jhonne Leich, chaplaine, and Maister Niehol Wuthirspyne, notar public, with wtheris diuers.

BOND of MANRENT by John Montfod, son and heir of Alexander Montfod of that Ilk, to Hugh first Earl of Eglintovne, 18th August 1513.

93. BE it kend tyll all men be thir present letteris, me Johne Montfod, sone and air tyll Alexander Montfod of that ilk, byndis and obleisis me and myne ayris perpetnaly, be fayth and treuthe of our bodeis, to be men and seruandis till my lord, Hew Erle Eglintovne, and his ayris, and

that I and my ayris sal nevyr wit, hurt, dampnegis nor skayth be nane maner of waye, nodir in prevy nor pert, bot I and my ayris sal lat it at our power, and stand in all our poweris to diffend the samyn, or that we may be ony maner of waye purches; and giff he or his ayris askis me or my ayris ony conseil, we sal giff hym the best we cane, and keip it secrat; with our housis, strynthis, to be at bandone to the said Erle and his ayris, at thar commandis, be me and myne ayris; and to be reddy at the said Erlis command and his ayris, to do thair seruice alsoft as he or his ayris chargis me or my ayris apone ouris awne expensis, be nyght or day, our Souerane Lord the Kyng exceptit alanelry: And giff the said Lord desiris till haue this band maid in ane stratar forme as he wyl deuiss, I oblieiss me faythfully till renev the samyn, at the command of the said Lord, apone aucht dayis warnyng: For the quhilk band, manrent, and seruice abone wruttin, I grant me till hafe resauit and tane fra my said lord, Hew Erle Eglintovne, the sowme of fife hundredreth merkis guid and vsuale mony of Scotland, in my vrgent necessite, the quhilk I mycht nocht hafe wantit for the tyme; of the quhilk sowme abone wruttin I hald me weil content, assythit, and payit; for me, myne ayris, executouris, and assignais, quytclamis, exoneris, and dischargis the said Erle, his ayris, executouris, and assignais, for now and evir, be the tenour of thir presentis: And to the obseruene, kepene, and fulfilling of all pnyts and conditionis abone wruttin, I bynd and oblieis me, my ayris, executouris, and assignais, to the said Erle, his ayris, executouris, or assignais, in the sowme of fife hundredreth merkis, for costs, dampnegis, and skaythis for the sovme abone wruttin, and oderis gratitudis and thankfullnes done to me be the said Erle in my vrgent necessite, giff I or my ayris falzeis to the said Erle or his ayris in ony pnytis, articulis, or conditionis abone wruttin, and wnder the pane of periur, inhibilite, and defamatioun, but fraud or gile: In witnes of the quhilk thynge I haue hwngin to my avne propyr seyle of armis to thir presentis, togidder wyth the subscriptione of my hand, at Polhone, the auchtene day of August, in the zer of God, ane thousand fife hundredreth and threttene zheris, befor thir witnes, Johne Mowat, Archebald Montgomery, Johne Park, Alexander Arnot, Alexander Kar, Schirris Cuthbert, Vicar of Eglishame, Johne Matheson, and Johne Dunlop, chaplains, wyth oderis diuerss.

Thos monfod 123 to the Paed of moufod

RETOUR of John Stewart, as heir of the deceased Matthew Earl of Levinax, his father, in the castle and lordship of Cruikisfew, etc., 11th October 1513.

94. HEC inquisitio facta apud Ranfrew, in pretorio eiusdem, coram honorabili viro, Willelmo Houstoun, vicecomite de Ranfrew in hac parte, per commissionem supremi domini nostri Regis sibi directam, vndecimo die mensis Octobris, anno Domini M^o V^e. xiii^o, per hos subscriptos, viz.,

Willelmum Dominum Sympill, Niniandum Dominum Ross, Johannem Magistrum Montgurny, Patricium Houstoun de codem, Patricium Maxwell de Newwerk, Alexandrum Lynsay de Baseat, Alexandrum Dunlop de codem, Johannem Mwr de Caldwell, Jacobum Stewart de Blakhaw, Willelmum Flemyn de Barochane, Adam Craufurd de Threpzard, Johannem Stewart de Kiltreis, Thomam Knok, Davidem Lyndissay, et Niniandum Merschell: Qui jurati dienit, quod quondam Matheus Comes de Leuenax et Dominus Derule, pater Johannis Stewart, latoris presentium, obiit vltimo vestitus et sasitus, ut de feodo, ad pacem et fidem supremi domini nostri Regis, in campo bellio nuper in Northummerland commisso, de castro et dominio de Crukisfew cum molendino eiusdem; de palatio et terris de Incheneane, et de terris de Pertheckstok, cum earundem pertinentiis, jacentibus infra vicecomitatum de Ranfrew: Et quod dictus Johannes Stewart est verus, legitimus, et propinquior heres eiusdem quondam Mathei, patris sui, de dictis castro, dominio, molendino, palatio et terris prescriptis, cum suis pertinentiis: Et quod est legitime etatis per dispensationem quondam supremi domini nostri Regis, Jaeobi Quarti bone memorie, virtute et vigore vnius acti seu statuti per dictum quondam supremum dominum nostrum Regem, ante inchoationem dieti belli: Et quod diete castrum, dominium, molendinum, palatum et terre prenominate, cum suis pertinentiis, valent nunc per annum in integro quatuor centas libras, et tempore pacis valuerunt centas libras: Et quod dictum castrum de Crukisfew, edifica, ortos, terras dominicales, paream et clausuram earundem, terras dominicales de Dernle et molendinum earundem, terras de Dormondsyd, Nethertoun et Auld Crukistonn, extendentes annuatim ad viginti libratas terrarum antiqui extensus, jacentes circa dictum castrum; neconon dictum palatum de Incheneane cum parea et ortis eiusdem, terras dominicales de Incheneane, terras de Quhithill, villam de Incheneane, Raschele, Vrichtland, Flwris, Cragtoun et Gerdnerland, cum integra communia earundem, extendentes similiter ad alias vigenti libratas terrarum antiqui extensus, valent nunc per annum duecentas et octoginta mereas: Et quod tenentur in capite de supremo domino nostro Rege, tanquam Senescallo Scotie, ratione albe firme; reddendo annuatim vnum denarium argenti, ad festum Penthecostis, apud dictum castrum, nomine albe firme, si petatur; neconon residuum terrarum prefati domini de Crukisfew, Incheneane et Parthekstok, cum suis pertinentiis, tenentur in capite de dicto supremo domino nostri Rege, tanquam Senescallo Scotie, ratione warde et reliuii, neconon communem sectam in curia vicecomitis de Rainfrew: Et quod nunc sunt in manibus dicti supremi domini nostri Regis legitime per se ipsum, ob mortem dicti quondam Mathei, qui obiit per spatium quinque ebdomidarum vltimo elapsarum, vel eocirca, in defectu veri heredis hucusque minime prosequentis: In cuius rei testimonium sigilla quorundam eorum qui diete inquisitioni intererant, vnaeum breue regio intus clauso, sub sigillo dicti vicecomitis, presentibus sunt appensa, anno, die, mense et loco prescriptis. Hec est vera copia retornatus Johannis Comitis de Levenax super premissis, remenantis in cancellaria supremi domini nostri Regis; copiata et collationata per me, Magistrum Thomam Bellentyue, Directorem Cancellarie, sub meis signo et subscriptione manualibus.

T. BELLENTEYNE. Director Cancellarie.

SERVICE of Hugh Montgumry, as heir of the deceased Sir John Montgumry of Corsraig, Knight, his father, in the lands of Pottartowne and Dyeonisbank, 10th July 1515.

95. HÆC INQUISITIO FACTA FUIT APUD CRUCEM DE PENNELD, INFRA VICECOMITATUM DE RANFREW, CORAM NOBILI ET POTENTI DOMINO, WILLEHMO DOMINO SYMPILE, VICECOMITE EIUSDEM, DECIMO DIE MENSIS JULII, ANNO DOMINI MILLESIMO QUINTAGESIMO DECIMO QUINTO; PER HOS PROBOS ET FIDELES VIROS SUBSCRIPTOS, VIZ., JACOBUM FLEMING DE BARUCHANE, ALEXANDRUM MONTGUMRY DE BRAIDSTONE, JOHANNEM BYRSBANE DE BESCHOPTOUN, ARCHIBALDUM CRAUFURD DE THRYDPART, NINIANUM MERSCHELL DE CLOCHRY, MORITIUM KYRLE DE DRUMMYS, CUTHBERTUM MONTGUMRY, ALEXANDRUM MONTGUMRY, JOHANNEM KNOCK, MATHEUM SPREULE, JOHANNEM SYMPILE, THOMAM COCHRANE, ET HENRICUM SYME: QUI JURATI DIENNT, QUOD QUONDAM JOHANNES MONTGUMRY DE CORSCRAIG, MILES, PATER HUGONIS MONTGUMRY, LATORIS PRESENTIUM, OBIIT VLTIMO VESTITUS ET SAVISITUS, VT DE FEODO, AD PACEM ET FIDEM SUPREMI DOMINI NOSTRI REGIS, DE TERRIS DE POTTARTOWNE ET DYCONISBANK EUM PERTINENTIIS, JACENTIBUS IN DOMINIO DE DERNELY, ET INFRA VICECOMITATUM DE RANFREW: ET QUOD DICTUS HUGO EST LEGITIMUS ET PROPINQUIOR HERES EIUSDEM QUONDAM JOHANNIS, PATRIS SUI, DE DICTIS TERRIS EUM PERTINENTIIS: ET QUOD EST LEGITIME ETATIS: ET QUOD DIETE TERRE CUM PERTINENTIIS VALENTE NUNE PER ANNUM OCTO MERCIS, DECEM SOLIDIS ET OCTO DENARIIS, NOVI EXTENTUS; ET TEMPORE PACIS VALUERUNT QUINQUE MERCIS EUM DIMEDIA MERA, ANTIQUI EXTENTUS: ET QUOD TENENTUR IN CAPITE DE NOBILI ET POTENTI DOMINO, JOHANNE COMITE DE LENAX AC DOMINO DERNELY, TANQUAM DOMINO SUPERIORE CARUNDEN, PER SCRUTIUM ALBEFIRME; REDDENDO VNUM DENARIUM VSUALIS MONETE SCOTIE IN FESTO PENTECOSTES, SI PETATUR TANTUM: ET QUOD DIETE TERRE CUM PERTINENTIIS NUNE EXISTUNT IN MANIBUS DICTI JOHANNIS COMITIS DE LENAX ET DOMINI DERNELY, VT IN MANIBUS DOMINI SUPERIORIS CARUNDEN, PER DECESSUM DICTI QUONDAM JOHANNIS MONTGUMRY, A DECESSU IPSIUS JOHANNIS, PRO SPATIUM VNIUS ANNI ET NOVEM MENSUM CUM DIMEDIO MENSE, VEL ECOCIRCA: ET HOE OB DEFECTUM PREFATI HUGONIS, VERI HEREDIS, JUS SUMM HUEVSQUE NON PROSEQUENTIS. IN EUIUS REI TESTIMONIUM SIGILLA QUORUNDAM QUI DIETE INQUISITIONI INTERCRANT APPensa SUNT, ET SIGILLO DIETI VICECOMITIS INTERCLUSO.

TACK by King James V., with consent of the Regent Albany, to Hugh first Earl of Eglington, of the lordship of Stewartoun, 12th October 1515.

96. JAMES BE THE GRACE OF GOD KING OF SCOTTS, TO ALL AND SINDRY OUR LIEGIS AND SUBLDIS QUHAM IT EFERIS, QUHAIS KNAULEGE THIR OUR LETTERIS SALEUM, GRETING: WIT ZE WS, WITH AUISE AND CONSENT OF OUR DERREST COUSING AND TUTOUR, JOHNE DUKE OF ALBANY, ETC., PROTECTOUR AND GOVERNOUR OF OURE REALME, TO HAUE SETT AND FOR MALE LETTIN, AND BE THIR PRESENTIS SETTIS AND FOR MALE LETTIS, TO OURE LOUIT COUSING AND COUNSALOUR, HEW ERLE OF EGLINGTOUN, AND HIS ASSIGNAIS, ANC OR MAA, ALL AND HALE OUR LANDIS AND LORDSHIP OF THE STEWARTOUN, THE MYLLIS OF THE SAMYN, AND THAR PERTINENTIS, LIAND IN OUR BAILLIERY OF CUNYNGHAME AND WITHIN OUR SCHIREFDOME OF ARE, FOR ALL THE DAYIS AND TERMES TO

ryn quhill our lauchfull age of xv yeris; the entre of our said cousing and his assignais to the tak and assedatioun of our saidis landis and lordschip to begyn the day of the date hereof, and thareftir to indure quhill our lauchfull age foresaid, with all and sindry comoditeis, fredomes, proffittis, esementis, and richtuis pertinentis quhatsumever pertenyng or richtuuslie may pertene tharto; and with power to mak subtenementis vnder thame in the saidis landis, and to remove, input, and output the samyn as thai sal think maist expedient, during the said space; oure said cousing, and his assignais or subtenentis, payand tharfor zerlie, during the space forsaid, to ws, our comptrollar, or ressauouris being for the tyme, all males, fermes, and dewiteis aucht and wont to ws of the saidis landis and lordschip, eftir the tennour of our rentale chalmerlanery: Attour, with auise and consent of our said derrest cousing and tutour, we haue maid, constitute and ordanit, and be thir presentis makis, constitutis and ordanis our said cousing, Hew Erle of Eglintoun, and his assignais, our baillies of our saidis landis and lordschip, with the myllis and pertinentis thairof, during the said space . . . Quahrefor we charge stratlie and commandis zow, all and sindry our liegis and subditis foresaidis, that nae of zow tak apoun hand to mak ony impediment, lett, or distrublance, to our said cousing, or his assignais, in the peceable brouking, joising, lauboring and manuring of our landis and lordschip forsaid, with the myllis and thar pertinentis; and als that ze and ilkane of zow reddelie intend, ansuer and obey to him, his assignais and officiaris, in all and sindry thingis concernyng the said office, during the tyme abone writhin, eftir the tennour of thir our letteris, vnder all pane and charge that efter may follow: Gevin vnder our priue sele at Edinburgh, the xii day of Oetober, the zer of God I^o V^e and xv yeris, and of our regnne the thrid zere.

Per signaturam manu domini gubernatoris subscriptam.

CONFIRMATION by King James V. of a gift of various wards by Hugh Earl of Eglingtonoun
to his daughters, 22nd October 1515.

97. JACOBUS Dei gracia Rex Scotorum. Omnibus probis hominibus tocius terre sue, clericis et laicis, Salutem: Sciatis nos, cum avisamento, consensu et assensu carissimi consanguinei et tutoris nostri, Johannis Ducis Albanie, regni nostri protectoris et gubernatoris, approbasse. ratificasse, neconon tenore presencium, pro nobis et successoribus nostris, pro perpetuo confirmasse literas, donaciones et assignaciones in eisdem contentas, factas per dilectum consanguineum nostrum, Hugonem Comitem de Eglingtonoun, Dominum Montgomery, filiabus suis subscriptis, de wardis et maritagiis subsequentibus, in supportacionem ipsarum ad maritagio sua, si non prouiserit eis de maritagiis in tempore suo, videlicet; donacionem factam per consanguineum nostrum predictum, Isobelle Montgomery, filie sue, de warda et maritagio Roberti Montgomery, filii et heredis quondam Patricii Montgomery de Gyffyn, et deficiente dicto Roberto per mortem ipsius non maritati, de maritagio alicuius alterius heredis vel heredum dicti quondam Patricii, quem vel quos sibi in hereditate sua succedere contigerit, tenta de dicto consanguineo nostro; ae-

donacionem per ipsum factam Katherine Montgomery, filie sue, de warda et maritagio Georgei Montgomery, filii et heredis quondam Cuthberti Montgomery de Skelmorelie, et deficiente dicto Georgeo per mortem ipsius non maritati, de maritagio alienius alterius heredis vel heredum dicti quondam Cuthberti, quem vel quos sibi succedere contigerit in hereditate sua, de dicto consanguineo nostro similiter tenta; et assignacionem per ipsum factam eidem Katherine, filie sue, de warda et maritagio Alexandri Fergushill, filii et heridis quondam Thome Fergushill, et Roberti Fergushill de eodem; et si contigerit dictum Alexandrum non maritatum in fata decedere, de maritagio alienius alterius heredis vel heredum dictorum quondam Thome et Roberti, quem vel quos eis in hereditate sua succedere contigerit; neenon donacionem factam per dictum consanguineum nostrum Jonete Montgomery, filie sue legitime, de warda et maritagio Johannis Ker, filii et heridis quondam Roberti Ker de Kerrisland; et si contigerit dictum Johannem non maritatum in fata decedere, de maritagio alienius heredis masculi vel heredum masculorum dicti quondam Roberti, quem vel quos sibi in hereditate sua succedere contigerit; ac assignacionem factam per dictum consanguineum nostrum Jonete Montgomery, bastarde filie sue naturali, de warda et maritagio heredis vel heredum de Kellie: Quequidem warde dictarum terrarum de Gyffyn, Skelmorelie et Kerrisland, ac maritagia heredum earundem, pertinent dicto consanguineo nostro tanquam Domino suo superiori earundem terrarum, immediate ratione warde; ac warde dictarum terrarum de Fergushill et Kellie et maritagia heredum earundem pertinent dicto consanguineo nostro ratione donacionis sibi et assignatis suis, per quondam nobilissimum patrem nostrum, enius anime propicietur Deus, confecte per literas suas sub suo secreto sigillo, prout in eisdem, neenon in literis donacionis et assignacionis per dictum consanguineum nostrum prefatis filiabus suis de suprascriptis wardis et maritagiis, perfectis, plenius continetur: Insuper, si contigerit prefatas terras et dominia de Gyffyn, Skelmorelie, et Kerrisland, nunc de prefato consanguineo nostro tentas, et maritagia dictorum heredum earundem, ad manus nostras vel successorum nostrorum deuenire, racione warde sine non introitus, per mortem dicti consanguinei nostri, tenentis nostri earundem immediate, (quod absit), nos, cum avisamento, consensu et assensu prefati carissimi consanguinei et tutoris nostri, pro bono, gratuito et fidelis seruicio nobis per dictum Hugonem Comitem de Eglingtoun impenso, ac pro fauoribus quos erga ipsum gerimus, damus, concedimus et assignamus, nunc prout extinc et econuerso, pro nobis et successoribus nostris, dictis Isobelle, Katherine, et Jonete, in supportacionem ipsarum ad maritagia sua, wardas, relenia, et nonintroitus dictarum terrarum et dominiorum de Gyffyn, Skelmorelie et Kerrisland, cum pertinenciis, ac maritagia heredum earundem, videlicet, dictie Isobelle, maritagium heredis vel heredum dicti quondam Patricii Montgomery, ac wardam, reliuium et non introitum omnium terrarum suarum et annuorum reddituum, per ipsum de dicto Comite tentarum; et dicte Katherine Montgomery, maritagium heredis vel heredum dicti quondam Cuthberti Montgomery de Skelmorelie, ac wardam, reliuium et nonintroitus omnium terrarum suarum et annuorum reddituum de dicto Comite tentarum; et dicte Jonete Montgomery, filie legitime dicti Comitis, maritagium heredis vel heredum dicti quondam Roberti Ker, ac wardam, reliuium et nonintroitus omnium terrarum

et hereditatum suarum de dicto Comite tentarum; cum omnibus firmis et proficiens dictarum terrarum et maritagiorum predictorum, cum potestate dictis Isobelle, Katherine et Jonete, de dictis maritagiis, wardis, releuiis, et nonintroitibus libere disponendi, prout eis magis videbitur expediens, libere, quiete, plenarie, integre, honorifice, bene et in pace, sine renocacione, contradictione aut obstaculo aliquali: In cuius rei testimonium magnum sigillum nostrum presentibus apponi precepimus, apud Edinburgh, vicesimo secundo die mensis Octobris, anno Domini millesimo quingentesimo decimo quinto, et regni nostri tercio.

GRANT by King James V. to Hugh Earl of Eglintoun, of the office of Fiar of the Isle of Litill Comeray, 28th October 1515.

98. JAMES be the grace of God King of Scottis, To all and sindry oure liegis and subditis quham it esferis, quhais knawlege thir our letteris saleum, Greting: Wit ze that forsamekle as we and our derrest cousing and tutour, Johne Duke of Albany, etc., proteetour and governour of oure realme, ar sikerlie aduertist that the ile of Litill Comeray, liand within oure baillery of Cunyng-hame and schirefdome of Are, is waistit and distroyit be diuers personis, that slais the dere and cunyngis thairof, and pasturis bestis thairintill maisterfullye be way of dede, without licence, tollerance, or consent of Robert Huntare of Huntarestoun, forestar of heretage of the said ile: the quhilk personis the said Robert may nocht resist, becaus he is nocht of substance nor power, without supple and help: Tharefor we, with avise and consent of our said tutour and governour, for reformacioun, gud reule, and sauftie of the said ile in tym eummynge, hes maid, constitut, and ordanit, and be thir our letteris, makis, constitutis, and ordanis our louit cousing and counsalour, Hew Erle of Eglington, and his assignais, ane or maa, oure fearis, correkaris, and suppearis of oure said ile of Litill Comeray, ay and quhill owre lauefull aige of fiftene zeris: Gevand and grantand to the said Hew and his assignais forsaidis, full and fre powar, all the personis occupyand, waistand, and distroyand the said ile, the wild bestis and grund of the samin, to correk, pvnis, and resist, and thare gudis being thairintill, be way of mastership to eschete; and als we will and ordanis, gif the said Robert Huntare of Huntarestoun haldis or imputtis nolt, cattall, and vtheris gudis, for the waisting and destroying of the said ile, dere and cunyngis being thairin, mair than his charter propertis, it salbe leiffull to our said cousing till eschete the samin to his avne vse; and inlikwis, all vtheris gudis that he or his saidis assignais findis thairintill for the distruetioun and hurting of the samin during the tyme forsaid: And als ane or ma persoun or personis to be our feare, kepare, suppleare, and correkare of the said ile, dere and cunyngis thairof, to deput and substitut for all the said tyme; for the quhilkis thai salbe haldin to answer Gevin vnder our priue seale at Edinburgh, the xxviii day of October, the zere of God I^o V^e xv zere, and of our regnne the thrid zere.

Per signaturam manu dicti domini gubernatoris subscriptam.

OBLIGATION by Colin Earl of Ergile to Ellen Countess of Eglinton, his aunt, 18th December 1515.

99. WE, Colyn, Erle of Ergile, grantis ws till haif borowit fra our ant, Elyn Countas of Eglintoun, ane chenze of gold, contenit fif wnice and half wnce, and contenit in leinkis thre seor and xii leinkis; and ane siluer pece contenand sevin wnce and thre quartaris of ane wnce; to lay in wed in our mister: The quhilk pece and chenze we bynd and oblieiss ws, our ayris, executouris, and assignas, to delyuer to the said Countas, or hir ayris, executouris, or assignais, betuixt the dait of this writ and the feist of Fasternis Evin thairefter, fre, bowt ony cleym: In witnes of the quhilk we haif subscrubit this writ wyth our hand at Edinburgh, the xviii day of December, anno quingentesimo xv^a.

C. ERL OF ERGYL.

NOTARIAL INSTRUMENT for Hugh first Earl of Eglintoune, in the submission between him and John Earl of Levinax, and Cuthbert Earl of Glencarne, etc., 3rd May 1516.

100. Iv Dei Nomine, Amen: Per hoc presens publicum instrumentum cunetis pateat euidenter, quod anno Incarnationis Dominice millesimo quingentesimo decimo sexto, mensis vero Maii die tercio, indictione quarta, pontificatus sanetissimi in Christo patris et domini nostri, domini Leonis dinina prouidencia pape decimi, anno quarto: In mei notarii publici et testium subscriptorum presencia personaliter constitutus nobilis et potens dominus, Hugo Comes de Eglintoune, Dominus Montgumery, etc., postquam compromissum arbitrale inter nobiles et potentes dominos, Johannem Comitem de Levinax, Cuthbertum Comitem de Glencarne, Wilclmum eius filium et apparentem heredem, et ipsum Dominum Hugonem, Comitem, et Johannem eius filium et apparentem heredem, hinc inde et respectiue, de eorundem consensu, ad vicesimum diem mensis instantis Maii, continuatum fuerat in presenceis corundem; solenniter protestabatur, prout protestatur, quod consentit dictae continuacioni, ista condicione adiecta, et alias non; videlicet, quod quilibet dictorum dominorum comitum diuisim, pro suis negocieis, actionibus, et querelis, habeat tres solum arbitratores in hunc modum, videlicet, tres pro domino Comite de Levinax, contra ipsum dominum de Eglintoune, et eius tres arbitratores, qui eorum decretum et deliberacionem inter ipsos duos dominos promulgabunt et deliberabunt; et in euentum discordie ad superiorem in dicto compromisso contentum aggredientur et recursum habeant: et similiter ipsi tres ex parte prefati domini Comitis de Glencarn electi, cum dictis tribus ex parte dicti domini Eglintoune Comitis electis deliberabunt inter ipsos dominos de Glencarne et Eglintoun; et in euentum discordie ut premititur, recursum dicto superiori et aggressum habebunt: alias dicto compromisso et continuacioni eiusdem minime consentire et parere se velle declarauit: Super quibus omnibus et singulis prefatis Hugo Comes de Eglintoune a me notario publico subscripto sibi fieri petiit presens publicum instrumentum, seu publica instrumenta: Acta erant hec infra ciuitatem Glasguensem,

in palacio reuerendissimi in Christo patris et domini, domini Jacobi, miseracione diuina Glasguensis Archiepiscopi, regni Scocie Cancellarii, etc., hora secunda post meridiem vel eocirea, sub anno, mense, die, indictione et pontificatu prescriptis: Presentibus ibidem venerabilibus viris, Magistris Roberto Maxwell, Canonico Glasguensi, Johanne Boiswell, Rectore de Kirkgunzeane, Roberto Coluile de Ravinnisrag, Jacobo Kennedy et Domino Johanne Blair, capellano, cum diuersis aliis testibus ad premissa vocatis specialiter et rogatis.

Et ego Archibaldus Layng, artium magister, presbyter Sanctiandree diocesis, publicus sacra auctoritate apostolica notarius, Quia premissis, etc.

A. L.

GRANT by King James V. with consent of the Regent Albany, to Hugh first Earl of Eglington, of the office of Justiciary within the Bailiery of Cuninghame, May 1517.

101. JACOBUS Dei gracia Rex Scotorum, Omnibus probis hominibus suis ad quos presentes literae peruerenterint, Salutem: Scitis quia nos, ex ausamento nostri carissimi consanguinei et tutoris, Johannis Ducis Albanie, etc., regni nostri protectoris et gubernatoris, fecimus, constituiimus et ordinauimus, ac tenore presencecum facimus, constituimus et ordinamus dilectum consanguineum et consiliarium nostrum, Hingonem Comitem de Eglington, Justiciarum nostrum in hac parte infra balliatum nostrum de Cunynghame, tam in burgo quam terris eiusdem balliatus, et ad infrascripta dumtaxat, viz., ad serutandum, apprehendendum, capiendum, conuocandum et iustificandum fures, raptores, homicidas et omnes alios transgressores infra dictas bondas; dantes et concedeutes dicto nostro iusticiariorum in hac parte nostram plenariam potestatem et mandatum speciale, curiam seu curias iusticiarie infra bondas sui officii balliatus, super omnibus actionibus criminum, statuendi, inchoandi, tenendi, affirmandi et quoctiens opus fuerit, continuandi; sectas vocandi et convocari faciendi; assisas proborum et fide dignorum virorum patrie qui dictorum furnum, raptorum, homicidarum et transgressorum demerita melius cognouerint, eligendi et iurari faciendi; necnon ministros curie necessarios creandi, ordinandi et jurari faciendi; et dictos fures, raptores, homicidas et omnes alios transgressores, juxta quantitatem eorum delictorum, puniendi; et generaliter omnia alia et singula, per se aut suos deputatos, faciendi, gerendi et exercendi, que ad officium Justiciariorum in hac parte circa premissa dimicentur pertinere: Ratum et gratum habentes et habituri totum et quicquid dictus noster iusticarius in hac parte suive deputati, ministri et officiariorum in premissis rite duxerit seu duxerint faciendum: Proniso quod dictus noster consanguineus itinera nostre iusticiarie medio tempore non teneat: Presentibus pro absencia dicti nostri carissimi consanguinei et tutoris de nostro regno vsque ipsius redditum in eodem, vel ad suam voluntatem et placenciam in suo robore duraturus: Datum sub testimonio magni sigilli nostri, apud Glasgw, die mensis Maii, anno Domini millesimo quingentesimo decimo septimo, et regni nostri quarto.

Per signaturam manu dicti domini gubernatoris subscriptam.

INSTRUMENT of REQUISITION by Hugh first Earl of Eglynetoune and John Montgummery, his son and apparent heir, to Cuthbert Earl of Glenearne, 27th May 1517.

102. In Dei Nomine, Amen : Per hoc presens publicum instrumentum cunctis pateat euidenter, quod anno Incarnationis Domini millesimo quingentesimo decimo septimo, mensis vero Maii die vicesimo septimo, Indictione quinta, Pontificatus sanctissimi in Christo patris et domini nostri, domini Leonis diuina prouidentia pape decimi, anno quinto, et regni excellentissimi domini nostri, domini Jacobi quinti, Dei gratia Scotorum Regis illustrissimi, anno quarto : In mei notarii publici et testium subscriptorum presentia personaliter accessit prouidus vir, Robertus Montgummery, actornatus et eo nomine nobilis domini, Hugonis Comitis de Eglynetoune, Domini Montgummery, etc., ac etiam Johannis Montgummery, filii et apparentis heredis dicti domini Comitis, ad presentiam nobilis domini, Cuthberti Comitis de Glenearne ac Domini de Kilmawaris, etc., existentis in hospitio reuerendissimi in Christo patris, Jacobi Archiepiscopi Glasguensis, regni Scotie Cancellarii ; et ibidem dictus Robertus Montgummery, actornatus et eo nomine quo supra, requisiuit et premeniuit dictum Cuthbertum Comitem de Glenearne pro se, et tanquam procuratorem et eo nomine nobilis viri, Magistri Willelmi Cunygham, sui filii et apparentis heredis dominii de Glenearne et Killmawaris, vt asseruit, ad perimplendum quendam contractum deliberatum et sententiatum per excellentissimum principem ac dominum nostrum gubernatorem, Johannem Dei gracia Ducem Albani, S. D. N. Regis tutorem, penes infœodationem dicti domini Comitis de Eglintovne et sepedieti Johanni Montgummery, sui filii, hereditarie, in eertis terris contentis in dicto contractu ; et ad perimplendum omnia in dicto contractu, secundum formam et tenorem eiusdem ; et hoc sine dilatione aut impedimento : Super quibus omnibus et singulis sepediectus Robertus, actornatus et eo nomine dicti domini Comitis de Eglintoune, et Johannis Montgummery, sui filii, a me notario publico subscripto, sibi fieri petiit hoc presens publicum instrumentum seu publica instrumenta, publicum seu publica, vnum seu plura : Acta erant hec in hospitio dicti reuerendissimi in Christo patris, cituato infra burgum de Edinburgh, in vico fratrum predicatorum, hora quasi duodecima in meridie, vel cocirea, sub anno, mense, die, indictione, pontificatu, et regni supremi domini nostri regis quibus supra : Presentibus ibidem nobilibus et potentibus dominis, viz., dicto reuerendissimo in Christo patre, Archibaldo Comite Angusie, Domino Douglas, Georgeo Domino Sancti Johannis, Johanne Ramsay de Dallhoussy, Thoma Hume de Colbrandpeth, milite, Magistro Jacobo Fogo, et Domino Roberto Mungummery, capellano, cum diuersis aliis testibus ad premissa vocatis specialiter et rogatis.

Et ego Franciscus Incheek, clericus Sanctiandrec dioecesis, publicus auctoritatibus Imperiali et Regali notarius, Quia, etc.

FRANCISCUS INCHECOK.

INSTRUMENT of RESIGNATION by Thomas Hume of Langschaw, of the lands of Two Golobaries, in the hands of James Archbishop of Glasgow, Chancellor, and one of the Regents of the kingdom, 24th April 1518.

103. In Dei Nominе, Amen : Per hoc presens publicum instrumentum cunctis pateat evidenter, quod anno Incarnationis Dominice millesimo quingentesimo decimo octauo, indictione sexta, mensis vero Aprilis die vicesimo quarto, pontificatus sanctissimi in Christo patris et domini nostri, domini Leonis diuina prouidencia pape decimi, anno sexto : In mei notarii publici et testium subscriptorum presencia personaliter accessit honorabilis vir, Johannes Mongumry, procurator et eo nomine Thome Hume de Langschaw, militis, de cuius procuracionis mandato, michi notario publico subscripto dilucide constabat, per dicti Thome procuratorum, sub ipsius armorum sigillo, sua vt aparuit subserpitione manuali subscripta, ad presenciam reuerendissimi in Christo patris et domini, Jacobi Glasguensis Archiepiscopi, Commendatarii de Abrothok, Cancellarii supremi domini nostri Regis, ac vnius regni Regencium pro tempore : et ibidem predictus Johannes Montgumry, procuratorio nomine quo supra, in manibus supradicti domini Archiepiscopi et Regentis, totas et integras terras dicti Domini Thome, militis, de duabus Golobariis, extendentibus ad quinque mercatas terrarum antiqui extensus cum pertinenciis, jacentes in baliatu de Cvnyngham et infra vicecomitatum de Air, in fauorem nobilis et potentis domini, Hugonis Comitis de Eglington, et Helene Campbell, eius spouse, pro carta et infeodacione eis fienda, et ipsorum alteri dueius viuenti in coniuncta infeodacione, et heredibus inter ipsos legitime procreatis seu procreandis : quibus deficientibus, heredibus dicti domini Hugonis quibusunque, secundum formam et effectum dicti procuratorii, per fustem et baculum, vt in talibus fieri consuetum est, sursum reddidit, ac pure et simpliciter resignauit : Super quibus omnibus et singulis premissis, prefatus dominus Hugo, Comes, et Helena, eius sponsa, a me notario publico subscripto, sibi fieri petierunt hoc presens publicum instrumentum, seu plura publica instrumenta : Acta erant hec in camera interiori antedicti reuerendissimi patris, in hospicio suo de Edinburgh, hora septima, vel eo circa, ante meridiem, sub anno, mense, die, indictione et pontificatu quibus supra : Presentibus ibidem venerabilibus et circumspectis viris, Domino Roberto Wemys, Magistro Johanne Boiswell et Jacobo Mongumry, testibus ad premissa vocatis specialiter et rogatis.

Et ego Henricus Spital, Cesarei juris uterque licenciatus. Sanctiandree diocesis clericus, publicus saera apostolica autoritate notarius : Quia, etc.

HENRICUS SPITAL, notarius publicus.

INDENTURE between John Earl Lenax and Hugh Earl of Eglington, for the marriage of Mathew, eldest son of the former, with Christian Montgomery, eldest daughter of John Master of Eglington, 16th February 1519.

104. THIR endentoris maid at Glasgow, the sextene day of Februar, the zer of God I^m V^t and nyne-

tene zeris, proportis and beris witnes that it is appunctuat, commonit, concordit, and finali endit betuex noble and mychty lordis, that is to say, Jhone Erle Lenax and Lord Darnlye, apone the tane part, and Hew Erle of Eglington, Lord Montgomery, apone the todir part, in maner, forme, and affect as eftir followis; that is to saye, that Mathew, sone and apperand air to the said John, Erle of Lenax, sal, Goduilling, mary and haiff to wif Cristiane Montgomery, eldest dochtir till John, Maistir of Eglington, alssone as thai may lauchfully compleat the mareage in the face of haly kyrk; and failzeing of the said Mathew, the eldest sone and apperand air of the said Johnis Erle of Lenax sal compleat mareage with the said Cristiane Montgomery; and falzeing of bir the nixt eldest dochtir, and safurth ay and quhill the said John Erle of Lenax has aue sone beand air till hym, and the said John Maister of Eglington haue aue lauchfull dochtir: And for the completing and fulfilling of the said mareage, the said Hew Erle of Eglington sal content and paye to the redemen and lousing of the said John Erle of Lenax landis, the sowme of tua thoussand mercis wsuale monye of the realme, in this maner, and at thir termis as eftir folowis; that is to say, ane thousand mercis betuix and the fest of Vitsunda nixt eftir the dat of this writ, and the todir thoussand merkis, the remanent of the said sowme, to be payit viii dayis befor the nixt terme of Vitsunday thereffir, in complet pament of the said tua thousand mercis; the quhilke tua thousand mercis is gevin for the redemen and lousing of certane landis pertenen to the said John Erle of Lenax, quhilkis landis the said Hew Erle of Eglington sal be infect heretabillie be stat and sesing, vnder ane reuersione in securite of the said mareage, quhill the barnis be of lauchfull agis to compleat the samyn; and giff the said Erle of Eglington desiris the saidis landis to be resignt in the kingis handis, or ony oderis hafing power to resaiff resignationis for the time, the said John Erle of Lenax bindis and oblesis hym thereto, he hafand ane lettir of regress to the saidis landis quhen the said mareage is completit; the said Erle of Lenax broakand the profet of the saidis landis all and haill, except twenty lib. of monye, and that to be gevin for the sustentatione of the said Mathew, sone and air to the said John Erle of Lenax, quhilk son and air sal be deliuering to the said Hew Erle of Eglington in uresene and kepen, and to remane wyth hym quhill he be of lauchfull age to marye: And giff it hapynis, as God forbeid it do, that the said Mathew happen to discess, and that the said John Erle of Lenax hafe nane oderis sonnis, and that the said John Maister of Eglington haiff nane oderis dochtirris, or zit be dissecent of the said John Erle of Lenax, the said Mathew his sone, or ony oderis his sone beand air, quharthrow the mareage falzeis, as is forsaide, the forsaide landis shall remane with the said Hew Erle of Eglington, or his airis, and the profetis of the samyn, ay and quhill the said sowme of tua thousand mercis be fullely compleat payit one ane day, to the said Erle of Eglington, or his airis, be the said John Erle of Lenax, or his airis: Or giff it hapynis the mareage of the said John Erle of Lenax airis to fall in the Kingis hand, sua that thai may noct complet the samyn eftir the forme of this contract, than the said landis and profet of the samyn to remane with the said Hew Erle of Eglington, or his airis, quhill the foresaid sowme of tua thousand mercis be com-

pletly payit as is abone writtin, apone aye day; or thane the mareage completit eftir the forme of this contract: Item, the said Johne Erle of Lenax grantis hyme to giff to the said Mathew and Cristane, dochtir to the said Johne Maister of Eglington, siclik landis in coniuncteftment as wmiquhill Mathew Erle of Lenax, quhame God assolze, gaiff to Johne his sone that now is or till ony oderis sone of his, or dochtriris of the said Johne, completaris of the said mareage in the siekrest wiss that ony coniunctfee vsis to be gevin, but inconuenient: And attour, thar sal be maid ane afauld band of kyndnes betuex the said Johne Erle of Lenax and Hew Erle of Eglington, in the sykkirest forme that can be denisit, for thar kyne, men, frendis, sernandis, that ilkane of thaim sal tak oderis partis in all questionis, causis, and quarellis, movit or to be movit, lefull and honest, our Souerane Lord the King, and my Lord Gouernor, my Lord of Glasgev, for my Lord Lenax part, becauss he is ballie, to be exceupt, my Lord Arrane, and the Abbot of Kylynyng, for my Lord Eglingtonis part, becauss he is ballie, to be exceptit in thir bandis alanelry, and nane oderis; and this band tyll indur for al the dayis of the saidis Johnis and Hewis lyftyme: And giff it hapynis, as God forbeid it do, the said Johne Erl of Lenax to brek to my Lord of Eglington, and in speciale in taking part with Cuthbert Erle of Glenearne, or with William Maistir, his sone, aganis the said Hew Erle of Eglington, or Johne Maister his sone; in that caiss it sal be lefull to the said Hew Erle of Eglington, or [his airis, to] intromet and frely dispone apone the foresaid redemit landis and profeitts of the samyn, the brek beand knawin to ane venerable fader in God, Robert be the permissione of God Abbot of Pasleto, and Maister Johne Campbell of Thorntone, thresaurar till our Souerane Lord; quhilikis tua, with ane consent and assent of bayth the saidis parteis, ar equaly chosing in this caiss, ay and quhill the said brek beand mendit and redressit be the said jugis sychtis, or ellis to the perfitt age of the said Johne Erle of Lenax air to be mareit; and giff ony of the saidis tua jugis hapynis to disees, ane odir to be equaly chosin in his or tharis steid, that luffis bayth the saidis erlis welis and honvris wnsuspeet, quhilik sal be juge in the premissis, as said is: And attour, the said Johne Erl of Lenax sal discharge hyme of Cuthbert Erl Glenearne, and Williame his sone, Maister of Glenearn, within ane menet nixt eftir the dat of this writ, and sonar giff he may with his honour: Item, anentis the lard of Blayr, the contract to be maid and aggret betuix my lord Eglington and his sone, and the said lard of Blayr and his sone, to be obsernit and keptit in al punctis, eftir the forme of the said contract: And bayth the saidis parteis ar bundin, oblest and suorn, that nane of thame sal tak oderis rounies, steddis, nor takkis; and gif it hapynis thame to do, thai sal stand and amend at the jugis forsadis deliuerance: And for the obsernen, kepen, and fulfilling of this contract and endendor, athiris of the saidis lordis ar oblest and suorne; and for mayr securite hes subserbit and selit interchagebilly this present contract, zir, day, and place for-said, befor thir vitnes, Schir Gavane Kennyde of Blarquhanc, knycht, Master Johne Campbell of Thorntone, tresaurar, Patrik Houston of that ilk, Allane Stevard of Cardonald, Maister Robert Maxwell of Tarbolton and James Wallae of Crago, with oderis diuers.

DISCHARGE by John Earl of Lenax to Hew first Earl of Eglington, 18th March 1520.

105. BE it kend tyll all men be thir present letteris, me, Jhone Erle of Lenax and Lord Darnlye, to haue tane and resauit fra ane noble and mychty lord, Hew Erle of Eglington, the sovme of twenti hundreth mercis, guid and vsuale mony of Scotland, pait to me, befoirhand promittit to me be the said Hew Erle of Eglington, for the matrimonii to be contractit betuix my sone and air apperaud, and the dochtyr of ane noble mane, Jhone Maistir of Eglington, of the termie of Witsunday, in the zeir of God ane thousand fife hundreth and twenti ane zeris nixt to eum; lik as is contenterit in the letteris of contract and obligationis maid betuix the said Hew Erle of Eglington and me thairapon: Nochtwithstanding of the said sovme of twenty hundreth mercis the said Hew Erle of Eglington hes delieverit for the relaxatione and redemptione of my landis of Galstone and Torboltone, my irrevocable cessionar and assigna, the sovme of ane levin hundreth mercis, four skoyr of mercis, and threttene mercis, guid and vsuale monye of Scotland; and the remanent of the said twenti hundreth merkis I grant me, myne seruandis and factouris, to hafe resauit tyll my avne vtilite and profet, and to the vtilite and profet of myne airis; and quitchamis, exoneris, dischargis, and assolzeis the ponet of the compromis qvhair it sayis that the said sovme said hafe redemit and lousit certane oderis myne landis, for me, myne airis, executouris and assignais, the said Hew, his airis, executouris and assignais, of the said ponet as of the principale sovme: Off the quhilke sovme of twenty hundreth mercis forsaid, I the said Johne Erle of Lenax, haldis me weile content, assythit, and payit, in nomerit monye, and dischargis, quitchamis and perpetualy exoneris the said Hew Erle of Eglington, his airis, executouris and assignais, of the said sovme, for me, my airis, executouris and assignais, for now and evir: Renunciand be thir presentis al exceptionis of law, ciuel or canone, that may be proponit or allegit in the contrar of thir premissis; and speciale the exceptione of non numerata pecunie, or quhatsumevir exceptione of law, lefull or vulefull, to be proponit in the contrar of thir premissis: In witnes of this my present quichame, subscrivit wyth my hand, my avin propyr seyl of armis is to hwng, at Glasgev, the auchtene day of the meneth of Marche, the zeir of God ane thousand fife hundreth and twenti zeris, befoir thir witnes, Allane Stevard of Craghall, Maistir Mathev Stevard, Vicar of Mayboill, Johnne Stevard of Neilstonsyd, Schir James Knox, Vicar of Crumaunnak, Williane Maxwell, and Maistir Nicoll Vthirspoune, Vicar of Strauthawane, wyth vthirris diuers.

JHON ERL OF LENAX.

INSTRUMENT OF NOMINATION of Procurators by James Browne, 15th May 1520.

06. In Dei Nomine, Amen: Per hoc presens publicum instrumentum cunctis pateat euidenter, quod anno Incarnationis Dominice millesimo quingentesimo vigesimo, die vero decima quinta mensis Maii, inductione octaua, pontificatus sanctissimi in Christo patris et domini nostri, domini Leonis diuina prouidentia pape decimi, anno octauo: In mei notarii publici et testium infrascriptorum

presentia personaliter constitutus diseretus vir, Jacobus Browne, filius et heres quondam Willelmi Browne, sui patris, omnibus melioribus modo, via, forma, jure et causa, quibus melius et efficiatus potuit et debuit, pariterque et debet, fecit, constituit, ereauit, nominauit et solenniter ordinauit, prout tenore presentis instrumenti facit, constituit, creat, nominat et solenniter ordinat honorabiles viros, Thomam Browne, suum fratrem germanum, Dominos et Magistros Robertum Galbraith, Johannem Lethane, Robertum Leslye, Jacobum Foulis, et Jacobum Haliburtonem, absentes tanquam presentes, et eorum quemlibet insolidum, coniunctum et diuisim, suos veros, legitimos, et indubitos proeuratorios, actores, factores, et negotiorum suorum infrascriptorum gestores et nuncios, speciales et generales; ita tamenque quod specialitas generalitati non deroget nec e contra; et quod non sit melior conditio primitus occupantis, nec deterior subsequentis, sed quod vnuus eorum inciperit, alter eorundem id prosequi valeat, mediare, terminare, finire et ad effectum producere: Dansque et concedens prefatus dominus constituens prenominati suis procuratoribus et eorum cuiilibet, coniunctum et diuisim, suam veram, liberam, puram et expressam potestatem ae mandatum speciale, in ipsius domini constituentis nomine et pro eo, quecumque inquisitionis brevia capelle serenissimi domini Regis Scotorum necessaria, super duabus le cotlandis et duodecim fuleis terrarum, et manorio earundem, dicto domino constituenti, ut asseruit, per decessum dieti quondam Willelmi Browne, sui patris, jure hereditario spectantibus et pertinentibus, jacentibus in villa de Qubitsum, infra vicecomitatum de Berwik, et de Thoma Redpetht in capite tentis, prout in cartis et documentis desuper confectis plenius continetur, impetrandum, et eadem debite executioni demandandum et demandari faciendum, possessionemque et sasinam huiusmodi terrarum cum pertinentiis, petendum, recipiendum, obtainendum, intrandum, apprehendendum, nautiseendum, manutenendum, et defendendum; fructus, redditus, et prouentus, juraque, obuentiones, et emolumenta quecumque dictarum terrarum cum pertinentiis, ac ad easdem spectantibus et spectantia, et ex eisdem quomodolibet peruenientes et peruenientia, ab illorum debitoribus exigendum, recuperandum, recipiendum, leuandum et conseruandum; et quatenus eisdem procuratoribus, seu eorum alteri, visum fuerit expedire easdem terras cum pertinentiis, et illarum fructus et emolumenta ad annum censum locandum, assedandum, arrendandum, dandumque et concedendum; deque preceptis fructibus et emolumenis quittandum et quittantias dandum, ac pactum de ulterius rem habitam non petendo faciendum: Et generaliter omnia alia et singula facienda, dicenda, gerenda, et exercenda, que in premissis et circa ea necessaria fuerint seu etiam oportuna, et que ipsem dominus constituens faceret et facere posset si premissis omnibus et singulis presens et personaliter interesset: Etiam si talia sint que mandatum magis exigant speciale quam presentibus est expressum, promittens insuper, idem dominus constituens michi notario publico infrascripto, sibi et legitime stipulans se ratum, gratum, atque firmum perpetuum habiturum totum id et quicquid dicti sui procuratores, seu eorum alter, coniunctum vel diuisim, in premissis seu eorum aliquo duxerint faciendum, sub hypotheca et obligatione omnium et singulorum bonorum suorum, mobilium et immobilium, presentium et futurorum. De et super quibus omnibus et singulis premissis, prefatus Jacobus, constituens, a me notario publico sub-

scripto, sibi fieri petiit vnum seu plura, publicum seu publica, instrumentum seu instrumenta: Acta erant hec Rome, apud ecclesiam Beati Jheronimi, in regione Arenule, sub anno, die, mense, indictione, et pontificatu quibus supra: Presentibus ibidem reuerendissimo domino, Magistro Johanne Sanchar, prothonotario apostolico, Cancellario Rossensi, Adam Symson, Canonico Dunblanensi, et Alexandro Cars, laico Sanctiandree diocesis, testibus ad premissa vocatis pariterque rogatis.

Et ego Johannes Lauder, artium magister, clericus Sanctiandree diocesis, publicus sacris apostolica et imperiali auctoritatibus notarius, ac in officio scriptorum archiuui Romane curie matriculatus et descriptus, Quia dictorum procuratorum constitutioni, creationi nominationi, potestatisque dationi, ratihibitioni, et promissioni, ceterisque premissis omnibus et singulis, dum sic ut premititur, dicerentur, agerentur et fierent, vna cum prenominatis testibus presens personaliter interfui; eaque omnia et singula sic fieri, vidi, sciui et audiui, ac in notam ceipi; ideoque hoc presens publicum instrumentum, manu mea fideliter scriptum, exinde confeci, subscripsi, et publicau, signoque et nomine meis solitis et consuetis signau, rogatus et requisitus, in fidem et testimonium veritatis omnium et singulorum premissorum.

JOHANNES LAUDER, notarius publicus.

DISCHARGE by Hugh Mungumry of Heslet and Corsraig, to John Maxvel of Pollok,
27th November 1521.

107. BE it kendum til al men be this present writ, me Hew Mungumry of Heslet and Corsraig, sonne and air to wmquhile Schir Jhone of Mungumry, quhom God assoilze, of Heslet and Corsraig, knyght; that for sa mekile as the said Schir Jhone hed in wodset of anuel rent of wmquhile Jhone Maxwel of Neddirpook, with claus of warrendis fra wardeyne, twelf bollis of bair, and twelf bollis of meile, of the landis of Pollokshawys, be chartur and sasyne, wnder reuersionis; nochtwithstandinge the saidis twelf bollis of bair and twelf bollis of meile hes beyne in ward ay sene the deces of wmquhile Schir Jhone of Maxwel of Nedderpolok, knyght; and I the said Hew, air to the said Schir Jhone Mungumry, hes gottyn na payment of the twelf bollis of bair and twelf bollis of meile, nochtwithstandinge my claus of warrendis, sen the deces of the said Schir Jhone Maxwel: Nevertheles I wil and grantis, and discharges be this present writ, al bair and meil bygayne to this present hour, to ane honorabil man, and my neyr consyng, Jhone Maxwell, now Lard of Pollok; and that for kyndnes and tendernes of blud, and alia, frenchshep and staid, and be caus the said Jhone sal entyr me in tymys cummyne to the said twelf bolles of meil and twelf of bair of anuel rent of Pollokshawys, ay and quhile the sowmrys be pait contenyt in the reuersione to be takin wp be me as said is. For the quhilkis causys abuf wrytyne, I discharge the said Jhone now Lard of Neddirpollok, and all otherys his airis, executoris, and assignayis, of all by rwyne bair and meile, for me, my airis,

executoris, and assignayis, for now and euer. In witnes of this my discharge I haf set to my seal, and subseruitt the sammyne with my hand, at Glasgw, the twenty sewin day of Nouember, the zeir of God a thousand fif hunder twenty ane zeir, befor thir witnes, Sehir Robert Mailhule, George Stewart, Sehir Rischart Myller, Jhone Coycheren, Hary Reilstoume, and Allane Haw, with other diuers.

HEW MUNTEGOMERIE of Croserage, with my hand.

CONTRACT for the marriage of Henry Mungumry, 'oo' and air of Rankin Mungumry of Scottistone, and Effame Maxvell, daughter of the Laird of Tynwald, 9th October 1522.

108. AT Glasgw, the nynt day of the monecht of October, the zeir of God a thousand fif hundrech and twa and twenty zeris: It is appunetit and coneordit betuix honorable persons, that is to say, Alane Steward of Craghall, Rankin Mungumry of Scottistone, Katerine Steward, his spous, and Hendre Mungumry, oo and appirand air to the said Rankyne, on the ta pairt, and George Maxvell of Kowglen, and Effame Maxvell, dochter to vñquhill the Lard of Tynwald, on the twder pairt, in forme, maner, and effect as efter folowis; that is to say, the said Hendre sall, God willing, mare and to wif haf the said Effame, in all gudly hast; and the said Rankyne, with consent and assent of the said Katerine Steward, his spous, bindis and oblisis him to infect, in continent efter the contraking of the said marage, the saidis Henry and Effame in ten merkis of anuell rent, to be tayne zerly of the saidis landis of Scottistone; Als the said Rankyne, with consent of his said spous, Katerine Steward, bindis and oblisis him in all tyme cuming, that he sall noctt analle, sell, na away put name of his saidis landis in preuidice of the saidis Henry and Effame; and bindis and oblisis him to cum, at the will of the saidis Alane and George, befor my Lord of Levinax, his ourlord, and thair suspend him self and his spons forsaid fra all alienation of the saidis landis of Scottistone; and the saidis Rankyne and Katrine sall deliuver to the saidis Henre and Effame the reuersione of the saidis ten merkis of anuell rent in continent: In witnes of the quhilke thing athir of the saidis parteis hes subseruitt this writ with thair handis, day, zeir, and place forsaid, befor thir witness, George Carlill, Jhon Winzit, burges of Glasgw, Jhon Weir, James Steward, and Master Mathew Steward, notar publik, with otheris diuers.

RANKYNE MUNGUMRY, with my hand on the pen.

KATERINE STEWARD, with my hand on the pen.

HENRY MUNGUMRY, with my hand on the pen.

EFFAME MAXVELL, with my hand on the pen.

DECREE ARBITRAL by John Duke of Albany, Regent of Scotland, and others, betwixt the Earls of Eglintoun and Glenearne, 13th March 1523.

109. AT Edinburgh the xiiii day of Marche, the zeire of God I^M V^E and xxiii zeris: In presens of the Lordis of Couusale vndirwrittin, that is to say, ane maist reuerend and reuerend faderis in God.

James Archibischop of Sanctandrois, Gawyne Bisshop of Abirdene; noble and mychtie Lordis. James Erle of Arane, Colyn Erle of Ergyle, Jhone Erle of Levinax, James Erle of Murray: venerable faderis in God, Alexander Abbot of Cambuskynnet, James Abbot of Dundrennan, Thomas Abbot of Culross, Johnne Lord Flemyng, Jhone Lord Erskin, Jhone Lord Hay of Zestir, Master Robert Forman, Dene of Glasgw, Master Jhone Campbell of Lundy, Thesaurar, Master James Wischart of Pettaro, Justice Clerk, and Maister Adame Ottirburne of Auldhamme, compereit Cuthbert Erle of Glencarne and William Maister of Glencarne, for thaim, thair kyn, frendis, men, seruandis and adherentis, on that ane part, and Hew Erle of Eglintoun, Archibald his oy, Maister of Eglintoun, thair kyn, frendis, men, seruandis and adherentis, on that vthir part, and gaif in this decreeit arbitrale subscrut be my Lord Gonernour, my Lord Chancelar, my Lord of Abirdene, ouirmen, and be certane vthir jugis chosin be the saidis Erlis, and desirit the samin to be registrat in the bukis of consale, and to haif the strenth, force and effect of the lordis deereit in tyme tocum; the quhillk desire the saidis lordis thocht resonable, and thairfor has ordanit and ordanis the samin to be registrat in the saidis bukis of consale, and to haif the strenth, force and effect of thair decreeite in tyme tocum, and ordanis our souerane lordis letteris to be direct to command and charge, compell and distrenze all the saidis partiis for the obseruing, keping, and fulfilling of the samyn in all pumetis as efforis. Off the quhillk the tenour followis: At Edinburgh, the xiii day of March, the zeir of God I^M V^E and xxiii zeiris: We, Johnne Duk of Albany, etc., intour to our souerane lord, protectour and gouernour of his realme, James be mercy of God Archibischop of Sanctandrois, Chancelar, Gawyne Bisshop of Abirdene, ourmen chosin in ane voce, togidder with Johne Lindesay of Peteruvy, kyncht, Jhone Striueling of the Keire, knyeht, jugis arbitouris, amicable compositouris chosin for the part of Cuthbert Erle of Glencarne and William Master of Glencarne for thame, thair kyne, freyndis, men, seruandis and adherentis, on that ane part, Maister Johnne Campbell, thesaurar to our souerane lord, and Thomas Corry of Kelwood, jugis arbitouris and amicable compositouris chosin for the part of Hew Erle of Eglintoun, Archibald his oy, Master of Eglintoun, thair kyn, frendis, men, seruandis and adherentis, on that vthir part, to decide apoun all slauchteris, herschippis, spulzeis, debatis, questionns, causis and quarrellis, that athir of the saidis partiis, for than, thair kyn, frendis, men, seruandis and adherentis, mycht allege or propone aganis vthiris in all tymes bigan; lik as at mair lenth is specifit in the compromit, bills, clames and petitionns gevin in be the saidis partiis befor ws: We the forsaidis ourmen and jugis, aggread in ane voce, with consent of baith the saidis partiis, thair ryghtis, resouns, and allegaciounis befor ws herd, sene, and vnderstand, and thairwith being ripely auisit, for gude concord to be had betuix the saidis partiis in all tyme cuming, for the pacifying of the cuntrie, and eis of our souerane lordis liegis, havand God befor E, decretis and deliuersis as eftir followis: In the first; as touching the decree arbitrale gevin of befor be ws, Johnne Duke of Albany, etc., betuix the saidis partiis, at Edinburgh, the xxii day of May, the zeire of God I^M V^E and xvii zeris, for clere interpretacion thairof, becaus the samin was in ane part obscure, we the forsaidis ourmen and jugis, with consent of the saidis partiis, counsalis, ordanis and deliuersis, that the saidis Erle

of Glencarne and Maister Glencarne, his sone, sall gif and caus to be had to the said Erle and Master of Eglintoun, his oy, thair airis and assignais, the mariage of the eldest sone and air of the said Master of Glencarne that sall apperandy succeed to his heretage, to be marit with the said Maister of Eglintouns sister, gif the contract of mariage be thot expedient be the said Erle of Eglintoun to be dissolut at the handis of my Lord of Levinax; and failzeing thairof, to be marit with ane vthir kynnswoman of the said Erle and Maister of Eglintouns, without disparage; quhilke mariage the said Erle and Maister of Glencarne sall caus to be solemnizat in face of halikirk, at the requisicoun of the saidis Erle and Maister of Eglintoun, thair airis or assignais, als sone as the said eldest sone and air of the said Maister of Glencarne, and falzeing of him be deces, he that sall apperandy succeed to thair heretage, beis of perfite age, or witin ane zeir thairefter; quhilkis eldest sone and apperand air or airis forsaidis sall noct be oblist to abide langer than ane zeir eftir thair perfite age, the saidis Erle of Eglintoun and Master of Eglintoun, thair airis or assignais, being requirit vpou xl dais to gif to thaim ane ganand mariage as said is: And als we decerne and ordanis that the said Erle and Maister of Glencarne sall gif to the said Erlis oy, or thar apperand air that sall happen to contract the said mariage with the said Erle of Eglintouns oy, or cousinace, witout disparage, and to hir, in coniunct fee or lifrent, ane hundredth pund land that now gevis be zeir i^s li. of pecumiis; or gif it gifis vietall to vi s. viii d. the boll of mele; and this infektment to be maid vpone the expensis of the Erle of Eglintoun and his airis, to be haldin of the King: And for the securite of the said mariage, to be had as said is, the said Erle and Maister of Glencarne sall infest heretablie the said Erle of Eglintoun, now ineonuinent, in four score of merkis worth of land, that gifis now be zer lxxx merkis of peenniis, or that gifis be zer vietale extending to lxxx merkis, comptand the boll of vietale to vi s. viii d., to be haldin of our souerane lord be charter and confirmatione, or be resignationne, at the will and plesour of the said Erle of Eglintoun, vpone the equale expensis of bayth the saidis partis, with ane lettir of regress and ane reuersioune to be gevin be the said Erle of Eglintoun, his airis and assignais, vndir this forme eftin following: that is to say, gif the said mariage beis contractit and completit in manner forsaide, or gif it failzeis to be completit in the falt of the said Erle and Maister of Eglintoun, thair airis or assignais, in that eais the said Erle of Eglintoun, his airis and assignais, to renunce and freely to gif ouir the saidis lxxx merkis worth of land, with all charteris and eidentis maid thairupoun, without ony painet of money and profit to be gifin to thaim thairfor; and gif the said mariage sall happen to failze, to be contractit and completit in defalt of the said Erle and Maister of Glencarne, thare oy or apperand air, in that eais the said Erle of Eglintoun and his airis sall peccableie brouk the said lxxx merkis worth of land, with all mallis, proffittis, and devitezis thairof, ay and quhill the said Erle and Master of Glencarne, thair airis or assignais, sall content and pay to the said Erle of Eglintoun, his airis or assignais, the sovme of ane thousand pund vsuale money of Scotland, hale and togidder, in ane nomerit sovme, on ane day; and in the menetyme, quhill it be fundin cleirly that the falt beis fundin in the said Erle and Maister of Glencarne, thair airis or assignais, that the said mariage beis noct completit at tyme and in maner forsaide, the said Erle of Eglintoun,

his airis nor assignais, sall tak vp na proffittis of the saidis landis: And as auentis the slauchteris committit on aither syde, we counsale and ordanis that ather of the saidis partiis, for thaim, thair kyn, frendis, seruandis and adherentis, remit and forgif vtheris all slauchteris, mutilationis, hurting, rancour and displessour of thair harts thair throw, committit or done be ony of thame vpon vtheris before the daite heirof; the slauchter of the Master of Montgumery, the personsounis committaris thairof being awais except: for the qwhilk slauchter the said Erle and Maister of Glencarne sall noct be accusit, becaus thai vnderstand perfly innocent thairof: and als the personsounis being except that ar except of befor be my lord gouernour vnder his hand wrtit: and ordanis the saidis lordis, ilkane of thaim, to assith thair avne men, kyn, frendis, seruandis, adherentis, of all slauchteris and mutilationis committit vpoun thaim, and specialy thair wyffis and barnis, after the forme of law; and ilkane of the partiis to gif to vtheris sufficient letteris of slanyis, witin zere and day: And auentis the chamerlanry and balliery of the landis of Stewartoun clamit be the Erle of Eglintoun, we decerne and ordanis the ryght thairof, for ocht that we zit sene, pertenis and suld pertene to the Erle of Eglintoun, and thairfor ordanis that the said Erle and Master of Glencarne sall decist and cess fra all molestatioun of the said Erle of Eglintoun in the peceable bruking and joising of the said bailzery and chamerlanry during his letteris of gift thairof; and alsua decretis and deliueringis the said Erle of Eglintoun to haiff full heretale ryght to the tempill land of Stewartoun; and thairfor ordanis the said Erle and Maister of Glencarne to decist and ceiss fra ony troubling of him and his airis thairin in tyme cuming: And als ordanis that the said Erle and Maister Glencarne sall decist and cess fra all trubling of the said Erle of Eglintoun, his airis or assignais, in the peceable brouking of his heretage of the five merk land of auld extent in Robertoun, callit the W[richt]hill in tyme tocum: And auentis the stedingis pertenyng to vmpuhile Johne Striuling, we decerne the saidis stedyngis to remain with the wif and barnis of the said vmpuhile Johnne als lang as the barnis ar in thair moderis keping be resone of thair nonage; and thair eftir, thai being furth of thair moderis keping, that ane half of the saidis stedingis to remain with the modir, and that vthir half thairof to remain with the saidis barnis tutouris, the saidis tutouris takand the care and gyding of the saidis barnis quhill thair perfite age; and attour, scho sall noct purches nor recour that ane half of the saidis stedingis that ar in thair gudedamis handis, eftir the said gudedamis deceis, in hurt of the saidis barnis; and eftir the said gudedamis deceess, gif the saidis barnis beis in thair moderis keping, their moder to bruk and haif the gyding of that half of the saidis stedingis salang as hir saidis barnis ar in hir keping; and thairefter that half to be equaly diuidit amangis thaim: Auent the spulzeis, heirschippis, dannagis and skaithis, done be the said Erle and Maister of Glencarne, thair men, freyndis, seruandis and adherentis, vpone the said Erle of Eglintoun, vmpuhile Johne Maister Eglintoun, and the said Archibald his sone; we decerne and ordanis the said Erle and Master of Glencarne to content and pay to the said Erle of Eglintoun the sovme of twelf hundreth xviii li. xiiii s. ii d. in full contentatioun, assithment and painment of all heirschippis, spulzeis, dannagis, and skaythis committit and done be the said Erle and Maister of Glencarne, thair men, frendis, seruandis and adherentis, vpone the said Erle

of Eglintoun, John Maister of Eglintoun, his sone, Archibald, his sone, thair men, freyndis, seruandis and adherentis, befoir the date heirof, thir heirschippis vnderwrittin being committit apone the said Erle of Eglintouns freyndis and seruandis to be except furth of this decrete, that is to say, in the first, diuers spulzeis committit vpone Master William Montgumry, Lard of Stane, at diuers tymes: Item, diuers spulzeis committit apone Thomas Montgumry in Kilbryde, the spulze of the Law spulzeit be Robert Boid, the spulze committit apone the Erle of Eglintouns tenentis of Blook, the spulze apone his tenentis of L^{aw}, the spulze of his tenentis of Eglintoun, the spulze of Thomas Stevinsone, the spulze of his tenentis of Dunlop, [the spulze of his] tenentis of Gallowberry, the spulze maid apone the lard of Dunlop, [the spulze made apone] the Erle of Eglintouns seruand Thomas Mechell, the spulze maid apone Johnne ^{that tyme} he was slane, the spulze of the Lard of Kno^{lk} ^{the tyme thai wer slane}, the spulze of Constantyne Montgumiry, the spulzeis committit diuers tymes apone ^{his} tenentis be Robert Boid and his complicis, and vtheris, the spulze of the Lard [.] the spulze of the Zoungis and Cuthbert Thomson, tenentis to the said Erle of Eglintoun, the spulze of the twa Benmanis in Eglissem upon his tenentis, the spulze maid apone his tenentis of Ardrossane and Eglissame, the spulze maid in ane hous of Eglintoun of ane kist of Alexander Campbellis, the spulze maid upon the Persone of Eglissem and his seruandis, the spulze maid apone the tenentis of Ardrossane, and the spulze maid [apone] the Erlis landis of Bute: And als, nochtwithstanding the said Erle of Eglintoun, his sonnys and seruandis, ar innocent of the spulzeis of Kilmaronok and Kilmawaris, we, for certane considerationis moving ws, counsalis and deliuheris that the said Erle of Eglintoun shall defeis and discharge the said Erle and Maister of Glencarne of the sovme of five hundredth pundis of the said sovme of xii^f. xviii li. xiiiij s. ii d., adiugeit to the said Erle of Eglintoun as is abone writtin, in full contentatioun, assithment and payment of the heirschippis, spulzeis, dannagis and skaithis, committit and done be Gillespy Dow and his complicis, or be quhatsumuir vtheris personis, vpone the landis and lordschippis of Kilmaronok and Kilmawaris, and als in assithment of the heirschip, spulze, dannagis and skaithis committit apone the landis and place of Auchinhery be Nele Montgumiry and his complicis, or ony vtheris personis: And alsua, we discharge the lard of Glengernok of the scheip allegit to be spulzeit be him fra the Erle of Eglintoun; and dischargis the Erle of Eglintoun of the horsses allegit to be spulzeit be him fra the lard of Glengernok out of the landis of the Lath, in the barony of Ardrossane: And als we decrete and ordanis that the said Erle of Eglintoun shall defeis and discharge the said Erle and Maister of Glencarne of the sovme of twa hundredth pundis, xxxvii li. vii s. viii d. of the said sovme of xii^f. xviii li. xiiiij s. ii d., adiugeit to the said Erle of Eglintoun, in full and hale assithment and payment of all the heirschippis, skaythis and dannagis committit be the saidis Erle and Maister of Eglintoun, thair men, freyndis, seruandis and adherentis, befoir the date heirof, except thir spulzeis vnderwritten, that is to say, in the first, the spulze of Kilmer-nok pertenyng to Robert Boyd, and the tenentis of Kilmer-nok, the spulze maid apone the tenentis of Dahry, Noddisdale and Kilbride, the spulze committit vpone Gilbert Boyd eldar, the spulze

committit vpone James Lindesay in Cokilby, the spulze committit be James Boyd in Corshill and Patrik Boyd in Clerkland, the spulze committit apone the gude wife of Boynischaw, the spulze committit vpou the puer tenentis of Polkelly and Cunynghamhede, the spulze committit apone the lard of Rowallane, the spulze committit vpone Johnne Cunynghame in Bloik and his fadir, the spulzeis committit vpone Margrette Douglas and Agnes Craufurd, the spulze of Portneors to the lard and his moder, and the tenentis, sen the first spulze maid vpone thaim, the spulze committit vpone Archibald Boyd in Auchintebir, the spulze committit apone the lard of Caprintoun: And [sua we] ordane, and decretis and deliueringis that the said Erle and Maister of Glen carne sall content and pey to the said Erle of Eglintoun the rest of the said xii: xviii li. xiii s. ii d., extending de claro to the sowme of four hundredre four score ane pundis; quhill sowme we ordane the said Erle and Master Glencarne to content and pay to the said Erle of Eglintoun incontinent: And alsua, we decree and ordanis that the Erle of Eglintoun sall releif and keip skaithles the said Erle of Glencarne and Maister Glencarne, thair men, freyndis, seruandis and adherentis, of all heirschippis, spulzeis, dannagis and skaythis, that thai haif takin assithment of befor as is abone wruttin: And siclyke, we decree and ordanis that the said Erle and Maister of Glencarne sall releif and keip skaithles the said Erle of Eglintoun, and Archibald, his oy, thair men, freyndis, seruandis and adherentis, of all herschippis, spulzeis, dannagis and skaythis, that thai haif takin assithment of befor, as is abone wruttin: And alsua, we specialy except furth of this decree, Jonet Coluile and Thomas Cunynghameis wife, thair actiounis and quarelis: And attour, baith the saidis partiis sall do thair faithfull diligence to caus all the forsaidis personis, except one athir syde contenit in this decree, to tak freyndis, and to be oblist to abide at thair deliueringe in amicabill wis, in all thair actiounis and quarelis; and gif ony of the saidis personis refusis to tak freyndis in thair actiouns, in that eace it salbe lefull to thaim refusand to tak frendis tocum and persew thair materis befor the lordis of consale, without ony gruche or displesour to be had be ony of the forsaidis lordis or thair freindis thairfor; and that nane of the saidis lordis sall tak part with [them] that refusis to do the counsale of the saidis lordis, quhill the materis be decidit be the [law]: And attour, we decree, deliueringis and ordanis, that the saidis lordis and maisteris, thare kyn, men, frendis, tenentis, seruandis and adherentis, sall stand in hartyly kyndnes, amite and concord, in all times tocum, without variance or dissimulatioun, nor nane of thaim sall tak vtheris stedis, rovnes, nor officis that thai now has richt to in tyme tocum: And gif ony of the saidis partiis falzeis and cumis in the contrar heirof, the party failzeand sall content and pay to the party kepand the sowme of ane thousand pund, for dannagis, skaithis and interesis sustenit in tymes bipast; and ane vthir I^l li. to the kingis grace, in name of pane, and ane vthir I^l li. vsuale money of Scotland, to the reparatiounis of the metropolitane kirk of Glasgw, for breking of thair faith and obllissing; and als the saidis Erlis, Maisteris, thare kyn, friendis and seruandis, that are now present in this tovne, sall tak vthiris be the handis, and remitt to vthiris the rancour of thair hartis, and aither of thaim sall bring thair freyndis that ar absent to the tent day of Aprile nixtoeum, in Irwin, and caus thame to schaik handis, and tak vthiris in

afald kyndnes and tendirnes, and remitt to vthiris the rancour of thair harts: And ordanis this our decreeite to be registrat in the bukis of consale, and to haif the strentch of ane decreeite in tyme cuming; and this to all and sindry quham it efferis we mak it knawin: In witnes of the quhilk we the saidis ourmen and jugis forsauidis has subscrutit this our present decree in all with our handis, zeir, day, and place forsauidis: Alsna we except Dauid Cumynghamis spulze of the kirkland of Kilmawaris, quhilk salbe lefull to him to persew vpone quhatsumeuir persone he plesis, my lord of Eglintoun, his barnis and seruandis, except; becaus thai are vnderstand be ws to be innocent of the said spulze: And thairfor the said Erle of Glenearne nor Maister of Glenearne sall nocht [be] oblist be reson of this decree to mak ony satisfactioune to the said Dauid of the said spulze: Extractum de libro actorum per me, Gavimum Episcopum Abirdonensem, Clericum rotulorum registri ac consili supremi domini nostri Regis, sub meis signo et subscriptione manualibus.

GAWINUS DUNBAR.

APPOINTMENT by King James V., with advice of Queen Margaret, his mother, of Hugh first Earl of Eglintoun as Bailie and Chamberlain of the Lordship of Stewartoun, 10th September 1524.

110. JAMES be the grace of God King of Scottis, To all and sindry our officiaris, liegis and subditis quham it efferis, quhais knawlege thir our letteris sall cum, Greting: Wit ze us, with auis of our derrest modir the Quene, to hane maid, constitute and ordinit, and be thir present letteris makis, constitutis and ordinis our traist cousing and counsalour, Hew Erle of Eglintoun. Lord Montgomeiry, our verray lauchfull and vndowtit bailze and chalmerlane of all and hale oure landis and lordschip of the Stewartoun, baith propirtie and tenandreis, with the pertinentis: Gevand, grantand and committand to our said bailze and chalmerlane our full powar and speciaill comand, bailze courtis and chalmerlane courtis vpone our saidis landis and lordschip to the tenentis and inhabitantis thairof, and vtheris quham it efferis, to set, begin, efferm, hald and continew as oft as neid beis; sutis to make be callit, absontis to amerciate, trespassouris to punys, vnlawis, amerciamenis and eschaetis of our saidis courtis to rais, vplift, and for the samyn, gif neid be, to poynd and distrenze, and to inbring and make compt of that ane half thairof to ws in our chekker zerelie, and that vther half to be applyit to his avne vse, for his laubirris and gud seruice to be done to ws in the saidis officis; deputis, ane or ma, vndir him in the saidis officis, clerkis, dempstaris, seriandis, and all vther officiaris and membres of our saidis courtis neidful, to make, creat and make be suorn, for the quhilikis he salbe haldin to answer; the tenentis and inhabitantis [of] our saidis landis and lordschip, befor quhatsumeuir juge or jugis, spirituall or temporall, thai be attachit or arrestit, to the priuilege and fredome of our saidis bailze courtis and chahmerlane courtis to replege, reduce and agane bring; actionis and colourchaith for justice to be ministerit to parteis complenzeand within terme of law, to gif and find; the malis, fernis, proffittis and dewiteis of oure saidis landis and lordschip to rais, vplift, zerely and termelie, and for the samyn, gif neid be, to poynd and distrenze, and to inbring and mak compt thairof in our chekker zerelie;

and generalie all and sindry vther thingis to do, exerch and vse, that to the office of bailzery and chalmerlanry of our saidis landis and lordschip of law or consuetude ar knawin to pertene: Ferme and stable haldand and for to hald all and quhatsumeuer thingis our said bailze and chalmerlane, his deputis and officiaris, in our name in the premissis richtuislie ledis to be done: Thir our letteris of bailerie and chalmerlanry unto oure perfite age without reuocatioun to indure: Gevin vnder oure priue sele, with subscriptioun of ws and our said derrest moder the Quene, at Edinburgh, the tent day of September, the zere of God, I^M V^E tuenty and four zeris, and of our regne the xi zere.

Jamies Ep Margaret

PROCESS OF DISPENSATION for the marriage between Neill Montgumry and Margaret Mure,
21st July 1525.

111. VNIUERSIS et singulis sancte matris ecclesie filii ad quorum noticias presentes litera peruerenterint, Jehannes Dingwall, sacrosanete sedis apostolice Prothonotarius, ac ecclesiarum cathedralium Cathanensis et Abirdenensis Archidiaconus, et Cancellarius, judex delegatus, et commissarius in hac parte sedis apostolice, ad infrascripta, vnam nostro in hac parte collega, videlicet, egregio viro, Magistro Gilberto Strathauchin, ejusdem sedis Prothonotario, ac Canonico Abirdenensi, eum illa clausula discretioni vestre et cuiilibet vestrum, etc., specialiter constitutus, Salutem in omnium Salvatore: Literas commissionum declaratoriarum desuper directas, reuerendissimi in Christo patris et domini, domini Laurencii, miseratione dimina titulo Sanctorum Quatuor Coronatorum presbyteri Cardinalis, maieris Penitentiarii apostolici, et illius vicem gerentis, sigillo officii Penitentiarii cera rubea in capsulis ferreis, eum filis rubeis, mere Romane curie, impendi, sigillatas; sanas, siquidem et integras, non viciatas, non cancellatas, nec in aliqua parte earundem suspectas, sed omni prorsus vicio et suspicione carentes, nobis per nobilem virum, Nigellum Montgomery, laicum Glasguensis diocesis, et nobilem dominam, Margaretam Mure, mulierem, eius coniugem, eiusdem diocesis, exhibitas et presentatas, cum omni qua deinceps reuercencia, noueritis nos recipisse, huiusmodi sub tenore: Laurencius miseratione diuina titulo Sanctorum Quatuor Coronatorum presbyter Cardinalis, discretis viris, Archidiacono Cathanensis, et Gilberto Strathauchin, Canonico Abirdonensis ecclesiarum, Salutem in Domino: Ex parte Nigelli Montgumry, laici, et Margarete

Mure, mulieris, coniugum, Glasguensis dioecesis, nobis oblata petitio continebat, quod alias ipse Nigellus, forsitan ex aliquorum relatione, sciens Margaretam prefatam sibi aliquo consanguinitatis gradu prohibito esse coniunctam, ipsa vero Margareta, tunc in undecimo sue etatis anno constituta, gradum consanguinitatis huiusmodi ignorans, matrimonium inter se, per verba de presenti, seu verius sponsalia per verba de futuro, contraxerunt, illudque seu illa in facie ecclesie solemnizarunt, et deinde dieta Margareta, in duodecimo die etatis sue anno constituta, post mutuam cohabitationem se se carnaliter cognoverunt: verum quia dieti coniuges duplo quarto consanguinitatis gradu inuicem sunt coniuncti, et si diuorum fieret inter eos grana exinde scandala possent verisimiliter exoriri; quare supplicari fecerunt humiliter dieti coniuges eis super his, per sedem eandem de absolucionis debite beneficio et opportune dispensationis gratia misericorditer prouideri: Nos, igitur, cupientes ipsorum coniugum animarum prouidere saluti, et huiusmodi scandalis quantum cum Deo possumus obuiare, auctoritate domini pape, cuius penitentiarie curam gerimus, et de eius speciali mandato, super hoc vine vocis oraculo nobis facto, discretioni vestre, et cuiilibet vestrum, cum, ut asseritur, ecclesia Glasguensis ad presens pastore careat, committimus quatenus, si est ita, eundem Nigellum a generali excommunicationis sententia quam propter hoc incurrit, incestus reatu et excessibus huiusmodi absoluatis, in forma ecclesiastica consueta, iniuncta inde sibi pro modo culpe penitentia salutari, et aliis que de jure fuerint in iungenda: deum cum ipsis, quod, impedimento consanguinitatis huiusmodi non obstante, licite valeant in eorum sic contracto matrimonio remanere, misericorditer dispensetis; dummodo dieta mulier propter hoc ab aliquo rapta non fuerit, prolem susceptam, si qua sit, et suscipiendam, exinde legitime decernentes: Datum Rome, apud Sanctum Petrum, sub sigillo officii Penitentiarie, ii kalendas Julii, pontificatus domini Clementis Pape vii, anno primo: Laurencius miseratione diuina, titulo Sanctorum Quatuor Coronatorum presbyter Cardinalis, discretis viris, Archidiacono Cathanensis, et Gilberto Strathanechin, Canonico Abirdonensis ecclesiarum, Salutem in Domino: Ex parte Nigelli Montgomery, laici, et Margarete Mure, mulieris, coniugum, Glasguensis dioecesis, nobis oblata petitio continebat, quod alias ipsi, quasdam literas in certa et solita forma commissionis vobis directas, a sede apostolica obtinuerunt, continentis, vt, non obstante quod duplo quarto consanguinitatis gradibus essent inuicem coniuncti, possent in eorum sic contracto matrimonio licite remanere, dispensaretis misericorditer eum eisdem: tamen ipsi, timentes literas huiusmodi ex eo fore surrepticias et inualidas, quod unus ipsorum coniugum duplo tertio, alter vero duplo quarto gradibus a stipite communis distabant, et quod alter ipsorum duplo tertio in ipsis literis mentio aliqua facta non fuit: supplicari fecerunt iudicem coniuges eis in haec parte per eandem sedem misericorditer prouideri: Nos, igitur, attendentes quod felicis recordationis dominus Clemens Papa vi, quaslibet dispensationis literas in easu simili ab eadem sede obtentas et obtinendas, omissione mentionis de distancia tertii gradus predicti a stipite non facte in dispensationibus ipsis, nequaquam obstante validas et sufficietes existere, et robur plenarie firmitatis habere, auctoritate apostolica declarauit; auctoritate domini pape, cuius penitentiarie curam gerimus, discretioni vestre, et cuiilibet vestrum, committimus quatenus, juxta huiusmodi apostoli-

eam declarationem, predictas commissionis literas sufficientes decernatis, et validas perinde existere, ac si in eisdem de distanca tertii gradus predicti mentio facta foret: Datum Rome, apud Sanctumpetrum, sub sigillo officii penitentiarie, kalendis Julii, pontificatus Clementis Pape vii, anno primo: Post quarumquidem literarum apostolicarum preinsertarum presentationem et receptionem nobis et per nos vt premittitur factas, fuiimus humiliiter debita cum instantia requisiti, per dictos Nigellum Montgumry, et Margaretam Mure, eius coniugem, principales coram nobis personaliter constitutos, quatenus auctoritate apostolica nobis commissa, ad executionem dictarum literarum apostolicarum commissionum et literarum declaratoriarum desuper directarum et desuper habitorum ac contentorum, in eisdem procedere, et cum eisdem dispensare dignaremur: Nos, igitur, eorum piis desideriis animentes, receptis primitus de mandato nostro nonnullis testibus fidei dignis ad sacrosancta Dei ewangelia juratis, habitaque diligent inquisitione super noticia impedimentorum subscriptorum, comperimus dictos Nigellum Montgumry et Margeretam Mure, coniuges, in dupli tertio et quarto consanguinitatis gradibus, videlicet, vnum ipsorum dupli tertio, alterum vero dupli quartu consanguinitatis gradibus, a stipite communis distare, ipsamque Margaretam Mure ad huiusmodi matrimonium contrahendum ab aliquo raptam minime fuisse, aliaque in dictis literis apostolicis contenta, veritati subsistere, et ipsos ad huiusmodi dispensationis gratiam obtinendam habiles fore conceipimus, ipsumque Nigellum a generali excommunicationis sententia, quam alias incurrebat, occasione contentorum in huiusmodi literis apostolicis preinsertis, et ab huiusmodi incestus reatu absoluimus, et absolutum fore decernimus; ac penitentias salutares pro premissis sibi iniunximus: Idcirco, auctoritate apostolica nobis commissa, et qua fungimur in hac parte, cum dictis Nigello Montgumry et Margaretae Mure, eius coniuge, vt in huiusmodi matrimonio inter eos contracto libere et liceit remanere possint et valeant misericorditer duximus, in eorum propriis personis, genibus flexis, id humiliiter petentibus dispensandum, prout temore presentium cum eisdem dispensamus; prolem susceptam, si que sit, et suscipiendam, legitimam fore decernimus; non obstantibus huiusmodi dupli tertio et quarto consanguinitatis gradibus predictis: In quorum omnium et singulorum fidem et testimonium premissorum, has presentes literas nostras, sine presens publicum instrumentum, processum dispensationis huiusmodi in se continentem, exinde fieri fecimus, et per dictum notarium publicum subscriptum, et coram nobis seribam in premissis deputatum, subscribi et publicari mandauimus, sigillique nostri jussimus et fecimus appensione communiri: Datum et actum infra ecclesiam collegiatam beati Egidii de Edinburgh, Sanctiandree diocesis, in insula sine capella Sancti Thome infra eandem situata, hora quasi decima ante meridiem, vel eocirca, die vicesimo primo mensis Julii, anno Domini millesimo quingeniesimo vigesimo quinto, Indictione decima tertia. Pontificatus sanctissimi in Christo patris et domini nostri, domini Clementis diuina prouidentia Pape septimi, anno secundo: Presentibus ibidem, honorabilibus et discretis viris, Nigello Montgumry de Skeldoun, Magistris Gilberto Corry, Willemo Meldrum, dominis Roberto Muntgumry, Johanne Campbell, Willemo Lintoun, Johanne Matheson, presbyteris, et Johanne Laying, cum diuersis aliis testibus ad premissa vocatis pariter et rogatis.

Et ego Willelmus Dik, clericus Abirdonensis diocesis, publicus sacra apostolica et imperiali auctoritatibus notarius, prefati que reuerendi patris et domini, Johannis Dingwell, Prothonotarii apostolici, Archidiaconi, Cancellarii, et iudicis delegati antedicti, et coram eo scriba in premissis deputatus, Quia etc.

WILLMS DIK.

GRANT by King James V. to Hugh Earl of Eglintoun, of the office of Justice-General of Scotland, 21st February 1526.

112. JACOBUS Dei gracia Rex Scotorum, Omnibus probis hominibus suis ad quos presentes littere peruerent, Salutem: Quia, cum ausamento trium regni nostri statuum in postremo nostro parlimuento, creauimus, constituimus et ordinauimus nostrum consanguineum et consiliarium dilectum, Hugonem Comitem de Eglintoun, Dominum de Montgomery, nostrum Justiciarum Generalem pro nostre iusticiarie itinerum in borialibus regni nostri partibus tentione; vigore cuius prefatus noster consanguineus memorato officio iuste et debite, nostro ingenti honori et iusticie bonitati regni nostri, infra vicecomitatus nostros de Couper in Fiff et Perth functus est; vnde nos perfecte perpendentes prefatum consanguineum nostrum pro predicto iusticiarie officio apprime habilem et conuenientem, ac pro suo bono et gratuito seruicio in huiusmodi officiū execu-tione impenso et impendendo, de novo fecimus, creauimus, constituimus et ordinauimus, neenon presentium tenore facimus, creamus, constituimus et ordinamus prefatum consanguineum nostrum, Hugonem Comitem de Eglintoun, totius regni nostri et omnium eiusdem partium, ad nostram vsque viginti quinque annorum etatem perfectam, nostrum Justiciarum Generalem: dantes, concedentes et committentes eidem nostram plenariam potestatem ac mandatum speciale, omnia et singula nostre iusticiarie itinera et curias nostro nomine affigendi, proclamandi, inchoandi, tenendi, affirmandi et continuandi, quotiens opus fuerit, seetas vocari faciendi; absentes amerchiandi, transgressores puniendi, prefatarum iusticiarie curiarum exitus, amerchiamenta et eschaetas percipiendi, leuandi, et ad nostrum usum applicandi et importandi, ac pro eisdem (si opus fuerit), namandi et distingendi: personas indictatas nostre iusticiarie itineribus et curiis attachari et arrestari faciendi; transgressores de quibusuis criminibus delatos assise cognitioni ponendi, conuictos puniendi et iustifieandi, aut cum eisdem, secundem suarum transgressionum qualitatem et quantitatem et iuris exigenciam et regni nostri consuetudinem, finandi et componendi; assisas proborum patric virorum suuamonendi, eligendi et iurari faciendi; deputatum unum seu plures sub eo in prelibato officio, clericum, serandum, indicatorem et alios officiarios quosecumque, ac curie membra necessaria faciendi, ereandi, substituendi, ordinandi et jurari faciendi, pro quibus respondere tenebitur; et ipsos imponendi et remouendi quotiens sibi expedire videbitur: Et generaliter omnia alia et singula faciendi, gerendi, dicendi et exercendi, que ad officium iusticiarie in premissis de jure seu regni nostri consuetudine dinoseuntur pertinere: Ratum et gratum, firmum atque stabile habentes et habituri totum et quicquid dictus noster iusticiarius, eius deputati et officiarii, nostro nomine in premissis rite duxerit seu duxerint faciendum: Pro cuiusquidem officii

vsu et exercitio, damus et concedimus prefato consanguineo nostro, Hugoni Comiti de Eglintoun, omnia feoda et deuoria de eodem debita et consueta, et que admodum vlli alii iusticiarri pro eodem retroactis temporibus habuerunt: Tenendum et habendum prefatum officium, eum omnibus feodis et deuoriis de eodem debitum et consuetis, prefato consanguineo nostro, Hugoni Comiti de Eglintoun, ad nostram vsque perfectam viginti quinque annorum etatem (ut premittitur) completam; eum omnibus et singulis libertatibus, commoditatibus, proficieis, asiamentis ad prefatum officium spectantibus, seu iuste spectare valentibus quomodolibet in futurum, libere, quiete, plenarie, integre, honorifice, bene et in pace, sine aliquo impedimento, reuocatione, contradictione aut obstaculo aliquali: Insuper verbo regio fideliter promittimus, per presentes, quod easdem nostro proximo parlimamento approbabimus, ratificabimus et confirmabimus, nec ipsas vnquam in futurum, vsque ad nostram viginti quinque annorum etatem perfectam, reuocabimus, cassabimus aut annullabimus, Et si contigerit nos presentes quousque quesito, colore aut sollicitatione reuocare, nunc prout extune, et econuerso, easdem renouamus, reualidamus et approbamus, in omnibus suis punctis, eum omnium defectuum supplemento in vberiori forma: Quare omnibus et singulis ligeis et subditis nostris, et aliis quorum interest, striete precipimus et mandamus quatenus ipsi et ipsorum quilibet prefato iusticiario nostro, suisque deputatis et officiariis, in officii antedicti vsu et exercitatione et omnibus idem concernentibus, et nulli alteri in futurum, durante spacio supradicto, prompte pareant, obedient, respondeant et intendant, pareat, obediat, respondeat et intendat, sub omni pena que competere poterit in hac parte: In cuius rei testimonium sigillum nostrum magnum presentibus apponi precepimus, apud Dunde, vicesimo primo die mensis Februarii, anno Domini millesimo quingentesimo vicesimo sexto, et regni nostri anno decimo quarto.

Commissio Justicarie pro Comite de Eglintoun, etc.

CHARTER by King James V. to Robert Huntar of Hunterstoune, and spouse, of the island of Little Cumray, 31st May 1527.

113. JACOBUS Dei gracia Rex Scotorum, Omnibus probis hominibus tocius terre sue, clericis et laicis, Salutem: Sciatis nos, eum ausamento compotorum nostrorum rotulatoris, post dissolucionem per quondam nobilissimum patrem nostrum, Jacobum Quartum Dei gracia Scotorum Regem bone memorie, cuius anime propicietur Deus, eum ausamento trium regni nostri statum in parlimamento suo factam, de annexacionibus terrarum ad coronam suam, pro assedacione earundem in feodifirma, in augmentacionem rentalis sui, et profieum patrimonii corone sue, dedimus, concessimus et ad feodifirmam dimisimus, ac tenore presentis carte nostre damus, concedimus et ad feodifirmam dimittimus hereditarie dilectis nostris, Roberto Huntar de Hunterstonne, et Jonete Montgumry, spouse sue, et ipsorum alteri diuecius viuenti in coniunctam feodacionem, et heredibus suis subscriptis, totam et integrum insulam nostram et terras nostras de Little Cumray cum pertinenciis, jacentes infra riuum de Cluda: Quasquidem insulam et terras eum pertinenciis dictus Robertus et predecessores sui, de nobis et predecessoribus nostris, in custodia

hereditarie prius habuerunt; et pro custodia ipsarum duas celdras auenarum annuatim habuerunt, per vicecomitem nostrum de Bute, nomine nostro, de firmis nostris terrarum et insule nostre de Bute, annuatim persolutas: Tenendas et habendas totas et integras predictas insulam et terras de Little Cumray cum pertinenciis dictis Roberto et Jonete, sponse sue, et ipsorum alteri duicius viuenti in coniunctam feodacionem, et heredibus masculis inter ipsos legitime procreatis seu procreandis; quibus deficientibus, legitimis et propinquoribus heredibus masculis dicti Roberti; quibus omnibus deficientibus, seniori heredum suarum femininearum, absque divi-
sione predictarum terrarum, de nobis et successoribus nostris, in feodifirma et hereditate imperpetuum . . . Reddendo inde annuatim . . . pro insula et terris antedictis cum pertinenciis, que in rentali nostro per prius non fuerunt, summam trium librarum sex solidorum et octo denariorum, visualis monete regni nostri, ad duos anni terminos consuetos, festa videlicet Penthecostes et Sancti Martini in hyeme, per equales porciones, nomine feodifirme tantum, in augmentacionem rentalis nostri ad summam predictam annuatim; cum exoneracione dictarum duarum celdrarum auenarum que dicto Roberto et predecessoribus suis, pro custodia dictae insule, annuatim per prius solute erant: aeciam heredes supradicti reddendo nobis et successoribus nostris duplum dictae feodifirme de vno anno ad primum introitum eorum ad prefatas terras, vt vsus est feodifirme: neenon dictus Robertus, et Joneta, sponsa sua, et ipsorum alter duicium viuens, et heredes sui predicti, edificando et sustentando super dictis terris mansionem sufficientem, eum aula, camera, bostari, aliisque edificiis et polecia necessariis, et sicut solum dictarum terrarum ad hoc corrispondens fuerit; In cuius rei testimonium huius presenti carte nostre magnum sigillum nostrum apponi precepimus: Testibus, reuerendissimis reuerendisque in Christo patribus, Jacobo Sanctiandree et Gawino Glasguensi, Archiepiscopis, Gawino Episcopo Abi-
donensi, nostrorum rotulorum, registri et consilii clericu, Henrico Episcopo Candidecase nostreque capelle regie Striulingensis; dilectis consanguineis nostris, Archibaldo Comite Angusie, Domino Douglas, Jacobo Comite Arranie, Domino Hammyltoun, Hugone Comite de Eglington, Domino Montgumry; venerabilibus in Christo patribus, Patricio Priore ecclesie metropolitane Sanctiandree, Willelmo Abbatte monasterii nostri Sancte Crucis, prope Edinburgh; dilectis familiaribus nostris, Archibaldo Douglas, Preposito de Edinburgh, Thesaurario nostro, Magistro Thoma Erskin, secretario nostro, et Jacobo Coluile de Vehiltre, nostrorum compotorum rotulatore et nostre Cancellarie Directore, apud Edinburgh, vltimo die mensis Maii, anno Domini millesimo quingentesimo vicesimo septimo, et regni nostri decimo quarto.

TACK by Hugh first Earl of Eglintoun to James Wallace of Carnell, his 'Gud soun,' of the lands of Tarbolton and Galstoun, excepting the Fortalice of Galstoun, &c., 3rd March 1527.

Die veneris, xxviii^o Junij, Anno Domini 1529.

114. AT Polnwne, the thrid day of Marche, the zeir of God I^m V^e xxvij zeris, It is appunetit, con-
cordit, faithfullie compromittit, and finalie endit betuix ane noble and nichti lord, Hew Erle of

Eglintoun, Lord Mungumry, &c., on the ta part, and his gud soun James Wallace of the Carnell on the toyir part, in maner, forme and effect as eftir folowis: In the first, the said lord hass set, and be the tenor of this writt settis, to the said James and his assignais, all and hale his landis of Torboltoun and Galstoun, pertenyng till him in heretage, as his infestment mad to him be our Soueran Lord proporis in the self at mar lenth, except the xl s. land of the tour of Galstoun, and the fortilege of the samyn, for the space of thre zeris nixt and immediate folowing the fest of Witsonday immediatlie and nixt folowing the date of this writt; the quhilk fest of Witsonday salbe the entre of the said James and his assignais in and to the said tak and sett of the said landis: For the quhilk tak and sett the said James, his airis and assignais, sall pay zerlie the said lord, his airis, successouris and assignais, the sovme of sex scoir of merkis gud and vsuale mone at tua vsual termis in the zere, Witsonday and Martimess in winter, be equale portionis, to be deliuerit zerlie and termlie induring the said thre zeris, in the place of Eglintoun, to the said lord or his factouris, witin tuenti dayis efter ilk terme, and falzeing yairof, the said tak to be expirite and of nane avale: Alsua the said James sall pay to the said lord, his airis, assignais and factouris, thre termes males bigane of the said landis at the makin of this writt, betuix and Witsonday nixtochm; and geif it happenis the said James, his airis or assignais, to be inquiet, vexit or tribulit be ony persoun or personis, be way of the law, in the bruking of the said landis, or ony part thairof, sa that he may nocht bruk tham be the said lordis richt, in that easse the said lord, his airis and assignais, sall defalk and remitte to the said James, his airis and assignais, zerlie and termlie, of the said sovme of sex scoir of merkis, efferand to the quantite and avale of the sovm or sovmes of the profet and avale of thai landis quhilkis the said James happenis to be inquiet or tribulit into, be way of the law, as said is; atour, the said lord sall mak and deliuer to the said James letteris of tak and assedatioun of the said landis to him, his airis and assignais, in the maist sickir wiss, to the effect abwn written: And the said lord sall persew be law the persoune or personvis, geif ony beis, inquietaris of the said James, or withholdars of the avales tharof in all or part, on the said lordis propir expensis; the said James doand his vter diligence in the persute of the said mater: And finalie, the said James sall compere in Glasgw, witin tuenti daiis efter the date herof, and act him in the officialis bukis of Glasgw for the payment of the said sovm of sex scoir of merkis, and the avale of the said termes bigane in forme, as said is, vndir the pane of cursing and censuris of haliekirk: and to the keping, obseruing and fulfilling of all and sindry thir premisses, the saidis parteis ar oblist and sworne, the haly evangelie tuiehit; and in the mair certification herof, aythir of thame hass subscruite this present writt wit thar handis, day, zere, and place forsaid, befor thir witnes, Troilus Mungumbri, Schir Robert Mungumbrj, chaplane, and Master Gayne the Ross, publicke notar, wit otheris diuerss.

ERL OF EGLINTON.

JAMES WALLACE, with my hand.

REVOCATION by King James V. of his gift to William Master of Glencarne, of the escheat of
Hugh first Earl of Eglintoun, 5th September 1528.

REX.

115. WE, remembering how we, being in the handis and subiectioune of Archibald Erll of Angus. was sollicitit and causit be him and William Maister of Glencarne, his eme, to dispone to the said Williame and to vtheris, the vnlawis and eschaete gudis of our traist cousing and counsalour, Hew Erll of Eglintoune, delatit of arte and parte of the slauchter of vniqualle Edward Cunyng-hame of Auchinhervy; howbeit our said cousing wes at all tyme innocent thairof, and is maid quyte be ane lauchfull assise of the samyne; quhairethrow we had na just tillit be resonne and conscience to the saidis vnlawis and eschaete, and thairfare we dischargeit our said cousing thairof be our letteris of before: And now becaus we vndirstand perfytely the disposinane of the saidis vulawis and eschaete gudis pertinyng to our said cousing wes hurt and preuidice to our conscience. becaus he wes innocent of the said slauchter, and maid quyte be ane assise of the samyne, and durst nocht, for manifest fear and dredour of his life, compere at the first day assignit to him to vnderly our lawis for the samyne: Tharefore, in this our present parliament, we cassis, adnullis and reuokis the saidis giftis maid to the said Williame Maister of Glencarne, or to ony vtheris, and decernis the samyne of nane avale, force, nor effect in all tymeeunning; reseruand to our said cousing all his just actioun and persute of the saidis gudis, safer as is takin fra him be our saidis pretendit giftis, like as the samyne had neuer bene maid: Chargeing all our officiaris and ministeris of law that nane of thame tak vpone hand to admit or appreve our said pretendit giftis in judgement nor without: Subseruunt with our hand and vnder our signete, at Edinburgh, the fyft day of September, and of our regne the xv zere.

JAMES R.

GRANT by King James V. to Hugh first Earl of Eglingtonne, of the office of Justiciary in the
Bailiery of Cumynghame, 11th November 1528.

116. JACOBUS Dei gracia Rex Scotorum, Omnibus probis hominibus suis ad quos presentes literae peruenient, Salutem: Quia, ex deliberatione dominorum nostri consilii, fecimus, constituimus et ordinauimus, ac tenore presentium facimus, constituimus et ordinamus dilectum consanguineum et consiliarium nostrum, Hugonem Comitem de Eglingtoune, Dominum Montgomery, balliuum nostrum de Cunynghame, iusticiarum nostrum in hae parte et ad infrascripta duntaxat; dantes et concedentes dicto nostro Justiciario in hae parte nostram plenariam potestatem et mandatum speciale, curiam seu curias Justiciarie nostre in balliam nostram predictam statuendi, inchoandi, affirmandi et quotiens opus fuerit, continuandi; sectas vocandi, absentes amerciandi, transgressores puniendi; neenon personas subscriptas, viz., Symonem Grahame, Johannem Grahame, Willielmum Haliday, Alaman Or, Jacobum Or, Laurentium Raa, Robertum Schort,

Trotter, et Georgium Adam, de communi furto, rapina, depredationibus et aliis quibuscumque plurimis enormitatibus, die nocteque dilatatos, apprehendi, capiendi, accusandi et

justificandi, accusarique et justificari faciendi, secundum eorum demerita ac jura et regni nostri consuetudinem; assisamque proborum patric dieae nostre ballie aut sufficientem numerum personarum minime suspectarum et veritatem meliorem agnoscentium, ad effectum predictum summonendi, premuniendi, et jurari faciendi; officiariosque et ministros curie pro premissis necessarios similiter creandi et jurari faciendi; et generaliter omnia alia et singula faciendi, gerendi et exercendi que in premissis aut circa ea necessaria fuerint, seu quomodolibet oportuna: Ratum et gratum habentes et habituri totum et quicquid dictus noster Justiciarius in hac parte, sui vel officiarii et ministri in premissis rite duxerit, seu duxerint faciendum: Quare vniuersis et singulis quorum interest vel interesse poterit stricte precipinus et mandamus quatenus dicto nostro Justicieario in hac parte, suisque officiariis et ministris, in omnibus et singulis premissa tangentibus, prompte respondeant, pareant et intendant, sub omni pena que competere poterit in hac parte: Datum sub sigilli magni nostri testimonio, apud Edinburgh, vndeclimo die mensis Nouembris, anno Domini millesimo quingentesimo vigesimo octauo, et regni nostri decimo sexto.

Ex deliberatione dominorum consilii, etc.

CHARTER by King James V. to Hugh first Earl of Eglingtonoune, of the Barony of Ardrossane, etc.,
23rd January 1528.

117. JACOBUS Dei gracia Rex Scotorum, Omnibus probis hominibus suis ad quos presentes litere peruercent, Salutem: Sciatis quod nobis et consilio nostri domini clare constat, quod dilectus noster consanguineus et consiliarius, Hugo Comes de Eglingtonoune, et sui predecessores fuerunt per nos et nostros nobilissimos progenitores bone memorie, quorum animabus propicietur Deus, hereditarie infeodiati de terris et baroniis subscriptis, de nobis et predecessoribus nostris per seruicium warde et releuii in capite tentis, videlicet, terris et baronia de Ardrossane cum molendinis earundem, extendentibus ad centum octuaginta mercatas terrarum antiqui extenus in proprietate et tenandria; et de quadraginta mercatis terrarum antiqui extenus de Eglingtonoune in proprietate et tenandriis, cum molendinis earundem; et de viginti solidatis terrarum antiqui extenus de Snotgerss; et de quadraginta libratis terrarum antiqui extenus de Robertoune, tam in proprietate quam in tenandriis, cum molendinis earundem; acetiam de quadraginta solidatis terrarum antiqui extensus de Alhallow chapell eum omnibus suis pertinencieis, jacentibus infra vicecomitatum nostrum de Arc; et de terris et dominio de Eglishame, cum molendinis, aduocacione et donacione ecclesiistarum et capellaniarum earundem, extendentibus in proprietate et tenandriis ad centum mercatas terrarum antiqui extenus; et de viginti libratis terrarum de Estwod in proprietate et tenandriis, cum molendinis earundem; et de decem libratis terrarum antiqui extenus de Lochlebothsyd, jacentibus infra vicecomitatum nostrum de Renfrew; et de decem libratis terrarum de Bonytoune et quinque libratis terrarum de Poltoune, antiqui extenus, jacentibus infra vicecomitatum nostrum de Edinburgh, et infra baroniam et vicecomitatum de Renfrew ratione annexacionis; et de viginti libratis terrarum antiqui extenus de Locharansaye cum molendinis earundem,

jacentibus in insula de Arane, infra vicecomitatum nostrum de Bute: Et quod dicti quadraginta librati dictarum terrarum antiqui extensus de Robertoun, et dicti viginti librati terrarum antiqui extensus de Estwod, tam proprietas quam tenandria, cum molendinis earundem et suis pertinenciis, pertinent dicto Hugoni Comiti de Eglingtonoue, et Domine Helene Campbell, eius spouse, et eorum alteri duicius viuenti in coniuncta infeodacione: Acciam notorie constat quod principale messuagium dicti Comitis et manerium de Eglingtonoue nuper combusta et destructa erant per Willelmum Cunynghame, militem, Magistrum de Glencarne, suosque amicos et complices, inimicos dicto Comiti, vbi sue carte, instrumenta sasine, infeofamenta et evidencie dictarum suarum terrarum in custodia fuerunt, et in eisdem combuste et destructe erant: Et nos, pro bono, fideli et gratuito scrucio per dictum Comitem nobis et predecessoribus nostris impenso, nolumus quod dictus noster consanguineus in sua antiqua hereditate predictarum terrarum, ob destructionem dictarum suarum cartarum et evidenciarum, per suos inimicos vt predicitur perpretatam modo predicto, ledatur; et propterea confitemur, declaramus, admittimus et approbamus dictum Hugonem Comitem de Eglingtonoue nobis immediatum et legitimum tenentem omnium predictarum terrarum suprascriptarum, tam in proprietate quam in tenandriis, cum molendinis, piscacionibus, aduocacionibus et donacionibus ecclesiarum et capellaniarum earundem et suis pertinenciis: Tenendarum prefato Comiti et heredibus suis, de nobis et successoribus nostris hereditarie, per servicium warde et relevii, vt premittitur; similiter sicut dicti Hugonis infeodacio et instrumenta sasine omnium et singularum terrarum predictarum combnste et destructe, modo predicto, presentes ostendende fuerunt; sic quod presens nostra declaracio, testificacio, et admissio erit dicto Comiti et heredibus suis pro sufficienti carta, sasina et infeofamenta omnium et singularum dictarum terrarum, tam proprietatis quam tenandriarum, cum molendinis, piscacionibus, aduocacionibus et donacionibus ecclesiarum et capellaniarum earundem cum suis pertinenciis, omni tempore affuturo, absque aliquo impedimento, contradictione, obstaculo, aut reuocacione quibuscunque: Et hoc omnibus et singulis quorum interest notum facimus per presentes: In cuius rei testimonium magnum sigillum nostrum presentibus apponi precepimus, apud Edinburgh, vicesimo tercio die mensis Januarii, anno Domini, millesimo quingentesimo vicesimo octauo, et regni nostri decimo sexto.

DECREET ARBITRAL by Robert Bishop of Ergile and others, between Hugh first Earl of Eglingtonone.
Robert Boyd in Kilmernok, and Mungo Myre of Rowallan, 2nd May 1530.

118. At Glasgov, the secund day of Maii, in the zeir of God ane thousand v^e and xxx zeris: We, Robert, be the permissione of God, Bisshop of Ergile, Maister James Houstone, Subdecan of Glasgov, Colin Campbell of Archinglas, James Colule of Vehirly, Patrik Maxwell of Nevvirk, and Johne Lokart of the Bar, jugis arbitratouris and amicabile compositouris chosin betuix Hew Erle of Eglingtonone, his barnis, bredis, kyn, frendis, sernandis and tenandis, for the tane part; and Robert Boyd in Kilmernok, Mungo Myre of Rovallane, thar barnis, bredis, kyn, frendis,

seruandis and tenandis, for the todir part; the saidis partes beand bund, oblest and suorne til abid, vnderly and fulfill our sentence, decret and deliuernace, anentis all slatteris, spulzeis, debatis, actionis, contrauersis, causis and quarellis quahatsunevir, that athiris of the saidis parteis had aganis oderis in all timis bigane one to the dat of thir presentis, and specialy anentis aue honest assythment to be modifit be ws to the said Robert for the sclattyr of his cheif; and siclik anentis the stedden of the Lav: We, takand the saidis materis in and apone ws, and beand oblest and suorne til deeret and deliuernar than apone, and the saidis parteis beand oblest and suorne, as said is, til abid and fulfill our sentencee, vythout reuocatione or reclamacione; we beand veill and riply auisit herin, all agreand and coneuarrant in aue woce, decretis, deliueris, and for finale sentence arbitrale pronuncis, wyth consent and assent of the saidis partiis, that the said Hew Erle of Eglingtone sal giff, pay and deliuir to Robert Boyd in Kilmernok and Mungo Myr of Rovallane, the sovme of tua thousand mercis, of the quhilke sovme the said Mungo sal hane tua hundredreth mercis, to be payit at ther termis vndir writtin; viz., at Vitsunday nixt eftir the dat of thir presentis, fife hundredreth mercis, and at the nixt Mertimes thareftir in wynter, fife hundredreth mercis, and sa furth, terme be terme, Vitsunday and Mertimes, ay and quhill the complett paiment of tua thousand mercis be payt to the saidis Robert and Mungo as said is: And als the said Hew Erle of Eglingtone sal discharge all assythmentis of sclatteris hygane, spulzeis, debatis, quarellis, contrauersis and actions quahatsuneuir, committit be the saidis Robert, Mungo and thar forsaidis, apone the said Hew Erle of Eglingtone and his forsaidis, of all times bygane, one to the dat of thir presentis: And attour, the said Erle of Eglingtone sal giff our his enteres, ryeht and kyndnes, fra hym and his, of the steddinge of the Lav, vyth the ryeht and pertinentis of the samyn, to the said Robert, at the nixt Vitsunday; nocht the less the corne and gudis apone the said grvnd and profet of this crop, corne and beyr, sal pertene to the said Erle: For the quhilke abone vrittin, the saidis Robert, for his bredis, barnis, kyne, frendis, sal giff his and tharis harty kyndess to the said Erle and his forsaidis, and remit all sclatteris bigane, and specialy the sclatter of the said Robertis cheiff, and sall giff the said Erle his letteris in deu forme of slanis or assythment, at the plesour of the said Erle: And als the saidis Robert and Mungo, for thame selff, tharis barnis, bredis, kyne, frendis, seruandis and tenandis, sall discharge the said Erle of Eglingtone and his forsaidis, of all assythmentis and sclatteris bigane, spulzeis, debattis, quarellis, controuersis and actionis quahatsuneuir, committit be the said Erle and his forsaidis apone the saidis Robert and Mungo and tharis forsaidis; and, specialie, thay committit in quhenis landis and barony of Rovallane, and at sege of Kilmernok, and of the vptaken of the profitis of the malen of the Lav, and myl and pertinentis of the samyn, of all ziris bigane: And als the said Robert sal, Goduilling, mari his sone and appirand air apone aue of the oos of the said Erle Eglingtonis quhilk is maist conuenient, as the saidis parteis can agre, and the tochir to be modifit be the said Erle, Robert, and thar frendis: And als, the saidis parteis sal stand in vnite, concord and harty kyndes til oderis; and sal tak oderis partis faythfully in all thar actionis, quarellis, causes, contrauersis, and debattis quahatsumeuir movit or to be movit, lesone and honest, aganis quahatsumeuir

persones or personis, our souerane lord excepit: And gif it sal happen ony of the saidis parteis, kyn, frendis, seruandis, or tenandis, to debait or disord in ony maner of vaye, the party committand the said debat or disord salbe deliuerit to the party that is hurt, and to thar frendis, qabill the saidis parteis convene apone xv daiis varmen, for redress and punitiōne of the samyn; and giff the said committar can nocht be apprehendit, bayth the saidis parteis sal concur in contrar of the said brekar, and tak ane part aganis hym: And the said discord to be reput nor imput na brek to the said parteis, bot to be redressit as said is: And als the said Erle and his forsaidis sal find sufficient cautionaris for the sovnis of money and premissis abone vrittin for his part: And inlikeis the saidis Robert and Mungo sal fynd sufficient cautionaris for the kepen and varandice of the premissis abone vrittin: And giff it sall happen, as God forbeid it do, ony of the saidis parteis to brek in tyme euming, the party brekar sal content and pay to the party kepand, the sovme of four thousand mercis vitin xx dayis aftir that it be notably knavin, for costis, and dampnegis, and redres sustenit thairthrow: And this deeret to be inserit in the Officialis bukis of Glasgow, and the saidis parteis and cautionaris to be monisit to obserff the samyn: In vitnes of the quhillik thing athiris of the saidis parteis and jugis hes subscrutit this decret with tharis handis, day, zer, and place forsaidis, befor thir vitnes, Johne Somervell of Carnethome, Thomas Ralstone of that Ilk, Williame Wallace, Tutoir of Cragy, Williame Boyd of Baniecht, James Somervell, Persone of Libertone, Johne Lyndissay of Covyntone, Hev Mungumry [of] Hasled, Alexander Dunlop of that Ilk, Adam Mungumry, and Maister Andro Mungumry, Vicar of Stevartone, with oderis diners.

JA. COLUILE of Vehiltre.

ERL of EGLINTON.

M. JAMES HOUSTOUN ^{v^t}

PATRIK MAXWELL of Newerk.

Ro. BOYD in Kyhernok,

my hand.

JHON LOKART of Bar.

with my hand on the pen.

COLIN CAMPBELL of Ard-

MUNGO MWR of ROWALLEN,

kinglass.

with my hand.

LETTERS directed by Laurence, Bishop of Palaestrina, to the Archbishops of Glasgow and St. Andrews, for dispensing with the impediments to the marriage of Hugh Montgymry and Marion Setoun, 21st June 1530.

119. VENERABILIBUS in Christo patribus, Dei gratia Glasguensi et Sanctiandree Archiepiscopis, vel eorum et eiuslibet ipsorum in spiritualibus Vicariis seu Officialibus Generalibus, Laurentius miseratione diuina Episcopus Prenestinus, Salutem et sinceram in Domino charitatem: Sedis apostolice prouidentia circumspecta nonnunquam rigorem juris mansuetudine temperat, et, quod

sacerorum canonum prohibent instituta, de gratia benignitatis indulget, prout personarum et temporum qualitate pensata, id in Deo salubriter expedire cognoscit: Sane ex parte Hugonis Montgmvry, laici Glasguensis dioecesis, et Mariote Setoune, mulieris Sanctiandree dioecesis, nobis oblata petitio continebat, quod ipsi, ex certis rationabilibus causis, desiderant inuicem matrimonialiter copulari; sed quia tertio consanguinitatis gradu inuicem sunt coniuncti, desiderium eorum in hac parte adimplere non possunt, dispensatione apostolica super hoc non obtenta; quare supplicari fecerunt humiliter dicti exponentes eis super hiis per sedem eandem misericorditer prouideri: Nos igitur, eorum in hac parte supplicationibus inclinati, auctoritate domini pape, cuius penitentiarie curam gerimus, et de eius speciali et expresso mandato super hoc viue vocis oraeulo nobis facto, circumspectioni vestre, et cuiilibet vestrum committimus quatenus, si est ita cum ipsis exponentibus, quod impedimento consanguinitatis huiusmodi non obstante, libere valcent inter se matrimonium contrahere, et in eo postmodum licite remanere misericorditer dispensetis; dummodo dicta mulier propter hoc ab aliquo rapta non fuerit, prolem suscipiendam exinde legitimam decernentes: Datum Rome, apud Sanctumpetrum, sub sigillo officii Penitentiarie, xi kalendas Julii, Pontificatus domini Clementis Pape vii, anno septimo.

PROCESS OF DISPENSATION by Gavin (Dunbar), Archbishop of Glasgow, in virtue of the above Letters, 30th January 1530.

120. UNIERSIS et singulis sancte matris ecclesie filiis ad quorum notitias presentes littere reuerenterint, Gauinus, miseratione diuina Archiepiscopus Glasguensis, judexque et executor ad infrascripta, vacuum quodam nostro in hac parte collega, cum clausula circumspectioni vestre et cuiilibet vestrum committimus, etc., a sede apostolica specialiter deputatus, Salutem in omnium Salvatorem: Et nostris huiusmodi ymmouerius apostolice firmiter obedire mandatis, litteras reuerendissimi in Christo patris et domini, domini Laurentii, miseratione diuina Episcopi Prenestini, sacro-sancte Romane ecclesie Cardinalis, ac serenissimi domini nostri pape maioris penitentiarii, dispensatorias, sigillo officii saecle penitentiarie apostolice cera rubea impresso, capsula ferrea oblonga circumdato, cum filis rubeis, more saecle penitentiarie apostolice, impendenti, sigillatas, sanas, siquidem et integras, non rasas, non abolitas, nec in aliqua sui parte suspectas, sed omni prorsus vicio et suspicione carentes, vt in eiis prima facie apparebat, nobis per nobilem virum, Hugonem Montgomery, laicum nostre Glasguensis dioecesis, et nobilem etiam domicellam, Mariotam Setoune, mulierem Sanctiandree dioecesis, principales in preinsertis literis apostolicis principaliter nominatos, et coram nobis propter hoc personaliter constitutos, coram notario publico et testibus infrascriptis presentatas, nos cum ea qua decuit reuerentia noueritis recipisse, huiusmodi sub tenore; Venerabilibus [etc., ut in No. 119 supra]. Post quarumquidem literarum apostolicarum dispensatoriarum presentationem et receptionem nobis et per nos ut premittitur factas, fuimus per dictos nobiles Hugonem, laicum, et Mariotam, mulierem, dioecesium predictarum, principales in preinsertis literis principaliter nominatos, debita cum instantia requisiti, vt ad exceptionem earum-

dem litterarum et contentarum in eisdem, juxta traditam seu directam in eisdem nobis a sede apostolica predicta formam procedere curaremus; Nos igitur, Ganinus, Archiepiscopus, judex et executor prefatus, attendentes requisitionem huiusmodi fore iustum et rationi consonam, volentesque mandatum huiusmodi apostolicum reuerenter exequi, ut tenemur, de et super omnibus et singulis que in dictis litteris continentur, per fide dignos testes inquisiuimus, et nos informanuimus etiam diligenter de eisdem; et quia, per inquisitionem et informationem, ac testium depositiones huiusmodi, comprehendimus omnia et siugula in prefatis reuerendissimi domini Cardialis et Penitentiarii litteris narrata et exposita, ita fore et veritate fulciri, dictosque Hugonem et Mariotam in illo tertio gradu consanguinitatis in preinsertis literis expressato inuicem esse coniunctos; necnon ad dispensationem huiusmodi obtainendam habiles fore concepimus, et dictam Mariotam propter hoc raptam minime extetisse: Idecirco, auctoritate apostolica nobis commissa, et qua fungimur in haec parte, cum eisdem Hugone et Mariota, presentibus, et eoram nobis personaliter constitutis, et ad huiusmodi dispensationem obtainendam flexis genibus prostratis; et huiusmodi dispensationem humiliter potentibus, et in eandem plane et expresse similiter et respectiue consentientibus; vt non obstante impedimento, quod tertio gradu consanguinitatis huiusmodi in ipsis literis preinsertis mentionato inimicem sint coniuncti, matrimonium inter se libere contrahere, et in eo postquam contractum fuerit licite remanere possint et valeant, auctoritate apostolica predicta nobis commissa, et qua fungimur in hac parte, gratiore duximus dispensandum, prout tenore presentium dispensamus; prolem inter eos suscipiendam legitimam decernendo: In quorum omnium et singulorem fidem et testimonium premissorum, presentes literas, siue hoc presens publicum instrumentum, processum dispensationis nostre huiusmodi in se continentis siue continens, exinde fieri, et per notarium publicum subscriptum, nostrum secretarium, subscribi et publicari mandauimus, sigillique nostri rotundi jussimus et fecimus appensione communiri: Datum et actum Edinburgi. Sanctiandree diocesis, in domo nostre solite residentie, sub anno Incarnationis Dominice millesimo quingentesimo trigesimo, die vero Lune, penultima mensis Januarii, indictione quarta, pontifieatus prefati sanctissimi in Christo patris et domini nostri, domini Clementis diuina prouidentia Pape septimi, anno octauo: Presentibus ibidem, reuerendis in Christo patribus et dominis, Roberto Electo Confirmato Ecclesie Lismorensi, Jacobo permissione diuina Abbe Monasterii Beate Marie de Dryburgh, ordinis Premonstratensis, Sanctiandree diocesis; nobili domino, Niniano Domino Roossi; egregiisque, venerabilibus ac discretis viris, Magistris, viz., Gilberto Strathauchin, Canonico Aberdonensi, ac sedis apostolice Prothonotorio, Georgio Lokkert, Preposito de Creichtonne, sacre theologie Professore, Johanne Someruell de Cambusnathame, Roberto Steuard de Mynto, et domino Johanne Carinsis presbytero, cum diuersis aliis testibus ad premissa vocatis specialiter rogatis.

Et ego Johannes Lauder, Artium Magister, clericus Sanctiandree ciuitatis, publicus sacris apostolica et imperiali auctoritatibus notarius, ac in officio scriptorum archivii Romane curie matriculatus et descriptus; Quia, etc.

JOHANNES LAUDER, Notarius Publicus.

PRECEPT of SASINE by Hugh first Earl of Eglingtonoune, for infesting Hugh Master of Eglingtonoune, his grandson, and Marion Seytoun, Mistress of Borthuik, in the lands of Corslie, etc., 8th February 1530.

121. HUGO Comes de Eglingtonoune, Dominus Montgumry, etc., dilectis nostris, Roberto Mungumry, ac eorum cuiilibet, coniunctim et diuisim balliis nostris in hac parte specialiter constitutis, Salutem: Quia, pro complemento contractus matrimonii inter Hugonem Montgumry, Magistrum de Eglingtonoune, nostrum nepotem et apparentem heredem, et Mariotam Seytoun, Magistram de Borthuik, sororem nobilis domini, Georgei Domini Seytoun, dedimus et concessimus prefatis Hugoni et Mariote, sue spouse, et corum alteri diueius viuenti, in coniuncta infeodatione, et heredibus masculis inter ipsos legitime procreandis; quibus deficientibus, nobis et heredibus nostris libere reuertendas, omnes et singulas terras nostras subscriptas; viz., quatuor marcatas terrarum dominicalium de Corslie, cum turre et fortalicio eiusdem; triginta tres solidatas et quatuor denariatas terrarum de Henrycroft; triginta tres solidatas et quatuor denariatas terrarum de Hilend; quatuor marcatas terrarum de Giffnock; quatuor marcatas terrarum de Braidbar; tresdecem solidatas et quatuor denariatas terrarum de Orchart; duas marcatas terrarum de Cleuch; triginta tres solidatas et quatuor denariatas terrarum de Byrkinschaw; viginti solidatas terrarum de Selatis; triginta tres solidatas et quatuor denariatas terrarum de Ovirdauidlaud; viginti solidatas terrarum de Nethirdauidland; tresdecem solidatas et quatuor denariatas terrarum de Hoilhouss; tresdecem solidatas et quatuor denariatas terrarum de Brokellis; sexdecem solidatas et octo denariatas de Manys; sex solidatas et octo denariatas terrarum de Rokandmyll; triginta tres solidatas et quatuor denariatas terrarum de Locherag; et tresdecem solidatas et quatuor denariatas terrarum dimidiatis de Langlie, cum suis pertinentiis, jacentes infra vicecomitatum de Renfrew; prout in carta nostra dictis Hugoni et Mariote desuper confecta, plenius continetur: Vobis igitur, et vestrum cuiilibet, precipimus et firmiter mandamus quatenus, visis presentibus, indilate statum, sasinam hereditariam pariter et possessionem corporalem omnium et singularum predictarum terrarum, cum turre et fortalicio autedictis, ac suis pertinentiis, prefatis Hugoni Montgumry et Mariote Seytoun, sue spouse, et corum alteri diueius viuenti in coniuncta infeodatione, vel eorum certis actornatis, latoribus seu latori presentium, secundum tenorem dicte carte nostre, quam de nobis inde habent, juste deliberetis et haberetis faciatis, sine dilatatione; et hoc nullo modo omittatis: Ad quod faciendum vobis et vestrum cuiilibet, coniunctim et diuisim balliis nostris in hac parte antedictis, nostram plenariam et irreuocabilem tenore presentium committimus potestatem: In cuius rei testimonium sigillum nostrum presentibus est appensum, vna cum nostre subscriptione manuali, apud Polnone, octauo die mensis Februarii, anno Domini millesimo quingentesimo tricesimo.

OBLIGATION by Hugh Earl of Eglintoun, to his son, Neil Montgomery of Langshaw, 25th August 1531.

122. IN Dei Nomine, Amen : Per hoc presens publicum instrumentum cunctis patet evidenter, quod anno Incarnationis Dominice millesimo quingentesimo trigesimo primo, die vero mensis Augusti vicesimo quinto, indictione quarta, pontificatusque sanctissimi in Christo patris et domini nostri, domini Clementis diuina prouidencia pape septimi, anno octauo : In nostrorum notariorum publicorum et testium subscriptorum presencie personaliter constitutus Hugo Comes Eglintoun, obligabat se soluere et dare Nigello Montgomery de Langshaw, filio suo, totum et quicquid ipse dictus Nigellus exposuerit seu dederit pro edificatione et reparacione domus et fortalicia de Stevertoun, interius et exterius, ac pro constructione domorum et hortorum dicti fortalicia; ad visum dicti domini Comitis et certorum artificum, ante deliberacionem dicti domus et fortalicia a dicto Nigello, si dictus Hugo, Comes, recipiat prefatum domum et fortalicium a dicto Nigello ; secundum formam contractus inter prefatum dominum Hugonem, Comitem, et dictum Nigellum, facti : Super quibus omib[us] et singulis sic premissis, dictus dominus Hugo, Comes, et Nigellus, a nobis notariis publicis subscriptis, sibi fieri petierunt unum aut plura, publicum seu publica, instrumentum aut instrumenta : Acta erant hec infra castrum de Ardrossane, hora secunda post meridiem, vel eocirca, sub anno, die, mense, indictione et pontificatu quibus supra : Presentibus ibidem, probis et diseretis viris, Magistro Willemo Mungumry, Jacobo Mungumry, Archibaldo Castellav, et Domino Roberto Montgomery, Rectore de Kilblane, cum diuersis aliis testibus.

Et ego vero Georgius Baxtar, presbyter Glasguensis dioecesis, publicus sacra anuctoritate apostolica notarius, Quia etc.

GEORGIUS BAXTAR, notarius publicus.

OBLIGATION by Neill Montegomery to the Lord of Eglintone, his father, 25th August 1531.

123. BE it kend till all men be this present vrit, me Neill Montegomery, sone to my Lord of Eglintone, bindis and obleisis me, that forsamekile as my Lord of Eglintone, my fadir, hes lent me his hous and strynt[ht] in the Stevertone, standand apone the Tempilland, to duell in tyll induring his vyll, nocth wytlstanding I obleis me that quhat tyme my fadir commandis, chargis or requiris me to deliuir till hym or his seruandis the saidis hous and strynt[ht], apone xv dayis varning maid to me befor ane notar and vitnes personally apprehendit, or at my duelling place; that I and my seruandis, or ony oderis pretendand me, sall deliuir the sayd strynt[ht] and place agane to my fadir, and denud my selfi furth of the samyn, my seruandis, or ony that me pertenis, and my geyr, wyth my gud will and plesour to my said fadir; na fra thinfurtht I sall nocth intromet nor be my assistance wyth name profet gudis nor geyr pertenand to my fadir, bot at his gud will and plesour : And for the mair sikkirnes, keping and fulfilling of all thir punctis

abone vrittin, I bynd and oblieis me be the faytht and treoutht in to my body in forma speculatoris, sub penis periurii et inhabitatis, et sub dictis penis camere apostolice eo facto incurrentibus: In vitnes of the quhilk thing I haue to hungyn my propir seill of armis to thir presentis, wyth the subscriptione of my hand vrit, at Ardrossan, the tuenty fif day of the moneth of August, the zeir of God ane thousand five hundredth and thretti aye zeir; befor thir vitnes, ane reuerend fadir in God, Robert Bischip of Ergyle, Schir Robert Montgomery, Persones of Kylblayne, Maistir Gilbert Corry, Vicar of Kyldmodane, Maistir Williame Montgomery, and Schir George Baxtar, capellane and publief notar, wyth oderis diuersis.

I NEYLL MONTGUMRY wyth my hand.

INSTRUMENT of RESIGNATION by Robert (Montgomery) Bishop of Lismore [Argyle], of the lands of Enochis, 5th February 1531.

124. In Dei Nomine, Amen: Per hoc presens publicum instrumentum eunctis pateat euidenter, quod anno Incarnationis Dominice millesimo quingentesimo trigesimo primo, mensis vero Februarii die quinto, indictione quarta, pontificatus sanctissimi in Christo patris et domini nostri, domini Clementis diuina prouidencia pape septimi, anno nono: In mei notarii publici et testium subscriptorum presencia personaliter constitutus reuerendus in Christo pater, Robertus miseracione diuina Episcopus Lesmorensis, accessit ad personalem presenciam nobilis et potentis domini, Hugonis Comitis de Eglintoun, Domini Montgummery, sui patris; et ibidem, non vi aut metu ductus, nec errore lapsus, compulsus aut coactus, sed sua mera, pura et spontanca voluntate, vt asservit, totas et integras illas suas quinque mercatas terrarum de Enochis antiqui extentus, cum suis pertinenciis, jacentes infra dominium de Eglishame et vicecomitatum de Renfrew, in manibus prefati nobilis domini, tanquam in manibus domini sui superioris earundem, personaliter per fustim et baculum, sursum reddidit, pureque et simpliciter resignavit; ac totum ius et clamenum, proprietatem et possessionem, que in eisdem habuit seu habere potuit, pro se et heredibus suis, omnino quittumclamauit ad perpetuam remanentiam, cum dicto domino Comite, suis heredibus et successoribus, pro perpetuo remansuras: Super quibus omnibus et singulis dictus Hugo Comes de Eglingtoun, a me notario publico subscripto, sibi fieri petiti hoc presens publicum instrumentum, seu publica instrumenta, vnum vel plura: Acta erant hec in hospicio dicti domini Comitis infra burgum de Edinburgh, hora quarta post meridiem, vel eocirca, sub anno, mense, die, indictione et pontificatu quibus supra: Presentibus ibidem discretis viris, viz., Jacobo Wallace de Crago, Magistro Andrea Montgummery, Vicario de Stewartoume, et Domino Roberto Montgummery, Rectore de Kilblaine, cum diuersis aliis testibus ad premissa vocatis specialiter et rogatis.

Et ego Alexander Zoung, clericus Sanctiandree dioecesis, publicus sacra apostolica auctoritate notarius, Quia, etc.

ALEXANDER ZOUNG.

The WALPYNSHAWING of Conynghame, held on the Burgh Muir of Irvin, 15th October 1532.

125. THE Valpynschavene of Conynghame, halden apone the borov mur of the burgh of Irvin, the xv day of the meneth of October, the zeir of God I^m V^e and xxxii yeris, be Hew Erie Eglington, ballie of Conyghame, eftir the tenour, forme, and effect of our souerane lordis letteris direct to the said ballie and his deputis.

Absent, Lovdone.

Eyvr Loudone, } Ilk persone in the said parochin absent.
Neddir Loudone, }

The lard of Grougar and his tenandis absent.

The lard Rovallane and al his tenandis absent.

The lard of Pokelly and al his tenandis absent.

The lard of Loehrig and al his folkis absent

The tenandis of my lord Cassillis absent.

The tenandis of Georgis Humis nocht bodin.

The lard of Mungrenane and al his folkis absent.

The lard of Robertland and al his folkis absent.

The tenandis of Cassiltune absent.

The tenandis of the lordschip of Kilmernok absent.

The Lord Kilmaweris and all bis folkis absent.

The lard of Busby Movat and al his folkis absent; and certane of his tenandis comperand nocht bodin.

The tenandis of Busby Glengernok absent.

The tenandis of Dregarne comperand nocht bodin.

The tenandis of Cherelandis absent.

The tenandis of Peristoun Conigam absent.

The tenandis of Peristone Berclay absent.

The tenandis of Peristone Blayr absent.

The tenandis of Drummvr.

The lard Comsic and al his folkis absent.

The tenandis of Bertanholme Conigam.

The tenandis of Sevin Akyrris Conigam.

The tenandis of Montfoid comperand nocht bodin.

The tenandis of Terbart comperand nocht bodin.

The tenandis of Portineors and the lard comperand nocht bodin.

The tenandis of Tarbelton boudone.

The tenandis of Knokevart absent.
The tenandis of the Thrid part Conigam Glengernok absent.
The tenandis of Farnly Crevocht comperand nocth bodin.
The tenandis of Drummilene Conigam absent.
The lard of Caillbuune comperand nocth bodin, and all his tenandis absent.
The tenandis of Cragly absent.
The tenandis of Killingerag absent.
The tenandis of Haly Porterfeild absent.
The lard of Halkhirst comperand nocth bodin.
The lard of Hanganheneht absent and his tenandis.
The tenandis of Hanganheucht Glengernok absent.
The lard of Evir Kelsoland comperand nocth bodin, and all his tenandis absent.
The lard of Nedder Kelsoland and all his tenandis absent.
The lard of Knok and al his tenandis absent.
The tenandis of Conigam Skelmurly absent.
The tenandis of the Farnly absent.
The tenandis of Dunnyflattis comperand nocth bodin.
The lard of Glengernok and al his tenandis absent.
The lard of Kilbirny and al his tenandis absent.
The lard of Giffertland comperand and his tenandis nocth bodin.
The lard of Evir Lyn and his tenandis absent.
The lard of Petecone and his tenandis comperand nocth bodin efter the forme
of the letteris.
The tenandis of Svynleis absent.
The lard of Blayr comperand and certane of his tenandis nocth bodin.
The lard of Haupland and his tenandis absent.
The lard of Auldhall Conigam and his tenandis absent.
The lard of Auldhall Clerk and his tenandis absent.
The lard of Auldhall Nevin and his tenandis comperand nocth bodin.
The tenandis of Dunlophil Munguary comperand nocth bodin.
The lard of Dunlophil Conigan and his tenandis absent.
The lard of Akat Conigam and all his tenandis absent.
The tenandis of Akat Wallace absent.
The tenandis of the Vatterland.
The lard Conigamheid and al his tenandis absent.
The tenandis of Qnhytsyd absent.
The tenandis of Badlane Conigan absent.

John Ballie comperand nocth bodin.
 Andro Huntar comperand sufficiently bodin.
 Dauid Berclay comperand bodin.
 The lard of Braidly and his tenandis absent.
 The tenandis of Ester Kyrkwod comperand nocth bodin.
 The tenandis of Vester Kyruod and his tenandis absent.
 The lard of Hunthal and al his tenandis absent.

GRANT by Patrick Earl Bothuile, Great Admiral of Scotland, to Hugh first Earl of Eglington,
 of the office of Admiral Depute within the bounds of Cuninghame, 18th August 1533.

126. BE it kend till all men be thir present letteris, ws Patrik Erle Bothuile, Lord Halis and Crech-toun, Gret Admirall of Scotland, etc., to haue maid, constint and ordinit, and be thir present letteris makis, constitutis and ordinis ane noble and myehty lord, and our traist freind, Hew Erle of Eglington, Lord Montgomery, etc., and his assignais, ane or maa, our verray lauchfull and vndowtit admirall deputis withiu the boundis of Cunynghame; that is to say, betuix Kellyburn and the brig of Irwyn: Gevand, grantand, and committand to the said lord Erle, and his assignais forsaid, our admirall deputis, our verray full, fre, plane powar, speciale mandment and charge, all and sindry admirall courtis within the saidis boundis to set, hald, afferme, begin, and als oft as neid beis thame to continu; trespassouris to punyss, amerciamentis, vnlawis and eschaetis of the saidis courtis, and all vthirs dewiteis belangand to the said office to rais and vplift, and gif neid beis for the samyn to poynd and distrenze, the poyndis to gar appris, away leid, and sell, eftir the forme of law; with powar to mak substitutis, ane or maa, vnder thame in the said office of admirall deputary, for the quhilkis the said Erle salbe haldin to anser; and to gif licence to alienaris or strangearis to come vpoun land furth of thair schippis to sufficient nowmer for outredding and doing of thair lefull crandis; clerkis, seriandis, dempstaris, and all vthiris officiaris and membris of conrt, neidfull for halding of the said admirall courtis, to creat and mak be suorn; and generalie all vthir and sindry thingis to do, vse and exercee, that to the office of admirall deputary to sie thingis ordinit pertenis, or of law or consuetude is knawin necessar to perteine, or that we our self mycht do and we war present in proper persone: Ferme and stabill haldand and for to hald all and quhatsunenir thing our forsaid admirall deputis, or ony ane of them, or thair substitutis, ane or maa, in the executioun of the said office lauchfullie ledis to be done: And thir our letteris of admirall deputary for the termes and space of nyntene zeris nixt eftir the day of the dait of the samyn in thair avne strength to indure, but ony reuocatioun or agane calling quhatsumeuir: In witnes of the quhilk thing to thir present letteris subscrit with our hand, our sele of armis is to hungin, at Edinburgh, the anchtene day of the moneth of August, the zeir of God ane thousand five hundred and thretty thre zeris, befoir thir witnes, ane venerable clerk, Maister James

Hepburn, Dene of Dunkell, Willame Gourlay, Laird of Kenkrag, Master Willame Montgomery, and Adam Hepburn, with vtheris diuers.

INSTRUMENT OF REVOCATION by King James V., of his grant of the lands of Litill Cumraye to Robert Symple, 12th November 1534.

127. IN Dei Nomine, Amen: Per hoc presens publicum instrumentum cunctis pateat euidenter et sit notum, quod anno Dominice Incarnationis millesimo quingentesimo trigesimo quarto, mensis vero Nouembris die duodecima, inductione septima, pontificatusque sanctissimi in Christo patris et domini nostri, domini Clementis divina prouidentia pape septimi, anno nono: In mei notarii publici et testium infrascriptorum presentia personaliter constitutus illustrissimus et excellentissimus princeps, Jacobus Quintus Seotorum Rex modernus, ex certis causis rationabilibus animum sum ad hoc mouentibus, quibus melioribus modo, via, jure, forma pariterque et effectu quibus melius et efficacius potuit aut debuit, potestve aut debet, reuocavit, cassavit et adnullavit, tenoreque presentis publici instrumenti cassat, reuocat et adnullat donationem seu confirmationem terrarum de Litill Cumraye cum pertinentiis, jacentium infra vicecomitatum de Bwit, per eundem supremum dominum nostrum Regem prius donatarum, seu in feoda firma locatarum, honorabili viro, Roberto Symple, filio et heredi nobilis domini, Willelmi Domini Symple; et ratificauit et affirmauit donationem seu ad feedam firmam locationem huiusmodi terrarum prius factam Roberto Hunter de Hunterstoun, prout presentium tenore ratificat et affirmat: Super quibus omnibus et singulis prefatis supremus dominus noster Rex, necon Johannes Hammyltoun de Cambuskeith, nomine et ex parte Roberti Hunter de Hunterstoun, pro suo interesse, a me notario publico ipsis fieri petierunt instrumentum publicum, vnum aut plura: Acta fuerunt hec in magna camera monasterii de Calco, hora septima post meridiem vel circiter, sub anno, mense, die, inductione et pontificatu prescriptis: Presentibus ibidem, nobili et potente domino, Malcolmo Domino Flemyn, Domino Georgio Clappertoun, Elemosinario supremi domini nostri Regis, Willelmo Wod, hostiario eiusdem, et Johanne Murre, barbitonsore eiusdem, cum diuersis aliis testibus ad premissa vocatis pariterque rogatis.

Et ego Magister Alexander Kynninmond, Sanctiandree diocesis, sacra apostolica autoritate notarius, Quia, etc.

Mr. ALEX^E KYNNINMOND, no. 11.

INSTRUMENT OF RESIGNATION by John Cunynghame of Caprintoun, of the office of Coroner of Cunyngham, in the hands of King James V., 14th July 1535.

128. IN Dei Nominе, Amen : Per hoc presens publicum instrumentum cunctis pateat euidenter, quod anno Incarnationis Domini millesimo quingentesimo trigesimo quinto, mensis vero Julii die decima quarta, indictione octaua, pontificatus sanctissimi in Christo patris et domini nostri, domini Pauli diuina prouidencia pape tereü, anno primo : In mei notarii publici et testium infrascrip-torum presentia personaliter constitutus honorabilis vir, Johannes Cunynghame de Caprintoun, ad personalem presentiam supremi domini nostri, Jacobi Quinti Dei gracia Seotorum Regis illus-trissimi accessit, et ibidem, genibus flexis ad terram sedens, cum omni humilitate et reuerentia quibus ut melius potuit, in manibus sue maiestatis regie, totum et integrum suum officium coro-natoris de omnibus et singulis terris infra limites et bondas de Cunyngham, tam in burgo quam per terras extra burgum, tam de spiritualibus quam temporalibus terris, cum feodis et le dewiteis ad idem pertinentibus, cum pertinenciis, jacentibus infra vicecomitatum de Are, pure et simpliciter, per fustim et baculum sursum reddidit, [et] resignauit, tanquam in manibus domini superioris eiusdem ; jurique et clameo et titulo juris omne quod habuit, habet, vel quoquimodo habere potuit, in vel ad idem in futurum, pro se et heredibus suis, penitus et omnino renuntiauit imperpetuum ; et hoc in fauorem nobilis et prepotentis domini, Hugonis Comitis de Eglintoun, et Domini de Mont-gumry, et heredum suorum pro suo infoamento regio sibi desuper et heredibus suis, in vberiori forma hereditarie confiando ; et ad hoc non vi aut metu ductus, nec errore lapsus, dolo vel fraude circumventus, sed sua libera et spontanea voluntate, vtilitateque et commodo vndeque preuisis et pensatis : Quaqueidem resignatione dicti officii coronatoris cum pertinentiis, sic ut pre-mittitur, facta et recepta per supremum dominum nostrum Regem predictum, idem prefatus supremus dominus noster Rex, statum et sasinam hereditariam, pariter et possessionem corporalem, tocius et integri dicti officii coronatoris de omnibus et singulis terris infra limites et bondas de Cunyngham, tam in burgo quam per terras extra burgum, tam de spiritualibus quam temporali-bus terris, cum feodis et le dewiteis ad idem pertinentibus, cum pertinentiis, Hugoni Mont-gumry juniori, filio et heredi ac aetornato et eo nomine dicti Hugonis Comitis de Eglintoun et Domini de Montgumry, inibi presenti et acceptanti, per huiusmodi fustis et baculi deliberationem, secundum tenorem carte sue regie sub magno sno sigillo desuper confiende, dedit, exhibuit, contulit, pariter et deliberavit hereditarie cum effectu : De et super quibus omnibus et singulis dictus Hugo, aetornatus et eo nomine quo supra, a me notario publico subscripto, sibi fieri petiit vnum seu plura, publica aut publica, instrumentum vel instrumenta : Acta erant hec in camera regia, infra oppidum regium Striuelingensem situata, hora quinta post meridiem vel eocirea, sub anno, die, mense, indictione et pontificatu quibus supra : Presentibus ibidem nobilibus et honora-bilibus viris, Malcolmo Domino Flemyn, Colino Campbell de Ardkinglas, Henrico Kemp de Thomastoune, Johanne Carmichell juniore, capitaneo de Craufurd, Adam Montgumry, Patricio

Hume, et Magistro Jacobo Wilsoune, presbytero et notario publico, testibus cum multis aliis ad premissa vocatis pariter et rogatis.

Et ego Willemus Litstar, presbyter Sanetiandree diocesis, publicus sacra auctoritate apostolica notarius, Quia supradicti officii coronatoris resignacioni, et sasine ac possessionis huiusmodi dacioni, ceterisque premissis, etc.

WILLELMUS LITSTAR.

COMMISSION of Vice-Regency by King James V. to the Archbishops of St. Andrews and Glasgow, the Earls of Huntlie, Montrose, and Eglintoun, and Lord Maxwell, 6th January 1536.

129. JACOBUS Dei gratia Rex Scotorum, Vniuersis et singulis ligeis et subditis nostris, clericis et laicis, ad quorum noticias presentes litere peruerent, Salutem: Sciatis, quia pro nonnullis magnis et arduis causis animum nostrum ad hoc mouentibus, fecimus, constituimus et ordinavimus, ac per presentes facimus, constituimus et ordinamus reuerendissimos in Christo patres, nostrosque consanguineos et consiliarios dilectos, Jacobum Sanetiandree Archiepiscopum, totius regni nostri primatum et legatum natum; Gawinum Archiepiscopum Glasguensem, cancellarium nostrum; Georgium Comitem de Huntlie, Dominum Gordoun et Badzenach; Willelmum Comitem de Montrose, Dominum Grahame, et Hugonem Comitem de Eglington, Dominum Montgomery; Robertum Dominum Maxwell, nostrarum marchiarum occidentalium Gardianum, nostros vicemgerentes et locumtenentes totius regni nostri infra omnes partes et bondas eiusdem: Dantes et concedentes dictis nostris vicemgerentibus et locumtenentibus, ac ipsorum quinque, quatuor, seu tribus eorum, coniunctim, prefato nostro Cancellario semper presente, casu quo ceteri interesse non poterint, justo aliquo prepediti impedimento, nostram plenariam potestatem et facultatem, ac mandatum speciale et generale, omnes et singulos ligeos et subditos nostros, infra predictum nostrum regnum ac omnes partes et bondas eiusdem, durante nostra voluntate, regendi, gubernandi et defendendi, ipsosque excitandi, et ad arma, quo ciens expedire videbitur, pro defensione regni et subditorum nostrorum, et resistentia contra quoscunque inimicos, rebelles et transgressores nostros, conuocandi, et iusticiam execuendi; statuta, regulas, proclamationes et ordinationes, pro bono regimine subditorum nostrorum, et observatione justicie, condendi, faciendi et statuendi; ipsorum quos violatores et incontrarium venientes, ac omnes et singulos vicecomites, gardianos, et alios judices et officarios nostros temporales infra dictum nostrum regnum, in executione suorum officiorum seu alias delinquentes corrigendi, castigandi, et pro quantitate delictorum suorum, et secundum juris exigentiam puniendi; ambassiatores, nuncios et literas a quibuscunque exteris regibus, principibus, civitatibus et liberis gentibus, recipiendi, audiendi et respondendi, et ad eosdem nuncios ae literas, pro nobis et nomine nostro, prout eius pro bono commodo et utilitate regni ac ligeorum nostrorum expedire videbitur, mittendi et destinandi; literas salui conductus quibuscunque alienigenis, tam Anglie quam aliarum nationum, concedendi: preterea consider-

antes quod nostra in regno Francie existentia, et expectatio longiori mora quam nostro adventu ad huiusmodi, preposito nobis erat, pro bonis et honorabilibus causis prolongantur; damus etiam et concedimus per presentes prefato nostro cancellario nostram plenariam potestatem et mandatum speciale, cum consensu dictorum nostrorum vicemregentium, aut duorum corundem, quaseunque terrarum resignationes infra dictum nostrum regnum de nobis immediate tentarum, pro coniunctis infiodationibus ac aliis terrarum mutationibus seu excambiis nostrarum recipiendi et acceptandi, et per nostras cartas, sasinam et literas partibus iterum donandi et conferendi; confirmationes que super cartis inter dietos nostros ligeos debite confectis, ac nostras regressus literas, dandi et concedendi; neenon quaseunque alias signaturas nostram casualitatem seu proprietatem concernentes, pro ipsarum nostro vsui importatione, que sub generali nostra reuocatione, ratione nostre minoris etatis, decurrere minime poterint subscririendi, huiusmodique signaturas per nostros thesaurarium et compotorum rotulatorem subscririendas et admittendas, veluti quavis vice infra nostrum regnum predictum, durante nostra presentia, factum fuerat; excepta concessione respectuationum seu remissionum, aut talliarum cartarum, vel juuenum personarum in suorum patrum terrarum feodo impositione ac beneficiorum dispositione, secundum nostre cancellarie formam expediti, faciendi; compositione prefatis nostris thesaurario et compotorum rotulatori respective, aut aliis ad id a nobis potestatem habentibus reseruata; et generaliter omnia alia et singula faciendi, gerendi et exerceendi, que in premissis et circa premissa ad officium vicemgerentium et locumtenentium pertinent et spectant, et que de jure ac consuetudine nostri regni pertinere et spectare dñeoseuntur: Ratum et gratum firmum atque stabile habentes et habituri id totum et quicquid dicti nostri vicegerentes et locumtenentes, ac ipsorum quinque, quatuor, seu tres eorum, conjunctim, prefato nostro cancellario semper ut premittitur stante easu predicto presente, rite duxerint faciendum: Quare vniuersis et singulis ligeis et subditis nostris, ac aliis quorum interest vel interesse poterit, stricte precipimus et mandamus quatenus predictis nostris vicemgerentibus et locumtenentibus, ac ipsorum quinque, quatuor, aut tribus eorundem, conjunctim, prenominato cancellario nostro, vt prefertur, semper presente, in omnibus et singulis sua officia vicemgerentium et locumtenentium prompte respondeant et parcent, et nostro nomine cum omni effectu intendant, ac cum eiis ad executionem suorum officiorum predictorum quoctiens opus fuerit, et per ipsos vel officiarios suos antedictos ad hoc requisiti fuerunt, consurgant et accedant, sub omni pena quam erga nostram regiam maiestatem incurrire poterint: In cuius rei testimonium presentibus, manu nostra subscriptis, magnum sigillum nostrum apponi fecimus, apud Parisiensem ciuitatem, sexto die mensis Januarii, anno Domini millesimo quingentesimo trigesimo sexto, et regni nostri vicesimo quarto.

DISCHARGE by William Master of Glenearn to Hugh first Earl of Eglington, 8th February 1536.

130. BE it kennd till all men be thir present letteris, me Wylliam Cwynynghame, knyecht, Maister of Glenearn, grantis me till haue tane and resauit fra the handis of ane noble and mychty lord, Hew Erle of Eglington and Lord Montegomery, ane sufficient lettar of slaynnyss, maid in dewforme, for theлаuchtyr of wmquhil Maister Mathou Montegomery, chaplann, bredir germane to Constantin Mungumry; off the quhillk lettar of slaynus, maid in dewforme as said is, I hald me weil countenunt and applesit, and the said Hew Erle Eglington, his airis, executouris and assignais, for me, my airis, executouris and assignais, of the forsaid lettar of slaynus quitelamis and dischargis foreuir be the tenour of thir presentis: In witnes of the quhilk thing to thir my present letteris off discharg, subscrivit with my hand, my propre scill is to hungin, at Kylmauris, the viii day of the moneth of Februar, in the zere of God ane thousand fyif hundredth and thretty saxe zeris, befor thir vitnes, William Cunyngham, apperannd air of the Akat, William Boil, Patrik Mowat, and Sir James Walcar, chaplain, with otheris diuerss.

WYZEM MASTER OF GLENCAERN.

ORDER by James Coluile, Comptroller, to the Sheriff of Bute, 28th November 1536.

131. SCHIRREFF of BUTE: Ze soll ansuer and pay to my Lord of Eglington, twa chalder of aittis of this last zeir bigane, sielik as ze did to the Lard of Hunterstoun, for Litil Cumray. And als that ze pay till him vther twa chalder of aittis for this instant zeir, viz. of the crop of the zeir of God I^m V^c and xxxvi zeiris: And the saidis four chalder of aittis salbe thankfulie allowit to zow in zour nixt comptis, ze bringand this precept and the said Erllis acquittance of the ressait of the samyn; becaus I haif resauit xvi merkis of money for the saidis aittis: and one na wyse this ze leif vndone: for the quhilkis four chalder of aittis our Souerane Lordis letteris ar direckit to schireffis in that pairt for payment of the samyn: Subscrivit with my hand, at Edinburgh, the xxviii day of Nouember, the zeir of God I^m V^c and xxxvi zeiris: And giff ze failze hercintill, I haiff ordanit to put ze to the horne, for I haiff ressauit fra the said Erll payment as vse and wont is.

J.A. COLUILE.

OBLIGATION by King James V. to ratify in his next Parliament, his charter to Hugh first Earl of Eglington, of the lands of Litill Cummoray, 11th June 1537.

REX.

132. WE in oure nixt parliament soll ratify, appreve and conferme the charter of fewferme maid be ws to our traist cousing and consaloure, Hew Erle of Eglington, Lord Montgomery, of oure landis of Litill Cummoray, liand within our schirefdome of Bute, for five merkis of few male zeirlie, quhair thai pait nevir ane penny of before; and heирto we bind and obliis ws in verbo

regio be thir presentis: Subseruit with our hand, at Edinburgh, the xi day of Junii, and of our regune the xxviii zeir.

TESTAMENT of Andrew Crawford of Giffertland, 1st February 1542.

Dalry, Testamentum Andree Crauford de Giffertland.

133. Cum nichill sit certius morte, nec incertius hora eius, hinc est quod ego, Andreas Crauford de Giffertland, condo testamentum meum in hunc modum: In primis, do et lego animam meam Deo Omnipotenti et Beatissime Virgini Marie et omnibus sanctis, corpusque meum sepeliendum fore in ecclesia de Dalry; et iii^{er} denarios fabrice ecclesie Glasguensi: Constituoque meos executores, viz., Agnetem Ross, meam sponsam, et Thomam Crauford de Byrkheid; ac etiam constituo nobilem et potentem dominum, Ninianum Dominum de Ross, et Johannem Blair de eodem, superiores eiusdem mei testamenti, in una voce, ut ipsi disponant pro me prout volunt respondere coram suuimo judice.

Inuentarium omnium bonorum.

In primis, fatetur se habere xii equos et equas; Item, decem boues arabiles; Item, xxxvi vacas fetas et steriles; Item, octo animalia etatis duorum annorum; Item, quinque animalia lie stirkis, etatis vnius anni; Item, sexaginta oves seniores et iuniores; Item, in tempore confectionis presentis testamenti, xxvi bollas farine in domo; Item, centum et octoginta bollas auenarum; Item, xii bollas ordei; Item, in deposito quinceantas et octoginta mareas monete: Item, in vtensilibus et domiciliis ad valorem quinque librarum.

Debita que debentur ei.

In primis, Willelmus Wilsoun in Knokewart, quatuor mareas ix solidos; Item, Franciseus Russal, xxx solidos; Item, Archibaldus Pawtoun, tres libras xiii solidos iii denarios; Item, Nicholaus Kile, quatuor bollas farine; Item, Johannes Reid et Johannes Blakethie, quinque bollas farine: Item, Johannes Wily, vnam bollam farine; Item, Robertus Knok et Thomas Barela, decem bollas farine, pro firma terre de Dieschell de croppo anni Domini millesimi quingentesimi et quadragesimi, et iidem Robertus et Thomas, decem bollas farine pro firma terre de Dieschel de croppo anni Domini millesimi quingentesimi quadragesimi primi; Item, Willelmus Tweid, fideiussor pro Johanne Kar de Carrisland, tres libras sex solidos monete ex mutuo; Item, in manibus domini de Kilbirny, vnam celdram farine restantem de firma terre de Nethirmanis, de croppo anni Domini millesimi quingentesimi.

Debita que debet aliis.

In primis, Bessete Crauford, mee filie, pro portione naturali, centum mareas: Item, Thome Crauford, meo filio, pro portione naturali, octoginta mareas.

Legatie eiusdem.

In primis, do et lego Johanni Crauford, meo filio heredi, octoginta mercas; Item, Bessete Crauford, mee filie bastarde, viginti mercas; Item, Jonete Crauford, mee filie bastarde, viginti mercas; Item, Andree Crauford, meo filio bastardo, viginti mercas; Item, domino Johanni Crauford, Vicario de Dalry, xl solidos; Item, Andree Wallace, xl solidos; Residuum vero omnium bonorum meorum do et lego Agneti Ross, mee spouse, et prolibus inter nos procreatis: et eandem Agnetem constituo et ordino intromissorem bonorum meorum, secludendo alios. Conditum fuit presens testamentum per os decedentis, subscriptum et confectum per me dominum Johannem Crauford, Vicarium de Dalry, apud mansionem de Gifferland, die primo mensis Februarii, anno Domini millesimo quingentesimo quadragesimo secundo; coram his testibus, Georgeo Synkler, Johanne Lokert, Johanne Hill, Roberto Gray, Johanne Myllar, Johanne Reid, Johanne Quhite, Thoina Wilsoun, cum aliis nonnullis. Teste manu propria.

Ita est Dominus Johannes Crauford, Wicarius de Dalry, teste manu propria.

LICENCE by King James V. to William Montgomery of the Stane and others, dispensing with their attendance at the war, &c., on account of infirmity, 24th October 1542.

REX.

134. WE, understanding that oure louittis, Maister William Montgomery of the Stane, and Robert Hunter of Hunterstoun, ar now vaik and tender of complectioum, and trublit with seiknes and infirmitie, and may nocht travell without grete danger of thair lyvis: Thairfore, and for certaine vthiris resonable caussis and considerationis moving ws, be the tennour heirof, of oure speciaill gracie, gevis and grantis licence to remane and byde at hame fra this oure oist and assemble, and fra all vthiris oure oistis, raidis, assembleis, weiris and wappinschewingis to be maid be ws or oure lieutennentis, within oure realme or vtouth, and disgargis thame thairof; and will and grantis that thai soll incur na skaith nor danger thairthrow in thair personis, landis, nor gudis, in ony wys in tyme cuming, nochtwithstanding ony oure actis, statutis, letteris, proclamationis, reuocationis, or chargis, speciaill or generall, maid or to be maid in the eontrare, or ony panis contenit thairintill; anent the quhilke we dispensis with thame be thir presentis: Dischargeing all oure lieutennentis, justiees, justice clerkis, schireffis, stewartis, crownaris, baillies and all vtheris ouer officiaris, present and tocm, and thare deputis and schireffis in that part, of all calling, vnlawing, proceeding, attaching, arresting, trubling, or intrometting with the saidis Maister William Montgomery and Robert Hunter, thair landis or gudis thairefore, and of thair offices in that parte be thir presentis forenir: Prouding always that the saidis Maister William and Robert send thair eldest sonnys, with thair men, tennentis, and seruandis, to this oure oist and weiris, and all vthiris oure oistis and weiris, to do ws seruice tharein: And als we, be the tennour heirof, gevis licence to Thomas Nevyn, seruand to oure cousing, Hew Erle of Eglintoun, to remane and byde at hame fra oure saidis oistis and weiris, and will that he incur na skaith

nor danger thairthrow, in his persoun, landis, nor gudis, as is abonewrittin: Subseruitt with oure hand, and gevin vnder oure signet at Edinburgh, the xxiiii day of October, and of our regne the xxx zeir.



LETTERS OF LEGITIMATION by Queen Mary, with consent of the Regent Arran, of Hugh Montgomery, natural son of Hugh Master of Eglintoune and others, 9th July 1543.

135. MARIA Dei gratia Regina Scotorum, Venerabili in Christo patri ac consiliario nostro dilecto, Johanni Abbatii monasterii nostri de Pasleto, nostrique secreti sigilli custodi, Salutem: Quia ex nostra gratia et fauore speciali, cum avisamento, autoritate et consensu carissimi consanguinei nostri, Jacobi Arranie Comitis, Domini Hammiltoun, nostri tutoris, protectoris et regni nostri gubernatoris, dedimus, concessimus et commissimus personis subscriptis, bastardis filiis naturalibus personarum subspecificatarum respectiue, videlicet, Hugoni Montgomery, bastardo filio naturali Hugonis Magistri de Eglintoune, Wilhelmo Montgomery, item bastardo filio naturali quondam Magistri Alexandri Montgomery, Michaeli Montgomery, Roberto Montgomery et Hugoni Montgomery, fratribus, etiam bastardis filiis naturalibus quondam reuerendi in Christo patris, Roberti Ergadie Episeopi, Roberto Montgomery, similiter bastardo filio naturali Mathei Mongomery in le Bar commorantis, et Alexandro Michaell, etiam bastardo filio naturali domini Johannis Michaell, capellani, et eorum euilibet, plenariam potestatem, liberam facultatem et licentiam specialem, ut ipsi in toto tempore eorum vite, siue egri fuerint siue sani aut in tempore eorum mortis, libere et licite disponere valeant super omnibus et singulis eorum terris, hereditatibus, tenementis, annuis redditibus et possessionibus quibuscunque, vbieunque infra regnum nostrum existentibus, ac super omnibus et singulis eorum bonis mobilibus et immobilibus, habitis et habendis, cuieunque persone vel quibuscunque personis, prout eiis magis videbitur expediens, conueniens et oportunum; non obstante bastardia in qua geniti sunt et priuilegio iuris nobis super eschaetis bastardorum concessso; ac etiam prefatos filios naturales, ac eorum quemlibet ad omnimodos actus legitimos, in iudicio et extra iudicium, exercendos, iudicesque fore, ac in probalione et testimonio stare, dignitatibusque, priuilegiis, officiis, honoribus, hereditatibus, terris, redditibus, possessionibus, beneficiis et bonis gaudentes, in omnibus et per omnia, acsi de legitimo thoro procreati fuissent, legitimos fecimus, ac de nostre regie maiestatis plenitudine legitimauiimus: Et si contigerit ipsos, aut

eorum aliquem, absque legitimis heredibus de eorum corporibus procreatis, vel absque legitima dispositione per ipsos de eorum terris et bonis antedictis in eorum vita facta, in fata decedere; nos, cum avisamento, autoritate et consensu dicti nostri tutoris et gubernatoris, ex nostra regia potestate et autoritate regali, volumus, concedimus ac, pro nobis et nostris successoribus, decernimus et ordinamus, quod dicti filii naturales, absque legitimis heredibus de eorum corporibus procreatis, et absque legitima dispositione per ipsos de predictis suis terris et bonis in eorum vita facta, decederent, inuicem erunt heredes et sucedent; et, illis omnibus defientibus absque legitimis heredibus de eorum corporibus procreatis, et absque legitima dispositione (ut premittitur) decedentibus, quod eorum propinquiores agnati aut cognati, ex parte patris vel matris, erunt sui heredes et eiisdem in omnibus suis terris, redditibus, possessionibus et bonis hereditariis, habitis et habendis, sucedent, et ad easdem, per brevia inquisitionis capelle nostre, introibunt; simili modo et adeo lice, virtute istius nostre legitimationis, aesi dicti filii naturales respectue de legitimo thoro procreati fuissent, sive heredes de eorum corporibus legitime procreatos habuissent, aut super eorum terris et bonis antedictis in eorum vita disposuerint: Ac volumus et concedimus quod iudices et eorum deputati qui prefata nostra brevia deseruunt, ac persone que super inquisitione in corundem deseruitione progrediuntur, ob id minime citabuntur, vocabuntur, neque de voluntario et ignorantie errore accusabuntur, nec inde aliqua dampna seu pericula in eorum personis, terris et bonis incident; non obstante quod dicti filii naturales de illegitimo thoro procreati existunt, super quo cum ipsis penes hanc clausulam (legitimus et propinquior heres) dispensamus; ac exoneramus inde consilii nostri dominos et omnes alios iudices ac officarios, presentes et futuros, eorumque deputatos omni vocatione, persecutione et accusatione dictorum iudicium et inquisitionis de voluntario aut ignorantie errore, namatione, perturbatione, et ob id intromissione cum ipsis eorum terris et bonis, et de eorum officiis in hac parte imperpetuum: exoneramus etiam ob id omnes nostros thesaurarios et aduocatos, presentes et futuros, aliosque quorum interest omni de leuatione et persecutione aliquarum summonitionum erroris aduersus predictos judices et inquisitionem, et de eorum officiis in hac parte imperpetuum: Et si contigerit heredes dictorum filiorum naturalium, aut eorum aliquem, de eorum corporibus legitime procreatos seu procreandos, absque legitimis heredibus de eorum corporibus procreatis in fata decedere, nos, cum avisamento et autoritate antedictis, volumus et concedimus, pro nobis et nostris successoribus, quod prefati heredes per brevia cancellarie nostre, tamquam legitimis heredes modo antedicto deseruientur, simili modo et adeo lice, virtute istius nostre legitimationis, aesi de legitimo thoro procreati fuissent, sine aliquo obstaculo, reuocatione, impedimento, clameo, questione, seu contradictione nostri aut successorum nostrorum, dictis filiis naturalibus, heredibus suis, seu eorum alieni, aut persone vel personis, cui vel quibus ipsis super eorum terris, tenementis, annuis redditibus, possessionibus et bonis antedictis, disponere contigerit; siue eorum heredibus, de eorum corporibus legitime procreatis seu procreandis, aut eorum propinquioribus agnatis vel cognatis, ex parte eorum patris vel matris, qui, defientibus legitimis heredibus de eorum corporibus, aut dispositione (ut premissum est) in eorum

vita, eiis in terris suis, hereditatibus et bonis suprascriptis, succedere contigerit; prefato iuris priuilegio nobis super eschaetis bastardorum concesso, aliisve iuribus canoniceis, ciuilibus, municipalibus, consuetudinibus, parliamentorum actis, constitutionibus, vel statutis quibuscunque incontrarium non obstantibus; renunciando eiisdem pro nobis et successoribus nostris imperpetuum: Vobis precipimus et mandamus quatenus preceptum nostrum, sub dicto nostro secreto sigillo, pro literis nostris legitimacionis sub nostro magno sigillo dictis filiis naturalibus super premissis conficiendis, reuerendissimo in Christo patri ac consiliario nostro dilecto, Gawino Glasgwensi Archiepiscopo, nostro Cancellario, in forma capelle nostre debita, dirigatis: Datum sub signeto nostro apud Edinburgh, nono die mensis Julii, anno Domini millesimo quingentesimo quadragesimo tertio, et regni nostri anno primo.

Per signaturam manu gubernatoris antedicti subscriptam.

J. GUDE.

AGREEMENT by Hugh first Earl of Eglintoun, to receive the Teinds of certain lands, in lieu of £40, as his bailie fee of the Barony of Beyth, 20th October 1544.

136. BE it kend to all men be thir present letters, ws Hew Erle of Eglinton, Lord Mungumery, &c., Forsamekle as ane venerable fader in God Alexander, be the permission of God, Abbot of Kylvingin, and his convent of the samyn, hes maid till ws and our airis ane chartour of few firm of the office of the bailzere of Kylvynning, and hes assignit zerlie to ws fourty pund of fee to be vptane of the landis and barony of Beyth, as the said chartor purportis in theself, Neuirtheles, we vill and grantis be the tennour of thir our letters, that we nor our airis sall nocht intromet nor vptak the said fourty pund for our feall of the said office of the landis and barony of Beyth, bot are content to intromet and vptak the teynd schaiffis vnder wrettin, vitz., Manis of Eglintoun, Brigend Eglintoun, Manis of Ardrossan, Busbe, litill Greithill, Knokzenocht, and Drummoster, in full and haill contentatioun of the said fourty punds; and gif it happynnes ws to be molestit and trubillit in the yp takin of the saidis teyndis, than, and in that cais, it sal be lesum to ws and our airis, to intromet and to yplift and vptak the said fourty pund of the saidis landis and barony of Beyth after the tennor of the forsaid chartour: And herto we obllis us and our aires to fulfill and keip the premisses in all poynctis but fraud or gile: In witness herof we haif to hungin to thir presents, subscrut with our hand, our propir sele of armys, at Eglintoun the tuenty day of October, the zeir of God I^m V^e fourty four zeiris, befor thir vitnes Schir Nele Montgomery of Langshaw, Knyght, Henry Mungumery of Scottistoun, Charles Mowet of Knokintebir, Robert Forgushill of that Ilk, and Master Johnn Layng, persoun of Kirkpatrick Juxta, Thomas Nevin of Monkridden, Schir Eumenides Henreson, chaplane, and Master Allan Hammyltoun, chaplane and notar publict, with vtheris diuers.

Hec est vera et prineipalis copia suprascripte obligationis iuite inter suprascriptas personas,
extracta de registro monasterii de Kylvynning, cum principali originali in omnibus

concordans sic quod nec sensus seu verba in hujusmodi sunt variata vere et integre copiata et collationata per me Johannem Mvr, notarium publicum, dioecesis Glasguensis, meis nomine, subscriptione signeto propriis testantibus.

JOHANNES MVR, notarius publicus.

BOND of MANRENT by Duncan M^cFarland (uncle to the Laird of Makfarlan), to Hugh Master of Eglintoun, 25th April 1545.

137. Be it kend till all men be thir present letteris, me Duncan M^cFarland to be bund and oblist, and be the fayth and treuch in my body, bindis and oblliss me, lelely, treuly and faythfully, to becum man and seruand to ayc honorable man, Hew Maister of Eglintoun and his airis, for all the dayis of my lyftyme, and sall do him the best seruice I can, quhen I am chargit and requirit thairto, bayth in heyland and in lawland; and sall nother heir his nor thairis skaythis, be nycht nor be day, bot I sall defend it at my power; and quhair I may noct, I sall warn thame thairof; and howsone or quhat tyme the said Maister or his airis chargis or requiris me, I sall eum to the heyland on my awin expenssis, with my kyn, freindis and seruandis, and samony as will do for me; and sielik sall eum with my kin, freyndis, seruandis and samony as will do for me in the lawland to serf the said Maister and his airis, aganis quhatsumeir personou or personis, our soucrane Lady and hir auctorite being allanerly exceptit: The said Maister licentand me to tak my sustentatioun on his inymcis in the lawland, or ellis to gif me my sustentatioun salang as he requiris me to remane in his seruie, and to convoy me to my strenth agane: And I sall caus Andro M^cFarland and Robert M^cFarland, my bredir, to cum to the said Maister, to Irwin, or ony vthir place he desiris thame to eum to, and gif thair bandis of manrent conforme to this band, within fiftene dayis nixt efter thai be requirit thairto: And heирto I bind and oblliss me as said is to keip all and sindry the premissis, and hes gevin my bodey ayth thairto; and that for certane gratitud and god deid done to me in my grete and vrgento necessite, quhen it stud me on my lyff, be the said Maister: In witnes heirof, becaus I culd noct subserue my self, I causit this notar vndir wrttin to subserue thir presentis for me, at the burgh of Irwin, the xxv day of Aprile, the zeir of God I^l V^c fourty and fyfe zeris, befor thir witness, Adam Montgumry of Murhous, Thomas Newene, Williame Kyle, and Schir Jhon M^cGaehan notar publieit, with vtheris diuers.

Ita est Johannes Makgaiehane, notarius publicus, de mandato predicti Duncani M^cFarlan, patrui Domini Makfarlan, ad premissa cum instantia dieti Duncani requisitus, meis signeto, et subscriptione ac nomine, testantibus manualibus.

J. MAKGAICHANE.

TESTAMENT of Hugh first Earl of Eglintoun, 23rd September 1545.

Testamentum nobilis et potentis domini, Hugonis Comitis de Eglintoune ac Domini Montgomery, etc., etc.

138. Cum nihil sit certius morte, nec mortis hora incertius, hinc est quod ego, Hugo Comes de Eglintoune ac Dominus Montgomery, eger corpore, sanus tamen mente, condo testamentum meum in hunc modum: Imprimis, do et lego animam meam Deo omnipotenti, beatissime virginis Marie, totique celesti curie; corpusque meum sepeliendum fore in choro monasterii de Kilwynning, apud meos parentes et predecessores: Item, lego fabrice ecclesie Sancti Kentigerni, viginti solidos; Et constituo meum vnicum executorem, Hugonem Mungunry, meum heredem ad dispositionem omnium bonorum meorum; eidem committo sic quod ipse primo persoluat omnia mea debita que debo et quibus obligor quam citius poterit; et quod speci-aliter recordetur Jacobi Mungunry, fratri mei, et Ade Mungunry, seruitoris mei, eisdem gratulando et faciendo pro suis benemeritis, amicitia, et seruitiis per eosdem mihi prestitis: Neenon ad causandum et conducendum tres presbyteros ad orandum pro salute anime mee, et illorum quibus non satisfeci pro damnis et iniuriis per me eisdem illatis, et hoc pro spatio quinque annorum proxime futurorum post meum decessum, et dictus meus executor persoluet vnicuique presbytero prout eisdem patet satisfacere.

Inuentarium omnium bonorum meorum.

Item, fateor me habere in auro in deposito, summan xxv centarum mercarum monete regni.
Legatia.

Item, lego fratribus minoribus de Ayr, pro spatio trium annorum, summam decem librarum, ad orandum pro salute anime mee, et spose mee: Item, fratribus predicatoribus de Air, decem mercarum, pro spatio vnius anni: Item, fratribus minoribus de Glasgu, ad orandum pro salute anime mee, et spose mee, decem librarum pro spatio vnius anni: Item, fratribus predicatoribus de Glasgu, decem mercarum: Item, lego fratribus carmelitarum de Irwyne, quinque librarn pro suffragiis, pro spatio vnius anni: Item, lego pauperibus erogandis die crastino post meum decessum, decem libras in elimosinam; neenon ordino dictum meum executorem ad recordandum in animo suo de meis seruitoribus indigentibus: Insuper, ordino ipsum ad causandum vnum obitum imperpetuum celebrare in monasterio de Kilwynning, et eundem fundandum pro salute anime mee, [et] spose mee, prout couditum est pro salute animarum quondam Hugonis de Eglintoune, et Domini Alexandri Mungunry, Domini eiusdem: Et idem Hugo, heres prefati Comitis, omnia et singula premissa, in presentia dicti Comitis, super se acceptauit, et fideliter perimplere promisit: Conditum fuit hoc testamentum per os decessantis, apud Eglintonne, xxiii Septembbris, anno Domini millesimo quingentesimo quadragesimo quinto; presentibus, Dominis Joanne McGaichan, Joanne Dunlop, Joanne Michell, Thoma Newyne, Adam Mungunry de Murehouss, Villelmo Snyp, Joanne Kippill, cum diuersis aliis.

Ita est, Johannes Mechell, capellanus, teste manu propria.

Nos GAUINUS miseracione diuina Archiepiscopus Glasguensis, etc., hoc presens subscriptum testamentum et bonorum iuentarium dieti quondam nobilis et potentis domini, Hugonis quondam Comitis de Eglintoun, et quoad res bona, debita creditaque, pecuniarum summas et actiones, tam in eodem contenta et expressa, quam de eodem omissa, relicta, seu obliterata, ac ad infra et extra, nobilemque et potentem dominum, Hugonem nunc Comitem de Eglintoun, executorem vnicum in eodem, per os defunctorum nominatum, confirmamus, approbamus et, auctoritate nostra ordinaria, ratificamus: Intromissionem et dispositionem huiusmodi bonorum rerum, debitorum, creditorumque, pecunie summarum et actionum, tam in presenti testamento et bonorum iuentario contentorum, quam de eodem omissorum, seu quomodolibet oblitorum, prefato nobili et potenti Domino Hugoni, executori vniuerso, iuxta ultimam defunctorum voluntatem, libere dando et commitendo: Reservato tamen nobis et successoribus nostris, compoto et ratiocinio de intromissionibus post lapsum diei et anni, ut moris est: In cuius rei fidem presentibus, manu secretarii nostri subscriptis, sigillum nostrum rotundum affigi jussimus et mandaimus, apud ciuitatem nostram Glasguensem, die duodecimo mensis Martii, anno Domini millesimo quingentesimo quadragesimo quinto, et nostre consecrationis anno vigesimo secundo.

Per dictum reuerendissimum dominum Archiepiscopum Glasguensem.

HUGO CURRY.

COMMISSION by Queen Mary to William Lord Sympill and others, for serving Hugh Montgomery heir of Hugh Earl of Eglintoun, his grandfather, 3rd October 1545.

139. MARIA Dei gracia Regina Scotorum, Omnibus probis hominibus suis ad quos presentes literae peruerentur, Salutem: Sciatis quod, per supplicationem dilecti nostri consanguinei, Hugonis Montgomery, nepotis et heredis quondam consanguinei nostri, Hugonis Comitis de Eglington et Domini Montgomery, nostri consilii dominis constat quod ipse inquisitionum brevia capelle nostre, tanquam heres dicto quondam suo aucto, deseruendus fore de omnibus terris, annuis redditibus, piseationibus, et officiis, de quibus ipse obiit ultimo vestitus et sasitus ut de feodo, ad pacem et fidem nostras, leuare intendit; et quia hec contagiosa pestis adeo continuo in diuersis partibus et burgis vicecomitatuum et balliatuum nostrorum ubi dicte terre, annui redditus et piseationes jacent, regnat, predicta brevia vicecomitibus vicecomitatuum earundem commode dirigi non possunt; quapropter ipse, a prenomiatis terris, annuis redditibus et aliis supradictis, differri vult, nisi celerius ad hoc remedium prouideatur; prout in dicta sua supplicatione et acto dictorum dominorum desuper confecto plenius continetur: Nos igitur, ex decreto et ordinatione eorundem nostri consilii dominorum, cum consensu consanguineorum nostrorum, Gilberti Comitis de Cassillis, balliu nostri de Carrik, Willelmi Domini Sympill, vicecomitis nostri de Renfrew, Hugonis Campbell de Lowdoun, vicecomitis nostri de Aire et balliu de Kyle, et Andre Hammyltoun, vicecomitis nostri de Linlithqw, ordinauimus dicta brevia in pretorio burgi nostri de Irwin quo populi confluentia absque suspicione huius pestis conuenire

poterit, deseruienda fore; et fecimus, constituimus et ordinauimus, ac facimus, constituimus et ordinamus per presentes dilectos nostros consanguineum Willelmum Dominum Sympill, Robertum Sympill, Magistrum eiusdem, Kentigernum Mure de Rowallane, Carolum Mowat de Busbye, Thomam Nevin de Monkreddin, Adamum Montgomery de Murehous, ac ipsorum quemlibet, coniunctim et diuisim vicecomitibus nostris de Aire, Renfrew, Linlithqw, balliuis nostris de Carrick, Kile, et Cunynghame, in hae parte, pro deseruitione dictorum breuium, et ad infrascripta duntaxat, videlicet, ad deseruendum seu exequendum breuia inquisitorum capelle impetrata seu impetranda super omnibus et singulis terris, annuis redditibus, pascationibus et officiis, sibi Hugoni Montgomery, per decessum memorati quondam Hugonis Comitis de Eglington, sui aui, pertinentibus, infra vicecomitatibus et balliatus nostros supradictos, vt premittitur, jacentibus: Dantes et concedentes prefatis nostris vicecomitibus et balliuis in hac parte, ac eorum euilibet, coniunctim et diuisim, nostram plenariam potestatem ac mandatum speciale; curiam seu curias vicecomitatuum et balliatuum nostrorum de Aire, Renfrew, Linlithqw, Carrick, Kile et Cunynghame, in hae parte, in dicto pretorio burgi nostri de Irwin, statuendi, inchoandi, affirmando, pro deseruitione dictorum breuium, et tenendi ac quocies opus fuerit continuandi; dictaque breuia recipiendi, aperiendi, et apud eruees forales principalium burgorum vicecomitatuum et balliatuum nostrorum, vbi prelibate terre et annui redditus jaceent, proclamari faciendi; et eadem in dicto pretorio burgi nostri de Irwin, debite deseruriri faciendi; ac probos et fideles homines patrie ad sufficientem numerum personarum minime suspectarum, sub pena viginti librarum de qualibet persona non comparente, ad aceedendum super deseruitione dictorum breuium summonendi, premuniendi et jurari faciendi; et per ipsos probos et fideles, super punetis et artieulis in dietis breuibus contentis, determinari et deliberari faciendi, ac deliberationem earundem, vt moris est capelle nostre, retornandi; neenon clericum, seriadum, indicatores et omnes alios officiarios et curie membra necessarios, creandi, ordinandi et jurari similiter faciendi; et generaliter omnia alia et singula faciendi, gerendi, et exercendi, que in premissis et circa ea necessaria fuerint, seu quoque modo opportuna . . . Et supradictum pretorium burgi nostri de Irwin adeo legitimum et validum pro premissis, sicut pretoria principalia vicecomitatuum et balliatuum, vbi prediecte terre, annui redditus jacent, admittendo et decernendo, eum quo per presentes desuper dispensamus: Datum sub testimonio nostri magni sigilli apud Linlithqw, tercio die mensis Octobris, anno Domini millesimo quingentesimo quadragesimo quinto, et regni nostri tercio.

Per actum dominorum consilii.

Apud Linlithqw, quinto die mensis Octobris, anno Domini millesimo quingentesimo quadragesimo quinto.

In presentia reuercendissimi in Christo patris et domini, Dauidis miseratione diuini Archiepiscopi Sancti Andree Cardinalis, etc., Cancellarii Scotie, ceterorumque dominorum consilii supreme domine nostre Regine ibidem existentium, comparuerunt nobilis et potens dominus, honorabilesque viri, Willelmus Dominus Sympile, Kentigernus Mure de Rovellane, Karolus

Mowat de Busby, Thomas Nevin de Monkreddin, et Adam Mungumry de Murehouss, et jurauerunt, et quilibet eorum pro se suum corporale prestitit juramentum, tactis sacrosantis Dei euangeliis, de fideli et debita administratione in officiis vicecomitatuum de Air, Renfrew, Lynlythqw, balliuorum de Carrik, Kile et Cvnyghame, penes deseruitionem breuis seu breuim leuati seu leuandorum, ut in presente commissione continetur; et hoc secundum formam et tenorem eiusdem, et articulos in eadem contentos, ut inferius scribitur: Super quibus omnibus et singulis premissis, Hugo Munguary, presentium impetrator, petit instrumentum et instrumenta: Acta erant hec in palatio de Lynlythqw, hora quarta post meridiem vel eocirea: Presentibus ibidem, Magistro Jacobo Foulis de Colintoun, clero registri, Magistro Henrico Lauder, aduocato regio, Hugone Rig de Carberry, et Johanne Wallace, notario publico, cum diuersis aliis.

JACOBUS SCOTT, scriba consilii, ac notarius in premissis.

CONTRACT between James Earl of Arran, Regent of Scotland, and Hugh second Earl of Eglintoun, for the marriage of the Master of Eglintoun with a daughter of the Regent, 18th October 1545.

140. At Irwin, the xvii day of October, the zere of God Iⁿ V^e and fourty-five zeris: It is appoyntit and aggreit betuix ane noble and mychi prince, James Erll of Arrane, Lord Hammiltoun. Protectour and Gouvernour of Scotland, for him self, and in the name and behalf of Hammiltoun, his lauchfull dochter, on that ane parte, and Hew Erll of Eglintoun, Lord Montgomery, for him self, and in the name and behalf of Montgomery, his sone and apperand air, on that vther pairt, in forme and effect as efter followis, that is to say; the said

sall, God willing, mary and haif to his spousit wife the said

, and sall solompnizate and compleit the band of matrimony with hir in face of halikirk, with all solempniteis pertenyng thairto, howsone thai cum to perfit aige: For the quhilk my said lord gouernour be the tenour heirof bindis and oblisis him faithfulli, his airis, executouris and assignais, to content, pay and thankfullie deliuer to the said Hew Erll of Eglintoun, his airis, executouris and assignais, the sovme four thowsand merkis, in name of tochir, at the termis following, that is to say, the sovme of tua thowsand merkis at the completing of the said marriage, and the vther tua thowsand merkis within the space of ane zere nixt and immediatlie thairefter: And als the said Hew Erll of Eglintoun bindis and oblisis him faithfullie, that incontinent after the completing of the said mariage, he sall resigne be himself, or his procuratouris lauchfullie to be constitut be him thairto, samekil of his landis liand within the barony of Eglishame and schirefdom of Renfrew, as will extend zeirlie to the sovme of thre hundreth merkis of money be zeir, in the handis of our souerane lady, for infestment to be gevin therof be hir hienes to the saidis , and to the langer levand of thame in coniunefeftment, and to the airis lauchfullie to be gottin betuix thame: And in cais the

saidis or ony of thame inlaik (as God forbid thai do), my said lord Gouernour, and the said Hew Erll of Eglintoun sall ather of thame contract with vtheris, and the said Erll of Eglintonis nixt eldest sone that succeedis to him, failzand of the said

be decees, sall mary and compleit matrimony with ony vther of my said lord Gouernouris lauchfull dochteris that he now hes or happinnis to get; and safurth failzeing of ony of thame be decees, to contract with vtheris salang as ony of thame hes ane sone or dochter to mary with vtheris: And to thair observing and fulfilling of all and sindry the premissis, bayth the saidis parteis hes subseriuit this present contract with thair handis, day, zer, and place foirsaidis, befoir thir witness

The image shows two handwritten signatures. The top signature is in cursive script and appears to read 'James Montgomery'. The bottom signature is also in cursive script and appears to read 'Mary of Egmont'.

SERVICE of Hugh Montgomery, grandson of Hugh first Earl of Eglintoun, as heir to him in the Bailiery of Kilwinning, 4th December 1545.

141. Hec Inquisitio facta fuit in pretorio regalitatis de Kylwynning, coram honorabilibus viris, Patricio Hammuyltoun de Bogsyde, et Hugone Muntgumery in Smythstoune, vicecomitibus ac balliis in hac parte regalitatis de Kylwynning, per commissionem venerabilis in Christo patris, Alexandri permissione diuina Abbatis Monasterii de Kylwynning et eiusdem loci conuentus, coniunctim et diuinim, specialiter constitutis, quarto die mensis Decembris, anno Domini millesimo V^o quadragesimo quinto, per istos nobiles et honorabiles viros subscriptos, videlicet, Nigellum Muntgumry de Langschaw, militem, Carolum Mowat de Busbye, Robertum Fergushill de codem, Robertum Blayre de Kirkland Dalry, Thomam Newyne de Monkreddin, Constantinum Muntgumry in Sewinaeris, Archibaldum Dunlop de Achinskeyth, Joannem Craufurde de Giffartland, Joannem Craufurde de Birkheid, Villelnum Cleland, Villelnum Boyde in Achintebir, Alexandrum Herwy

in Braidlye, Joannem Dunlop in Guislone, Hugonem Millar, Joannem War in Wodsyde, Joannem Millar et Bryeinem Reid in Pottertoune: Qui jurati dieunt, quod quondam Hugo Comes de Eglintoune, Dominus Montgomery, balliuus dictae regalitatis de Kylwynning, etc., auus Hugonis Mungumry, latoris presentium, obiit ultimo vestitus et saisisitus ut de feodo, ad pacem et fidem supreme domine nostre Regine, de omnibus et singulis officiis justiciarie, camerarie et balliatus omniuum et singularum terrarum dicti monasterii de Kylwynning, Beith, Kilmarnok, Lyandearss, et Dalry, ac omnium aliarum et singularum terrarum eiusdem monasterii vbiunque infra regnum Scotie existentium et jacentium, eum omnibus et singulis feodis, deuoriis et pertinentiis ad dicta officia spectantibus et pertinentibus, jacentium infra dictam regalitatem de Kylwynning, vacuum seruitis omnium et singularum tenentium tam liberorum quam aliorum inhabitantium terras predictas de Kylwynning, in equitationibus, exercitibus et seruitis supreme domine nostre Regine aut Principis, ac similiter dictique Comitis et suorum heredum et deputatorum, suorum balliuorum pro tempore; neenon de quarta libris monete annuatim percipiendis de terris et baronia de Beith, prefato quondam Comiti et suis heredibus, assignatis per prefatum Abbatem et conuentum, pro eorum laboribus in prefato balliatus officio, vsu et fructione, jacentibus infra regalitatem predictam: Et quod dictus Hugo Mungumry, lator presentium, est legitimus et propinquior heres eiusdem quondam Hugonis Comitis de Eglintoune, balliui regalitatis de Kylwynning, etc., sui cui, de omnibus et singulis prenominatis officiis, eum omnibus et singulis feodis, deuoriis et pertinentiis predictis ad dicta officia spectantibus, vacuum seruitis predictis tam liberorum quam aliorum tenentium dietas terras dictae regalitatis de Kylwynning possidentium, et annuo redditu predicto, eum pertinentiis: Et quod est legitime etatis: Et quod dicta officia Justiciarie, camerarie et balliatus omnium et singularum terrarum dicti monasterii de Kylwynning, Beith, Kylmarnok, Liandeorss, et Dalry, ac omnium aliarum et singularum terrarum eiusdem monasterii vbiunque infra regnum Scotie existentium et jacentium, eum omnibus et singulis feodis, deuoriis et pertinentiis ad dicta officia spectantibus et pertinentibus, vacuum seruitis liberorum et aliorum tenentium, ut predictetur, et annuo redditu predicto, valent nunc per annum quartu libris monete visualis regni Scotie, et tanto valuerunt tempore pacis: Et quod tenentur in capite de prefatis Abbatibus et conuentu, et eorum successoribus, in feudifirma et hereditate; reddendo eisdem vnum denarium argenteum annuatim, super solum dietarum terrarum, in festo Pentichostes nomine feudifirme, si petatur tantum: Et quod dicta officia, etc., vacuum annuo redditu predicto, nunc existunt in manibus eiusdem abbatis et conuentus de Kylwynning per decessum dicti quondam Hugonis, cui sui, ratione non introitus, per spatium nouem hebdomadarum aut eaciea, in defectu prefati Hugonis latoris presentium veri heredis jus suum hueusque minime prosequentis: Datum et hoc breui intus clauso sub sigillis prefatorum Patricii et Hugonis, vicecomitum et balliuorum predictorum, ac etiam sigillis eorundem qui dictae inquisitioni intererant, die et loco prenominatis.

BOND OF MANRENT by Charles Mowat of Kuokintebyr, to Hugh Earl of Eglinton. 20th February 1545.

142. BE it kend till all men be thir present letteris, me Charlis Mowat of Knokintebyr, grantis me and myne ayires to be bundin and oblist, aud be the tenour herof bindis me and myne ayres, and alsua bindis and oblisise me and thame, in the maist sikker form and stile of obligatione of manreut, be the faith aud treuth in our bodyis, for to becumme men and serwandis, and be the tenour herof becummis men and serwandis, for all the dais, termes, and zeris of myne and thairis lyftymes, till ane nobill and potent lord, Hewe Erle of Eglinton, Lord Montgumrye, and to his ayiris, to be his and thairis men and serwandis, for his gud deid, lordschipe, fauores and kyndnes and reward done to me and myne ayris. For the quhilk manrent and servie, the said Hew Erle of Eglintone has geiffin to me and myne ayirs his chartour and infestment to me and myne ayires of the twaye merk land and tenschilling land of the Wuyrsyd of the Halbarnis, auld extent, with the pertinentis, liand witin the lordschip of Roberton, ballere of Cunyngham, and schirefdom of Ayre, witt reservation of dowiteis and multuris vsed and wont to the said Hew Erle of Eglintonis mill; lik as in my chartour and infestment, maid to me and myne ayires be the said Hew, Erle, mair fullie is contenit; for gud servie don and to be don be me, the said Charlis, and myn ayres mail, to the said Hewe Erle of Eglinton and his ayires, induring our lyftimes, as said is: And sall ryd and gange wit ye said Hewe, Erle, or his ayires, quhen we ar requirit tharto; and oblisise me and myne ayres to the said Hewe, Erle, and his ayires, be the faith and truth in our bodyis, to be leill and trewe men and serwandis till the said Hewe, Erle, and his ayires, induring all the dais of our lyftimes: And I nor thai sall neuer wit, heir, nor se his nor his ayeres skaithit to his or thair bothyis, honouris, benefice, heretaige, guddis, speciaill frendis, kinnismen and seruandis, standand in the said Erles and his ayires fauores, be neyght nor daye, bot I or thai sall warn him or thame tharof, and lat it at all our gudle power: And I and thai sall geif him and thame, his ayires, the best conseil we can, and conceill his concell and his ayires, that he or thai schawis to me or myne ayires forsaidis: And sall tak afauld part with him and his ayires, in wein and peice, with our kinnismen, serwandis and tenandis, and all that we maye gudlie steire; and salbe reddye witht our houssis, bigginis, and serwandis, to ressaue the said Hewe, Erle, and his ayires quhen he or thai requiris or chargis ws tharto: and sall tak afauld part with him and his ayires in all and sindre his and thair actiones, querelis and debaitis, mowit or to be mowit, aganis all deidlie personnes, our souerane Ladye the Quenys autorite exceppit alanelre: And geif it sall happen, as God forbed it do, that I the said Charlis or myne ayires falzis in ony punctis abon specifeit, to the said Hewe, Erle, or his ayires, or in our servie, or laute, or kyndnes, it beand notably knawin befor ane juge; then and in that cais, I the said Charlis and myne ayires, bindis and oblisise ws, in the straitest form and stile of obligatioun that can be devisit be wit of men, till renunce, ouergeif and resign all richt, titill of rieht, or

clam, properte and possession, that we had, hes, or ma haife in and to the forsaide twaye merk land, ten schillinge land of the Wuysid of the Halbarnis, auld extent, with the pertinentis, in the handis of the said Hewe, Erle, and his ayires, with power to the said Hewe, Erle, and his ayires, to intromet with the said landis, and dispone and wptak the fruitis and awailles tharof, without ony mair proces of lawe; and sall content and paye to the said Hewe, Erle, and his ayires, the sowm of fif hundredre pundis monye of the realnre, for costis, skaithtes and dampnaig he sustenit tharthrowe, geif sabes or happenis, as said is: And to the obserwinge, keping and fullfilling of all and sindry the premissis in all punetis abone specifeit, I, the said Charlys, bindis and obllisis me and myne ayris forsaidis, lelile, treulie and faithfulle, be the faith and treuth in our bodyis, for all the dayis of our lyftymes, as said is, to the said Hewe Erle of Eglinton, and his ayires, wndir the panys abon specifeit, and hes geffin mye bothele aitht herapon, the halye ewangelest tuchit; and myne ayires siklik sall geif thair bothyle aithtis als oft as thai entir to the saidis landis, the hale ewangelist tuichit: In witnes herof I haue to hungin mye proper seill of armes to thir presentis, togidder with the subscription of mye hand manuall, at the burgh of Irwin, the twentye daye of the moneth of Februar, in the zer of God ane thousand fif hundredre and fourtye fif zeris, befor thir witnes, Thomas Newin of Monkredding, Patrik Montgumry, Hewe Culper, and Schir Jhon M^tGathan, Persoun of Newton and publicket notar, with wtheris diuers.

CHARLIS MOWAT of Knokintebyr, wyth my hand.

BOND OF MUTUAL DEFENCE between Archibald Earl of Angus and Hugh second Earl of Eglintoun, etc., 12th April 1546.

143. At Irvin, the tuelf day of Aprile, the zeir of God ane thousand fife hundredre and fourty sax zeris: It is appunctuat, contrackit, aggreit, and finalie concordit betuex honorable parteis vnder vrittin, thai ar to say, noble and potent lordis, Archibald Erle Angus, Lord Douglas, &c. his air, and George Douglas of Petindrech, broder germane to the said Erle, and his air, on that ane part, and ane noble and potent lord, Ihev Erle of Eglintoun, Lord Montgumrie, &c. his air, and Schir Neile Montgumrie of Langschav, knycht, fader broder to the said Erle, and his air, on the tother part; in maner, forme, and affect as eftir followis, that is to say: Forsamekile as for kepeyng of kyndues, fauouris, vnite, concorde and amite in all tymes tocum, to be had and obseruit betuex the said noble and potent lord, Archibald Erle of Angus, his air, and George Douglas, his air, thair kyn, freyndis, seruandis, assistaris, allya, parttakaris and adherentes, and the saidis noble and potent lord, Ihev Erle of Eglintoun, his air, Schir Neile Montgumrye, his air, and thair kyn, freyndis, seruandis, allya, assistaris, parttakaris and adherentes; baicht the saidis noble and potent lordis, for thame and thair airis respective, as said is, and siclik the said George and Schir Neile, for thame self and airis respective, byndis and obllisis thame, be the fayth and treuth in thair bodeis, the halye ewangell tuechit, onder the pane of periure, infamite and inhabilite, in the

sickerast forme and stile of obligatioun that men of law can devise, equalie to stand in faouris and kyndnes, and tak vtheris ane fald plane part, and assist, concure and part tak ilkane with vtheris, with tharis kyunys, freyndis, seruandis, assistaris, allya, parttakaris and adherentes, in all and sindre thairis actiones, causis, querelles, debatis, contrauersiis, at ather of the saidis parteis, or ony ane of thame, hes or ma haue in all tymes tocum as said is, aganis all deidlie in thair premissis, the auctorite of our sonerane lady, the Quenys grace, my lord Gonernour, and hir successoris, allanerlie beand exceptit: And als the saidis parteis nor nane of thame, for thame and thair forsadis, sall nocth tak nor intromett vyth the rovmes, steddynings, possessions, takkis or landis at partenis to athir of thame, thair kyn, freyndis, seruandis, assistaris, allya, parttakaris and adherentes, bot sall debait and manteyne vtheris respective thairin at thair vther pover: And sall thankfullye resane vtheris vicissim, in eays of neid or honest repare, in thair castellis, towris, fortaleis and rovmes, and sall defend vtheris thairin sa lang it sall happen thame remane thair: And ferther, for perpetuall concord tobe held, in all tymes tocum, in eais of ony variance or discord sall happen to fall (as God forbeid it do), betuex the saidis Erles, George, and Schir Neile, and thair forsaidis, kynnismen, freyndis, seruandis, assistaris, allya, parttakaris and adherentes; the saidis noble and potent lordis, George, and Schir Neile, or thair airis forsaidis, sall concure in ane conuenient place, and sall call the failzearis thairin befoir thame, and sall sycht the samyn as thai think expedient, and mak reformatioun; and in eais gif ony of thair kyndismen, freyndis, seruandis, assistaris, allya, parttakaris and adherentes vull nocth abyid at thair decret and ordinent gevin be thame, than and on that eais, the saidis lordis, George and Schir Neile, or thair forsaidis, sall concure and partak contrar the failzear, and sall nocth maynteyne and defend him in nane of his querelles nor actiones: And in eais athir of the saidis parteis, or thair forsaidis airis, as said is, falze and cum in the contrar of thir premissis, in haill or in part, be thame self or thair foirsadis, than and in that eais the party brekand bindis and oblis thame and thair foirsadis to content and pay to the party keping, or thair forsaidis, the sovme of fif thousand pundis mony of this realme, within fourty dais estir the samyne failzeand and brck be notourlie knavin, or sufficientlie provin befoir ane competent juge, and vder fif thousand pundis to the Quenis grace and hir successoris, and the thrid fiv thousand pund to the raparing of Sanct Mungoys wort; and that for costis, skathes, dampnage, interes and sovmes of mony debursit be athir of the parteis, but reclamacione or appellacione quhatsumevir befoir ony juge or jugis, spirituall or temporall, in tymes cummyng: In vitnes of the quhilke athir of the saidis parteis, for thame self and thair foirsadis, hes subserevit this present contract and band of maintenance vyth thair handis, and in mair verificatione heirof hes causit thir notaris vnder vrittin to subscreve the samin, day, zeir and place abone vrittin: And is content that this present contract be insert in the Officialis bukis of Glesgw and Counsall, and haif the strenth of ane decret of the Lordis of Counsall, and letteris direckit thairupone, gif neid beis, and to be monist vicissim vnder the panes of cursene, for obseruing and keping of the samyn in all pointis abone vrittin; befoir thir vitnes, Williame Erle of Glencarne, Gilbert Erle of Cassillis, George Lord Setone, Alexander Lord

Alphestone, Robert Master Symple, Robert Master Boyd, James Douglas of Drumlanrig, Williame Coninghamhe, and George Muugunry of Skelmurlie.

The image contains two handwritten signatures. The top signature reads "GEORGE DOUGLAS" and the bottom one reads "S^r NEYLL MONTGUMRY".

GEORGE DOUGLAS.

S^r NEYLL MONTGUMRY OF

Langschaw, Knyt

Ita est Dauid Gibsone, notarius, de mandatis dictarum partium, manu propria.

Ita est Joannes Scott, notarius publicus in premissis, de mandatis prefatorum partium, testantibus signo et subscriptione propriis.

Die xii^o Aprilis, anno xlvi^o: Judex, videlicet, Magister Dauid Gibsone, commissarius in hac parte domini Officialis Glasguensis specialiter deputatus, monuit nobiles et potentes dominos. Archibaldum Comitem de Augus et Dominum Douglas, renunciandum jurisdictioni eiusdem, et cuiuscunque alterius jurisdictionis, et se submittendum jurisdictioni Auditorum Glasguensium in hoc easu; et Hugonem Comitem de Eglintoun et Dominum Montgumry, Nigellum de Montgumry militem, Georgium Douglas de Pediudrecht, similiter renunciandos sue jurisdictioni Officialitus Sanctiandree et alterius cuiuscunque, et se submittendos nostre jurisdictioni, ad perimplendum omnia et singula premissa in singulis suis punctis, et hoc primo, 2^o, 3^o, et sub excommunicationis pena.

DAVID GIBSON, qui supra manu sua propria.

TESTAMENT of Hugh second Earl of Eglintoune, 18th and 31st August 1546.

Testamentum quondam nobilis et potentis Domini, Hugonis Comitis de Eglintoune ac Domini Montgumry, qui obiit apud Monkreddin, tertio Septembris 1546.

144. QUUM nihil sit certius morte, nec incertius hora mortis, hinc est quod ego, Hugo Comes de Eglintoune ac Dominus Montgumry, eger corpore, sanus tamen mente, condo Testamentum

meum in hunc modum: Imprimis, Do et lego animam meam Deo Omnipotenti, Beatissime Virgini Marie, totique celesti curie, corpusque meum sepeliendum fore in choro monasterii de Kilvynning; ac constituo, nomino et ordino Dominam Mariotam Seytoune, meam charissimam sponsam, Hugonem Montgumry, meum filium seniorem et heredem, et Magistrum Jacobum Honstoune, Subdecanum Glasguensem, meos executores et honorum intromissores; and als I mak my said sposus tutrix testamentar to my air or airis (exceptand it that I haue maid Hew Montgumry, my gudschoris bruther sonne, tutour to my air or airis, as is within wrtitin); and gyf sche mareis, I mak Maistir James Houstoune, Subdeyne, tutour; and gyf he discessis, my air or airis beand of non age, Johne Montgumry, young Laird of Hessilheid: and gyf he decessis, George Montgumry of Skelmyrie; and eftir him, Arthur Montgumry, Lard of Stane; and eftir him, Charleis Mowat of Knokintebir; and efter him, Adam Montgumry of Murhous; and eftir him, Thomas Newin of Monkreddin: and als I constitut and makis Hew Montgumry, my gudschoris bruther sonne, tutour to my air, or airis, to all and hail the Ile of Litol Cumraye, with tour and fortilage of the samin and pertinents thairof, and to all and hail my twenty schillyng land of Snodgerss with the pertinentis, and to all and hail the bailzery of the regalite of Kilynnung, aye and quhil my air or airis cum to perfyt or lauchfull age; and he to hayf the haile feall and profit of the said bailzery, sielik as my said gudschor had in tyme of his deceiss, and as I had sen syne, and now instantlie hes and am in vse of.

Inventorium omnium bonorum meorum.

Item, Imprimis, fateor me habere, in utensiliis, domiciliis et in debitis mihi debentibus, extendentia ad summam mille mercarum.

Debita que debentur aliis.

Item, Imprimis, I ordane my gudschoris testament and legaey to be fulfillit quhair it is not payt, with the redeast of my awin geir, and thair eftir my awin dettis to be payt.

Legatio.

Item, I ordane my memorial of my dispositionoun, subseruit with my hand, of the dait at Kilynyng, the xvi daye of August, the zeir of God, ane thowsand V^e xlvi zeirs, to be fulfillit eftir the tenour of the samen: Item, I leyf to the pure houshaldaris of Eglescheni twenty pundis, to be payt amangis thame: Item, to the pure houshaldaris of Ardrossan, twenty pundis: Item, to the pure houshaldaris of Irweyne, Kilynyng and Eglintoun, twenty lib.; and this mone to be distribut be the discretione of my said sposus: Ultimo Augusti; notwithstanding the ordinance of the mariageis of Agnes Montgumry and Margaret Montgumry, my dochteris, in my memorial, my mynd and will is thai be mareit be the avise of my said derrest sposus and freyndis, for the gud and weil of my hous.

Conditum erat hoc presens Testamentum per os decedentis, apud Monkredding, die decimo octauo mensis Augusti, anno Domini millesimo quingentesimo quadragesimo sexto, coram hiis testibus, Charolo Mowat de Knokintebire, Adamo Montgumry de Murhous, Willelmo Kile, Jacobo Or, Thoma Newin, et Magistro Johanne Scott, notario publico, cum diuersis aliis.

Nos Gauinus miseratione diuina Archiepiscopus Glasguensis, etc., hoc presens [suprascriptum testamentum] et bonorum inuentarium dieti quondum nobilis et potentis domini, Hugonis quondam Comitis de Eglintoun, et quo ad res, bona debita ereditaque, pecuniarum summas et actiones, tam in eodem contenta et expressa, quam de codem omissa, relicta, seu oblita, ac ad infra et extra, predictos Dominam Mariotam Setoun, Comitissam de Eglinton, Hugonem Montgumry, meum filium et heredem, ac Magistrum Jacobum Houstoun, Subdecanum, executores in eodem per os defuneti nominatos, confirmamus, approbamus, et auctoritate nostra ordinaria ratificamus; intromissionem et dispositionem huiusmodi bonorum, rerum, debitorum creditorumque, pecunie summarum, actionum, tam in presenti testamento et bonorum inuentario contentorum, quam de eodem omissorum, seu quomodolibet obliterum, prefatis executoribus, juxta ultimam defuneti voluntatem, libere dando et committendo: Reseruato tamen nobis et successoribus nostris computo et ratiocinio de intromissionibus, post lapsum diei et anni ut moris est: In cuius rei fiduci, manu camerarii nostri subscripti, sigillum nostrum rotundum affigi jussimus et mandauimus, apud ciuitatem nostram Glasguensem, die vigesimo sexto mensis Septembris, anno Domini millesimo quingentesimo quadragesimo sexto, et nostre consecrationis anno vigesimo secundo. Cota testamenti lx lib.

Per dictum dominum reuerendissimum Archiepiscopum,

DUNCANUS LEVINGSTOUN, Camerarius.

OBLIGATION by Dame Marion Seytoun, Countess of Eglyntoun, to Robert Master of Boid,
16th May 1547.

145. BE it kend tyll all men be thir present letteris, me Dayme Merioun Seytoun, Cunetass of Eglyntoun, to be bundin and oblist, and be the tenour herof bindis and oblissis me to ane honorabill man, Robert Master of Boid, be the faith and threucht in my body, that I sall nocht mare nor contract mariage with na maner of persone nor persones, nor sett takis nor rowmes pertening the houss and lordschep of Montgumre to na gentilman bot thai that ar in possessioun now presente, or ellis to thaim that succeddis to the possessiounis and tenentis now instant, without avise and consent of the said Robert Maister Boyd; and herto bindis and oblissis me vnder the panis of periure and defamatioun: In vitnes of the quhilk I haif subscriuitt this my obligatioun with my hand at Edinbrught, the sextene day of Maii, the zeir of God I^o fyf hundredth fourte and sevin zeris, befoir thir vitnes, Charles Movat of Knokyntebir, Adame Montgumre of Murehouss, Hew Montgumre, balze depute of Killyynning, Thomas Nevin of Monkreddin, and Schir Allane Porterfeld, notar publik, with vderis diuers.

Emfay of wylfrym

LETTERS of Archibald Earl of Argyle, Justice-General of Scotland, attesting that Lady Marion Seytoun, Countess of Eglintoun, had been acquitted of the slaughter of Neill Montgomery of Langshaw, Knight, 28th June 1547.

146. ARCHIBALDUS Comes Ergadie, Dominus Campbell et Lorne, Justiciarius Generalis supreme domine nostre Regine totius sui generaliter constitutus, Vniuersis et singulis ad quorum noticias presentes litera peruerterint, Salutem: Noueritis quod comparens coram Archibaldo Betoun de Capilda, nostro deputato seu locutententi in officio nostro Justiciarie, per nostram commissionem specialiter constituto, in curia Justiciarie eiusdem supreme domine nostre Regine, tenta in pretorio de Edinburgh, xxviii^o die mensis Junii, anno Domini millesimo quingentesimo quadragesimo septimo, Domina Mariota Seytoune, Comitissa de Eglintoun, per literas regineas dilatata, indictata et accusata de arte et parte erudelis interfectionis quondam Nigelli Montgomery de Langshaw, militis, ex preocpitata felonie commisso: Quamquidem actionem et calumpniam dicta Mariota, in facie judicij, omnino et expresse denegauit, et per condignam assisam de dicto criminis quitta facta fuit penitus et immunis: Et hoc omnibus quorum interest notum facimus per presentes: In cuius rei testimonium sigillum officii S. D. N. Regine presentibus est affixum, anno, die, mense et loco prescriptis.

DISCHARGE by Queen Mary, with consent of the Regent Arran, to Hugh Earl of Eglintoun, of the Summons of Error at her instance, for reducing the retours of the Earl's father in the lordship of Robertoun, etc., 15th September 1548.

REGINA.

147. WE, with auiss, consent, and auctorite of oure derrest cousing and tutour, James Erle of Arrane, Lord Hammiltoun, etc., protectour and gouernour of oure realme: That forsamekle as oure traist cousingnace, Dame Marioun Seytoun [Countess] of Eglintoun, tutrice testamentare to oure cousing, Hew now Erle of Eglintoun, bir sone, and for hir self, hes thankfullie pait and delinerit to our said gouernour and ane reuerend fader in God, Johnne Bischop of Dunkeld, our thesaurare, in our name, the sovme of twa thowsand markis vsuale money of our realme, tobe warit vpoun mvnitiooun and wageing of men of weir for defence of oure realme: Thairfore, and for the gude, trew and thankfull service done to ws, our derrest fader and maist noble progenitoris of gude mynd, quham God assolze, be the said Hewis fader, gudeschir and predecessoris, alsueill in tymes of weir as peace; and for diuerss vtheris resonable caussis and consideratiounis moving oure said gouernour thairto, be thir our letteris renuncis and dischargis, for ws and our successouris, the summondis of error now raisit and dependand at our instance befoir the lordis of oure counsale, with all vtheris summondis and processis raisit or tobe raisit at the instance of ws and our successouris foirsaidis for reductioun of the retours of the said vñquhile Hew last Erle of Egliutouis seruyng, with all actioun that we haue had or may haue for reductioun thairof, aganis

the said Hew now Erle of Eglintoun, as sone and air of the said vñquhile Hew last Erle of Eglintoun, the said Dame Marioun, his tutrice testamentare, and all vtheris his tutouris and curatouris for thair interress, and the personis of inqueist that seruit be breves the said vñquhile Hew last Erle of Eglintoun, as nevoy and air to vñquhile Hew Erle of Eglintoun, his gudeschir, of all and sindry the landis and lordschippis vnderwrittin; that is to say, of all and haill the landis and lordship of Robertoun, extending in the hail to xl li. land of auld extent, with the touris, fortaliceis, mylnis, multuris, fischeingis, tenentis, tenandriis and seruice of fre tenentis thairof and thair pertinentis, liand in our baillierie of Cunyghame, within our schirefdome of Air; the landis of Eistwod, extending to xx li. land of auld extent, with the fortaliceis, maner places, mylnis, multuris, fischeingis thairof and thair pertinentis, liand within the barony and our schirefdome of Renfrew; and the landis and lordship of Eglishame, extending in the haill to ane hundredre pund land of auld extent, with the castell and fortalice of Polnone, togidder with aduocatioun and donatioun of the kirk of Eglishame, mylhis, multuris, fischeingis, tenentis, tenandriis and seruice of fre tenentis thairof, or ony vtheris of the landis, lordschippis, offices and erledome, now or of auld pertenyng to the said Erle or his predecessouris, repute and haldin thair heretage contemnit in the saidis retouris, of the said vñquhile Hew last Erle of Eglintounis seruyng as air foirsaid, togidder with all actionioun, clame, pley and questioun, quhilkit we, our said gouernour in our name, our predecessouris or successouris, had, hes, or onywais may haue or clame to the saidis landis and lordschippis particularlie abone writtin, or ony vtheris landis, lordschippis, offices, annuelrentis, tenentis, tenandriis and seruice of fre tenentis of the samin, quhairof the said vñquhile Hew last Erle of Eglintoun wes seruitt be breves and retowrit as said is, or ony part of thame, be resoun of waird or nonentreis, throw reductioun of the saidis retouris, or ony vthirwayes foreuir: And for ws and our successouris, wit auiss, consent, and auctorite of oure said gouernour, ratefis and apprevis the saidis retouris of the said vñquhile Hew last Erle of Eglintounis seruyng as air foirsaid of the saidis landis and lordschippis abone expremit in speciale, and all vthiris speecfeit in the saidis retouris, and grantis the samin weill and ordourlie procedit in all poynpis; and als consentis that the saidis lordis of oure counsale geve thair decret aganis ws at the instance of the saidis inqueist, Hew now Erle of Eglintoun, as aire foirsaid, Dame Marioun his moder and tutrice, and all vtheris his tutouris and curatouris, for thair interress, assolzeand thame fra the saidis summondes of errorr, raisit or to be raisit aganis thame, for reductioun of the saidis retouris, and poynpis of the saidis summondis simpliciter, be thir our letteris: Gevin vnder oure signete, and subseruitt be oure saidis gouernour and thesaurare, at Edinburgh, the fyftene day of September, and of oure regnne the sext zeire.

DUNKELD. Thes.

LETTERS of RELAXATION in favour of Robert Master of Boyd and others, 11th December 1548.

148. MARIE be the grace of God Quene of Scottis, to oure louittis, Cwdbart Gourges, messingeris, oure schireffis in that part, coniunctie and seueralie specialie constitute, greeting: Forsamekle as oure louittis Robert Maister of Boyd, Johnne Byrsbane of Bischoptoun, Dauid Fairlie, zoun gward of that Ilk, Charlis Mowat of Busbye, Robert Boyd, zoun gward of Portineros, Robert Boid in Clerkland, Archibald Boyll and Williame Blair being denuncit our rebellis and put to our horne for not finding of souirte to vnderly oure lawis befoir our iustice, or his deputis, for the cruell slauchter of vnuquhile Nele Montgomery of Langschaw. Knycht hes now fundin souirte to our justice clerk, in the bukis of our adiornale, that thay sall compair befoir our iustice or his deputis, the thrid day of the niext justice air of our schir quhar thai duell, or sonner vpoun xv dayis warnyng, to vnderly oure lawis for the saidis crymes: aftir the forme and tennour of oure vtheris letteris, and act of om adiornale maid thairvpoun: Oure will is heirefore, and we charge zow straitlie and commandis, that ineonstinent thir oure letteris sene, ze pas, and in oure name and auctorite, relax the saidis Robert Maister of Boyd, Johnne Byrsbane, Dauid Fairlie, Charlis Mowat, Robert Boyd, Robert Boyd, Archibald Boyll and William Blair, fra the proces of oure horne led vpoun thame in the said mater, ressuae thame to oure peax and gif thame the wand thairof; conforme to the said act of adiornale and to justice, as ze will answer to ws thairvpoun: The quhilk to do we commit to zow, coniunctie and seueralie, oure full power be thir our letteris, deliuering thame be zow deudie execut and indorsit agane to the berar: Gevin vnder oure signet at Edinburgh, the xi day of December, and of oure regnne the saxt zeir.

Ex deliberatione dominorum consilii.

J. ZOUNG.

LETTERS of REMISSION by Queen Mary, to Robert Master of Boyd and seven others, for not joining the army at Gladismuir, and for the slaughter of Neill Mongomery of Langschaw, Knight, 11th December 1548.

149. MARIA Dei gracia Regina Scotorum, Cancellario nostro Salutem: Quia, eum auisamento et consensu charissimi consanguinei et tutoris, Jacobi Arranie Comitis, Domini Hammiltoun, regni nostri protectoris et gubernatoris, remisimus dilectis nostris, consanguineo Roberto Magistro de Boyd, Johanni Birsbane de Bischoptoun, Dauidi Fairlie, domino juniori de eodem, Carolo Mowat de Busby, Roberto Boyd, domino juniori de Portineroce, Roberto Boyd in Clerkland, Archibaldo Boyll et Willelmo Blair et eorum cuiilibet, rancorem animi nostri, sectam reginalem et omnem actionem quam et quas erga ipsos concipimus, habemus seu quoouismodo in futurum habere poterimus pro ipsorum proditorii remanentia et domi commorantia a nostro exercitu et copiis

super Glaidismuir, vicesimo die mensis Augusti vltimo elapsi, pro resistentia nostrorum veterum Anglie inimicorum conuenire ordinatis; ac pro arte et parte crudelis interfectionis quondam Nigelli Mongomery de Langschaw, militis, et pro omnibus actione et crimine que desuper sequi valuerint, prefatisue personis, aut earum alicui, iude imputari poterint; necnon pro omnibus aliis actionibus, criminibus, transgressionibus et offensis quibuscunque, per dictas personas, aut earum aliquam, aliquibus temporibus retroactis ante diem date presentium commissis, seu quomodolibet perpetratis; proditoria traditione, in nostram et tutoris nostri antedicti personam, dumtaxat excepta; dummodo prefate persone partibus conquerentibus et dampna passis taliter satisfaciant, quod nullam super hoc de cetero instantem, querimoniam, audiamus: Vobis precepimus et mandamus quatenus literas nostras remissionis sub nostro magno sigillo, in forma capelle nostre debita, dictis persouis super premissis fieri faciatis: Datum sub nostro secreto sigillo apud Edinburgh, vndeclimo die mensis Decembbris, anno Domini millesimo quingentesimo quadragesimo octauo, et regni nostri sexto.

Preceptum remissionis Roberti Magistri de Boyd, et septem aliorum.

TACK by John Hamilton, Archibishop of Sanctandrois, to Alexander Mure, of the teind sheaves of the lands of Ormesheucht, 3rd March 1549.

150. BE it kend till all men be thir present letteris, ws Johne be the permissionn of God Archebisshop of Sanctandrois, Primat of Scotland, Commendatour of Paslay, and principale fermare of all and hale the teynd schavis and fruttis of the abbacy of Kilwynning wit the pertinentis, liand within the diocees of Glasqw, to haff sett and to male lettin, and be the tenour herof settis and to male lettis, to our louitt frend, Alexander Mure, his airis and assignais, aue or ma, all and hale the teynd schavis of his landis and steding callit Ormesheucht with the pertinentis, liand within the parochine of Irvyne and diocees of Glasqw forsaid, for all the space and termes of sevin zeris nixt and immediatlie eftir folloioing the feist of Aduineula Sancti Petri, callit Lambmes, bipast, in the zer of God ane thousand five hundred and fourty aucht zeris, quhilk wes his entres tharto, and tharefter to indur and to be broukit and joisit be him, his airis, assignais and subtenentis, aue or ma, for all the said space and termes of sevin zeris; with power to intromete with the said teynd schavis, vplift and dispone tharapone at thar awin handis, or to sett the samyn to vthiris as thai sall think expedient, frelie, quietlie, weill and in peax, but ony reuocatioun, obstakle or impedimente quhatsumeuer: Payand herfor zerlie the said Alexander, his airis or assignais, aue or ma, to ws, our assignais or factouris thairof, the sovme of fourty schillings vsuale monye of Scotland, at the fest of the Purificatione of our Lady callit Candelmess, during the said space of sevin zeris alanelrie, in name of male . . . In witnes herof to thir our present letteris of assedatione subseruict wit our hand, our signet is affixit, at Hamiltonoun, the thrid day of Merche, the zer of God Iⁿ V^e and fourty nyne zeris, befor thir witnes,

Master Andro Oliphant, Maister George [Mure], Jacob Nasmyth, our seritouris, with vtheris diuers.



S andred

CONTRACT OF MARRIAGE between Hugh third Earl of Eglington, and Lady Jane Hammiltoun,
daughter of James Duke of Chattellarault, 13th February 1554.

151. AT Edinburgh, the fourteene day of Februar, the zeir of God ane thousand five hundred fiftie
four zeris: In presence of counsale vnderwrittin, that is to say, reuerend faderis in God,
Robert Bishop of Orknay, Williame Bishop of Dumblane, Maister Henrie Sinclare, Dene of
Glasgou, ane venerable fader in God, George Commendater of the Abbay of Drumfermling,
Maister Johne Sinclare, Dene of Glasgow, Maister Abrahame Creichtoun, Prouest of Dunglas,
Maister Johnne Stevinstoun, Chantoure of Glasgou, Maister Williame Baillie, Lord Prouand.
Maister James Scott, Prouest of Corstorphin, William Hammiltoun of Sanchair, knycht, Maister
James McGill of Rankelclore Nethir, clerk of registri, Schir Johne Bellendeu of Auchnoull,
knycht, justice clerk, Maister Henrie Lauder, aduocat to oure Soverane Ladie, Maister Thomas
Marioribankis of Ratho, Richart Maitland of Lethingtoun, Robert Carnagy of Kynnaird, knychtis,
and Maister Johnne Gledstanis, licenciat in the lawis; comperit James Duik of Chattellarault,
Erle of Arrane, Lord Hammiltoun, etc., and Jane Hammiltoun, his lauchfull dochter, on that
ane part, and Hew Erle of Eglintoun, Dame Marioun Seittoun, Countes thairof, Richart Maitland
of Lethingtoun, knycht, Hew Wallace of Carnell, all personalie, and Maister Dauid Borthuik,
procuratoure specialie constitut for Robert Lord Semple, curatrice and curatouris to the said
Erle of Eglintoun, on that vther part, and gaif in this contract of mariage vnder writtin.
subscriuit with thair handis, and desyrit the samin to be insert and registrat in the buikis of
oure souerane Ladiis counsale, to haue the strent, force, and effect of ane act and decret of
the lordis thairof in tyme tocum, and letteris to be direct thairupoun to command and charge,
or to compell, pound, and distrenze athir of the saidis partiis for fulfilling thairof in all pouentis,
after the form and tennoure of the samin; the quhilke desyre the saidis lordis thocht ressonable,
and thairfoir hes ordanit and ordanis the saidis contract and appouementnamen to be insert and

registrat in the saidis buikis of counsale . . . off the quhilk the tennoure followis: At Edinburgh, the thretteint day of Februar, the zeir of God ane thousand five hundred fiftie and foure zeris; It is appounctit, aggreit, and finalie contractit betuix noble partiis, that is to say, ane noble and mychtie prince, James Duik of Chatellaralt, Erle of Arrane, Lord Hammiltoun and ane noble ladie, Jane Hammiltoun, his lauchfull dochter, on that ane part, Hew Erle of Eglington and Dame Marioun Seiton, Countes of Eglington, Robert Lord Semple, Richart Maitland of Lethingtoun and Hew Wallace of Carnell, his curatoures, on that vthir part, in maner, form and effect as efter followis, that is to say; the said Erle sall, God willing, marie the said Jane, and solempnizat the band of matrimoney with hir in face of halie kyrk betwix this and the

day of nixtoecum, and sall geif to her in lyfrent, titulo oneroso, befoir the completing of the said mariage, for the caussis, proffetis and gude deidis after following, be his charter and preecept of saising, to be haldin of oure Souerane Ladie, for seruice vsit thairof, with confirmationoun thairupoun be our said Souerane Ladie, all and haill the landis of Eist and West Manis of Ardrossan, with the toure, fortilice and castell thairof, togidder with ane pece of land callit the Cragis, with thair partinentis, with the myln of Ardrossan and multuris thairof; the landis of Knockbrehauch, with the partinentis; the landis of Sorby, with the partinentis; the landis of Mekle Busbie and Litill Busbie and thair partinentis; the landis of Greithill; the landis of Salcottis, with the Fischeartoun and havin of the samin, lyand within the baillierie of Cvning-hame and sehirefdomme of Are: For the quhilk the said noble prince, havand full power grantit and gevin to him be his lauchfull dochter, Ladie Ann Hammiltoun, donatrix in and to the said Hew, ward and nonentres of the landis vnder writtin of all zeris to ryn efter the said Hewis age of xvi zeris, vnto his perfite age of xxi zeris compleit, and forther ay and quhill the lauchfull entre of the rychtis aire or aris thairto, with auis, consent and auctorite of ane maist reuerend fader in God, Johnne Archbisshop of Sanctandrois, hir curatoure, for gud eausis, sall frelie dispone, geif, and grant, and be thir presentis frelie disponis, gevis and grantis to the said Erle, in name of tocher, his mariage foirsaid, with all elame, actioun, enteres or profeйт, that the said Ladie Ann micht haue or pretend aganis him for the said marriage . . . and als be the tennoure heirof disponis, gevis, grantis and assignis to the said Erle and the said noble ladie foirsaid, the langare levend of thame, and to the aris to be gottin betuix thame, quhilkis failzeand to the aris of the said Erle, all and haill the ward, nonentres and releif of all and haill the landis and lordschip of Ardrossan, etc. . . . and als the said noble prince be thir presentis, gevis, grantis and disponis to the said Erle, Ladie Jane, and thair aris foirsaidis, quhilkis failzeing, the said Erlis aris quhatsumeuir, all rycht, title and entrest that he hes or onywys may haue in and to the ward and nonentre of the fourtie markland of Eglington, etc. . . . And attour the said Erle, with auis and consent of his curatouris foirsaidis, bindis and oblisis thame to warrand, acquiete and defend the saidis landis, myln landis, multuris, castell and fortilice gevin to the said Ladie Jane in lyfrent, as gevin titulo oneroso, and sall vphald and warrand the samin to be zeirle worth to hir and hir assignais, during hir lyftyme, the soume of five hundred merkis, by kane fowlis and

kane hering; and failzeing the samin be nocth worth samekle, than and in that eais the said Erle, and his euratouris foirsaidis, bindis and oblisis him and his aris, to infect the said ladie in lyfrent, to be haldin as said is, in samekle landis, als competent lyand, as salbe zeirlie worth samekle as the saidis first landis sal be less worth nor five hundredth merkis: And further geif it happinnis in oyu tynes heirefter that ony causis or impedimentis of consanguinitie or affinitie, or vtheris quhatsumeuer, be kend or knawin betuix the saidis Erle of Eglington and the said noble ladie, quhilkis happinnis nocth tobe dispensit befoir the contracting of the said mariage, the said Erle, vpoun his expensis, sall obtene dewlie, and bring in thir partis, ane new dispensationis or dispensationis for removing of the said impedimentis als oft as neid beis, with ratification of the said matrimoney, nocthwithstanding the saidis impedimentis; or than sall diuorce the said first matrimoney be occacion thairof, quhilk being thairthrou dinoreiat, the said Erle sall, incontinent thairefter, caus vse the saidis new dispensationis dewlie, and of new agane contract and solempnizat matrimoney in face of halie kyrk with the said Ladie Jane: Prouiding, graunting and consenting alsua, be the tennour heirof, that geif the matrimoney abone specifit happinnis in ony tyme heirefter to [be] dissoluut, or the saidis Erle and Ladie be ony occacion tobe diuorcit sumple fra bed and burd, or vtherwys, and happinnis thairefter to remane vnmarriit, without defalt of the said noble Ladie; than and in that eais the said noble ladie sall brouik and jois during all the dayis and termes of hir lyftyme, all and haill the saidis landis, ward and nonentre abone writtin, be vertu of the said dispositioun and infection to be maid to hir thairof, as said is; togidder with all vthir landis, takis, rowmes, stedings, guidis or geir that sal happen to be gevin heirefter be the said Erle nundiat to the said ladie, donationis causa propter nuptias, aut intmitu predicti matrimoniis, or for quhatsumevir vthir caus, togidder with ane resonable terce of all landis and annuale rentis in the quhilkis the said Erl sal happen to deceis vestit and saisit as of fe, without preuidice of the said noble prince and ladiis actioun aganis the said Erle, his airis, exectouris and assignais, for restituutioun of the availl of the said mariage as dotes causa dispuoit to the said Erle, bot will and grantis that the said actioun remane in als gret strenth and effect as the saidis landis and vtheris to be gevin, as said is, had bene evictit fra the said noble ladie, be vertu of the said diuoreement: Prouiding alsna, that geif the said ladie, without ony falt or occasion of the said Erle, refusis and will nocth solempnizat the said mariage, now efter the obteining and bringing hame of the saidis dispensationis, and vsing thairof as said is, than and in that eais scho sall tyne the landis foirsaidis gevin to hir in lyfreut as said is, without preuidice of the actioun abone specifit for restituutioun of the availl befoir nemit: And for fulfilling of the premissis, and euerie pouent thairof, with awis and consent of the saidis Eris euratouris foirsaidis, ar content that this present contract be insert in the buikis of Counsale, to have the strenth of ane decreeit of the Lordis thairof, with execuciellis thairupoun in all the fourre formes as effurs; and for inserting heirof be thir presentis, makis, constitutis, and ordanis, Maisteris Dauid Borthuik and Thomas M'Calzeane, and ilk ane of thame, coniunctie and seueralie, oure werry lauchfull and ondondit procuratouris; gevand to thame, and ilk ane of thame, coniunctie and seueralie, oure werry full

power to compeir befoir the Lordis, and consent to the inserting heirof as said is : In witnes of the quhilke thing the partiis, and curatouris abone specifit, apprevand the thre eikis on the margane, as thai ar put and scorit, contenand the first in name of tocher, the secund contenand Dregarne, the thrid contenand the wordis Dregarne, with tennent, tenandrie and seruice of fre tennentis, mylnis and multuris, hes subscriuit thir presentis with thair handis, day, zeir and place abone-writtin, befoir thir witnes, George Commendater of the Abbay of Dumfermling, Willame Commendatare of Culross, Schir Robert Carnagy of Kynnard, knyeht, Maister Thomas Marioribankis of Ratho, Matho Hammiltoun of Mylburne, Andro Reidfurde, Schir Dauid Hammiltoun, and Maister Alexander Fores, notaris publict, with vthiris diuers : Sic subscriptitur, James. Erle of Eglington. Jane Hammiltoun. Countes of Eglington. Robert Lord Semple. Richart Maitland of Lethingtoun. Hew Wallace of Carnell : Extractum de libro actorum per me, Magistrum Jacobum McGill de Rankeloure Nethir, clericum registri ac consilii supreme domine nostre Regine, sub meis signo et subscriptione manualibus.

JACOBUS MAGGILL.

DECREE in favour of Robert Lord Boyd, against Hugh third Earl of Eglintoun,
29th May 1555.

152. AT Edinburgh, the xxix day of Maii, the zeir of God I^m V^e lv zeris : The Lordis of Counsale vnderwrittin, that is to say, reuerend faderis in God, Robert Bisshop of Orknay, Willame Bisshop of Dumblane, Maister Henry Sinclare, Dene of Glasgou, Maister Johnne Sinclare, Dene of Restalrig, Maister Abraham Creichtoun, Prouest of Dunglas, Maister Willame Baillie, Lord Prouand, Maister James Scott, Prouest of Corstorphin, Johnne Campbell of Lundie, Willame Hammiltoun of Sanchaire, Knychtis, Maister James McGill of Rankelour Nethir, Clerk of Registre, Maister Henry Lauder, Aduocat to oure souerane ladie, Maister Thomas Marioribankis of Ratho, Robert Carnagy of Kynnard, Richart Maitland of Lethingtoun, Knychtis, and Maister Johnne Gledstanis, licenciat in the lawis; Decretis, deliueris, decernis and ordinis Hew Erle of Eglintoun, Lord Montgomery, pronevoy, air and successor of vñquhile Hew Erle of Eglintoun, his tutouris and curatouris, gif he ony hes, for thair interess, to releif Robert Lord Boyd, and Adame Boyd of Penkill, pledge and souertie for him, Alexander Boyd in Craig, and Johnne Muir of Rowallane, plege and souertie for him, at the handis of Johnne Montgomery, sone lauchfull of vñquhile Patrik Montgomery in Irvin, and nerrest to him, off the sounme of thre hundreth and fiftie merkis vsuale money of this realm ; clamit be the said Johnne fra thame be vertu of ane summondis rasit be him vpoun ane act of adiornale aganis thame befoir the saidis Lordis, to heir thame, and ilkane of thame, decernit be the saidis Lordis decree to refund, content and pay to the said Johnne, for amendis and assythment of his said vñquhile faderis slaughter commitit be thame in the moneth of December, the zeir of God ane thousand five hundredre twentythre zeris ; and the same to be taxt, sett and modefit be the saidis Lordis

thair discretiou and decree, efter the availl and quantitie of the foirsaidis personis guidis, comittaris of the said slauchter: Beacaus lang efter the committing of the said slauchter of the said vnuhile Patrik be the saidis personis the tyme foirsaid, the said vnuhile Hew Erle of Eglintoun, be vertew of ane decree arbitrale gevin and pronuncit be certane juges arbitratouris, the secund day of Maii, the zeir of God I^u V^e xxx zeris, betuix the said vnuhile Hew Erle of Eglintoun, his barnis, brethir, kyn, freindis, seruandis and tennentis, on that ane part, and the said Robert Lord Boyd, vnuhile Mongo Myre of Rowallane, fader to the said Johnne Myre, thair barnis, brethir, kyn, freindis, seruandis and tennentis, on that vthir pairt, of the said Erlis consent, being ane of the saidis partiis, wes decernit and ordanit to discharge all assythmentis of slauchteris, bigane spulzeis, debatis, querrellis, contrauersis and actionis quhatsumeuir, committit be the saidis Robert Mongo, and vtheris foirsaidis, of all tymes bigane, vnto the date of the said decree arbitrale abone specifit; as the samin decree arbitrale mair fulclie propertis, off the date at Glasgou, the secund day of Maii, the zeir of God I^u V^e xxx zeris, schewin and producit befoir the saidis Lordis: And it is of veritie that the said vnuhile Patrik wes slane befoir the geving of the said decree arbitrale, and that he wes kynnismen and freind to the said vnuhile Hew Erle of Eglintoun; and that the said Adame Boyd of Penkell, and Alexander Boyd of Craig, ar kynnismen of the said Robert Lord Boyd, and the said Johnne Muir is sone and air of the said vnuhile Mongo Myre; and thairfoir, in respect of the said decree arbitrale decerning the said vnuhile Hew Earle of Eglington to discharge all assythmentis and slauchteris, bigane spulzeis, debatis, querrellis, contrauersis and actionis quhatsumeuir committit be the saidis Robert, vnuhile Mongo, and vthiris foirsaidis, vpoun the said vnuhile Hew Erle of Eglintoun and his foirsaidis, in all tymes bigane, vnto the date of the said decree arbitrale: the said allegit slauchter, committit befoir the date thairof, aucht and suld be decernit to relief the said Robert Lord Boyd, his collegis and cautioneris abone writtin, of the said sovm of thre hundred and fiftie merkis contenit in the said summondis, efter the forme and tenour of the saidis Lordis decree gevin therypoun at the instance of the said Johnne aganis the saidis Robert Lord Boyd, Alexander Boyd, and thair cautioneris foirsaidis, and conforme to the said decree arbitrale gevin betuix the saidis partiis thairupoun; lyke as wes werry verefit and vnderstand to the saidis Lordis; and thairfoir ordains letteris to be direct at the saidis Robert Lord Boyd, Alexander Boyd, and thair cautioneris foirsaidis instance, aganis the said Erle of Eglintoun, his tutouris and curatouris foirsaidis, to the effect abone writtin, in forme as effeirs: the saidis Robert Lord Boyd, Alexander Boyd, and thair cautioneris foirsaidis, comperand be Maister Dauid McGill, thair procurator; and the said Erle of Eglintoun, his tutouris and curatouris for thair interes, being lauchfulie summond to this actioun, of tymes callit and noct comperit: Extractam de libro actorum per me, Magistrum Jacobum McGill de Rankelour Nether, clericum rotulorum, registri, ac consili^u supreme domine nostre Regine, sub meis signo et subscriptione manualibns.

JACOBUS MACKGILL.

CONTRACT of MARRIAGE between Thomas Kennedy younger of Bargany, and Agnes Montgomery, sister of Hugh third Earl of Eglington, 12th January 1555.

153. AT Edinburgh, the tuelt day of Januar, the zeir of God I^M V^E lv zeris: It is appounctit, aggreit and finalie contractit betuix ane noble and mychtie lord, Hew Erle of Eglington, Lord Montgomery, etc., Dame Marioun Seytoun, Countes of Eglington, his moder, and Agnes Montgomery, hir dochter, sister to the said Erle, on that ane part, and Thomas Kennedy of Bargany and Thomas Kennedy, his sone and apperand aire, on that vthir part, in maner, form, and effect as efter followis; that is to say, the said Thomas Kennedy zounger sall, God willing, marie and tak to lanchfull wyfe the said Agnes Montgomery, and compleit and solempnizat the band of matrimony, with hir in face of halie kyrk, betuix and the feist of Witsounday nixtocom; and the said Thomas Kennedy of Bargany elder sall infect the said Agnes, in hir pure virginitie, in lyfrent, for all the dayis of bir lyfe, in all and sindrie the landis vnder writtin, that is to say, the landis and barony of Kyrkoswald alias Balmickneill, extending to xii pund land of auld extent, with the pertinentis and myln of the samin; fourty s. land of Fardenereoch; xx s. land of Craigcannoche; and the fourty s. land of Kyrkbride; with all thair pertinentis, lyand in the baillierie of Carrick, within the schirefdome of Are . . . and sall warrand and vphald the foirsaid haill landis to be worth be zeir five seoir bollis meill and beir, and ane hundredth pundis money of this realm: And forther, geif ony impedimentis of consanguinitate beis knewen now, the said Erle and his moder sall mak the expensis of ane sufficient dispensatioun for the samin; and geif thair be ony impediment of affinite, or consanguinitate, or vthirwys, happinnis heirefter to be knewin betuix the saidis Thomas Kennedy zoungar and Agnes, his future spous, to stand, quhairthon thai may nocht remane in lauchfull matrimony; in that eais, how oft oceurris the same in ony tyme euming, the said Thomas Kennedy elder of Bargany, and his sone foirsaid, sall als oft bring hame ane sufficient dispensatioun thairof, and vse the same vpoun thair expensis; and the said Thomas Kennedy zoungar sall in that eais iterat and solempnizat of new the said band of matrimony with the said Agnes, geif neid beis, als oft as salbe thocht expedient, ay and quhill the samin may lefullie stand be the lawis of the realm: For the quhilk mariage to be compleitit, and infectmentis to be maid as said is, the said Erle and Dame Marioun, his moder, bindis and oblisis thame, thair aris and assignayis, to content and pay to the said Thomas Kennedy of Bargany elder, the sounme of tua thousand and tua hundredth merkis equalie betuix thame, at the termes as efter followis, that is to say, the said Dame Marioun at the completing and ending of the said band of matrimony, the sowne of ane thousand merkis money of this realm, three hundredth merkis at Mertymes nixt thairefter following, that is to say, the said Erle tua hundredth merkis, and his moder ane hundredth merkis thairof, to be payit viii dayis befoir the said term; vther thre hundredth merkis to be payit aucht dais befoir the term of Mertymes in wynter nixt thairefter, be the said Erle alanelrie; and sua furth zeirlie aucht dayis befoir Mertymes thre hundredth merkis, quhill the compleit payment of the said sowne of tua thousand and tua hundredth merkis, to be

payit be the said Erle alanelie as said is: And siclike the said Erle and his moder sall pay equalie betuix thame to the said Thomas Kennedy zounyar and Agnes, his future spos, the sowm of tua hundredreth merkis within ane zeir after the completing of the said mariage, to thair planesing: And the said Erle sall fynd with him Neill Montgomery of Langschaw, Johnne Craufurd of Craufurdlan, and Hew Montgomery of Auchinhude, coniunctie and seueralie, cautioneris and souerteis actit in the buikis of Counsale, for his part; and siclike the said Dame Marioun sall fynd with hir self George Lord Seytoun coniunctie and seueralie, cautioneris and souerteis actit in the saidis buikis for hir part; and for fulfilling of all and sindrie the pounetis of this present contract, ilkane for thair awin partis respective as is abone writtin, ar bund, obleist, and sworn, aither of thame to vtheris: And als geif it happinnis that the said matrimoney beis nocht completit, or geif diuorce beis led and deducit at the instance of the said Thomas Kennedy zounyer, or be occasioun or falt quhairthrou the said matrimoney may nocht lauchfullie stand; in that cais the said Agnes sall, nochtwithstanding the diuorce, brouik and joiss hir foirnemitt lyfrent laundis, and thair proffettis, and hir infektment thairof sall stand in the awin strenth and haill effect as it did of befoir, nochtwithstanding ony clausse to be contenit in the said diuorce: And the saidis Thomas Kennedy of Bargany, elder and zounyar, sall nochttheles refound, content and pay agane to the said Agnes and hir barnis the sowm of tua thousand and four hundredreth merkis, quhilkis thairessaue in tocher as said is: And geif it happinnis, as God forbeid, thair be na aris maill procreat betuix the saidis Thomas Kennedy zounyar and Agnes his future spos, quhairthrou the aris famale, geif ony beis gottin betuix thame, may nocht succeed to his hereditage be resoun of ane charter tailzie, in that cais the foirsaid haill sowm of tua thousand and four hundredreth merkis salbe refoundit, contentit and payit agane be the said Thomas and his aris maill, to the are or aris faunale that salhappin to be gottin betuix him and the said Agnes, to thair mariage, but fraud or gile: Attour, the said Erlis freindis quha hes subseriuitt this present contract, hes consenting to the making thairof, and thinkis the samin meit of parage, lefull, convenient and honest; and als the saids Thomas Kennedy elder and zounyer sall act thame selffis in the saidis buikis of Counsale for fulfilling, observing and keping of all the pounetis of this present contract for thair partis: And finalie, bayth the saidis partiis, with thair securiteis foirsaidis, ar content and consents that this contract be registrat in the buikis of Consale, and decernit to haue the strenth of thair decreit of the Lordis thairof, with executorellis of pounding or horning to pas thairvoun in form as effeirs; and als to be actit in the Officiallis buikis of Glasgou, geif neid beis, and thai moneist to fulfill the samin: In witnes of the quhilk thing bayth the saidis partiis, and thair souerteis foirsaidis, hes subseriuitt this present contract with thair handis, day, zeir, and place foirsaidis, befoir thir witness, James Duik of Chattellarault, Lord Hammiltoun, etc., Johnne Archbisop of Sanctandrois, Abbot of Paslay, etc., Colyne Campbell of Arkinglass, Johne Muir of Cauldwell, William Muir, his brother, Schir Allane Portarfeild, Vicar of Ardrossane, and Johne Blair of Middil-anehindrane, with vthers diuers: Attour, the said Erle, with consent of Robert Lord Semple, Riehart Maitland of Lethingtoun, knyght, Hew Wallace of Carnell, Dame Marioun Seytoun,

Countes foirsaid, his curatonris, bindis and oblis him, his aris and assignais, to warrand, releif and kep skathles the saidis cantiounris anent his part of the said contract, and hes subseruitt this contract in takin of thair consents, day, zeir, and place foirsaidis and witnes abone writhin.

HEW MONTOOMERY of Auchinhuid, with my hand at the pen led be James Nieolson, nottar, at my command. Sie est, JACOBUS NICOLSON, Notarius.

The image shows two handwritten signatures in black ink. The top signature reads "DUNLOP of Eglintoun" and the bottom one reads "Earl of Eglintoun".

BOND OF MANRENT by James Dunlop of that Ilk, to Hugh third Earl of Eglintoun, 1st August 1559.

154. BE it kend till all men be thir present letteris, me James Dunlop, laird of that Ilk, to be come man and seruand to ane nobill lord, Hen Erle of Eglintoun and Lord Montgumarie, and be the tenor heirof byndis and oblis me, my self, kyne, frendis and part takarris, for all the dais, yeiris and termes of my lyiftyme, and sall serue, fortifie and defend the said Erle, his kyndis, freindis and part takaris aganis all deidlie, with my kynd, freindis and adherentes, the authoritie allancerie beand exceppit; and this seruice to be done to the said Erle onlie in tyme of the anhortie weris and the said James to be na ferther astrickit nor the seruie abone vrityng; and sall nener heir nor wit the said Erle skaith, nor his foirsaidis, bot I sall aduerteis him with deligence; and my housis and plasis to be patent in tyme cummyng to the said Erle, and his freyndis, sernandis and part takarris in tyme of neid quhen it requiris; and this band of manreid to be obseruit and kept vnder the pane of my guidis, movable and immovable, present and for to eum, periure and defamacione for euir, conforme to the clausis abone mensionait; and this present band to be extendit in the maist dew and ampill forme that can be devisit: In vitnes of the quhilk I haue subseruitt this my present band of manreid wit my hand, att Polnen, the first daye of August, zeir of God I^M V^E fyfty nyne zeiris, befoir thir witnes, William Muir of Glanderstoun, James Movat of Mvit, and Maister Patrik Vidderow, notar.

I JAMES DUNLOP Laird of that Ilk, wt my hand.

CONTRACT between Robert Lord Boyde, and Neile Mungumry of Langschaw, etc.,
10th February 1560.

155. AT Glesgu, the tent daye of Februar, the zeir of God I^M V^E and sixtie zeiris: It is appoyntit, aggredit and finallie endit betuix honorable personis and pairteis vndirwritten, thay ar to saye, Robert Lord Boyde for him self, and takand the burdinge vpone him for John Birsbane of

Bischoptoune, Charlis Mowat of Busbie, Dauid Fairnelie, zoungar of that ilk, Robert Boyde in Clerklande, Archinbalde Boyle, sone to wmquhill Johne Boyle of Kelburne, and Williame Blair in Hendreiscroft, vpone that ane pairt; Neile Mungumry, sone and air to wmquhill Schir Neil Mungumrie of Langschaw, Knycht, for him self and als takand the burding vpone him for Dame Margaret Mwre, his moder, Cristiane Mungumry, Elizabeth Mungumry and Helyne Mungumry, sistiris germane to the saidis Neile, and als for Thomas Mungunry, James Mungumry and Johne Mungumry, soneis naturale to the saidis wmquhill Schir Neile, vpone the wthir part, in manner following: Forsameikill as the saidis Neil, Thomas and James Mungumrys soll remit, and be thir presentis remittis, and in lykwyis the said Dame Margaret Mwre, Cristiane, Elizabeth and Helyne Mungumryis, sistiris, and the said Johne Mungumry, soll remit and forgif vnfteinzeitle with thair hartis, to the saidis Robert Lord Boyde, ande the remanent personis abonewrittin, and to thair kin, freindis and pairt takaris, all rancour, haitrent, displesour or malice quhilkis thai haif, hes had, or ony wyis may haif aganis the saidis Robert Lord Boyde, ande the remanent personis, his pairttakaris abonewrittin, for the slaunchir of the saidis wmquhill Schir Neile Mungumry, fadir to the saidis Neile, committit and done be thame in the toune of Irvin, in the moneth of Junii, in the zeir of God I^M V^E and fourty sevin zeiris; and the saidis Neile soll caus his said moder, brethir and sistiris mak the saidis remit and forgifnes in the toun of Irvin, the twenty thre daye of Februar, quhair the saidis Robert Lord Boyd soll humilie compeir, with the remanent his pairttakaris abone rehersit, in maner vnderwrittin, and humilie for Goddis caus, imploir and seik the saidis remit and forgifnes for the saidis offence: And attour, the saidis Neile Mungumry soll caus mak, seill, subserive and deliuer to the saidis Robert Lord Boyde and the remanent his partakaris abone-writtin, ane sufficient letter of slayance in dew and compitent forme be the four brancheis of the saidis wmquhill Schir Neil, videlicet, of the Erle of Eglintoun as cheif and principale of the fadirsyd, be the Erle of Argyle as cheif and principale of the moder and guiddam syde, the Erle of Cassillis as cheif and principale of the guiddam on the fadirsye, and that betuix and the first daye of Maii, in the zeir of God I^M V^E and sextie ane zeirs: For the quhilk remit and forgifnes and letter of slayenee swa to be maid and deliuerit, the saidis Robert Lord Boyde, and the remanent his pairttakaris abonewritten, committaris of the saidis slaunchter, soll vpone the twenty thre daye of Februar forsaid, in the said towne of Irvin, in quhat maner the saidis Neile pleissis to devyis, at the mereat eroce or kirk of the said toune as the saidis Neile thinkis speidfull, and thair befor none soll compeir in plane audience of the people, and thair, vpone thair kneis with reurence as effeiris, soll vnfteinzeitle ask God forgifnes for the saidis offense, and subsequentlie the said Neile, his brother, moder and sistiris for thame selfis, and in nayme and behalff of the remanent thair kin and freindis, and soll offir to the said Neile ane naikit sworde be the poynte, in taikin of thair repentence fra the boddum of thair hartis; quhair the said Neile, his moder, brother and sisters soll remit the said offence, and accept the said Robert Lord Boyde and his pairttakaris in thair faouris: Quhilk offence swa

beand remittit be the said Neile, his moder, brether and sistiris, the said Robert Lord Boyde
 soll content and pay to the saidis Neile Mungumry, the sowme of auchtene hundreth and
 fourty merkis moneye . . . And attour, the saidis Robert Lord Boyde, as assignaye to
 Margarete Boyde, his sistir, remittis and dischairgeis to the said Neile all maner of gudis and
 geir intromettit with be him quhilk pertenit to the said Margaret be deceis of wmquhill Johne
 Mungumry, hir spous: And in lykwyis the saidis Neile Mungumry remittis and dischairgeis
 the said Robert Lord Boyde of all spolyis committit be him vpone the said Neil or his tennentis
 befoir the dait heirof; prouidinge alwyis the saidis Robert Lord Boyde, as assignaye to the said
 Margaret, soll haif her terce or coniunetie of the landis of Gallowberrie, or hir lyfretn thairof
 conforme to hir titill, safar as the samyn may serve in the lawe: And attour, the said Neile
 grantis him to haif resaifit fra the said Robert Lord Boyde the sowme of thre hundreth and
 fourty merkis money, quhilk wes restande of the toochquhair promisit be wmquhill Robert Lord
 Boyde with the saidis Margaret Boyde, to the saidis wmquhill Schir Neile and wmquhill Johne
 Mungumry, quhairof he dischairgeis the saidis Robert Lord Boyde, and soll warrand him thairof
 at all handis: And for the mair tendir kyndnes, ather of the saidis parteis soll stand freindfull
 and amicable ilk ane to wthiris, and soll tak afald part with wtheris in all quarelis leissum and
 honest: And for the mair assyment and obedience to be done to the saidis Neil Mungumrey,
 Charlis Mowat, Robert Boyde and Willame Blair soll, at the saidis Neilis pleasour, depart
 of the realme of Scotland to the realme of France, and thair to remane durante the saidis
 Neilis will: And gif it happenis the saidis Neile or his brether mak motioun or querele for
 the said slachtir, contrar the saidis Robert Lord Boyde, or his pairttakaris foresaid, in that
 eais the saidis Robert Lord Boyde soll haif the said steddinge of Cokilbie, and soumis of
 money abone written, redelivuerit agane to him be the saidis Neile sa sone as the fault is knawin,
 and that for coist, skayth and damanage sustenit thairthrou: And the saidis Robert Lord
 Boyde hes funden John Symeruell of Cambusnethane, William Cwnyghame of Cwnyghamhede,
 Johne Mwre of Rowallane, cautioneris and souerteis, coniunctie and seueralie, for the fulfillinge
 of his part of this contract, and payment of the sowmis of moneye forsaidis: And aither of
 the parteis ar contentit this present contract and appoynment be registrate and inserte in the
 bewkis of Counsell, and in the baillie court bewkis of Cwnyghame, and to haif the strynth and
 effect of thair actis and decretis: In witnes of the quhilk the parties and cautioneris hes
 subscrivit thes present contract with thair handis, daye, zeir, and place foirsaidis, befoir thir
 witnes, Johne Fowlertoun of Dreghorne, Johne Lyndsaye of Coveintoun, John Lokart of Bar,
 Robert Boyde of Portincors, Johne Fairnelie of that ilk, Adam Boyde of Pinkill, Hew Mun-
 gunry of Hesilheide, Johne Crawfurde of Crawfurdlande, and Patrik Hamiltonue of Bogsye,
 with wthiris diuers.

NEYLL MONGUMRY of Langsehaw.

JOHN MUR of Rowallen.

R. BOYD.

JHON SOMERUELL of Cambusnethan.

COYGHAMHED.

OBLIGATION by Neile Mungumrie of Langshaw, to Robert Lord Boyde and others,
February 1560.

156. BE it kend till all men be thir present letteris, me Neile Mungumrie, to be bundin and oblist,
and be the tennour heirof binds and oblis me to ane noble and mychty lord, Robert Lord
Boyde, Charlis Mowate of Busbie, Robert Boyde of Clerkland, and Williame Blair in Hen-
dreaserof, that forsamekill that for assythment and obedienee to be done to me be the said
Robert Lorde Boyde, it is appoynit betuix me the said Neile vpone that ane pairt, and the
said Robert Lord Boyde upone the wther, that the said Chairlis Mowat, Robert Boyde and
Williame Blair sall depart of the realme of Scotland to the realme of France, thair to remane
duriinge my will; and that for the slauehtir of wmquhill Schir Neile Mungumrie of Langshaw,
my fadir; as the said appoyntment maid at Glasgw, the tent of Februar, the zeir of God
I¹ V⁵ and sextie zeiris, mair fullie propertis: Neuertheles quhat tyme or how sone it sall
happin the said Robert Lorde Boyde, the saidis Chairlis Mowat, Robert Boyde and Williame
Blair, and the remanent thair partakaris contenit in the said contract, to mak to me, Dame
Margaret Muir, my modir, and to my brether and sisteris, the omage and fewtie specifit in
the samyn contract, in the burgh of Irvin, and estir the tennour of the samyn: I be the tennour
heirof renunceis that pairt of the said contract quhilke beiris that they sould depart to France:
willing and consentinge that thai remaine in Scotland nochtwithstandinge the samyn, and swa
nocht to depart to the said realme of Frane: In witnes of the quhilke I haif subscrivit this
present letter with my hand at the day of Februar, the zeir of God I¹ V⁵ ix
zers, befoir thir witnes, Johne Muir of Rowallane, Johne Fullertoun of Dregarne, Adam Boyd
of Penkill, Dauid Berelay of Ladyland, Johne Lokhart of Bar, with vtheris diners.

NELE MONGUMRY of Langshaw.

LETTERS of SLAINS by Neill Montgomery of Langshaw, and his kin, to Robert Lord Boyd
and others, for the slaughter of Sir Neill Montgomery of Langshaw, Knight [1560].

157. To all and syndry quhom it efferis to quhais knawlege thir present letteris saltocum, Nele Mont-
gomery of Langshaw, sone and air of vñquhile Schir Neill Montgomery of Langshaw, Knycht,
Hew Erle of Eglintoun, pronevoy and air of vñquhile Hew Erle of Eglinton, quha vas fader to the
said vñquhile Schir Neill, Gilbert Erle of Cassilles, Lord Kennedy, nerrast branche elenatly suc-
eedit of vñquhile Johne Lord Kennedy, brother to vñquhile Kennedy, Lady Montgomery.
guddam to the said vñquhile Schir Nele, his twa branchis on the faderis syid, Archebald Erle
of Argyll, Lord Campbell and Lorne, standand for twa of the branchis on Dame Helene Camp-
bell, his vñquhile moderis syid, elenatly succeedit of the hous of Argyll, and hous of Steuart of

Lorne, Greting in God euirlasting: Vittis zour vniuersiteis that we, with ane consent, full consall and assent of all the kin and freindis of the said vmquhile Schir Neill, for ws and tham, for amite, freindschip, tendirnes and familiarite to stand betuex ws and Robert Lord Boyd, and the remanent persones vnderwrittin in tyme cummyng, and for diuers sovmes of mony payet to me the said Neill be the said Robert Lord Boyd, conform to ane contract maid betuex the said Robert Lord Boyd and me the said Neill, of the dait at Glasgw, the tent day of Februar, the zeir of God, ane thousand fyve hundreth and sextie zeris, to haif remittit and forgevin and be thir present letteris, for ws and the remanent of the kin and freindis of the said vmquhile Schir Neill, and for all and syndry our kin, freindis, successouris and allya, remittis and forgevis, purily and sympilly renuncis for now and euir, to the said Robert Lord Boyd, Charles Movat of Knokintebir, Johnn Brisbane of Bischeptoun, Dauid Fairly zounigar of that Ilk, Robert Boyd in Clerkland, and Archebald Boyll, now vardour of Rysholm, and William Blair in Henrecroft, thair kin, freyndis, parttakaris and complices, the maleis, rancour and hatrent of our hartis and myndis, callit (eroo and gaw), and all actiones criminall and ciuill, quhilikis we, or ony ane of ws, had, hes, or vthervyis may haif in tyme cumming, aganis the saidis persones, or ony of tham, thair kin, freindis, seruandis, parttakaris and complices, for the cruell and violent slaunchter of the said vmquhile Schir Neill; swa that we, nor name of ws, nor name of oures aires, barnes, nor zet name of our kin nor freindis, of our fadersyd nor modersyd, nor name vtheris in our names haifand command of ws or pover thairvpoun, nor na vtheris that we may lat, sall haif, aggregae, or clame ony maner of actiones aganis the saidis persones, thair kin, freindis, seruandis, parttakares and complices, nor zet sall follow nor persew tham for the said slaunchter be ony maner of vay in tyme cummyng: Certefeing thairfor zow, and all and syndry quhom it efforis, that the said Robert Lord Boyd, for him and the remanent persones aboun writting, thair kin, freindis, seruandis, assistaris and parttakares, be vertew of the said contract, hes made full assythment and full satisfactioun for the said slaunchter: and this to all and syndry quhom it efforis we mak it knavin be thir presentes: In vitnes herof to thir our present letteris of slayance, subscriuirt with our handis, our seillis ar to hungin, at the day of the moneth of , in the zeir of God I^M V^E and zeris, befoir thir vitnes .

CASSILLIS. EGLINTOUN. AR. E. ERGULL.

REVOCATION by Hugh third Earl of Eglington, of Charters granted and acts done by him in his minority, 30th September 1561.

158. Curia capitalis vicecomitatus de Air, post festum Sancti Michaelis, tenta in pretorio eiusdem, coram nobili et egregio viro Matheo Campbell de Loudoun vicecomite de Air, Joanne Lokhart de Bar, Joanne Schaw de Italy, Thoma Craufurd de Camppell, Carolo Campbell de Skeldoun, Roberto Craufurd de Cloynane, Alexandro Nesbet de Bankheid, Villichmo Campbell de Horseleuche, Roberto Campbell de Craigdow et Nieolaio Scherar

vicecomitibus deputatis de Aire, coniunctum et diuisum, die vltimo mensis Septembris, anno Domini millesimo quingentesimo sexagesimo primo, sectis vocatis, curia confirmata.

THE quhilk day comperit in jugement ane noble and potent Lord, Hew Erle of Eglintoun, etc., now cumand to zeris of discretiou, and vndirstanding him to be gretunly hurt and defraudit in his minoritie and lessage, be the making, geving and graunting of the alienationis, giftis and dispositionis vndirspefeit to the enorme lesioun of his hous, honor and profeit, without gud deid or profeit resauit be him or to his vtiltie or profeit, haveand thairthrow gud occasioun and actioun to reuock, cass and annull the samyn, and all that followit, or might follow thairupoun, as is particullarly esfir specifeit: That is to say, hes maid, and makis, be thir presentis, reuocatioun of all alienationis, dispositionis, aetis, contraetis, obligationis, giftis quhatsumeuir of his landis and gudis, movable and vnmovable, done be him to his hurt in his minoritie and lessage, and speciallie reuockit the contract maid betuix him, on that ane pert, and Nele Montgumrie of Langschaw, on that vther pert, of the dait the day of
 in the zeire of God I^M V^E lvi zeris; the chartour blanche maid be the said Erle to the said Nele of the landis of Langschaw, Galloubereis Crewoche, Mylnstanflatt, Kybryd, with donatioun of cheplanreis beneficeis thairof; with the landis callit Alhallouchapell, Crevardow, Annyman, and eertane vther landis liand within the erledome of Carrick; ane discharge gevin be the said Erle to the said Nele of the burnyng of the tymmer of Eglintoun, and spulzeinge of the gudis out of the same, and spoliation of the said Erles euidentis out of the place of Polnone: Item, ane precept of favours gevin be the said Erle to the said Nele of the landis of Kilbryd, Mylnstanflatt, Crewoeh Galloubereis: Item, the contract maid betuix the said Erle for the perte of Jene Montgomery his sister, on that ane perte, James Stewart of Cardonnald, and Matho Stewart his sone, on that vther pert, of the dait the day of the zeir of God I^M V^E lxi zeris: Item, the contract betuix my Lord Duik for the perte of Johanna Hamiltoun his doucher, on that ane perte, and the said Erle on that vther perte, of the dait the xij day of Februar, the zeir of God I^M V^E and liii zeris: Item, the contract maid betwix the said Erle, on that ane pert, and vnuquhile Dame Marioun Setoun his moder, on that vther pert, of the dait the day of the zeir of God I^M V^E lvij zeris: Item, the contract maid betuix the said Erle, vnuquhile Maister Johnne Robertsoun, burges of Edinburgh, and Beatrix Schewage his spous, on that ane vther pert, of the dait the xx day of Junii the zeir of God I^M V^E lvij zeris: Item, the precept of sesing maid, selit, and subseruyit to William Ker of Trearne, of the landis of Trearne, as air to his fathir, and thaireftir his resignationis of the saidis landis maid be the saidis Williame in the handis of the said Erle as superior thairof, in favours of the said Williame and his wyf; and siclyk reuockis the rentallis maid be the said Erle to ony person or personis of the landis of Ardrossane, Roberton, or Eglintoun, or ony pert thairof, and speciallie the rentale maid be the said Erle to Alexander Broun of the stedding of Auchinsehangand, liand in the said barony of Ardrossane; the rentale maid be the said Erle

to Alexander Michell of Fresellishill of the landis callit the Cruik the Feus, and quarter of the Manis of Eglintoun; the landis of Mancur, Gemmillcroft and Spretward, liand within the lordship of Eglintoun; or of ony vther landis of the said lordschip; the rentallis maid be the said Erle to Thomas Michell, Johnne Michell, Thomas Michell his sone, of the samyne landis, togidder with all rentallis maid be the said Erle of the landis and steddingis in the barony of Eglisholme, Eistwod, Tankertland, Muireleys, Langsyid, to ony persone or personis; and specialie the rentale maid be the said Erle to Willame Mure of Glanderstoun of the mark land of Querrelholl, and the rentale maid be the said Erle to Symont Makgill of the landis of Kirkmure of Eglisholme, lyand in the said barony of Eglisholme; togidder with quhatsumeuir rentall maid be the said Erle to ony person or personis of the landis of Bonyntoun and Piltoun, liand within the shirefdome of Louthiane: Item, ane precept selit and subscrut be the said Erle to geve sesing to Patrik Montgomery of Gyfflein, as aire to vñquhile Montgomery of Gyfflein, of the landis of Gyfflein and vthiris his landis haldin of the said Erle; the gift of warde, releif and nonentres disponit be the said Erle to Robert Ker of Kerrisland, of the xx merk land of Kerrisland; togidder with ane new infestment maid, selit and subscryuit be the said Erle of the saidis landis of Kerrisland to the said Robert; and in lykwayis the gift of nonentres, ward and relief of the landis of Ramfurle Mynnok, maid be the said Erle to the said Robert: Item, the new infestment maid, selit and subscrut be the said Erle to Johnne Mure of Cauldwall of the landis of Ramisheid and Bigartis: Item, ane precept of sesing gevin be the said Erle to the said Johnne of the landis of Thorn-toun, togither with the new infestment maid, selit and subscryuit be the said Erle to Hew Mure, sone and apperand are to the said Johnne Mure of the saidis landis of Ramisheid and Biggartis, vpoun the said Johnnis resignatioun: Item, the gift of the ward, releif and nonentres disponit be the said Erle to the said Johnne Mure of Cauldwall of the lands of Bredstane: Item, the gift of the warde, relief and nonentres disponit in lykwayis be the said Erle to Archebald Mure, bruthir to the said Johnne Mure, of the xx^l land of Snodgerss, of the landis of Montgomereis Mynnok, Ramfurleis Mynnok and Braidstane, with the bailliery of Beyth: Item, the dispositioun maid be the said Erle to his kyndnes and possessioun of the landis of Drumgrane to the said Willame Mure of Glanderstoun: Item, ane infestement maid be the said Erle to Adame Montgomery, sone and apperand are to Johnne Montgomery of Bredstane, of the xij mark land of Braidstane, and xl^l land of Montgomereis Mynnok; the precept of sesing gevin be the said Erle to Neill Montgomery of Langschaw, of the landis of Galloubereis, Crevocht, Mylnstanflatt and Kilbryid; the gift of warde, releif and nonentries of the landis of Lochwod, disponit be the said Erle to James Lokhart of Lee; the gift of the merkland of Annanhill, of the warde, none entre and releif thairof, disponit be the said Erle to James Mowat of Moitt: Sicklyk xx blanek wryttingis subscryvit and delyuerit be the said Erle to the said William Mure; five blanekis to the said Johnne Mure; and four blanckis to the said Archibald Mure, the foirsaidis landis and bailliere liand within the shirefdome of Aire: Becaus the same proceidit and wes done imprudentlie be the said Erle in his minoritie and lessage,

and swa the saidis alienationis, infestmentis, dispositionis, giftis, resignatiounis, obligatiounis, rentallis, blank wryttingis, vpoun the law are null in the self, and of nane avale, force, nor effect, with all that followit thairupoun; protestand, thairfoir, that the said Erle, reuokand as said is, may be restorit *in integrum* agane thareto, sicklyk as the samyn had newre bene disponit nor annalit, gevin, promittit, or done be him; with all byrun males, fernies, proffetis and dewiteis thairof, according to the prouisioun of the common law: Quihilk reuocatioun and protestatioun wes resauit and admittit in sa far as the law promittis in sic causes. Extractum de libris actorum curie vicecomitatus de Air, per me Johannem Blair de Mydill Auchindrane, notarium publicum ac dictae curie scribam sub meis signo et subscriptione manualibus.

JOHANNES BLAIR.

COLLATION by Pope Paul III. to John Howstowne of a Canony in the Cathedral of Glasgow,
26th June 1547.

159. PAULUS episcopus seruus seruorum Dei, venerabili fratri Balneoregiensi episcopo ac dilectis filiis precentori et subdecano ecclesie Glasguensis, salutem et apostolicam benedictionem. Hodie, eum dilectus filius, Johannes Howstowne, presbyter Glasguensis diocesis, cui nuper de canonicatu et de Glasgow secundo vicaria nuncupata prebenda ecclesie Glasguensis, tunc per liberam resignationem dilecti filii Johannis Sprewle, etiam tune ipsius ecclesie canonici, de illis quos tune obtinebat per certum procuratorem suum, ad id ab eo specialiter constitutum, in manibus nostris sponte factam et per nos admissam, vacantibus concesseramus prouideri concessionis gratie huiusmodi, literis apostolicis desuper non confectis, per certum procuratorem suum, etiam ad id ab eo specialiter constitutum, in eisdem manibus sponte et libere cessisset. Nosque cessionem ipsam admittentes de dietis canoniceatu et prebenda, vt prefertur, vacantibus et antea dispositioni apostolice reseruatis prefato Johanni Sprewle per quasdam prouidissimus. Nos eidem Johanni Howstowne, quod, dicto Johanne Sprewle cedente vel decedente, aut canoniceatum et prebendam predictos alias quomodolibet dimittente vel amittente, et illis quouismodo etiam apud sedem apostolicam vacantibus, et in certos alios tune expressos euentus licet sibi ad dictos canoniceatum et prebendam liberum habere accessum et ingressum, per alias nostras litteras indulsimus, prout in singulis litteris predictis plenius continetur. Quocirca discretioni vestre, per apostolica scripta mandamus quatenus vos, vel duo aut vnu vestrum, si et postquam dictae posteriores littere vobis presentate fuerint, per vos, vel alium seu alios, faciatis auctoritate nostra eundem Johannem Howstowne facultate iuris accedendi et ingrediendi, ac, in euentum accessus et ingressus huiusmodi, possessione dictorum canoniceatus et prebende, et illis forsitan annexorum iuxta indulti predicti continentiam pacifice gaudere; non permitentes, eum desuper per quoscumque quomodolibet indebitate molestari, contradictores per censuram ecclesiasticam, appellatione postposita, compescendo; Non obstantibus omnibus que in dietis posterioribus litteris voluimus non obstarere: Seu si venerabili fratri nostro archiepiscopo et dilectis filiis, Capitulo Glasguensi vel quibusvis

aliis, communiter vel diuisim, ab apostolica sit sede indultum quod interdici, suspendi vel excommunicari non possint, per litteras apostolicas non facientes plenam et expressam ac, de verbo ad verbum, de indulto huiusmodi mentionem. Datum Rome apud Sanctumpetrum, anno Incarnationis Dominice millesimo quingentesimo quadragesimo septimo, sexto kalendas Julii, pontificatus nostri anno terecio decimo.

PROCESS OF DIVORCE at the instance of Hugh third Earl of Eglintoun against his first Countess,
Jane Hammiltone, 2nd April—29th May 1562.¹

160. ISTE est processus habitus et deductus coram venerabili viro, Magistro Joanne Houstoune, canonico ecclesie metropolitane Glasguensis, et de Glasgu secundo in eadem nuncupata prebenda prebendario, ac reverendissimi in Christo patris et domini, Joannis miseratione diuina Sanctiandree Archiepiscopi, regni Scotie primatis, ac cum potestate legati a latere sedis apostolice legati, iudice et commissario subdelegato, in quadam causa diuortii mota inter nobilem et potentem dominum, Hugonem comitem de Eglintoune, dominum Montgomerie, ab vna, et nobilem domicellam, Joannam Hammiltoun, eius sponsam putatiam, ab altera partibus.

Die secundo, mensis Aprilis, anno Domini millesimo quingentesimo sexagesimo secundo.

Quo die, Magister Hugo Montgomerie, vicarius ecclesie parochialis de Dundonald, ac procurator et eo nomine nobile et potentis domini, Hugonis, comitis de Eglintoune, domini Montgomerie, producens quoddam procuratorium, subscriptum manu ipsius domini comitis, accessit ad personalem presentiam venerabilis viri, magistri Joannis Houstoune, ecclesie metropolitane Glasguensis canonici, et de Glasgu secundo in eadem nuncupata prebenda prebendarii, eidemque presentauit quandam commissionem reverendissimi in Christo patris et domini, Joannis miseratione diuina Sanctiandree archiepiscopi, regni Scotie primatis, ac cum potestate legati a latere sedis apostolice legati, sub forma breuis sibi directam, eundem magistrum Joannem humiliter requirendo quatenus huiusmodi commissionem super se acceptaret, et in eadem procedere dignaretur, juxta formam et tenorem eiusdem: Qui magister Joannes eandem commissionem, reverentia qua decuit, ad manus recepit et perlegit, et statim super se acceptauit: Et post acceptationem huiusmodi, prefatus magister Hugo procurator antedictus prescripti domini comitis, quandam citationem super suprascripta nobili domicella, domina Joanna Hammiltone, ad instantiam prefati domini comitis, vigore dictae commissionis, instanter petiit et postulauit: Quamquidem citationem prefatus magister Joannes, judex et commissarius antedictus, concessit, et in forma debita dirigi super ipsa domina Joanna decreuit: Super quibus ipse magister Hugo procurator, petiit instrumentum et instrumenta. Acta erant hec in ecclesia metropolitana Glasguensi, hora decima

¹ There are two copies of this process, which are substantially the same, and both have been used in adjusting the text.

ante meridiem vel ea eirea; presentibus ibidem Joanne Steward de Bowhous, et domino Ricardo Harbertsoune, notario publico, eum diuersis aliis.

Sequitur tenor procuratorii de quo supra fit mentio.

Vniuersis pateat per presentes, nos Hugonem Montgomerie eomitem de Eglintonne consti-
tuisse, nominasse, creasse et ordinasse, neenon tenore presentium constituere, nominare, creare
et ordinare discretos viros, magistros Hugonem Montgomerie, vicarinm de Dundonald, Joannem
Steward de Bowhous, et eorum quemlibet in solidum, coniunetim et diuisim, nostros veros
legitimos et indubitatos procuratores, actores, factores et negotiorum nostrorum infrascriptorum
gestores, ac nuncios specialis et generales; dantes, concedentes et committentes dictis nostris
procuratoribus, et eorum euilibet, coniunetim et diuisim, nostram veram, legitimam et plenariam
potestateni, ac mandatum speciale et generale, ad, pro nobis et nomine nostro, quibuscunque
diebus et locis, comparendum eoram venerabili viro magistro, Joanne Houstoune, canonico,
etc. [ut supra], ac sibi, eum omni rerentia et humilitate, et suis collegis, presentan-
dum vnam commissionem eiis et eorum euilibet directam per reuerendissimum in Christo
patrem et dominum, Joannem miseratione diuina Sanetiandree archiepiscopum [*etc.* ut supra],
in quadam causa et actione, mota seu mouenda per nos, contra nobilem domicellam dominam
Joannam Hammiltoun, nostram sponsam putatiua, humiliiter rogantes dictum magistrum
Joannem, et nos collegas, in prefata commissione nominatos, ad acceptandum dictam com-
missionem super se; et iuxta formam et tenorem eiusdem, procedendum in dicta causa; et post
acceptationem dictae commissionis ad petendum citationem legitimaui et alios processus neces-
sarios contra dictam dominam Joannam decerni, nostram absentiam excusandum, et generaliter
omnia alia et singula faciendum, gerendum, et exercendum, que in premissis, et circa ea, necessaria
fuerint, seu etiam quomodolibet opportuna, et que nosmet faceremus si premissis personaliter
interessemus; eum potestate dictis nostris procuratoribus et eorum euilibet, ad substituendum
alios procuratores sub se, qui habebunt similem potestatem sicut nostri procuratores suprascripti:
firmum et stabile habentes et habitueros id totum et quiequid dieti nostri procuratores, aut eorum
substituti seu substituendi, in premissis fecerint, seu duxerint faciendum, sub hypotheca et obli-
gatione omnium bonorum nostrorum, mobilium et immobilium, presentium et futurorum. In
cuius rei testimonium, presentibus, manu nostra subscriptis, sigillum nostrum est appensum, apud
locum nostrum de Eistwod, die penultimo Martii anno I^m V^e sexagesimo secundo. Subscriptio:
Hew Erle of Eglyntone.

Sequitur primum actum iudiciale.

Die decimotertio mensis Aprilis, anno Domini I^m V^e lxii.

Quo die, sedente pro tribunali Magistro Joanne Houstoune canonico ecclesie metropolitane
Glasgnensis, ac commissario et iudice subdelegato sedis apostolice, comparuit nobilis et potens
dominus, Hugo Comes de Eglintoun, etc., et produxit quandam citationem prescripti Magistri
Joannis, iudicis predicti, super dicta nobili domicella, domina Joanna Hammiltoun, sponsa pu-
tatiua ipsius eomitis, debite executam per Magistrum Hugonem Montgomerie, ad comparendum

coram dicto domino iudice subdelegato, suisve collegis, pluribus aut uno, die, hora et loco in huiusmodi citatione contentis; vigore eius petit causam et causas appellationis et appellationum huiusmodi inter predictas partes motas, cum universis et singulis suis incidentibus, dependentibus, emergentibus, connexis et annexis, coram ipso deuolui et tractari, seu deuolutam et deuolutas fore et esse, decerni et declarari; ac in causa et causis huiusmodi, ad omnes et singulos actus et terminos iudiciales, gradatim et successiue, usque ad sententie diffinitive prolationem, in eadem inclusiue, debitibus et consuetis terminis et delationibus precedentibus, procedi; vel ad allegendum et probandum causam seu cansas, rationabilem seu rationabiles, quare premissa omnia et singula fieri non deberent, cum intimatione publica ut moris est. Ex aduerso, comparuit dominus Allanus Portafeild, notarius publicus, ac vicarius de Ardrossane, procurator dictae domine Joanne, ad hoc, producens procuratorium, lectum et admissum, cuius tenor sequitur et est talis.

Vniuersis pateat per presentes, me dominam Joannam Hammiltoun, filiam legitimam nobilis et potentis domini, Jacobi Comitis de Arrane, fecisse, constituisse, et ordinasse Allum Portafeild, Magistrum Jacobum Blair etc., meos veros legitimos et indubitos procuratores [*etc. ad defendantum et respondendum pro se in dicta causa*]. In cuius rei testimonium, presentibus notarii publici de mandato nostro subscriptis, signetum meum est affixum, apud Hammiltoun, die decimo mensis Aprilis, anno Domini I^m V^e lxii. Subscriptio; Ita est dominus Allanus Portafeild, notarius publicus, de mandato dictae Joanne, manu propria.

Et statim, dictus iudex et commissarius, in presentiis dicti comitis, et domini Allani Portafeild, procuratoris, dictae domine Joanne, decreuit, dictam causam deueluendam fore prout eandem devo-
luit, vnde ad libellandum assignauit xxii Aprilis proximi; et dictus procurator protestatus est pro copia dicti libelli, quam iudex dare decreuit. Et statim dictus comes produxit huiusmodi libellos, in dupliei forma, et ad respondendum eisdem assignauit diem xxii predictum, procuratoribus partium citatis.

Sequitur tenor citationis.

Joannes Houston, ecclesie metropolitane Glasguensis canonicus [*etc. ut supra*], specialiter deputatus cause et partibus infrascriptis, vacuum venerabilibus viris, Magistris Joanne Hammiltoun et Archibaldo Crawfurd dictae ecclesie Glasguensis concanonicis, nostris in hac parte collegis, cum illa clausula, vobis et vestrum euilibet, coniunctim et diuisim, universis et singulis dominis abbatibus, prioribus, prepositis, decanis, rectoribus, vicariis, perpetuis euratis et non curatis, notariisque et tabellionibus publicis quibuscumque per ciuitatem et dioecesim Glasguenses, ac aliis vblibet constitutis, ac illi vel illis, ad quem vel quos, presentes litere peruerenterint, salutem: Litteras reverendissimi in Christo patris et domini, Joannis Sanctiandree archiepiscopi, etc., in forma breuis, sub suo signeto, sanas siquidem et integras, non viciatas, non cancellatas, nec in aliqua sui parte suspectas, sed omni prorsus vitio et suspicione, ut in prima facie apparebat, carentes, nobis, pro parte nobilis et potentis domini, Hugonis comitis de Eglyntoun, domini Montgomerie, principalis in preinserta commissione principaliter nominati, coram notario publico et testibus infrascriptis presentatas; nos, eum ea qua decuit reuerentia, noueritis, recepisse huiusmodi sub tenore (subsequente): Dilectis filiis in Christo Joanni Hammiltoun succentori Glasguensi, Archibaldo

Crawfurd et Joanni Houstoune, diete ecclesie metropolitane Glasguensis concanonicis, Salutem; vobis coniunctim et diuisim mittimus commissionem introclusam, quatenus causam partibus infrascriptis tractare, et in eadem procedere dignemini rogamus, iuxta et secundum nostre commissionis formam et tenorem. Datum apud Paslay, Glasguensis diocesis, die primo mensis Aprilis, anno Domini I^o V^e lxii. In dorso vero dicti brevis, scripta erant hec verba: Dilectis nostris Joanni Hammiltone, Archibaldo Crawfurd, et Joanni Houstoune, ecclesie metropolitane Glasguensis concanonicis.

Sequitur tenor commissionis introcluse.

Joannes miseratione diuina Sanctiandree Archiepiscopus, tocius regni Scotie primas [etc. ut supra], dilectis magistris et dominis, Joanni Hammiltoun, succentori Glasguensi, Archibaldo Crawfurd et Joanni Houstoune, concanonicis eiusdem ecclesie, ac commissariis nostris subdelegatis in hac parte, coniunctim et diuisim, specialiter deputatis, salutem in Domino. Ex parte nobilis et potentis domini, Hugonis Comitis de Eglintone, domini Montgomerie, oblata petitio, continebat, quod cum aliis, ipse dominus Hugo predictus, diuersis vicibus, videlicet, per se et nomine proprio, deinde, mediante suo certo procuratore in hac parte, videlicet, magistro Hugone Montgomery, vicario de Dundonald, suadente, infrascriptis appellauerit, et prouocauerit, grauenque querelam seu querelas interposuerit. Nempe a venerabili viro magistro Roberto Harbertsoun, vicario de Abruthven, commissario generali, quoad vniuersitatem causarum et actionum, Glasguensi, ibidem tractandarum; deinde et successive a reuerendo in Christo patre et domino, Henrico Dei et apostolice sedis gratia episcopo Rossensi, vicario generali domini Jacobi archiepiscopi Glasguensis, fratri nostri, in remotis ad presens agentis, specialiter constituto, tanquam a superiore dicti domini commissarii ad nos, ratione nostre preminentie primatieque regni: Etiam vigore facultatis et legacie apostolice prefate nobis concesse respective pro iuris remedio desuper adhibendo prout ex officio in hac parte astricti tenemur: Nempe ob denegatam iustitiam sibi domino appellanti predicto eum instantia debita ab illis vrobisque petitam et requisitam penes cognitionem et decisionem ordine iudicario, in quadam causa simplicis diuortii quam prefatus dominus Hugo comes habere pretendit contra et aduersus nobilem domicellam dominam Joannam Hammiltoun, eius sponsam putatiam, prout de jure: Et cum idem dominus comes appellans huiusmodi appellationem seu appellations, et querele causam seu causas huiusmodi nunc prosequi intendens, nobis humiliter appellationes suas predictas respective, vt prefertur, confectas nobis, mediante suo procuratore predicto, videlicet, magistro Hugone Montgomerie, rite presentauerit pro iuris remedio desuper adhibendo: supplicarique fecerit humiliter eo pretextu idem nobilis dominus appellans nobis, quatenus causam et causas appellationum et querele huiusmodi predictas in prefatis appellationibus expressatas, aliquibus probis viris audientibus cognoscentibus decadentibus et fine debito terminantibus secundum iusticiam, committere et decernere dignaremur, vigore appellationum predictarum: Vnde nos zelo iustitie in hac parte, moti ipsis appellantis et supplicantis petitioni seu supplicationi merito duximus annuendum prout annuimus in his scriptis. Discretioni, igitur, vestre vicee nostras, in hac parte, premissorum intuitu, rite duximus committendas, sperantes indubie quod, ea que vobis duxerimus committenda in hac parte, rite et

legitime tractare et terminare prout iuris fuerit curabitis: Vobis, igitur, commissariis predictis, et vestrum cuiilibet, coniunetim et diuisim, huiusmodi appellationum et querele causam seu causas, quam seu quas, prefatus nobilis comes de Eglyntone habet et mouet habereque et mouere vult et intendit contra et aduersus prefatam nobilem domicellam, nempe dominam Joannam Hammiltoun, eius sponsam putatiuam, cum huiusmodi cause et causarum emergentibus, incidentibus, connexis et annexis ac dependentibus, vnaeum toto negotio principali auctoritate nostra qua supra respectiue appellationum et querele predictarum audiendi, cognoscendi, decidendi, et fine debito, secundum iustitiam terminandi; partes ipsas et testes ad iudicia voeandi; libellum seu libellos, et quaseunque peticiones summarias dari desuper et proponi deceernendi, producique faciendi, eisdem responderi faciendi, iuramentum calumpnie desuper, et quodus aliud iuramentum licitum et de iure requisitum a partibus ipsis prestari faciendi et recipiendi; neconon testes in premissis necessarios recipiendi, eosque iurari faciendi; Et si qui illorum gracia, odio, timore, vel fauore subtraxerint fidele testimonium perhibere veritati in hac parte, illos per censuras ecclesie arctius compescendi et compellendi: Quecunque iura, aeta, documenta et alia probationum genera necessaria produci et recipi faciendi: ac in causa seu causis huiusmodi ad omnes actus et terminos iudiciales gradatim et successiue vsque ad sententie diffinitiue prolationem in eisdem inclusiue procedendi: Sententias quaseunque, tam interlocutorias quam diffinitiuas, desuper promulgandi et promuleandi, easdemque executioni debite vnaeum expensarum taxatione prout de iure demandandi: Et generaliter omnia alia et singula, que in premissis necessaria fuerint seu etiam quomodo libet opportuna, faciendi, gerendi, exercendi, cum canonice cohercionis potestate plenaria in premissis omnibus et singulis prout de iure facultate: Ad que facienda nostram, tenore presentium, vigore nostre preminentie, primatie regni et legacie apostolice prediete nobis gratiose concesse ut prescribitur, suadentibus premissis, committimus potestatem, et facultatem in domino impertimur specialem. In cuius rei testimonium manu nostra subscriptis, signetum nostrum est affixum, apud monasterium de Paslay die primo mensis Aprilis, anno Domini millesimo quingentesimo sexagesimo secundo, consecrationis nostre decimoquinto, et ad regni primitialem sedem translationis anno duodecimo.

Post quarumquidem literarum apostolicarum dicti domini primatis presentationem et reeptionem nobis, et per nos, ut premittitur, factas, fuiimus pro parte dicti domini Hugonis Comitis de Eglintone, debita enm instantia, requisiti quatenus citationem legitimam vnaeum inhibitione inserta contra et aduersus dictam dominam Joannam Hammiltoun ex aduerso principalem, omnesque alios et singulos sua, communiter vel diuisim, interesse habentes seu habere pretendentes, concedere et decernere dignaremur, in forma solita et consueta: Nos igitur Joannes Houston commissarius et iudex subdelegatus antedictus, attendentes requisitionem huiusmodi fore instam et rationi consonam, volentesque partibus ipsis iustitiam ministrare ut tenemur; idcirco, auctoritate apostolica nobis commissa, et qua fungimur in hac parte, vos omnes et singulos supradictos et vestrum quemlibet in solidum, coniunetim et diuisim, districte precipiendo mandamus quatenus infra sex dierum spatium post notificationem seu presentationem presentiim vobis, seu alteri

vestrum, factam prefatam nobilem domicellam, dominam Joannam Hammiltoun ex aduerso principalem, omnesque alios et singulos sua, communiter vel diuisim, interesse habentes seu habere pretendentes, si ipsorum presentias commode habere poteritis, alioquin in hospitiis habitacionum suarum, et in eorum parochialibus ecclesiis, tempore diuinorum, ex parte nostra ymmouerius, apostolica auctoritate, publice et intelligibili voce legitime citare curetis: Ita quod verisimile sit presentem nostram citationem ad ipsius, domine Joanne, et aliorum interesse habentium, indubitatas noticias devenire, videlicet, dictam dominam Joannam Hammiltoun, et alios interesse habentes, quam et quos nos tenore presentium sic eitamus quatenus, decimotercio mensis instantis Aprilis, coram nobis aut altero nostrum seu nostris, aut alterius nostrorum subdelegatis seu subdelegandis, pluribus aut uno, in dicta ecclesia metropolitana Glasguensi, hora decima ante meridiem, per se vel procuratores suos idoneos, plures aut vnum, ad causam et causas huiusmodi sufficienter instructos, cum omnibus et singulis actis, actitatis, literis, scripturis, iuribus et munimentis, causam et causas huiusmodi, et earum deuolutionem tangentibus et concernentibus, compareant iu iudicio prefato nobili comiti, vel suis procuratoribus legitimis, pluribus aut vni, de et super omnibus et singulis in dicta commissione apostolica contentis, responsuri; neenon ad videndum et audiendum causam et causas appellationis et appellationum huiusmodi, cum singulis suis incidentibus, dependentibus, emergentibus, connexis et annexis, coram nobis, aut altero nostrum seu nostris, aut alterius nostrum subdelegatis seu subdelegandis, pluribus aut uno, deuolui et tractari, seu deuolutam et deuolutas esse et fore, decerni et declarari; ae in causa et causis huiusmodi, ad omnes et singulos actus et terminos iudiciales, gradatim et successiue, vsque ad sententie diffinitive prolationem in eadem inclusiue debitibus et consuetis terminis et dilationibus, ut moris est, precedentibus, processuri et procedi visuri, aliasque facturi, dicturi, allegaturi, quod iusticia suadebit et ordo dictauerit rationis; certificando eosdem sic citatos, quod siue in dicta citationis termino comparere curauerint, siue non, nos nichilominus, aut nostri suprascripti, ad premissa omnia et singula procedemus, procedent, seu procedet, ad partis comparentis et causam, seu causas huiusmodi prosequi curantis iustitiam, iusticia mediante, ipsorum sic citatorum absentia vel contumacia in aliquo non obstante; insuper, prefata citatione debite executioni demandata, attendentes quod in causa et causis huiusmodi nihil sit innouandum seu attemptandum; vobis igitur, et vestrum euilibet vt supra, precipimus et mandamus quatenus dicto reuerendo patri domino, vicario generali Glasguensi, ac prefato commissario generali eiusdem, ceterisque iudicibus qui buseunque, et aliis quorum interest aut interesse poterit quomodolibet in futurum expresse inhibeatis; quos nos tenore presentium expresse inhibemus, ne ipsi, aut eorum alter, in vilipendium litispendentie et iurisdictionis nostre dictique nobilis domini preiudicium et grauamen, in causa et causis predictis per se, vel alium seu alios, publice vel occulte, directe vel indirecte, quouisquesito, colore, vel ingenio, aliquid innouare seu attemptare presumant: Quod si secus factum fuerit, id totum renocare, et in pristinum statum reducere, eurabimus, iustitia mediante; volumus tamen copiam fieri de presentibus petentibus, et eam habere debentibus, petentium quidem sumptibus et expensis: In quorum omnium et singulorum fidem et testimonium

premissorum has prescutes literas siue hoc presens publicum instrumentum, citationem et inhibitionem in se continentes sive continens, exinde fieri fecimus, et per notarium publicum subscriptum subseribi et publicari mandamus, sigillique nostri iussimus et fecimus affixione communiri: Datum et actum infra ciuitatem Glasguensem, die decimo mensis Aprilis, anno Domini I^m V^e sexagesimo secundo, coram his testibus, Magistro Hugone Montgomerie, Joanne Harbertsoune, et Magistro Henrico Gibbsone, notario publico. Sequitur subscriptio notarii: Thomas Knox.

Sequitur tenor indorsationis dictae citationis.

Die quarto mensis Aprilis, anno Domini I^m V^e lxxii^o. Quo die ego Magister Hugo Montgomerie, vicarius de Dundonald, accessi personaliter ad castrum de Hammiltoun, locum habitationis et solite residentie dictae domine Joanne Hammiltoun, in cuius foribus dicta domina Joanna erat deambulans in aduentu meo: Et statim, postquam vidi me, ingressa est dictum castrum, fugiens meam presentiam: Et ibidem, vigore dictae citationis apud ianuam dicti castri, dictam dominam Joannam, sponsam putatiuam dicti domini Hugonis, in dicto castro protunc existentem, publice et intelligibili voce citaui ad comparendum die, loco et hora in dicta citatione specificatis: Et quia mili non patebat tutus ingressus ad eam pro copia sibi danda, dictae citationis affixi copiam super ianuam dicti castri, coram Joanne Fergusson et Joanne Murdoch, et testante manu mea subscriptione.

Sequitur subscriptio. Ita est Magister Hugo Montgomerie, manu propria.

Die xxii mensis Aprilis anno I^m V^e sexagesimo secundo.

Quo die, sedente pro tribunali venerabili viro, magistro Joanne Houstone, canonico, *etc.*, in ecclesia metropolitana Glasguensi, et in insula diu Michaelis Archangeli infra eandem, per commissionem ipsius domini legati, hora causarum ante meridiem consueta, ad jura reddenda et causas andiendas, in causa nobilis et potentis domini, Hugonis comitis de Eglintone, contra nobilem domicellam, dominam Joannam Hammiltoun, ipsius sponsam putatiuam, in termino assignato procuratori dictae domine Joanne, ad respondendum libello appellationis ipsius domini comitis, iuxta tenorem acti confecti xiii Aprilis vltimi: Qui procurator dictae domine Joanne Hammiltoun comparens negauit libellum; et statim dictus dominus comes comparens pro probatione huiusmodi libelli, produxit duo instrumenta, formam et tenorem appellationis in se continentia, vnum videlicet subscriptum manu venerabilis viri, videlicet, magistri Georgii Cok, et aliud subscriptum manu discreti viri, domini Thome Knox, notariorum publicorum, iudicialiter recognitorum, et renunciauit vltiori probacioni: Vnde ad impugnandum et obiciendum contra eadem, iudex et commissarius subdelegatus antedictus assignauit diem vigesimum nonum Aprilis proximum, parte et procuratore dictae domine Joanne Hammiltoun apud acta citatis.

Sequitur tenor huiusmodi libelli de quo supra fit mentio.

Coram vobis venerabili et egregio viro, magistro Joanne Iloustoun, ecclesie metropolitane Glasguensis, canonico, ac de Glasgu secundo in eadem nuncupata prebenda prebendario, iudice et commissario subdelegato a sede apostolica specialiter deputato cause et partibus infrascriptis, vnacum venerabilibus viris, magistris Joanne Hammiltoun et Archibaldo Crawfurd, dictae ecclesie

metropolitane Glasguensis canoniceis, nostris in hac parte collegis, cum illa clausula vobis et vestrum cuilibet, coniunctim et diuisim, vestris in hac parte collegis, alove indice in hac parte competenti quoecunque : Pars nobilis et potentis domini, Hugonis Comitis de Eglintoune, apel-lantis, actoris, ab vna, contra et aduersus nobilem domicellam, dominam Joannam Hammiltoune, eius sponsam putatiuam, seu contra quemcunque alium, pro ea in iudicio legitime comparentem, ream et appellatam, partibus ab altera, dicit, agit, allegat, et, vt sequitur, hunc libellum appella-tionis in iure proponit, quod licet prefatus nobilis comes de Eglintone accessit ad personalem presentiam magistri Roberti Harbertsoune, vicarii de Abruthven ac commissarii generalis Glas-guensis quoad vniuersitatem causarum, et petiit ab eodem magistro Roberto, tanquam commis-sario antedicto, quandam citationem de et super prefata domina Joanna Hammitoune, occasione simplicis diuortii contra camdem mouentis et intentantis, ad instantiam prefati domini Hugonis comitis : Non minus tamen ipse magister Robertus huiusmodi citationem dare et decernere penitus refutauit, iustitiam denegando, asserens ipsum minime habere commissionem procedendi in talibus. Deinde ipse dominus comes, mediante suo certo procuratore, videlicet, magistro Hugone Mont-gomerie, vicario de Dundonald, accessit ad personalem presentiam reuerendi in Christo patris et domini, Henrici Episcopi Rossensis, vicarii generalis reuerendissimi in Christo patris, Jacobi Archiepiscopi Glasguensis, in remotis ad presens agentis, et eundem reuerendum in Christo patrem et vicarium generalem Glasguensem, cum ea qua decuit reuerentia, procuratorio nostro quo supra requisiuit quatenus commissionem legitimam, vigore sui officii vicarius generalis Glasguensis prefati reuerendissimi patris archiepiscopi Glasguensis, in forma competenti, ad instantiam dicti domini comitis, quibusdem probis viris, cum clausula, coniunctim et diuisim, ad citandum, cognos-cendum, ordineque iudicario procedendum et decidendum, fineque debito terminandum, de et super quadam causa et actione simplicis diuortii mouenti et intentanti per prefatum domiunum comitem contra et aduersus prefatam dominam Joannam Hammitoune, eius sponsam putatiuam, concedere et decernere dignaretur : Quiquidem reuerendus pater episcopus et dominus vica-rius generalis antedictus requisitus, respondendo dixit et asseruit prefatum reuerendissimum patrem Jacobum archiepiscopum Glasguensem, habere de presenti officialem et commissarium generalem Glasguensem quoad vniuersitatem causarum, ibidem tractandarum, videlicet magistros Archibaldum Betone, precentorem Aberdonensem, et Robertum Harbertsone, vicarium de Abruth-ven, respectiue, quibus officiali et commissario generali, ex eorum officio ordinario respectiue, incurrbit eitare, audire, cognoscere, decidere et legitime terminare auctoritate ordinaria in sin-gulis causis et actionibus mouendis et intentandis interquaseunque partes dicte Glasguensis diocesis ; insuper, idem respondens, dixit, et asseruit se, cum talibus seu similibus causis seu com-missionibus, vigore sui officii vicarius generalis Glasguensis, et a quo tempore quo fumetus est eodem, minime intromisisse, nec aliam similem commissionem ad instantiam eiuscunque, partis agentis seu prosequentis in futurum abhinc posse concedere, neque velle : Et sie de istis causis se desuper excusatum habere petiit, prout de facto se extune excusauit iustitiam penitus et omnino denegando. Ex premissis igitur, et ob denegatam iustitiam, prefatus dominus comes

sentiens et perpendens se in hac parte lesum, grauatum et iniuriatum, timensque eundem etiam, ut asseruit, plus posse ledi, grauari, in futurumque opprimi. Ex premissis grauaminibus, neunque refutatione seu denegatione iustitie contra et citra omnem iuris ordinem et equitatem, ad reuerendissimum in Christo patrem et dominum, Joannem miseratione diuina Sanctiandree archiepiscopum, regni Scotie primatorem, etc. ratione facultatis sue legatie sedis apostolice, solemniter pro iuris remedio prouocauit, appellauit, grauemque querelam interposuit, supplicarique fecit humiliiter eo pretextu quatenus causam et causas appellationum et querele huiusmodi in predictis appellationibus expressatas, aliquibus probis viris audientibus, cognoscentibus, decidentibus, et fine debito secundum iustitiam terminantibus, committere et dirigere dignaretur. Vnde prefatus dominus legatus, zelo iustitie motus, supplicationi seu petitioni ipsius domini appellantis comitis, cognitionem et decisione huiusmodi appellationis et querele causarum vobis tribus, et cuilibet vestrum, coniunctim et diuisim, commisit. Quare reuerende domine iudex, probatis in hac parte probandis, quantum de iure sufficit citra tamen superfluam probationem ad quam se non astringit, de quo protestatur, petit pars prefati comitis appellantis et libellantis quatenus pronuncietis, decernatis et declaratis per vos et vestram sententiam diffinitiuam prefatum magistrum Robertum, commissarium antedictum, et Henricum episcopum Rossensem ac vicarium generalem Glasguensem iudicem a quo multipliciter lesisse, grauasse, et enormiter iniuriasse et damnificasse ipsum libellantem in denegatione citationis et iustitie; ac propterea ipsum comitem bene, rite et iuridice appellasse et prouocasse; reseruando vobis vteriorem cause principalis cognitionem insque et iustitiam in premissis, ipsis partibus ministretis; protestando de huiusmodi libellum addendo, mutando, corrigendo, cum ceteris aliis necessariis. Super his vestrum officium humiliiter implorans, reuerende domine iudex antedictae.

Sequuntur tenores instrumentorum de quibus supra fit mentio.

In Dei nomine, Amen. Per hoc preseus publicum instrumentum cunctis pateat euidenter et sit notum, quod anno Incarnationis Domiuice millesimo quingentesimo sexagesimo primo, die vero mensis Martii decimonono, Indictione quinta, pontificatus sanctissimi in Christo patris et domini nostri, domini Pii diuina prouidentia pape quinti, anno tercio; in mei notarii publici et testium subscriptorum presentia personaliter constitutus venerabilis vir, Magister Hugo Montomerie, vicarus ecclesie de Dundonald, procurator et eo nouine nobilis et potentis domini, Hugonis Comitis de Eglintone, domini Montomerie, accessit personalem presentiam reuerendi in Christo patris et domini, Henrici Episcopi Rossensis, vicarii generalis reuerendissimi in Christo patris et domini, Jacobi miseratione diuina Glasguensis archeepiscopi, in remotis ad presens agentis, et eundem reuerendum patrem, dominum vicarium generalem predictum, cum ea qua decuit instantia, procuratorio nomine quo supra, requisiuit quatenus commissionem legitimam, vigore sui officii vicarius generalis Glasguensis predicti, in forma competenti prout de iure, ad instantiam prefati domini countis de Eglintoune, quibusdem probis viris, videlicet, Magistris Joanni Hamiltonoune, succentori Glasguensi, Archibaldo Crawfurd et Joanni Houstone, concanonicis eiusdem ecclesie Glasguensis, cum clausula coniunctim et diuisim, etc., ad citandum, cognoscendum,

ordineque iudicario procedendum et decidendum, necon fine debito, secundum iustiam, terminandum, de et super quadam causa et actione simplicis diuortii mouenti et intentanti per prefatum nobilem comitem de Eglintone contra et aduersus nobilem domicellam, nempe, dominam Joannam Hammiltoune, eius sponsam putatiam, eoneedere et decernere dignaretur; prout ex officio suo predicto in hac parte astricte tenetur: Quiquidem reuerendus pater, dominus Episcopus et vicarius generalis Glasguensis, sic ut prefertur requisitus modeste, respondendo dixit et asseruit prefatum reuerendissimum dominum, Jacobum archiepiscopum Glasguensem, habere de presenti officiale et commissarium generalem Glasguenses, quoad vniuersitatem causarum ibidem tractandarum, videlicet, Magistros Archibaldum Betoune, precentorem Aberdonensem, et Robertum Harbertsoune, vicearium de Abruthven, respectiue; quibus vero officiali et commissario generali, ex eorum officio ordinario respectiue, incurrunt citare, audire, cognoscere, decidere et legitime terminare auctoritate ordinaria, in singulis causis et actionibus mouendis et intentandis inter quaseunque partes dictae Glasguensis dioecesis, et illius iurisdictionem concernentibus, prout de iure; insuper idem reuerendus pater dixit et asseruit eum talibus seu similibus causis et commissionibus predictis, vigore sui officii viceariatus generalis predicti, et a quo tempore functus est eodem, minime iutromissee, nec aliquam aliam aut similem commissionem, ad instantiam cuiusque partis agentis seu prosequentis, in futurum abline commode posse concedere neque velle, attenta maxime predicta iurisdictione et officio dictorum officialis et commissarii generalis Glasguensium predictorum, eiis respectiue in similibus incumbentibus: Et sic, his de causis, se desuper excusatum habere petiit, prout de facto sic se extunc excusauit: Vnde dictus Magister Hugo Montgomerie, procuratorio nomine quo supra, memorati nobilis domini comitis de Eglintoune, sentiens, vt asseruit, et perpendens prefatum nobilem comitem in hac parte lesum, grauatum et iniuriatum, timensque eundem etiam, vt asseruit, plus posse ledi, grauari et iniuriari in futurum ex premissis, nempe refutatione seu denegatione iustitie in premissis, contra et etra omnem iuris ordinem et equitatem, aliisque forsan grauioribus, tempore et loco congruis exprimens ad reuerendissimum in Christo patrem et dominum, Joannem miseratione diuina Sancti andree archiepiscopum, regni Scotie primatum, legatum natum, monasteriique de Pasleto abbatem, ac cum potestate legati a latere sedis apostolice legatum, ratione sue primatie preeminentie regni predicti, etiam facultatis sue legatie apostolice, solemniter pro iuris remedio desuper habendo prouocauit, appellavit, et querelam interposuit appellationesque petiit, primo, secundo, tertio, instanter, instantius, et instantissime, ac vicibus repetitis; subiiciensque ipsum dominum comitem ounquesque sibi adherere volentes in hac parte, ac ius suum in hac causa, protectioni, tuitioni, et omannimodo defensioni prefati reuerendissimi in Christo patris ac domini legati, protestans etiam de prosequendo huiusmodi appellationem, necon causam et causas huiusmodi pertractando suis temporibus et locis congruis et opportunis; Saluo iure addendi et ad calatum reformatum aliamque et alias appellationem seu appellationes de nouo interponendas premissis causandi, cum ceteris aliis necessariis et opportunis; de et super quibus *etc.*

. . . . Acta erant hec Edinburgi, in camera et loco habitationis prefati reuerendi patris.

Henrici episcopi Rossensis, horam circiter octauam ante meridiem; sub anno, die, mense, inductione et pontificatu quibus supra: Presentibus ibidem discretis viris, domino Alexandro Pedder, capellano, Jacobo Levingstoun et Thoma Sinclair, familiaribus seruitoribus dicti reuerendi domini Episcopi Rossensis, testibus ad premissa vocatis specialiterque rogatis.

Sequitur subscriptio notarii. Georgius Cok artium magister, etc.

Sequitur tenor alterius instrumenti de quo supra fit mentio, etc.

In Dei nomine, Amen. Per hoc presens publicum instrumentum euntes pateat euidenter et sit notum, quod anno Incarnationis Dominice millesimo quingentesimo sexagesimo primo, mensis vero Martii die decimosexto, in mei notarii publici et testium subscriptorum presentia personaliter constitutus nobilis ac potens dominus, Hugo comes de Eglintoun, accessit ad personalem presentiam magistri Roberti Harbertsone vicarii de Abruthven ac commissarii officialatus Glasguensis generalis quoad vniuersitatem causarum infra iurisdictionem et diocesim Glasguensem, inter quaseunque partes vertentium, et petiti ab eodem magistro Roberto, tanquam commissario antedicto, quatenus citationem legitimam de et super nobili domina, Joanna Hammiltoun, sua sponsa putativa, ac filia nobilis et potentis domini, domini Jacobi ducis de Chatellaral, domini de Hammiltoun, etc., occasione simplicis diuortii contra eandem mouentis et intentantis, ad instantiam ipsius domini Hugonis comitis, nonnullis impedimentis inter eosdem existentibus, daret: Nichilominus tamen ipse magister Robertus asserendo ipsum minime habere commissionem ad procedendum in huiusmodi causa, neque in quibuscunque aliis causis ad instantiam quarumcunque personarum infra diocesim Glasguensem, pro eo quia commissio ipsius magistri Roberti, si quam habuit, fuit penitus et omnino expirata; et propterea citationem sibi domino Hugoni antedicto dare et concedere penitus et omnino recusavit, ius et iustitiam in premissis denegando. Vnde prefatus dominus Hugo appellavit [etc. ut in instrumento precedenti]. De et super quibus, etc. Acta erant hec infra ciuitatem Glasguensem, in cubiculo ipsius domini comitis, hora tercia post meridiem, vel ea eirea, sub anno, die, mense, inductione et pontificatu quibus supra: Presentibus ibidem, Joanne Steward de Bowhous, Magistro Hugone Montgomerie, vicario de Dundonald, et Roberto Crawfurd de Clolynane.

Sequitur subscriptio notarii. Thomas Knox.

Die xxixth mensis Aprilis, anno I^o V^o sexagesimo secundo.

Quo die sedente pro tribunali venerabili viro, Magistro Joanne Houstone, canonico etc., in ecclesia metropolitana Glasguensi et in insula diu Michaelis archangeli infra eandem, per commissionem ipsius domini legati, hora causarum ante meridiem consueta, ad iura redditiva et causas audiendas in quadam causa nobilis et potentis domini, Hugonis Comitis de Eglintoun, contra nobilem domicellam dominam Joannam Hammiltoun, suam sponsam putativam, in termino assignato procuratori dictae domine Joanne ad impugnandum et impugnationes producentum, iuxta tenorem acti confeeti xxii Aprilis. Et quia dieta Joanna nec per se aut procuratorem comparuit, nec aliquas impugnationes produxit, iudex predictus super eisdem silentium

imposit; unde ad sentenciandum seu interloquendum dictus iudex assignauit diem quartum Maii proxime futurum, ad quem terminum decreuit dictam dominam Joannam citari; procuratore dieti domini Hugonis apud acta legitime citato, etc.

Die quarto mensis Maii, anno Domini I^m V^c. sexagesimo secundo.

Quo die *etc.*, in causa sedente pro tribunali [*etc.* ut supra] tanquam in termino literatorie assignato dicte domine Joanne ad videndum et audiendum sententiam ferri seu interloqui, in causa appellationis mota inter dictum nobilis et potentem dominum, ab vna, et dictam dominam Joannam, ab altera partibus, comparuit prefatus dominus comes, et petiit huiusmodi sententiam ferri, quam statim prefatus magister Joannes, iudex et commissarius antedictus protulit sub hac verborum serie; Christi nomine inuocato: Nos Joannes Houstoune, canonicus *etc.* tanquam in termino literatorie assignato dicte domine Joanne ad videndum et audiendum sententiam ferri, iuxta tenorem acti confecti xxix^o Aprilis, anno Domini I^m V^c. sexagesimo secundo, ex deductis in processu cause appellationis, et signanter appellationibus ipsius nobilis comitis interiectis per eundem [a prefatis vicario generali et commissario Glasguensibus, ad dictum legatum], ratione sue facultatis et legatie apostolice, aliisque cause appellationis huiusmodi meritis rinatis, discussis, et ad plenum visis et intellectis, ac iurisperitorum et prudentium virorum consilio habito et etiam secuto, pro tribunali sedentes et solum Deum pre oculis habentes: Eiusque nomine sanctissimo primitus inuocato, per hanc nostram sententiam diffinitiuam quam ferimus in his scriptis, pronunciamus, decernimus, et declaramus reuerendum patrem, Henricum Episcopum Rossensem, reuerendissimi patris Jacobi archiepiscopi Glasguensis vicarium generalem, neonon ipsum magistrum Robertum Harbertsone commissarium officialitus generalis Glasguensis, lesisse et grauasse ipsum dominum Hugonem comitem, in denegatione iusticie; et propterea ipsum Hugonem comitem antedictum bene et legitime a prefato reuerendo patre, Episcopo Rossensi, vicario generali antedicto, et a magistro Roberto Harbertsone commissario antedicto appellasse deceernimus et declaramus; reseruando nobis vtetiorum cause principalis cognitionem; videlicet, ad libellandum et libellos producendum et porrigitendum in principali causa, iudex assignauit diem ad nouam citationem; et statim dictus dominus comes produxit libellos in duplii forma, et ad respondendum eisdem assignauit diem xvi Maii proximi; lecta, lata, et in scriptis promulgata fuit hec nostra sententia diffinitiva, in ipsius domini comitis presentia, eandem cum instantia ferri postulantis, et in penam contumacie dicte Joanne legitime citate, vocate et non comparentis, ad laudem Dei.

Sequitur tenor citationis super dicta Joanne de qua supra fit mentio.

Joannes Houstone [*etc.* ut supra] cause et partibus infrascriptis, dilectis nostris, magistro Hugoni Montgomrie, vicario de Dundonald, et domino Joanni Masone, capellano, seu euicunque alteri capellano infra dioecesim Glasguensem, salutem: Citeatis legitime dominam Joannam Hammiltounie, sponsam putatiuam nobilis et potentis domini, Hugonis comitis de Eglintoun, quod compareat coram nobis, seu nostris collegis, pluribus aut vno, in ecclesia metropolitana Glasguensi, et in insula diu Michaelis archangeli infra eandem, die quarto mensis Maii proximi, ad

videndum et audiendum sententiam ferri seu interloqui in causa *etc.*, vel ad allegandum causam rationabilem quare premissa fieri minime deberent, cum intimatione publica ut moris est: Et presentes debite executas earundem latori reddatis: Datum sub nostro signeto ac subscriptione nostri scribe, apud ciuitatem Glasguensem, die vltimo mensis Aprilis, anno Domini I^o V^e: sexagesimo secundo. Sequitur subscriptio scribe: Thomas Knox, notarius publicus, *etc.* Sequitur tenor indorsationis: Executa fuit hec litera per me, magistrum Hugonem Montgomerie, super domina Joanna Hammiltoune, personaliter apprehensa infra castrum de Hammiltone, die primo mensis Maii, anno Domini I^o V^e lxii, quod compareret coram dicto domino iudice, ad effectum subscriptum, coram domino Joanne Nasmyth, et domino Joanne Masounne, capellani. Ita est, Magister Hugo Montgomerie, manu propria.

Die decimosexto mensis Maii, anno Domini I^o V^e lxii.

Quo die sedente, *etc.* . . . In dicta ecclesia Glasguensis, et in insula diu Michaelis, archangeli infra eandem, in termino literatorie assignato dictae nobili domicelle, Joanne Hammiltoune, sponse putatiae dicti nobilis et potentis domini, Hugonis Comitis de Eglintoune, in causa mota inter eosdem, ad respondendum libello diuortii, iuxta tenorem acti confecti quarto mensis Maii instantis, dictus dominus Allans Portafeild, procurator ipsius Joanne, comparens negavit libellum, vnde ad probandum huiusmodi libellum dictus iudex assignauit diem xxi mensis Maii, procuratoribus partium apud aeta citatis; insuper prefatus procurator dicti comitis petit commissionem dirigi magistro Joanni Sinclare, preposito ecclesie collegiate de Innerpeffray, pro examinatione nonnullorum testium inibi comorantium, quam iudex concessit et dare decreuit, unde ad reportandum huiusmodi commissionem iudex predictus assignauit diem predictum.

Sequitur tenor libelli de quo supra fit mentio.

Coram vobis reuerendo domino magistro Joanne Houstoune, *etc.* . . . pars nobilis et potentis domini, Hugonis comitis de Eglintoune, appellantis, actoris ab vna, contra et aduersus nobilem domicellam, Dominam Joannam Hammiltoune, eius sponsam putatiuam, ream et appellatam, partibus ab altera, agit, allegat, et, ut sequitur, actionem diuortii in iure proponit; Quod licet ipse dominus Hugo, comes de Eglintoune, in sua minori etate, matrimonium de facto, non tamen de iure, cum dieta domina Joanna contraxit, et illud more suo, licet perperam et nulliter, in facie ecclesie solemnizauit, matrimonialiter tamen ad inuicem remanere non possunt, neque de iure debent, causis infradicendis: Ex et pro eo, quia ipsi, Hugo comes de Eglintoune et pre-fata domina Joanna, sponsa putatiua ipsius, attingunt in quarto et quarto consanguinitatis gradibus, de iure prohibitis, computando gradus ut sequitur; videlicet, quondam Jacobus Dowglas, filius mute domine de Dalkeith, comes de Mortone, genuit quondam Jacobum Dowglas, dominum de Dalkeith, qui quondam Jacobus genuit dominam Margaretam Dowglas, sponsam Jacobi domini Hammiltoune, et matrem dictae Joanne, ree, ex vno latere: Ex alio latere, quedem Joanna Dowglas, soror dicti quondam Jacobi Dowglas, filius mute domine de Dalkeith, peperit quondam Jonetam Hepburne, dominam de Seytone; que domina Joneta peperit dominam Mariotam Seytone, matrem dicti comitis, actoris: Et sic attingunt inuicem in quarto et quarto consanguinitatis

gradibus; neconon dicta Joanna Hammiltoune, a die contractus dicti matrimonii, recessit a fide catholica, et prolapsa est in heresim, et in eadem, animo indurato, adhuc perseuerat, et sic huiusmodi pretensum matrimonium est irritum et inane; quodquidem, consanguinitatis impedimentum impedit matrimonium contrahendum, et de iure derimit matrimonium contractum: Quare reuerende domine iudex et commissarie, premissis probatis ac cognitis quantum de iure sufficit, petit pars domini Hugonis comitis predicti, quatenus huiusmodi pretensum matrimonium sie, vt premissum est, de facto, non de iure, contractum, inter ipsum comitem et dietam dominam Joannam, esse et fuisse de se et ab initio nullum, irritum et inane, obstante impedimento consanguinitatis prescripto: Et propterea, ipsos diuortiari, et diuortium inter eosdem celebrari; ac aliis in domino licentiam et facultatem nubendi tribuendas; ac etiam quicquid alter alteri dederit, causam dotis, vel donationis propter nuptias, fore restituendum, per vos, et vestram sententiam diffinitiuam decerni declarari et pronunciari, prout decernetis, declararetis et pronuncietis. Super his, vestrum officium humiliiter implorantes, reuerende domine, iudex et commissarie antedictie, etc.

Die vigesimo primo Maii, anno Domini I^m V^e sexagesimo secundo.

Quo die, sedente pro tribunali, venerabili viro, magistro Joanne Houstoune [*etc. ut supra*], comparuit prefatus dominus comes, et produxit huiusmodi commissionem cum examinatione testium clausam, neconon testes, videlicet, Joannem Steward de Bowhou et Robertum Crawfurd de Cloynane, iudicialiter iuratos, et renunciauit ulteriori testium productioni: Et statim iudex predictus publicauit producta in presenti causa, vnde ad impugnandum et obiciendum contra producta, assignauit et statuit diem xxviii mensis Maii, procuratoribus partium citatis.

Sequitur tenor citationis suprascripti Magistri Joannis Sinclare, prepositi de Innerpeffray,
super testes.

Joannes Sinclare, ecclesie collegiate de Innerpeffray prepositus, ac commissarius in hac parte venerabilis viri, Magistri Joannis Houstoune [*etc. ut supra*], curato de Innerpeffray, seu cuicunque alteri capellano infra regnum Scotie diuina celebranti, et super executione presentium debite requisitis, Salutem: Legitime citetis Dominam Margaretam Steward, Dominam Gordone, Magistrum Jacobum Gordone, cancellarium Morauiensem, Sibillam Drummond, et Joannam Drummond, quod compareant eoram nobis in ecclesia de Innerpeffray, die instante, videlicet, xxii, neconon diebus xxiii et xxviii instantis Maii, ad perhibendum fidele testimonium veritati super inquirendis ab eis in causam *etc.*, sub pena excommunicationis; et presentes debite executas carundem latori reddatis: Datum apud collegium de Innerpeffray, die xxi mensis Maii, anno Domini I^m V^e sexagesimo secundo. Sequitur subscriptio dicti Magistri Joannis Sinclare, prepositi de Innerpeffray, ac commissarii antedicti: Joannes Sinclare commissarius antedictus.

Sequitur tenor indorsationis dictae citationis.

Die xxii mensis Maii, anno Domini I^m V^e lixii, Ego Andreas Strathenrie, prebendarius de Monze, suprascriptas personas, personaliter apprehensas, publice cetaui, eoram his testibus; vide-licet, Andreas Steward, Willelmo Scott, et Magistro Roberto Messer, vicario de Banquhorie, cum diueris aliis. Sequitur subscriptio. Ita est Andreas Strathenrie, manu propria.

Sequitur tenor commissionis de qua supra fit mentio.

Joannes Houston, ecclesie metropolitane Glasguensis, *etc.* . . . magistro Joanni Sinclare, ecclesie collegiate de Innerpeffray preposito, salutem. Lite et causa motis inter . . . comitem de Eglintone, actorem ab vna, et . . . Joannam Hammiltone, . . . ab altera partibus, de et super pretensi matrimonii inter eos contracti, et in facie ecclesie solemnizati, dissolutione, et eorum diuortio et separatione, rebusque aliis in actis cause et causarum huiusmodi latius deductis et deducendis, aliis coram nobis motis, et adhuc pendentibus indecisionis, in causaque huiusmodi ad nonnullos actus et terminos iudiciales extra tamen cause conclusionem huiusmodi coram nobis rite processum extitit: Sed idem nobilis et potens dominus, actor, asseruit et asserit nonnullos testes infra dioeceses Sanctiandree et Dunblanensem commorantes, pro sua intentione probanda, fore et esse necessarios: Quocirea vobis supplicamus quatenus testes infra dietas dioeceses Sanctiandree et Dunblanensem commorantes, per dictum dominum comitem, aut eius procuratorem legittimum, nominandos, citare, vocare, iurare facere, et examinare, ac super libello et interrogatoriis vobis clausis transmissis diligenter interrogare velitis, parte rea comparente, vel se contumaciter absentante, attento quod alias ad dictum effectum citata sit, ipsosque testes si se gracia, odio, fauore, vel timore, subtraxerint, ad perhibendum fidele testimonium veritati censura ecclesiastica compellere; ceteraque omnia et singula que ad huiusmodi testium receptionem et examinationem necessaria fuerint seu opportuna, facere, gerere et exercere, et huiusmodi testium depositiones in scriptis fideliter redactas, vna cum libello et aliis scriptis vobis transmissis, nobis, quam tocius poteritis, sub sigillo vestro clausas, et nemini partium manifestas remittere curetis: Datum sub sigillo nostro, et subscriptione nostri scribe in premissis, apud ciuitatem Glasguensem, die vigesimo mensis Maii, anno Domini I^o V^o sexagesimo secundo.

Sequitur subscriptio notarii dieti domini iudicis: Thomas Knox notarius, manu propria.

Sequuntur depositiones testium quorundem examinatorum per me, Magistrum Joannem Sinclare, Ecclesie collegiate de Innerpeffray prepositum, ac commissarium deputatum venerabilis viri, Magistri Joannis Houston, *etc.*, virtute et vigore commissionis prefati domini iudicis subdelegati, mihi directe . . .

Domina Margareta Steward, domina Gordone, vidua, etatis lxx annorum, testis in causa, citata, iurata, et diligenter examinata, mediante suo iuramento, deponit; Quod prefatus Hugo comes de Eglintoun et domina Joanna Hammiltoun, eius sponsa putativa, attingunt in quarto et quarto consanguinitatis gradibus, in libello contentis, computando gradus prout sequitur, videlicet, quedam comitissa de Mortoune, nuncupata muta domina, peperit duas proles, videlicet, filium et filiam, suo sposo comiti de Mortoune, et ex uno latere, primus filius ipsius comitisse et comitis de Mortoune successit comes de Mortoune, qui est primus gradus; qui comes de Mortone genuit etiam filium comitem de Mortone, qui est secundus gradus; qui comes de Mortone genuit filiam, nomine Margaretam Dowglas, sponsam nobilis et potentis domini, Jacobi domini Hammltoun

ac Duciis de Chattellarault, qui est tertius gradus; que Margareta, sponsa domini de Hammiltoune, peperit dominam Joannam Hammiltoune, sponsam putatiuam ipsius domini Hugonis comitis de Eglintone, qui est quartus gradus. Ex alio latere, filia illius mute domine comitisse de Mortoune erat comitissa de Bothwell, qui est primus gradus; que comitissa de Bothwell peperit quandam Jonetam dominam de Seytone, qui est secundus gradus; que domina de Seytone peperit dominam Mariotam Seytone, comitissam de Eglintone, matrem dicti Hugonis, comitis de Eglintone, qui est tereius gradus: Et ipse Hugo Comes de Eglintone est quartus gradus: Et sie attingunt in quarto et quarto consanguinitatis gradibus; et deponens nouit tres personas ex vtroque latere; sed de eorum nominibus in speciali non recordatur: Examinata de ceteris contentis in libello deponens refert ea que sunt iuris iuri, et plus nescit de contentis in libello.

Magister Jacobus Gordoune, frater germanus nobilis et potentis domini, Georgii comitis de Huntlie, etatis xlvi annorum, aut circiter, testis in causa, citatus, iuratus, et examinatus super contentis in libello, conformis est in sua depositione testi precedenti.

Sibilla Drummond, Domina de Kynelevin, sponsa Jacobi Heryng de Wester Gormok, etatis xlv annorum, aut circiter, testis in causa citata, vocata, iurata, et diligenter examinata, conformis est primo testi.

Joanna Drummond, sponsa Jacobi Chesholme de Cromkis, etatis xxxiii annorum, testis in causa iurata, citata, vocata, et diligenter examinata, conformis est testi precedenti ex relatione.

Quosquidem testes supradictos, nos Joannes Sinclare, prepositus antedictus, vigore supplicationis et commissionis nobis directarum, diligenter exauinamus, et eorum depositiones mittimus vobis introclusas, et subscriptas manu nostra, ac subscriptione Willelmi Scott notarii publici, in premissis nostri scribe et tabellionis; apud ecclesiam collegiatam de Innerpeffray, die xxii mensis Maii, anno Domini I^m V^e sexagesimo secundo. Sequuntur tenores subscriptionum; Joannes Sinclare, commissarius. Ita est, Willelmus Scot, notarius, ac scriba in premissis, rogatus et requisitus manu propria suscepit.

Sequuntur depositiones testium in ciuitate Glasguensi examinatorum per dictum dominum iudicem et commissarium, in presenti causa.

Robertus Crawfurd de Cloynane, coniugatus, etatis lx annorum et ultra, testis in causa citatus, iuratus et examinatus, et de contentis in libello interrogatus, et de consanguinitate, mediante suo iuramento, dicit huiusmodi consanguinitatem veram, computando gradus prout sequitur: Quondam Jacobus Dowglas filius mute domine de Dalkeith, Comes de Mortone, genuit quondam Jacobum Dowglas, comitem de Mortone et dominum de Dalkeith; qui quondam Jacobus genuit dominam Margaretam Dowglas, sponsam Jacobi domini de Hammiltoune, ac matrem dictae Joanne Hammiltone; que Margaret Dowglas, sponsa dicti domini de Hammiltoune, peperit ipsam dominam Joannam Hammiltoune, sponsam putatiuam ipsius Hugonis comitis de Eglintone, ex uno latere; et quedem Joanna Dowglas, filia dictae mute domine de Dalkeith, et soror germana Jacobi Dowglas comitis de Mortone fuit comitissa de Bothwell, que peperit filiam Margaretam Hepbourne; que Margaret Hepbourne fuit domina de Seytone, ac peperit dominam Mariotam

Seytone, comitissam de Eglintone; que domina Mariota Seytone peperit ipsum Hugonem comitem de Eglintone; et deponens nouit tres personas ex vtroque latere.

Joannes Steward de Bowhous, coniugatus, etatis lxi annorum aut circiter, testis in causa eitatus, vocatus, iuratus, et diligenter examinatus, conformis est testi immediate precedentibus.

Die xxviii mensis Maii, anno Iⁿ V^e lxii.

Quo die, sedente pro tribunali venerabili viro, Magistro Joanne Houstone, canonico, etc., in insula diuini Michaelis archangeli . . . procurator dicte Joanne comparans, nullas produxit oppositiones seu impugnations: Quare dictus index super eisdem silentium imposuit, et ad concludendum in causa, assignauit diem ad nouam citationem, procuratoribus partium citatis.

Sequitur tenor citationis ad videndum coneludi in causa.

Joannes Houstoune, ecclesie metropolitane Glasguensis canonicus, ac iudex subdelegatus, etc. . . . discreto viro, domino Joanni Masone, capellano, seu euicunque alteri capellano infra diocesim Glasguensem diuina celebranti, salutem: Citetis legitime nobilem domicellam, dominam Joannam Hammiltone, sponsam putatiam nobilis et potentis domini, Hugonis comitis de Eglintone, etc. quod compareat coram nobis seu nostris collegis, pluribus aut uno, in ecclesia metropolitana Glasguensi, et in insula diuini Michaelis archangeli infra candem, die xxix Maii proximi, ad videndum et audiendum coneludi in causa predicta, cum intimatione publica ut moris est: Et presentes debite executas earundem latori reddatis: Datum sub sigillo nostro et subscriptione nostri scribe, apud ciuitatem Glasguensem, die xxviii mensis Maii, anno Domini Iⁿ V^e sexagesimo secundo.

Sequitur indorsatio: xxviii Maii anno, etc. lxii. Ego magister Hugo Montgomerie, accessi ad easstrum de Hammiltoun et ibidem ctaui dictam Joannam Hammiltonne ad comparandum, die et loco subscriptis, secundum tenorem presentis citationis, coram domino Willelmo Nasmyth, Joanne Robesone, et Petro Were. Ita est Magister Hugo Montgomerie, manu propria.

Die Veneris, xxix Maii, anno Iⁿ V^e lxii.

Quo die, sedente pro tribunali venerabili viro, magistro Joanne Houstoune, etc., dicte domine Joanne ad videndum et audiendum coneludi in causa mota inter nobilem dominum, Hugonem comitem de Eglintone, ab vna, et dictam dominam Joannam Hammiltone, ab altera partibus, ut in acto xxvii Maii instantis; prefatus commissarius conclusit in causa; et pro sententia ferenda assignauit diem ad nouam citationem super dicta domina Joanna, dieto domino comite apud acta citato.

Die Sabbati, penultimo Maii, anno Domini Iⁿ V^e lx secundo.

Quo die sedente pro tribunali venerabili viro, etc. in termino assignato domine Joanne Hammltoune ad videndam et audiendam sententiam ferri, vt in acto xxix Maii instantis, anno suprascripto, in causa etc. comparuit comes antedictus et petit eum instantia huiusmodi sententiam ferri et pronunciari, quam iudex prescriptus protulit in hunc modum sequentem: Christi nomine inuocato; Nos Joannes Houstone, etc., penes contenta in libello ipsius domini Comitis de Eglintoune, in quo asserit, quod licet ipse Hugo Comes de Eglintoune matrimonium de facto, non tamen de iure, cum ipsa domina Joanna contraxit, et illud in facie

ecclesie more suo, licet nulliter, solemnizauit, matrimonialiter invicem remanere non possunt neque de iure debent: Ex et pro eo, quia ipse nobilis dominus Hugo Comes antedictus, et domina Joanna Hammiltoune prescripta, sua sponsa putatua, attingunt in quarto et quarto consanguinitatis gradibus; quodquidem consanguinitatis impedimentum impedit matrimonium contrahendum, et dirimit matrimonium iam contractum, et de se reddit nullum et inualidum, vt in dicto libello ad plenum continetur: Viso huiusmodi libello, visis etiam testium depositionibus super dicto libello productis, ceterisque cause meritis, recepto etiam prius iuramento ipsius domini Hugonis, solito et de iure requisito; pro tribunali sedentes et solum Deum pre oculis habentes, eiusque nomine sanctissimo inuocato, per hanc nostram sententiam diffinitiam, quam ferimus in his scriptis, pronunciamus, decernimus, et declaramus sententialiter, huiusmodi pretensum matrimonium, sie vt premissum est, de facto et non de iure contractum, esse et fuisse de se et ab initio nullum, irritum et inane, obstante impedimento consanguinitatis predicto, ipsosque pretensos coniuges fore diuortiandos, et diuortium inter eosdem celebrandum, prout diuortiamus, et diuortium inter eosdem celebramus, et vtrique eorum, si aliud impedimentum canonieum non obsteterit aliis nubendi in domino nostram licentiam et tollerantiam tribuendum: Et quiequid alter alteri dederit causa dotis vel donationis propter nuptias, decernimus restituendum: Et hoc omnibus et singulis quorum interest notum facimus per presentes: Leeta, lata, et in scriptis promulgata fuit hec nostra sententia diffinitia, in presentia ipsius domini comitis antedicti eandem cum instantia ferri petentis: Et in penam contumacie ipsius domine Joanne legitime citate vocate et non comparentis; ad laudem Dei, die penultimo mensis Maii anno Domini millesimo quingentesimo sexagesimo secundo: Et in verificatione premissorum presentibus, manu nostra subscriptis, ac manu nostri scribe et tabellionis in presenti causa, sigillum nostrum est affixum Super quibus omnibus et singulis prefatus dominus Hugo Comes, a me notario publico subscripto, sibi fieri petiit et requisiuit vnum vel plura, publicum seu publica instrumentum seu instrumenta: Aeta erant hec infra ecclesiam metropolitanam Glasguensem, hora undecima ante meridiem, die et anno prescriptis; coram his testibus, Willelmo magistro de Eglintoune, Joanne Steward de Bowhous, Joanne Montgomery de Brigend, Gauino Bailze et magistro Roberto Conynghame, cum diuersis aliis. Sequuntur subscriptiones dicti domini iudicis et commissarii, ac notarii publici, sui scribe in premissis, de quibus supra fit mentio: Joannes Houstoune, index in premissis, manu propria. Ita est, Thomas Knox, notarius publicus, etc.

Sequitur tenor citationis ad videndum sententiam ferri, de qua supra fit mentio.

Joannes Houstoune, ecclesie metropolitane Glasguensis canonicus, ac cause et partibus infra-scriptis, sedis apostolice subdelegatus index et commissarius, curato de Hammiltoune, seu cuiusque alteri capellano infra diocesim Glasguensem, salutem: Citetis legitime nobilem domicellan, dominam Joannam Hammiltoune, sponsam putatiam nobilis et potentis domini, Hugonis Comitis de Eglintoune, etc., quod compareat coram nobis seu nostris collegis, pluribus aut uno, in ecclesia metropolitana Glasguensi, et in sacello siue insula diui Michaelis archangeli infra eandem, die xxix^o mensis instantis Maii, hora causarum ante meridiem consueta, ad videndum

et audiendum sententiam ferri et prouunciaci in causa mota inter dictum nobilem dominum, Hugonem comitem de Eglintoun, ab vna, et dictam nobilem domicellam, dominam Joannam Hammiltoune, eius sponsam putatiuam, ab altera partibus, cum intimatione publica ut moris est : Et presentes debite executas carundem latori reddatis : Datum sub sigillo nostro ac subscriptione nostri scribe, apud ciuitatem Glasguensem, die xxix^o mensis Maii, anno Domini I^o V^o sexagesimo secundo : Sequitur subscriptio notarii et scribe in premissis : Thomas Knox, notarius publicus, etc.

Sequitur indorsatio diete citationis.

Die xxix^o mensis Maii, anno quo supra : Ego, dominus Joannes Masoune, cappellanus, accessi ad castrum de Hammiltoune, locum habitationis et solite residentie nobilis domicelle, domine Joanne Hammiltoune, et ibidem dictam Joannam Hammiltoune personaliter apprehensam, et in dicto castro existentem ctaui ad effectum prescriptum ; necon copiam citationis affixi super fores dicti castri ; testante mea subscriptione manuali, et his testibus, videlicet domino Willelmo Nasmith, Willelmo Cochrane, et Joanne Robesoune. Subscriptio dicti domini Joannis. Ita est dominus Joannes Masone, manu propria.

Quemquidem processum, ego, dominus Thomas Knox, capellanus ac notarius publicus, seribaque in presenti causa, vacuam actis aetatis, ceterisque omnibus et singulis productis in presenti causa, nil addito vel diminuto, quod substantiam facti immutare valeat, de originali fideliter extraxi, et in scriptis redigi, de speciali mandato dicti nobiles et potentis domini, Hugonis comitis de Eglintoun, domini Montgomerie ; teste mea subscriptione manuali, ac appensione sigilli dicti domini iudicis et commissarii, hic affixi, in testimonium et fidem premissorum.

Ita est Thomas Knox, notarius publicus, ac scriba dicti domini iudicis et commissarii in presenti causa, manu propria.

THOMAS KNOX, notarius publicus.

CONTRACT between James Duke of Chettellarault and Hugh third Earl of Eglintoun.

23rd February 1561.

161. At Edinburgh, the xxiii day of Februar, the zeir of God I^o V^o lxi zeris : It is appointit, agreit and finalie concordit betuix ane noble and mychtie Lord, James Duke of Chettellarault, Erle of Arrane, Lord Hammiltoun, etc., in name and behalf, and takand the burding vpoun him for Jane Hammiltoun, Countess of Eglintoun, his dochter, on that ane part, and ane noble and mychtie Lord, Hew Erle of Eglintoun, ou that vther part, in maner following, that is to say : Forsamekle as the said Jane hes intentit ane actioun of diuorce aganis the said Hew, and sindry previs examinat thairintill, quhairthrow, gif the samyn be ellis provin, or zit salhappin heireftir to be provin, as is suspectit vehementlie to be, and thai diuorceit thairthrow ; the geir, sownies of money, dispositioun of warde landis, the avale of the said Hewis mariage, and vther gratitudis and gude deidis quhatsumeuir done in respect of the mariage betuix thame, will appertene and returne agane to the said Jane, conforme to the law and prouisioun in the contract of mariage betuix thame maid

thairypoun; quhairthrow the said Erlis hous is abill to be gretumlie hurt, except thair be sum composition maid thairypoun: Quhairfoir the said James Duck of Chattellarault, vpoun the ernist desyre of the said Hew Erle of Eglintoun, and that amitie and kyndnes may stand betuix thame and thair housis, as it hes done befoir the said mariage in tyme bipast, nochtwillng the hurt of the said Erlis hous, bot rather ane competent lyfe and composition vnto his said dochter far within the avale of the sowmes of money, the dispositioun of the ward landis, hir awin mariage, and vtheris gude deidis and gratitudis done be him and his said dochter to the said Erle in respect of the said mariage, is content that the samyn be mitigat and componit in maner following; viz., the said Hew Erle of Eglintoun bindis and oblis him to enter him and infect the said Jane, hir airis and assignais, heretablie, in sex hundred merkis be zeir, in maner following, within fourtie dayis eftir the sentence geving and pronunciation of the diuorce betuix thame; that is to say, the said Erle sall enter him self, and thaireftir infect heretablie, titulo venditionis, in composition of the premissis, the said Jane, hir airis and assignais, in all and hale the landis of Eistwod, Langsyde, Tancartland, Newlandis and Meryleis, to be halden of our souerane lady and hir successouris, sielyke as he suld hald the samyn, within the space fairsaid, lyand within the barony of Renfrew . . . quhilks landis payis vittale and part of money zeirlie, qphairof ilk boll of meill salbe reknit to threttene schillingis foure penneis, and ilk boll of beir to tuentie schillingis, and baith to be allowit in the said sowme of sex hundred markis foirsaidis of the prices abonewrittin, safer as the said Hew eftir he be enterit thairto may haue title and ryght to of the samyn. . . . And becaus the saidis hale vittallis and money of the prices foirsaidis will nocht extend to the said sowme of sex hundred merkis, togidder with the penny male of the landis abone specifeit; the said Hew sall infect the said Jane, hir airis and assignais, heretablie, in ane annuelrent of samickle as sal happen to inlaik of the said sowme of sex hundred markis that the saidis landis of Eistwod, Langsyde, Tancartland, Newlandis and Meryleis will nocht extend to, to be takin vp zeirlie in ony part the said Jane plesis within the hale barony of Eglishame. . . . Prouiding alwaysis that the said Jane salhaue na power to cutt the woddis nor parkis of Eistwod, nor na part thairof, bot safer as sal be sufficient for the reparatioun of the said place of Eistwod, or vther housis biggit, or quhilk seho sal happen to big, necessar for hir awin habitatioun and seruandis, keping of hir cornis, berne and byre, and necessar for hir awin operatioun; and quhat tyme or howsone it salhappin hir to marye, seho immediatlie thaireftir sall leif the said toure and maner place of Eistwod, with orchardis and zardis of the samyn, without ony proes of law, to the said Hew, to be visit be him at his plesoure, nochtwithstanding the infection to be maid to hir thairof: Prouiding alsua, that the said Hew nor his seruandis sall nocht oppress the tennentis of the saidis landis, nowther in the eiting of thair cornis, nor gerss, nor vtherwyis, quhen he or thay salhappin to remane in the said place, or ony vther tyme, vnto the lauchfull redemptioun of the samyn: And attoure, the said Jane, at the making of the saidis infections, sall deluer to the said Hew ane sufficient letter of reuersioun, in dew and competent forme, to him, his airis and assignais, for redemptioun and outquitting of all and sindrie the saidis landis and annuelrent abone specifeit,

contenyng the sounre of sex thousand markis, to be payit to the said Jane, hir airis and assignais, in the Kirk of Glasgw, vpoun the premonition of fourtie dayis, with vther generale clausis as vse is in ane reuersioun, with ane prouisoun contenit in the lattin end of the samyn, that it sall nocht be lesun to the said Hew his airis or assignais, to lows the saidis landis and annuellrent induring the said Janis lyftyme without hir awin consent: For the quhilke causis and infektmentis abone specifeit being dewlie maid to the said Jane, hir airis and assignais, vnder reuersioun as said is, the said Lord Duke bindis and oblisiss him, his airis and assignais, to eaus the said Jane renunce and ourgif to the said Hew Erle of Eglington, his airis and assignais, all ryeht, title of ryeht, or possessioun, quhilk scho had, hes, or onwyis may elame, in and to the landis of Airdrossane, in the quhilkis scho is infect, the ward and nonentres quhilk scho had of the samyn befoir hir infectment, with all ryeht and title of ryeht quhilk scho hes to ony of the landis pertenyng to the lordship of Montgummery: and siclyke renunce and ourgif frelie to the said Lord, his mariage, quhairof scho had the gift, togidder with all sowmes of money, gudis, or vther geir, gevin be hir, or hir said father, to the said Erle in name of tochir, or for the caus of matrymony, except hir expensis sen the said Jane hes bene fra the said Hew in mutuall cohabitation; and the said Duke sall warrand the said Jane hes maid na disposition of the mariage of the landis scho is infect in to Ardrossane, the warde and nonentres of the samyn, the said Erlis mariage, to ony persone or personis; and als sall warrand him the samyn at the handis of Barbara Hammiltoun, Lady Flemyn, Anna Hammyltoun, Lady Gordoun, for ony disposition maid be hir thairof to thame, in the surest sort the said Erle can devys: Providing alwayis, gif the said Erle failzeis to keip thir premisis within xl dayis eftir the diuorce being pronueit, as said is, he being requirit thairto, it salbe in the said Lord Dukis will quhidder he plesis to caus his said dochter tak the infektmentis foirsaidis, or haue that thing scho may haue be the law be verten of the contract of mariage, or vtherwyis: And heирto hayth the saidis parteis bindis and oblisiss thame faithfullie to vtheris be thir presentis, and ar content that this present contract be actit and registrat in the bukis of Counsale, vpoun aucht dayis warnynge, and to haue the strenth of ane aet and decretit of the Lordis thairof, with letteris and executorialis of horning or poinding to be gevin thairupoun in forme as effeis: In witnes of the quhilke thing bayth the saidis partiis contractoris hes subseruitt thir presentis with thair handis, day, zeir, and place foirsaidis, befoir thir witness, Gawane Commendatour of Kilwynnyng, Williame Muir of Glandirstoun, Johne Mwngwmry of Brigende, James Hammyltoun of Ormystoun, and Williame Hegait, noter, with wthiris diuers.

JAMES.

DECREE of DIVORCE by the Minister and Elders of the Kirk of Edinburgh, of Hugh Earl of Eglington from Jane Hammiltoun, his wife, 25th June 1562.

162. AT Edinburght, the tuentie fyve day of Junii, the zeir of God I^m V^e thre scoir and twa zeiris: The quhilke day, anent the actione and caus persecut be Jane Hammiltoun, dochter to ane nobill and mychtie Lord and Prenee, James Duke of Chattellarault, Erle of Arrane, Lord Hamiltoun,

etc., makand mentione, that quhair in the zeir of God I^m V^c fyftie four zeiris, the said Jayne wes joynit and cuppillit in lauchfull matrimonye with Hew Erle of Eglingtoun, traistint to haif leuit with him in that holie band senceirlic and purelie according to Goddis institutione, and that the said Jayne for hir pairt had sa behad hir self towardt the said Erle, baith in boddie and in mynd, that the wrold on that ane pairt can beir record that scho hes noct offendit outwarthlie to him; ewin likwayis hir conscience on that vther pairt accusis hir noct of ony offence committit be hir to the said Erle sen thair first joyning in the said band: Nochttheless the said Erle, on that vther pairt, be the space of halff ane zeir immediatlie preceeding the xiii day of December, the zeir of God I^m V^c lx . . . and thairthrow hes ceissit this lang tyme to be heid of the said Jayne, bot hes diuorceit him selff fra hir . . . in manifest contempt of God and his woird, that he is becummin the member or seruand to ane harlat, and sa diuorceit him selff fra the said Jayne that scho ceisis and hes ceissit this lang tyme bipast, baytht of the law of God and man, to be ony mair flesche of his flesche, or member of his bodie, and being in this maner repudiat be him, and diuoreit in presens of God; zit becaus the said Jane wantit declaratour of the kirk, scho menit hir to the Loirdis of Seereit Counsale to the effect scho mycht be declairit frei; and the saidis Loirdis considerind hir caice, gaif commissioune and command to the minister of Glasgow, senioris, and kirk thereof, to cognosce and deeyd in the said caus, and to deceerne and declair quhither the said Jayne wes frie or noct; quha causit summond the saidis pairteis, and at the day of compeirance did na thing thairin, bot maid ane pretendit continewatione without compeirance of the pairtie aduersar, and the said minister of Glasgow depairtit in Ingland, and the elderis thairof gaif plane anser of refusis, that without his presence thai wauld do na thing; and in this tyme the said Jane wes haldin bound and hie frie, according to his pleisour (althocht syin be na libertie), to do quhat him lykit, and pas quhair he pleissit, and than intendit, lik as he did pas in France, to tak lairger reinzeis to sin, and to hauld hir in greit boundage: Quhairfoir, sen the said Jane hes suttit the declaratour of the said actione within the diocie quhair baytht the saidis pairteis dhellis, and could noct haif it onlie throw the absence of the said minister, and vtheris occasionis notour to the saidis Loirdis, directit thair commissioune to the minister and elderis of the kirk of Edinburght, quhair plentie of cunning men mycht be had, with vtheris sax personis nominat in the said commissioune, or ony tua of thame, to be present with the saidis ministeris, elderis, and deaconis, at all the substantiall deuteis of the said actione; committing thame power to call baytht the saidis pairteis befoir thame, and tak cognitione in the said mater, and to pronounce thair sentence thairintill, according to the ewangell and law of God; as at mair lenth is contenit in the said commissioune, and Jaynis libellit precept gevin in befoir the saidis jugis thairvpoun: The said Jayne Hamiltoun compeirand personalie in jugment be Maister Dauid Boirthuik, hir procuratour, on that ane pairt, and the said Erle being lauchfullie vairnit be our souerane ladeis letteris to haif hard sentence pronuncit in the said caus, on that vther pairt, offtymeis callit, lanchfull tyme of the day biddin, and noct compeirit: the rychtis, ressonis and

allegationis of baytht the saidis pairteis hard, sene, considderit and vnderstand, togidder with the depositionis of diuers famous witnessis, chosin, suorne and admittit thairto, the said Minister and Elderis of the kirk of Edinburgt, that is to say, Johne Knox, minister, Mr. Johne Spottiswod, superintendent of Louthiane, Maister Johne Spens, aduocat to oure souerane ladie, Alexander Guthrie, Mr. Richert Strang, Maister Johne Marioribankis, Maister Clement Litill, Maister Robert Glen, Alexander Park, Andro Selaitter, Andro Armiestrang, Willame Harlaw, Alexander Hoip, James Aikman, Robert Johnestoun, Johne Freir, Johne Weir, Alexander Lyell and Johne Cairnis, Elderis and Deaconis of the said kirk; Maister James Makgill of Rankelour Nather, clerk of regester, and Dauid Forres, gennerall of the eunzealous, tua of the leirnit and nobill men appoyntit be the saidis loirdis of secreit counsall to be adioynit to the said minister and elderis at the principall dyettis of the said actione, being at lenth rypple awysit with the haill proces led and deducit in the said caus, togidder with the depositionis of the haill witnessis ressauit, suorne, and admittit in the samyn; findis be cognitione taiking, that the tyme abone writtin the said Jayne, as is notour, wes joynit in lauehfull matrimony with the said Hew Erle of Eglington, traistint to hau leift with him in that holie band according to Goddis instituione, and sen syn the said Jayne hes so behad hir selff toward the said Erle in hir bodie, that he, nether zit the wrold, is abill to imput to hir ony offence or cryme; Nochttheless the said Erle, be the space abone writtin, hes . . . and thairthrow hes ceissit, baytht of the law of God and man, to be ony mair flesche of his flesche or member of his bodie: Heirfoir decernis and ordanis the said Jayne to haif bene sen the tyme foirsaid, and to be in all tymeis cuming, the frie persone, als fre of the libertie grantit to hir of the woird of God to marie of new in the Loird quham scho pleisis, as that scho had never contractit mariage with the said Erle of befoir; and separatis, diuoydis and diuorcis the said Jayne fra the said Erle, his bodie, cumpany, and bed, in all tymeis cuming, be ressone of the adultrie committit be him foirsaid, notoriuslie and planelie growin be the saidis witnessis, and pronuncis the said Erle to hau bene sen the tyme foirsaid the filthie adulterar, lewing him alvayis for committing of the cryme foirsaid to the puneishement of the civil judgement, as is requirit of the law of God: Beacaus the said Jayne cleirlie prewit the said adulterie, as wes notorius to the saidis jugis: Extractit furth of the buik and regester of the kirk of Edinburgt be me, Michael Marioribankis, clerk thairof, keipar of the regester of the samyn, witnessing heirto this my handwrit and signe manuell.

MICHAEL MARIORYBANKIS.

CONTRACT OF MARRIAGE between Ingh third Earl of Eglintoun, and Dame Agnes Drummond, sister (uterine) of George fourth Earl of Huntlie, 8th June 1562.

163. At Innerpreffre, the aucht day of Junii, the zere of God I^m V^r threseoir tua zeris: It is appunctuat, finally concordit and contrackit betuix ane nobill and mychty lord, George Erle of Huntlie, Dame Merget Stewart, Lady Gordoun, and Dame Agnes Drummond, Lady Lowdoun, sister to the said Erle and dochir to the said Dame Merget, on that ane part, and ane nobil and

potent lord, Hew Erle of Eglintoun and Lord Muntgumry, vpoun that wther part, in maner folloving; that is to say, the said Hew Erle of Eglintoun sall, Godwilling, mary and tak to his wyfe solempnatlie, in face of halie kirk lauchfullie, the said Dame Agnes, betuix and the Natiuite of Sanct Johnne callit Mydsomer nixtocum: For the quhill mariage to be compleitit as said is, the said George Erle of Huntlie, Dame Mergrat Stewart, Lady Gordoun, and the said Dame Agnes, bindis and oblis thame, thair airis, executouris and assignais, coniunctlie and seueralic, to content, deliuern and pay to the said Hew Erle of Eglinton, his airis, executouris, or assignais, the sovme of sax thousand merkis vsuale money of this realme, in name of tochir. . . . And als the said Dame Agnes sall releif wyth her leving the said Hew Erle of Eglintoun of the sovme of sax hundred merkis money to be payit to Dame Jehane Hammyltoun, dochter to my Lord Duik, ay and quhill the payment of the sovme abone writing to be payit to the said Hew, Erle, in maner as said is: And howbeit thare be na impedimentis of consanguinitate or affinitie knawin presentlie betuix the saidis parteis, bot that thai may compleit the said band of matrimony lauchfullie as said is; and giff thair salhappin heireftir ony impedimentis of consanguinitate or affinitie in tyme cummyng to be knavin betuix the said parteis, quhairby thai may noct remane in lauchfull matrimony; than and in that eace the said Hew, Erle forsaide, bindis and oblis him and his forsaids, to bring hame fra the court of Rome sufficient dispensationis contenand confirmationioun, or to obtene the sammyn at ony handis haueand power thairof, to dispens with sic impedimentis that salhappin to be knavin or proponit, vpoun the said Hew Erlis expensis: And gif it salhappin the said Hew, Erle forsaide (as God forbeid), to move ony caus of diuorce aganis the said Dame Agnes in ony tyme to cum, than and in that eace the said Hew Erle bindis and oblis him and his airis, to refund, content and pay to the said Dame Agnes, the sovme aboun writing, or at the leist samekle thairof as beis ressauit be him fra the said Dame Agnes; and by the said sovme, the said Dame Agnes sall bruik all landis in the quhilkis scho beis infect in be the said Hew, Erle forsaide, induring hir lyftyme: And selyk, gif it salhappin the said Dame Agnes to move ony caus of diuorce aganis the said Hew Erle in ony tyme to cum, than and in that eace the said Dame Agnes, now as than and than as now, renuncis and ourgevis all and sindry landis pertenyng to the said Hew Erle, in the quhilkis scho happinnis to be infect in, with all ryeht, titill of ryeht and elame scho may haue to the samyn, and exoneris quytelamis and dischargis the said Hew, Erle forsaide, of all sowmes of money, guidis and geir, quhilkis scho may ask or craif fra the said Erle, gevin to him for the completing of the said mariage: And for sure payment of four thousand merkis money of the said sax thousand merkis money, Robert Craufurd of Clolyane

ar becumin cautionaris and souerteis, coniunctly and seueraly, with the saidis George Erle of Huntlie, Dame Mergrat and Dame Agnes, to be payit at the termis forsaide. . . . And for fulfilling, keping and observing of all and sindry thir premisis, the saidis parteis and cautionar ar content that this present contract be insert and registrat in the buikis of our souerane Ladyis counsall, and the Lordis decreit and authorite thairintill to be interponit . . . In vitnes of the quhilk thing the saidis parteis and cautionar forsaide hes subscrivit this present

contract with thair handis, day, zere and place forsaid, befoir thir vitnes, honorable men, Maister James Gordoun, Chancellar of Murray, Mathow Campbell of Lowdoun, knycht, schiref of Air, James Cheisholme of Crumleikis, Williame Maister of Eglintoun, Johne Stewart of Bowhous, and Maister Robert Herbertsoun, vicair of Abruthtwen.

A large, cursive signature in black ink, appearing to read "James Gordon".

A cursive signature in black ink, appearing to read "Agnes Drummond".

A cursive signature in black ink, appearing to read "Robert Craufurd".

ROBERT CRAUFURD of Cloynane.

INSTRUMENT narrating the proclamation of the banns of marriage between Hugh third Earl of Eglintoun, and Dame Agnes Drummond, Lady Lowden, in the church of Eglishame, 31st May, 7th and 14th June 1562.

164. In Dei Nomine, Amen : Per hoc presens publicum Instrumentum cunetis pateat evidenter et sit notum, quod anno Incarnationis Dominice millesimo quingentesimo sexagesimo secundo, Dominica, viz., vltimo Maii, indictione sexta, pontificeatus sanctissimi in Christo patris et domini nostri, domini Pii diuina providentia pape quarti, anno quarto : In mei notarii publici et testium subscriptorum presentia : The quhilk daye, I Maister Patrick Vidderow, Viciar pensionar of Eglishame, in presens of the haile parochineris beand convenit in tyme of devyne seruice, oppinlie proclamit ane nobill and potent lord, Heu Erle of Eglintoun, Lord Montgumerie, etc., on that ane part, and Deyme Agnes Drummond, Ladie Lowden, on that wthir part, and declarit onto the saidis parochineris and to all wtheris, that the foirsaidis Erle and Ladie was to accomplish and solemnisat the bandis of matrimonie, and demandit of the saidis parochineris and of all wtheris, gaif thai knew or knawis ony lauchfull impediment quhy the foirsaidis Erle and Ladie mycht nocht be lauchfullie adiunit in the foirsaid bandis of matrimonie, as thai wald answer to God on the lettir daye, and that anis, twyiss, thryiss ; and I hard na parte oppone nor allege ony impediment to

aither of the forsaidis Erle or Ladye : Seeundlie, on Soundaye, viz., vii daye of Junii, zeir of God abone vrittyne, I the said Vicar, in lyik maner oppinlie proclamat, in tyme of devyne seruice, the foirsaidis Erle and Ladye, and declarit to the saidis parocheneris and to all wtheris, that the foirsaidis Erle and Ladye was to solempnisat the bandis of matrimonie, and demandit thame, zit as of befoir, gif thai knew ony lauchfull impediment betwix the foirsaidis Erle and Ladye ; and I hard na maner of persone nor persones propone nor allege na causs in the contrar of the foirsaidis Erle and Ladye : Threidlie, on Soundaye, viz., the xiiiij daye of Junii, zeir of God abone vrittyne, I the said Vicar pensionar oppinlie, in tyme of devyne seruice, proclamat this threid band of matrimonie betwix the foirsaidis Heu Erle of Eglinton, on that ane part, and Deyme Agnes Drummond, Lady Lowdone, on that wthir part, in maner foirsaid, and requirit and commandit thame, in the name of God, as thai wald answer to him on the lattar daye of jugisement, geif ony of thame knew ony lauchfull impediment, anis, twyiss, thryiss : And nocht onlye the saidis parochinaris, bot also of all wtheris, I requirit thame to schaw geif thai knew ouy impediment owder to the foirsaidis Erle or Ladye, owder to schaw the samyne at this present, or ellis never ; and I hard na maner of persone nor persones propone nor allege, nor mac obstakile nor impediment to the foirsaidis Erle and Ladye, bot that thai mycht lauchfullie adiune thame selfis in the foirsaid bandis of matrimonie : Super quibus tribus bannis legitime proclamatis, et hoc etiam ferialibus interpositis, per tres dies solempnes debita intereapentine infra dictam ecclesiam parochialem de Eglishame, de matrimonio solempnisando ut supra inter prefatum nobilem et potentem dominum, Hugonem Comitem de Eglington, ab una, et Agnetam Drummond, Dominam de Lowdone, ab altera, et hoc publice proclamassem, et cui nullum audiuiimus oppositum nec quid scimus impedimenti, inter prefatum dictum Comitem et dictam Agnetam Drummond, Dominam de Lowdone, discretus vir Dominus Jasperus Montgumrie, capellanus, nomine ipsius dicti Comitis a me notario publico infrascripto sibi fieri petiit vnum seu plura, publicum seu publica, instrumentum seu instrumenta : Acta erant hee in dicta parochiali ecclesia, horam circiter vndecimam ante meridiem, sub anno, mensibus, diebus, indictione pontificatusque quibus supra : Presentibus ibidem Wilelmo Zoung in Nedderenoeh, Matheo Dauidsone in Hill, et domino Johanne Masone, capellano, et nunc seruo ipsius Comitis, testibus in premissis vocatis pariter et rogatis.

Et ego vero Patricius Vidderou, artium magister, presbyter Glasguensis diocesis, sacra authoritate apostolica notarius publicus, quia premissis, etc.

PATRICIUS VIDDEROU, Notarius Publicus, manu sua.

INSTRUMENT narrating the proclamation of the banns of marriage between the same parties in the churches of Innerpeffre and Monze on 11th June 1562.

165. In Dei Nomine Amen : Per hoc presens publicum instrumentum cunctis pateat evidenter et sit notum, quod anno Incarnationis Dominice millesimo quingentesimo sexagesimo secundo, die vero mensis Junii vndeclimo, videlicet in die Sancti Barnabe apostoli, personaliter constitutus discretus

vir dominus Andreas Straithenrie, vicarius ecclesie parochialis de Innerpeffre et Monze, Dunblanensis diocesis, in ecclesia collegiata de Innerpeffre, tempore quo solent diuina celebrari, alta et intelligibili voce proclamauit banna, inter nobilem et potentem dominum, Hugonem comitem de Eglintoun ac dominum Montgomerie, et dominam Agnetem Drummond, dominam de Loudoune; monendo omnes et singulos ibidem presentes scientes aliquod impedimentum inter prefatas personas ne matrimonium licite poterat solemnizari inter eosdem in facie ecclesie, quod huiusmodi impedimentum reuelent sub pena condemnationis animarum suarum. Et quia nemo ibidem presens aliquod impedimentum reuelauit, nec quicunque opposuit, prefatus dominus Andreas a me notario publico subscripto petiit instrumentum et instrumenta. Acta erant hec in dicta ecclesia collegiata de Innerpeffre, horas inter nonam et decimam ante meridiem: Presentibus ibidem domino Joanne Brusoun, Joanne Fergusoun, et Willelmo Davidsoun, testibus ad premissa vocatis. Successive vero eisdem die, mense et anno quibus supra personaliter constitutus idem dominus Andreas, vicarius antedictus, in ecclesia parochiali de Monze, Dunblanensis diocesis, et ibidem etiam alta et intelligibili voce proclamauit banna inter prefatas personas, monendo similiter omnes et singulos ibidem presentes et scientes aliquod impedimentum inter eosdem quare matrimonium licite minime poterat solemnizari in facie ecclesie inter eosdem Hugonem comitem de Eglintoun et dominam Agnetem Drummond, quod huiusmodi impedimentum reuelent sub pena condemnationis animarum suarum, ut moris est. Et quia nemo ibidem presens aliquod impedimentum reuelauit nec quicquid opposuit, prefatus dominus Andreas a me notario publico subscripto petiit instrumentum et instrumenta. Acta erant hec in ecclesia parochiali de Monze, horas inter decimam et undecimam ante meridiem; presentibus ibidem Willelmo Davidsoun, et Andrea Scot alias Tossocht, testibus ad premissa rogatis et requisitis.

Ita est Robertus Herbertsoun notarius publicus in premissis requisitus, manu sua.¹

LETTERS by John [Hamilton] Archbishop of St. Andrews, dispensing with the impediments to the marriage of Hugh third Earl of Eglintoun, and Agnes Drummond, Lady of Loudoun.
19th August 1562.

166. JOANNES miseratione diuina Archiepiscopus Sanctiandree, regni Scotie Primas, Legatus natus ac cum potestate Legati a latere sedis apostolice legatus, venerabilibus viris nostrisque dilectis, Jacobo Gordonne, Cancellario Morauiensis, et Joanni Houstoun et Archibaldo Craufurd, Glasguensis ecclesiarum Canoniciis, et vestrum cuiilibet, Salutem in Domino sempiternam: Sedis apostolice prouidentia circumspecta nonnumquam rigorem juris mansuetudine temperat, et quod sacerorum canonum prohibent instituta, de gratia benignitatis indulget, prout personarum et temporum qualitate pensata id in Domino salubriter expedire agnoscit: Sane ex parte dilectorum nobis in Christo.

¹ There is an instrument of the proclamation of the same banns on 14th June 1562, in the church of Monze, ‘pro secunda vice,’ and another instrument of the proclamation on the 21st June at Innerpeffre, ‘pro trina vice.’

Hugonis Comitis de Eglintoun, Domini Montgomerie, et Agnetis Drummond, Domine de Loudoune, mulieris, Glasguensis diocesis, nobis oblata peticio continebat, quod ipsi, scientes in secundo et tertio, ac tercio et quarto, et duplicei quarto affinitatis gradibus se inuicem attingere, matrimonium inter se legitime per verba de presenti contraxerunt, illudque carnali copula consummarunt ac in facie ecclesie solemnizarunt, excommunicationis sententiam in tales a jure promulgatam propterea incurrendo, et incestus reatum committendo, et obstantibus huiusmodi impedimentis dicti coniuges in huiusmodi matrimonio remanere non possunt, absque sedis apostolice dispensatione desuper obtenta; et si diuortium fieret inter eos grauia exinde scandala possent verisimiliter exoriri; quare nobis supplicari humiliiter fecerunt dicti exponentes, eis super his de absolutionis debite beneficio et opportune dispensationis gratia misericorditer prouideri: Nos, igitur, ad infrascripta sufficienti facultate muniti, et qui salutem querimus singulorum ac scandalis ne eueniant quantum cum Deo possumus obuiare, ex premissis, et certis aliis nobis expositis causis, auctoritate apostolica nobis commissa et concessa, et qua fungimur in hac parte, discretioni vestre, et euilibet vestrum, committimus quatenus, si est ita, ipsos coniuges exponentes a generali excommunicationis sententia, quam propter premissa incurrerunt, absoluatis in forma ecclesie consueta; iniuneta inde eis et eorum euilibet, pro modo culpe, penitentia salutari et aliisque de jure fuerint iniungenda: denum cum eisdem Hugone, Comite, et Agneta Drummond, Domina de Lovdoune, quod impedimentis predictis huiusmodi non obstantibus, in eorum sic scienter contracto et consummato matrimonio libere et liceite remanere possint et valeant, misericorditer dispensetis, seu alter vestrum dispensem; dummodo dicta mulier propter hoc ab aliquo rapta non fuerit; proles exinde suscipendas legitimas decernendo: Datum Pasleti, dicte Glasguensis diocesis, anno Incarnationis Dominice millesimo quingentesimo sexagesimo secundo, die decimonoно mensis Augusti, Pontificatus sanctissimi in Christo patris et domini nostri, domini Pii, diuina prouidentia Pape quarti, anno tercio.

CONTRACT between Hugh third Earl of Eglintoun, and Robert Montgumry, brother of Thomas Mungumry of Skelmurie, 18th August 1562.

167. At Glasgw, the xviii day of August, the zeir of God Iⁿ V^e and sextie twa zeiris: It is appoynitit, aggreit and finallie endit betuex ane noble and potent lord, Hew Erle of Eglintoun, Lorde Montgumry, vpone that ane part, and Robert Montgumry, brodir to Thomas Mungumry now of Skel-murie, vpone the wthir part: Forsamekle as the saidis Thomas, at the plesour of God, is wexit with fransessy, and is nocht perfyte in his wittis, nor comitent in him self, and swa can nocht rewile nor gowarne him self, his landis, rowmes, possessionis, gudis and geir; quhairfor the saidis

Robert is seruit and retowrit tutour administrator during the tyme of his seiknes, quho hes requirit and erneislie dissyrit the saidis noble and potent lorde to infect or caws be infect, be his precept, the saidis Robert in his landis of Skelmurlie, Loyehransay, Synnok and Lochlibochsyd, with thair pertinentis, hes haldin of the saidis noble and potent lorde in cheif; quha being myndit never to defrande the saidis Thomas of his kyndlie inheritance, bot rather to mak him swir thairof, hes delyuerit to the saidis Robert his preept of fauouris, seillit and subserivit in dew and competent forme, direct to his baileis in that part, chargeing them to west and seis the saidis Thomas in the saidis landis: And becaws it is beleifit be the saidis Erle that the saidis landis hes bene in his handis as donatour to his awin warde, or at the leist haifand reyeht thairof, diuers zeiris; quhairfor the saidis Robert, takand the burding vpone him for the saidis Thomas, his brothir, is bwndin and oblist be the tennour heirof, to the saidis Erle, that quhat tyme or howsone it sall pleis his Lordship to appoyn特 a day, vpone sex dayis warnying, qnatsumeuir place his Lordship pleisis to assigne, to compeir, acumpaneit with his freyndis and reicht that the saidis Robert hes to the saidis ward, and thair gif it beis fwndin be thais his freindis and wtheris to be adiunet to thame be the saidis Erle, that the saidis Robert hes reicht to the saidis warde, the saidis Erle sall move na pley thairfore in tyme cuming; and gif it beis fwndin that the saidis Erle hes ryght to the saidis warde, the saidis Thomas sall pay him thankfullie thairfor according to the law: And als the saidis Robert sall in tyme cuming during the tyme of his tutorie, reddely cintende, serue and obey the saidis Erle, with all and syndrye the kin, freindis, seruandis and tenentis of the hous of Skelmurlie, quhen he salbe requirit thairof, incontrar quhamesmeuir, our souerane Lady and the auctorite onelye beand exceptit; and sall nocth eum wnder leige nor band with nayne wthiris; and als sal eaus the hous of Loehransay in Arrane be patent to the saidis Erle and his freindis in tyme cuming at his plesour; and sall caws the tennentis of the saidis landis, the saidis Erle beand thair, obey and serue him in all his effairis, hwnting and wthiris, and sall mak his furnessing of sik viueris as is in thay landis, of compitent prye during the saidis Erles resonable residence thairintill; for the quhilk the saidis Erle sall fortifye the saidis Robert in all his lesun and honest cawsis: And attour, the saidis Robert sall intreit the saidis Thomas and the remanent of his brethir and sisteiris honorabillie, conforme to thair estait: In witnes of the quhilk ather of the saidis parteis hes subseriuete thir presentis with thair handis, and are contentit this present contract be insart in the court bukis of Cwnyghame, and to haif the strenght and effect of ane act and deereit thairof, with executorialis to follow thairupone in forme as efferis, day, zeir and place foresaidis, befoir thir witnes, Robert Crawfurde of Clolyname, Johne Stewarde of Bowhows, and Williame Hegait, with vtheris diuers: Eftir the mentione making of the subscriptioun of the saidis Robert, he declarit he coulde nocth writ; tharfore the notar subseriuete for him.

Ita est vt premittitur, Villelmus Hegait, notarius, de mandato

EGLYNTON.

Roberti Mwngwmrie, ipsi nescientis scribere.

COPY PRINCIPALL BAND subscrivet be the Noblemen and Gencie of Kyll, Carike and Cuninghame, for meutinanc of relligion, 1562.

168. WEE quhais names are underwreaten doe promise, in the presence of God, and in the presence of his Sone, our Lord Jesus Christ, that we and evrie one of us will mentain and assist the preaching of this holy evangell, now of his free mercie offred unto this realme; and also will maintaine the ministers of the samin against all personnes, power and authoritie that will oppone thairselves unto the doctrine now proponet, and be us receavet: And farder, withe the said solemnite, we protest and promise, that we, and evrie one of us, schall assist, hazard, yea, and the quhole bodie of the Protestants within this realme, in all laufull and just actiou against all personnes; so that quhatsumever sehall hurt, molest or trowble any of our bodies sall be reputed done to the quhole, except that the offender will be content to submitt himselfe to the judgment of the kirke now establisched among us: and this we doe as we desyre to be accepted in favour of the Lord Jesus, and reckonet worthie of credite and honestie in the presence of the godlie: at the bruche of Air, the fourt of September, the year of God aue thousand five hundred thriscore and tua yeares. Sic subscribur —

Eglingtonwe.	James Dalrimple of Stair.
Glencairne.	James Cuninghame of Polquharne.
Robt. Lord Boyd.	David Craufurd of Karse.
Mathew Campbell of Lowdoun.	Wm. Campbell of Sesnoke.
Allane Lord Catheart.	Wm. Stewart of Hazlerige.
Johne Cuninghame of Capringtowne.	James Bar ie.
Georg Craufurd of Leisnorisse.	Cuninghameheid.
Johne Muir of Rewallane.	Wcheltrie.
Hew Cuminghame.	Johne Schaw of Halies.
Robt. Cuninghame.	Johne Wallace of Cragie.
Wm. Cuninghame, wt. my hand.	James Lockart.
The Mr. of Boyd.	Wm. Montgomrie.
Johne Carthcart of Barie.	Johne Craufurd of Walstowne.
Wm. Cuninghame, yownger of Capringtowne.	George Corrie of Kelwode.
Robt. Kerr of Kersland.	William Kennedy of Caruquhinnoche.
Robt. Craufurd.	Johue Cathecart of Carltown.
David Craufurd.	Johne Kennedy of Kirkmichell.
Wm. Cuninghame.	Thomas M ^t Alex ^r of Corsclayes.
Charles Campbell, burgess of Air.	Johne Craufurd of Craufurdland.
James Reid.	William Barklay of Perstown, elder.
Mungo Muir.	James Cunningham of Borelandes.

Robert Cuninghame of Waterstain.	James Campbell.
John Boyd of Warslown.	Mr. David Barklay.
Robert Campbell of Kinnienkleuch.	John Kennedy, sone to David Kennedy of Kirkmichell.
Allan Catheart of Clowanee.	Patrik Kennedy.
Adame Reid of Barskminn.	Heu Campbell.
John Catheart in Gilbysyearde.	Allan Catheart of Carlton.
Johne Reid, with my hand.	Gilbert Gillise.
John M ^t Quhalle.	Thomas Catheart, wt. my hand.
Robert Boyd of Pymont.	John Neilson of Kirkassie.
Mr. James Boyd of Rothraig.	Robert Hunter of Hunterstown.
Wm. Campbell, professe my baptism.	Robert Rankin.
Alexr. Catheart, brother to my lord Catheart.	Archbald Boyde.
Georg Cuninghame.	Alexr. Nisbit, wt. my hand.
David Archbald.	James Lockarit, wt. my hand.
John Moore of Wooll.	Wm. Stewart of Hariigg.
Hew Wallace, Carnell.	Hector Dunbar of Cloustan.
James Chalmer of Gadgirthe.	Alan Catheart of Bardaroche.
Hew Montgomrie of Hessilheid.	Georg Ridd of Chapell house.
John Fullertown of Dreggorne.	Hew Wallace of Musurde.
Michell Wallace.	Wm. Campbell of Crigdow.
James Kennedye.	Andreu Neutown [sic, sed quere Niven] of Munkridden.
Georg Lockart.	Wm. Catheart.
Robt. Schaua.	James Wallace.
John Dunbar of Boreyre.	Hew Kennedy, knight.
Robert Chahmer of Marlie.	

MUTUAL BOND OF DEFENCE between Hugh third Earl of Eglintownne and Robert Lord Boyide,
25th August 1563.

169. AT Glesgow, the xxv day of August, the zeir of God I^m V^e. and sextie thre zeris: Forsamickle as
ane noble and myehty lorde, Hew Erle of Eglintownne, Lorde Mwngwmry, vpone that ane pairt,
Robert Lorde Boyide, vpone the wthir, wndrestandinge and perfitelie knawinge the greit luf,
fauoure, kyndnes and beniuolence quhilke hes beyne in tymeis past betuex the saidis Erles grand-
sahir and fadir, and the said Robert Lorde Boyidis fadir and hym self; and now the saidis Hew
Erle of Eglintownne and the saidis Robert Lorde Boyide willinge and myndeinge that siklyik
fauoure, amitie and kyndenes stande and remayne betuex thame, thair kyn, frendis and sur-
naymeis, and to haif the sammyn rewlingis renouat; ar bwndyn and oblist, athir till wthiris, be

the faught and trewirth in thair bodyis, vpone lawtie, credet and honour, to tak ane leill, trew and afalde pairt, ilk ane of thame with wthiris, with thair haile poweris, in quhatswmeuyr actionis, cawsis, querellis, debaitis and contrauerseis, mouit or to be mouit, be thame or athir of thayme, incontrer quhamswmenyir, oure souerane Lady and hir autoritie allanerle exceptit; and sall assemble and accompany togidder in all raidis, jurnayis, armeis, conuentiouneis and assembleis, siklyik as thair faderis did of befoir, and in the samyn maner: And ilk ane of thame to gif leile, trew and afald counsell, athir till wthiris, in all thair effaris, leswm and honest, and conseil the sammyn consell schewin and reuelit, and sall nowldir heir nor se wthiris skaithit in thair bodyis, landis, rownis, possessiouneis, honouris, officeis, nor gudis, bot sall mak stop thairto, reveile and relleif the sammyn, and let it at thair poweris: And thir presentis durante the dayis and termeis of athir of thair lyiftymeis to indure: In witnes of the quhilk the saidis Hew Erle of Eglintoun and the saidis Robert Lorde Boyide hes subscrueit thir presentis with thair handis interchangeabille, day, zeir and place foresaidis, befoir thir witnes, Hew Mwngwmry of Hesilheide, Maister James Boyide, sonne to Adame Boyide of Penkile, Johne Mwngwmry, brothir to James Mwngwmry of Brigende, and Williame Hegait, noter, with wtheris diuers.

EGLYNTON.

R. BOYD.

INSTRUMENT OF ASSIGNATION by Hugh third Earl of Eglintoun, to Robert Lord Boyde, of the bailliary of the canon lands in Cwnyghame, 25th August 1563.

170. In Dei Nomine, Amen: Per hoc presens publicum instrumentum eunctis pateat euidenter et sit notum, quod anno Incarnationis Domini millesimo quingentesimo sexagesimo tertio, mense vero Augusti die vigesimo quinto; In presens of me noter and witnes wndirwrittin, ane noble and potent lorde, Hewe Erle of Eglintoun, Lord Montgumry, beand mouit be the amitie schawin be ane noble lorde, Robert Lorde Boyde, and his fadir, to the saidis Erleis grandschir, fadir, and to him self, and als for wthiris cawsis and motiveis resonable moving him, hes gevin oure and transferrit, as he be the tennour heirof giffis oure and transferris in the saidis Robert Lorde Boyde, all reicht, entres, kyndnes and beneuolence, that the saidis Hew Erle of Eglintoun, or his predicessouris, had or hes in and to the channone bailliorie of the channone land in Cwnyghame pertenyng to the channowneis and cheptour of Glesgw, als weile the richt and kyndnes that he had thairto of him self, or his predicessouris, with the channowne baillie seruice of the inhabitantis of the saidis landis; and the saidis Erle sall nocti in tyme cummyng tak the saidis channowne bailliorie our the saidis Robert Lord Boydeis heid in few nor wthirwayis; and gif ony wthir wald attempt or tak the samyn our the saidis Robert Lorde Boyde in tak or few, the saidis Erle sall with all his power resist thame, fortefyne and manteyne the saidis Robert Lorde Boyde thairintill incontrar quhomeswneuer, oure souerane lady allanerlye beand exceptit: Super quibus omnibus et singulis dictus Robertus Dominus Boyde a me notario publico subscripto sibi fieri petiit vnum seu plura instrumenta publica: Acta erant bee infra ciuitatem Glesguensem, in

cubeulo anteriori hospicii Thome Rois, horam circiter quintam post meridiem, vel eo circa, sub anno, die, mense, quibus supra: Presentibus ibidem honorabilibus viris, viz., Hugone Montgumry de Hesilheide, Magistro Jacobo Boyde, filio Adami Boyde de Penkle, et Johanne Montgumry, fratri Montgumry de Breigend, testibus ad premissa vocatis pariter et rogatis.

Et ego vero Villelmus Hegait, clericus Glasguensis diocesis, autoritate apostolica notarius publicus: Quia, etc.

VILLELMUS HEGAIT, Notarius.

TESTAMENT of Hugh third Earl of Eglintoun, Lord Montgomrie, etc., 1563.

171. SEN thair is na thing mair suir nor the deid, and vneertand of the hour and tyme apoyntit thairto; quhairfor we, Hew Erle of Eglintoun, Lord Montgomrie, etc., haill in my body, and havand perfyit vndirstanding in my mynd, makis my testament, devicee, and lattir vill in this present, to the effect following: I geif my saull to God Almychtie, my obedience and devitie to the holie kirk, my body to be burreit as it pleisis his glorious will in the kirk of Kilwynning: I mak Dame Agnes Drummond, my spous, anerly my execectures and full intromisser with my haill, guidis and geir, movabill and vnmovabill quhatsumevir, now present, or sall happen me to haif that may pertein to me the tyme of my deceis, to be vsit, intrometit, vpliftit, and disponit thairupon to hir awin vse as hir propir geir and guidis in all tymes cummyng:—

Item, as to my guidis and geir, movabill and vnmovabill, pertenyng or may pertein, be ony maner of way to me, I reffer the valour and quantity of the samyne at all tymes, alsuell effir my deceis as of befoir, to the vpgeving of my said spous of the samyn.

Item, as to my dettis awand to me, I reffer that and the quantity thairof to be gevin vp be my said spous, cravit and in brocht be hir to hir awin vtility and profeit as hir propir geir, and to haif all vrytingis of myne pertenyng thairto for the obtenyng of the samyne.

Item, as to the dettis that I am awand, or sall happen to be awand, the tyme of my deceis, to ony persone or personis quhatsumevir, I reffer that samyne to be tane tryakill of be my said spous, and to be gevin vp be hir in sa fer as sche knavis, or sall happen to know at ony tyme, and sall be justlie payit be her, sa fer as aucht to be done of richt and quensience, it beand justlie knawin to hir.

Item, for guid causis moving me, I leif to the said Dame Agnes, my spous, all my pairt of my forsaide guidis, present or for to cum, bayth movabill and vnmovabill, and all gold and siluer, cunzet and vneunzeit, and all vthir jovallis quhatsumevir pertenis or sall hapin to perteine to me at my deceis, be ony maner of way; and sikelyk of all sic guidis and grayth quhatsumevir, gold or siluer, cunzeit or vneunzeit, quhatsumevir vthir jowallis I sall happen to get or obteine in all tymes to cum induring my lyftyme, als weill and frelie to be vsit, bruikit, and disponit be my said spous in all tymes cummyng, as hir awin propir geir, lyk as sche sall bruik all my forsaide guidis now

present as is aboue wrytin, eftir my deccis, to be vsit and frely disponit at her awin plesour, to hir vtility and profit, as sche thinkis best to vse and dispone thairupone: and I the saidis Hew, be the tenour of thir presentis, renuncis and discharges all vther testamentis mayd be me of befoir; and sielyk all vthiris my testamentis in tymes cummyng, induring my lyftyme, bot this my present testament to stand in effect as my mynd and lettir will, to be kept and fulfillit in all poynatis induring the space and tyme as is aboue wrytin, without agmenting, reneving, or making of ony vthir testament; bot this my forsaide testament allanerly to stand in effect as is aboue wrytin induring my lyftyme.

Item, I leif Hew Montgomery, my sone and aperand air to the Quenis Maiesty, to be vsit and gouernit at hir G. plesour, and to be ane trew, faythfull subiect and obedient seruent to hir Hienes: and that it will pleis hir Maiesty to defend and mantein my said sone and aperand air, and my said spous, his moder, in all thair just and lesun causis, and to lat thame noct be molestis nor trobillit be ony pertenand me, or ony vthir persone quhatsumevir.

Item, I mak and constetutis the said Dame Agnes, my spous, tutrix testamenter, and be the tenour of thir presentis, makis and constetutis the said Dame Agnes to have the governyng and handilling of Hew Montgomery, my sone and aperand air, to haif him self, quhill he be of perfyt age of disreessione and knawlege, to be gouernit, lernit, tetchit, and vsit be the said Dame Agnes his moder, and na vthiris, sa lang as sche remanis wedow; and faling of hir in ony sort, to George now Lord Settoun, to be tutour to the said Hew; of quhome falzeing, to the zong lard of Lethintoun; and falzeing of him, to Maister James McGill, Clerk of Register: with powar to the said Dame Agnes, or euery ane of thame eftir following, in thair awin rowme, to intromet with all landis and gudis, movabill and vnmovabill quhatsumevir, may pertene to the saidis Hew my sone, to be vsit and disponit be hir induring hir tyme as said is; and falling thairof, to the said rest; to the vtility and profit of the said Hew, to be vnder compt and payment thairof at his perfyt age; and to vse this office of tuture als suirly and frely as may stand be the law, induring the minority of my saidis sone.

My present testament to stand in effect in all poynatis as is aboue wrytin, for the luif and favour I beir to my said spous and to my said sonne: In witnes of the quhilk I haif subscryvit this present with my hand, my propir seill is hong heirto, at Eglintoun, the day of the zeir of [God] I^m V^e thre seoir thre zeiris, befor thir witnes, Robert Craufurd of Cloynene, William Drummond, and Johne Muir, noter, quhilk witnes hes subscryvit the samyne.

Memorandum — To mak ane chartour of alienatioun vnder all clausis of varrandys, with ane precept of sesing contenit in the said chartour, to Hew Mungumry, sone and aperand air to Hew Erle of Eglinton, of all and haill the landis and lordschippis, eastellis, fortalicis, mylnis, multuris, fischingis, aduoacioun and donatioun of beneficeis of the haill hous of Mungumry, bayth properte and tenandry.

Item, to mak ane assignacioun to radempt the reuersiones of the landis of the hous of Mun-

gumry quhillk ar vnder alienatioune, rescruand to my lord the lyfrent of all landis and annuell rentis during his lifytyme.

Item, to mak ane obligatioun that the said erle and his aires salbe oblist, vpone the prennitione of xxiiii houris varning, to infect the said Inew outhir be resignatioun in our soueran Ladeis handis, or be hir hienes confirmatioun in the suirest maner can be dewysit, vnder all maner of clausis of varrandys, of alienatioune, etc.

INVENTORY of the ' Geir ' belonging to Hugh third Earl of Eglington, in his house at Edinburgh, 3rd March 1563.

The Inventour of the geir pertenand to my lord Erle of Eglington, now instantlie standing in his lugeing in Edinburgt, new repralit, as efter followis, sychit be the Quenis maister amousser, the Persoun of Eglissem, and Schir Willame Macdowgall, the Quenis grace maister werk.

172. ITEM, imprimis, standing in my lordis schahmer of his awin, ane standing tymer bed, with syking abone and lofting vnder; Item, ane warstat, with furnist lokis and bandis; Item, ane bak stair new eled, with schotis thairin, and ane dowbill dour at the entres of the said stair, and ane closet dour within the said stair; Item, the entres of my lordis chalmer, ane dowbill dour with furnist lokis and bandis; Item, in the tua ouir chalmeris in the loft nixt my lordis chalmer at the turnepck heid, in the tane ane dowbill dour with furnist bandis and lok, and ane bak windo to the gutter, with furnist bandis and slotis; Item, in the saidis schahmeris tua eais windois furnist with bandis, snekis, ringis, rosis, glas, glas bandis and tua parpitt wallis, with tua douris furnist with bandis and lokis; Item, in tua litill schahmeris in the samyn lofting, tua eais windois, furnist with bandis, ringis, rosis, glas, glas bandis, and in the ane thre skelffis, with ane parpitt wall betuix the lytill schahmeris, and fourre douris, thre thairof furnist with lokis and bandis, and the fourt, that is the bak stair dour, with bandis, snek, rings and rois; Item, in the kitching, ane dressing buird with ane litill loft thairin, and ane glas windo with bandis thairof; Item, at the entres of the hall ane dowbill dour, with furnist lok and bandis, with ane portell, with furnist bandis, snek, ring and rois, and in the parpitt wall within the kitching ane windo with furnist bandis and slotis; Item, in the hall on the west syde ane pantrie and ane dour, with furnist loke, bandis, and kee, with thre skelffis thairin; Item, in the hall, tua grit eais windois, with furnist bandis, snek, ring and rois, and tirlesis, glas, glas bandis, and vthir thre glas windois, with irne steneheoris, and ane syde furnist bnird, with the trestis and furnes in ilk syde, and ane cled bancoir at the liebuird, with sait in the windo in the samyn; Item, in the entres out of the hall to the chalmer in the turnepck fute, ane dowbill doir with furnist bandis, snek, ring and rois; Item, in the said schahmer ane eais dour, with furnist loke, bandis, ring and rois, and inwith the samyn ane windo, with four bredis, with furnist bandis, snek, ring and rois, glas, glas bandis, and in the gawill of the samyn tua glas windois furnist with irne staincheoris, and four skelffis of tymer in the litill brais of the syde wall;

Item, in the said chalmer ane bak stair new cled, with schotis and tirlesis, and in the samyn to the entres of the said stair ane dowbill dour with furnist bandis and slote, and ane vthir closet dour; Item, the entres of the turnepék to the forstair in the hall, ane dowbill dour with furnist loke, bandis, ring and rois; Item, in the study within the fair stair, tua skelffis with dour thairin, furnist with bandis, loke, ring, rois and glas windo; Item, at the turnepék zet ane dowbill auld dour, with furnist loke, bands, snek and knok: Item, all the vnder houses furnist with suffecient douris, bandis, lokis, windois, with thair breddis.

And the day of the ressait of this invetour be the personis forsaidis, the haill lugeing is with suffecient ruft, watter tycht, to be vphaldin in the samyn matter in all thingis speceficit in the invetour be the present possessor thairof: And this invetour maid at Edinburgh, the ferd day of Merche, the zeir of God I^h V^e lxiii zeiris, and Beatrix Schenes, relict of wmquhill M^t Johune Robertsoun, oblest to ypehald the samyn place in all thingis neceissar, sclait, tymmer, glas, glas bandis, douris, lokis and all vtheris neceissaris, the tyme of hir takis and possessionn, as it is presentlie; off the quhilkis Maister Archibald Crawfurd, Persoun of Eglissem, tuke instrumentis in name and behalff of the said Hew Erle of Eglintoun, befoir thir witness, Johne Hammiltoun, Johne Salmond, Archibald Schankis, with vtheris diuers.

BEATRIX SCHEWES, with my hand led at the pen
be the notar vnder written at my command.

Ita est, Magister JOANNES ROBERTSONE, notarius publicus, manu propria.

WARRANT by Mathew Earl of Lanox, Lieutenant-General of Scotland, to charge Hugh third Earl of Eglintoun to deliver up the Place of Kilwinning, 21st October 1565.

173. MATHO Erll of Lanox, Lord Darnly, and Lutennenent-Generall maid and constestut be our sowerane Lord and Ladeis commissiou, to Robert Stenson, William Sterveling, John Morysoun, Stene Dunlop, Cudbert George, messingeris, schireffis in that part, Greit zow: Robert Hamiltoun, chalmerlane of Kilwinnyng, and keper of the samyn, wes chargyt of befoir be the King and Quenis Maiesteis letteris to delyuir the place of Kilwinning, within the vtir walles and closing of the samyn: quhilk charge beand gewin, the said Robert disobeyt the samyn, as the indorsing and instrvmentis tane thairupoun propertis; and we ar surlie informit the said Robert remanis in the said place, intendis to hald the samyn of force, in bie contemptiou of our soweranis authoritie, geiff sa be: Quhairfair we command zow pas incontenent, and charge Hew Erll of Eglintoun, baillie of Cominghame and Kilwinning, to caus the said place of Kylwynning, alsweill the ester ludging callit the Gardling Chalmeris, as all vthir office housis within the wtir stane wall and closser of the said place, be delyuerit to zow, in our soweranis nayme and myn, within xxiiii houris nixt eftir zour charge, vnder the pane of tressoun: And geif ned be, that ze charge all our sowerane Lord and Ladeis legis duelling within the schirefdomis of Air and barony of Ranfrow, to ryis, conkur and asist with the said baillie in taking of the said place, geif it be haldin or

closit, to brek vp the duris of the samin, and entir zow thairin: And efter that ze haif resauit the said place, charge the said baillie to resaif the samin aff zoor hand, to be kept be him surly vpoun the expensis, redyest gudis and preffittis pertenand to the said Abacie, to farder comand; wnder hiest pane and charge may follow: The quhilke to do we committ to zow, coniuetlie and seweralie, full powar be this our lettir: Subscryvit with our hand, and gewin vnder our signet, at Glasgow, the xxi day of October, the zeir of God ane thousand fyve hundredth thre seoir fyve zeris.

Vpoun the xxv day of October, the zeir of God I^o V^e lxx zeiris, I Cuthbert George, messinger within constitut, past at comand of thir letteris within writtin, and chargeit ane nobill and mychtie lord, Hew Erle of Eglintoun, baillie of Cvnyngham and of the regalitic of Kilwynning, personalie apprehendit, to caus the place of Kilwynning, alswele the eistir lugeing callit the Garding Chalmeris, as all vther office housis within the vttir stane wall and closour of the said place, be delyuerit to me in our soueranis name, and in name and behalf of thair derrest fader, Matto Erle of Leuenax, thair graces lieutenant generale, within xxiiii houris nixt eftir this my charge, vnder the pane of tresson: At comand of the quhilke charge, the said Hew Erle of Eglington delyverit to me the foirsaid place, according to the tenour of the said charge: And this I did eftir the forme and tenour of the samyne in all poyntis, befoir thir witness, Johnne Montgomery, brother germane to James Montgomery of Brigend, Alexander Cauldwell, brothir to Thomas Cauldwell of Nether Cauldwell, with vtheris diuers: and for the mair verification heirof, to this my executioun, my signit is affxit.

Vpoun the xxvi day of the said moneth of October, and zeir of God I^o V^e lxx zeiris, the said Cuthbert George, messinger foirsaid, at comand of this charge within writtin, delyverit the said place of Kilwynning, quhilke I resavit of befoir, to the said Hew Erle of Eglintoun, quha resauit the samyne, according to the comand of the said charge: And this I did befoir thir witness befoir rehersit; and for the mair verification of this my executioun and indorsatioun, to the samyn my signe is affxit.

BOND OF MANRENT by John Mungomery, brother of James Montgomery of Brigend, to Hugh third Earl of Eglinton, 25th October 1565.

174. BE it kend to all men be thir present letteris, me Johnn Mungomery, broder german to James Montgomery of Brigend, grantis me, for my self and my airis, to be cumain in perpetuall manrent of seruice to ane noble man, Hew Erle of Eglinton, his airis and successouris, for euir: For the

quhillkis causis the said Erle hes gevin and deliuerit to me, my airis and assignais, ane heretale infestment of the fyv merk land of Auchindrane, commonle callit the Brigend, with the pertinentis, biand in the erldom of Carrik, and within the schirefdom of Air; and hes assignit to me the said Johne, and my airis, the sovm of thre hundreth merkis mony of this realm, contenit in the reuersioune maid and gevin be the said Erle to the said James vpon the redemptioun of the saidis landis; and suld content and pay to me and my foirsaidis, zerle, the sovm of threttie pandis mone, at twa vsuall termes in the zeir, Vitsonday and Mertymes in vynter, proportionally: Herfor I bind and oblis me and my foirsaidis, that I nor my foirsaidis shall never heir nor se the said Erles, his airis nor successouris skayth, to their bodeis, gudis, honouris, beneficeis, heretag, landis, nor possessiones, kynismen, seruandis, nor freindis, standand in the said Erles or his airis fauouris, be nycht or be day, bot I and my foirsaidis shall warn the said Erle and his airis thairof, and shall stop and lat the same at the vthermost of our pover; and shall gif him and his foirsaidis the best conseil we can quhen we be requirit thairto, and shall conceill the same; and shall tak the said Erles and his foirsaidis aufauld and plane part, in weir and in peax, in all his actiones, causis, querellis, and debaitis, aganis all deidly, our Soueranis Hienes and thair successouris alanirly being exceptit: And for obseruing of all and sindre the premissis, in eais I or my foirsaidis dois failze in perpetual seruice to the said Erle, his airis or successouris, I being requirit thairto, or my foirsaidis, and the same being adiugit befoir ane juge competent thairto; in that eais the said infestment, assignatioun, and siluer feall, and all that is past thairupoun, to expyir for evir thaireftir, without forthir proces of law, and na remeid of law, ciuil or cannon, act or constitutioun of parliament, to be proponit in the contrar: In witnes herof to thir presentis subscriptiun as folloves, my seill is herto affixt, at Eglintoun, the twentyfive day of October, in the zeir of God I^m V^e and thre seoir fyve zeris, befoir thir witness, Master Hew Montgomery, Vicar of Dundonald, and Johnn Symontoun, youngar, burges of Irvin.

I, JOHN MONTGOMERY, with my hand led on the pen be the notar vnder vrettin.

Ita est, Johannes Muir, notarius publicus.

I, Master HEW MUNGUMRY as witnes.

I, JHONE SYMONTOUN as wytnes.

REMISSION by Henry [Darnley]. King of Scots, to Archibald Earl of Ergyll and others,
6th March [1565].

175. BE it kend till all men be thir present letteris, we, Henry, be the gracie of God King of Scottis, and husband to the Quenis Majesty: Forsamekle as we haif remittit, and be the tennour heirof remittis our trast cousins and counsalouris, Archibald Erle of Ergyll, Robert Lord Boyd, Thomas Maister Boyd, James Campbell of Ardkinglas, Johne Campbell, Dene of Mvrrey, Johne Sempil of Fulvod, George Montgomerie, Patrick Montgomery of Giffing, Hew Mungumry of Heslait, William Mungumry, brother to the Erle of Eglintoun, Johne Lokhart of Bar, Hew

Wallace of Carnall, Mr. John Fullartoun of Drehgornc, Johne Cathcart of Carloun, Robert Campbell of Kingyncleuche, Ross of Heining, James Bannantyne in Air, there complices, cumpany and seruantis quhatsumeuir, all actiones, querrelles and crymis quhatsumeuir, and gevis them fre licence to repair touardis ws; commandand and chargeand all and sindrie our lieges, that nane of theme tak vpon hand to inquiet, molest, or truble any of the forsaid personis, in thair bodyes or guidis, vnder all hiaist pane and charge that after may follow; and als, chargeing and commanding all and sindrie our lieges that scis thir presentes, to pas with the saidis erlis, lordis, barromis and their complices and seruanthes quhatsumeuir, to convoy them saifly to ws; and that ilk man that convoys them be bodin in feir of veir, accompanyit in thair best maner, vnder the panis forsaid: Subseryvit with our hand at Edinburgh, the vi of Marche, and of our ring the first zeir.

C_ON_TR_AE_T of M_AR_RI_E between John Montgomery of Mekill Dreghorne and Jonet Mure,
daughter to John Mure of Cauldwall, Knight, 18th May 1566.

176. At Eglintoun, the xviii day of Maij, the zeir of God I^M V^E lxvi yeris, it is appointit, concordit, and this present contract finalie editit betuix ane nobill and potent lord, Hew Erle of Eglintoun, on that ane pert, and Johnne Mure of Cauldwall, Knycht, takand the burding vpoun him, and obllising him for the pert of Jonet Mure, douchtir to the said laird, on that ane pert, in maner, forme and effect as efter followis: That is to say, the said Erle at the desyre and ardent request of the said Johnne Mure of Cauldwall, Knycht, and for the speciale fauour he beris wnto him, the said Erle sall appoyut and addres with Johnne Montgomery of Mekill Dreghorne, be the auis and consent of the said laird and vthir freyndis to be chosin betuix the said Erle and the said Johnne Montgomery, of all dettis crawgingis the said Erle may lay to the said Johnnis charge for ony caus bipast; lik as salbe contenit in ane compromit to be maid thairupoun; in the quhilk compromit the said laird to be odpersoun and ourisman: and becaus the said laird is of mynd to mary his said douchtir vpoun Johnne Montgomery of Mekill Dreghorne, in that eais the said Erle sall gewe frelie to the said laird the doublung of the said Johnnis mariage, and sall discharge the said Johnne Montgomery the doubill of the said mariage: and als the said Erle is content for the said lairdis caus, giwe his douchtir maryis the said Johnne Montgomery, that scho

salhaue ane resonable proffeitt for hir lyftyme; that is to say, the thrid of the haill proffettis of the properte of the xxii markland of Dreghorne, or contentatioun for the samyn, induring all the dayis of hir lyftyme: and gewe it salhappin barnis to be gottin lauchfullie betuix the said Johnne Montgomery and the said lairdis douchtir, in that cais the said Erle and his airis sall gewe to thair first begottin sone ane thousand markis wsuale money of this realme; and gewe thai haue na airis maill bot douchtiris, the said Erle sall pay thame fwe hundredth markis for thair rycht, kyndnes and conscience, gewe the said Erle gettis the heretale propertie and tennandrie of the said xxii mark land of Dreghorne, liand within the bailliery of Cuninghame and shirefdome of Aire: Reserwandy to the said Johnne his lyfrent of the saidis landis, prouiding, in the maist seur sort the said Erle can dewis, gewe the said barnis to be gottin be the said Johnne Montgomery and the said lairdis douchtir, or the successioune of the saidis barnis, failzeis and dececis at ony tym heireftir, the said Erle gettis the saidis landis of Dreghorne in propertie; in that cais of inlaik the said Johnne and his successioune foirsaid in maner abone rehersit, the foirsaid sowmis of money to returne agane to the said Erle, his airis or assignayis; and in cais the saidis barnis be in minoritie and lesaige at the tym of the deceis of the said Johnne, the said Erle for contentatioun for the said lairdis douchtiris terce and ryeht of the propertie of the saidis xxii markland scho salhaue of the said Johnnis and hir sonis pert, quhill he be xxi zeris of aige compleit, ane hundredth markis be zeir; and gewe the said Johnne and scho hes ane douchtir, salhaue the proffete of fwe hundredth markis, extending zeirlie to fiftie markis money, quhill scho be xiii zeris of aige compleit; and the vsing of the proffeitt foirsaid to stand in full contentatioun for the said lairdis douchtiris terce and ryeht of the saidis landis quhill the barnis be at the zeris of aige abouewrittin; and thaireftir the said lairdis douchtir to lat the said barne, as said is, vse the profeitt of the samyne sowmis of money foirsaid; and than thaireftir presentlie the said lairdis douchtir to tak vp the thrid pert proffeitt of the foirsaidis landis: and gewe it salhappin the fathir and mothir of the saidis barnis to deceis, levand behind thame maill or femmell, thai beand in minoritie; in that cais, the said sowme of money sal be vsit, be sicht of the said Erle, and be the said laird and thair airis, to the vtiltie and proffeitt of the saidis barnis to be gottin: and in cais of deceis of the said Johnne hawand na barnis on lyfe, in that cais the said Erle and his airis sall pay to the said lairdis douchtir the sowme of ane hundredth markis zeirlie during hir lyftyme, for hir ryeht, terce, kyndnes and conscience of the saidis landis of Dreghorne; securitie to be prowydit to hir in thir foirsaidis in the searest maner the said laird and scho can dewys; and the said Erle and his airis to be bund and oblist to keip and fullfill the samyne; prowyding that the said Erle be noct haldin nor addettit to pay name of the foirsaid sowmis to ony of the foirsaidis personis vnto the tym that the said Erle first entir to the said xxii markland of Dreghorne, propertie and tennandrie, and to haue the saidis landis in his possessioune peceable to vse and dispone thairupone at his plesour lyk as the said Johnne Montgomery dois at the making of this present; and the decree to be gevin vpoun the said compromit to be maid betuix the said Erle and the said Johnne Montgomery, be compleitlie keipit and fullfillit for the said Johnnis pert to the

said Erle lykas the said laird hes promisit to the said Erle that he soll caus the samyne to be done: Prowyding gew thair beis airis maill the said Erle soll pay nocth to the femmell afoir dewisit: Bot gewe it be incails of deceis of the said maill at ony tyme, in that cais the said Erle soll pay to the said femmell as is afoir dewisit: and for keiping and fullfilling of the premisses, athir of the saidis pertiis, for thame selffis and thair airis, hes oblist ilk ane of thame to vthiris to mak sic securitie of landis afferand to thair pert vpoun this present contract, betuix and the last day of Junii nixt to cum: Prowiding alwayis that quhat tyme and quhow sone athir of the saidis pertiis fullfillis thair pertis of this present contract, salhaue regres and ingres in and to the landis quhilk salhappin to be gevin to ony of thame in warrandice and securitie of this present contract, and soll resigne the samyne to the fullfillar thairof, vpoune aucht dayis warning, befoir ane juge competent thairto, as lauchfullie outquyt fra thame; and heирto bayth the saidis perteis hes oblist thame to vthiris in forma speculatoris: Renunceand all exceptionis, ciuile or cannon, that may be proponit or allegoit in the contrair: Prowiding, graunting and consenting that the said Erle nor his airis soll nocth be astrictit, coacit, nor compulsit, notwithstanding of ony landis the said Erle salhappin to infect the said Johnne Mur of Cauldwall, Knycht, nor vthirwys be contract or tytill quhatsumeuir in clausis of warrandice of this present contract and decret arbitrall, farder nor to fullfill to the said Jonet Mure, douchtir to the said laird, and to the airis to be gottin betuix hir and the said Johnne Montgomery of Mekill Dreghorne, farder nor the sowmis abone exprimit, conforme to this present contract; and to fullfill owtir to the said laird or his douchtir, the quhilk salbe sufficient to ony of thame: Quhairupoun the said laird and his airis, and the said Johnnet, salbe oblist to renunce the landis quhilk thai soll obtene sesing of warrandice within xxiiii houris efter the fullfilling of the said Erlis pert to the said laird or his said douchtir; als the said Johnne Mur of Cauldwall, Knycht, bindis and obllisis him, his airis, executouris and assignayis, to the said Erle and his airis for fullfilling, obserwing and keiping of this present contract in all clausis: als the said Johnne Mure of Cauldwall, Knycht, obllisis him to the said Erle in lykwyis to warrand the decret arbitrall gevin or to be gevin betuix the said Erle and Johnne Montgomery of Mekle Dreghorne, to be keipit, fullfillit and obseruit to the said Erle in all pointis, clausis and articlis that salhappin to be thairin contenit: for the quhilkis the said Johnne Mure of Cauldwall, Knycht, and his airis, bindis and obllisis thame, togidder with siclyk landis as the said Erle salhappin to be infect into of the said Johnne Mure of Cauldwall, Knycht, in speciall warrandice for fullfilling of this present contract and decree arbitrall, and salbe vndir speciale warrandice to the said Erle and Dame Agnes Drummond, his spous, and the said Erlis airis, for warrandice of all sic infectionis or resignationis to be maid to the said Johnne Montgomery of Mekill Dreghorne in fauouris of the said Erle and his spous, or the said Erlis airis; and soll warrand the samyn fre fra all maner of dispositioun maid of befoir to ony maner of persoun or personis, swa that the said Erle and his said spous, and his airis, may peceable vse sic infectionis and resignationis as beis maid and gevin to the said Johnne Montgomery of Dreghorne, als frelie as thair awin propirtie, conforme to the said decree arbitrall and contract

abone writtin: and gew neid heis, the saidis pertuis ar content and consentis that thir presentis be renewit, keipand the substanc abone writtin; and consentis that the samin be inserit and registrat in the Buikis of Counsall, or in the Commissaris huikis of Glasgow generale, and executoriallis to pas thairupoun, in forme as efferis. In witnes of the quhilk, athir of the saidis pertuis hes subscryvit this present contract with thair handis, day, zeir and place foirsaid; befoir thir witnes, Robert Craufurd of Clolynane, Johnne Mur, notar, burges in Irvin, Johnne Baillie, with vthiris diuers.

EGLYNTON.

JHON MUR of Caldwell, Knyt.

DECREET obtained before the Sheriff of Glasgow against John Montgumerie of Langdregorne, for forty bolls of victual and forty merks, and for other sums at the instance of the Earl of Eglintoun, 1st of May 1567.

177. MAISTER ARCHIBALD BETOUN, chantour of Abirdene, commissar of Glesgw, to the baillie of Conynghame and his deputtis, the Schireff of Air and his deputtis, messingeris, and to my louittis seuerale speciale constitute, greeting: Forsamekle as ane noble and potent lord, Hew Erle of Eglintoun, obtenit ane decreit befoir me aganis Johnne Montgumerie of Langdregorne, oye and air be progres to vnuquhill Maister Villiam Montgumerie, his guidschir, and air to vnuquhill Arthour Montgumerie, his fader, deceiretand and decernand the said Johnne Montgumerie, as air immediat to the said vnuquhill Arthour, his fader, and air be progress to the said vnuquhill Maister Villiam Montgumerie his guidschir, to content and pay to the said noble and potent lord, proueyoye and air be progress to vnuquhill Hew Erle of Eglintoun, his guidschir, and assignay lauchfullie constitute he vnuquhill Dame Marioun Seytoun, Countes of Eglintoun, his moder, fourte bollis ferme beir, and the sownie of fourte merkis money, of penne maill, and five dosand of pultre, and the availl of aucht zoking of plewehing, zeirlie and ilk zeir of the zeiris of God I^m V^e twentie tua, tuentie thre, twentie foure zeiris; and swa furth zeirlie, vnto the moneth of August, the zeir of God etc., fourtie four zeiris; extending to the space of tuente thre zeiris or thairby; as for the maillis, fermes, proffeittis, and dewteis of all and haill the landis of Dreghorne, extending to tuente tua merkland of auld extent, lyand wythin the hailliere of Conynghame, and schirefdome of Air: price of the boll of the said beir zeirlie ourheid, tuentie sax schillingis viii d.; price of the dosane of the said pultre, aucht schillingis; price of the zoking of the said plewehing, threttene schillingis iiiid.; togidder wyth fourte schillingis for expenses of the pley, as at mair lenth is content in my said decreit gevin thairapoun, the threttene day of Nouember, the zeir of God I^m V^e lxvi zeiris last bipast: Nochttheles the said Johnne on na wayis vill mak payment to the said Hew, Erle foirsaid, of the said fourte merkis money, and the saidis fourte bollis beir. five dosane of pultre, aucht zoking of plewehing. of the priees and availly foirsaid

zeirlie, the zeiris of God aboun mentionat, wythout he be compellit as is allegit: Heirfoir I charge zow straitlie, and commandis that, incontinent this precept sene, ze pas, and in our Souerane Ladyis name, authorite, and myne, command and charge the said Johnne to mak payment to the said Hew, Erle foirsaid, the said sowme of fourte merkis money, and the saidis fourte bollis beir, five dosand of pultre, acht zoking of plewching, of the prices and availl foirsaid, zeirlie, the zeiris of God aboun mentionat, and xl schillingis for expensses, as said is, conforme to the said decret, wythin xv dayis nixt efter he be chargit be zow thairto; and gif he failze thairin, the saidis xv dayis being bipast, that ze incontinent thairefter pass, appryss, compell, poind, and distrenze the said Johnne landis, his reddest guidis and geir movable, quhairewer the samyn may be apprehendit, and mak pennie of his reddest guidis; and failzeing of his movable guidis, that ze appryss his landis, efter the forme of the Act of Parliament, to the availl and quantite of the sowmes of money aboun specifit, and mak the said Hew, Erle foirsaid, to be payit thairof: and alsua that ze, in our Soueranes names and anthorite, put the saidis Johnnes guidis and geir vnder arrestment; and thair to remane at the instance of the said noble lord, ay and quhill he be payit of the sowmes aboune specifit, conforme to the said decret; togidder wyth ii schillingis for this precept, according to justice, as ze vill answer to me thairvpoun. The quhilk to do I commit to zow, coniunctlie and seuerale, my full power be this precept; delyuering the samyn be zow dewlie execut and indorsat agane to the berare. Gevin vnder the signet of office of the said Comissarie, at Glasgw, the first day of Maij, the zeir of God I^M V^E lxvij zeiris.

M^E. ROBERT HERBERTSON.

DISCHARGE by Thomas Montgomery to Lawrence Lyne of Stane and Bourtrehill, of his Claim of Warrandise of Disposition made by the latter to the former of the £10 land of Stane.
1st May 1570.

178. Be it kend till all men be thir present lettres, that forsameikill as Lawrence Lyne of Stane and Bourtrehill, hes disponit and ourgiffin his titill and ryeht quhilkeis vnuquhile Hew Montgomery of Staine maid to him of the ten pund land of Staine, excepand the twa merk land and ane half of Bourtrehill, quhilkeis he haldis blanche of the hons of Stane, to me Thomas Montgomery, broder germont to the said vnuquhile Hew, and hes grantit him self to hane resauit fra me for the formair eas the sowme of four hundredth pundis monie, as at mair lynth is contenit in ane contract maid betuix me and the said Lawrence, of the dait at the brucht of Irwin, the first day of Maij, the zeir of God I^M V^E three scoyr ten zeiris; Neuirtheles, I the said Thomas Montgomeri bindis and oblissee me, my airis, executouris and assignais, neuir to craif warrandyee of the said Laurence, his airis nor assignais, of the foirsaid dispositioun maid to me as saidis, incaice I neuir obtein profeit nor commoditie thairof; and als secludis me and my foirsaidis newir to haue place fra this furthe to craiff or persew the said Laurence and his foirsaidis redres of the foirsaidis sowme of four hundredth pundis, the quhilk the said Laurence grautit him in the

contract to haue resauit of my handis: And attour, I the said Thomas Montgomeri grantis me to haue taine and resauit actuallie the instrumentis of seasing giffin be vnaquhile Hew Montgomeri of Staine to the said Lawrence, togidder with the chartour of the samyn, with all vtheris titillis and dispositionis maid be the said Hew to the said Lawrence, excepand afoir exceptit, and exoneris and discharginis the said Lawrence his airis, executouris and assignais, of all and sindrie the premisses; and am contentit that this present discharge be extendit in the maist ampill forme that cane be dewisit be awis of men of law, keipand the substance foirsaid; and, gif neid heis, to be insert in the buikis of counsall, baillie court buikis of Cunynghamme, and schireff court buikis of Air; and be the tenour heirof constitutis honorable men

my very proeuratoris vndoutit, to consent to the insarting of the samyn, be this my discharg and obligatioun subscrewit with my hand, at Irwin, the first day of Maij, the zeir of God foirsaid, befoir thir witnes, Hew Scott, burges of Irwin, William Lyne, zounger of Bourtrehill, and Jhone Wallace sone liberal to Eduard Wallace of Souelltoun, with vtheris diuers.

I, THOMAS MONTGOMERY, bruther jarmand to Hew Montgumery off Stane, with my hand.

W.M. LYNE, zounger of Bourtrehill, witnes.

HEW SCOTT, burges of Irwin, as witnes.

JOHNE WALLACE, sone to Eduard Wallace of Sewal-towne, as witnes to thir premisses.

CHARGE by King James VI. to the Bailie of Cunynghamme, to render his accounts in Exchequer,
24th July 1570.

179. JACOBUS Dei gratia Rex Scotorum, Balliuo nostro de Cunynghamme ac deputatis suis, Salutem: Quia, cum consensu carissimi nostri aui, Mathei Comitis de Leuinax, Domini Dernlie, etc., nobis nostrisque regno et ligeis regentis, ordinauimus scacearium nostrum tenendum apud Edinburgh, et inchoandum die Veneris primo die mensis Septembbris proxime futuri, cum continuatione dierum: Vobis preecipinus et mandamus quatenus sitis ibidem die Mercurii, sexto die dicti mensis, eoram compotorum nostrorum auditoribus, prompti et parati ad reddendum compotum vestrum, tam de firmis et redditibus nostris, quam de wardis, releuuis, maritagiiis, finibus et eschaetis, ac exitibus eurie vestre, a tempore ultimi compoti redditii de officio vestro, portantibus vobiscum omnes denarios per vos nobis debitos, quorum termini sunt vel tunc erunt elapsi: Et hoc sub pena deem librarum nullatenus omittatis: Datum sub testimonio magni nostri sigilli, apud Edinburgh, vicesimo quarto die mensis Julii, anno regni nostri tertio.

OBLIGATION by Hugh third Earl of Eglynton, to assist the Earl of Glencarne in the pursuit and punishment of the Lard of Caldwall and others, concerned in the slaughter of Johne Ryburne, May 1571.

180. BE it kend till all men be thir present lettres, forsamckill as anent the tressonabill slaunchir committit on vñquhile Johne Ryburne be the Lard of Caldwall and his complices, be the quhilk the assurances betuix my Lord of Glencarne and me is violatt and brokin, nocht onlie to the hurt and skayth of my Lord of Glencarne, his freindis, and thai that hes sustenit the skayth, bot alswa to me, my freindis and honnorabill caassis; nochttheles, as I purge my self befor God, swa I offir my selff and all myne to the tryall of the lawis; and is content, be thir presentis, to concur and assist my Lord of Glencarne and his honnorabill freindis in the persut of the committeris of the foirsaid cryme, thair assisteris and menteinaris in that caus, as my Lord of Glencarne and his honnorabill freindis dois; and farther, as my Lord Regentis Grace and Counsall sall think expedient, aggreabill to my honnour. And tueheing the troublis or cummeris intervenit betuix my Lord of Glencarne his honnorabill freindis, vtheris having to do thairwith, and me, my freindis and vtheris to quhome it appertenis, the samyne to be tane vp betuix ws according to the ancient treitis and bandis, tyme and place appointit thairto, as occasioun offeris, for ending and resoluing of all debaitis and controuerseis standing betuix ws and all ouris, hine inde: Subscrinit with our handis at the day of May, the zeir of God I³ V^e. Ixxi zeiris.

EGLYNTON.

AGREEMENT between the Earls of Mortoun and Mar; and the Earls of Ergile, Cassillis and Eglintoun, and Lord Boyd, whereby the latter agree to serve the King and the Regent, 12th August 1571.

181. AT Strueling, the xii day of August, the zeir of God I³ V^e: thre scoir ellevin zeris: My Lordis, the Erll of Mortoun, Chancellair of Scotland, and the Erll of Mar, on the ane part, and my Lordis, the Erllis of Ergile, Cassillis, Eglintoun, and Lord Boyd, on the other part, convening and deliberating vpoun the present estait of this troublit communwelth; it is communuit, condiscendit, and agreit vnto amangis thame as followis—

First, My Lordis, the Erllis of Ergile, Cassillis, Eglintoun, and Lord Boyd, considering the calamities quhairwith this realme, thair native cuntrie, is plaitit, throw the inward troublis and ciuile dissentioun sa lang continewin within the same, to the apparent subuersioun of the communweill thairof; and vnderstanding the Kingis Maiestie to be crownit and inaugurat, and the Quene, his moder, to be presentlie in the realme of England; willing thairfore to zeild to all gude meanis that may quiet the troublit state, and settle the same to His Hienes obedience, thay ar content to serue the King, and His Hienes present Regent, and to subscribe a band to that effect.

Thay salhaue a remitt to thame, thair freindis and seruandis, for not obeying and serving the King in tymes bigane, and for all other causes; except the murtheris of the King, fader to our souerane lord, and the Erll of Murray, His Hienes lait Regent, fire, murther, slanchter, revissing of wemen, thift, ressett of thift, and withecraft; exceptand furth of the said exceptioun, slauchter and vther erymes committit in the commoun caus, or depending thairvpoun, quhilkis shall allwyes be comprehendit vnder the said remitt.

All sic as my saidis Lordis of Ergile, Cassillis, Eglintoun, and Boyd, may procure to the Kingis obedience and seruice salhaue the like appointment as thay presentlie gett, being in the like state as thay now ar in.

And seing the intentioun of the noblemen on baith pairtes is to procure the quietnes and commoun weill of the realme, and that the same can not be rather hinderit, nor be vptaking of the eschaetis and guidis of the personis now cuming to the Kingis obedience, for erymes obieetit to thame in the commoun caus, and depending thairon; Thairfore, all eschaetis of the noblemen abonewrittin, thair freindis or seruandis, disponit vpoun the occasioun of the commoun caus, or depending thairon, shall tak na effect efter the dait heirof, bot be simplie discharkeit; and all convenient securitie salbe maid thairvpoun, be actis of counsale and parliament, or vtherwys as salbe thoct expedient: Like as alsua, all panis and vnlawis for nonentering of personis callit to vnderly the law for materis tueching the said commoun caus, or depending thairon, shall semblably be dischargeit.

BOND OF MANRENT by Hugh Montgomerie of Gyffin, to Hugh third Earl of Eglintoun,
10th October 1572.

182. BE it kend till all men be thir present lettres, me, Hew Montgomerie of Gyffin, and my airis, to be bundin and oblist, and, be the tennour heirof, bindis and oblis me and thame to ane noble and potent lord, Hew Erll of Eglintoun, Lord Montgomerie, my cheif and superiour, and his airis, in perpetnale band of maurent and seruice in all tyme cuming; swa that I and my saidis airis shall tak ane leill, trew, ewffald and plane part with the saidis Hew Erll of Eglintoun and his airis, my cheiff and superiour foirsaid, in all and sindrie his and thairis actionis, causis, querrellis and debaitis lesun and honest quhatsumeuir, aganis quhatsumeuir persoun or personis that levis or dee may (myne and my airis allegiance to our souerane lord and his hienes successouris allanerlie exceptit); and shall nowthir heir, se, nor vndirstand the said Erll, nor his airis, skayth, danger nor perrell to be inferrit to thame in thair honour, bodeis, landis, gudis nor possessionis, be quhatsumeuir personis; bot shall warne thame thairof, stop and lett the samyne at my vtir powar; and shall give the said Erll and his airis, the best counsale we can, being requirit thairwith; and shall hede and conceill the counsal of the said Erll and his airis, and mak na man privie thairof; and shall accompanye and serue the said Erll and his foirsaidis with my haill kin, freindis, tennentis and force, in all and sindrie our souerane lordis journeyis, assemblies, raidis, ostis and armeis, conform to the proclamationis to be sett owt thairupoun, with all that we may gudlie steir, and that apoun our awin chargis and expensis; and in lyk maner shall in all the said Erlis particular effaris, journais and raidis, concur and joine with him, with all our forces, kin, freind, tennentis and seruandis, and all that we may gudlie steir, inlykmaner, contrair quhatsumeuir (our allegeance to our said souerane lord allanerlie except); and shall mak our housis and fortalices patent to the said Erll and his foirsaidis, for thair resatt thairin quhen thai shall ples charge: Provyding alwayis, that give the said Erll requyre me or my saidis airis to accompanay him, or his airis or successouris, to Edinburgh, or ony vthir burght or part within the realme, with my seruandis and houshald, or vthirwyis, swa that our residence with him in company exceed the space of fourtie aucht houris, the samin salbe apoun his expensis as his houshald, swa the samin be the said Erlis awin particular crand, and nocht moving apoun charge of auctoritie: And that becaus the said Erll havand actioun to the recognitioun of my landis and leving of Gyffin, throw the alienatioun of the maist part thairof be my predecessouris without his consent had thairto, or resignatioun thairof maid in his handis, he beand superiour of the samyne; and als hes gevin to me and my airis his band of maintenance and fortificatioun in all and sindrie my causis lesun and honest, as the samin in the scleff at mair lenth propertis: To the performance and obseruatioun of the seruice and perpetuall manrent foirsaid, swa to be obseruit and kepit, I bind and oblis me and my airis to the said Erll and his airis, vnder the pane of perjurie, diffamatioun and inhabilite perpetuale, and neuir heireftir to be reput or reknit in honnour or estimatioun, in eais of failze or breking of the samyne: In witnes heirof to thir my letteris and

hand of manrent subseruitt with my hand, and with the handis of my curatouris, thai ar to say
 in signe and taikin of thair consentis for thair entres, my scall is affixt, at Irwin,
 the tent day of October, the zeir of God I^m V^e lxxii zeris, befoir thir witnes, Gabriell Maxvel of
 Stanelie, James Coninghame, Tutour of Craganis, Mr. Alexander Baillie, John Maxvell of Potter-
 hill, Willame Hiegait, and John Baillie, notaris publicit.

HEW MUNTGUMRY of Giffin.

BOND OF MAINTENANCE by Hugh third Earl of Eglintoun, to Hugh Montgomerie of Gyffin,
 10th October 1572.

183. BE it kend till all men be thir present letteris, we, Hew Erle of Eglintoun, Lord Montgomery,
 our airis and successouris, to be bundin and oblist, and be the tennour heirof, bindis and oblis
 ws and thame to our weilbelouit cousing and seruand, Hew Montgomerie of Gyffin, and his
 airis; that forsakekill as the saidis Hew hes bound and oblest him and his airis in perpetuall
 manrent and seruice to ws, our airis and successouris, to tak ouris and thairis leill, trew and
 ane fald part, in all and sindrie our causis, querrellis and debaitis lesun and honest, aganis
 quhatsumeuir persoun or personis that levis or die may (his and thair allegiance to our souerane
 lord and his hienes successouris allanarlie exceptid), as at mare lenth is continit in the band
 and oblissing maid and gevin be him to ws thairupoun: Thairffoir we, for our selff, our airis
 and successouris, hes taikin and talkis the said Hew Montgomerie and his airis vndir our pro-
 tection, supple, maintenance and defencie; and sall tak his and thairis anefald, trew, and plane
 part in all and sindrie his lesun and honest actionis, causis, querrellis and debaitis, aganis
 quhatsumeuir persoun or personis that levis or dee may (our allegiance to our souerane lord
 and his auctoritie allanarlie exceptid); and sall help, support and defend the said Hew and
 his airis in his and thairis just actionis and causis, and defend and keip him and thame in
 thair landis, heretages, takkis, stedings, rowmes, possessionis, gudis, geir, incontrair ony persoun
 or personis perlewand thame thairfor; and sall nowthir heir nor se his skayth, bot sall warne
 thame thairof, and stop the samin at my vtirmaist powar; and sall give to thame the best
 counsall we can, and conceill the counsall he gevis ws; and farthir sall do all thingis that apper-
 tenis ane maister to his man and seruand: And attour, be the tennour heirof, we renunce all
 action of recognitioun that we haue or may move aganis the said Hew for recognitioun of
 his landis of Gyffin and Wrychthill, or vthiris landis quhilkis he holds of ws in cheiff, preveing
 throw alienation of the maist part thairof annaleit be the said Illewis predecessoris without our
 consent, or resignation maid thairof in our handis, as in the handis of the superiour thairof,
 and dischargis the said Hew thairof for euir: And to the obseruing of this my band of man-
 tenance, we bind and oblis ws faythfullie, be the fayth and trewth in our body, to the saidis
 [Hew] and his foirsaidis: In witnes heirof to thir our letteris of mantenace, subseruitt with
 our hand, our seill is affixt, at Irwin, the tent day of October, the zeir of God, I^m V^e lxxii

zeris, befoir thir witness, Gabriell Maxvell of Stanelie, James Coningham, Tutour of Craganis, Mr. Alexander Baillie, Johnne Baillie, John Maxvell of Pottirhill, and William Hegait, notaris publit.

EGLYNTON.

CONTRACT betwixt Hew Master of Eglintoun and Robert Mur of Caldwall, relative to the non-entry of the lands of Thornetoun, Biggart, etc., 9th October 1573.

184. AT the Mylnetoun in Robartoun, the ix day of Octobar, the yeir of God I^M V^E: lxxijj zeiris, it is appointit, contractit and finalie endit betuix thir honorabill personis parteis vndirwrittin; to wit, Hew Maister of Eglintoun, with advise and consent of ane noble and potent lord, Hew Erll of Eglintoun, his fader, and as lauchfull administratour, gyder and governour to him, and the said Erll for his avin entres, on the ane part, and Robart Mur, now of Caldwall, sone to vñquhill Johnne Mur of Caldwall, Knycht, apoune the vthir part, in maner following: that is to say, forsamekle as the said Hew Maistir of Eglintoun, with the speciaill advise of his said fader, his lauchfull administratour foirsaid, and the said Erl for his avin entres, being movit of kyndnes and proximitie of blude, as also calling togither in remembrance the gud, trew and thankfull sernice, fauour and gudwill of the said vñquhile Johnne Mur of Caldwall, Knycht, done and declarit to the said Erll, and inlykwyis vndirstanding the said Robert Mur of Caldwall being willing to perseweir and continew, in lyk maner as he be thir presentis is bound, oblist and sworne, for the mantennance and preseruation of the said Hew Maistir, the said Erll his fathir, thair airis, and the hous of Eglintoun, and aduancement of the weill of the samen, according to the perpetuall bandis of manrent and seruice maid betuix the said Robertis predecessouris, the said Hew maistir his said faderis predecessouris, and for gud considerationis, causis, and sowmes of money payit and deliuering be the predecessouris of the said Hew Maister of Eglintoun, and the said Erll his fader for the samin; and now the said Hew Maister of Eglintoun, with the consent of the said Erll his said fadir, his administratour foirsaid, and the said Erll for his awin entres, being of gud mynd and willing to settforthward and to manteine the said Robert Mur, his airis, and the hous of Caldwall, according to the ald ancient bandis [of] mantenance, swa that the saidis parteis heireftir salhaue na occasioun to altir or dissolve the bandis maid amangis thair predecessouris of befoir; and thairfoir the said Hew Maister of Eglintoun, superiour of the landis and mylnis respectiue vndirwrittin, with the speciaill advise of the said Erll, his fadir and lauchfull administratour, gyder and governour to him, for his entres, hes disponit, gevin and grantit, lykas thay be the tenour heirof soll dispone, give and grant to the said Robert Mur, now of Caldwall, his airis and assignais, ane or ma, the vard, nonentres, maillis, fermez, proffeittis and dewites of all and haill the ten markland of Thornetoun and ten merkland of Biggart, Litill Heychtheid and Ramisheid, with the mylnis, mwltouris, annexis, connexis, and thair pertinentis, lyand in the baliarcis of Coningham and Kile Stewart respectiue, and within the schirefdome of Air, off all zeris and termes bygane that the samin hes bene in thair handis or thair predecessouris, as superciouris

thairof, be ressoun of vard or nonentres sen the deceis of vñquhill Schir Adame Mur of Caldwall, Knycjt, foirgrandschir to the said Robart Mur, or ony vtheris his predecessouris, last lauchfull possessouris immediat heretale tenentis to thame or thair predecessouris of the saidis landis, mylnis, mwltouris, annexis, connexis, and thair pertinentis; and siclyk of all zeris and termes to cum. ay and quhill the lauchfull entre of the ryghtuous air or airis thairof, being of lanchfull age with the releve thairof, quhen it salhappin, in the swrest maner the said Robert pleis dewyis, and the said gyft nawyis importand varrandee apoine the said Hew Maister of Eglintoun, the said Erll his father, nor thair airis, farthir nor is presentlie in thair awin handis, or may performe be thair avin rycht alanelrie, and sall varrand the same gyft fre fra ony dispositioun maid be thame of befoir to ony persoun or personis; also providing, that the foirsaid gyft and dispositioun be nawyis preuidiall to quhatsumeuir infestuentis the saidis Robartis predecessouris hes of the foirnamit landis respective, with mylnis, annexis, connexis and their pertinentis; als the said Hew Maister of Eglintoun, with advise of the said Erll, his administratour foirsaid, and the said Erll for his avin entres, for thame, thair airis, executouris and assignayis hes exonerit, quytclamit and discharget, and be thir presentis exoneris, quytclamiz and dischargis the said Robert Mur, his airis, executouris, and assignais, of all maillis, fermes, proffeittis and dewiteis of all and haill the xxi merkland and ane half of Mekill Dregarne, lyand in the bailliarie of Coninghame, and within the schirefdome of Air, of all zeris and termes intromettit be the said Robert or his factouris, sen the deceis of his said vñquhile fader, quha deceissit in the moneth of Septembir, the zeir of God I^m V^e lxx zeris, vnto the day and dait of thir presentis. Attour, the said Hugh Maister of Eglington, with the speciall consent of the said Erll, his fader and lauchfull administratour, and the said Erll for his avin entres, consentis and permittis the said Robert Mur of Caldwall and his airis, frelie to posses, bruik, and jois in tymes eunning, all and haill the v merkland of Owir Caldwall, manes, tour and fortalice thairof, with the pertinentis, lyand in the barony of Renfrew, and within the schirefdome of the samin, als frelie as the saidis Robartis predecessouris did of befoir: the said Robart obseruand and keipand the bandis of manrent and seruice maid be his predecessouris to the predecessouris of the saidis Hew Maistir and Erll his fadir thairupoun, in all pointis conform to the ald band: For the quhilk causis abonewrittin and vthiris following, the said Robart, for him and his airis, confessis and grantis, geve it salhappin him or thame to be found slaw or slewthfull in the seruice of the said Hew Maistir of Eglintoun, the said Erll his fadir, and thair airis, and in the settinforthward of the weill, proffeitt and honour of the hous of Eglintoun; than and in that caice, the said Robart, for him and his foirsaidis, confessis that the said Hew Maister of Eglintoun and the said Erll and thair foirsaidis salhaue full ryght and entres in and to the giftis mad and to be maid of the foirsaidis landis of Thornetoun, Lytill Heychtheid, Biggart and Rammisheid, mylnis, mwltouris, and pertinentis thairof, and in and to the proffeittis of the said fyve merkland of Caldwall owir manis, tour and fortalice, with thair pertinentis, lyand as said is; siclyk and als frelie as they haid thairof befoir the making of thir presentis, nochtwithstanding this present contract, gyftis maid or to be maid heivpoun; and the said Robart for him

and his foirsaidis, the gyftis, the tenour of this present contract, and effect of the samin renuncis simpliciter, and willis and grantis the samin neuir to haue effect nor strenth, in judgment nor without; and renuncis all exceptioun, ciuile or cannon, act or statut of parliament, that may be proponit in the contrair, in caice foirsaid: and attour the said Robart Mur hes renuncit, owirgivin and simpliciter discharget fra him, his airis and assignais, and be the tenour heirof renuncis, quytelames, owirgivis, and simpliciter discharginis all rycht, titill of ryght, clame, entres (tam petitorum quam possessorium), propirtie and possessioum that he or his foirsaidis haid, hes, or ony wyis may haue in and to the saidis landis of Dregarne, mylnis, mvltouris, maillis, fermes, proffeittis and dewiteis, tennentis, tennandreis, and seruice of fre tennentis thairof, in all tyme to cum, pertaining to the said Robart Mur be quhatsumeuir ryght, in fauouris of the said Hew Maister, and the said Erll his fadir, and thair foirsaidis for euir; and sall deliuer to thame all contractis, assignationis, and vthiris wriftis mad to vnuquhill the said Johnne Mur of Caldwall, Knycht, be Johnne Montgomery, sum tyme lyvrentar of Lang Dregarne, and the said Robartis avin rychtis. and sall deliuer to thame the haill tennentis of the landis of Dregarne, and command thame to answer and obey the said Hew Maister, and his said father, and thair foirsaidis, of all thair maillis, fermes, profffeittis, dewiteis, and do seruice in all tymes cuming, exceptand the tennentis of the apprisit landis quhilis ar allredy in the said Erlis avin handis: Provyding awayis that the said Hew Maister, and his said father, obserue and keip all takkis and rentallis maid and givin be the said vnuquhill Johnne Mur, and Robart Mur, now of Caldwall, to the tennentis of Dregarne, and sall nawysis remove thame thairfra respective, during the lyftyme of the said Johnne Montgomery. provyding also that na rentallis nor takkis be givin heireftir, nor antedaittis to the tennentis of the saidis landis be the said Robert; bot that the saidis Maister, and Erll his father, may haue the tennentis and his ayths thairof: and for obseruing heirof, the saidis partiis ar content that this present be insert in the buikis of counsall and commissaris buikis of Glasgow; and for Registratioun heirof thai constitut thair procuratouris, committing to thame thair full powar to compeir befoir the saidis lordis and commissar respectiue quhatsumeuir dayis, and consent to the registering heirof in thair buikis, to haue the strength of thair actis and decretis alternatiue, and thair autoritie to be interponit thairto, promittentes de rato, subscriuit be the saidis parteis, day. zeir and place foresaidis, befoir thir witnes, Thomas Sprewell of Cowdem, William Mur of Glanderstoun, Archibald Mur, brethir germanes, Johnne Montgomerie, and Mr. Alexander Baillie, seruandis to the saidis Erll.

EGLYNTON.

THOMAS SPROULL of Coldam, wetnes.
WYLEM M^t OF GLAND'STON, witnes.

HEU MAISTER OF EGLINTOUN.
ROBERT M^t OF CALDWALL.

CONTRACT OF MARRIAGE between Hugh Master of Eglintoun (afterwards fourth Earl) and Gelis Boyd, daughter of Robert Lord Boyd, 13th, 16th, and 20th May 1576.

185. At Edinburgh, Irwin and Baidlay, respectiue, the threttein, saxtein and twentie dayes of Maii. the zer of God I^m V^e ix saxtine zeiris; It is appointit, aggreit and finallie contractit betuix the nobill and honorable paireis vnderwrittin; that is to say, ane nobill and michtie lord, Hew Erle of Eglintoun, Lord Montgomerie, etc., and Hew Maister of Eglintoun, his sone and apperand air, on that ane pairt, and ane noble and potent lord, Robert Lord Boyd of Kylmarnok, and Gelis Boyd, his dochter lauehfull, on that vther pairt, in maner, forme and effect as followis; that is to say, the said Hew Maister of Eglintoun sall, Godwilling, marie and tak to his spousit wyif, the said Gelis Boyd, and sall compleit and solempnizat the band of matrimonie with hir, in face of halie kirk and congregatioun, as the law of God requiris, with all solemniteis appertening thairto, betuix the dait heirof and the feist of Michelmes nixt and immediatlie heirefter following, or sonar as sall best pleis the said Robert Lord Boyd of Kilmernok and his freindis, as thay sall require the samin to be performit: and, in the meintyme, befoir the compleittig of the said mariage, the said Hew Erle of Eglintoun sall resigne all and haill his landis and barony of Eggillishame, with the tour and fortalice thairof callit Polnone . . . and all and haill the said Erlis ten pund land of Stane . . . lyand within the bailliarie of Coninghame and schirefdome of Air, in our sonerane lordis handis, as Prince and Steward of Scotland, and in his hienes regentis handis, haue- and his grace power to resaue resignatiounis of landis haldin immediatlie of his hienes during his minoritiie, in fauouris and for infestment to be gewin and grantit be his hienes in maner following; that is to say, for heretale infestment of coniunetfe to be gewin and grantit, as said is, to the said Hew Maister of Eglintoun, and the said Gelis Boyd, his spous future, and to the airis lauchfullie to be gottin betuix thame; quhilkis failzeing, to the said Hew Maister of Eglintoun airis and assignais quhatsumeuer, of the foirsaid tour, fortalice and maner place of Polnone, with the orchardis, zairdis thairof, and of the vtheris landis, mylnis, multuris, suckin, pendielis and pertinentis respeetiue efter specifet of the foirsaid baronie of Eggillishame . . . and for heretale infestment to be gewin as said is to the said Hew Maister of Eglintoun, and to the airis lauchfullie to be gottin betuix him and the said Gelis Boyd, his spous future; quhilkis failzeing, to the said Hewis airis and assignais quhatsumeuer, off all and haill the remanent of the saidis landis and baronie of Eggillishame . . . and of all and haill the foirsaid ten pund land of Stane: . . . Reservand alwyis in the said infestment the lyifrent of all and sindrie the fornanim landis and barony of Eggillishame . . . exceptand samekill of the said barony as the said Hew Maister of Eglintoun and Gelis, his spous, ar to be infect in coniunctfe, contenand in particulaire as is abone expremit, to the said Hew Erle of Eglintoun for his lyiftyme; and als reservand the lyifrent of the foirsaid ten pund of Stane, tour, fortalice and vtheris thairof, to the said Erle and Dame Agnes Drummond, spous to the said Erle, for all the dayes of thair lyiftymes, as at

mair length salbe contenit in the saidis infektmentis to be maid thairypoun, quhilkis salbe obtenit and purchest equalie vpoun baith the saidis nobill lordis expensis; and the said Erle of Eglintoun bindis and obleisis him and his airis, and sall find the personnes vnderwrittin, that is to say, James Sandelandis of Calder, knyght, cautionaris and souerties, coniunctlie and seuralie with him, quha be the tennour heirof becummis cautioneris and souerties, bundin and obleist, as said is, to warrand the foirsaidis landis and baronie quhairintill the said Hew Master of Eglintoun and the said Gelis ar to be infect in maner foirsaid, to be fre from all wairds, etc. . . . Provyding alwayes that albeit the said Hew Maister, and Gelis his future spous, be in coniunctfe as said is, in the place and fortalice of Polnone, housis and biggingis thairof, as said is, yet nevertheless the samin salbe maid patent, oppin and redy to the said Erle and spous for the tyme, induring the said Erlis lyiftyme, als oft as thay sall happen to repair to the said barony of Eggillishame; and sa lang as thay sall happen to remane thairintill, thay sall nocht onlie interteine thair awn hous, vpoun thair awin expensis, bot also sall sustene the said Maister, Gelis his spous, thair bairnis and famelie, in meit, drink and houshalde, and necessaris within the said place, with thair disione thairintill, during the tyme that the said Erle and his spous sall remane thairintill, vpoun the said Erlis expensis elykwyis: And als attour, the said Erle and Lord takand consideration that the said Maister of Eglintoun, and Gelis Boyd, his spous future, ar minoris of les aige, quhairby thay ar nocht able and vnmeit for governing and gyding of ane hons, administratioun and vsing of thair leving, and zeirlie profeit of thair landis foirsaidis; it is thairfair concludit and aggreit betuix the said noble Erle and Lord, that be thair vnfiforme avyis and consent, ane honest man responsall be appointit and constitute collectour to thame for ingathering and vplifting and resaving of all and sindrie the males, fermes, canes, customes and dewties of thair landis and lewingis foirsaidis, zeirlie, vnto the said Hew Maister of Eglintounis compleit aige of sewinten zeiris, viz., in the moneth of Jny, the zeir of God Iⁿ V^e fourseoir zeiris, quha sall mak zeirlie compt, rekkening and payment of thare intromissionu to the saidis noble lordis; and the haill profeittis of thair landis and lewingis quhilk sall excedi thair resonable and honourable sustentatioun, to be varit vpone thame be discretiou of the saidis lordis, salbe bestowit and warit vpoun land, annuelrent, or vtherwayes to redeme the wadset landis, quhairvnto the said Maister sall succeed, to the landis or annuelrentis to be conqueist, coft and redemit be the profit of the said Maister and Gelis landis foirsaidis during the tyme abownewrittin, to cum to the behuif and profeit of the said Maister and Gelis, and thay to be infect in coniunctfe, and the airis to be gotten betuix thame, heretablie thairintill, be the avyis and discretiou of the said noble lordis: For the quhilkis causis the said Robert Lord Boyd, togidder with Johne Somervell of Cambusnethan, cautioner and souertie with him, coniunctlie and seuralie, bindis and obleisis thame, thair airis, successouris, executouris and assignais, to content and pay to the said noble lord, Hew Erle of Eglintoun, the sowme of aucht thousand merkis vsuall money of this realme . . . In witness heirof baith the saidis partieis hes subscryvet this present contract with thair handis as followis, day, zeir and place foirsaid; and als the said cautioneris hes subscryvet the same elykwyis, befoir thir witness, Hew Montgomery of Hesil-

heid, James Boyd of Kippis, Johnne Young, wryter, Constantine Walkinschaw of Achineroiche,	
Johnne Baillie, servand to the said Erle, and Maister Johune Makealzeane, notar publiet.	
HEW MONTGOMERY of Hesilheid, witnes.	EGLINTOUN.
JAMES BOYD of Kippis, witnes.	BOYD.
CONSTANTINE WALKINSHAW of Achineroiche, witnes.	JAMES SANDELANDS.
JOHNNE ZOUNG, w ^t my hand, witnes.	JOHNNE SOMERVELL of Cambusnethau.
JOHNNE BAILLIE, witnes.	HEW MAISTER OF EGLINTOUN.
ALEX ^R BAILLIE, as witnes.	GELIS BOYD.
ROBERT CRAUFURDE, notar publiet, as witnes.	

BOND of MANRENT by William Barelay, far of Peirstoun, to Hugh third Earl of Eglintoun, etc..
29th August 1577.

186. BE it kend till all men be thir present letteris. me Williame Barelay, fear of Peirstoun, and my airis, to be bundin and oblist, and be thir presentis faythfullie bindis and oblis is ws to ane noble and potent lord, Iew Erll of Eglintoun, Dame Agnes Drummond, his spous, to Iew Maister of Eglintoun, thair some and apparent air, and to the said Maisteris airis and successouris, lellelie and trewly be the fayth of my body, in maner following: That forsamek as the said noble lord hes at the maiking, maid, subseruit and deliuerit to me and to my airis, ane band of mantenance contening ane zeirlie twentie four pundis vsuale money thairin, as the samin of the daitt at Irvin, the xxviii day of August, the zeir of God I^M V^E. lxxvii zeris at mair lenth proporis: Therfhoir, and for certane vthir reasonable caussis moving me, and specialie be reassoun the said noble lord hes at diuers and sindry tymes in my vrgent necessitie and greit truble betuix me and my aduersareis my nyehtbouris, suppleit, aydit, fertifeit and mantainit me aganis thame to my greit commoditie and weill, I the said Williame bindis and oblis me and my ayris in perpetuall manrent and seruice to the said noble lord, Dame Agnes Drummond, his spous, Iew Maister of Eglintoun, his airis and successouris, during our lyftymes, promittand and oblisand me and thame, to all tymes euming, to be ane leill and trew man and seruand to the saidis noble lord, his spous, maister and his foirsaidis; thare counsellis and seereitis schawin and declarit to me and my foirsaidis, we sall keip secreit and conceil the samin, and in all thair causis and particularis quhat-sumeuir gif to thame the best eounsal we can, as we salbe requirit thairto: The harme, skayth or hurt of the saidis noble lord, his spous, the said maister and his foirsaidis, I nor my foresaidis sall at na tyme heir, se nor vnderstand, priuatlie or publietlie, bot sall aduertize thame thairof als sehortlie as possiblie we may, and sall lett, stop and impede the samin to our vtir powar: We sall at na tyme proeuir ony thing directlie or indirectlie be ony meanes preuidicall to thame, thair freindis, in landis, rowmnes, possessiouunes, body or guddis: I and my foresaidis airis, with our haill freindis, assisteris, men, tennentis and seruandis, and samony as we may proeure and purches, sall tak ane afald, trew and plane partt with the saidis noble lord, his spous, Iew maister, thair sone,

and the said maisteris airis and successouris, in all and sindrie thair actionis, causis, querrellis, debaitis quhatsumeuir, aganis all deidlie (our and thair allegiances to our souerane lord and his hienes auerite beand allenerlie exceptit): Our housis and strenthis and plaees to be patent to the said noble lord, his spous and thare foresaid at all tymes for thare releif quhen thai pleis: I, my airis, freindis, tennentis and seruandis, and samony vthiris as we may procure and obtene, sall accumpny, ryde and serue with the saidis noble lord, and his foresaid spous, sone and his airis and successouris, in all thare particular bessynes, raidis and proclamationis of our souerane lord, and to all vther conuentionis, assembleis and raiddis that thai salhappin to repair or gang to: Provydng that I the said Williame allanerie, my hors and boy, to be apoun the expensis and charges of the saidis noble lord, maister his sone, and his forsaidis, qhen and quhat tyme I am actualie in thair seruice allanerie: And als provyding that gif it happinnis me at ony tyme, or my foirsaidis, to faill in nocht doing our seruice to the saidis noble lord, his spous and thare foresaidis, beand requerit thareto; than and in that caicte the said band and letter of feall maid to me and my foirsaidis, to expyre and be null in the selff, and of nane awale, force nor effect; the faill being allanerie tryit and discussit be the sycht of twa Montgumreis, freindis to the hous of Eglintoun, at the option of the said noble lord and his foresaidis; quhilk I and my foirsaidis grantis to be als sufficient in all respectis, as gif the said feall and band wer reducit and retreittit be ane decreit of the Lordis of Sessioune; or vthirwayis, as gif I haid renuncit and dischargeit the samin for euir: And heирto we faithfullie bindis and oblisis ns lellelie and trewlie to obserne and keip the premissis, and euery poynyt thareof, lellelie and trewlie, vndir the Payne of periurie and defamatioun perpetuall: In witness quhairof I haue subscrinit this present with my hand, at the burgh of Irwin, the xxix day of August, the zeir of God I^M V^E.lx sewintene zeris, befoir thir witnessis, Johne Commendatar of Coldingham, Mr. Alexander Baillie in Gartheuilt, and Johne Baillie, notar.

WILLIAM BARCLAY ZONNGER OF PERSTOUNE.

BOND of FRIENDSHIP between the Earls of Eglintoun and Glenearne, Robert Lord Boide, Sir Mathew Campbell of Lowdoun, John Wallace of Cragie, and their eldest sons, 13th June 1578.

187. BE it kend till all men be thir present letters, ws Hew Erll of Eglintoun, Lord Montgomerie, Williame Erll of Glencarne, Lord Killmawars, Robert Lord Boide, Sehir Mathew Campbell of Lowdoun, Knycht, Sehireff of Air, Johne Wallace of Cragie for him selff, Hew Maister of Eglintoun, James Maistir of Glenearne, Thomas Maister of Beide, Hew Campbell of Tarringane, our eldest sones and apparent airis, and the said Johne Wallace of Cragie taking burding apoun him for Johnne Wallace, his sone and appering air, quha salbe comprehendit heirin and subscrine thir presentis at his maioritie: Seing diuers querrellis and contrauerseis arrysing, alsweill amangis our freinds as vtheris our nychtbonris, tending to the truble and brek of the euntrie; for repressing quhairof, and for the zeall and ernist affectioun we beir to peax and

commone quietnes, and that we may be the mair able frelie and without impediment to awaitt apoun the Kingis Maiestcis seruiee as it sall pleis his Hienes to employe ws; as also for confirming and gud intertenement of the ald bandis, amitie and kindnes amangis our housis — to be bundin and oblist, and be thir presentis apoun our fayth and honouris, the halie ewangeill tuicheit, solempnatiie bindis and oblisiss ws to tak trew, faythfull, afald and plane partt all togiddir, and ilkane with vtheris, alsweill be way of law as deid, pursutt as defencie, be our selffis, our landis, housis, guddis, freindis, seruandis, dependaris and all that we may move in all and quhatsumein actionis, causis, querrellis, contrauerseis and debettis movit or to be movit be or aganis ws, or ony ane of ws, our seruandis or freindis propirie depending apoun ws, aganis quhatsumein persoun or personis (the Kings Maiestie and his Hienis auctoritie allanerlie except); and that all actionis, causis, and querrellis mowit or to be mowit be or aganis ws, ony ane of ws, or our foirsaidis, salbe ane and commone, as we and ilkane of ws haid speciale and like enteres thairintill: That all our eastellis, housis, strenthis, pertening to ws, or ony ane of ws, salbe readie and patent to ws and ilkane of ws, as the eaus and occasioune sall require: That we sall meit and convene als oft as salbe requisit, sall give vthir our trew, faythfull, best aduise and counsall in all effaris; sall keip vtheris counsallis and seeretis, nocht reweill nor bewray the samin, and sall nocht vranguslie nor vnkindlie tak vtheris guddis, landis, offices, rowmies, takkis, steddingis or possessions; fee, corrupt or accept vtheris seruandis, feallaris or dependaris; proeuir, knaw or suffir the harme, skayth, or dishonour of ony of ws, bot sal resist and stop the samin to our vttirmest, and sall give als haistic knawlege thairof as salbe possible to quhomesumeuer of ws it sall concerne; and sall speik nor do nathing, directlie nor indirectlie, that may be preuidicall, dishonorabill or offensiuue to vthir in ony sort: And give it salhappin, as God forbid, ony different slaunchter, blude or vthir inconvenient to fall owt amangis ony of ws, our freindis, seruandis or dependaris, the same, of quhatsumeuer wecht or qualitee it be of, salbe submittit to the decisioun and jugement of the remanent of ws subserueris of this band, quha salhaue full powar and auctoritie to juge, decyde and decerne thairintill; quhais sentence aud deereit bayth the parteis sall byde att, fullfill, and obserue, without reclamatioun or appelatioun; and salbe als valide and effectuall in all respectis, and haue als full executioun, as the same haid bene gewin and pronuncieit, estir cognition in the eaus, be the Lords of Sessioun, Justice Generale of Scotland, or ony vthir juge ordinar within this realme: And will and grauntis that this band be als valide and sufficient submissioun in all respectis as give the said different slaunchter, blude or inconvenient, efter committing thairof, war speciale submittit to the saidis personnes subserueris heirof, be bayth the parteis, be blank or vthir wayis; quhilk also we promise to do as we salbe requirit: and in the meyntyme, for the bettir conueniens, we and euerie ane of ws faythfullie and be our ayths promisiis, bindis and oblisiss ws, that quhasaeur of ws or our foirsaidis sall happen to be offendit be vthir of ws or thair foirsaidis, we nor thay sall nawyiis tak rewenge thairof be way of deid quhill we haue first desyrit the partie offendent to repair and amend the samin give it be ane of our selffis,

or caus the samin be reparit and amendit give it be ane of our freindis, seruandis and dependaris; and quhill we haue informit and gevin knawlege thairof to the remanent subseriuers of this band, that thai may cognosee and decerne thairintill as said is: And give it salhappin, as God forbid, ony of us to be willfull, obstinat, or stubburne, and haweing offendit, to refus to repair and amend our offence at the sycht of the remanent subseriuers heirof, and to caus our freindis, seruandis and dependaris do the lyk in thair estaitt and degré, or, being offendit, to refus mesour and reasoun at the sycht of the remanent subseriuers heirof, to be bundin and oblist, and be thir presentis sweris, bindis and oblis ws to tak ane efald, trew and plane pairtt with the resonabill and moderat partie aganis the willfull, stubburne and obstinat, bayth be way of law and deid, till he be constrainit be law, force or freindlie dealling to cum to ressoun and conformitie; quhilk, and all the premisis, we and ilkane of us hes be our aythis, apoun our fayth and honnouris, faythfully and solempanly promisit and sworne to obserue and kep, vnder the pane of perjurie, infamie and perpetuall defamatioun: In witnes quhairof to thir presentis, subseruitt with our handis, our seillis ar affixt, at Strueling, the xiii day of Junii, the zeir of God I^o V^e lx auchtene zeris, befoir thir witnes, Johnne Coninghame, sone to my Lord of Glenearne, Johnne Coninghame of Corshill, Johnne Baillie, seruand to my Lord of Eglintoun, Waltir Colquhoun, seruand to my Lord Boyde, and Patrik Coninghame, sone to the Lard of Aikett.

EGLYNTOUN.

R. BOYD.

WYLLYEM ERLL OF GLENCAERN.

HEW MR. OF EGLYNTOUN.

JAMES MAISTIR OF GLENCAIRNE.

MATHOW CAMPBELL of Lowdon, Knyt.

HEW CAMPBELL of Terringzen.

JOHNE WALLACE of Cragy.

OBLIGATION by Robert Mur of Caldwell, and Alexander Montgomery of Meirsye, to Hew third Earl of Eglintoun, 29th August 1578.

188. BE it kend till all men be thir present lettres, me Robert Mur of Caldwell, and Alexander Montgomery of Meirsye, and our airis, to be bundin and oblist, and be thir presentis bindis and oblis ws, coniunctlie and seueralie, to ane noble and potent lord, Hew Erll of Eglintoun, that the guddis and geir poynit be the said Erllis officer at the instance of Johnne Fairlie in Erdochie, fra Matho Flegier in Crummok, William Connell thair, Gilbert Flegier in Fulvodheid, and Johnne Coathird in Hudiszard, conform to ane decreit and act of propir confessions of the saidis persones, that the saidis guddis and geir being upon the saidis personnes rowmes and malingis, salbe furth cumand to the said Johnne Fairlie as law will, according to the said decreitt and act of propir confessions; and nawis transporte nor remove of the ground thairof, vnto the tyme that the saidis tennentis haue satisfit and obcyit the said decreittis and actis of propir confessions: and siclyk we oblis ws, coniunctlie and seueralie, to varrand and keip the said Erll skeythles

at the said Johnne Fairles handis anent ony skayth or inconvenient that the said Erll may incur throw non putting of his saidis decreeittis and actis to executioun, and heирto we faythfullie bindis and oblisis ws coniunctlie and seueralie: and I the said Robert Mur of Caldwell oblisis me and my airis to keip the said Alexander Montgomery and his airis skaythles of the premises: and for the mair securtie we ar content that this our obligatioun be actit and registrat in the baillie court bouskis of the regalitie of Killwyning, to haue the strentch of ane act and decreit of the said baillie in tym euming, and executoriallis to pas heirupon; and to this effect constitutis our procuratouris, and ilk ane of thame, to consent to the registering heirof, promittentes de rato: In witnes quhairof we hane subseruit thir presentis as followis, at Kylwining, the xxix day of August, the zeir of God I^o V^e lxxviii yeris, befoir thir witnesses, James Mur, father brother to the said Robert, Adame Quhytfurd, zounger of that Ilk.

ROBERT MR. OF CALDWELL.

ALEXANDER MONTGOMERY of Meirsyde.

At Kylwining, the xxix of August 1578.

The quhillk day, James Mur, procurator for Robert Mur of Caldwell, and Alexander Mongomery of Meirsyde, personalie and in presens of M^r: Alexander Baillie in Garthamloch, ane of the baillie deputis of Kylwining and Cunynghame, and desyrit this present obligation to be registrat and insert in the saidis buikis, and to haue the strentch, force and effect of ane act and decreit thairof: quhillk desyre the said M^r: Alexander fand resonable, and decernis the samin to be insert in the saidis buikis, and to haue strentch, force and effect of ane act and decreit alternative in tymis euming.

OBLIGATION by Margaret Maxwell, Lady Giffin, and Duncan Foster of Kilmoir, her spouse,
to Hugh Earl of Eglintoun, 17th February 1581.

189. BE it kend till all men be thir present letteris, me Margret Maxwell, Lady Giffin, with consent and assent of Duncane Foster of Kilmoir, my spous, for his enteres, obleisis ws, be the fayth and trewth of our bodeis, and of our honouris, to mak patent the place, tour and fortalice of Giffin, to ane nobill and potent lord, Hew Erle of Eglintoun, Lord Montgomery, etc., and his seruandis, ay vpoun xxiiii houris warning, as sall pleis the said nobill Erll, to duell and remane thairintill during his pleasour, and the warning to be maid be the said Erle vpoun the premonitionn foirsaid to ws, or at our duelling place, and during the said nobill Erllis remaning we sall furneis to his lordschipe sic bedding and vther inspreth as is at this present within the said place: And attour, we obleis ws that the said place salbe patent for ressauing of malifactoures, and thair to remane during his lordschippis pleasour quhill exeentioune of justice be vsit vpoun thame, vpoun the said nobill Erllis expensis: and sa oft as the said nobill Erle departis furth and fra the said place, it salbe leisum to ws to intromet thairwith, and with sic inspreth bedding and insyth guydis as beis

ressauit be the said nobill Erllis seruandis during his returning to the said tour and place of Giffin: In witnes heirof we haue subscryuit this present as followes, at the burgh of Irwin, the sevintene day of Februar, the zeir of God, I^M V^E four scoir ane zeiris, befoir thir witness, Neill Montgomery of Langschaw, eldar, Andro Newein of Monkredding, James Montgomery in Bar, Quintene Muir in Criceloy, and Johnne Neilsoun, sone to James Neilsoun, burges in Irwin.

EGLYNTON.

We MARGRET MAXWELL and DUNCANE FOSTER with our handis led on the pen be the notar wnder writtin, beeaus we could nocht wryt: Ita est Johannes Mur, notarius publicus.

ANDRO NEVIN of Mokredden, as witnes.

JOHNNE NEILSOUN, as witnes.

NEYLL MONTGOMERY of Langschaw, wetnes.

BOND by Hugh third Earl of Eglintoun, in reference to Contract of Marriage between Robert Master of Seatoun and Margaret Montgomerie, daughter of the Earl, 10th April 1582.

190. BE it kend till all men be thir present lettres, ws, Hew Erle of Eglington, Lord of Montgomery, etc., that forsamekle as be ane contract of mariage maid the day and dait of thir presents betuix ws and Maistres Margaret Montgomery our lauchfull dochter on that ane pairt, and ane noble and michtie lord, George Lord Seatoun, and Robert Maister of Seatoun, his sone and appeirand air, on that vther pairt, for mariage to be compleit betuix the saidis Maister of Seatoun and Maistres Margaret, we, the said Hew Erle of Eglington, ar bund and oblieissit to content and pay to the said George Lord Seytoune the sowme of twelf thowsand merkis, vsuall money of this realme, in name of tochir with our said dochter: quhairof the first sowme of sax thowsand merkis is appoynitit to be payitt afoir the solemnizatione of the said mareage, att the making and delyuering to the said Maistres Margaret of ane sufficient infestment to bir in coniunctie or lyfrent of the landis and barronies of Seatoun and Ventoune, with the pertinentis and vtheris thairof mentionat in the said contract, conforme to the tennour thairof; and the vther sax thowsand merkis is appoynitit to be payit att thir twa termes following; to witt, thre thowsand merkis thairof, att the feist of Candlemes, in the zeir of God ane thowsand fyve hundrethe fourseoir and thre zeiris, and the last thre thowsand merkis, in compleit payment of the said twelf thowsand merkis, betuix thatt and the feist of Mertemes, in the zeir of God I^M V^E fourseoir and four zeiris: And becaus the said George Lord Seytoune hes presentlie declarit thatt he hes instantlie to do with the said first sowme of sax thowsand merkis, quhairof giff readie payment beis nocht maid be ws, he wilbe constrainit to wodsett his landis for the samen; and becaus we can nocht be readie to pay the said first sowme of sax thowsand merkis quhill schortlie befoir the feist of Mertemes nix to cum; Thairof to be bundin and oblieist, and be the tennour heirof, we faithfullie bind and oblieiss ws to mak the said sowme of sax thowsand merkis readie, and to delyuer the samen to the said George Lord Seytoune, his aires and assignayes, within the burghes of Edinburghe, acht dayes

immediatlie preceidding the feist of Mertemes in winter nix to enm, to the effect he may thair-with redeme his saidis landis to be wedsett as said is: and als we bind and obleis ws, our aires and successouris than to pay ane termes proffeitt of the saidis landis to be wedsett thairanent be the said George Lord Seatoune, extending the foirsaidis termes proffeitt to the sowme of thre hundrethe merkis money abonerehersit: and incalis we faillie in payment of the saidis sowmes, in maner and att the tyme immediatlie abone appoynit, sa that the saidis landis to be wodsett lye vredemitt in our default, in thatt cais we obleiss ws and our foirsaidis to content and pay to the said Lord Seatoune and his airis and assignayes the zeirlie annall and proffeitt for the quhilk his saidis landis salbe wodsett vpone the said sax thowsand merkis for his releif of the samen, ay and quhill we furneis and pay the said sowme of sax thowsand merkis, toogidder with the said zeirlie annall for redemptioun thairof in maner abonewrittin: prouyding always that the said first sowme of sax thowsand merkis salbe only bestowit for redemptioun of the saidis landis to be wedsett as said is, and salbe nawayes bestowit vtherwayes: Prouyding also that, nochtwithstanding of this present band, the said Lord Seatoune, his airis and assignayes, sall haif place to vse executeiou qphansoewer thay pleis after the said feist of Mertemes nixto cum, for the said sowme of sax thowsand merkis, incalis the samen beis nocht thane payitt in maner foirsaid; and for the remanent sowmes contenit in the said contract, after the termes thairin limitate, and conforme to the tennour thairof in all poyntis: Attour, albeit be the said contract of mariage it is aggreit that the said George Lord Seytoune sall giff, grant, dispone and assigne, att the compleitit of the said mariage, to the saidis Robert Maister of Seytoune and Maistres Margaret Montgomerie, his future spos, the zeirlie proffeittis of saxteine chalderis victuall, quheit and beir; to be zeirlie payitt vnto thame during the said Lord Seatounes lyftyme, quhairof thair is speciall designatione maid in the said contract furthe of quhat landis the samen salbe vpliftit, as the said contract in thatt pairt att mair lenthe beiris; newerthelis we ar content, lyk as itt is aggreit, be speciall consent of the said Robert Maister of Seytoune, and Maistres Margaret Montgummerie, his future spos, thatt thay, after the said mariage, sall accept, ressaue, and intromett with aucht chalderis of the said victuall zeirlie allanerlie, quhill the first thre thowsand merkis of the last sowme of sax thowsand merkis abonerehersit be payitt: After the paymentt of the quhilk, the saidis Robert Maister of Seytoune, and Maistres Margaret Montgummerie, his future spos, sall ressaue, accept and intromet with tuelf chalderis of the said victuall allanerlie, and na forther, zeirlie, quhill compleit paymentt be maid of the last thre thowsand merkis abonementionat, in compleitt paymentt of the said sowme of tuelf thowsand merkis of thochir; nochtwithstanding quhatsumewer claus contenitt in the said contract thairanent, quhill be thir presentis in that heid is derogatt, it is alwayes prouyditt thatt efter compleitt payment of the said tuelf thowsand merkis thay sall haif intromissione zeirlie with the said saxtene chalderis victuall, conforme to the said contract: and for the better securtie we obleiss ws and our foirsaidis to find Thomas Kennedie of Barganie, and Hew Montgummerie of Hessilheid, cautionaris and souerties, coniunctie and seuerallie, dewelie actit be thair obligatioun, obleissand thame, thair airis and successouris thairto, in maner

fairsaid, to be registrat in maner and with executione following, for obseruing, fulfilling and keip-
ing of the premisses in all poyntis: And als we and the saidis Robert Maister of Seytoun and
Maistres Margaret Montgomerie, his future spous, for thair consent heирto, ar contentt and con-
sentis thatt thir presentis be registratt in the buikis of counsale gif neid beis, and haif the
strenthe of ane decreet of the Lordis thairof, and that executoriallis of horning and poynding, the
ane butt preuidice of the vther, pas heirvpon, in forme as effeiris: and to that effect we, and the
saidis Maister of Seytoun, with his future spous abonenouinat, makis and eonstitutatis
oure lanchfull and irreuocable procuratouris, coniunctie and seuerallie, for ws to consentt to the
registering heirof in maner and to the effect abonenwrittin, promittand de rato, etc. In witnesssing
of the quhilk, to thir presentis subseruyitt with our hand, and als be the said Maister of Seytoun
and Maistres Margaret Montgumrie, his future spous, in taikin of thair consentis heирto, our
signet is affixt, at Seatoun, the tent day of Aprile, the zeir of God I^M V^E fourseoir twa zeiris.
befoir thir witnesses, Maister Johnne Maitland of Thirlstaine, ane of the senatouris of the College
of Justie, Maisteris Johnne Scharpe and Allexander Skene, aduoecattis, Maisteris James Donald-
sonne and Johnne Makealzane, thair seruandis, and Andro Neveine of Monkredding.

This is the autentike copie of the principlall, lyke vnto this in all pointis, delieverit to my
Lord Seatoun, subseruit be the Richt Noble Hew Erle of Eglintoun, etc., Robert
Maister of Seatoun, and Maistres Margaret Montgomerie, his future spous, collationat
be me.

MR. JAMES DONALDSONE.

OBLIGATION by James Earl of Glenearne, not to molest Hugh third Earl of Eglintoun.
25th May 1582.

191. BE it kend till all men be thir presentis, me, James Erle of Glenearne, Lord Kilmawrs,
for my self, and takand the burding vpon me for my kyn, freindis, tennentis, seruantis, assis-
teris and partakeris, to haue asseurit, and be the tennour heirof, speciallie and upoun faie
asseuris Hew Erle of Eglintoun, Lord Montgomerie, etc., his kyn, freindis, tennentis, sernandis.
assisteris and partakeris quhatsumeuir, to be vnhurt, vnharmit, vnskaithit or indomagit in
thair personis or guidis, or eriminallie followit or persewit in any sorte, be me or any of my
foresaidis, in law or besyde the law, for quhatsumeuir cause or occasionn preceding the date
heirof, vnto the last day of Junii nixtoeum inclusiue, vnder the pane of infamie, perjurie and
perpetuall defamatioune, and tinsell of all honour and estimatioun in any tyme heirefter: In
witnes quhairof I haue subseruyit thir presentis with my hand, at Dalkeith, the xxv day of
Maii 1582, in presenee of the Kingis Maiestie, and before Esme Duke of Lennox, Erle Darnely,
and James Earle of Arrane, Lord Hammiltoun, witnesses heirvnto; and this assurance to be

extendit to all his hienes rebellis includit within any of the generallis foresaidis, becaus it is his hienes speciaill pleasour and command.

OBLIGATION by Robert Mur of Calwall, relative to the delivery of certain papers to Dame Agnes Montgomery, Lady Simple, 13th September 1583.

192. BE it kend till all men be thir present lettres, that nochtwithstanding that I, Robert Mur of Calwall, hes ressauit ane contract and infestment maid betuix Robert Lorde Sympill and his curatouris, with consent and assent of Hew Earle of Eglintoun, Hew Maistir of Eglintoun, his sone, on the ane pairt, Andro Maister Sympill, Margaret Stirling, his spous, and Wilzeam Symple, their sone, on the vther pairt, as the said contraet and infestment off the daitt att Paslay and Irvin respectiue, the yeir of God I^m V^e fourseoir thre zeiris, the day of the monethe of , I bind and oblesis my selff na wayes to delyver the said contract and infestment to the said Andro Maister Symple, vnto the tyme that the said Maister subseryve the infestmentis to be maid to Dame Agnes Montgomery, now Lady Simple, of hir coniunctif landis, according to the contract of mariage past, etc.: and that the said Earle and Maistir nor nane of the saidis Lord Simpleis curatouris salbe astrichtit for warrandice of ony pairt of the said contract, bot onlie to gif thair consent thairto allanerlie: as also, that the heale blankes contenit in the said contract be fulfillit befoir the said Robert delyver the samen to the said Andro Maister, or his foirsaidis, and the contract to be reformit, conforme to the wordis abone writtin: and heирto I, the said Robert, bindis and oblesis me in maist strait forme can be dewysit, vnder the pane of warrandice of the said landis and profeitt thairof to the said Earle, Lord, and Maister: and forder, I, the said Robert Mur of Calwall, hes ressauit the double of the contraet of mariage maid betuix Hew Earle of Eglintoun, and in name and behalff of Agnes Montgomery on the ane pairt, and Robert Lord Symple, with consent of his curatouris on the vther pairt, off the daitt at Paslay, the elevint day of September, the zeir of God fourseoir thre zeiris: And heирto I faythfullie bind and oblliss me to the said Earle and his airis, in maist strait band of obligationn: In witness heirof I have subseryvit this present obligatioun with my hand at Irwin, the xiii day of September, the zeir of God I^m V^e lxxxiii zeiris, befoir thir witnesses, Andro Nevin of Monkreddin, Jhone Bell, and Jhone Mur, noter publief.

ROBERT M^r OF CALWALL.

CONTRACT OF MARRIAGE between Patrick third Lord Drummond, and Dame Agnes Drummond, reliet of Hugh third Earl of Eglintoun, 15th November 1585.

193. WE, Patrick Lord Drummond, and Dame Agnes Drummond, Countes of Eglintoun, in the feare of God, mutuallie ar content and consentis, be this our present faithfull promeis to joine our selfis togither in the honorabill band of matrimonie, and sall, Godwilling, solempnizatt the samyn diewlie and lauchfullie, as efferis, betuix and the seconde day off Februare nixtoem, swa thatt we may, according to Goddis command, continew in the samyn band, and lead our lyffis thairin togither during our lyftymes; and this we promeis faithfullie to vtheris presentlie as said is: Witnessing the samyn be our hand writtis following, at Drymen, the fyftene day of Nouember, the zeir of God ane thowsand fyve hundreth fourseoir and fyve zeiris, befoir thir witnes, James Cheisholme of Cromlix, George Drummond of [Balloch, Thomas] Drummond of Corskaplie, William Drummond of Mylnab, and Mr. Maurice Drummond.

JAMES CHEISHOLME of Cromlix, witnes.

THOMAS DRUMMOND of Corskaplie, vitnes.

GEORGE DRUMMOND off Balloch, vitnes.

Mr. MAURICE DRUMMOND, vitnes.

WILLIAM DRUMMOND off the Myhab, witnes.

Day, zeir, and place foirsaid: The honorabill parteis [abone writtin] gaif thair mutuall pro-meisis to vtheris per verbo [de presenti], in presens of the witnes aboun wryttin.

MEMORANDA AND LETTERS relative to proceedings connected with the slauchtir of Hugh fourth Earl of Eglintoun [1585-6].

Memoranda.

194. ALSO I sall delyuer the iust copy, word be word, of the lettir quhilk sould haue bene gevin to the lard of Cragannis; I sall declair the man that dyittit it, with the baill witnesses contenit into it, and in quhais hand it remanis. Item, as to the first missiue, it is all wryttin with his lordship's awin hand, and subseryuit be him: and becaus it is sum thing mistie and generall, this far I will awow and abyde be; to wit, that it was concludit amangis ws, that the Erle of Eglintounis slauchter sould be termit, in all our letteris and missiues from ane till ane vther, The lytill particulaire: and also it wes concludit that thais that wes suorne and promeissit to be executouris thairof sould be lykwayis stylit in all our missiues Commowneris: swa I will qualefie, be Godis grace, suafar as I am in power, that thir foirsaid wordis, contenit in the first missiue, wes menit

be the Erle of Eglintownis slauchter, and thaïs thatould haue bene the doeris thairof, and thai that wes suorne and participant thairof: and this wes inventit, feiring leist lettres mycht be tane be the way. As to the band or obligatioun gevin sen the deid, daitit at Kilmarannok, the sext day of Maii, fourescoir fyve zeiris, the body of it is writhin be Patrik Conynghame of Corsell, subseryuit be my Lord and Robertland, Acket, and Johnne of Clonebeyth: Item, thir last tua copeis. the principallis of thame ar writhin be the Abbott of Kylwynning awin hand wryt, and subseryuit be him.

I, James Erle of Glencarne, Lord of Kilmawris, be the tennour heirof, faythfullie promittis. vpoun the fayth of ane nobill man, that Alexander Conyngham of Craigmannis interprysing of turnis with the remenant my freindis, beraris heirof, as thai haueand my full mynd declarit heirin. that the said Alexander salbe wnhurt, wnharmit, vnpersetweit, criminallie nor ciuillie, in the law, or by the law, bei ony actiou intendent or to be intendent be me, or ony in my name, and that qhill the settilling of materis succeedand vpoun the said interprys, or farther as my saidis freindis pleissis to burding me with: Bot be the contrair, I, the said nobill lord, sall assist, fortefie, and mantene the said Laird of Craganis, as vtheris my freindis, interprysaris of the said caus, to the hasart of my lyiff, landis, and the lyiffis of all that will do for me: In witnes quhairof I haue subseryuit thir presentis with my hand, at Fynlastoun, the aucht day of Marche, fourescoir fyve zeiris, befoir thir witnesses, Danid Conynghame of Robertland, Alexander Conynghame of Aikett, Johnne Conynghame of Rois, my brother-germane, Alexander, Commendatare of Kylwinning, and Johnne Conynghame in Corssall. my freindis foirsaid, quhomevnto I haue com-munieat my mynd heirin, etc.

Cusingis, I haue ressauit zour letteris, and persaweis that ze ar reddie with zour commownaris anentis the lytill particulaire pertening to me; and willis me to haue myne reddie, quhill I assure zow sall be; for I wald be maist glaid to haue that turne at poyst; for I crave nathing mair nor to be at quyetnes: thairfair, sasone as ze may, I pray zow put me to sum poyst, and appoint me ane tyme of meitting to that effect. I am glaid of our freindis gud mening in that caus, quhilk salbe rememberit be me, incace he haue to do quhairin I may pleasoure zow: Swa, attending on zour aduerteisment, committis zow to God: Off Fyndlastoun, the nyntene day of Marche, foure scoir fyve zeiris.

Zouris assured at all power.

I haue ressauit zour lettir, and anent the tryst, I haue haid ane in Irvin this day: I am surelie informit of his suspiciooun takin, speciale be ane lettir direct to my Lord Sempill be him, this last Settirday; the mening quhairof is halelie to meit my Lord at Eglintoun wode muik. As to my cuming ower to zow, it is mair suspitious: The laird of Blair is aduerteissit to remane the morne wpoun my Lord Sempillis baknenning: sua thai ordane to ryde throweht thir feildis uerie stark:

zit thai convoy thair forces quyedie; quhairof I thocht be my lettir to haue aduerteisit zow; For I gat nocht knawlege heirop bot sen my euming frome Dalry to the Blair. Gawand Nasmyth hes failzeit of his promeis to ws. I sie nothing bot this mater is oppinnt wp be sum to thame, or ellis thai suspect the samyn; and leist thai suspect me, I remain their this nyght. My commownaris are nocht sua as I luiket for: for I desyrit Johnne Conynghame to be at me zestirnyeht, and send to his hous and Glengarnok and gat him nocht. Sua thair ar nane with me bot Robert Blair, werie evill horsit. Adwys sadlie with the lettir, makand our commownaris informit thairof with all expeditioun; for it is of weritie that thai ar vnder suspition, and to luik to thame selfes narrowlie. I will wryt no farder, bot for the present committis zow to God. Zours.

Tak the best heirin be all zour adwyssis, quhairvnto I sall aggrie. Bot I think the number of our speciaill and honest commownaris, I meane Caprintownis, at this tak is absent; quhais presens I thocht to my opiniou werie neidfull to ws: seing his frie meinig, I wald tak no melling without him.

Darrest brether—I haue resauit zour lettir, befoir the quhilk I wes making me in reddines to haue eum to zow, being yestrein assuredlie informit inwith the nyght of his meitting the Lord Sempill aboue the tour of Auchinboythie, and thairthrow his purpos wes to haue bene in Castell Sempill this nyght. Quhat prouisionis I maid for that purpos the berare my servand ean schaw yow, and of my bent mynd to haue bene with zow, quhome to I haue commonicat my haill mynd, he being to me suorne for keiping secreit of that purpos. Bot at my wayeuming, I am surelie informit my Lord hes riddin to Polhone this day: quhairfoir, leist ony sould consaue ane suspition doing be my travelling to zow, I haue sent my servand the berare, quha ean declair to zow my conelusioune, the effec quhairof is, gif ye think meattest to follow him vpoun zour aduerteisement to me this nyght, I salbe at zow as my hors will beir me, and do with zow as my hart will serve me. I bescik God, gif it haid bene his will, that we haid haid bettir moyand nor we haue haid. Quhateuer zowr conclusiounis is this nyght aduerteis thame, and my servand sall remane with zow. Rest quhill meitting vpoun zour aduerteisement.

Zouris suorne brother.

Be it kend till all men be thir presentis, me, James Erle of Glenearne, Lord of Kilmawris, that vpoun the commown iniureis done to me and my freindis be vnsquhill Iliew Erle of Eglyntoun, is wes concludit befoir me be certane of my freindis, sic as Alexander, Abbot of Kylwinning, Dauid Conynghame of Robertland, Alexander Conynghame of Aickett, and Johnne Conynghame in Corssall, with the consent of sindrie vther my freindis that reweingement could be socht of the saidis iniureis: Quhairvpoun it is fallen out that the said Erle of Eglington is slane; in respect quhairof I, be thir presentis, bindis and oblesis me be the fayth and trewth of ane nobill man to assist, fortefie, manteine and defend the saidis Dauid Conynghame of Robertland, Alexander

Conynghamme of Aickett, Johnne Conynghamme, and thair complices, in the law and by the law, to the hasert of my lyiff and landis, and all that will do for me; lyk as the saidis persones obleiss thame selfes to assist me with all that lyis in thair poweris. In witnessing heirof I haue subseruyit thir presentis with my hand, at Kilmarannok, the saxt day of Maii, the zeir of God I^m V^e fourcescor sax zeiris, befoir thir witnesses, Patrik Conynghamme of Corssall, Hew Glen of Linthillis, and Williame Cocherane.

J. E. o. G.

D. C. o. R.

A. C. of. A.

J. Co.

ASSIGNATION and DISPOSITION by Robert Master of Eglintoun to Robert Montgomery of Skelmylie, in name and behalf of Jeane Montgomery, his sister, of the gift of Robert Montgomery's marriage for 1000 merks, 1st May 1589.

195. Be it kend till all men be thir present lettres, me, Robert Maister of Eglintoun, donatour, and haveand, be gift of vnuquhile ane noble and potent lord, Hew Erle of Eglintoun, Lord Montgomery, etc., my father, the mariage of Robert Montgomery of Skelmylie; and failzeing of him be deceis vnmareit, the mariage of ony vther air or aires, male or female, that salhappin to succeid to him in his landis and heretage, than vacand in the said vnuquhile Erlis handis, be reasoun that vnuquhile Robert Montgomery of Skelmyly, father to the said Robert Montgomery, now of Skelmylie, held the landis of Skelmylie, Lochlibosyde, and Lochransay, with thair pertinentis, of the said vnuquhile Erle, be reasoun of ward and releif, as the lettres of gift maid to me thairvpone at mair lenth beris: Forsamekle as the said Robert Montgomery, now of Skelmylie, hes, the tyme and to the intent of the making of thir presentis, contentit, payit and delyverit, in name and behalf of Jeane Montgomery his sister, to me, the sowme of ane thowsand merkis money of this realme, quhairof I hald me weill contentit, satisfit and payit; and thairof for me, my aires, executouris and assignais, exoneris, quiteclames and discharges the said Jeane, hir aires, executouris and assignais thairof, for ewer: thairfoir to have maid, constitute and ordanit, and be the tennour heirof, makis, constitutis and ordanis the said Jeane Montgomery and hir aires, my verie lanchfull, vndoubtit, and irrevocable cessioners and assignays, and donatouris in rem snam, in and to the gift of the said Robert Montgomery of Skelmylies mariage; and failzeing of him be deceis vnmareit, the mareage of ony vther air or aires, male or female, that salhappin to succeid to him in his landis and heritage; with all and sindrie fredomes, commoditeis, profeitis and dewteis, pertening and belanging thairto; with power to the said Jeane to compone, transact, aggrie, call and persew thairfoir; and thairvpone to dispone at hir and hir foirsaidis pleasour: Surrogand and substituand the said Jeane and hir foirsaidis in my full richt, title and place thairof: Turnand and transferrand fra me and my foirsaidis, in the persone of the said Jeane and hir foirsaidis,

the samin mareage and haill profeittis thairof; togidder with all richt, title of ryeht, elame, enteres, propertie and possessioune quhilk I had, hes, or ony wyis may have or elame thairto for ever, frelie, quietlie, weill and in peax, but ony reuocatioun, obstaele, or agane calling quhatsumever: And farder, I bind, obleiss me and my foirsaidis to warrand, acquiet and defend this present assignation and disposition to the said Jeane and hir foirsaidis, in all and be all thingis, as is abone-writtin, to be gude, valide and sufficient in the self; and to renew, ratifie and appreif the samen, sa oft as neid beis. In witnes quhairof I have subservyit this present with my hand, at Irwin, the first day of Maii, the zeir of God I^M V^E fourscoir nyne zeiris, befoir thir witnesses, Illew Montgomery of Hessilheid, Neill Montgomery of Langshaw, Johnne Montgomery of Scottistoun, and William Montgomery, wryter, my servand.

LANGSHAW, Weitnes.

ROBERT MR. EGLYNTOUNE.

JHONE MONTGOMERY of Scotistoun, Vitnes.

LICENCE by King James VI. to Robert Master of Eglintoun, etc., to remain at home from the Raid of Drumfries, 25th November 1589.

196. JAMES, be the grace of God, King of Scottis, To our louittis, Williame Sutherland, messinger, Johne Willsoun, messengeris, oure schireffis in that parte, coniunctie and seueralie, specialie constitute, Greting: Forsamekle as it is humblie menit and schawne to ws be our louitt, Robert Maister of Eglintoun, for him selff, and in name of the haill kin, freindis, vassallis, men, tennentis, seruandis and dependaris vpoun the house of Eglintoun, assistaris and parttakaris in the present feid standing betuix the housis of Eglintoun and Glencarne; that quhair our richt traist cousing and counsallour, Johne Lord Hammiltoun, haueing the eair, ouersicht and com-mandment of the south pairtis of our realme, within the boundis of the three wardanreis foirament England, and haill schirefdome of Lanerk, committit to him be our will and declaratioun left at our depairting; and haueing full pouer and commissioun of iusticiarie within the saidis boundis; it wes thocht expedient that our said cousing suld repair in propis persone to our bordouris in the moneth of Januar nixtocum, for administratioun of iustice and repressing of the contempnaris of our auctoritie; and to the effect he mycht be weill and substantiouslie accompanied, the Lordis of oure Secret Counsall hes ordanit our vtheris [letteris] to be direct, chargeing all and sindrie elliis, lordis, barronis, landit gentilmen and substantious zemen, with the inhabitantis of our burrowis, within the boundis of oure schirefdome of Air and bailliereis of Kyle, Carrick and Cwynyng-hame, that thay and ilkane of thame, weill bodin in feir of weir, adres thame to meit our said cousing, the Lord Hammiltoun, at Drumfreis, the aucht day of Januar nextocum, and to attend and await vpoun him as he sall command thame, vndir the pane of tinsale of lyffe, landis and guidis: To the quilk raid and seruice, the said Robert Maister of Eglintoun, his kin, friendis and vtheris foirsaidis may noeht conuenientlie repair, without grite hasard, perrell and inconuenient; becaus it is of veritie that our said cousing, Johnne Lord Hammiltoun, hes consaunt

and beris ane deidlie haitrent, malice and inimitie aganis the said Maister of Eglintoun and vtheris foirsaidis, throw occasioune of the slaughter of vñquhile Johnne Cunynghame of Clonbae, quhilk happynnit to be committit be thame within our cousingis palice of Hammiltoun; sen the committing of the quhilk slaunchter our said cousing hes manifested him selff oppin enemey to the said Maister of Eglintoun, his kin and freindis, assistair and partakar with the Erll of Glenearne in all his actionis and tuerrellis aganis thame, and as thay ar credibillie informed, hes concludit to be revengeit of thame for the said slaughter quhensoeir he may find the commoditie; and swa gif the saidis complenaris sall convene, ryse and accumpny our said cousing, and thairby putt thame selffis vndir his pouer, it is to be feared that than he sall vter his malice aganis thame: Forder, it is notour that we, be our will and declarationn left at oure departur, haue ordanit that our said cousing, the Lord Hammiltoun, be assisted and accumpnyed at all occasiounis quhen neid sall require, be the said Erll of Glenearne, quha is presentlie making grite preparationis for the accumpingny of our said cousing; and he, his haill kin, freindis and sik as will do for him, in reddines to ryse and pas forwart with him in weirlykmaner; betuix quhome and the said complenaris, thair being presentlie deidle feid standing, thair will nocht fail at the first occasioune of meiting, gif thay salhappin to be togidder vpoun the feildis, persute be way of deid, and hostilitie to fall oute betuix thame: quhairupoun grite slaughter and bluidshed may happen, to the disquieting of the haill estate of our schirefdome of Air, and to the hinder and impeding of our service, and the administratioun of justicie intendit to be vsed be our said cousing at his repairing to oure bordouris, without remeid be prouidit: Quhairfor the Lordis of oure Secret Counsall has gevin and grantit, and be thir presentis, gevis and grantis licence to the said Robert Maister of Eglintoun, his kin, freindis and vtheris abonewrittin, to remane and byde at hame fra the foirisaid oist and raid ordanit to convene at our said burgh of Drumfreis, vpon the said aucht day of Januar nixttoeum, without ony pane, cryme, skaith or dangeir to be incurrit be thame thairthrow, in thair personis, landis, guidis or geir; nochwithstanding quhatsumeir oure actis, statutis, letteris, proclamationis or chargeis, maid or to be maid in the contrair; quhairanent the said Lordis, in our absence, dispensis be thir presentis: Our will is heirfoir, and we charge zow straitlie and commandis, that incontinent, thir our letteris sene, ze pas and in oure name and authoritie mak publication of the premisses, be oppin proclamation at all placeis neidfull, quhairthrow name pretend ignorance of the same; as ze will answer to us thairupoun: The quhilk to do we committ to zow, coniunctie and seueralie, our full pouer be thir our letteris, deliuering than be zow deulie execute and indorseate agane to the beirair: Gevin vndir our signet at Edinburgh, the xxv day of Nouember, aud of our reignn the xxiii zeir, 1589.

Ex deliberatione dominorum secreti consilii.

J. ANDRO.

COMMISSION by King James VI. to Neill Montgomerie of Langschaw, to be tutor dative of Hugh fifth Earl of Eglintoun, 6th October 1590.

197. JACOBUS Dei gratia Rex Seotorum, Omnibus probis hominibus suis ad quos presentes literae peruererint, Salutem: Sciat, quia nos intelligentes predilectum nostrum consanguineum, Hugonem Comitem de Eglintoun, Dominum Montgomerie, etc., superiorem terrarum et dominii de Giffein jacentium infra balliatum de Kylestewart et vicecomitatum nostrum de Air, minorem et infra etatem tutoriam esse, cuius respectu fidelis ac dilectus noster consanguineus, Robertus Magister de Eglintoun, est eidem legitimus tutor ac administrator omnium terrarum suarum hereditatum, annuorum reddituum, bonorumque omnium, mobilium et immobilium, constitutus: Et quia Daniel Montgomerie de Giffein, immediatus hereditarius tenens dicto nostro consanguineo, Hugoni Comiti de Eglintoun, predictarum terrarum dominii de Giffein, eum molendino de Hesilheid et suis pertinentiis, alienationem et dispositionem earundem prefato Roberto Magistro de Eglintoun et suis heredibus fecit, tenendarum de dicto nostro consanguineo, Hugone Comite de Eglintoun, suis heredibus et successoribus, per resiguationem earundem in manibus dicti Comitis et Nigelli Montgomerie de Langschaw, sui tutoris datui in hae parte ad hunc effectum specialiter constituti: Et nunc dictus noster predilectus consanguineus est intentatus actionem reductionis contra dictum Danielem et Ezachielem Montgomereis, apparentes heredes tallie quondam Hugoni Montgomerie, filio seniori quondam Hugonis Montgomerie senioris de Giffein, et quosdam alios, pro reductione et retractatione infeofamenti et carte tallie facte et concesse per dictum quondam Hugonem Montgomerie, seniorem de Giffein, dicto quondam Hugoni Montgomerie, suo filio seniori, suisque heredibus masculis de corpore suo legitime procreatis seu procreandis; quibus deficientibus, heredi masculo legitime procreato seu procreando dicti quondam Hugonis senioris; quibus deficientibus, quondam Joanni Montgomerie, fratri germano dicti quondam Hugonis senioris, et heredibus masculis de corpore suo legitime procreatis seu procreandis; quibus deficientibus, dicto Danieli, etc., de omnibus et singulis dictis terris et dominio, eum turre, fortalicio, molendino et suis pertinentiis aliisque in dicto infeofamento contentis, cum instrumento sasine desuper sequuto carte confirmationis concesse per quondam Hugonem tunc Magistrum de Eglintoun, feudarium superioritatis carundem, eum consensu quondam Hugonis Comitis de Eglintoun, sui patris, liberi tenementarii earundem: Quocuidem actio reductionis prejudicialis extat dicto Roberto Magistro de Eglintoun, tutori antedicto; nam si eadem reducta fuerit, infeofamentum per dictum Danielem confectum dicto Roberto de eisdem absunet; vnde pars contradictoria erit in defensione dictae reductionis, et dictum Comitem in prosecutione eiusdem autorizare non poterit: et similiter dictus Magister de Eglintoun infeofamentum Jeanne Campbell, sue sponsa, de quibusdam terris de predicto comite immediate tentis concessit, que per eundem, quasi superiorem carundem, suosque tutores, confirmari requiruntur; enique confirmationi dictus Magister de Eglintoun, legitimus tutor antedictus, suum consensum nullo modo adhibere potest, et si adhibuisset effec-

tualis non esset; prout etiam diuerse alie sunt actiones per dictum Comitem monende contra dictum suum tutorem legitimum, et per dictum tutorem contra dictum Comitem, in quibus vnum contra alium aduersari oportet; vnde necesse est quod dictus Comes per alias tutores datinos in hac parte authorizatus fuerit, pro dictae actionis reductionis prosecutione, et pro dictorum infeofamentorum per dictum magistrum dictae sue spose concessorum confirmatione, et pro omnium aliarum actionum contra predictum Comitem suumque tutorem legitimum antedictum prosecutione et defensione: Igitur, fecimus, constituimus et ordinauimus ac tenore presentium facimus, constituimus et ordinamus dilectum nostrum Nigellum Montgomerie de Langschaw, tutorem datinum in hac parte predicto nostro predilecto consanguineo, Hugoni Comiti de Eglintoun, etc., ad effectum suprascriptum tantummodo: dando, concedendo et committendo eidem nostram plenam potestatem antedictam actionem reductionis, prout de jure congruit, prosecuendi; et similiter prescriptorum infeofamentorum confirmationi per predictum Magistrum de Eglintoun prescripte sue spose de omnibus terris et annuis redditibus que requiruntur confirmari per dictum nostrum predilectum consanguineum, Hugonem Comitem de Eglintoun, consentiendi; prout etiam pro omnium aliarum actionum inter dictum Comitem predictumque suum tutorem legitimum monendarum prosecutione et defensione, et in quibus eorum quisquis contra alium interesse habet; similiter et adeo libere sicuti dictus Robertus Magister de Eglintoun, vel quicunque alii dicti Comitis legitimi tutores, ante datam presentium facere potuerunt: Et generaliter predictum Comitem de Eglintoun in quibusunque actionibus, causis et factis authorizandi, quibusquidem dictus Magister nunc tutor suum pupillum authorizare non potest: Quasquidem confirmationes, per dictum Comitem suumque tutorem datinum antedictum dandas et concedendas, volumus et concedimus, ac, pro nobis et successoribus nostris, pro perpetuo decernimus et ordinamus adeo bonas, valiabiles et effectuales in omnibus respectibus fore, ac si eudem specialiter per dictum Comitem, cum consensu sui tutoris legitimi, facte et concesse fuissent; penes quas, ac omnia alia pericula que desuper obiici vel resiliri possunt, pro perpetuo per presentes dispensamus . . . Datum sub testimonio nostri magni sigilli, apud Halicrudebous, sexto die mensis Octobris, anno Domini millesimo quingentesimo nonagesimo, et regni nostri vicesimo quarto.

At Edinburgh, the xxv day of November, 1590: In presens of M^t Johnne Arthour, ane of the Commissyris of Edinburgh sittand in judgement, compeirit Neill Montgomerie of Langschaw, tutour datine to ane nobill and potent lord, Hew Erle of Eglingtoun, Lord Montgomerie, etc., to the effect within specifeit, and maid faith that he sall lillilie and trewlie vse and exerce his said office of tutorie datine in all thingis couernyng the tutorie withinwrittin, during the tyme of his office; and Robert Lord Seytoun is becun cautioner for the said Neill to the effect foirsaid, and the said Neill actit him to relif the said Robert Lord Seytoun heirof: Quhairvpon the said Neill, for him self and his said cautioner, askit actis and instrumentis.

J. RICHE.

BOND by John Zallowleyis to the Countess of Eglington, 2nd October 1594.

198. BE it kend till all men be thir present lettres, me, Johnne Zallowleis, seruetour to my Ladie Countes of Eglington, grantis me to haif done offence bayth to God, hir ladyship, and my awin saull; and that in taking fra hir ladyship certane walkit clayth, woll and limnyng claythis, furth of hir ladyship's wardrobe, maist thifteouslie, wnknowin or giffin to me be hir ladyship: quhairof I first craif Goddis mercy and forgwyenes, and nixt hir ladyship's, quha hes ressauit the said geir agane, and hes forgiffin me: thairfair to be bund and obleist, and be the fayth and trewth of my bodie, bindis and obleissis me, that I sall be fra this tyme furth leill and trew to the said nobill lady, my maistres, swa lang as I am in hir ladyship's seruice; and that I sall nather heir hir skayth nor hurt bot I sall reveill the same to hir ladyship, and sall stay the samyn sa far as in my power lyis; and alswa I sall be leill and trew to quhatsumewir man or woman I sall happen to be in seruice or cumpany with heirefter; and that I sall nather heir thair skayth nor hurt bot I sall stay the samyn, swa far as I may, and sall schaw the samyn to thame: and gif I do in the contrair heirof, athir to the said nobill lady, my maistres, or zit to ony man or womane I sall be in cumpany with heirefter, I am content newer to be estimat ane honest man, bot to be counted, estemt, and persewit as ane theif, vagabunde and defamit persone, be this present, subscryuit with my hand, at Edinburgh, the secund day of October, the zeir of God I^M V^E fourscoir fourtene zeiris.

J. ZALLOWLEYIS, with my hand.

TESTAMENT of Dame Jane Hammiltoun, Countess of Hugh third Earl of Eglington, 18th December 1596.

199. The Testament Testamenter and Inventare of the guidis, geir, sowmes of money and debtis pertaining to vñquhile ane rycht honorabill lady, Dame Jane Hammiltoun, Countes of Eglington, the tyme of hir deceis, quha deceissit vpoun the xviii day of December 1596, faithfullie gevin vp be hir awin mouth at Edinburgh, the nynt day of December, anno foirsaid, and subscryuit with hir awin hand, in presens of William Hammiltoun, burges of the Cannogait, Williame Dowglas, George Meggett, hir awin servandis, Alexander Dundas and Johnne Foulare, servandis to Dauid Dundas of Preistisinche.

In the first, the said vñquhile noble lady, Dame Jane Hammiltoun, Countes of Eglintoun, had the guidis, geir, sowmes of money and debtis of the availl and prices eftirfollowing, pertaining to hir the tyme of hir deceis foirsaid; namely, Item, in redie gold in pois, ane hundredth crownis of the sone, at iii lib. x s. the pece. Summa, iii^e. 1 lib. Item, in vtenceillis and domiceillis, jowallis, siluer werk, ornamentiis and abuillementis of hir body, estimat to the sowme of i^m merkis.

Summa of the inventare, i^m xvi lib. xiii s. iiiii d.

Followis the debtis awand to the deid.

Item, thair wes awand to the said vñquhile noble lady be M^t. Thomas Gilbert, aduocat, qnhair-upon their is proees depending befoir the Commisser of Edinburgh, nyne vnees and ane anegell wecht of gold, price of the vnce xxxiiij lib. vi s. viii d. Summa, iii^m v lib. vi s. viii d. Item, be James Lord Lindsay, for his Witsounday and Mertymes termes annuellis, anno 1596, quhilk the defunet had zeirlie to vplift fra the said lord and his cautioneris furth of the landis of the Dene, baronie of Abircorne, and vtheris his landis, during all the dayis of the defunetis liftyme allanerlie, the sowme of v^c xx lib. Item, be Robert Jowsy, Thomas Foullis, and diuers vtheris thair cautioneris, burgesses of Edinburgh, conforme to four senerall obligationis, the sowme of ellevin thowsand merkis; quhairof i^m merkis thairof to be payit at Witsounday nixt, and the rest, extending to ten thosand merkis, to be payit at Witsounday nixt thaireftir, in anno 1598, as the saidis obligationis beiris.

Summa of the debtis awand to the deid — viij^m i^c lvij lib. xij s. iiij d.

Summa of the inventare with the debtis — ix^m i^c lxxv lib. vj s. viij d.

Followis the debtis awand be the deid.

Item, thair wes awand be the said vñquhile noble lady, Dame Jane Hammiltoun, Conntes of Eglington, to my Lord Hammiltoun, hir brother, iiiij^m merkis, qnhilk seho ordanis be payit be Robert Jowsy in satisfacioun of the haill sowme of iiiij^m merkis contenit in his obligatioun maid to the defunet thairupoun: Item, to Margaret Hammiltoun, dochter to my Lord of Paislay, lykwais the defunetis brother, vther iiij^m merkis, ressauit be hir fra James Lord Lindsay, for redemptioun and outquyting of ane annuelrent of iiij^c merkes monie, qnhairinto hir ladyship wes infest in lyverent, and the said Margaret Hammiltoun in fie, zeirlie to be vpliftit furth of the landis of the Dene, and sensyne redemit: Item, to Sehir Johnne Hammiltoun of Lettrik, Knicht, the sowme of i^m merkis, conforme to the defunetis obleisment maid be hir to him: Item, to James Maister of Paislay, conforme to hir obligatioun, v^c merkis: Item, to Mr. Henry Balfour, advocat, for his procuratioun in sindrie hir ladyship's actionis, i^c merkis: Item, to Mariorie Hammiltoun restand of hir fyve zeiris service, ij^c merkis: Item, to Andro Nepare, burges of Edinburgh, for his hous maill oenpyit be hir of the terme of Mertymes, in anno 1596 zeiris, and Witsounday terme, in anno 1597, i^c lib.

Summa of the debtis awand be the deid — vi^m vi^c xxxij lib. vi s. viij d.

Restis of frie geir, the debtis dedueit — ij^m v^c xlij lib.

Na diuisioun.

Followis the deidis Legacie and Lettirwill.

Item, the said noble lady, haill in mynd and spreit, bot waik in body, maikis hir legacie and lettirwill as followis, namely: Item, I leve to Dauid, Archibald, Margaret, Marie and Helene Hammiltouns, bairnis lauchfull to James Hammiltoun of Langbirdmestoun, the sowme of v^c merkis

money: Item, I leve to Thomas Hammiltoun of Preistisfeild ij^c merkis money: Item, to Mr. Thomas Hammiltoun his sone, aduocat to his Maiesty, iij^c merkis money, provyding thay accept the offee of executrie; vtherwais not: Item, to Elizabeth Montgomery, my ald servand, ij^c and l merkis, to be vsit be hir during hir liftyme, and aftir hir deceis to cum to Mr. Johnne Rae, hir sone, and his airis: Item, to the said Mr. Johnne Rae, my servand, for the trew seruice done be his father and him to me v^c merkis: Item, to Margaret Dundas, my servand, i^f merkis: Item, to Jane Cuthbertsone, in Linlithqw, my god-dochter, xx lib.: Item, to Aristotill Cuthbertsone, hir fader, x lib.: Item, to Thomas Rae, gairdner in Linlithqw, x lib.: Item, to Thomas Gemmill thair, x lib.: Item, to James Lytiliohnne, in Hammiltoun, my ald servand, x lib.: Item, to Begy Wilsoun, spous to Robert Ker, vlib.: Item, to Williame Hammiltonis pure bairnis, i^f merkis: Item, I leve to Jonet Wadie, spous to Robert Smyth at the Strait Bow of Edinburgh, xl lib., to by hir self dule claithis, or vtherwais, as scho lykis to imploy the saunin: Item, I leve to the pure depauperat houshalderis of Eistwode, ij^c merkis, to be distributit to thame be avise of Mr. Thomas Jak, minister thairof, and Mr. Johnne Ra, factour of Eistwode: Item to the pure of Hammiltoun, x lib., to be distributit to thame be the minister and elderis of Hammiltoun Kirk: Item, I leve to the pure of Edinburgh, Leith and Cannogait, ij^c merkis, to be distributit to thame be Mr. Robert Bruce, minuster: Item, to the Hospitall of Edinburgh, the Quenis Colledge, for my buriall place, i^f merkis, vtherwais not: Item, I leve i^m merkis to be honestlie bestowit vpoun my buriall be my executouris, according to my honour and estait, as thai sall ansuer to God: Item, I leve to Dauid Dundas and Mr. Johnne Rae, ilkane of thame xl lib., to by thame dule claithis: Item, to Agnes Hammiltoun, spous to William Hammiltoun, and Margaret Hammiltoun, ilkane of thame xxiiij lib., to by thame dule claithis: Item, to Mariorie Hammiltoun, xl lib., to by hir dule claithis; and ordanis the foirsaidis personis to accompanie me to my buriall: Item, I leve to Margaret Hammiltoun, dochter to my Lord Hammiltoun, my brother, ane gown of claih of siluer, with the skirt, sleves, and manstonis of crammasic sating, browderit with cordingis of gold, with ane weskene of quhite sating pasmentit with siluer and gold; twa pair of manstonis of spottit armene, ane cheinez of perle, ane carkeit of perle, with the best pair of garnesingis of gold: Item, to Margaret Hammiltoun, dochter to my Lord of Paislay, my brother, ane gown of reid crammasic velvet, pasmentit with siluer and gold, with skirt, sleves and manstonis of purperit sating, browderit with cordingis of siluer; ane weskene of blew damas, bandit with velvet; twa peeces of figurat velvet, the ane reid crammasic, the vther zallow; twa manassis of crammasic pan velvet, with ane cheinze, ane carkeit of gold, ane peirle, and ane cheinze of cristell and geittis, with ane pair of garneissingis of gold: Item, to Issobell Hammiltoun hir sister, ane gown of reid crammasic sating pasmentit with siluer and gold, with skirt, sleves, and manstonis of claih of siluer vpoun gold, with ane meist cheinze set about with gold, with ane pair of garnesingis of gold: Item, to Jane Hammiltoun, Lady Luss, ane gown of claih of tinsall, with sleves lynit with spottit armene, with ane pece of the stuffis self, and ane skirt, twa pair of sleves, and ane pair of manstonis of blak claih of gold: Item, to Mary Hammiltoun, dochter naturall to my Lord of Paislay, my brother,

ane gown of blak velvet: Item, to Margaret Dischingtoun, spous to James Hammiltoun of Lang-hirdmestoun, ane gown of blak sating, with ane clok of growgrane taftie, lynit with welsch skynnis: Item, to Marioun Hammiltoun, spous to Dauid Dundas, ane lytill round gown of blew purpure velvet: Item, in ane blak coffer in Dudingstoun, and abont my bed in Edinburgh, sex pair of courtingis with thair pendieles, fyve euscheonis with sevin singill Frinche scheittis; and, in ane vthir fir kist thair, four coveringsis of beddis, quhairof ane on reid, ane on blew, ane on orainge, and ane onarische werk, with thre pair of blankettis, and four peces of claih, quhilk I refer to the inventor: Quhilk foirsaid geir is of my awin making, and maid of the said Dauidis woll, and woin thane thair, and levis thame to the said Dauid to be vsit be him at his plesour, incas of my depairture, togidder with ane reid malt quhilk I haue in Edinburgh. The said noble lady maikis, constitutis, and nominatis hir loving freindis, Thomas Hammiltoun of Preistfeld. Mr. Thomas Hammiltoun, his sone, advocat to his Maiesty, Dauid Dundas of Preistinche, and Mr. Johnne Rae, factour of Eistwod, hir ladyschip's onlie execentouris and intromettouris with hir guidis and geir, sowmes of money, debtis, and vtheris abonewrittin; and willis and ordanis thame to distribute and dispone the samin to the personis respectiue foirsaidis, iustlie and vprichtlie as thai soll anser in presence of God. In witnes quhairof the said noble lady hes subscryuit this hir testament and lettirwill with hir awin hand, day, zeir, place, and befoir thir witnessses abonenamet: Sic subscrabitur, Jane Hammiltoun; Williame Hammiltoun, witnes, William Dowglas, witnes, George Megget, witnes, Johnne Foulare, witnes.

BOND by Mr. Thomas Hammilton of Preistisfeild and others, to Mr. John Rae, 5th January 1596.

200. Ws Thomes Hammilton of Preistisfeild, Mr. Thomas Hammilton of Drumcairne, advocat to our Souerane Lord, and Dauid Dundas of Preistisineche, be the tennour heirof grantis ws to be bund and oblist to our lowit Mr. Johnne Rae in Hammilton, in maner following: Forsamekle as we, being nominat thrie of the executouris testamentaris and intromettouris with the guidis and geir of vniquhill Deame Jene Hammiltoun, Comptes of Eglingtoun, with the said Mr. Johnne Rae, conforme to the nominatioun contenit in the said vniquhile Countes testament and latter will, and noct abill to accepte nor dischairge the said office of executuris as accordis, be reassoun of our wechtie busenes, and vtheris lauchfull caussis distracting ws thairfra, we haif eirnestlie requyrit and employit the said Mr. Johnne, as ane quha hes knowledge of the said vniquhill Countes will, conteinit in the said testament, and writer thairof, to except the said office vpone him, and to releve ws of our burdein: quhome we faythfullie bindis and obllissis ws to assist, fortifie and manteine in the lauchfull discharge thairof; and soll hold hand to him in seing the said legacie perfytit and accomplischit according to the will of the deid; and that he soll incur na perell nor dainger thairanent, sua far as we may stope or latt: and for the said Mr. Johnnes better seurete at our handis, we ar content, willis and consentis to the discharging of the said

nominatioun sua far as it concernis ws; and that our names be deleit furth of the samyng, gif neid requyre: and that we, nor name of ws sall mak truble, molestatioun, nor impediment to him, his assignais nor otheris in his name, in confirmation of the said testament, nor vtherwayis, directlie nor indereetlie in tyme cuming: and last of all, we discharge be thir presentis all and quhatsumewer sowmes of money, guidis and geir quhilk we, or ony of ws, our ayris, executouris or assignais, mycht ask, clame, or crave be the said testament as executouris or vtherwayis quhatsumeuer, be deceis of the said vniqualle countes (except particular legacieis left to ws respectiue be the said testament, nochtwithstanding ony provisioun maid in the contrair of the samyng), and heирto we faythfullie bind and oblliss ws to the said Mr. Johnne in maner foirsaid: In witnes quhairof we haiff subscryvitt this present lettre with our handis, at Edinburgh, the fyift day of Januar, anno I^m V^e lxxxvi zeiris; befoir thir witnesses, Dauid Hammiltoun, writer. Arthour Hammiltoun, also writer.

CONTRACT between King James VI., Ludovick Duke of Lennox, and Hugh fifth Earl of Eglington, for the marriage of the Earl and Gabriela Steuart, sister of the Duke, 10th and 13th April 1598.

At Striveling, day, moneth and zeir eftir specifiet.

201. FORSAMERKLE as our Soverane Lord being weill affectionat, be resson of tendiries of bluid and vther considerationis moveing him, to his trustie and best belouit eusing, Ludouick Duik of Lennox, etc., and his sisteris; and willing that thay and ilk ane of thame salbe honorable and favorable helpit and promovit to thair weill and dignitie, His Maiesties honour, and the perpetuall standing and preseruation of the maist ancient and nobill hous of Lenox; quhairof His Maiestie hes gevin guid pruif and experience in tyme bygane, and is lykwayis of deliberat mynd and intentioun to continew and prosecut the samen in tyme cuming in all thingis quhilkis may concerne his said eusing, his sisteris, thair kin and freindis: And mairouer, His Maiestie being weill informit of the maist notabill and guid seruice done to His Maiestie and his maist nobill progenitoris, Kingis of Scotland of guid memorie, be the Erlis of Eglington, quha, for thair loyall and faithfull seruice done to the Croun and contrie, hes bene honorable promovit and liberallie rewardit be His Maiesties maist nobill progenitoris, quhilk puttis His Maiestie in hoip that Hew now Erle of Eglington, his Hienes eusing, sall continew in the lyk, and conforme him self, his obedience and service, to his saidis predecessouris: Thairfair His Maiestie, and the said Ludouick Duik of Lennox, etc., wnderstanding that Gabriela Steuart, sister germane to the said Ludouick, now presentlie in the realme of France, is of perfite and convenient age for mariage, and willing that scho salbe mariit with ane of guid bluid, rank, estait and dignitie, faithfullie promisis to send for hir in all guid and possible haist, and caus hir to be brocht and convoyit hame to this realme, and eftir hir arryvall and hamecuming, to do all guid diligence to obtene hir consent, and to caus hir solemnizat and compleit the band of matrimonie in face of halie kirk as Godis

word dois allow, with Hew Erle of Eglington, within the space of monethis estir
hir arryvall in this realme: For the quhill causis, His Hienes and the said Duik of Lennox
promittis and oblis is thame, thair airis and successouris, coniunctie and seuerallie, that the said
mariage being compleit, thay sall thankfullie content and pay to the said Hew, now Erle of
Eglington, in name of tochar guid with the said Gabriela; the sounce of
guid and wsuall money of this realme; lyk as also His Maiestie, for the causis abone wrettin
moveing him, and the respect quhilk he hes to the weill and standing of his said tender and
darrest esusing, Hew Erle of Eglington, his hous, posterite and freindis, be thir presentis ressausis
him and thane in His Hienes maist firme and suir tuition and protectionis aganis all his and
thair wnfreindis and enemies quhatsumeuir without exceptionis; promisand in the inviolable word
of ane king and prince, to protect, mentene and defend him and his foirsaidis (and speciallie
Robert Boyd of Badinheth, speciall kinisman, wnele and freind to the said Erle, quha hes takin
maist eair and maid greitest expens vpoun his educationn and vpbringing), as it becmis ane
gratiouys prince to his subiect, kinisman and trew freind, or as it perteins to ane father to do
to his loving child; and the rather, becaus the said Erle is minor and destitut of father and
mother: And also becaus the said Erlis leving is in ward presentlie in the handis of sik as hes
richt thairto be His Maiesties gift and dispositioun, thairfoir His Hienes sall put to his helping
hand to forder him in sum guid way, to the effect he may be honorablie susteint conforme till
his estait; and in the meane tyme His Hienes declaris that he will sustene the said Erlis charges
in sik guid forme and ordour as His Hienes sall think maist expedient; as alsua will sie and
provyid that all wther his effaris and actionis of law be persecut and defendit as His Maiesties
awin actionis, vpoun His Hienes awin charges and expensis: The quhilk premissis abone wrettin
the said Hew Erle of Eglington maist humlie cravis of His Maiestie to be performit and
endit with all diligence, and with consent of his tutouris, and vtheris wnder subscryveand, acceptis
the samen in all poyntis abone expremit, and oblis him, with consent foirsaid, to infect, be
chartour and sasing, the said Gabriela, in hir virginicie, in contemplatioun of the said mariage,
with generall claus of warrandise in dew and competent forme, in coninnet fie and lyverent,
for all the dayis of hir lyftyme, in als mony landis, mylnis, fischingis, and of als meikle zeirle
rent, profeitt and deuties, as euir ony vther Countes of Eglington haid of coniunctie or lyverent
be ony of the said Hew his predecessoris, Erlis of Eglington, in ony tyme bygane: In witnes
of the premissis, His Maiestie, the said Ludonick Duik of Lennox, Hew Erle of Eglington,
his tutouris and vtheris, hes subscryvit thir presentis (writtin be Patrik Innes, servand to the
clerk of register) the tent and threttene dayis of Aprile, the zeir of God 1^o V^e fourseoir
auchtene ziris, befoir thir witnessis, Adame Commendatour of Cambuskinmeth, Sir George
Home of Spot, Knycht, Michael Elphinstoun, maister houshald to His Maiestie, Sir James
Anstruther appeirand of that ilk, maister houshald to Hir Maiestie, Johne Erle of Mar,
Sir Thomas Erskin of Gogar, Sir George Elphinstoun of Blythisuod, Knycht, and Mr. Johne
Skene, clerk of register, Dauid Boyd of Tourgill, Johnne Cleland zounger of Foscane, Robert

Crawfurd, sone to the Laird of Crawfurdland, and Robert Scailes, seruitour to the said Erle of Eglintoun.

DAUID BOYD, vitnes.

MAR, vitnes.

A. CAMBUSKINNETH, witnes.

JOHNE CLELAND, vitnes.

T. ARESKYNE, vitnes.

S^r. G. HOWME, wettnes.

ROBERT CRAUFURD, vitnes.

S. G. ELPHINGSTOUN, vitnes.

M. ELPHINSTON, vitnes.

ROBT SCAILES, vitnes.

S. J. ANSTRWTHEIR, witneiss.

M^r. JOHNE SKENE, witnes.

The STATUTES and ORDINANCES of the Masons of Scotland, 1598-99.

At Edinburcht, the xxviii day [Decem]ber 1598.

202. The statutis and ordinances to be obseruit be all the maister maisonis within this realme, sett donne be Willame Schaw, maister of wark to his Maiestie, and generall wardene of the said craft, with consent of the maisteris efter specifeit.

ITEM, first, that thay obserue and keip all the gude ordinances sett dounce of befoir, concerning the privilegis of thair craft, to thair predecessouris of gude memorie; and specialie, that thay be trew ane to ane vther, and leve cheritablie togidder, as becumis sworne brether and companzeonis of craft.

Item, that thay be obedient to thair wardeneis, dekynnys and maisteris, in all thingis concerning thair craft.

Item, that thay be honest, faithfull and diligent in thair calling, and deill vprychtie with the maisteris or awnaris of the warkis that thay sall tak vponne hand, be it in task, meit and fie, or oulklie wage.

Item, that name tak vponne hand ony wark, grit or small, quhilke he is nocht abill to performe qualifeitlie, vnder the pane of fourtie pundis money, or ellis the fourt pairt of the worthe of the wark; and that by and attour ane condigne amende or satisfactioun to be maid to the awnar of the warks, at the sycht and discretioun of the generall wardene, or in his absence, at the sycht of the wardeneis, dekynnys and maisteris of the schirefdom quhair the said wark is interprisit and wrocht.

Item, that na maister sall tak ane vther maisteris wark over his heid, efter that the first maister hes aggreit with the awnar of the wark, ather be contract or verball condition, vnder the pane of fourtie pundis.

Item, that na maister sall tak the wirkynge of ony wark that vther maisteris hes wrocht at of befoir, vnto the tyme that the first wirkaris be satisfet for the wark quhilke thay haif wrocht, vnder the pane foirsaid.

Item, that thair be ane wardene chosin and electit ilk zeir, to haif the charge over erie ludge, as they are devidit particularlie, and that be the voitis of the maisteris of the said luges, and consent of thair wardene generall, gif he happynis to be present; or vther wyis, that he be aduerteist that sic ane wardene is chosin for sic ane zeir, to the effect that the wardene generall may send sic directionis to that wardene electit as efferis.

Item, that na maister sall tak ony ma prentissis nor thre, all his dayis and during his lyftyme, without ane speciell consent of the haill wardenis, dekynnys and maisteris of the schirefdome quhair the said prenteis is to be ressauit.

Item, that na maister ressauie ony prenteis bund for fewar zeiris nor sevin at the leist; and sielyke it sall nocht be lesun to mak the said prenteis brother and fallow in craft, vnto the tyme that he haif seruit the space of vther sevin zeiris efter the ische of his said prenteischip, without ane speciell licensee grantitt be the wardenis, dekynnys and maisteris assemblit for that caus; and that sufficient tryall being tane of the worthynes, qualificatioun and skyll of the persone that desyris to be maid fallow of craft; and that vnder the pane of fourtie pundis to be yplifit as ane pecuniall penaltie fra the persone that is maid fallow of craft aganis this ordour, besyde the penalties to be sett down aganis his persone, according to the ordour of the ludge quhair he remanis.

Item, that it sall nocht be lesun to na maister to sell his prenteis to ony vther maister, nor zit to dispens with the zeiris of his prenteischip, be selling therof to the prenteisis self, vnder the pane of fourtie pundis.

Item, that na maister ressauie ony prenteis, without he signifie the samyn to the wardene of the ludge quhair he dwellis, to the effect that the said prenteissis name and the day of his ressauing may be ordourlie buikit.

Item, that na prenteis be enterit bot be the samyn ordour that the day of thair entres may be buikit.

Item, that na fallow of craft nor maister be rassauit nor admittit, without the nuner of sex maisteris and tua enterit prenteissis, the wardene of that ludge being ane of the said sex, and that the day of the ressauing of the said fallow of craft or maister be ordourlie buikit, and his name and mark insert in the said buik, with the names of the sex admittaris and enterit prenteissis, and the names of the intendaris that salbe chosin to euerie persone, to be alsua insert in thair buik: Providing alwayis, that na man be admittit without ane assay and sufficient tryall of his skill and worthynes in his vocation and craft.

Item, that na maister wirk ony maissoun wark vnder the charge or command of ony vther craftsman that takis vpoun hand to wirk ony maissoun wark.

Item, that na maister or fallow of craft ressauie ony cowanis to wirk in his societie or cumpayne, nor send nane of his servandis to wirk with cowanis, vnder the pane of twentie pundis sa oft as ony persone offendis heirintill.

Item, it sall nocht be lesun to na enterit prenteis to tak ony gritter task or wark vpoun hand fra a awnar, nor will extend to the sowme of ten pundis, vnder the pane foirsaid.

Item, gif ony questioun, stryfe or variance, sall fall out amang ony of the maisteris, servandis or enterit prenteissis, that the parteis that fallis in questioun or debait sall signifie the causis of thair querrell to the particular wardeneis or dekynnys of thair ludge, within the space of xxiiii houris, vnder the pane of ten pundis; to the effect that they may be reconcilit and aggreit, and thair variance removit be thair saidis wardenis, dekynnis and maisteris: and gif ony of the saidis parteis salhappin to remane wilfull or obstinat, that thay salbe deprivit of the privilege of thair ludge, and nocth permittit to wirk thairat vnto the tyme that thay submitt thame selffis to ressoun, at the sycht of thair wardenis, dekynnis and maisteris, as said is.

Item, that all maisteris, interprisaris of warkis, be verray fairfull to se thair skaffaldis and fute-gangis surelie sett and placeit, to the effect that throw thair negligence and sleuch na hurt or skaith cum vnto ony personis that wirkis at the said wark; vnder the pane of discharging of thame thairefter to wirk as maisteris havand charge of ane wark, bot sall euer be subiect, all the rest of thair dayis, to wirk vnder or with ane vther principal maister having charge of the wark.

Item, that na maister ressaue ane vther maisteris prenteis or servand that salhappin to ryn away fra his maisteris seruice, nor interteine him in his cumpanie, efter that he has gottin knawledge thairof, vnder the pane of fourtie pundis.

Item, that all the maisteris that salhappin to be send for to ony assemblie or meitting, salbe sworne be thair grit aith, that they sall hyde nor conceill na faultis nor wrangis done be ane to ane vther, nor zit the faultis or wrangis that ony man hes done to the awnaris of the warkis that thay haif had in hand, sa fer as thay knew, and that vnder the pane of ten pundis, to be takin vp fra the conceillaris of the saidis faultis.

Item, it is ordanit that all thir foirsaidis penalteis be listit and tane vp fra the offendaris and brekaris of thir ordinances, be the wardennis, dekynnis and maisteris of the judges quhair the offendaris dwellis, and to be distributit ad pios vsus, according to gude conscience, be the advyis of the foirsaidis.

And for fulfilling and obseruing of all thir ordinances sett down as said is, the haill maisteris, conuenit the foirsaid day, bind and oblliss thame faithfullie heирto; and thairfoir has requeistit thair said wardene generall to subserue thir presentis, with his awin hand, to the effect that ane autentick copy heirof may be send to euerie particular ludge within this realme.

WILLIAM SCHAW, Maistir of Wark.

xxviii December 1599.

First, It is ordanit that the warden within the boundis of Kilwynning, and vtheris placeis subiect to thair ludge, salbe chosin and electit zeirlie be mony of the maisteris voitis of the said ludge, vpoun the twentie day of December, and that within the kirk of Kilwynning, as the heid and secund ludge of Scotland; and thereafter that the generall warden be advertysit zeirlie quha is chosin warden of the ludge, immediatelie efter his electioum.

Item, it is thocht neidfull and expedient be my lord warden generall, that everie ludge within Scotland sall have in tyme cuming the auld and antient liberteis therof vsit and wont of befoir; and in speciall, that the ludge of Kilwynning, secund ludge of Scotland, sall haif thair warden present at the election of the wardenis within the boundis of the Nether Waird of Cliddisdaill, Glasgow, Air and boundis of Carrick; with powar to the said warden and dekyn of Kilwynning to convene the remanent wardenis and dekynis within the boundis foirsaid quhan thay haif ony neid of importance ado, and thai to be judgit be the warden and dekyn of Kilwynning quhen it sall pleis thame to convene for the tyme, ather in Kilwynning, or within ony vther part of the west of Scotland and boundis foirsaid.

Item, it is thocht neidfull and expedient be my lord warden generall, that Edinburgh salbe in all tyme cuming, as of befoir, the first and principall ludge in Scotland; and that Kilwynning be the secund ludge as of befoir, is notourlie manifest in our awld antient wrritis; and that S[true]-ling salbe the thrid ludge, conforme to the auld privileges thairof.

Item, it is thocht expedient that the wardenis of everie ilk ludge salbe answerable to the pres[byte]ryes within thair schirefdomes for the maissenis subiect to the ludgeis, anent all offensis ony of thame sall committ; and the thrid part of the vnlawis salbe employit to the godlie vsis of the ludge quhair ony offens salhappin to be committit.

Item, that ther be tryall takin zeirlie be the wardenis and maist antient maisteris of the ludge, extending to sex persones, quha sall tak tryall of the offensis; that pvnishment may be execut conform to equitie and justice and guid conscience and the antient ordour.

Item, it is ordanit be my lord warden generall, that the warden of Killwynning, as secund in Scotland, eelect and chuis sex of the maist perfyte and worthiest of memorie within [thair boundis], to tak tryall of the qualifieatioun of the haill masonis within the boundis foirsaid, of thair art, craft, seyance and antient memorie; to the effect the warden deakin may be answerable heireftir for sic personis as is committit to him, and within his boundis and jurisdictionn.

Item, commissioun is gewin to the warden and deacon of Killwynning, as secund ludge, to seclud and away put furth of thair societie and cumpanie, all personis disobedient to fulfill and obey the haill actis and antient statuttis sett doun of befoir of guid memorie; and all personis disobedient ather to kirk, craft, counsall and vtheris statuttis and actis, to be maid heireftir for ane guid ordour.

Item, it is ordanit be the warden generall, that the warden and deacon [to be pres]ent of his quarter maisteris, eelect, cheis and constitut ane famous notar, as ordinar clark and seryb; and that the said notar to be chosinge sall occupye the office, and that all indentouris, discharges and wtheris wrytis quhatsumeuer, pertineing to the craft, salbe onlie wrytin be the clark; and that na maner of wryt, neyther tityll nor wther evident, to be admit be the said warden and deacon befoir thame, except it be maid be the said clark, and subscryuit with his hand.

Item, it is ordanit be my lord generall, that the hale auld antient actis and statutis maid of befoir be the predecessoris of the masounis of Killwynning, be obseruit faithfullie and kept be the

craftis in all tymes euminge; and that na prenteis nor craftis man, in ony tymes heireftir, be admittit nor enterit, bot onlie within the kirk of Killwynning, as his paroche and secund luge; and that all bankattis for entrie of prenteis or fallow of craftis to be maid within the said lug of Kilwynning.

Item, it is ordanit, that all fallows of craft at his entrie, pay to the commoun bokis of the luge the soun of ten pundis mone, with x s. worthe of gluffis, or euir he be admittit, and that for the bankatt; and that he be not admittit without ane sufficient essay and pruife of memorie and art of craft, be the warden, deacon and quarter maisteris of the luge, conforme to the foirmur; and quhairthrow thai may be the mair answerable to the generall warden.

Item, that all prenteissis to be admittit, be not admittit quhill [thai] first pay to the commoun bankat foirsaid, the sowme of sex pundis mone; wtherwyres to pay to the bankat for the haill [memberis] of craft within the said luge and prenteissis thairof.

Item, it is ordanit that the warden and deaconis of the secund lug of Scotland, present of Killwynning, sall tak the aythe, fidilitie and trewthe of all maisteris and fallowis of craft within the haill boundis committit to thair chairge, zeirlie, that thai sall not accompanie with cowans, nor work with thame, nor any of thair servandis or prenteissis; wndir the pain of the penaltie contenit in the foirmuir actis and peying thairof.

Item, it is ordanit be the generall warden, that the warden of the lug of Killwynning, being the secund lug in Scotland, tak tryall of the art of memorie and science thairof, of euerie fallowe of craft and enerie prenteiss, according to ather of thair vocationis; and in eais that thai haue lost ony point thairof, euerie of thame to pay the penaltie as followis, for thair slewthfulness; viz., ilk fallow of craft, xx s., ilk prentesse xi s., and that to be payit to the box for the commoun weill zeirlie; and that conforme to the commoun vse and pratik of the commonn lugis of this realm.

And for the fulfilling, obserninge and keping of thir statutis, and all thair actis and statuttis maid of befoir, and to be maid be the warden, deaconis and quarter maisteris of the lugis foirsaidis, for guid ordour keping, conforme to equitie, justice and antient ordour; to the makinge and setting doun quhairof, the generall warden hes gevin his powar and commissioun to the said warden and vtheris aboneyrittin, to set doun and mak actis conforme, as accordis to the office and law: And in signe and taking thairof, I, the generall warden of Scotland, hes sett doun and causit pen thir actis and statutis, and hes subscryuit the samynis with my hand efter the testimoniak.

Be it kend to the warden, dekyn, and to the maisteris of the luge of Kilwynning, that Archibald Barklay, being directit commissioner fra the said luge, comperit in Edinburgh, the twentie sevin and twentie awcht of December instant, quhair the said Archibald, in presens of the warden generall, and the maisteris of the luge of Edinburgh, producit his commissioun, and behaifit himself verie honestlie and fairfullie for the discharge of sik thingis as was committit into him; bot be resson of the absence of his Maiestie out of the toun, and that thair was na maisteris bot the

ludge of Edinburgh convenit of this tyme, we culd nocht get sik ane satlat ordour (as the privileges of the craft requyris) tane at this tyme; bot heirefter, quhan occasion salbe offerit, we sall get his Maiesties warrand, baith for the authorizing of the [ludgeis] privileges, and ane penaltie sett downe for the dissobedient persones and p[er]eturberis of all guid ordour: Thus far I thocht guid to signifie vnto the h[all] brether of the ludge, vnto the neist commoditie: In witnes heirof, I haif subseruict this present with my hand, at Halyrudhous, the twentie awcht day of December, the zeir of God I^M V^E: four seoir nynetene zeiris.

*William Schaw
Master of work
Wairden of ye maiours*

DISCHARGE by William Mwre of Rowallane to Robert Montgomery of Skelmourlie, of a Bond for £630, 23rd May 1602.

203. I, WILLIAUME MWRE of Rowallane, for my selff and in name and behalff of Johnne Mwre my sone, grantis me [to haue] ressauit fra Robert Montgomery of Skelnourlie, as principall, Niniand Barely, proveist, and Johnne Peblis, burges of Irwin, cautioneris for him, the sowme of sax hundrethe pundis, with threttie pundis money for the annuell thairof sen Mertimes last, quhilk the saidis personis ar bund and oblist be contract and appointment maid betuix thame, on the ane pairt, and me for my selff and burdiner for my said sone on the vther pairt, registrat in the burrow court buikes of Irwin vpoun the day of last bypast, to pey to me at this Witsonday, the tuentie thrie day of Maii instant, off the quhilk principall sowme of sax hundrethe pundis money forsaid principall, and threttie pundis money foirsaid as for the annuell thairof, contenit in the said contract, I hold me weill contentit, satisfiet and peyit, and thairof for me, my aires, executouris and assignais, exoneris, quyiteleames and simpliciter dischairges the said larde of Skelmourlie, his saidis cautioneris, thair aires, executouris and assignais, and ilk ane of thame, be thir presentis for euer: and quhilk dischairge abonewrittin I bind and obleis me and my foirsaidis to warrand to be gude and sufficient: And for the mair security, I am content and consentis thir presentis be insert and registrat in the buikis of counsall or burrow court buikis of Irwin to haue the streuthe of ilk ane or onie ane of thair deereittis, thairin to remaine ad futuram rei memoriam; and for that effect I constitut my procuratoris, in vberiori forma, etc. In witnes quhairof thir presentis, wrettin be Gilbert Garven, seruitour to Hew Garven, court clerk of Irwin, I haue subscryuit the samin with my hand as followis, at Kilmarnok, the tuentie thrie day of Maii, the zeir of God I^M VI^E: twa zeiris, befoir thir witnesses, William Mur, and

William Mur my serwitouris, Gilbert Mvir in Craig, and Hew Powar, notar, wryttair of the daitt and witnesses heiroff.

WILLIAM MWRE of Rowallane.
JOHNE MURE.
WILLIAM MUIR, Witnes.
WILLIAM MUIR, vitnes.
HEW POWAR, notar, witnes.
GILBERT MVIR, witnes.

ACCOUNT of Expenses at Court, etc., 1603.

204. THE reset of the hell mony I resauit from my coming to Ingland, til my Lords coming to Sante Jamsis.

Resauit in the frist in Kingstoun, xx s.

Item, resauit in Hamtouncourt, 1 s.

Item, resauit in Outlands at my Lords going to Cotland, 1 s.

Item, resauit from Sir James Sandilands, xx lib.

Item, resauit from Jhon of Baldoran, xii lib.

Item, resauit from the Lady Glenteran, xxvii lib. xv s. vi d.

Item, send from Cotland to me, xvi lib. xvi d.

Sum, four seor of pundes and on and xvi s. x d.

Vpon Thursday, the ix of June, ane thousand sax hundereth thri yeires, in Newcastle.

Item, in the frist, gifin for ten quarteris of tefeni to be me ane skarf, iiiii s.

Item, in York, for the mending of my coffer, vi d.

Item, for ane par of shouis, ii s. vi d.

Item, for the wysching of my ehlos, xii d.

Item, for prines, xii d.

Item, for tou par of gloufes, v s.

Item, in Lester, to mak my quhyt setting goun, ten yardis of quhyt valting pasmientes. xx d.

Item, for thri yards of stenting and steifing, iii s.

Item, for ane par of balling sleiss, iiiii s.

Item, for thrid, vi d.

Item, for clespes, iiiii d.

Item, in Wondisour, for ane corldit wyr to ver on my haed, x s.

Item, for ane tyer of prell to ver on my haed, xxx s.

Item, in Outlandis, for sax yardis of lane, at siuene schilings the yard, sovm of the sax yards, xlvi s.

- Item, for ane dussone of yards of fyne lesing to put on my rufes, sax yardes of the sam at fourtie pennis the yard, and the oder sax yards at four schilings the yard, soun of the haell toulif yards, xlivii s.
- Item, gifin to my Lady Harintows man, quhan sho sent me ane peticot, x s.
- Item, for ane vyr to ver vith ane French rouf, v s.
- Item, for thri vyrs to ner vith Inglich roufs, iii s.
- Item, for ane hader spoungs, vi d.
- Item, to my Lady Haringtous couch man quhen I com to Hamtöneourt, x s.
- Item, to the botman for taking ouer the vatter, i s.
- Item, to my Lady Treuers couch man quhen I com to Hamtöneourt, v s.
- Item, to the botmen, i s.
- Item, to my Lady Haringtouns couchman quhen I com to Kingstoun, v s.
- Item, to the botman for taking me oup and dooun the vatter, ii s.
- Item, for ane par of quhallbon bodis, the on syd vith teffitie, and the oder syd with small canvas, xx s.
- Item, for ane par of shous, xxx d.
- Item, for ane par of shous to my page, xviii d.
- Item, to ane weman in Outlands that suor that Robert Stonert vas owen hir so much moni, v s.
- Item, for prins, v s.
- Item, for tou par of gloufis, vi s.
- Item, for toullif yards of brod ribens at sax penis the yard, soun of the twelue yards, vi s.
- Item, for two par of shous to my pag, iii s.
- Item, in Nonsuch, for ane par of wellluit panttones xii s.
- Item, for ane vardingell couerit vith teffetie, xx s.
- Item, for tweleue yards of Cobub lane, at fourtine pennis the yard, swme of the heil, tweleue yards, xliii s.
- Item, for sax yards of tefenie to be two skrafis, at auchttine penies the yard, sume of the sax yardes, ix s.
- Item, for ane quar of gillt peper, i s.
- Item, for ane quar of piltane peper iiiii d.
- Item, for ane bottell vith ink, i s.
- Item, for two chandellers, iiiii s.
- Item, for ane pane, ii s. vi d.
- Item, for ane stop, ii s.
- Item, for ane par belliscis, i s.
- Item, for two drinkin glascis, on of christell. prys of the two glascis, iiiii s.
- Item, for ane chanber potte, xviii d.
- Item, for two bisemis, vi d.

- Item, to my Lady Killders fountman, x s.
- Item, to my Lady Killders vagenman, for the caring of my sedell, v s.
- Item, for tountifour yardes of brod rebanes of sindri coulleris, at sax pennis the yard.
sum of the heall yards, xii s.
- Item, for four par of gloutis, xii s.
- Item, for sax par of coullorit dray ledder shoues, at xxx penis the par, sum of the sax
par, xv s.
- Item, for two par of shonis to my page, iii s.
- Item, for ane par of boutis to my page v s.
- Item, for four yardes of round camrik to be quaevis and crosceloths, and hand eourcheris,
at four shilling the yard, sum of the four yards, xvi s.
- Item, for ane wnce of coullors of sillk to truch my gouns, ii s. vi d.
- Item, for quhyt and black thrid, xviii d.
- Item, for small thrid to shoue my rufs, xii d.
- Item, for drawing of thri quaevis and crosceloths, iii s.
- Item, for twa wnces of blak sillk to shoue them, iii s.
- Item, for tweleue llesis to my goun, xii d.
- Item, for ane dusson of sillk pyntis to my vardingell, ii s.
- Item, for ane slikston, vi d.
- Item, for nidles, vi d.
- Item, for ane wnce of covllours of sleue sillk to vork ane purse, iii s.
- Item, for twelue yards of brod knotings to be me night heirlesis, xii d.
- Item, for ane sillk tyre to ver on my heade, x s.
- Item, for ane plen pykit vyr, euerit vith heir, to ver on my head, x s.
- Item, for ane par of sillk garttenis, iii s.
- Item, for ane par of worsit schanks to my pag, iii s.
- Item, for ane par gartenes to my pag, xx d.
- Item, to my Lady Loumlis man quhan he brought me frut, v s.
- Item, for the len of ane bed to Margrat Middeltoun sa long as ve var in Nonsuch, x s.
- Item, gifin to James Dounkans man, quhen he brought my gouns from Vinchiester to Non-
such, x s.
- Item, gifin to my Lady Edmunts man quhen he brought me frut, v s.
- Item, to Johne Michell, quhan my Lady Killderes vold not lat no boyes stay, becaus of
the plag, x s.
- Item, quhan ve com agen to Outlandis, gifin to James Dounkins man, quhan he brought
me ane goun to Outlandis from Sallesberri, vii s.
- Item, gifen to the man that kipit the Preuces silluer vork, for leuing me silluer work so
long as ve var at the Prince Court, v s.

- Item, gifin to the man that kipit the nepri, for lening me nepri, v s.
- Item, gifen to James Leuingstoun quhan I send him to Court, xxx s.
- Item, for four par of shoues, x s.
- Item, for mending of my trouunk and my coffer, ii s.
- Item, for ane seting stik, i s.
- Item, gifin to Jhon Michell to by him ane stand of ellotes, xii s.
- Item, gifin for vyching of my cloths and my pag cloths from my comin to Ingland quhill Martimes, xx s.
- Item, gifin to the man that gef me cols and temir to my chamber, ii s.
- Item, for the len of ane par of schites to Margrat Middillton, so long as we var in Outlands, iii s.
- Item, in Cumbe, for two nek lessis to my selff of blak get, iii s.
- Item, for ane bybell, xii s.
- Item, for ane French bouk, i s.
- Item, for ane quar of gillt paper, i s.
- Item, for ane quar of ongilt paper, iiiii d.
- Item, for pens, i s.
- Item, for ink, vi d.
- Item, for ane coup and ane spoun of silluer vying sax wyne, at fyue schillings the wyne.
sum of the hell sax wyne, xxx s.
- Item, for the making of the coup and the spoun, ii s.
- Item, for twelue vepin reings at fyue schillings the peis, sum of the hell, iii lib.
- Item, for two reing, the on vith ane rubbi, and the other vith ane turkes; the on to the man
that teichis me to dance, and the other to the man that teichis me to vret, the prys of the
rubbi xx schillings, prys of the turkes, xxiiii schillings.
- Item, four eir reings at fyuetin penis the peis, sum of the four, v s., and all thir reings
was gifin at Neveyires day to my Lady Haringtouns vemen.
- Item, gifin to my Lady Haringtouns officien at Neveyires day.
- Item, gifin to the panttri men, x s.
- Item, gifin to the buttri men, x s.
- Item, gifin to the cukis, x s.
- Item, gifin to the ellark of the kiching, x s.
- Item, gifiu to the ischewer of the Prenees present, v s.
- Item, to the ischewer of the hall, v s.
- Item, to the portter, v s.
- Item, for ane Inglich ruf I gef to Lady Ann Campbells weman, xxv s.
- Item, for the making of ane dresing vith imoratis, and perl, and federis; the emoratis my
auen, and gifin for the perl and federis, and making of the sam. xx s.

- Item, for the making of ane dresing of perl, and garnetis, and federis, the perl and garnetis my anen, x s.
- Item, for ane dresing of perl and grin sillk and federis xx s.
- Item, for the making of ane treming to my goun, vith gret hornis of gould and sillk federis, the hornis my anen, x s.
- Item, for the making of ane treming to my goun vith small hornis of gould, and sillk, and federis, the hornes my aun, x s.
- Item, for ane yyer to my haed vith nyne pykis, x s.
- Item, for ane pereuyk of har to couer the vyr, v s.
- Item, for four par of glouifs, x s.
- Item, for sax par of shous, xv s.
- Item, gifin to ane pure Skotis man quhan all the rest gef him, v s.
- Item, gifin to my Lady Haringtoun's foute man quhan he brocht me letters from Court, v s.
- Item, gifin to ane pure man that had the plague, v s.
- Item, for two par of shous to my pag, iii s.
- Item, for ane stand of fustean clos to my pag vith all fournesin to them, xxi s. vi d.
- Item, for ane par of stokins to my pag, iiiii s.
- Item, for ane par silk gertens to my pag, ii s.
- Item, gifin to Jhon Michell to by him ane stand of clos, xv s.
- Item, for preins, v s.
- Item, for sax lessis to les my gouns, i s.
- Item, for two mask, v s.
- Item, for ane hat of beyuer, vith ane fedder and ane string, lii s.
- Item, for ane par of silk shankis, that I gef to on of my Lord Haringtoun's men quhan he troue me to his vallentyne, xxxvi s.
- Item, for ane par of balling bodis couerit vith sattin of both the sydis and sleifs of plousch, l s.
- Item, for ane vardingell oncouverit, v s.
- Item, for ane dusson of sillk pyntis, ii s.
- Item, for ane still glas, iii s.
- Item, for two drinking glasis, ii s.
- Item, for twelleu fadem of toues, i s.
- Item, for ane par of sillk stokins to my slef, xxx s.
- Item, for ane par of sillk gertens to my slef, ii s.
- Item, to the caryer for bringing me two gouns from court, v s.
- Item, for ane quar of gillt peper, i s.
- Item, for two quar of ongilt peper, viii d.
- Item, for small threid, xii d.
- Item, for bllak and quhyt thrid, i s.

- Item, for two skins to lyn my masks, viii d.
- Item, for four par of night glouiss, iii s.
- Item, for two fanis, on of peper and other of pargment, v s.
- Item, for twellue yardis of cobub lan to my rufis, xii s.
- Item, for thri yards of silluer sepyrs to my goun shouldders, iii s. vi d.
- Item, for fyue yards of teffeni to be me two skrefis, vii s. vi d.
- Item, for fyue yardis of rund hollan to be me lyg sokis, too shilling the yard, prys of the fyue yards, x s.
- Item for pens, i s.
- Item, for too vyrs to Frenc rebatis, ii s.
- Item, for four par of eoulouerit shous to my self, at half a eroun the par, x s.
- Item, for too bustes to kip my dresins, ii s.
- Item, for two yards and ane half of lan to be me ane comincloth, at seuen shilins the yard, prys of the hell, xvii s.
- Item, for fyue yards of perllin to my comincloth, at twellue pens the yard, prys of the fyue yards, v s.
- Item, for rid vaxe, ii s.
- Item, for ane bellt to my pag, xviii d.
- Item, for vyehing of my cloth from Mertimes till Vitsunday, xx s.
- Item, gifin to my Lord Heringtoun's garener for brining flouris to my chamber, ii s. vi d.
- Item, for ane French Nou Testament, vith ane uder French bouk, vi s.
- Item, for ane par of shouis to my pag, xviii d.
- Item, for prines, ii s.
- Item, for ane dresing of bugell, vii s.
- Item, for ane grin earff, vii s.
- Item, for two keisis of pyktouths, v s.
- Item, for ane kes of scheris, v s.
- Item, for xxiiii yardes of brod ribenes, xii s.
- Item, for four par of gllouis, x s.
- Item, gifin to a sat of phialonis when thy played at my chamber dor, xi s.
- Item, for thri yardis of elloth to be my pag a stand of cloth, xv s.
- Item, for bottomis, and pasmentis, and sillk, and lyningis to my pag cloths, x s.
- Item, for ane yaird and a half of uelluet to be ane set to my futelloth, xxxiiii s.
- Item, for half ane wune of sillk, and for the making of the set of the sedell, vi s.
- Item, for thri yardes of round hollen to be me sokis, at half a eroun the yard, soum of the thri yardes, vii s. vi d.
- Item, gifin to my Lord Heringtoun seruentis when ye went to Court, iii lib.
- Item, for four par of shouis, x s.

Item, for the making of a par of whall bon bodis, and for whall bon, v s.
 Item, for tow par of shouis to my pag, iiiii s.
 Item, for ane par of stokings to my pag, iii s. iiiii d.
 Item, for ane par of butis to my pag, iiiii s.
 Item, gifin to Jhon Michell, to be his expen[ce]les when he went vith my coffers when ve
 vent to Court, iiiii s.
 Item, for twelleue yards of ribens, v s.
 Item, gifin to the kiperis man in Hampin court, when he broght me aplleis from his
 master, ii s. vi d.
 Item, for thri torchis when ve vos at Court, xviii d.
 Item, for prines, ii s. vi d.
 Item, gifin to James Dounken's man, ii s. vi d.
 Item, for ane Franch vyr to my hed vith ane hup of har, xv s.
 Item, for four vyris to my rufis, iiiii s.
 Item, for twellue lessis to les my gounis, ii s.
 Item, for tow eir ringis, vith ten rubeis to my self, xx s.
 Item, for two par of glouifis, vi s.
 Item, for tow quar of gillt peper, and ane quar of on gillt paper, ii s.
 Item, for small knotings, vi d.
 Item, for tow hinging lokis, i s.
 Item, for blak and whyt thrid, i s.
 Item, for twelleu yards of lesing to my rufis, xii s.
 Item, for tow yards of eamrik to be me hand eowreches, viii s.
 Item, gifin to John Michell when he com from Court vith my coffers, iiiii s.
 Item, gifin to ane set of vialons, as ve com from Court, when thy playit at my chamber. x s.
 Item, gifin for ane ring with a puntit diamund, xxxx s.
 Item, gifin to the potinger, xxx s.
 Item, gifin for vyching of my cloths from Vhitsonday to Mertimes, xx s.
 Item, gifin to a set of vialoris as I com from Coumbe, v s.
 Item, gifin to Jhon Michel to com to Court, iii s.
 Item, gifin for ane par of imbroderit gloufis, x s.
 Sum of this hell count, four seor of pundis and sax and fyue schillings sax pennis.

RENUNCIATION by Hugh Lord Lowdoun to Hew fifth Earl of Eglyntoun, of the gift of the Earl's
 marriage, 14th August 1604.

205. BE it kend till all men be thir present letteris, me, Hew Lord of Lowdoun, haveing disponit to me,
 my airis and assignais, be vmpuhile the richt honorabill Robert Maister of Eglyntoun, cessioner
 and assignay lauchfully constitute in and to the mariage of ane nobill and michtie lord, Hew Erle

of Eglyntoun, Lord Montgomerie, etc., and failzeing of him be deccis vnmariet, the mariage of ony vthir air or airis maill or femell that salhappin to suecid to him in his landis and heritages, as the principall gift grantit be our souerane Lord to vmpuhile Johnne Lord of Thirlestane and Sir Thomas Lyoun of Aulbar, knycht, principlall donatouris thairto, thaire assignatioun maid to the said vmpuhile Robert Maister of Eglyntoun, and his dispositiou maid to me thairupoun at mair lenthe propertis, for certane sowmes of money to be peyit to me be the said nobill and mychtie lord, conforme to his obligatioun maid be him and certane vthiris his cawtiounaris to the effect effirspeifyt, to hawe sauld, transferrit and disponit, and be the tennour heirof, sellis, transferris and dispone to the said nobill and mychtie lord, Hew Erle of Eglyntoun, his airis and assignais, all and haill the gift of the said Erles mariage with full libertie and power to the said Erle to marie and contract mariage with quhatsumeuir persone or personnes it sall pleis him, noehtwithstanding ony premouitioun or warning maid be me in my name, or be ony vtheris having my rycht of befoir, or in tyme cuming to be maid, ather with Elisoun or Jeane Campbellis my dochteris, or ony vtheris; and willis and grantis that be the said Erles mariage to be maid or contractit be him with ony vtheris honorabill personnes quhome he best pleases, sall on-nawyis impoirt ony commoditie or proffet to me or my foirsaidis, ather for the singill or dowbill avail of his said mariage, nor that the said Erle sall ineur ony skayth or danger of law thairby; bot now as then and then as now, renunces, quitelames and discharges the said Erle and his foirsaidis of all benefitt, actioun, entres, instancee or clame quhilks I for me, my airis or assignais, had, hes, or onywayes may haif, clame, or pretend aganis the said Erle or his foirsaidis thairfoir In witnes quhairof thir presentis, wreatin be George Campbell notar, I haif subseryuit the samin with my hand as followis, at the Sorne, the fourteinth day of August, the zeir of God I^o VI^o and four zeiris, befoir thir witness, Sir Robert McClellane of Bombie, Knycht, Sir John Maxwell of Nethir Pollok, Knycht, Williame McClellane of Nethir Kelton, and Hew Dunbar, sone to the Laird of Enterkin.

JHONE MAXVELL of Nether Pollok, knyt, witnes.

LOUDOUN.

BOMBYE, witnes.

WILLIAME MCCLELLANE, witnes.

HEW DUNBAR, witnes.

DISCHARGE by Johue Seytoun of Barnis, to Hugh fifth Earl of Eglington, for 1435 merks,
28th November 1609.

206. BE it kend till all men be thir present lettres, me, Johue Seytoun of Barnis, with avyse and consent of ane nobill erle, George Erle of Wintoun, Lord Seytoun, Sir Williame Seytoun of Kylysmure, Knycht, and Johue Coekburne of Clerkiugtoun, my curatoris, for thair interess, that forsamekleas be contract and appointment maid, endit and perfytit betuix ane nobill and mychtie erle, Hew Erle of Eglington, Lord Montgomerie and Kilymning, on the ane pairt, and me for my self, and takand the burding vpone me, in maner specifeit in the said contract

as principall, and certane my cautioneris, on the vther pairt, the said Hew Erle of Eglington, as principal, Robert Mure of Cauldwall, James Dunlope of that Ilk, and James Mowat of Busbie as cautioneris, souerteis and full dettoris for him, band and oblist thame, coniunctlie and seueralie, to haue contentit and payit to me the soume of fourtene hundredth and threttie fyve merkis money of this realme of Scotland, vpone the tent day of November in this instant zeir of God I^M VI^E and nyne zeiris; and failzeing thairof, to content and pay to me the soume of twa hundredth merkis money foirsaid as for liquidat expenss, by and attoure the said principall soume, as the said contract of the dait at , the zeir of God I^M VI^E and nyne zeiris foirsaid at mair lenth beiris: And now seing that the said Hew Erle of Eglington hes realie and with effect contentit, payit and delyverit to me the foirsaid principall soume of fourtene hundredth and threttie fyve merkis money abonewrittin, appointit to haif bene payit at the said tent day of November, the zeir of God foirsaid; quhairof I, with avyse of my curatoris foirsaidis for thair interess, hald me weill contentit and satisfit: Thairfoir, witt ze me, with avyse and consent of my saidis curatoris for thair interess, to haue exonerit, quitelamit and dischraigit, and be the tennour heirof exoneris, quitelames and simpliciter dischairs the said Hew Erle of Eglington and his cautioneris abonenominat, and ilk ane of thame, thair airis, successoris and executoris, of the said principall soume of fourtene hundredth and threttie fyve merkis, togidder with the said soume of twa hundredth merkis of liquidat expenss, for now and euir: quhilk acquittance and discharge abonewrittin, I, with avyse and consent foirsaid as principall, and the saidis George Erle of Wintoun, and Sir Williame Seytoun of Kylysmure, Knycht, as cautioneris, souerteis and full dettouris for me, faithfullie bind and oblis ws, coniunctlie and seueralie, oure airis, successouris and executouris, to warrand, acquiet and defend to be guide, valide, effectuall and sufficient at all handis, and aganis all deidlie, as law will; and that I, my airis, executouris nor assigneyis, sall never cum in the contrair heirof, querrell nor impugne the samyn discharge directlie nor indirectlie, in iudgement nor outwith, in na tyme heirefter; bot sall dewlie and laufullie ratefie and appreve the samyn at quhat tyme and als oft as I and my foirsaidis salbe reuyrit thairof: lyke as I, with consent of my saidis curatoris bind and oblis me, my airis, executouris and assigneyis, to warrand, freith, releif and skaythles keip the foirnamit personis, my cautioneris abonewrittin, of thair cautionrie abone-mentionat, and thair foirsaidis, and of all coist, skayth, dampnage, expenss and interes that thair or ony of thame may sustene or incur thairthrow be ony maner of way in tyme cuming: And for the mair securtie we, baith principall and cautioneris, ar content and consentis that thir presentis be insert and registrat in the buikis of counsall, and decernit to haif the strenth of ane act and decreit of the lordis thairof; that lettres and executorialis may be direct heiryvone in forme as effeiris; and the horning to pas vpone ane simple charge of sex dayes allanerlie: and for registering heirof, constitutis oure procuratouris, promittentes de rato, etc. In witnes of the quhilk thing we, baith principall and cautioneris foirsaidis, haue subscryuit thir presentis with our handis (writtin be Johne Tuedie, seruitour to James Kynneir, wryttir) at the Cannoungait, the twentie aucht day of November, the zeir of God I^M VI^E and nyne zeiris, befoir thir witnesses,

Mr. James Seytoune, brother german to the laird of Touche, George Hammiltoun, seruitour to the said Erle of Wyntoun, Johnne Drummond, seruitour to the Erle of Perth, and Thomas Nevin of Monkredding.

JOHNE SETOWNE of Barnes.

WINTOUN, conserter and eationer.

W. SETOUN, consutar and cautionar.

Mr. JAMES SETOUN, Witnes.

G. HAMMILTOUN, Witnes.

J. DRUMMOND, Witnes.

T. NEVIN of Monkredding, Witnes.

DISCHARGE by Lady Margaret Montgomerie to Robert Craufurd of Possill, 14th March 1611.

207. BE it kend till all men be thir present lettres, me, Lady Margaret Montgomerie, for ane certane sowme of money, gude and vsuall of this realme of Scotland, payit and delyuerit to me be Robert Craufurd of Possill, quhairof I hald me weill content and payit in numerat monie, and dischargis him thairof, renueeand the exceptioun of noeht numerat monie, and all exceptionis of law in the contrair: Thairfair, and for diuers otheris gude causis and considerationis moweing me herto, to haue maid, constitute and ordanit, lykeas I, be thir presentis, mak, constitute and ordane the said Robert Craufurd of Possill, his airis and assigneyis, my verie laufull, vndowbitit and irreuocabill cessioneris, assigneyis, donatouris and procuratouris in rem suam, in and to ane decree obtenuit be me befoir the Commissaris of Edinburgh, vpon the xxvi day of Julij, the zeire of God I^M VI^E and ten zeiris, aganes Hew Erle of Eglington, decerning and ordaneing the said Hew to content and pay to me the sowme of fyve hundredre the pundis monie foirsaid, modifiet be the saidis Commissaris to me, per modum prouisionis, in the actioun of reduction and annulltie of the mareage perswit be me aganis the said Erle, and in and to the saidis Commissaris preept raisit thairpon: And silyke in and to ane vther decreit obtenuit be me befoir the lordis of counsell and sessioun vpon the day of , the zeire of God I^M VI^E and ten zeiris, aganes the said Hew Erle of Eglington, finding the letteris and chargis raisit be me aganis him for payment to me of the soume of monie abonespecifiet ordourlie proceidit, and decerning the samin to haue effect, and to be put to forder executioun, in all pointis conforme to the tennour thairof, noehtwithstanding of the ressouns of suspensioun raisit be the said Erle, quhairby he suspendit my saidis letteris and chargis to ane certane day bypast: And als decerning and ordaning the said Erle to content and pay to me the soume of ten pundis of expensis of pley and fourtie schillingis of collectour siluer, and in and to the foirsaidis sowmes of monie respectiue abone specifeit, and decreeitis abonenementonat, preept and lettrez of horning raisit thairanent, haill contentis and effectis thairof: Turneand and transferand fra me my airis, and all vtheris my assigneyis, to and in favouris of the said Robert Craufurd and his foirsaidis, all rycht, title of rycht, elame, interes, quhilkis I or my foirsaidis haue, had, hes, or onie wayis may haue. elame, or pretend in and to the foirsaidis decreeitis, preeceptis, letteris and soumes of monie

respective abone specifeit, or of onie of thame: Surrogatand and substituand him and his foirsaidis in my full ryght, title, and place thairoff: with the full power to the said Robert Craufurd and his foirsaidis to ask, craue, resaue, intromet with, and vptak the foirsaidis sounes of monie respective abone mentionat, contenit in ather of the saidis twa decreitis abonenementonat, fra the said Erle; and to rais letteris and sute execution aganis him thairfair, ather at my instance as cedent, or his awin as assigney abonenamit: call, follow and persew him thairfair, gif neid beis; decreitis and sentencis to obtene thairvpone, and to caus put the samen to dew executiou; acquittancis also and dischargis to gie thairvpone, quhilk sal be als sufficient to the ressaueris thairof as gif the samen wer gewin and subseriuit be me: and this my lettre of assignatioun I oblieis me to warrand to the said Robert and his foirsaidis fra my awin proper fact and ded allanerlie; that is, that I haue done nor sall do nathing in hurt and preiudice of the premisses; consenting thir presentis be registraut in the buikis of counsell: and for registering heirof constitutis my procuratouris, promittentes de rato, etc. In witnes quhairof (wrettin be James Robesoun, seruitour to Johne Kincaid, writer) I haue subseriuit thir presentis with my hand, at Edinburgh, the fourteint day of Marche, the zere of God I^m VI^e and ellewin zeris, befoir thir witnesses, Hew Lord of Lowdoun, Dauid Dunbar of Daldork, and Mr. Androw Dalrymple, my seruitour.

MARGARET MONTGOMERY.

LOUDOUN, witnes.

DAVID DUNBAR of Daldork, witnes.

ANDRO DALRYMPLE, witnes.

CONTRACT OF MARRIAOE between Lady Anna Levingstoune and Sir Alexander Seytoune of Foulstrother, Knight, afterwards sixth Earl of Eglinton, 6th June 1612.

208. AT Edinburgh, the sext day of Junij, the zeir of God one thowsand sex hunder and tuell zeiris; It is contractit, concordet, finalie agreeit and endit, betuix ane noble and michtie Erle, Alexander Erle of Linlithgow, Lord Levingstoune, etc., for himself, and taking the burdene vpoune him for Ladie Anna Levingstoune, ladie of Hir Majestis most honorabill bedchalmer, his eldest lauchfull dochter, and the said Ladie Anna, with speciall avyse and consent of hir said father, on the ane pairt, and the Richt Honorabill Sir Alexander Seytoune of Foulstrother, Knycht, sonne lauchfull to vniquhill Robert Erle of Wintoune, Lord Seytoune, etc., with consent and assent of ane noble and michtie erle, George Erle of Wintoune, Lord Seytoune, his brother germane, and of ane noble and michtie countess, Dame Margaret Montgumrie Countess of Wintoune thair mother, and also the said Dame Margaret, for all lyfrent ryght or vther ryght quhatsumever scho hes or may pretend to the landis efter mentionat, with the pertinentis, vpoune the vther pairt, in maner, forme and effect, as followes: That is to say, the said Sir Alexander and Ladie Anna Levingstoune, with express avyse and consent foirsaid, hes taken, and be thir presentes takes, ilk ane vther to thair lauchfull mareit spousses, and sall solemnize the halie band of matrimonie togidder in face of halie kirk, betuix the day and dait hercof and the day of nixt to

cum, in this instant zeir of God ane thowsand sex hunder and tuell zeiris: In contemplatioun of the quhilke mariege the said Sir Alexander binds and oblissses him, his aires and assignayeis quhatsumevir, with consent and assent of the said Dame Margaret Montgumrie, his mother, to resigne all and haill the temple lands of Cheinziekirk [Saint Germanes and others], in the handis of the said Sir Alexander his immediat superiors thairof respective, for new heritabill infefment to be maid thairof be his saidis superioris respective to him self and the said Ladie Anna, his futur spous, the langest levar of thame twa in conjunetfie, and to the aires maill lauchfullie procreat, or to be procreat betuix thame; quhilks failzeing, to the aires maill lauchfullie to be procreat of the bodie of the said Sir Alexander; quhilks failzeing, to Thomas Seytoune his brother germane, and the aires maill lauchfullie to be procreat of his bodie; quhilks failzeing, to John Seytoune and the aires maill to be lauchfullie procreat of his bodie; quhilks failzeing, to George Erle of Wintoune his aires maill and assignaycis quhatsumevir, bruiking the armes and surname of Seytoune, to be hauldin, etc. It is lykwayes provydet, be speciall provisioun of this present contract, that gif it sall happen the said Sir Alexander and Ladie Anna Levingstoune, his futur spous, and the haill bairnes to be lauchfullie procreat of thair bodeis to deeeiss this lyf befor the said Dame Margaret Montgumrie, his mother, in that caice the said Dame Margaraf sall haue frie regress and ingress in and to the haill landis and vtheres forsaids, quhairin scho is infect in lyfrent, befor the making of thir presents, with the haill teinds thairof, quhairof scho had rycht; to be bruket, joyset, possessit be hir siclyk and also frilie in all respectes, as gif scho had never consentit to the resignatione and vtheres ryghtes of the saidis teindis aboune expremitt: And siclyk, becaus the said Hew Erle of Eglintoun hes laithie tailzeit the haill landis, leving and erldome of Eglintoun, as the samen ar now united and incorporat, to the aires maill to be lawchfullie procreat of his awin bodie; quhilks failzeing, to the said Sir Alexander and the aires maill to be lauchfullie procreat of his bodie; quhilks failzeing, to certanne vtheres aires of tailzie specifeit in the infectment grantit thairypoune; and hes woodset also the said erldome, haill landis and leving thairof, to the said Dame Margaraf in lyfrent, during all the daiyes of hir lyftyme, and to the said Sir Alexander his aires maill and of tailzie abone mentionat, specifeit in the contractes maid betuix thame thairannent, redimable onlie be the aires maill to be lauchfullie procreat of his awin bodie be payment of the soumes of money contenit in the saidis contractes, the said Sir Alexander vpoune speciaill regaird he hes to the said Ladie Anna, his futur spous, faithfullie promittes, binds and obllissis him and his forsaids, that gif it sall pleis God that he succid to the said erldome, ather be ressounе of the said tailzie, woodset, or vtherwayes, in that caice to infect and seass the said Ladie Anna, in lyfrent, of hir pairt and portioune of the said landis and leving, as sall be correspondent to hir estait, mereit, valour, birth, place and woorth: it is lykwayes agreit, be speciaill conditioun of this present contract, that gif thair be onlie aires femell procreat betuix the said Sir Alexander and Ladie Anna, his futur spous, in that caice, gif thair be bot ane, scho sall be provydet to the soume of threttie thowsand merkis for hir tocherguid; and gif thair be tua dochteres, the eldest sall haue tuentic thowsand merks, and the zounigest ten thowsand merkis; gif thair be thrie, the eldest to haue the soume of ten thowsand pund, and

the soume of vther ten thowsand pund to be equalie devyddet betuix the tua zoungest; and gif thair be ma nor thrie, the eldest to haue the soume of ten thowsand pund, and the superplus of the said threttie thowsand merks to be equalie devyddet amonge the rest: and becaus the aires of tailzie abonewrettin mane furnisch the saidis soumes to the saidis aires femell, and that thair is nothing quhairypoun the same may be furnishet, saifin the said Sir Alexander his awin proper landis, and the fourtie thowsand merkis employet, as said is; and in respect it may pleis God to call the said Sir Alexander of this mortall lyf befor the said Ladie Anna, his spous, be oceasoun quhairof the lands now perteyning to the said Sir Alexander, and the said fourtie thowsand merks will properlie perteine to the said Ladie Anna in lyfrent, quhairthrow it will be impossible to the saidis aires of tailzie to toeher the saidis dochters, as said is, during thair said motherc's lyftyme; it is thairfor provydet that, gif thair be onlie aires femell proereat betuix the said Sir Alexander and his futur spous (the said Ladie Anna survivand), the saidis aires femell sall be intertenit and brocht up with hir and vpoune hir awin expensis unto sie tyme as it sall pleis God provid thame marieges; at quhilke tyme thay sall be provyddet of thair tochers of the reddest of the said soume of fourtie thowsand merkis abonecontent in maner abone expremit; with this provisioun alwayes, that gif it sall pleis God the said Sir Alexander, or the vtheres aires of tailzie abone expremit, succeid to the said erldome of Eglintoun, and be enteret in possessioune of the same, the saidis aires femell, gif thair be bot ane, sall be provyddet to the soume of threttie thowsand merkis; and gif thair be tua, ilk ane of thame twantie thowsand merks; gif thair be thrie, ilk ane of thame fyiftene thowsand merks; and gif thair be ma, the eldest to haue the soume of fyiftene thousand merks, and the rest to haue the soume of threttie thousand merks equalie devyddet amange thame; and sufficient secureteis to be maid to thame thairypoun for payment to thame thairof at thair perfyt aige of tuell zeires compleit, gif thay be not provyddet to mariedges in his awin tyme: For the quhilkes causses the said noble and michtie erle, Alexander Erle of Linlithgow, Lord Levingstoun, hes instantlie payet and deliuerset to the said Sir Alexander all and haill the soume of threttie thowsand merkis vsuall money forsaid, in name of dott and tocherguid with the said Ladie Anna Levingstoun, his dochter; quhairof the saidis Sir Alexander and Ladie Anna grant thame weill content and satisfet, and for thame, thair aires, executors and assignayeis, renuncand the exceptioun of non-numerat money, and all vther exceptioun that may be propounit in the contrair, exoner, quietelame and discharge the said noble and michtie erle, Alexander Erle of Linlithgow, his aires, executors and assignayeis thairof for now and ever: quhilke dott and tocherguid the said Ladie Anna and hir said futur spous, with ane consent and assent, hes acceptit, and be the tenour heirof acceptes, in full and compleit payment of all bairnes pairt of geir, portioun naturall, or vtheres guids and geir quhatsumever quhill scho may ask or crave, ather as ane of the lauchfull bairnes of the said noble and michtie Erle, be deceiss of his said father, or be the deceiss of the ryeht noble and michtie countess, Dame Helinor Hay, Countess of Linlithgow, hir mother, or of quhatsumever ryeht, etc.; and of the compleit payment of hir said tocherguid, in maner abone wrettin, the said Ladie Anna, being

now of hir perfyt aige of tuentie ane zeires compleit, grantes and confesses the said annuelrent to be lauchfullie outquet and redemit be hir said father fra hir and hir forsaids, etc. Last of all, it is speciallie agreit betuix all the saids pairteis, that gif it sall pleis God to call the said Ladie Anna of this mortall lyf, within zeir and day nixt efter the solemnizatione of the said mariege, without bairne or bairnes lauchfullie gottin betuix thame, in that caice the said toeherguid of threttie thowsand merks sall returne to the said Alexander Erle of Linlithgow, and his aires maill allanerlie, but onie questioun to be maid to thame thairannent; in the quhilk caice also, the said Sir Alexander bindis and oblliss him and his forsaidis to mak full and compleit payment thairof to the said noble Erle, and his forsaidis, howsounne they sall be lauchfullie requiret thairto; and for the mair securetie, baith the saidis pairteis ar content and consentis that thir presentis be insert and registrat in the buikis of counsill, etc.: In witnes of the quhill thing baith the saidis pairteis have subservิต thir presents (writtin be Mr. James Inglis servitour to Mr. Johne Paip, wrytter to our souerane lord's signet) with thair bands, day, zeir and place forsaid, befor thir witnesses, Alexander Lord Elphinstoune, Sir William Livingstoun of Kilsyth, Knicht, ane of the Senatoures of the Collige of Justice, Sir William Seytoun of Kylysmuir, Knicht, Sir Johne Buehannan of that Ilk, Knicht, Sir Williame Livingstoun zounger of Dernchester, Knicht, Mr. Thomas Hoip and Mr. Laurence Makgill, advocats, and the said Mr. Jone Paip, inserter of the saidis dait and witnesses.

ELPHINSTON, witnes.

KILSAYTH, vitnes.

W. LEUINGSTON, vitnes.

W. SETOUN, witness.

J. BUCHANAN of that Ilk.

THOMAS HOIP, witness.

Mr. LAURENS MAKGILL,

witness.

DISCHARGE by Hew Lord Lowdoun to Alexander sixth Earl of Elgintoun, for 20,000 merks Scots, 10th June 1614.

209. I, HEW LORD LOWDOUN, be the tenour heirof grant me to have ressauit reallie and with effect fra the handis of ane nobill and potent Lord, Alexander Montgomerie, Erle of Eglintoun, Lord Montgomerie, etc., all and haill the sowme of tuentie thowsand markis money of this realme of Scotland; and that as for the first termes payment of the sowme of fourtie thousand markis, and in pairt of payment of the samin, contenit in ane band and obligationoun maid to me be the said nobill Erle as principall, George Erle of Wintoun, James Erle of Abercorne, Dame Margaret Montgomerie, Countess of Wintoun, Sir Williame Setoun of Kylysmure, Knycht, Schir Claud Haunilmount of Schawfeild, Knycht, and William Dick, merchand burges of Edinburgh, as cautioneris, soverteis and full dettouris for him, of the dait, at Edinburgh, the fyift day of Junij, the zeir of God I^M VI^E and thretteine zeiris: off the quhilk sowme of tuentie thousand markis money foirsaid, ressauit be me in maner abonewrittin as for the first termeis payment of the said sowme of fourtie thousand markis money, and in pairt of payment of the samin, appointit to be payit and deliuierit to me betwix the dait of the said band and the feist and terme of Witsonday nixt tocum, in this instant zeir of God I^M VI^E and fourteine zeiris, I hald me weill content, satisfet, and payit; and for me, my airis, alsweill of lyne as maill, tailze, provisioun, conqueis, successouris, execeutouris, and assignayis quhatsumevir, exoneris and discharges the said nobill lord, Alexander Montgomerie Erle of Eglintoun, etc., and his haill cautioneris abonewrittin, thair airis, executouris and assignayis quhatsumevir, of the samin sowme of tuentie thousand markis money ressavit be me in maner abone specifeit, in pairt of payment of the said sowme of fourtie thowsand markis money foirsaid, and as for the said first termes payment thairof, specifeit in the said band, for now and evir be thir presentis: And for the mair securitie heirof, I am content and consentis for me and my foirsaid that thir presentis be insert and registrat in the buikis of our Soverane Lordis Counsell and Sessioune, ad perpetuam rei memoriam; that lettres and exeeutoriallis may be direct heirypone in forme as effciris: And for registering heiroff constitutis my procuratouris, coniunctie and severallie, etc., promittentes de rato, etc. In witnes quhairof this my acquittance, writtin be Mr. Andro Dalrymple, notar, I have subscryvit the samin with my hand, at Lowdoun, the tent day of Junii, the zeir of God I^M VI^E and fourteine zeiris, befoir thir witnessses, David Dunbar of Entirkyn, Archibald Dunbar, his brother, my seruitour, Mr. George Walker, minister at Auchinlek, the said Mr. Andro Dalrympill.

LOUDOUN.

DAVID DUNBAR of Entirkyn, witness.

ARCHEBALD DUNBAR, witnes.

MR. GEORGE WALKER, witnes.

MR. ANDRO DALRYMPLE, witnes.

GRAIN and MONEY ACCOUNTS of the baronies of Eglishame and Eistwoid for the years
1616 and 1617.

210. THE compt of charge and discharge of the ferme meill and beir of the barony of Eglishame, and of the aitis payit out of the Maines thair, the crop and zeir of God I^m sex hundreth sextene zeir, and of the Witsonday and Mertimes maillis and vther dewteis of the said barony. I^m sex hundreth sevintene zeir; and of the money ressauit fra the tennentis of the said barony of their entres siluer: as also with the ferme meill and beir of the landis and barony of Eistwoid, the crop and zeir of God I^m sex hundreth sextene zeir; and siluer maill and vther dewteis thairof. I^m sex hundreth sevintene zeir, ressauit be Robert Scales, factour of the saidis landis; togidder with the money quhilk he restit awand at the fute of his last compt, as the charge and discharge following beiris, maid and gevin vp be the said Robert Scales.

Charge of ferme meill in Eglishame, 1616.

The compter charges him with all the ferme meill of the said barony of Eglishame, the said zeiris crop, I^m sex hundreth and sextene zeir, as my Lordis rentale buik of the said barony and comptis preceding beiris: extending to xix^{xx} iiiij bollis meill.

Discharge thairof, the said crop 1616.

The compter discharges him with the ferme meill of the xii s. vi d. land in Nather Bordland, occupeit be Hew Montgomerie of Auchinhuid, and restane in his hand, conforme to ane apoyntment past betuix my Lord and him; quhilk is With the meill gevin to Johnne Dunlop in Feall, quhilk is To the compter, for his pension Send west to my Lordis hous in Eglintoun, the 21 day of October 1617

xiii bollis, ij firlotis.

And to my Lordis hous in Glasgw, quhen his Maiestie wes thair

xx bollis.

To the puir folk, at my Laideis command

xxxij bollis.

To William Montgomerie, sone to vñquhile Johnne Montgomerie in Greinefeld, at my Ladeis command

x bollis.

And to Jonet Montgomerie, spous to William Findlay, at my Ladeis command

ij firlotis.

To my Lordis hors, sen the 6 day of Junij 1616, to the 30 day of November 1617

ij firlotis.

Allowit to the compter for his factour fie Summa of discharge of meill, 1616.
The charge is

lxxxxix bollis, i firlot, ij peckis.

xix^{xx} iiiij bollis meill.

And swa restis xiiij^s iiiij bollis, ij firlotis, ij peckis.
 Quhairof sauld at iiij lib. xiii s. iiij d. the boll, xxxviii bollis.
 Inde ii. lxxvij lib. vi s. viij d.
 And for v lib. vi s. viii d. the boll, xiiij^s vi bollis, ij firlotis, ij peckis.
 Inde i^m iii^c. xv lib. vi s. viii d.
 Summa of the haill money for sauld meill —
 i^m iii^c. lxxxij lib. xiii s. iiij d.

Charge of ferme beir in Eglishame, 1616.

The compter charges him with all the ferme beir of the said barony of Eglishame, the said zeiris crop, I^M sex hundreth and sextene zeir, as the rentale buik of the said barony and comptis preceding beiris; extending to lxxxvi bollis, ii peckis.

Discharge thairof, 1616.

The compter discharges him with the ferme beir of the xii s. vi d. land in Nather Bordlandis, occupeit be Hew Montgomerie of Auchinhuid, the said zeir 1616, and restane in his hand, conforme to ane apoyntment past betuix my Lord and him; extending to i boll, ii firlotis.
 Allowit to Johnne Dunlop, in his Feall, his ferme beir for his pairt of the landis of Bonytoun, the said crop 1616; quhilk is iii bollis.
 Allowit to the compter for his factour fie iiij bollis, i firlot.

Summa of discharge of beir, 1616.

viii bollis, iiij firlotis.

The charge is lxxvi bollis, ij peckis.
 And swa restis lxxvii bollis, i firlot, ij peckis.
 Sould at vii lib. vi s. viii d. the boll. Inde v^e. lxvii lib. viii s. iiij d.

Charge of aitis, 1616.

The compter charges him with the aitis payit out of the Maines of Polhwne, the said zeir 1616; quhilk is zeirlie xxviii bollis.
 And with the aitis quhilk restit one the compter at the fute of his last compt of aitis, of the crop 1615 i boll, i firlot, i peck.
 Summa, xxix bollis, i firlot, i peck.

Discharge thairof.

The compter discharges him with the aitis tane vp be Johnne Dunlop, zuonger, to my Lord, my Ladeis and gentilmenis hors, at thair being in Eglishame, in Johnne Dunlopis hous, befoir thair ryding west to Irwin, in October 1616 iiij bollis, iiij firlotis.

Mair, at my Lord and my Ladeis cuming bak agane to Polnwne in the same monethe, ressauit be William Buntene fra Johmne Harbie in Maines	iiij bollis.
Mair ressanit be Johnne Dunlop, zounger, to gif my Lordis blak staig, at sindrie tymes	i firlot.
With the aitis spendit in feidng sex geis, the space of sevin oulkis and mair, and send to my Lordis hous in Edinbrucht, at the Kingis Maiestis being thair in Junij 1617	ii bollis, i firlot.
To my Lordis hors in Apryle 1617, at his Lordships being in Eglishame, ressanit be Johnne Dunlop, zounger	iii bollis, i firlot.
To Johnne Dunlop, for his hors corne	viii bollis.
To the compter, for his hors eorne	viii bollis.
With the aitis sawin in Alexander Zoungis pairt in Ardoch	ij peckis.
To ane kow in Eglishame, that brak her leg, of my Ladeis	ij peckis.
Summa of Discharge of aittis	xxx bollis, ij firlotis.
The charge is	xxix bollis, i firlot, i peek.
And swa the compter restis superexpendit i boll, i firlot, iii peekis.	

Charge of buttir in Eglishame, 1617.

The compter charges him with all the kane buttir payit in the said barony of Eglishame, the said zeir of God I ^M sex hundreth sevintene zeiris, as the rentale buik of the said barony and comptis preceding beiris; quhilk, with the raissit buttir in Blakwoihill, extendis to .	xxxviii stane, viii pund.
And with the wintir buttir contenit in the said rentale buik	v stane, viii pund.
Mair, charges him with the buttir payit out of the Grenefeld, the said zeir 1617; quhilk is	xl stane.
Summa of this charge of buttir, 1617, is	lxxxiiii stanes.

Discharge of buttir, 1617.

The compter discharges him with the buttir send to Edinbrucht to my Lordis hous thair, the 6 of Junij 1617	x stane, vi pund.
The 19 of August 1617, send to Setoun, at my Lordis command, of buttir fyftie stane and twa pund; qnhairof wes of bocht buttir viii stane iii pund; and of my Lordis awin buttir	xli stane, xiiii pund.
Discharges him with the raissit buttir in Blakwoihill, quhilk hes never bene in vse of payment, quhairwith the compter is chargit; quhilk is	vi stane.
To my Lordis house in Glasgw, the Kingis Maiestie being thair,	xv pund.
Send west to Eglintoun of wintir buttir	ii stane iii quarteris.
Summa of Discharge	lxii stane, xv pund.

The charge is lxxxviii stane.
 And swa restis xxii stane, i pund;
 sauld at liii s. iiiij d. money; of this ij stane
 iij quarteris sauld at iij lib. iiiij s.—inde . . . lx lib. vi s.

Charge of kane cheis, 1617.

The compter charges him with all the kane cheis payit in the said barony of Eglishame, the said zeir I^m sex hundredth and sevintene zeir, as my Lordis rentale buik and comptis preceding beiris; extending to Quhilk wes all sauld the said zeir to the tennentis for xx s. the stane, lxv stane cheis.
 extending in money to lxv lib.

Charge of kane stirkis, 1617.

The compter charges him with all the kane stirkis payit in the said barony of Eglishame, the said zeir I^m sex hundredth sevintene zeir, as the rentale buik of the said barony and comptis preceding beiris; extending to vii stirkis.
 Quhilk wer all ressauit in fra the tennentis, and send west, at my Ladeis command, to Eglintoun; and sua the compt of charge and discharge is equal Equal.

Charge of mert scheip, 1617.

The compter charges him with all the mert scheip payit in the said barony of Eglishame, the said zeir I^m sex hundredth sevintene zeir, as the said rentale buik and comptis preceding beiris; extending to xlvi scheip.

Discharge thairof, the said zeir 1617.

The compter discharges him with the mert scheip send west, at my Ladeis command, to James Mitchell; quhilk wer xxxi scheip.
 Allowit to Johnne Dunlop in his feall his mert scheip for his pairt of the landis of Bonytown, the said zeir 1617; quhilk is i scheip and a half.

Summa of discharge of mert scheip, xxxii scheip and ane half.
 And swa restis, xiii scheip and ane half;
 Sauld at liii s. iiiij. d.—inde xxxvi lib.

Charge of geis, 1617.

The compter charges him with all the geis payit in the said barony of Eglishame, the said zeir I^m sex hundredth sevintene zeir, as the said rentale buik and comptis preceding beiris; extending to xii dusane vi geis.

Discharge of geis, 1617.

The compter discharges him with the geis send west to my Lordis hous
in Eglintoun, the said zeir 1617, quhilke wes ii dusane x geis.

Discharges him with the geis of the xvi s. viii d. land in Park, occupeit
be Hew Montgomerie of Auchinhuid, the said zeir 1617, restane in his
hand be apoyntment past betuix my Lord and him, quhilke is . . . vi geis.

Summa of discharge of geis iii dusane iiiii geis.

And swa restis ix dusane ii geis:

Sauld at x s. the pece—inde lv lib.

Charge of capounes, 1617.

The compter charges him with the capounes payit out of the twa mylnes in
Eglishame, the said zeir I^m sex hundredth and sevintene zeir, extending to ii dusane capounes.

Discharge thairof.

Send eist to my Lordis hous in Edinbrucht, in Junij 1617 . . . i dusane.

And swa restis, i dusane: sauld at vi s. viii d. the pece—inde . . . iiiii lib.

Charge of hair teddiris, 1617.

The compter charges him with the hair teddiris payit in the said barony
the said zeir I^m sex hundredth sevintene, as the said rentale buik and
comptis preceding beiris; extending to xviii teddiris.

Discharge thairof.

To my Lordis hors at the gers in Pohnwe, in simmir 1617 . . . viii teddiris.

Detenit be William Mwre of Glandirstoun, the teddiris payit out of South
Murhous, alledgit discharget to him, duiring his lyftyme, be my vni-
quhillie Lord, quhilke is ii teddiris.

Summa of discharge of teddiris, ix. and swa restis, ix teddiris;
sauld at iiiii s. the pece—inde xxxvi schillingis.

Charge of flokis, 1617.

The compter charges him with the flokis payit out of the Walkmyln in
Eglishame, the said zeir 1617, quhilke is zeirlie ii stane flokis.
Restand in the tenementis handis.

The charge of the landis and barony of Eistwoid.

Charge of ferme meill thairof, the erop 1616.

The compter charges him with the ferme meill of the lands and barony of
Eistwoid, the erop and zeir of God I^m sex hundredth and sextene zeir,
as the charge of comptis preceding beiris; extending to xii^{xx} bollis, ii firlotis, ix pecks.

Discharge of meill in Eistwoid, crop 1616.

The compter discharges him with the ferme meill of Henreis croft,	
poscst be Neill Montgomerie, and the dawtie thairof, intromettit with	
be the said Neill, quhairwith the compter is chargit; quhilk is	xii bollis.
To Gabriell Montgomerie for his fosterfe of the woid of Eistwoid, 1616,	vi bollis.
To Johnne Wallace in Ortisaird, for theiking the thak housses in	
Eistwoid	i boll.
To twa puir wemen in Eistwoid, the ane blind, the vther lippir	ii firlotis.
To Walter Cwnynghame, messsinger, for vsing charges aganes the	
tenmentis in Eglishame and Eistwoid, at sindrie tymes sen the 16 of	
Merche 1617	ii bollis.
Summa of discharge of meill, 1616 — xxi bollis, ii firlotis.	
The charge is	xii ^{xx} bollis, ii firlotis, i peck;
And swa restis	x ^{xx} xix bollis, i peck,
quhairof sauld at v lib. xvi s. viii — inde	i ^m ii ^e lxxvii lib. xvii s. iii d.

Charge of ferme beir in Eistwoid, crop 1616.

The compter charges him with the ferme beir of the landis and barony of	
Eistwoid, the crop and zeir of God I ^M sex hundredth and sextene zeir,	
as the charge of comptis thairof for zeiris preceding beiris; extending	
to	xxxivii bollis beir.

Discharge of beir in Eistwoid, crop 1616.

The compter discharges him with the ferme beir of Henreis croft, possest	
be Neill Montgomerie, and the dawtie thairof, intromettit with be the	
said Neill, quhairwith the compter is chargit; quhilk is	ii bollis beir.
The charge is	xxxivii bollis.
And swa restis	xxxii bollis;
sauld at vii lib. vi s. viii d. the boll — inde	ii ^e xxxivii lib. xiii s. iii d.

Charge of caponis, 1616 v dosane.

Discharge thairof —

Send to Edinburgh, to my Lordis hous thair, in Junij 1617	i dosane ii caponis.
Send to Glasgw, to my Lordis hous thair, in Julij 1617	i dosane xi caponis.
Gevin in to my Lordis hous in Polnone, in October 1616	vi caponis.

Summa of discharge of caponis, 1616 — iij dosane vii caponis.

The charge is v dosane.

And swa restis i dosane v caponis;

sauld at vi s. viii d. the pece — inde v lib. xiii s. iii d.

Charge of hennis, 1617 iii dosane ii hennis.
Discharge thairof —

Send to Edinburgh, in Junij 1617 ii hennis.
To my Lordis hous in Glasgw, in Julij 1617 i dosane iii hennis.
Summa of discharge of hennis i dosane vi hennis.
The charge is iii dosane ii hennis.
And swa restis iii dosane viii hennis:
 sauld at iii s. iiiid. the peec — inde vi lib. xiii s. iii d.

Charge of Powtrie xviii.

To my Lordis hous in Glasgw, in Julij 1617 i dosane.
To my Lordis hous in Polnone, 1616 viii pultrie.
Summa of discharge xx pultrie.
And swa the compter is superexpendit ii pultrie.

Charge of Money: and first for Eglishame.

In the first, the compter charges him with the money quhilk he restit
awand at the fute of his last compt, maid at Setoun, the sextene
day of Marehe, the zeir of God I^m sex hundredth and sevintene zeir, as
the samyu beiris; extending to iii^e if: xlvi lib. xx d.
Charges him with the money of the fute of compt of ferme meill in Egli-
shame, for the crop I^m sex hundredth sextene zeir, befoir comptit;
extending to iv^e iiiif: lxxxii lib. xiii s. iii d.
Charges him with the money of the fute of compt of ferme beir in Egli-
shame, for the said crop I^m sex hundredth sextene zeir, befoir comptit:
extending to v^e lxvii lib. viii s. iii d.
Charges him with the money of the fute of compt of buttir in Eglishame,
for the kane, I^m sex hundredth sevintene zeir, befoir comptit; extend-
ing to lx lib. vi s.
With the money of the fute of compt cheis, 1617 lxv lib.
With the money of the fute of compt of mertscheip, 1617 xxxvi lib.
With the money for the fute of compt of geis, 1617 lv lib.
With the money for the compt of capounes, 1617 iiiii lib.
With the money for the compt of teddiris, 1617 xxxvi s.
Charges him with the Witsonday and Mertimes maillis of the said barony
of Eglishame, for the zeir of God I^m sex hundredth and sevintene zeir,
as the rentale buik of the said barony and comptis preceding beiris:
extending to iii^e lii lib. xiii s. xi d.

Mair, charges him with the siluer maill payit out of the Grenefield, the
 said zeir I^m sex hundreth sevintene; quhilk is xx lib.
 And with the maill of Chapelland in Nather Craig, 1617 xiii s. iii d.
 And with Johnne Dunlopis few maill of the Mylnland, 1617 x s.
 With the money ressauit fra Johnne Michell, at Mertimes 1617 ii^m i lib. iii s.
 With the money ressauit fra William Steinstoun, the same tyme i^m vii^m xxxiii lib. vi s. viii d.
 With the money ressauit fra George Huchesoun in Glasgw, the xx day
 of Jnlj 1618 vi^c v lib. ix s.

Mair, the compter charges him with the money ressauit fra the tennentis in Eglishame, restane
 vnpayit of the first half of thair entres siluer, ressauit sen the thrie last comptis maid thairof,
 as partienlarie followis; —

In the first, fra Alexander Wallace for Johnne Donald in Ardoch, in compleit payment of the first half of his entres siluer for iii s. viii d.	
2 parts penny land in Ardoch	xl lib.
Fra Alexander Zoung thair to ane compt of his haill entres siluer for xi s. i d. 3 parts penny land in Ardoch	i ^c xxxiii lib. vi s. viii d.
Fra William Kirkland in Over Hairschaw, to ane compt of the first half of his entres siluer for x s. land in Overtoun	lxvi lib.
Fra Johnne Zoung in Nather Enoch, for Andro and Alexander Zoungis, his sones, in compleit payment of the first half of the entres siluer for xvi s. viii d. land in Park, and xiii s. iij d. land in Nather Enoch, by 204 : 3 : 4, chargit with in comptis befoir	xlv lib. xvi s. viii d.
Fra Johnne Faullis in Nather Rivocht, in compleit payment of the first half of his entres siluer for x s. land in Nather Rivocht, by 58 : 13 : 4, chargit with in the comptis befoir	lxxiiii lib. xiii s. iii d.
Fra Johnne Zoung in Ouer Rivocht, in compleit payment of the first half of his entres siluer for v s. vi d. 2 parts penny land in Onir Rivocht, by 33 : 6 : 8, chargit in the comptis befoir	xvi lib. xiii s. iii d.
Fra Mathow Clyde in Hieraig, for Robert Clyde, his sone, in compleit payment of the first half of his entres siluer for v s. land in Hieraig, by 50 : 13 : 4, chargit in the comptis befoir	xvi lib.
Fra Johnne Zoung in Blakwoid, in compleit payment of 120 : 0 : 0 for the first half of his entres siluer for xv s. land in Blakwoid, by 96 : 8 : 3, chargit in the comptis befoir	xxiiii lib. xi s. ix d.
Fra Johnne Howie in Grenefield, in compleit payment of the first half of his entres siluer for xvi s. viii d. land in Grenefield, by 160 : 0 : 0, chargit in the comptis befoir	vi lib. xiii s. iii d.

Fra Mathow Zoung, elder, in Litill Bennen, to ane compt of the first half
of his entres siluer for viii s. iiiij d. land in Litill Bennen, by 66 : 13 : 4,
chargit in the comptis befoir

xx lib.

Fra Johnne Watsone in Bonytoun, in compleit payment of the first half
of his entres siluer for xiii s. iiiij d. land in Bonytoun, by 69 : 6 : 8,
chargit in the comptis befoir

xviii lib.

Charge of money for entres.

Fra Johnne Blak in North Brakenrig, in compleit payment of the first
half of his entres siluer for vi s. viii d. land in North Brakenrig, by
42 : 13 : 4, chargit in the comptis hefoir

vii lib. vi s. viii d.

Fra Johnne Watsone in Toftis, for Mathow Watsone, his sone, to ane
compt of the first half of his entres siluer for vi s. viii d. land in
Toftis, by 26 : 13 : 4, chargit in the comptis befoir

xiii lib. vi s. viii d.

Fra David Watsone thair, for Johnne Watsone, his sone, in compleit
payment of the first half of his entres siluer for vi s. viii d. land in
Toftis, occupeit be vñquhillie Johnne Zoung thair

1 lib.

Fra Isbell Reid, relict of vñquhillie Hew Fulfuird, and Johnne Miller,
now her spons, in compleit payment of the first half of thair entres
siluer for vi s. viii land in Toftis

1 lib.

Fra George Fulfuird, for —— Fulfuird, dochter to the said vñquhillie
Hew, to ane compt of the first half of hir entres siluer for vi s. viii d.
land in Toftis

xlv lib. vi s. viii d.

Fra Johnne Kaidzow in Corslie, in compleit payment of the first half
of his entres siluer for vii s. vi d. land in Corslie, by 42 : 0 : 0, chargit
in the comptis befoir

viii lib.

Fra Mathow Gilmour thair, in compleit payment of the first half of his
entres siluer for v s. land in Corslie, by 20 : 0 : 0, chargit in the
comptis befoir

xiii lib. vi s. viii d.

Fra Johnne Auchinlos in Over Bordland, in compleit payment of the
first half of his entres siluer, for xiii s. iiiij d. land in Over Bordland,
by 93 : 6 : 8, chargit in the comptis befoir

vi lib. xiii s. iiiij d.

Fra Johnne Reid in Stanesyde, for William Fulfuird in Buleraig, to
ane compt of the first half of his entres siluer for x s. land in
Buleraig

xxxiii lib. vi s. viii d.

Fra William Miller in Kirkton, in compleit payment of the first half of
his entres siluer for x s. land in Kirkton, by 100 : 0 : 0, chargit in the
comptis befoir

xvi lib. xiii s. iiiij d.

Charge of money for entres.

Fra Robert Faullis in North Kirkton Muir, to ane compt of the first half of his entres siluer for x s. land in North Kirkton Mwre, by 60:0:0, chargit within the comptis befoir	lx lib.
Fra Alexander Crawfurd in Woidhous, for Johnne Crawfurd, sone to Symon Crawfurd thair, in compleit payment of the first half of his entres siluer for vi s. viii d. land in Woidhous	lvi lib. xiii s. iiiij d.
Mair, fra the said Robert Faullis in North Kirkton Mwre, to ane compt of the first half of his entres siluer for the said x s. land, by 120:0:0, chargit with befoir	xxiiii lib.
if xl lib. xiii s. iiiij d.	
Summa of entres syluer of the first	
termes payment thairof	v iiiij xli lib. viii s. v d.

Mair, the compter charges him with the money ressauit fra the tennentis in Eglishame, for the last half and last termes payment of thair entres siluer sen the last comptis maid thairof; as particulerlie followis —

Ressauit fra Johnne Zoung in Threipland, to ane compt of the last half of his entres [siluer] for x s. land in Threipland	lvii lib. xiii s. iiiij d.
Fra James Thomson thair, to ane compt of the last half of his entres siluer for iii s. iiiij d. land in Threipland, by 2:9:4, chargit in the comptis befoir	xxxii lib.
Fra Johnne Paterson, sone to Andro Paterson in Stanebyre, in compleit payment of the last half of his entres siluer for x s. land in Stanebyre, by 82:0:0, chargit in the comptis befoir	lxviii lib.
Fra Johnne Paterson thair, to ane compt of the last half of his entres siluer for x s. land in Stanebyre, and vi s. viii d. land in Tempillis, by 7:6:8, chargit in the comptis befoir	if iij lib. vi s. viii d.
Fra Johnne Watson, sone to Johnne Watson, elder, in Hieraig, in compleit payment of the last half of his entres siluer for x s. land in Hieraig, by 114:13:4, chargit in the comptis befoir	xviii lib. xiii s. iiiij d.
Fra Johnne Watson, younger, in Hieraig, in compleit payment of the last half of his entres siluer for vi s. viii d. land in Hieraig, by 26:13:4, chargit in the comptis befoir	xl lib.
Fra Mathow Clyde, and Robert Clyde his brother, for Robert Clyde, sone to the said Mathow, to ane compt of the last half of his entres siluer for v s. land in Hieraig	liii lib.
Fra James Zoung thair, to ane compt of the last half of his entres	

siluer for x s. land in Hieraig, by 40 : 0 : 0, chargit in the comptis befoir	lxvii lib. xiii s. iii d.
Fra Robert Or in Threipland, to ane compt of the last half of his entres siluer for xiii s. iii d. land in Threipland	xlvii lib. xiii s. iii d.
Fra Andro Patersone in Stanebyre, for William Patersone, his sone, to ane compt of the last half of his entres siluer for vi s. viii d. land in Tempillis	xvi lib. v s. iii d.
Fra William Armour in Hill, for Thomas Laslaw in Ardoch, in compleit payment of the last half of his entres siluer for xvi s. viii d. land in Ardoch, by 166 : 13 : 4, chargit in the comptis befoir	xxxiii lib. vi s. viii d.
Fra Hew Sym, for Johnne Sym, his sone, in compleit payment of his entres siluer for xviii s. vi d. land in Ardoch, by 147 : 3 : 8, chargit in the compt befoir	lii lib. xvi s. iiiij d.
Fra Alexander Wallace, for Johnne Donald in Ardoch, to ane compt of the last half of his entres siluer for iii s. viii d. 2 part penny land in Ardoche	xxvi lib. xiii s. iiiij d.
Fra Johnne Watsone, sone to Johnne Watsone in Torrethoill, in compleit payment of the last half of his entres siluer for viii s. x d. 2 parts penny land in Torrethoill, by 45 : 0 : 0, chargit in the compt befoir,	v lib.
Fra Johnne Kirkland thair, sone to Johnne Kirkland thair, in compleit payment of the last half of his entres siluer for ivi s. vd. 3 parts penny land in Torrethoill, by ii : 0 : 0, chargit befoir	xviii lib.
Fra Alexander Zoung in Over Enocht, in compleit payment of his entres siluer for x s. land in Over Enocht, by 43 : 6 : 8, chargit with befoir,	xl lib.
Fra the said Alexander Zoung, for Johnne Thomsone in Nather Enocht, to ane compt of the last half of his entres siluer for vi s. viii d. land in Ouer Enocht	xxvi lib. xiii s. iiiij d.
Fra Johnne Zoung in Nather Enocht, to ane compt of the last half of his sones entres siluer for xvi s. viii d. land in Park, and xiii s. iv d. land in Nather Enocht	xviii lib. x s.
Fra Mathow Zoung in Ouer Rivocht, to ane compt of the last half of his entres siluer for xvi s. viii d. land in Over Rivocht, by 50 : 1 : 0, chargit in the comptis befoir	lxvi lib. xiii s. iii d.
Mair, fra the said Alexander Wallace for Johnne Donald in Ardoch, to ane compt of the last half of his entres siluer, by 26 : 13 : 4, chairgit befoir	vii lib. vi s. viii d.
Fra Johnne Faullis in Nather Rivocke, to acompt of the last half of his entres siluer for x s. land thair	xl lib. xiii s. iiiij d.

Mair, fra the said Mathow Zoung in Ouer Rivoche, by 116 : 13 : 4, chargit befoir	xiii lib. vi s. viii d.
Fra William Zoung in Ouer Rivocke, for Mathow Zoung, his sone, to ane compt of the last half of his entres siluer for xi s. i d. 3 parts penny land in Ouer Rivocke, by 26 : 13 : 4, chargit within the comptis befoir,	Ivii lib. vi s. viii d.
Fra Johnne Zoung thair, to ane compt of the last half of his entres siluer for v s. vi d. 2 parts penny land in Ouer Rivoche	vii lib. vi s. viii d.
Fra Johnne Zoung, zunger, in Braheid, in compleit payment for the last half of his entres siluer for x s. land of Braheid	lxxx lib.
Fra Johune Armour in Grenefield, to ane compt of the last half of his entres siluer for viii s. iiiij d. land in Grenefield	xx lib.
Fra Johnne Faullis and Andro Brysone, takismen to Alexander Zoung in Meikle Locheraig, to ane compt of the last half of his entres siluer for xiii s. iiiij d. land of Meikle Locheraig, by 133 : 6 : 8, chargit in the comptis befoir	xxiv lib.
Fra Mathow Watsone in Litill Locheraig, to ane compt of the last half of his entres siluer for xiii s. iiiij d. land of Litill Locheraig	xii lib.
Fra Johnne Watsone in Meikle Bennen, to ane compt of the last half of his entres siluer for xiii s. iiiij d. land in Meikle Bennen, by 40 : 18 : 0, chargit in compt befoir	xxxiii lib. vi s. viii d.
Fra Andro Strang thair, to ane compt of the last half of his entres siluer for xx s. land in Meikle Bennen, by 53 : 6 : 8, chargit in the compt befoir,	xxxviii lib. xiii s. iiiij d.
Fra Johnne Kirkland in Litill Bennen, in compleit payment of the last half of his entres siluer for xii s. vi d. land in Litill Bennen, by 92 : 3 : 8, chargit in the comptis befoir	vii lib. xvi s. iiiij d.
Fra Renkene Flemyngh thair, for Johnne Flemyngh, his sone, in compleit payment of his entres siluer for xii s. vi d. land in Litill Bennen, by 6 : 13 : 4, chargit in the compt befoir	iiii ^{xx} xiii lib. vi s. viii d.
Fra Mathow Zoung, elder, thair, to ane compt of the last half of his entres siluer for viii s. iiiij d. land in Litill Bennen	xiii lib. vi s. viii d.
Fra Johnne Zoung, elder, in Blakwoid, to ane compt of the last half of his entres siluer for xv s. land in Blakwoid	xxiiij lib. xiii s. iiiij d.
Fra Johnne Armour in Grenefield, to acompt of the last half of his entres siluer for viii s. iiiij d. land in Grenefield, by 20 : 0 : 0, chargit with befoir	xiii lib. vi s. viii d.
Fra Matthow Zoung, zunger, in Langlie, to ane compt of the last half of his entres siluer for x s. land in Langlie, by 36 : 15 : 4, chargit in the last compt	xxxiii lib. vi s. viii d.

- Fra Robert Strang in North Mwrehous, in compleit payment of the last half of his entres siluer for xiii s. iii d. land in North Mwrehous, and vi s. viii d. land in Meikle Bennen, by 176 : 6 : 8, chargit in the comptis befoir lvii lib.
- Fra Andrew Gilmour in North Mwrehous, mair nor the sowme of fywe hundredth merkis, chargit with in thrie comptis befoir for his entres siluer for xiii s. iiiij d. land in North Mwrehous lxvi lib. xiii s. iii d.
- Fra Johnne Watsone, elder, in Blakhous, in compleit payment for his entres siluer for xiii s. iii d. land in Blakhous, for my Lordis lyftyme and his levand togiddir lxvi lib. xiii s. iii d.
- Fra Johnne Watsone, zounger, thair, to ane compt of the last half of his entres siluer for viii s. x d. 2 parts penny land in Blakhous, by 66 : 13 : 4, chargit in the comptis befoir xi lib. xiiii s.
- Fra William Watsone thair, to ane compt of the last half of his entres siluer for viii s. x d. 2 parts penny land in Blakhous, by 40 : 0 : 0, chargit in the last compt xxvi lib. xiii s. iii d.
- Fra Johnne Watsone in Bonytoun, to ane compt of the last half of his entres siluer for xiii s. iii d. land in Bonytoun lii lib. xiii s. iii d.
- Fra William Watsone thair, in compleit payment of the last half of his entres siluer for xx s. land in Bonytoun, by 100 : 0 : 0, chargit in the comptis befoir xxxiii lib vi s. viii d.
- Fra Mathow Montgomerie in Rosmyln, to ane compt of the last half of his entres siluer for the myln and myln land, and vi s. viii d. land in Wurdill xxxiii lib. vi s. viii d.
- Fra William Zoung in Fluiris, to ane compt of the last half of his entres siluer for xxv s. land in Fluiris, by 66 : 13 : 4, chargit befoir xvii lib. xiii s. iiiii d.
- Fra Johnne Blak in North Brakenrig, to ane compt of the last half of his entres siluer for vi s. viii d. land in North Brakenrig xx lib.
- Fra Margrat Robesone, for Johnne Watsone, hir sone, to ane compt of the last half of his entres siluer for xiii s. iii d. land thair in Bonytoun vi lib. xiii s. iii d.
- Fra Andro Brysone in North Brakenrig, to ane compt of the last half of his entres siluer for xiii s. iii d. land in North Brakenrig, by 62 : 1 : 0, chargit with befoir xxiii lib. vi s. viii d.
- Fra Cudbert Watsone in South Brakenrig, to ane compt of the last half of his entres siluer for xxs. land in South Brakenrig, by 16 : 13 : 4, chargit in the last compt xiii lib. viii s.
- Fra Johnne Fulfuird thair, for William Fulfuird, his brother, to ane compt of the last half of his entres siluer for vi s. viii d. land in South Brakenrig, xiii lib. vi s. viii d.

Fra Bartilmo Reid in Toftis, for Andro Reid, sone to Andro Reid in Cassilhill, to ane compt of the last half of his entres siluer for vi s. viii d. land in Toftis, by 16 : 13 : 4, chargit in the last compt	xxii lib. x s. viii d.
Fra Dauid Watsone in Toftis, for Johnne Watsone, his sone, in compleit payment for the last half of his entres siluer for vi s. viii d. land in Toftis, occupet last be vnuquhillie Johnne Zoung	1 lib.
Fra Johnne Wilson in Corslie, for James Watsone thair, in compleit payment of his entres siluer for vii s. vi d. land in Corslie, by 46 : 6 : 8, chargit in the comptis befoir	iii lib. xiii s. iii d.
Fra Johmme Kaidzow in Corslie, to ane compt of the last half of his entres siluer for vii s. vi d. land in Corslie	xvi lib. xiii s. iii d.
Mair, fra the said Cudbert Watsone in South Brakenrig, to ane compt of the last half of his entres siluer for his xx s. land thair, by 30 : 1 : 4, chargit befoir	vi lib. xiii s. iii d.
Fra Johnne Auchinlos in Over Bordland, to ane compt of the last half of his entres siluer for xiii s. iii d. land in Ouer Bordland	lxxvi lib. xiii s. iii d.
Fra Alexander Currie for William Currie, in compleit payment of the last half of his entres siluer for vi s. viii d. land in Over Bordland, and iii s. iii d. land in Kirkstyle	iii ^{rs} xv lib.
Fra William Brysone in Nather Bordland, to ane compt of the last half of his entres siluer for xx s. x d. land in Nather Bordland	xxxiii lib. vi s. viii d.
Fra James Brysone in Kirktoun, for William Brysone his sone, to ane compt of the last half of his entres siluer for vi s. viii d. land in Kirk-toun, by 56 : 13 : 4, chargit in the comptis befoir	xii lib.
Fra William Miller in Kirktoun, to ane compt of the last half of his entres siluer for x s. land in Kirktoun	lxvi lib.
Fra vnuquhillie Mathow Zoung in South Kirktoun Mwre, for Thomas Zoung, his sone, and fra Mathow Zoung, brother to the said Thomas, to ane compt of the said Thomas his entres siluer, the last half thairof, by 50 : 0 : 0, chargit in the comptis befoir	lxli lib. vi s. viii d.
Fra William Armour in Hill, in compleit payment of the last half of his entres siluer for xv s. land in Hill, by 40 : 0 : 0, chargit befoir	lx lib.
Fra Johnne Baird in Lidzet, to ane compt of the last half of his sones entres siluer for vi s. viii d. land in Lidzet, and half of the Walkynly, by 40 : 0 : 0, chargit with befoir	x lib.
Fra Alexander Davidsone in Braidflat, for Johnne Crawfurd, sone to Johnne Crawfurd in Woidhous, to ane compt of the last half of his	

entres siluer for xiii s. iiiii d. land in Woidhous, by 47 : 6 : 8, chargit in the last compt	lx lib. xiii s. iiiii d.
Fra Alexander Crawfurd, for Johnne Crawfurd, sone to Symon Crawfurd in Woidhous, to ane compt of the last half of his entres [siluer] for vii s. viii d. land in Woidhous	x lib.
Fra Bessie Fulsfurd in Cokislin, in compleit payment of hir entres siluer for ane hous and zaird in Cokislin, by 20 shillings befoir	xlvi s. viii d.
Fra James Reid in Kirkton, in compleit payment of the last half of his entres siluer for ane hous and zaird in Kirkton	iii lib. vi s. viii d.
Fra Robert Warnok thair, in compleit payment of the last half of his entres siluer for his housses, zaird, and peice land in Kirkton, by 6 : 13 : 4, chargit with befoir	vi lib. xiii s. iiiii d.
Summa of money for the second termes payment of the entres siluer in Eglishame	ii ^m iii ^c lxv. lib. viii d.

Charge of money for the Eistwoid.

The compter charges him with the money of the fute of compt of the ferme meill of the barony of Eistwoid, for the crop and zeir of God I ^M sex hundredreth and sextene zeir; extending to	i ^m ii ^c lxxvii lib. xvii s. iii d.
Charges him with the money of the fute of compt of the ferme beir of the barony of Eistwoid for the said crop I ^M sex hundredreth and sextene zeir; extending to	ii ^c xxxiiii lib. xiii s. iiiii d.
Charges him with the Witsonday and Mertimes maillis of the landis and barony of Eistwoid, for the zeir of God I ^M sex hundredreth and sevintene zeir, as is particularlie contenit in the charge off comptis preceding; extending to	lxii lib.
With the money addettit be Johnne Dunlop for the Myln stane craig, the zeir 1617	iii lib.
With the money of the fute of the compt of caponis, 1616	v lib. xiii s. iiiii d.
With the fute of the compt of hennis, 1617	vi lib. xiii s. iiiii d.
Summa of the haill charge of money — xiii ^m ix ^c xxxvi lib. viii s. xi d.	

Followis the discharge of money; and first for annuallis —

In the first, the compter discharges him with the money delyuerit to
James Hammiltoun, provest of Glasgw, in name and behalf of the
laird of Silhertounhill, for his annualrent quhilke he hes out of Egli-
shame for Witsonday and Mertimes termes I^M sex hundredreth fourtene, sex
hundredreth fyftene, and sex hundredreth sextene zeiris, as his discharge beiris, ii^c xl lib.

Mair to him, for the said annual rent of vii^m merkis for Witsunday and Mertimes I^m sex hundredth sevintene zeir, as his discharge beiris xlvi lib. xiii s. iii d.
 To the persone of Renfrew, for ane zeiris annuall of vii^m merkis for ane zeir to Witsunday I^m sex hundredth and auchtene zeir, as his discharge beiris iii^c lxvi lib. xiii s. iii d.
 To George Hutcheson for the annuall of v^m merkis for ane terme to Mertimes I^m sex hundredth and sevintene zeir, as his discharege beiris, ii^c lxvi lib. xiii s. iii d.
 Mair to him, for ane zeiris annuall of the said sowme of v^m merkis to Mertimes I^m sex hundredth auchtene zeir, as his discharege beiris iii^c xxxiii lib. vi s. viii d.
 To Mr. Patrik Walkinschaw, minister at Mwnkland, for ane annualrent of ii^c lib. he and his wyfe hes out of the Maines of Polnwne for Witsunday and Mertimes termes I^m sex hundredth sextene and sevintene zeiris, as his dischares beiris xl lib.
 To George Sympson, tailzour, burges of Edinburgh, for the annuall of iii^m merkis quhill Mertimes I^m sex hundredth auchtene zeir, as his discharege beiris ii^c lxvi lib. xiii s. iii d.
 To James Hammiltoun of Aikinheid, in name and behalf of William Maxwell in Cowglen, tutour to Grissell Maxwell, dochter to vmquhillie Mr. Gabriell Maxwell, for the annuall of i^m lib. the said Grissell hes out of the barony of Eglishame, for Witsunday and Mertimes termes I^m sex hundredth sextene and sevintene zeiris, as the said William Maxwellis discharege beiris ii^c lib.
 To Helene Stewart, relict of vmquhillie Johnne Kennedie of Glendrischag, for hir annuall of iii^c lib. for Witsunday and Mertimes termes, the zeiris of God I^m sex hundredth fourtene, fyftene, sextene, and I^m sex hundredth sevintene, as my Lordis lettir and hir discharege beiris ii^c lx lib.
 heue Robert
upbell his dis-
uge heirvpon.
 To Robert Campbell in Mylntoun, for his annual of iii^m merkis, quhilk he hes out of Eglishame, for Witsunday and Mertimes termes I^m sex hundredth sevintene zeir, as his discharege beiris xxvi lib. xiii s. iii d.
 To the laird of Scottistoun for his annual rent quhilk he has out of the landis of Hill and landis of Grenefield in Eglishame for Witsunday and Mertimes termes I^m sex hundredth and sevintene zeir; viz., out of the Hill xxxvii lib. vi s. viii d., and out of the Grenefield xxxiii lib. vi s. viii d., as his dischares beiris lxx lib. xiii s. iii d.
 To Lawrence Seot, aduocat, in name of the bairnes of vmquhillie Alexander Seot, in Deane, for the annuall of ii^m merkis quhill Witsunday I^m sex hundredth nyntene zeir, as the said Lawrence discharege beiris ii^c xxxiii lib. vi s. viii d.

To the laird of Dundas for his annuell of viii^m merkis for Witsonday and Mertimes termes I^M sex hundredreth and auchtene zeir, as his discharge beiris

v^e xxxiii lib. vi s. viii d.

To the persone of Renfrew for ane zeiris annual of vii^m merkis fra Witsonday 1618 to Witsonday I^M six hundredreth nyntene, as his discharge beiris

iiiij^c lxvi lib. xiij s. iiiij d.

To Isbell Schaw, reliet of vñquhillie James Campbell, for hir annuell of twa thowsand merkis for Witsonday and Mertimes termes I^M sex hundredreth auchtene, as hir discharge beiris

i^f xxxiii lib. vi s. viii d.

Summa of money for annuellis iii^m i^f lxxxiiii lib.

Discharge of Money.

Apryle 12. In the first, vpon the 12 of Apryle 1617 in Glasgw, for grathing ane hagbut of my Lordis, and for half ane pund of puldir, and half ane pund of leid

xxvi s. viii d.

20. The 20 day of Apryle, to Johnne Dunlop for my Lordis ordinar expensis at his hous, beginand the 2 of Apryle, to the 16 day thairof at none; and for sum aqua vytie, as the compt thairof subseruit be my Lord beiris

lxix lib. xii s.

For cutting ane trie in the Eistwoid to be a leddir to the place of Corslie, and for making it

xx s.

Maij 14. The 14 of Maii, send to Edinburgh to my Lord, with Alexander Zoung in Over Enoche

vi^f lib.

For viii daillis to be the new zet of the auld ward of Polnwne

v lib. vi s. viii d.

To William Gilmour, for biging the stane work of the said ward zet

iiiij lib. vi s. viii d.

For lyme and sand thairto

xx s.

For thrie pair of brankis to my lordis hors, and for four soullis to thame,

x s.

For ane tub and a barrow to the stable

xvi s.

For ane hwik to scheir gers with

vi s. viii d.

For sex faddum towis to my Lordis blak staig

xvi s.

To Mathow Zoung for mending xv fallis of the new ward dyke

x s.

Junij 10. The 10 day of Junij, to Patrik Bell, merchand in Glasgw, for xvi daillis, and ane double spar to the place of Polnwne

xiiii lib.

For ten lokis to dures in the place of Polnwne

vi lib. xviii s.

To the smyth in Jacktoun for mending a lok

xi s.

16. The 16 day of Junij, send to Edinburgh to my Lord with Alexander Currie

v^e ii lib.

For thrie dusane chikinis send to Edinburgh, to my Lordis hous thair

iiiij lib. xv s.

- Julij 20. The 20 day of Julij 1617, delyuerit to Johnne Dunlop, for byng pro
vioun to my Lordis hous in Glasgw, the Kingis Maiestie being
thair iiiii^{xs} xi lib. iiiii s. viii d.
27. The 27 of Julij, in Glasgw, delyuerit to Mathow Birsbane his sone for
ane hors my lord bocht fra him ii. xx lib.
- For mawing the hay in the auld ward of Polnwne xxx s.
- And gevin for wyning it xxvi s. viii d.
- August 12. The 12 of August, to James Elphinstoun, glasin wrycht, for mending the
glas windo in the laiche gavill chalmir in Polnwne, extending to xiii
fute mendit work xxxv s.
- And to his man for careing it iii s.
19. The 19 of August, send to Setoun of buttir fiftie stane twa pund; quhairof
wes of my Lordis awin buttir fourtie ane stane xiiiij pund and a half, and
of bocht buttir viii stane iiiij pund; pryce of the stane liii s. iiiij d.—
summa xxi lib. viii s. iiiij d.
27. The 27 of August, in Glasgw, delyuerit to Margrat Ros, for my Lord and
my Lady thair ordiner expenses and thair cumpaneis at hir hous, as the
compt thairof beiris xxxi lib. xiii s. vi d.
- And to the kuik and seruandis thair xxvvi s.
- The said day for vi faddum towis to my Lordis blak staig xviii s.
- The said day in Glasgw, to Mathow Glen, baxster, for ane boll flour in
baikin breid, send to Irwin to my Lordis hous x lib. xiii s. iiiij d.
- To ane man send out of Glasgw to the calender for my Ladeis virginellis,
and careing thame to Eglintoun lii s. iiiij d.
- The 5 of September my Lord derecit William Buntene to Edinburgh;
delyuerit to him at my Lordis command xl lib.
- September 6. The 6 day of September, to Johnne M^cQuhirie for his wages in Polnwne,
beginand the first day of Junij 1617, to the said 6 day at evin, being
iiiij^{xs} xviii dayis, ilk day iii schillingis: summa xiiii lib. xiiii s.
- For ane boll flour, bocht in Glasgw, and send to Eglintoun x lib.
- To Johnne Dunlop, for my Lordis ordiner expenses at his hous at twa sin-
drie tymes, in twa comptis; the ane beginand the 17 of Julij 1617,
the vther the 26 of September, the said zeir, and vther comptis, as the
samyn subseryuit be my Lord beiris iiiii^{xs} vi lib. iiiij s. x d.
- For xxii daillis bocht to the place of Polnwne, at xiiii s. the peice xv lib. viii s.
- October. The day of October, to Alexander Currie, for xxi stane ten pund of
buttir send west to my Lordis hous in Eglintoun, at 1 sb. the stane:
summa liii lib. xv d.

- er 10. 12. The 10 and 12 dayis of October, for twa bollis flour send to Eglintoun ;
 the ane out of Glasgw, and the vther out [of] Hammiltoun xix lib. vi s. viii d.
- For twa forrow ky, send west to Eglintoun ; the ane at xiii lib. vi s. viii d.
 the vther at xii lib. : summa xxvi lib. vi s. viii d.
- To Patrick Bell, merchand in Glasgw, for xx dowble fir sparris, and xx
 single sparris, pryce of the double spar xxxvi s., and of the singill spar
 xviii s.: summa liii lib.
- Thir send to Eglintoun.
- Mair, for fywe dowbill sparris send thairefter, at xxxiii s. iii d. the spar viii lib. vi s. viii d.
- 29 The 29 of October, delyuerit to Johnne Dunlop, conforme to my Ladeis
 ticket xl lib.
- To the cadger for bringing the thrie carriages out of Edinbruch to Eglis-
 hame, quhilk William Buntene convoyit x lib.
- ember 18. The 18 day of November 1617, to Johnne Montgomerie for his feall,
 anno 1617 xl lib.
21. The 21 day of November 1617, in Edinbruch, delyuerit at my Lordis
 command, to William Ros, merchand, as his compt of furnissing of
 tapestrie and vther merchand wairis particularlie beiris vii^e iii^e x lib. xiii s. iii d.
- The said day delyuerit to Lawrence Scot, aduocat, for his pensiou this
 instant zeir of God I^m sex hundredth sevintene, as his discharge beiris ii^f xl lib.
24. The 24 of November, in Edinbruch, delyuerit to Thomas Martene, mer-
 chand thair, for furnissing of sueit meitis, spyces, and vtheris necesseris,
 as his compt beiris i^e xi lib. xvi s. ix d.
25. The 25 of November, in Edinbruch, delyuerit to Dauid Carstairs,
 seruitour to Johnne Carstairs, merchand burges of Sanctandrois,
 conforme to my Lordis obligatioun maid to him of fywe thowsand
 merkis, as the same beiris, of the daft, at Setoun and Edinbruch, the
 4 of December 1615 iii^m iii^e xxxiii lib. vi s. 8 d.
- For the lettres of suspensioun aganes Neill Montgomerie anent Henreis
 croft xlvi s. viii d.
- For the act of caution thairanent xxxvi s.
- For the compteris expensis in Edinbruch, and be the gait hame, and
 a-feild, beginand one Tysday the 18 of November, to Thurisdaiy the
 27 day thairof, at evin, being ix dayis, ilk day xxx s.—inde xiii lib. x s.
- Quhairof to Johnne Wallace by his cariage siluer for byding in Edin-
 bruch the said space iii lib.
- The day of November, to a cadger for bringing a barrell of Spanes
 wyne out of Edinbruch to Eglishame, as Robert Forrestis lettir beiris, iii lib.

For foddering sex zoung gnidis of my Lordis, fra Hallowmes 1617, to Beltane 1618	x lib.
For flour, eggis, and balormie to mend ane of the legis wes broikin	viii s.
To Johnne Harbie, for foddering ane stirk to my Lord the zeir pre- eceeding	xxvi s. viii d.
ember 14. 18. To Johnne Dunlop for my Lordis ordiner expensis at his hous, beginand the 14 off November, at evin, to the 18 day thairof efter denner, and for aqua vytie, as the compt thairof beiris	lii lib. iii s.
December 8. The 8 day of December, in Glasgw, gevin for vi stane weeht of candill ; pryce of the stane liii s. iiiii d. : summa	xvi lib.
The said day, gevin for ane brasin kettill send west to Eglintoun, wey- and xiiiij pund and vi vnce ; pryce of the pmnd xiii s. iiiii d. : summa	ix lib. xi s. viii d.
To Margrat Ros, for sex coveringis send west to Eglintoun, at iii lib. the peice	xviii lib.
For ane new lint quheill bocht at my Ladeis command	iii lib. x s.
To the manis boy that maid, of drink siluer	ii s.
For ane quheill band thairto	ii s.
For mending the grayth of ane vther quheill, conforme to my Ladeis derectionn	xii s.
For thrie lint quheill bandis	vi s.
For thrie pund mwstard seid	xx s.
For thrie wyre chandilleris	xxiiii s.
Januar, 1618. 18. The 18 day of Januar 1618, send west to my Lord, as his Lordship's lettir beiris	ii ^e lib.
25. The 25 of Januar, for ane galloun and a half a mwtskin and a half of aqua vytie, send eist with James Colles	xxiiii lib. xv s.
For twa half galloun barrellis, and twa quart barrellis to put it in	xi s.
For ane firlot quhyt salt, and ane vther firlot befoir, send to Eglintoun	xxiiii s.
For fywe hundredth plaineshour naillis and a thowsand ries send befoir	vii lib. x s.
Februar 21. The 21 of Februar, delyuerit to Johnne Dunlop for Henrie Setounes compt; as my Ladeis lettir derecit to the said Johnne beiris	lxii lib. ix s. iiiii d.
Marche 2. The 2 day of Marche, to the knokmaker in Glasgw, for graithing my Lordis knok	iii lib. x s.
12. The 12 of Marche, in Glasgw, to Patrik Bell, merchand, for ane hun- dredth daillis send to Eglintoun	lxxx lib.
Marche 12. For drawing the said daillis fra Glasgw to Govane fuird to the boit	iii lib.
lay this on the feutis of Eist- le. For beiring thame to the kairtis	viii s.
To the boy brocht word the boit wes cum	vi s.

For the ewstwine at the brig of Glasgw	iii s. iii d.
arche 24. The 24 of Marche, gevin for registering the lettres of horning aganes certane the tennentis of Eglishame, quhilk wer registrat the 2 of Marche	xlvi s. viii d.
For sex litill stok lokis send west to Eglintoun, at vii s. iii d. the lok	xliii s.
For ane firlot small salt send west	xii s.
For half ane peet mwstard seid	xxvi s. viii d.
Apryle 7. The 7 of Apryle, to David Stene for vsing the warning aganes the laird of Lus and his tennentis of Garsewbe, anent the mos of Scottistoun	xliii s.
13. The 13 of Apryle, for thrie kidis send west to Eglintoun, at xviii s. iii d. the kid	lv s.
27. The 27 of Apryle, in Glasgw, for fywe greit salmond send to Eglintoun	viii lib.
For twa kiddis send thair	xxxviii s.
29. The 29 of Apryle, in Glasgw, gevin for four pund raissingis of the sone, at v s. vi d. the pund; and for viii pund plum dames, at ii s. i d. the pund—summa	xxxviii s. viii d.
Maij 2. The 2 of Maij, for ane stane wecht of plundames send to Eglintoun	xxxiii s. iii d.
4. The 4 of Maij, in Glasgw, gevin for twa pair kairt quheillis for stane kairtis	xvi lib.
For irne work to the said twa pair of kairt quheillis, in banding, busching, and schoing thame, extending to xviii stane v pund; prye of the stane wecht, maid work, iii lib.—summa	liii lib. xviii s. ix d.
For four cabiris to draw the quheillis west with	v s. iii d.
And of drink siluer	x s.
13. The 13 of Maij, in Eglishame, delyverit to my Lord, as his Lordship's ticket beiris	lx lib.
18. The 18 of Maij, in Glasgw, gevin for sex salmond send west to Eglintoun, To Johnne Dunlop for my Lordis ordiner expenses at his hous, beginand the 7 day of Maij to the 13 day thairof at none, as the compt subseruyit be my Lord beiris	vi lib.
20. The 20 day of Maij, delyuerit to Johnne Dunlop to pay in Edinburgh for lint, as my Ladeis lettir beiris	lii lib. v s. viii d.
The said day to Johnne Armour, cadger, for bringing hame my Lordis lansis	lxiii lib. xviii s.
25. The 25 of Maij, for ane boll flour, bocht in Glasgw and send to Eglintoun, And for ane firlot of salt	viii lib.
For ane thowsand plainschour naillis at x s. the hundredth, and fywe hundredth sylouring naillis. at viii s. the hundredth, send to Eglintoun	xi lib. iii s.
	xiii s.
	vii lib

- Junij 2. The 2 day of Junij, send to Eglintoun of buttir quhilke wes bocht ix
stane iiiii pund; prye of the stane liii s. iiiii d.—summa xxvii lib. x s. iiiii d.
4. The 4 of Junij, in Edinbruch, delyuerit to Mr. Francis Hay, wryter to
the signet, conforme to my Lordis band maid to him, of the dait at
Edinbruch, the 29 of Junij 1617 vi^e lxvi lib. xiii s. iiiii d.
5. The 5 of Junij, in Edinbruch, delyuerit to my Lord in his Lordship's
chalmers at nycht ii^f xxxiii lib. vi s. 8d.
6. The 6 of Junij, in Edinbruch, delyuerit to Robert Forrest, as my Lordis
ticket beiris xl lib.
- For the compteris expenses in Edinbruch, and be the gait hame and
afield, beginand the 3 of Junij to the 7 day thairof, four dayis vi lib.
13. The 13 day of Junij, in Irwin, delyuerit at my Lordis command to the
provest and balleis thairof, as thair discharge beiris vi^e lxvi lib. xiii s. iiiii d.
13. The said day, in Eglintoun, delyuerit to my Lord, as his Lordship's ticket
beiris lxvi lib. xiii s. iiiii d.
25. The 25 day of Junij, delyuerit to Johnne Dunlop, quhilke he deburssit in
my Lordis effairis, as the particuler compt thairof, heirwith produet,
beiris 1 lib.
- Julij 3. The 3 day of Julij, in Glasgw, for half ane stane of plundames send
to Eglintoun xvii s. viii d.
- And for half ane stane of raisingis of the sone send thair xlvi s.
4. The 4 of Julij, in Glasgw, for xv mwre powtis, and ane auld mwrefoull
send to Eglintoun iiiii lib.
- And for four fresche salmond send thair iiiii lib. xii s.
8. The 8 of Julij, to four men and twa wemen, for thresching, schaiking,
and diehting the aitis wes in Polnwne, that come out of the Ardoch,
To Andro Luis, smyth in the Kirktown of Eglishame, for his work, as
his compt beiris xl s.
- To William Gilmour, wrycht, for his compt for work, as the same beiris,
13. The 13 of Julij, in Glasgw, to Johnne Wallace for chirreis he send to
Eglintoun xx lib. xiii s. v d.
- And for twa mwrefoullis and a powt he send to Eglintoun v lib. xiii s. iiiii d.
20. The 20 day of Julij, in Glasgw, for ane gray hen and thrie of hir powtis
send to Eglintoun xiⁱiiii s.
- The said day, for ane firlot small salt xxii s.
- The said 20 day of Julij, send to my Lord, quhilke Thomas Neving
ressauit, ane thousand merk, quhilke my Lord borrowit fra George
Hutesone, quhaireof the said George retenit for the annuall thairof
xxvi s. viii d.
- xii s.

- quibill Whitsonday 1619—lxii lib. ii s. iii d. Sua restit. quihilk I
send west vii v lib. ix s.
- August 7. The 7 day of August, send to Setoun, at my Lordis command, xxx
stane of buttir; quhairof wes of my Lordis awin buttir xxiiii stane vi
pund and a half, and of bocht buttir to mak it out, v stane ix pund;
pryee of the stane, liii s. iiiii d.—summa xiiii lib. xviii s. iiiii d.
- And for xx stane of eheis send thair, at my Lordis command, at xxii s.
the stane xxii lib.
- To Johnne Dunlop for my Lordis ordiner expenses at his hous, beginand
the 20 day of August, to the 25 day thairef, efter denner, as the
compt subseruyit be my Lord beiris xxviii lib. xix s.
- September 7. The 7 of September, in Glasgw, for xiiith naillis send to Eglintoun:
quhairof i^m wes at xi s. the hundredth, and iii^m at xiii s. iiiii d. the
hundredth—summa vii lib. x s.
- And for i firlot small salt send thair xii s.
10. The 10 day of September, in Glasgw, gevin for nyne stane twa pund of
kaik leid send to Eglintoun, prye of the stane liii s. iiiii d.—summa xxiii lib. vi s. viii d.
23. The 23 of September, send to Setoun at my Lordis command xxx stane
of buttir; quhairof wes of my Lordis awin buttir ix stane ix pund, and
of bocht buttir xx stane vi pund and a half, pryce of the stane lvi s.
viii d.—summa lvii lib. xv s. i d.
- To Johnne Reid, my Lordis man, for his wages in Poluwne, beginand the
14 day of Maij 1618, to the first day of October nixt thairefter, ex-
tending to sevin scoir dayis, ilk day iiiii s.—summa xxviii lib.
- To Robert Wylie, cowper in Glasgw, for ane new maskat and a crud to
the brew leid in Eglintoun, and for euning thair and setting thame vp,
To his man of drink siluer xxxiii lib. vi s. viii d.
- For ane hay stak coft fra James Widderow, in symmer 1617 xx s.
- The compter discharges him with the raisit maill of Blakwodhill, anno
1617, quhairwith he is ehargit, and it out of vse of payment xxvi lib. xiii s. iiiii d.
- With the maill of the xvi s. viii d. land of Park, disponit to Hew Mont-
gomery of Auchinhude, for the crop 1617 viii lib.
- With the syluer maill of South Mwrehous, 1617, in the handis of Williame
Myre of Glanderstoun, alledgi disponit to him be my vniqubile Lord,
With the syluer maill of Henryiseroff. intromettit with be Neill Mont-
gomery, 1617 iii lib.
- For cutting tymmer to the housses of the Manes of Polnone, and for
mending and repairing the saidis housses x lib. xvi s. viii d.

For stray to the theiking of the housses of Corslie, in anno 1617 iii lib. xii d.

To Jonet Myre in Crawfurde Maines for the ferme scho payit to my Lord
for the erop 1612, and thaireftir tane fra hir be Robert Craufurde x lib. xi s.

To Dauid Stevin for summonding the tenementis of Garscube vponne the
warning maid be my Lord to thane fra the mos of Scottistoun xl s.

lviij lib. viij s. viij d.

Summa of discharge of money extendis to xiii^m ix lib. xviii s. xi d.

The charge is xiii^m ix^c xxxvi lib. viii s. xi d.

And sna the compter restis awand ane thousand nyne hundredth twentie sex pundis ten schillingis.

At Eglintoun, the thrid day of October, the zeir of God I^m VI^c and auchtene zeiris, this
compt hard, sene and allowit, in the quhilk the compter Robert Seales is fundin to be restand
awand to ane noble and potent erle, Alexander Erle of Eglintoun, his maister, the sowme of ane
thowsand nyne hundredth twentie sex pundis ten schillingis money: Provyding alwayes gif any
misrekning or wrang compt beis fundin, ather in the charge or discharge foirsaid, the samyn to be
reformat and mendit according to reasoun and ordour of guid compt. In witnes quhairof the said
noble erle and the compter himself hes subscryvit thir presentis with thair handis, day, zeir and
place foirsaidis, befoir thir witnesses, Thomas Nevin of Monkridding, and Johnne Dunlop in Pol-
none Mylne.

EGLINTOUN.

ROBT. SCALES, Compter.

T. NEVIN, witnes.

JHONE DUNLOP, witnes.

AGREEMENT between John Earl of Montrose, and Alexander sixth Earl of Eglintoun, that
the former should have precedence of the latter, 17th June 1617.

211. AT Edinburghe, the sevintein day of Junii, the zero of God ane thousand sex hundredth and
sewentein zeiris. It is mutualie aggreit betuix the honorabill and noble lordis, Johne Erll of
Montrose, Lord Grahame and Mugdok, etc., on the one pairt, Alexander Montgomrie, Erll
of Eglington, Lord Montgumarie and Kilwinning, etc., on the wther part, in maner following,
to wit; that nochtwithstanding the deereit gevin be the Lordis Commissionaris appointit be His
Maiestie for ranking of the noble men of this kingdome of Scotland in thair awin places to be
kepit at parliamentis and generall counsellis, the saidis lordis commissionaris be thair deereit,
gevin wpon the fyft day of Marche, I^m VI^c and sex zeiris, fand, decernit and appointit the
Erll of Eglington to haue place befoir the Erll of Montros; as the said deereit gevin thairwpon
beris: Neuertheles, the saidis Erllis, with advyse of thair honorabill and noble frendis, and
for the better entertainement of mutuall loue and freindschip betuix thame and thair posterite

in all tyme cuming, and avoyding of any controuersie micht aryse for prioritie of the said place. haif now condiscendit, and be the tenour heirof condiscendis, that the said Erll of Montrois and his successouris, Erllis of Montrois in all tyme cuming, sall enjoy and posses the prioritie of place in all parliamentis, conventiounes generall and wther counsellis and publief metingis; nochwithstanding of the fairsaid decret pronuncit be the lordis comissionaris for ranking of the nobilitie, and whatsumever reciproke past amongis the said noble men in courtesie at this present parliament salbe no clame heirefter to the said Erll of Eglington, his airis nor successors, of any prioritie of place befoir the said Erll of Montroise airis or successouris in ony time cuming; bot that the said Erll of Montroise and his fairsaidis sall enjoy the prioritie of place as is abone writtin in all tyme heirefter: In consideratioun heirof the said Johne Erll of Montrois faithfullie promesis wpon his honour, fayth and fideletie, to do his wter and exact diligence for keiping of his awin place of prioretie aganis the remanent personnes content in the said decret, wha ar thairby rankit posterior to his Lordship; as also sall concour and assist be law the said Erll of Eglington, his airis and successoris, in defence of his ryght and prinelege of the place decernit and appointit to him be the said decret: but preuidice always to the said Johne Erll of Montrois and his fairsaidis, of his place and prioritie befoir the said Erll of Eglington and his successouris in all tyme cuming: And for the mair seuretie heirof, bayth the said noble Erllis ar content and consentis that thir presentis be insert and registrat in the bookes of Parliament or Counsell, thair to remane ad futuram rei memoriam; wnto that effect makis, constitutis and ordanis
 thair procuratouris, to compeir and consent to the registratioun heirof in maner abonewrittin; promittan be thir presentis to byd firme and stable, etc.: In witnessing wherof thir presentis, writtin be Williame Blaewode, seruitour to the said Erll of Montroise, bayth the saidis parteis. hes subscrivit thir presentis with thair handis, as followis, day, zeir and place fairsaidis, befoir thir witnesses, George Erle of Wintoun, James Erle of Abercorne, Johne Lord Flemyn, Hew Lord Sempill, Sir Williame Levingstoun of Kilsayth, Knycht, ane of the ordinar Senatouris of the College of Justice, and Dauid Grahame of Fentrie.

J. L. FLEMYNG, witness.

WINTOUN, witnes.

MONTROSE.

KILSAYTH, vitnes.

ABERCORNE, witnes.

EGLINTOUN.

D. GRAHAME of Fintrie, vitnes.

H. L. SEMPILL.

AGREEMENT between John Earl of Montrois, and Alexander sixth Earl of Eglington, that the former should have precedence of the latter, 27th November 1620.

212. AT Edinburght, the tuentie sewin day of Nonember, the yeare of God ane thowsand sex hundrethe and twentie yeares: It is mutualie apoynted, accordit and agrait vpon betuix the honorabill pairteis following, to witt, the right nobill and potent erle, Jhone Erle of Montrois, Lord Grahame and Mugdock, etc., vpone the ane pairet, and the right nobill and potent erle, Alexander Erle of

Eglintoun, Lord Mongomerie and Kilwynning, etc., vpon the other paire, in maner and forme
ctifursspecifeit, that is to say : Forsuamekle as the Lordis Commissioners appoyned be His Maiestie
for the ranking and placeing of the nobillmen of the kingdome of Scotland in thair plaices and
rankis in all parliaments and generall counsallis, hes be thair decret gevin and pronuncit vpon the
fyft day of Marche I^M VI^E and sex yeares, fund, appoyned and ordayneid the Erle of Eglintoun.
etc. to hawe rank and plaice befoir the Erle of Montrois; as the said decret in it selfe beiris.
Newertheles the said nobill erle, Alexander Erle of Eglintoun, of his awin frie goodwill and
motiwe, butt any actioun of law, proeese or reductioun, for syndrie good consideratiouns mowing
him, and speciale for mantenance of auncient amitic, lowe and kyndnes, quhilke has bene betuix
the Erle of Montrois and him, and thair houssis in thair predieessours and thair awin tymes, and
that the same may continew with the airis and successours for all aidges to cunn, hes acknaw-
ledgitt, and be thir presentis akknawlegis that the said Erle of Montrois in dew and richt, hes the
rank and plaice of Erledome before him, and thairfore the said Erle of Eglintoun, for him, his airis
and successours, Erlis of Eglintoun, etc., be thir presentis discharges and quyetcaynis all tytill,
richt or question of precedence in rank, to the said Erle of Montrois, his airis and successours
in the erledome of Montrois, notwithstanding of the decreit of the saidis Lordis Commissioners :
quhilkis be thir presentis, the said Erle of Eglintoun, for him and his successoris, renuncis in sua
far as concernis the said Erle of Montrois ; and renuncis heirby all actioun, pretenee or ques-
tioun thairanent in all tymes cuming ; granting heirby that the said Erle of Montrois, and his
airis, Erlis of Montrois, etc., oucht and shoud haiff the precedence, plaice and seance befoir him
and his airis, Erlis of Eglintoun, in all parliaments and other generall conventiouns or metings :
For the whilkis caassis, and for the mantenance of the lowe, amitic and freindschip betuix the
saidis nobill Erlis and thair successours, the said Jhone Erle of Montrois, etc. grants him selfe to
be hund and obleist, lykeas be thir presentis he byndis and obleissis him, his airis and successoris,
Erlis of Montrois, etc., that giff ewir it sall happen any of the Erlis, or thair airis or successouris,
wha ar, be the decreitt before mentionat, plaiced efter the saids Erlis of Montrois and Eglintoun,
etc., to rayse or intend anye actioun or summondis againe thame, or anye aue of thame, thair airis
or successours, acelayming thairbye to be rankitt or plaiced befoir thame, or anye aue of thame,
thair airis or successours ; that then and in that caice, the said Erle of Montrois, etc., and his foirsaidis,
shall concurr and assist with the said Erle of Eglintoun and his foirsaidis, to the defence
and mantenance of the said caus, as his awin propper, and in the same caice as gif he stooode still
in the rank, according to the befoir mentioned decreitt gevin be His Majesties Commissioners ;
and be thir presentis gewis full power and commissioun for him and his foirsaidis, to the said
nobill erle, Alexander Erle of Eglintoun, etc., and his foirsaidis, to compeir and cause compeir for
him and his foirsaidis, for his enteres, to mak all lawfull defensis aganis anye sie actionnis ; the
quhilkis defenssis the said Jhone Erle of Montrois, etc., byndis and obleissis him and his foirsaidis,
to manteyne be all his best meanes ; likeas being dewlie and tymelie requyred thairtoe, he and his
foirsaidis shall with his or thair awin presencis, and all other best meanis, assist and concurr with

the said nobill erle, Alexander Erle of Eglintoun, and his foirsaidis, to all good defenssis may be vsed in that cause; provyding always the same shall not prejudge the said Erle of Montrois in the prioritie of the plaiere befoir the saide Erle of Eglintoun, conforme to the mutuall contract past betuix the saids noble Erlis of the daitt at Edinburgh, the xvii of Junij 1617 yeares: And heirtoe baith the saids pairteis byndis and obleissis thame, thair airis and successors, to otheris, vpon thair faiths and honours: Lykeas, for the mair securitie thai ar content and consents that thir presentis be insert and registratt in the books of counsall . . . In witnes whereoff thir presentis, written be Mr. James Raithe, seruitor to the rycht nobill Alexander Erle of Dunfermelyng, Lord Heiche Chancellour of Scotland, etc., are subscrywitt be the saidis pairteis, day, yeare and plaiere foirsaidis, befoir thir witnessis, Alexander Erle of Dunfermelyne, Chancellour, Jhone Erle of Vigtoun, Sir William Stewart of Kilsythe, Knycht, Sir Archebauld Naper of Merchinstoun, and the said Mr. James Raithe.

DUNFERMLEYNE, witnes.

ARCHIBALD NAPER, vitnes.

MONTROSE.

WIGTOUNE, witnes.

MR. JA. RAITHE, witnes.

EGLINTOUN.

KILSAYTH, vitnes.

LICENCE by the Lords of Secret Council to Alexander sixth Earl of Eglintoun, for eating flesh during Lent, 9th February 1619.

213. THE Lordis of Secrete Counsaill gevis and grantis licence to Alexander Erll of Eglintoun, and such as sall accompany him at his table, to eate flesche dureing this forbiddin tyme of Lentrone, without pane, cryme, skaith or dainger to be incurrit be thame thairthrow, in thair personis, landis or gudis; notwithstanding of quhatsumeuir actis, statutis or proclamationis maid in the contrar: whairanent, and all panes contentin thairintill, the saidis Lordis dispensis be thir presentis: Gevin at Edinburgh, the nynt day of Februarie 1619.

AL. Cancell: J. MAR, Th^rs S. G. MURRAY.

Another LICENCE to the same effect, 6th March 1622.

214. THE Lordis of Secret Counsaill gevis and grantis licence to Alexander Erle of Eglintoun, and suche persons as shall accompanie him at his table, to eat flesche during this forbiddin tyme of Lent, and vpoun Wedinsday, Fryday and Satterday, for the space of ane yeir after the dait heirof, without pane, cryme, skaith or danger to be incurrit be thame thairthrou, in thair personis or goodis; notwithstanding quhatsomeuir actis or proclamationis maid in the contrair: quhairanent the saidis Lordis dispensis be thir presentis: Gevin at Edinburgh, the sext day of Marche 1622.

AL. Cancell:

J. MAR, Th^rs

MELROS.

S. W. OLIPHANT.

KILSAYTH.

PRESENTATION by King James VI. in favour of Mr. James Porteous to be Minister at Melvine Kirk [c. 1624].

JAMES R.

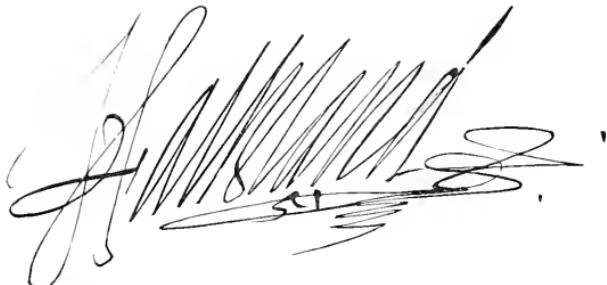
215. OUR Soverane Lord being informed of the qualification, literature and good conversation of his highnes lovit Maister James Porteous, minister at Leswade, and that he hes employed his haill tyme in the studie of theologie, and exercised himself in the ministrie and dispensation of the word this long tyme bypast, and that he is apt and able to discharge the office of ane minister within the kirk of God, and is of mind, Godwilling, to employ his haill studies in the fumetion of the ministrie in tyme coming; ordaines thairfore ane letter to be made vnder his highnes privie seall in dew forme, nominating and presenting the said Maister James Porteous to the ministrie at the kirk of Melvine, parsonage and vicearage thairof, mans, gleib and kirklands of the samyn, with all and sundrie teinds, fruits, rents, few diewties and emoluments perteyning and belonging to the said parsonage and vicearage, during all the dayes of his lyftyme, lyand within the dyocie of St. Andrews, and shireflome of Edinburgh; now vacand in his Maiesties hands, and at his highnes gift and presentatioun, be the deceiss of vnuquhill Johnne Hereis, last lawfull parson and viccar thairof: And that the said letter be extendit in the best forme, with all clauses neidfull, and to be direct to ane right reverend father in God, Johnne Archibishop of Sanctandrews, requyring and desyring the said right reverend father to try and examine the literature, qualification and good conversatioun of the said Maister James Porteous, and, he being fund apt, able and qualefeit to vse and exerce the said office of ministrie at the said kirk of Melvine, to authorize him with his ordinar collatioun and testimoniall of admission to the said parsonage and vicearage, of the erop and yeare of God I^M VI^E: and twentie

yeares, and sielyke yearlye in tymeecoming during all the dayes of his lyftyme; and to receive his oath for recognising his Maiesties authoritic, and dew obedience to his ordinar; and in case of his vnsufficiencie, to report the samyn to his Maiestic, or Lords of his Highnes Counsell, within the space of thairefter, that another more qualefeit persone may be of new nominat and presentit thairto: commanding also the Lords of his Highnes Counsell and Session, vpon the sicht of the said letters of presentatioun, and the said right reverend father his collatioun following thairupon, to grant and direct letters vpon ane simple charge of ten dayes allanerlie, at the instance of the said Mr. James Porteous, for causing of him, his factours and servitours in his name, be thankfullie answerit and obeyit of all and haill the said parsonage and vicearage of Melvine, mans, gleib and kirklands of the samyn, with all and sundrie teinds, fruits, rents, few diewties and emoluments perteyning and belonging thairto, during all the dayes of his lyftyme: Gevin at

SANCTANDREWS.

PASSPORT by Viseount Falkland, Lord Deputy of Ireland, to Captain William Stewart,
20th September 1627.

By the Lord Deputy.



216. FORASMUCH as vpon His Majesties directions vnto vs by his letters of the 24th of August last, wee have licensed this bearer, Captaine William Stewart (Commander of a Foote Company of the leite Fleete that came from Cales), together with his officers, to deparre this kingdome and to go into England, there to be disposed of in such imployments as His Majesty shall please to appoint: Theis are therefore to will and require all and every His Majesties officers, mynisters and Ioveing subiects whatsoever, to take dne notice thereof, and to affoord him the said Captaine Stewart the full benefitt of this our license; whereof they may not fayle: and for so doeing this shalbe a sufficient warrant: Given att His Majesties Castle of Dublin, the xxth of September 1627.

Jo. VEEL.

OBLIGATION by James Montgomerie, to Hugh Viseount Montgomerie of Airdes, his father,
30th January 1629.

217. BE it knownen to all men by these presentis, me, James Montgomery, seconnd lauchfull sone to a ne noble lord, Hew Viseount Montgomery of Airdes: That wher as the Right Honorable Alexander Erle of Eglintoun, Lord Montgomery, etc., out of the speciall love and favour which he beiris to my said Lord and father, and to all ws that ar his childerene, hes bene pleased to honour ws by affording his Lordshipis panes and travell to sie a present settling of oure estaitis, to the better lyking of oure said father, and our gretar quyet and content: Wit yea thairfoir me, the said James Montgomery, by these presentis, not only to testifie that I am weill pleased with that prouisioun and estait which my said Lord and father hes alloittit vnto me now, bot also (out of the consideratioun and trust I have of the said noble Erle his love and favour) to be bund and obliest that I shall never seik, have nor crave, any farder of the landis and inheritances which my said father dois now reallie and actnallie possess, or hes richt and tylte to accleame, nor move



PASSPORT by Viscount Falkland. Lord Deputy of Ireland, to Captain William Stewart,
20th September 1627.

By the Lord Deputy.



216. FORASMUCH as vpon His Majesties directions vnto vs by his letters of the 24th of August last, wee have licensed this bearer, Captaine William Stewart (Commander of a Foote Company of the leite Fleete that came from Cales), together with his officers, to departe this kingdome and to go into England, there to be disposed of in such imployments as His Majesty shall please to appoint: Theis are therefore to will and require all and every His Majesties officers, mynisters and loveing subiects whatsoeuer, to take due notice thereof, and to afford him the said Captaine Stewart the full benefitt of this our license; whereof they may not fayle: and for so doeing this shalbe a sufficient warrant: Given att His Majesties Castle of Dublin, the xxth of September 1627.

Jo. VEEL.

OBLIGATION by James Montgomerie, to Hugh Viscount Montgomerie of Airdes, his father,
30th January 1629.

217. BE it knownen to all men by these presentis, me, James Montgomery, secound lauchfull sone to a ne noble lord, Hew Viscount Montgomery of Airdes: That wher as the Right Honorable Alexander Erle of Eglintoun, Lord Montgomery, etc., out of the speciall love and favour which he beiris to my said Lord and father, and to all ws that ar his childerene, hes bene pleased to honour ws by affording his Lordshipis panes and travell to sie a present seting of oure estaitis, to the better lyking of oure said father, and our gretar quyet and content: Wit yea thairfair me, the said James Montgomery, by these presentis, not only to testifie that I am weill pleased with that prouisioun and estait which my said Lord and father hes alloittit vnto me now, bot also (out of the consideratioun and trust I have of the said noble Erle his love and favour) to be bund and obleist that I shall never seik, have nor erave, any farder of the landis and inheritanees which my said father dois now reallie and actuallie possess, or hes richt and tytle to acleame, nor move

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Agreement made

the Towne and Burchell in the vere of Lord the Thondre Sir Edmund de
Shute Between the right Honorable Sir Hugh Montgomery knight Lord Viscount all entynement of his yeare doth on the one parte and the Right Honorable Alexander Earle of Eglinston in the Realme of Scotland on the other parte **Witnesseth** that whereas the said Lord Viscount Montgomery is being desirous of the Honorable Earle of Eglinston within the said Realme of Scotland is most willing that he and his Heires shold at all times for ever hereafter acknowledge the respect and duty which they owe to the honor of the said House In consideracion whereof and for the naturall and soverayn affection whiche her the said Lord Viscount Montgomery hold to the said Alexander Earle of Eglinston and his Heires the said Lord Viscount Montgomery for him and his Heires death remaynt roenant and agree to and with the said Alexander Earle of Eglinston and his Heires Earles of Eglinston that shalbe of the name and surname of Montgomery That the heire and heires of the said Lord Viscount Montgomery shall in perpetuall remembrance of that lord and enter fealty givyn and deliuer one farron horse of the value of thirty pounds of lawfull money of england or therabout to the said Alexander Earle of Eglinston and his Heires being of the surname of Montgomery within the space of one yere after the heire and heires of the said Lord Viscount Montgomery shall haue suid forth his or their livery and entred into therellmord lordlynges landes and hereditaments within the Realme of Ireland and Scotland And the said Lord Viscount Montgomery for himself his heires and affyned deeth roenant promys and agreed to and with the said Alexander Earle of Eglinston and his Heires Earles of Eglinston by their presentes hat upon desyrt of the deliueryn of the said horse of the said price of thirty pounds by his heire or heires of the said Lord Viscount Montgomery made at the said tyme contrarie to the law intent and meaning of this presente that then at shall and may be lawfull unto the said Alexander Earle of Eglinston and his Heires Earles of Eglinston being of the surname of Montgomery to me for the same together with the sume of fifteen pounds free of like moner remaynt roone for every full default to be made by the heire or the said Lord Viscount Montgomery having first givyn due indutment and nature of their pretents onto the heire his chomesthe fault shall happen to bee remaynt as of syde And the said sume lord Viscount Montgomery doth by their presentes roenant promise and agree to and with the said Alexander Earle of Eglinston That he the said Lord Viscount Montgomery shall and will do make astrowndis farron and deliuer all and every sume other reasonable art and thynge and thinge conveynynge assurancynge in the same for the god and plet of mynnes and farrons for the deliueryn of the said horse of the pricysaid according to the true meaning of this presente by the said Alexander Earle of Eglinston shall be reasonably devid or required so that the said Lord Viscount Montgomery be not devid to transfe for the making or unknowledgyng of such assurancynge from his dwelling house **In witness** whereof the said parties to their ptes haue heerlyng interchangable putt their handes and sealed the day & yere first above written

London a. m. 16. 1. 1.



or proceid in any such purches frome my said father, or procurir, ather be my self or by any vtheris to my vse, ather in landis or in sowmes of money, by bandis fra his Lordship, for enlairging of my estait, to the burding, hurt or preuidice of his Lordshipis air, without the speciaill advyse and consent of the said noble Erle, Alexander Erle of Eglintoun, first had and obtenuit thairto : In witnes wherof I have heirto set my hand and seale, at Eglintoun, the penult day of Januar, the yeare of God I^m VI^c twentie nyne yeares.

Signed, subscryvit, and delyvered in presence of ws,

EGLINTOUN.

NEILL MONTGOMERIE of Langschaw.

J. S. GRINOK.

T. NEVIN of Monkridding.

J. MONTGOMERY.

PATRIK SCHAW off Kelsoland.



INDENTURE between Hugh Viscount Montgomerie of the Greate Ardes, and Alexander sixth Earl of Eglinton, 27th February 1630 : [Lithographed].

218. THIS Indenture made the seavn and twentieth day of Februarie in the yeere of our Lord one thonsand six hundred and thirty, betweene the right honorable Sir Hughe Montgomery, Knight, Lord Visconnt Montgomery of the Greate Ardes, on the one parte, and the right honorable Alexander Earle of Eglinton in the kingdome of Scotland, on the other parte, witnesseth, that whereas the said Lord Viscount Montgomery, being discended of the honorable howse of the Earles of Eglinton within the said kingdome of Scotland, is most willing that hee and his heires should at all tymes for ever hereafter acknowledg the respect and dutie which they owe to the honor of the said house : In consideration whereof, and for the naturall love and affection which hee, the said Lord Viscount Montgomery, hath to the sayd Alexander, nowe Earle of Eglinton, and his heires, the said Lord Viscount Montgomery, for him and his heires, doeth graunt, covenant, and agree to and with the said Alexander Earle of Eglinton, and his heires Earles of Eglintone, which shalbee of the name and surname of Montgomery, that the heire and heires of the said Lord Viscount Montgomery shall, in perpetuall remembrance of that love and dutie, freely giue and deliuere one faire horse of the value of thirty poundes of lawfull money of and in England, or thereabouts, to the said Alexander Earle of Eglinton and his heires, being of the surname of Montgomery, within the space of one yeare after the heire and heires of the said Lord Viscount Montgomery shall haue sued forth his or theire livery, and entred into theire mannors, lordshipps, landes and hereditaments, within the kingdoms of Ireland and Scotland ; and the said Lord Viscount Montgomery, for himselfe, his heires and assignes, doeth couenant, promise and agree, to and with the said Alexander Earle of Eglinton and his heires, Earles of Eglinton, by theis presents, that vpon default of the deliury of the said horse of the

said price of thirty poundes by the heire or heires of the said Lord Viscount Montgomery, made at the said tyme, contrary to the true intent and meaning of theis presents, that then it shall and may be lawfull vnto the said Alexander Earle of Eglinton and his heires, Earles of Eglinton, being of the surname of Montegomery, to sive for the same, together with the sume of fifteene poundes sterling of like money, nomine pene, for evry such default to bee made by the heires of the said Lord Viscount Montgomery, having first giuen due aduertisement and notice of theis presents vnto the heire by whome the default shall happen to be eomitted as aforsaid: And the said Hugh Lord Viscount Montgomery doeth by theis presents, covenant, promise and agree, to and with the said Alexander Earle of Eglinton, that hee the said Lord Viscount Montgomery shall and will doe, make, acknowledge, finish and execute, all and every such other reasonable act and acts, thing and things, conveyance and assurance in the lawe, for the good and perfect assurance and suerty for the deliuery of the said horse of the price aforesaid, according to the true meaning of theis presents, as by the said Alexander Earle of Eglinton shalbe reasonably devised or required, soe that the said Lord Viscount Montgomery bee not desired to travaile for the makeing or acknowledging of such assurance from his dwelling-house. In witnes whereof, the said partyes to theis presents haue herevnto interchangeable putt theire hands and scales, the day and yeere first above written.

Sygned, sealed and deliuered in presens of

J. MONTGOMERIE.

J. MONTGOMERIE, Senescall.

MONTGOMERIE.

G. MONTGOMERIE.

R. MONTGOMERIE, Minister of Newtowne.

INVENTORY of the JEWELS of Lady Anne Hamilton, the first wife of Hugh Lord Montgomerie.
afterwards seventh Earl of Eglintoun, 24th October 1632.

Inventar of the Jowals belonging to my Lady Montgomerie, the tyme of her Ladyships
deceis, the quhilk wer sein and heirin insert the 24th of October 1632.

219. IMPRIMIS, a great jowall given to her Ladyship be my Lady Eglinton, all sett with great diamonds, quhilk was gevin conditionalie that it sould remaine as ane jowall dedicat to the house of Eglintoun, and to the hopefull young lady, my Lady Anna Montgomerie her use, till the tyme of her mariage, if it sall please God.

Item, a great jowall in forme of a feather, all sett with great and small diamonds, given by my Lady Marqueis of Hamiltoun, her Ladyships mother, to her Ladyship, quhilk sould be furthecomming to the said hopefull lady, Lady Anna Montgomerie.

Item, a jowall in forme of ane S. with sixe diamonds and ane pearle, with twa emptie holls.

Item, ane other little jowall in forme of ane anchor, with sevin diamonds.

Item, ane faire emrald sett in gold, in ovall forme, with ane pearl.

Item, a great diamond ring, conteining sevintein diamonds, great and small.

Item, a other diamond ring with foure diamonds, in forme of a crouniet heart.

- Item, a othir ring with elevin diamond sparks, and a diamond enclosit, in forme of a heart.
 Item, a othir ring, with ancht sparks lyke saphirs, wit twa emptie plaees.
 Item, ane othir ring, wit thrie grein litle emralds, and twa emptie places.
 Item, ane othir ring, with a great bloode staine with a face sunk in it.
 Item, ane garnison, conteining in it quintie sevin peice of gold-smith work of gold, everie
 ane of them conteining four pearle, and a rubie set in the midst; twa rubies onlie wanting.
 Item, a chaime of gold-smith work, with agates great and small.
 Item, a chaime of pearle and corall, and some gold beids intermixit.
 Item, ane chaine of small pearle.
 Item, a chaime of greater pearle about twa ells and thrie quarters lenth.
 Item, ane conteining tuentie foure great corall.
 Item, a great blacke chaime like agates, blacke colourit.
 Item, my Lord Marqueis of Hamiltoun, her Ladyships brother, his portrat in gold.
 Item, a rid bloode stone sett in gold, in forme of ane heart.
 Item, a jowall of gold quhilk Grissal Seton affirms to be in my Lady Marqueis of Hamil-
 touns custodie, sett with diamonds and blew saphire.
 Item, a cup of mother of pearle sett in silver ovirgilt, with a cover conforme.

EXPENSES incurred by Alexander sixth Earl of Eglinton, in the equipment of Forces for public
 service in 1639.

The Erle off Eglinton his accompts and depursements deborsed be him to his officers and
 for the publik.

220. FIRST,	to Dauid Joukine for armes	8000 merkis.
Item, for powder	900 merkis.	
Item, for matche	450 merkis.	
Item, for lead	300 merkis.	
Item, in Maij 1639, when my Lord came with his people, being xviii th foote and ii nd horse, who came to the supplie at that time when the Marques wes lying at Leith, and lay tuo dayes at Cramont, and broght with him thairfor the provision of the haill sojors, so much of the said ammonition as served the sojors without any truble to the publik; and the thrid day liftit and marched to Leith, and releived the toun of Edinbrucht and College of Justice; the sojors being all vnder the Erle of Eglinton his pey, ether by victnall or siluir; with the outreiking of these that went to my sones brigaid after my Lord had stayed heir some twell dayes for their dispatehe; my Lord's charges extending in haill to	5000 merks, and that onlie for the sojors and their outrige.	

As for the outrige of my Lord's sone, Sir Alexander, Leivetennent-Colonell, he does not reckon the samen; nether yett his owne charges; sinee it wes incumbent to him to doe for the publik weill.

The nixt employmet wes, that my Lord sould come to Dwnsse with his full supplie, by an lettre direct fra the Committee—Mr. Alexander Henrysone and Mr. Dauid Dikson, subscrivers thairof—beiring ether to bury thame or to helpe thame; quahairpon the full supplie went furth. My Lord vsed als grit expedition as wes possible, who broght with him i^m foote and i^f gentlemen and baronnes, with ij^c yeamens with jack and speir. The yeamens wes appointed to joyne with Schir Henry, my Lord's sone, at Prestoun, where for the time he lay. Bot my Lord himselff, with the baronnes and gentlemen, lay at Westnisbit, all vpon my Lordis charges. As for the gentlemen, vpon ordors from the generall, did still attend the treaters of peace, both when they went and returned from his Majestie. The charge at this time, what by vietuall and siluir to the sojors gevin furth to thame out of his owne, extendis to

7000 merkis.

The names of the offeers my Lord had at that time:—Leivetennent-Colonell Ritehiesone, Serjand Major Daniell Cwynynghame, Capitane Boyd, Leivetennent Buchane, Serjand Hay, Serjand Hesilheid, Serjand Petticrue and Serjand Johne Galt. At their returne from Dwnsse and doun sitting of the Parliament, it wes ordaned that everie nobleman sould provid 1000 lib., to be givin to their officeris for releiff of the publik, vpoun promise that the samen sould be repayed; whiche wes givin furth to the saids officeris—viz., Leivetenen-Colonell Ritchiesone, Serjand-Major Cwynynghame, Capitane George Boyd, Leivetenen Buchane, and to the Leivetenen of horse who wes with my sone, Schir Henry, called Cristopher Womser, Dutchman, and to the four Serjands, Hay, Hesilheid, Galt and Petticrue

1500 merkis.

The thrid expedition wes the outrik of 400 men for my Lord's squader, commanded by my sone Schir Alexander as Leivetennent-Colonell, haveing Capitane Muire and Capitane Blair for their outrike with thame. To everie Capitane their wes advanced by my Lord 100 lib. To three Leivetenes, 200 lib. To three ensigney beirars, 150 merkis; and to the vnder officers equivalent to this proportion, 250 merkis; and that by and attour 7000 merkis borrowed to the sojors for their fourtie dayes loane, whiche will extend to 12 lib. to ilk sojor—extending in haill to . . . and this by and attour my Lordis sone, Schir Alexander, whiche my Lord compts not.

8000 merkis.

Item, fra the time of the allowance of the publikis tua moneths pey for December and Januar 1639, and fra thence being 16 moneths pey to Major Huchesone, 200 merkis in the monethe, peyed by my Lord himselff, extends to

3200 merkis.

Item, to Capitane Buchane for 18 moneths pey	1800 merkis.
Item, to Capitane Boyd	1800 merkis.
Item, to four serjands for their 18 moneths pey, at 18 lib. in the moneth	1944 merkis.
Item, to Thomas Gibbsone, drummer-major, for two yeares pey	648 merkis.
Item, to Johne Garvane, gwnner, for four moneths pey	300 merkis.
Item, my Lord gave to James Colquhoun for his paines at the ship, by ordour from the publick, whiche he will not reckone.	
Item, he sent over boats and men for intelligence from Ireland, when the armie lay on that sid, whiche he compts not.	
Item, he caused cut trees and mak pikis to the cuntrey, whiche he does not compt.	
Item, his owne paines and charges in going throw the cuntrey, whiche he does not compt.	
Item, their is awand my Lord by the publief 1500 dollers, as being tuo dollers for everie sojor that went over to Ireland in my Lord's regiment, whiche sojors wer at the expeditioun in Ingland — inde	6075 merkis.
Farder, their is restand awand to my vniqualle sone, Schir Alexander, ane capitanes pey for the space of twell moneths (by and attour his Leivetenant-Colonellis pey). whiche is allowed by the Parliament, extending to 100 lib. monethly — inde	1800 merkis.

Summa . . . 48717 merkis.

For the greatest part of the whilk haill soumes my Lord hes peyed anuelrent vpoun bands thir three yeares bygaine; and hes never ressaved any thing aff the publik, saifand i^m biscat at Dwnsse, fra an Gilbert Muire.

Primo Martij 1643.

This compt being red in a full meitting, in presenee of the Commissioners, thei declar, that quhen the rest of the expenss and loiss of the kingdome of this kynd, and for the zeir 1639, salbe takin in consideratioun, thei will considder of thir accomptis with the first of that kynd.

BALMERINO, I. P. D.

APPOINTMENT of Hugh Lord Montgomery to oecupy the Castle of Tynemouth.

At Newcastle, 15th September 1640.

221. THESE appoint the Lord Montgomery to lodge in the castell of Tinmouthe, and to keep watche therein, and doe all deuty requisite.

Item, to easus assist the searchear there; and to appoint tuentie four or moe musquetiers to wait vpon him for arresting the ships who will not doe dewty.

It is appointed that his Lordship shall have two keills and a wheery to wait vpon his regiment at all occasiones, and to be at all places where he shall appoint.

Mr. A. GIBSONE, Durie.

ROTHES, CASSILLIS, LOTHIAN, LINDESAY,

P. WEDDERBURNE.

PATRIK HEPBURNE of Wauchtune.

G. PORTERFEILD.

D. HOME.

TESTAMENT of Sir Henry Montgomerie of Giffine, 23rd December 1642.

222. WHEN ever it shall plais His Devein Majesty of his marsei to call oupon me to lay doun this tabernaikell of klay, my will is, that my deir hairet shall be only and soll execoutriks of all my mouvableis whattsoumever, or that cane or may belonge to en foul execoutriks; and leikwais to haue oupleift and disspone annay frei mony I haue paien annay leittett; Item, that is auine; and that allso all the heidis of hir contrailk of mariagis and mein be foully and thankfoully keipet and performed in everi point and heid by my frinds; and wills that thir presents be regestrat in the Commissars boukis, if shee shall find it nidfoull; and also, I baig att my Lord my deir father's hands, that, as he loved mee, to be keind and loveing to my deir hairet: Wreitten and soubcreived with my hand, att Edenbrought, the 23 of Desember, the yeir of God 1642.

GIFFINE.

COMMISSION by Alexander Earl of Leven, to Captain Robert Montgomery, 26th February 1644.

Alexander Earle of Leuen, Lord Balgonie, Generall of the Scottish Armies in England and Ireland.

223. WHEREAS the office and place of Serieant Maior to that Regiment belonging of before to the Rycht Honorable the Earle of Eglintoun, and now conferred vpon his Lordship's second sonne, Colonell James Montgomery, emploied in the seruice against the Rebells in Ireland in that army under our command, doeth now vaik; and being sufficientlie assured of the abiley and qualefication of Captaine Robert Montgomery, sonne to the said Earle; wee doe hereby nominat and appoint him to be serieant maior to the said regement: Geveing and granting vnto him full power and commission to doe, vse and exerce the said office as fullie and freely to the said regement, as any other serieant maior within the army: For doeing whereof this shal be a sufficient warrant and commission: Geven at Newton in Northumberland, the 26th day of February 1644.

Letter

DECLARATION by the Committee of Estates, that the Lords Montgomerie, Livingstone, and Sinclare, had no dealings with the Enemy, 29th January 1646.

224. AT St. Andrews, the twintie nyne day of Januarii, 1646 yeirs: Forsameikle as the Committee [of] Estaits haveing receaved informatioune from thair Commissioners at London of some jealousies conceaveed by many members of both houses of the Parliament of England, vpon the perusall of letters found in the King and Lord Digbie's cabinets, which did reflect vpon some persons in the Scots army, as if their had been vnderhand dealing betwixt them and the King; and the Lords Montgomerie, Livingstone and Sinclare be the persons mentionat in the saids letters, they did wryt to the Lord Generall his Excellency, to command the saids Lords Livingstone and Sinclair, who wer then with the army, to repair into this kingdome. and appeare befor the Parliament for eleiring thame selffs theroff; and ordaines the Lord Montgomerie, who was then at Glasgow, to be present also at Parliamint for the effect foirsaid: And accordingly, the Lords Montgomerie, Livingstone and Sinclair having maid thair addresse hither, and for some tyme waited for tryall, a committee was appoynted to take considerationne of the saids intercepted letters, and to examine the saids noblemen; who having accordingly mett and interrogated and examined thame, and every one of the thrie, vpon oath, in every particular of thair cariage, and of all papers or addresses which past betwixt thame and any persons in the Kings armyes, they maid report theroff to the honorabill estaits in Parliament: who taking the same in thair consideratioun, and being weill advised thairwith, they cannot find that the saids Lords Montgomerie, Livingstone or Sinclair, or any of thame, have had any secret dealing with the enemie, to the prejudice of the cause, or contrair to the articles of militarie discipline: And thairfoir exoneres and fries thame of any challenge which can be grounded vpon any of the foirsaidis intercepted letters, and allowis thame to repair vnto and attend thair severall charges in the army and places of Parliament respective: Extracted furth of the books and records of Parliament by me, Sir Alexander Gibsone of Durie, Knight, Clarke of His Majesties Register and Rolls, vnder my signe and subscriptionne manuell.

[Sic subscrabitur]

ALEX. GIBSONE, Cls. Regri.

HOUSEHOLD ACCOUNT of Alexander sixth Earl of Eglintone for ale and wine, whilst resident in Edinburgh, in 1646 and 1647.

Nicoll Knox, Stewart to the Erle of Eglintone, his discharge begun wpon Weddensday the 25 of November 1646, quhen my Lord and his quholl familie came to Edinburgh.

Compt of aill.

225. ITEM, the forsaid day for ane quart	4s. 0d.
Item, for ane other quart	3s. 4d.

Item, for ane other quart at 4 houris	3s. 4d.
Item, to zour Lordship's supper, 4 pyntis	8s. 0d.
Mair, 4 quartes of other aill	13s. 4d.
Item, for a pynt of beare	2s. 0d.
Item, to the collations, 2 pyntis	3s. 4d.
Thursday, the 26 day, to your Lordship's morning drink. a pynt	2s. 0d.
Item, for my Ladies morning drink, 1 pynt	2s. 0d.
Item, to your Lordship's denner, 2 pynts	4s. 0d.
Mair, 3 pyntis	5s. 0d.
Item, to the letter meal, 2 pyntis	3s. 4d.
Item, efter denner, 1 pynt	1s. 8d.
Item, at 4 houres, 1 pynt	2s. 0d.
Item, ane other pynt	1s. 8d.
Item, to your Lordship's supper, 3 pyntis	5s. 0d.
Item, to the letter meal, 3 pyntis	5s. 0d.
Item, to the collatione, 2 pyntis	4s. 0d.
Frydday, the 27 day, to brekfast, 2 pyntis	4s. 0d.
Mair, 3 pyntis of other aill	5s. 0d.
Item, to denner, 2 quartis	6s. 8d.
Item, to supper, 2 pyntis	4s. 0d.
Item, mair for 4 quartis	13s. 4d.
Item, to the collations, 2 pyntis	3s. 4d.
Saterday, the 28 of November, to brekfast, 3 pyntis aill	5s. 0d.
Item, ane other pynt	2s. 0d.
Item, to the gentlemen's brekfast, 1 pynt	1s. 8d.
Item, between denner and brekfast, 1 pynt	1s. 8d.
Item, to the collation, 1 pynt	1s. 8d.
Item, to denner, 2 pyntis	4s. 0d.
Mair, 4 pyntis	5s. 8d.
Item, at 4 houris, 1 pynt	2s. 0d.
Item, at supper, 4 pyntis	8s. 0d.
Item, 2 quartis of other aill	6s. 8d.
Item, to the collatione, 2 pyntis	3s. 4d.
Sunday, the 29 day, to brekfast 2 pyntis	3s. 4d.
Item, to denner, 2 pyntis	4s. 0d.
Item, of other aill, 3 pyntis	5s. 0d.
Item, at 4 houris, 1 pynt	2s. 0d.
Item, to supper, 3 quartis	10s. 0d.

Mononday the last day, to brekfast, 3 pyntis	5s. 0d.
Item, to denner, 5 pyntis	8s. 4d.
Item, to supper, 4 pyntis	6s. 8d.
Item, to collatione, 1 pynt	1s. 8d.
Item, Tuysday the 1 of December, to brekfast, 2 pyntis	3s. 4d.
Item, to denner, 2 pyntis	3s. 4d.
Saterday the 12 day, 2 pyntis	3s. 4d.
Sunday the 13 day at 4 hours, 1 pynt aill	1s. 8d.
To collatione, 1 pynt	1s. 8d.
Mononday the 14 day, to brekfast, 1 pynt	1s. 8d.
Item, to denner, 1 pynt	1s. 8d.
Item, at four houris, 1 pynt	1s. 8d.
Item, at supper, 1 pynt	1s. 8d.
Weddensday the 30 day, to deuner, 3 pyntis	2s. 8d.
Item, to supper, 1 pynt	1s. 8d.
Friday, the 1 of Januar 1647—	
Item, for a pynt of aill in the morning	1s. 4d.
Item, a chopin to seath a eodline	0s. 8d.
Saterday the 2 day, for a chopin to seath a eodline	0s. 8d.
Sunday the 3 day, for 3 chopins to Georg Montgomries and Georg Welshes denner, to be sops and to drink	2s. 0d.
Item, Sonday the 10 day, 2 pyntis aill	4s. 0d.
Tuysday the 26 day, for 2 pyntis	3s. 4d.
Item, to supper, 2 pyntis	3s. 4d.
Weddensday the 27 day, 1 pynt aill	2s. 0d.
Item, the 3 of Februar, to supper, 3 chopins of aill	2s. 0d.
Item, the 15 day, to supper, 1 pynt	0s. 16d.
Item, the 18 day, to supper, 2 pyntis	6s. 0d.
Frydday the 19 day, to denner, 2 pyntis	6s. 0d.
Item, to supper, 2 pyntis	6s. 0d.
Saterday the 20 day, to supper, 2 pyntis of aill	6s. 0d.
Sunday the 21 day, 1 pynt aill	3s. 0d.
Tuysday the 23 day, to supper, 1 pynt of aill	3s. 0d.
Weddensday the 24 day, to denner, 1 pynt of aill	3s. 0d.
Thursday the 25 day, to denner, 5 pyntis of aill	15s. 0d.
Tuysday the 30 of March, for two pynts of aill	4s. 0d.
Mair, for a pynt of aill	3s. 0d.
Mononday the 3 of Maii, for 2 pyntis of aill	3s. 4d.

The compt of the Laidis of aill ressauet be Nieol Knox, stewart, since the 25 of November 1646.

Imprimis, ressauet be him on the 27 of November 1646, out of Lugtone	i laid.
Item, the 2 of December, from that	i laid.
Item, ressauet from Androw Lawder in Melvingmilne be him, the 28 of November,	ii laids.
Item, the 5 of Deecember from him	ii laids.
Item, the 12 day	ii laids.
Item, the 19 day	ii laids.
Item, the 2 of Januar 1647	ii laids.
Item, the 4 day	i laid.
Item, the 9 day	ii laids.
Item, the 16 day	ii laids.
Item, the 23 day	ii laids.
Item, the 30 day	ii laids.
Item, the 6 of Februar	ii laids.
Item, the 13 day	ii laids.
Item, the 20 day	ii laids.
Item, the 26 day	ii laids.
Item, the 30 day	i laid.
Item, the 8 of March	ii laids.
Item, the 13 day	ii laids.
Item, the 17 day	i laid.
Item, the 20 day	ii laids.
Item, the 24 day	i laid.

Compt of all beare furnishet out of Sir William Dick his societie, and ressauet be Nicoll Knox, stewart, begun the 25 of November 1646.

Item, on the 1 of December 1646, of small bair	ii buns.
Item, the 9 of December	i bun.
Item, the 16 day	iii buns.
Item, the 22 day	iii buns.
Item, the 9 of Januar 1647	iii buns.
Item, the 22 day	ii buns.
Item, the 23 day	ii buns.
Item, the 13 day of Februar	ii buns.
Item, the 26 day	ii buns.
Item, the 9 of March	ii buns.
Item, the 18 day	ii buns.

Compt of wyne.

Item, the 25 of November 1646, the quhilke day my Lord came to Edinburgh, for a chopine of seek	12s. 0d.
Item, at supper a chopen of new wyne	6s. 8d.
Item, for ane hundreth chesnutes	12s. 0d.
Thursday the 26 day, at morne, a muchkine of new wyne	3s. 4d.
Item, at denner, I muchkine seek	6s. 0d.
Item, 1 chopine of new wyne	6s. 8d.
Item, to the supper, i muchkine seek	6s. 0d.
Item, a chopine of whyt wyne	6s. 8d.
Fryday the 27 day, to brekfast, i muchkine seek	6s. 0d.
Mair, ane chopine of wyne	6s. 8d.
Item, to denner, a chopen	6s. 8d.
Item, a muchkine seek	6s. 0d.
Item, to supper, a chopen wyne	6s. 8d.
Item, a muchkine seek	6s. 0d.
Saterday the 28 day, at morne, i muchkine wyne	3s. 4d.
Item, at denner, i chopine wyne	6s. 8d.
Item, i muchkine seek	6s. 0d.
Item, at supper, i chopine wyne	6s. 8d.
Item, a muchkine seek	6s. 0d.
Item, at collatione, i muchkine seek	6s. 0d.
Item, Sonday the 29 day, i chopine wyne	6s. 8d.
Item, Monaday the last day, to brekfast, i muchkine wyne	3s. 4d.
Mair, out of John Lithiane, i muchkine	3s. 4d.
Item, to denner, i muchkine	3s. 4d.
Item, to supper, i chopine	6s. 8d.
Item, Tuysday the 1 of December, to brekfast, i muchkine seek	6s. 0d.
Item, to denner, i chopine wyne	6s. 8d.
Item, to supper, i chopine wyne	6s. 8d.
Mair, i muchkine seek	6s. 0d.
Weddensday the 2 of December, to denner, i chopine wyne	6s. 8d.
Item, at 4 houris my Ladie Zester and Ladie Balcleughe, with your Ladie, i chopine.	6s. 8d.
Item, at supper, i muchkine seek	6s. 0d.
Item, Thursday the 3 day, i chopine wyne	6s. 8d.
Item, to denner, i muchkine seek	6s. 0d.
Item, to supper, i muchkine seek	6s. 0d.

Fryday the 4 day, i muchkine seek	6s. 0d.
Mair, i chopine wyne	6s. 8d.
Item, to supper, i mnchkine seek	6s. 0d.
Saterday the 5 day, i muchkine seek	6s. 0d.
Mononday the 7 day, i chopine wyne	6s. 8d.
Item, at supper, my Lord and my Ladie Zester supping with your Lordship, i pynt wyne	13s. 4d.
Tuysday the 8 day, to supper, i chopine wyne	6s. 8d.
Weddensday the 9 day, to denner, i chopine wyne	6s. 8d.
Item, to supper, i chopine	6s. 8d.
Item, Thursday the 10 day, to denner, i chopine wyne	6s. 8d.
Fryday the 11 day, to denner, i muchkine wyne	3s. 0d.
Item, to supper, i chopine	6s. 0d.
Saterday the 12 day, to denner, iii muchkines wyne	9s. 0d.
Item, to supper, i chopine	6s. 0d.
Sunday the 13 day, to denner, i muchkine wyne	3s. 0d.
Item, to supper, i muchkine	3s. 0d.
Mononday the 14 day, i muchkine wyne	3s. 0d.
Tuysday the 15 day, to denner, i chopine wyne	6s. 0d.
Item, to supper, i chopine	6s. 0d.
Weddensday the 16 day of December, to denner, i muchkine wyne	3s. 0d.
Item, to supper, i chopine	6s. 0d.
Item, Thursday the 17 day, to denner, i muchkine wyne	3s. 0d.
Item, to supper, i chopine	6s. 0d.
Frydday the 18 day, to brekfast, i muchkine wyne	3s. 0d.
Item, to denner, i chopine	6s. 0d.
Item, to supper, i chopine	6s. 0d.
Saterday the 19 day, to denner, i chopine wyne	6s. 0d.
Item, to supper, i chopine	6s. 0d.
Sunday the 20 day, to supper, i chopine	6s. 0d.
Mononday the 21 day, to denner, i chopine	6s. 0d.
Item, to supper, i chopine	6s. 0d.
Item, Tuysday the 22 day, i muchkine seek	6s. 0d.
Item, a chopine wyne	6s. 0d.
Item, at supper, i mnchkino seek	6s. 0d.
Mair, a chopine wyne	6s. 0d.
Weddensday the 23 day, i chopine wine to denner	6s. 0d.
Item, a muchkine seek to super	6s. 0d.

Mair to supper, i chopine wyne	6s. 0d.
Thursday the 24 day, to super, i chopine wyne	6s. 0d.
Mair, a muchkine seek	6s. 0d.
Fryday the 25 day, to denner, my Lord Zester and the maister with zour Lordship. i chopine seek	12s. 0d.
Mair, i chopine wyne	6s. 0d.
Item, to supper, i chopine seek	12s. 0d.
Item, i muchkine wyne	3s. 0d.
Item, after supper, i muchkine seek	6s. 0d.
Item, Saterday the 26 day, to denner, i pynt seek	24s. 0d.
Item, i chopine wyne	6s. 0d.
Item, to supper, 3 muchkine seek	18s. 0d.
Item, a chopine wyne	6s. 0d.
Sonday the 27 day, a chopine wyne to supper	6s. 0d.
Mair, i muchkine seek	6s. 0d.
Efter supper, i muchkine half muchkine of seek	9s. 0d.
Monodays the 28 day, to denner, i chopine seek	12s. 0d.
Item, a chopine wyne	6s. 0d.
Item, to supper, i chopine	6s. 0d.
Item, Tuysday the 29 day, to denner, i chopine seek	12s. 0d.
Mair, i chopine wyne	6s. 0d.
Item, after supper, i muchkine seek	6s. 0d.
Weddensday the 30 day, i muchkine seek in the morning	6s. 0d.
Item, to denner, i chopine wyne	6s. 0d.
Item, to super, i chopine seek	12s. 0d.
Item, Thursday the 31 day, to denner, i chopine seek	12s. 0d.
Item, a chopine wyne	6s. 0d.
Fryday the i of Januar 1647, for i chopine seek	12s. 0d.
Mair, at supper, i chopine seek	12s. 0d.
Saterday the 2 day, i muchkine seek	6s. 0d.
Item, i muchkine wyne	3s. 0d.
Item, to supper, i pynt seek	24s. 0d.
Item, a chopine wyne	6s. 0d.
Sonday the 3 day, to denner, i chopine seek	12s. 0d.
Item, to supper, i chopine wyne	6s. 0d.
Monodays the 4 day, to denner, i chopine seek	6s. 0d.
Item, i muchkine wyne	3s. 0d.
Item, to supper, i chopine seek	12s. 0d.

Tuysday the 5 day, to denner, i muchkine seek	6s. 0d.
Item, a chopine wyne	6s. 0d.
Item, to supper, i chopine seek	12s. 0d.
Item, i pynt wyne	12s. 0d.
Item, to the tostis, i muchkine wyne	3s. 0d.
Weddensday the 6 day of Januar 1646, to Colonel Robert his collops, half muchkine wyne	1s. 6d.
Item, to denner, i muchkine seek	6s. 0d.
Item, a muchkine wyne	3s. 0d.
Item, at 4 hours, i muchkine seek	6s. 0d.
Item, to the Colonel his minshit meat and tostis to his supper, a chopine old wyne	3s. 0d.
Item, to zour Lordship's supper, i muchkine wyne	3s. 0d.
Thursday the 7 day, for half muchkine of wyne, Colonel's cadill	1s. 8d.
Item, mair to him, a muchkine wyne	3s. 0d.
Item, at denner, my Lord Baleleugh with zour Lordship, i chopine seek	12s. 0d.
Item, 3 muchkines wyne	9s. 0d.
Item, at supper, my Lord Couper with zour Lordship, i chopine seek	12s. 0d.
Item, a muchkine wyne	3s. 0d.
Friday the 8 day, half muchkine wyne to Colonel Robert	1s. 6d.
Item, to denner, i muchkine seek	6s. 0d.
Item, to supper to the cook, a mnehkine and ane half of wine	4s. 6d.
Item, to the buird, i chopine seek	12s. 0d.
Item, i chopine wyne	6s. 0d.
Saterday the 9 day, to denner, i chopine seek	12s. 0d.
Mair, i chopine wyne	6s. 0d.
Item, to supper, i chopine seek	12s. 0d.
Item, i chopine wyne	6s. 0d.
Sunday the 10 day, in the morning, i muchkine seek	6s. 0d.
Item, to denner, i chopine wyne	6s. 0d.
Item, at 4 houris, i chopine wyne	6s. 0d.
Item, to supper, i muchkine seek	6s. 0d.
Item, a chopine wyne	6s. 0d.
Monodday the 11 day of Jannar, at morne, i muchkine wyne	3s. 0d.
Item, to supper, i muchkine seek	6s. 0d.
Item, i muchkine wyne	3s. 0d.
Item, to Colonel Robert's supper, half muchkine wyne	1s. 6d.
Tuysday the 12 day, to Colonel [Robert] in the morning, half muchkine wyne	1s. 6d.
Item, for a chopine seek	12s. 0d.

Item, to denner, to the tostis, i muchkine wyne	3s. 0d.
Item, to the buird, i chopine seek	12s. 0d.
Item, i muchkine wyne	3s. 0d.
Item, to supper, i muchkine seek	6s. 0d.
Item, i muchkine wyne	3s. 0d.
Weddensday the 13, i muchkine seek to denner	6s. 0d.
Item, i chopine wyne	6s. 0d.
Item, to supper, i muchkine seek	6s. 0d.
Item, i muchkine wyne	3s. 0d.
Thursday the 14, to brekfast, i muchkine seek	6s. 0d.
Item, to denner, i muchkine seek	6s. 0d.
Item, i muchkine wyne	3s. 0d.
Item, to supper, i muchkine seek	6s. 0d.
Fryday the 15, to denner, i chopine seek	12s. 0d.
Item, i chopine wyne	6s. 0d.
Saterday the 16 day, in the morning, i chopine seek	12s. 0d.
Item, to denner, i muchkine seek	6s. 0d.
Item, to supper, i chopine seek	12s. 0d.
Item, i chopine wyne	6s. 0d.
Sunday the 17 day, to zour Lordship's supper, i muchkine seek	6s. 0d.
Item, i muchkine wyne	3s. 0d.
Monoday the 18 day, to denner, i chopine seek	12s. 0d.
Item, i chopine wyne	6s. 0d.
Item, to supper, i muchkine seek	6s. 0d.
Item, efter supper, i muelkine seek	6s. 0d.
Item, Tuysday the 19 day, to denner, i pynt of seek	1 lib. 4s. 0d.
Item, for a chopine Frenshe wyne	6s. 0d.
Item, to supper, i muehkine seek	6s. 0d.
Weddensday the 20 day, to brekfast, i muchkine seek	6s. 0d.
Item, to denner, i muchkine seek	6s. 0d.
Item, at 4 houris, i muchkine seek	6s. 0d.
Item, to supper, i muchkine seek	6s. 0d.
Item, efter supper, i muchkine seek	6s. 0d.
Thursday the 21 day, at morne, i muchkine seek	6s. 0d.
Item, to denner, i chopine seek	12s. 0d.
Item, a muchkine clairet wyne	3s. 0d.
Fryday the 22 day, to denner, i muchkine seek	6s. 0d.
Item, to 4 hours, i muchkine seek	6s. 0d.

Saterday the 23 day, in the morning, i muchkine seek	6s. 0d.
Item, to denner, i chopine seek	12s. 0d.
Item, for a muchkine of clairet wyne	3s. 0d.
Item, efter supper, i chopine seek	12s. 0d.
Sunday the 24 day, i muchkine of seek to denner	6s. 0d.
Item, efter supper, i muchkine seek	6s. 0d.
Item, Mononday the 25 day, to zour Lordship's supper, a chopine seek	12s. 0d.
Item, a muchkine clairet wyne	3s. 0d.
Tuysday the 26 day, to denner, i chopine seek	12s. 0d.
Item, a chopine clairet wyne	6s. 0d.
Item, to the kitching, i muchkine of wyne	3s. 0d.
Mair, the said 26 day of Januar, to supper, i chopine seek	12s. 0d.
Item, for 3 muchkines of clairet wyne	9s. 0d.
Weddensday the 27 day, to brekfast, i muchkine seek	6s. 0d.
Item, to denner, i pynt of wyne	12s. 0d.
Item, to supper, i chopine of seek	12s. 0d.
Item, a chopine Frenshe wyne	6s. 0d.
Item, for a muchkine of wyne to be tosties	3s. 0d.
Item, Thursday the 28 day, for a muchkine of seek	6s. 0d.
Item, for a chopine wyne	6s. 0d.
Saterday the 30 day, to denner, i muchkine seek	6s. 0d.
Item, at 4 hours, i chopine wyne	6s. 0d.
Item, to supper, i chopine seek	12s. 0d.
Item, for a muchkine wyne	3s. 0d.
Sunday the last day, to denner, i chopine wyne	6s. 0d.
Item, to supper, 3 muchkines seek	18s. 0d.
Mononday the 1 of Februar 1647, to denner, i chopine seek	12s. 0d.
Item, a muchkine clairet wyne	3s. 0d.
Item, at 4 houris, i chopine wyne	6s. 0d.
Item, to supper, i chopine seek	12s. 0d.
Item, Tuysday the 2 day, to brekfast, i muchkine of seek	6s. 0d.
Item, to denner, i chopine seek	12s. 0d.
Item, a muchkine Frensh wyne	3s. 0d.
Item, a wyne seller of seek of 14 glasses, conteaining in them 10 pyntis 3 muchkines of seek, 24s. the pynt	12 lib. 18s. 0d.
Weddensday the 3 day, to supper, i chopine clairet wyne	6s. 0d.
Thursday the 4 day, to zour Lordship's denner, i chopine clairet wyne	6s. 0d.
Item, to supper, i chopine wyne	6s. 0d.

Frydday the 5 of Februar 1647, to zour Lordship's denner, i pynt wyne	12s. 0d.
Saterday the 6 day, to denner, i chopine wyne	6s. 0d.
Item, to supper, i muchkine of wyne	3s. 0d.
Sonday the 7 day, to supper, i muchkine of wyne	3s. 0d.
Mononday the 8 day, to denner, i muchkine of wyne	3s. 0d.
Item, to supper, i chopine of wyne	6s. 0d.
Item, after supper, i muchkine of wyne	3s. 0d.
Tuysday the 9 day, to denner, i chopine of wyne	6s. 0d.
Weddensday the 10 day, to denner, i chopine of wyne	6s. 0d.
Item, to the kitching, half mnchkine of wyne	1s. 6d.
Item, for a chopine of old wyne to the tosties to supper	3s. 0d.
Item, to the table, i chopine of wyne	6s. 0d.
Thursday the 11 day, for a chopine of wyne to denner	6s. 0d.
Item, Frydday the 12 day, for a chopine of wyne to denner	6s. 0d.
Saterday the 13 day, to denner, i chopine of wyne	6s. 0d.
Item, for a muchkine of seek to denner	6s. 0d.
Item, to supper, i chopine of seek	12s. 0d.
Item, for a chopine of wyne	6s. 0d.
Sonday the 14 day, to brekfast, i chopine of seek	12s. 0d.
Item, to denner, i chopine of wyne	6s. 0d.
Item, to supper, i chopine of seek	12s. 0d.
Item, a chopine wyne	6s. 0d.
Mononday the 15 day of Februar, in the morning, a chopine seek	12s. 0d.
Item, to denner, i chopine seek	12s. 0d.
Item, for a chopine of wyne	6s. 0d.
Item, to supper, i chopine seek	12s. 0d.
Item, a chopine Frensh wyne	6s. 0d.
Tuysday the 16 day, to denner, i chopine seek	12s. 0d.
Item, a chopine Frensh wyne	6s. 0d.
Item, after denner, for 10 pyntis and 3 muchkines of seek, to fill the seller with,	12 lib. 18s. 0d.
Item, to supper, 3 muchkines of wyne	9s. 0d.
Weddensday the 17 day, to denner, for a chopine of wyne	6s. 0d.
Item, to supper, a chopine of wyne	6s. 0d.
Thursday the 18 day, for a chopine of wyne to denner	6s. 0d.
Item, to supper, i chopine of wyne	6s. 0d.
Item, Frydday the 19 day, to denner, i chopine of wyne	6s. 0d.
Item, Saterday the 20 day, to supper, i chopine of wyne	6s. 0d.
Item, Sonday the 21 day, to supper, i chopine of wyne	6s. 0d.

Tuysday the 23 day, to denner, i chopine of wyne	6s. 0d.
Item, to supper, i chopine of wyne	6s. 0d.
Weddensday the 24 day, to denner, i chopine of wyne	6s. 0d.
Thursday the 25 day, for a pynt of wyne to denner	12s. 0d.
Item, i chopine seek	12s. 0d.
Frydday the 26 day, to denner, i chopine seek	12s. 0d.
Item, ane chopine of wyne	6s. 0d.
Saterday the 27 day of Febrnar, to denner. i muchkine of seek	6s. 0d.
Item, for a muchkine of wyne	3s. 0d.
Item, to supper, i chopine seek	12s. 0d.
Item, a muchkine of wyne	3s. 0d.
Sunday the 28 day, to supper, i chopine of wyne	6s. 0d.
Item, a chopine seek	12s. 0d.
Item, Mononday the i of March, to denner, a chopine of wyne	6s. 0d.
Item, to supper, i chopine seek	12s. 0d.
Item, a muehkine of wyne	3s. 0d.
Tuysday the 2 day, to denner, i chopine seek	12s. 0d.
Item, a chopine wyne	6s. 0d.
Item, to supper, a chopine seek	12s. 0d.
Item, mair for a pynt of whyte wyne to be caddell	24s. 0d.
Weddensday the 3, to denner. a muehkine of seek	6s. 0d.
Item, i muchkine of wyne	3s. 0d.
Item, befor supper, i chopine seek	12s. 0d.
Item, to supper, i chopine seek	12s. 0d.
Item, a chopine wyne	6s. 0d.
Thursday the 4 day, to denner, i chopine of seek	12s. 0d.
Item, a muchkine of wyne	3s. 0d.
Item, to supper, i chopine seek	12s. 0d.
Item, a muehkine of wyne	3s. 0d.
Frydday the 5 day, to denner, i muchkine seek	6s. 0d.
Item, to supper, 3 muchkines seek	18s. 0d.
Saterday the 6 day, to denner, i muchkine of seek	6s. 0d.
Item, to supper, i chopine seek	12s. 0d.
Sunday the 7 day, at 4 hours, i chopine seek	12s. 0d.
Item, to supper, i muchkine of wyne	3s. 0d.
Mononday the 8 day of March, to denner, i muchkine of seek	6s. 0d.
Item, a muchkine of wyne	3s. 0d.
Item, to supper, i muchkine of seek	6s. 0d.

Item, a muchkine of wyne	3s. 0d.
Tnysday the 9 day, to denner, a chopine seek	12s. 0d.
Item, a chopine of wyne	6s. 0d.
Item, to four hours, i muchkine seek	6s. 0d.
Item, to supper, i chopine seek	12s. 0d.
Item, a chopine of wyne	6s. 0d.
Item, after supper, i chopine seek to Thomas Scot	12s. 0d.
Weddensday the 10 day, to denner, i muchkine of seek	6s. 0d.
Item, a mnchkine of Frensh wyne	3s. 0d.
Item, to my Lord Montgomerie's denner, i muchkine seek	6s. 0d.
Item, a muchkine of wyne	3s. 0d.
Item, to supper, i chopine wyne	6s. 0d.
Item, a muchkine of seek	6s. 0d.
Item, after supper, to Thomas Scot, i chopine seek	12s. 0d.
Thursday the 11 day, to denner, i chopine of seek	12s. 0d.
Item, i chopine wyne	6s. 0d.
Item, at 4 hours, a chopin seek	12s. 0d.
Item, to supper, a chopine of wyne	6s. 0d.
Frydday the 12 day, in the morning, to Thomas Scott, i mnchkine of seek	6s. 0d.
Item, to denner, i muchkine of seek	6s. 0d.
Item, a chopine of wyne	6s. 0d.
Item, to supper, i pynt wyne	12s. 0d.
Item, a chopine of seek	12s. 0d.
Item, after supper, i muchkine seek	6s. 0d.
Saterday the 13 day, for muchkine of seek to brekfast	6s. 0d.
Item, for muchkine of seek to Thomas Scot	6s. 0d.
Item, to denner, i muchkine of seek	6s. 0d.
Item, for a chopine of wyne	6s. 0d.
Item, efter denner, i chopine of seek	12s. 0d.
Item, to supper, i chopine of seek	12s. 0d.
Item, for a muchkine of wyne	3s. 0d.
Sunday the 14 day, to supper, i chopine of seek	12s. 0d.
Monodday the 15 day, to brekfast, ane chopine of seek	12s. 0d.
Item, to Thomas Scot, a mutchkine of wyne	3s. 0d.
Item, to denner, a chopine of wyne	6s. 0d.
Item, a muchkine of seek	6s. 0d.
Item, to supper, a choppin of seek	12s. 0d.
Item, ane chopine of wyne	6s. 0d.

Tuysday the 16 day, to brekfast, a muchkine of seek	6s. 0d.
Item, to denner, a muchkine of seek	6s. 0d.
Item, 3 muchkines of wyne	9s. 0d.
Item, to supper, a chopine of seek	12s. 0d.
Item, for a chopine of wyne	6s. 0d.
Weddensday the 17 day, to denner, a chopine of seek	12s. 0d.
Item, a chopine of wyne	6s. 0d.
Item, to supper, a muchkine of seek	6s. 0d.
Item, a muchkine of wyne	3s. 0d.
Thursday the 18 day, to brekfast, a muchkine of wyne	3s. 0d.
Item, to denner, a pynt of seek	24s. 0d.
Item, a chopine of wyne	6s. 0d.
Fryday the 19 day, at morne, a muchkine of wyne	3s. 0d.
Item, to denner, a muchkine of seek	6s. 0d.
Item, a muchkine of wyne	3s. 0d.
Item, at 4 hours, a muchkine of wyne	3s. 0d.
Item, to supper, a chopine of seek	12s. 0d.
Item, a chopine of wyne	6s. 0d.
Item, Saterday the 20 day, to brekfast, a muchkine of seek	6s. 0d.
Item, to denner, a muchkine of wyne	3s. 0d.
Item, a muchkine of seek	6s. 0d.
Item, to supper, a chopine of seek	12s. 0d.
Item, Sonday the 21 day, to brekfast, a chopine of seek	12s. 0d.
Item, to supper, a muchkine of seek	6s. 0d.
Item, Mononday the 22 day, to denner, a pynt of seek	24s. 0d.
Item, a chopine of wyne	6s. 0d.
Item, to supper, a chopine of seek	12s. 0d.
Tuysday the 23 day, to denner, a muchkine of seek	6s. 0d.
Item, a muchkine of wyne	3s. 0d.
Item, to supper, a muchkine of seek	6s. 0d.
Item, a muchkine of wyne	3s. 0d.
Weddensday the 24 day, to brekfast	
To brekfast, a muchkine of wyne	3s. 0d.
Thursday the 25 day, to denner, a chopine of seek	12s. 0d.
Item, a chopine of wyne	6s. 0d.
Item, after denner, a muchkine of seek	6s. 0d.
Fryday the 26 day, to denner, a muchkine of seek	6s. 0d.
Item, a muchkine of wyne	3s. 0d.

Item, to supper, a chopine of seek	12s. 0d.
Item, a chopine of wyne	6s. 0d.
Saterday the 27 day, to denner, a chopine of seek	12s. 0d.
Item, a chopine of wyne	6s. 0d.
Sonday the 28 day, to supper, a chopine of seek	12s. 0d.
Item, a chopine of wyne	6s. 0d.
Monoday the 29 day, to denner, a muchkine of seek	6s. 0d.
Tuysday the 30 day, a muchkine of seek	6s. 0d.
Item, at 4 hours, a muchkine of seek	6s. 0d.
Item, to supper: my Lord and my Ladie Zester's being at supper, a chopine of seek,	12s. 0d.
Item, a chopine of wyne	6s. 0d.
Weddensday the 31 day, to denner, a chopine of wyne	6s. 0d.
Item, a muchkine of seek	6s. 0d.
Thursday the 1 of Apryll, to brekfast, a muchkine of seek	6s. 0d.
Item, at 4 hours, a chopine of wyne	6s. 0d.
Friday the 2 day, to dinner, a chopine of seek	12s. 0d.
Item, a chopine of wyne	6s. 0d.
Saterday the 3 day, for a chopine of seek	12s. 0d.
Monoday the 5 day, for a muchkine of seek to denner	6s. 0d.
Item, to supper, a muchkine of wyne	3s. 0d.
Item, Tuysday the 6 day, to denner, a chopine of wyne	6s. 0d.
Item, after supper, a muchkine of wyne	3s. 0d.
Weddensday the 7 day, to denner, a chopine of wyne	6s. 0d.
Item, to supper, a muchkine of seek	6s. 0d.
Thursday the 8 day, to denner, a chopine of wyne	6s. 0d.
Item, to supper, 3 muchkines of wyne	9s. 0d.
Item, a muchkine of seek	6s. 0d.
Fryday the 9 day, to denner, a chopine of wyne	6s. 0d.
Item, to supper, a muchkine of seek	6s. 0d.
Saterday the 10 of Apryll 1647, for a chopine of wyne	6s. 0d.
Item, after denner, a muchkine of wyne	3s. 0d.
Weddensday the 14 day, to denner, i muchkine of wyne	3s. 4d.
Item, to supper, a muchkine of seek	6s. 0d.
Thursday the 15 day, for ane chopine of wyne, quhen Thomas Fleaming came in.	6s. 8d.
Item, Tuysday the 20 day, for a muchkine of wyne	3s. 4d.
Item, to supper, a muchkine of seek	6s. 8d.
Weddensday the 21 day, a muchkine of wyne	3s. 4d.
Item, a muchkine of seek	6s. 8d.

Thursday the 22 day, for a chopine of wyne to denner	6s. 8d.
Weddensday the 28 day, for a muchkine of wyne to denner	3s. 4d.
Item, for a muchkine of seek	6s. 8d.
Monodday the 3 of Maii, for a chopine of seek	13s. 4d.
Tuysday the 4 day, to denner, a muchkine of seek	6s. 8d.
Item, to supper, a muchkine of seek	6s. 8d.
Weddensday the 5 day, for a chopine wyne	6s. 0d.
Item, for a pynt of seek	1 lib. 6s. 8d.
Thursday the 6 day, to denner, for 3 muchkines of wyne	9s. 0d.
Item, for a muchkine of seek	6s. 8d.
Item, to supper, a pynt of seek	1 lib. 6s. 8d.
Item, for a chopine of wyne	6s. 8d.
Fryday the 7 day, for a muchkine of seek to supper	6s. 8d.
Saterday the 8 day, for a muchkine of seek	6s. 8d.
Summa of this money for wyne is	i <i>e</i> . iii <i>m</i> ^x xvi lib. xiii s. viii d.
Summa of the haill moneys conteanet in this buik is	i <i>e</i> . iii <i>m</i> ^x xi lib. xii s.

MRGIRETT SCOTT.

PETITION by Hew Lord Montgomerie to the Committee of Estates, 1648.

Wnto the honorabill Comitte of Estaittes, the Petitioune of Hew Lord Montgomerie,

Humblie schweth,

226. THAT albeit zour petitioner was appoynytit be the Estaittes of Parliament to be a Collonell in the laitt ingadgement to Ingland, zit I never did accept of that chaire; onlie, at my Lord Callanderis west cuming, I was induced sua far as to nominat wnder officiares; but was so loath to appeir any wayes (against the Covenant) that befoir I did deelair that I wald not joyne in that ingadgement if any malignantis, aither Ingleishe or Scotteis, sould concure in armes with that armie; whiche did appeir by my not goeing to Ingland with the foirsaid armie; whairwpon my chaire was disposing of by the Duke and Callander. Naither did I ever subscryve any band or take any oath for mantinance of the said ingadgement: and when George Monroe did returne from Ingland and joyned with Lanerke for opposeing of the wasterne forces, I did so far dislyk thair proeceedinges that I never countfanced thame, but stayed at Dalkeith and Bathanes till I receaved ane letter from my Lord my father, in his awine name and my Lord Chancellaris (from Lawdoun hill), dessayreing me to returne home; geiveing assurance I sould not be troubled heirefter in persone nor fortoune: Quhairwpon I geave obediance, which if the Committee of Air had knowein, they had not proceeded against me, nor used me as on who had bein active in the foirsaid ingadgement, by imposing ane extraordinare burding of the present levie wpon me;

and that I and my tennentis hes almost beine ruinatted with quartereingis and exactiounes extraordinar. Heirfor I beseike zour Lordships to haue consideratioun of the premissis; and that I may be lookeit wpon at the leist as one of those who haue signifiethair acceptatioun of the lait traittie at Stirling and Edinburgh: I conceaveing my selff nawayes oblieched to intimat my acceptatioun thairof, as is thairby preservyed, in regard I did not accept my said chaire, naither did I countenance Lanerke, nor Monroe, as said is: thairfor zour Lordships wald be pleased to geive ordour that I may be repayed for my outrigne of 3 hors and 9 foote; and that I may not heirefter suffer as on disaffected to the guid caus: seeing I sall be reddie with lyfe and fortoune to haizard for the samyne, and obey zour Lordships' commandis.

(Endorsed)

My Lord Montgomeres Bill, gevin in
to the Committe of Estaites, 1648.

Act in favour of Hew Lord Montgomerie, concerning the part he took in the Duke of Hamilton's Engagement, 2nd January 1649.

Edinburgh, the second of Januar 1649.

227. FORSAMEIKILL as Hew Lord Montgomerie, who wes a Colonell of the armie that went into England for prosecuting the late vnlaufull engagement, vpon ane letter from the Earle of Eglington, his father, be the advyse of the Lord Chancellor, daited from Lowdounhill, the tyme of the ryseing of the westerne shires against the prosecuters of the forsaide engagement, desyreing the said Lord, his sonne, to leave the forces that were in armes for prosecuting that ingagement, giving him assurance that hee should not bee troubled in his persone and estate, for anie thing done bee him relating to the same, did accordinglie leave the said forces that were prosecuting the said engagement, and by a letter signifie so much to his father (quich the Lord Chancellour declared wes communicated to him) befoir the conclusion and signing of the late treatie at Edinburgh and Stirling, and that hee did thairefter repaire home, and hes lived peaceable ever sensyne: Thairfor the Committee of Estates, in consideration thairof, doth heirby grant to the said Hew Lord Montgomerie, the benefite of the said lait treatie in all pointes; and declares that hee is to bee in no worse condition then anie of those who were accessorie to the forsaide engagement, and have intimated thair acceptation of the said treatie, within the tyme thairby preservyed: And remittes to the Committee of Warr of the sherreffdome of Air, to cause the said Lord Montgomerie be effectuallie refounded and repayed of what hee hes advanced for outputting of horse or foot in the present levie, over and above that just proportion thairof quhairvnto hee will bee lyable, as in all other publict burdens imposed vpon the whole kingdome: and for that effect to impose the samin vpon these in the said shyre who were accessorie to the forsaide engagement, and have not signified thair acceptation of the forsaide treatie according thairto, proportionallie effeirng to thair estates, and according to thair

degries of guiltines; and cause them pay the samen to the said Lord Montgomerie, as said is. Extracted.

A. HENDERSON.

PETITION of Alexander sixth Earl of Eglintoun to the General Assembly, against the transportation of Mr. James Fergusson, Minister of Kilwinning, to Edinburgh [1649].

Unto the Right Reverend and Honourable the Moderator and remanent members of this Generall Assemblie, the humble petition of the Earle of Eglintoun

Humble sheweth,

228. THAT wheras I, your wisdomes petitioner, have not beine amongst the last in contributing my wtermost for the cause of God these ten years bypast, an maine motive to quhilke hath beine the faithfull warning and wptearing quhilke I receaved both in publict and private from my ministers; I cannot bot now regrate that in the tyme of my old age, and when tentations ar also growing, I am so hardlie served by the commission of the church as to be depryved of both my ministers at once; to witt, Mr. Hew McKaile, late minister at Irwin, and Mr. James Fergusson, minister at Kilwinning; and this notwithstanding that within thir six years both these plaecs, to my great greife, wer emptyed by the transportation of Mr. David Dickson and Mr. Robert Baillie. Your wisdoms may easilie conceave that I cannot bot be much greived with such ane way of dealing; wherby my sufferings through transportation goeth far beyond anie example that can be produced within this whole kingdome. I most professe it is one of the greatest discouragements I have mett with in prosecuting of the publict worke, as I have expressed my selfe further to this purpose wnto some of your number; and more nor I think fitt hear to express, except I be putt to itt.

My humble petition therefore is, that your wisdoms wold spare my present minister, Mr. James Fergusson, to me; especiallie considering that one maine reason moving the most part of the reverend Commission to voyee unto Mr. Hew McKaile his transportation, was the certaine expectation they had that the towne of Edinburgh would passe from Mr. James Fergusson, as I conceive some of them heir present ar readie to declare. As also my minister is so litle satisfied with the whole bussiness, both in itselfe and the way of carrying it one, that he cannot be convinced of ane cleare call to remove from the place wher he is to Edinburgh: and I am confident that he will rather venture upon anie hazard, nor without full clearing to undergoe such ane charge. In all quhilke considerations I am veri hopfull ye will take my earnest desyre to your wisdoms consideration. The granting wherof will be ane singular encouragement to

Your Wisdoms supplicant,

EGLINTOUN.

FINDING by the Committee of the General Assembly, that Mr. James Ferguson, minister of Kilwinning, should not be transported to Edinburgh, 10th July 1649.

229. WE, the committie appointed for satisfying the Earle off Eglintou his bill, sa farr as possible can be without any publik hearing of it befor the Assemblie, do find it equitable, that for the speciaill good seruice that my Lord hath done in this cause, that his lordship shall enioy his minister, Mr. James Fergusin: and we do herby declare, that we haue warrand from them that ar cheiflie interest in pursuing the said Mr. James his transportation, to promise to my Lord that the said transportation shall be as if it neuer had been deeyded or wakned; and Mr. James shall be in the same eondition as other ministers who were neuer summouned in reference to any transportation to Edinburgh. In faith wheroff we haue subscribed thir presentis with our handis, at Edinburgh, the tent off July 1649 yeirs.

DAVID DICKSON.

ARBUTHNOT.

MR. ANDREW CANT.

BURGHLY.

MR. J. MONCREIFF.

T. R. of FREILAND.

M. GILLESPIE.

JO. LIVINGSTONE.

Act in favour of Hugh Lord Montgomerie.

Pearth, the 26 of October 1650.

230. THE Committee of Estates haueing heard and considered the petition of Hugh Lord Montgomerie, bearing that he had satisfied the Church for his failure in the matter of the late vnlawfull engadgement against England, in being so farr ensnared as to permitt some officeris to goe about the leauicing of an regiment of horse, though he never embraced charge therein, neither wes he at Sterline with the now Duke of Hammiltou and Georg Monro; and that the Commission of the Generall Assemble had declared their acceptance of his satisfaction; and that his accession to the said engadgement should be no further hinder to him of any publict imployment; and therefore desiring that he might be declared capable of publict trust, and freed of any restraint lyeing vpon him by publict acts: And haueing also considered the Act of the Commission of the Generall Assemble in behalf of the said Lord to the effect aforesaid; Therefore, and in regard he wes satisfied the Church for his accession to the said engagement, the Committee of Estates doeth herby declare the said Lord Montgomerie to be capable of publict trust, and free of any restraint lyeing vpon him theirfae by publict acts, notwithstanding his accession to the said engadgement. Extracted.

A. HENDERSON, Cls. Dom. Com.

EXPLANATION of the ACT of LEAVY, 11th January 1651.

Perth, 11th January 1651.

231. THE King's Majesty and Committee of Estates being informed that some persons misunderstanding the true sense, meaneing, and end of the Act of Leauie, do make such interpretations thereof as will frustrat and disappoyn the seruice; as if the enjoyneing of the heretors to come out with all their horses fitt for seruice did import no more then their coming out with their owne proper horses; and, if they wanted of their owne, that they were not to buy nor prouide them: whereby such as had most to loose, and owe the greatest obligatioun to king and kingdome, should be at the smalest charge, and subjeet to the least duety, contrarie to all equitie and justice, to the ordor observed in all former leauies, and to the true sense and meaneing of the said act: which is, that all horse fitt for seruice should come out with men and armes, and that those who had the greatest rents should be the outputters of the said horses, according to the proportion of their estates: Therefore the King's Majesty and Committee of Estates, for removeing any mistake arriseing from the said Act of Leauie, do hereby declare and ordaine — that non pretend ignorance or make any subterfuge wpon the said act — that the proportion of horse to be putt furth to the present leauie is to be at least one trooper, weill mounted and armed, for each thousand merk of yearlie valued rent: and that by and attour the heretors and yong men within burghs who are able to mount themselves. Extracted.

A. HENDERSON, Cls. Dom. Com.

MEMORANDUM by Alexander sixth Earl of Eglintoun, of jewels, etc., belonging to his wife [1651].

232. MEMORANDUM quhat is in the litill coffer that my wyffe left withe the Laird of Kire.
- Item, fayue mounters littill and moukill.
 - Item, a brod iouell with dayamonds.
 - Item, a dayamount breslet.
 - Item, a disoun of sponnis of mother of perill, on brokin.
 - Item, of boutennis, and dayamountis set on the hed, 30.
 - Item, soum gold.
 - Item, a wege of gold.
 - Item, fayv ringis withe dayamount.
 - Item, soum wtheir gold wipis.
 - Item, soum louse dayamountis.
 - Item, a peise a blak setin broutherit, with perlle, and soum louis perill.
 - Item, a siluer belt.
 - Item, my lordis letter will, and his bairnis prouisiouns, with soum bandis.
 - Item, soum peperis of hir anine.
 - This for ane memorandoum till the wther memorandoum.

PROTECTION by General Lambert to Lady Montgomery, 27th January 1651.

233. THESE are to require you, vpon sight hereof, to forbear to truble or molest the family of the Right Honourable the Lady Montgomery, att Killwenning; to injure or spoile her ladyships house; to seiz or draue away any of her goods without speciaill order; to forbear to quarter any soldiers vpon her ladyship; otherwise then according to the rules laid downe in the late warrant for assessments and preventing free quarter: Hereof you are not to faile: Giuen vnder my hand and scale at Dalkeith, the 27th January 1651.

To all Officers and Souldiers.



COMMISSION by King Charles II. appointing Alexander sixth Earl of Eglinton to be Captain General of the Horse Guards, 31st March 1651.

CHARLES R.

234. CHARLES, by the grace of God, King of Scotland, England, France and Ireland, Defender of the Faith, etc., To our right trusty and right welbeloued Cousin and Councellour Alexander, Earle of Eglinton and Lord Montgomery, and to all others to whom these presents shall come, greeting: Know ye that we, reposing speciaill trust and confidence in the courage, conduct, wisedome, fidelity and good affection to vs of you our said Cousin and Councellour, Alexander Earle of Eglinton and Lord Montgomery, doe, by these presents, nominate, constitute and appoint you to be Captaine Generall of all the Horse Guards for our person, next and immedately vnder vs: giving you hereby power and authority to leuy, arme, conduct, order, discipline and command in chiefe the same, in all things, according to the custome and discipline of warre, and as belongeth to the duty and office of a Captaine Generall of all our said Guards of Horse; and to reduce the same into troopes: commanding hereby all officers and souldiers vnder you to obey you in all things for our seruice as to their Captaine-Generall: And for the better gouernment and discipline of our said guards, We further, by these presents, giue you full power and authority to call, hold, and keepe from time to time, a court-martiall, court or councell of warre, for the punishment of all misdemeanours and offences, according to the nature of the trespassse, and according to the lawes, vsage and custome of warre; and to doe and execute all such other things and seruices; and to hold and enjoy all such rights, priuiledges, allowances, preheminentees and authorities, as are incident or any wise appertaining to the office and command of a Captaine-Generall of our said Guards of Horse: and, in the execution of this our Commission, you are to obey and pursue all such orders and commands as you shall from time to time receiue from Vs only. Given at our Court at Perth, the last day of March 1651; in the third yeare of our Reigne.

OBLIGATION by Alexander Osburne to Lord Montgomerie, to redeliver a gun to his Lordship,
29th October 1651.

235. QUHAIRAS the richt honorabill the Lord Montgomerie had the lone of sax gunes from me, quharof I haue recevit fyve bak again, and ane other of his Lordship in lieu thairof, quhilk I do heirby promeis and oblidege me, and my aires and executoures, to redelyver (incase sehe be not taken frome me by violence) to his Lordship, or to any quhom he sall appoynat at demand, vnder the pain of twintie pound Scottes in eaise of my refussall: In witnes quharof I haue subseruict thir presentis, wrytin be Hew Smythe, at Cumbrey, the xxix of October 1651 yeirs, befoir thir witnesses, Robert Frances and the said Hew Smythe, servitouris to the said noble Lord.

H. SMYTHE, witnes.

ALEXANDER OSBURNE.

ROBT. FRANCIS, witnes.

COMMISSION by King Charles II. to Hugh Lord Montgomery [1651].

CHARLES R.

236. CHARLES by the grace of God King of Scotland, England, Fraunce and Ireland, Defender of the Faith, etc., to our right trnst and wellbeloved Cosen, Hugh Lord Montgomery: Whereas wee have speciall good trnst and confidence of the courage, conduct, wisdome and good affection of yow the said Hugh Lord Montgomery; and haueing seriously considered the distressed condition of the westerne parts of this our Kingdome, as being vnder the foote of the enemy, and not in any posture of defence for aeting for their owne relief or the publick worke: Wee therefore, having remitted to ws by our Parliament the choising of the Colonells for the leavyes of the southerne and westerne shyres for that effect, doe hereby ordaine and give full power and commission to yow to convocate the Committees of Warre in the Baillery of Cunynghame and Sherrifffdome of Renfrew, that they may appoynat and out-reeke the leavyes of Horse and Foote within the said bounds, according to the late Act of Parliament relateing to the leavyes be north the water of Forth, and explanation of the Committee of Estates: Or if the said Committees cannot conveniently meeet, that then, and in that case, yow advertise the severall Heritors that each of them for his owne part put forth his due proportion of the horse and foote conforme to the Act foresaid: And if yow shall fynd it conducible for the service, that the foote be converted in horse or dragoones, that the same be effectuate according to the former practises of the said Baillery and Shyre: And that all the said leavy be advanced with fourty dayes loane in victuall or money: And further, wee do hereby fully authorize you, the said Lord Montgomerie, to recollect all those that were leaved for Colonell Gilbert Kers Regiment, wheresoever they may be found: As also that all Heritors of the said bounds mounted on their best horses joyne themselves together vnder your command, conforme to the forenamed Aet relateing to the Northerne Shyres: And if any person or persons within the said bounds shall be found by their counells or

actings to oppose or prejudge the service, that forthwith yow make knowne the same to ws, or our Committee of Estates, that they may receive such punishment as delinquents of that nature doe justly deserve: And further, we giue full power vnto yow, the said Lord Montgomerie, to nominate, appoynt and put in charge such offiers upon the said forces, as yow shall know to be most worthy of trust and qualified for the service, and to appoint such quarters for the said forces as shall most contribute for advanceneing of the publiek service: Our will also is, that yow hold and injoy all such rights, priviledges, allowancees and authoritiees as are incident or any wise appertaining to the office of a Colonell of Horse, Dragoones or Foote; obeying and observing all such orders and commands for our service, as from tyme to tyme yow shall receiue from ws, our Committee of Estates, or superiore offiers of the Army: Giuen at our Court at

INVENTORY of the Earl of Eglinton's Jewels, 20th February 1652.

In a little fire box, having the first figure on it, and triangled.

237. 1. A pendant jewell with two rubies, a fair emerald, tuo faire pearle, and another stene.
 2. Tuo gold woopes enamled, and on set about with green stones.
 3. A long big ridstone set in gold enamled.
 4. Tuo medles, the on set in gold, the other not set.

In the long whyt fire box having the second figure on it.

1. A dozen of mother of pearl spounes, with the shaftes of silver overgilt.
 2. 3 peeces of blak satin embrodered with pearle.
 3. Sum little small rubies in a paper unset.
 4. Six pearlles, which pearlles and rubies are within a little rid box conteaned in the big on.

In a little round painted fir box, having the third figure on it.

1. A paper with a good number of small pearlles unpearsed.
 2. Another paper with a bracelet or chaine of prettie bose gold work.
 3. A good manie greater pearle, and sume other peeces of gold smith work called Jerbes.

In a little long rid box having the fourth figure on it.

1. In a paper 31 prettie big pearlles.
 2. A prettie seale containing three, on within another, of gold.
 3. A piktooth case and piktooth of gold, the case enamled.
 4. Tua small gold bracelets, and on bigger.
 5. A little woop of gold.
 6. A prettie medall.
 7. A double bracelet with a look of gold enamled.
 8. A claps of silver and a blood stone.

In a little small fire box, having the fyft figure on it.

1. Sume sneel powder and perfumed jaeolate.

2. A long litle agat blakish.
3. Two musik boxes.

In a long small fir box, having the sixth figure on it.

1. A diamond bracelet with 7 table diamonds and on of litle value, and 52 litle table diamonds set in fours.

In a leather box conteaning ringis, having the figure of sevin on it.

1. A ring set with five prettie good diamonds.
2. A ring with one verie fair diamond.
3. A broken ring with a litle diamond.
4. A ring with 3 diamonds, on bigger, and tuo litle sparkes.
5. A litle pointed diamond ring.
6. A diamond ring, set in forme of a hart, enambled green.
7. A litle green stane set in a ring.
8. A ring with a prettie rubie.
9. A great woop enambled.

In a litle gilded cornerd leather box, having the figure of eight.

1. A great jewell set with diamonds, rubies and pearles.

A green velvet litle box, having the figure of nyne on it.

In which box ther are 3 rings; whereof on set in the forme of a crowned hart with 4 diamond, another with 9 diamonds in forme of a rose, the third with 5 diamonds.

In a painted big fir box, having the figure of ten on it.

1. A verie fyne enambled streking clok.
2. A verie prettie vatche of an agat, with ane case of silver.
3. A litle timber box, in nature of a table man, containing 40 sparkes of diamonds.
6. Six litle triangler conceits of gold, with 3 smal rubies in each on.
7. Sixteen gold round buttons.
8. A gold chain with a liquat of gold.
9. A gold inemald valentine.
10. Tua bitts of stanes, we knowe not what.
11. A blood stone in forme of a hart.

In a handecherchers, with the figure of eleven on it.

1. Fyue torter shell spoones.
2. An seued silk purse, wher are mare seed pearle, and sume small bracelets of pearle threded, with sume small euralls, and litle peeces of rubies.
3. A pair of spectacles, bounded with silver.

In a gold embroidered purse having the figure of tuelue.

1. Nyne and tuentie peeces of gold; wherof on is a Portigall dueat, and the other a peecce of King James of the like value.

In another embrodered purse, having the figure of thretteen.

1. A plaine gold ring, with a blak ribbon.
2. Nyne and tuentic gold buttons, with a table deamond on the top of each of them.

In a horne poeket, having the figure of fourteen.

1. In 20s. sterling peeces and 10s. sterling peeces ther ar 152 lib. sterling—152 lib. sterling.
2. In 20 merk peeces and ten merk peeces ther ar 560 merks, —560 merks Scots.

Item, a great watch of silver, with a great long silver belt with it.

Item, tuo other silver watches.

20 February 1652.

This Inventour taken up by us vndersubseriuers, conform to a double deliuerd to the Laird of Innes, day and place forsaid.

FINDLATER.

CALANDER.

D. BRODIE.

GEORGE SEATON.

G. KEIR.

TESTAMENT of Alexander sixth Earl of Eglintone, 5th June 1652.

238. WEE, Alexander Erle of Eglintone, being wneertane of the houre of death, quhilks is only knowne to the Almighty, make our testament and latter will as followes: And first wee recomend our soull to the Almighty God, beleveing assuredly to be saved by faith throw the merits of Jesus Chryst my Redemer; and wills my corps to be buried in my ordinar buriall place at Kilwining: Item, wee nominat and constitute our tuo yongest sonnes, Collonell James and Maior Generall Robert Montgomries, our soll executors, intromettors and vniuersall legators, equally betuixt them, of all goods, geir, farmes, debts, soumes of money and wthers whatsumever pertaining to ws that will fall wnder executry and testament, to be vsed and disponeed be them equally at ther pleasure; with power to them or ather of them survieand the other to giue wp inventory and confirme my said testament as accords; exceptand alwayes furth and frae the said legacie the greatest silver basen and lawer, and four gilted silver candelstickes, and the great gilted silver saltfat of three tyre height, and tuelve silver trenchors, wherupon our awne and our first spous, Lady Anne Levingstones names are ingraven, presentlie perteyning to ws: togidder with ane suit of Arras worke hingings which hang in the great chamber abone the hall, and the great carpet which [is] for the great table in the hall, with all others my household plennishing and domicills, quhilks I bequeath and leave in legacie to Hew Lord Montgomrie, my eldest sonne and appairand aire; with full power to him to keep and retaine the samen, or otherwayes to call therfor and vse and dispone therupon at his pleasure, notwithstanding of the premisses or any part therof; and that in full contentatione and satisfactione to him of all other moveable aireskip that he can claime out of the house be my deceise, or death of his said wmbill mother; specially seing the rest of the silver worke not excepted heirby in favours of our said sonne, Hew Lord Montgomrie, is heirby declared to fall wnder compasse of my said

executry and legacie abouewrittin, made be ws in favours of our saids tuo sonnes, Collonell James and Maior Generall Robert Montgomries, and belong to them equally betuixt them: Item, wee ordaine our saids executors to defray the charges of our buriall, wherat wee desyre no ceremony or pompe, but only the company of our noble and honest friends in the day of the buriall, with as great modesty as can be: And ordaines them to make payment to our servants of ther wholl fees and dewes, or what shalbe ordained by ws otherwayes for them: Item, we ordaine our chartor chist and wholl wryttes after our deceise, in whose hands soever they be, to be delivered to the said Hew Lord Montgomrie, or his aires, except the particular provisiones and wryttes of the conquest lands provyded to my saids executors, quhilke I ordaine to be deliuered to them, and to the other persones provyded therby: And this our testament and latter will wee ordaine to stand irrevocably; heirby reshinding and annulling all former testaments made by ws at any tyme heirtofor: In witnes wherof, wrtitte be David Bellie, our servitor, wee have subscryved thir presents with our hand, att Edinburg, the fyft day of June, the yeare of God I^M VI: fyfty tuo yeires, befor thir witnessse, William Home, Baillie of Glasgow, and Robert Fergushill, servant to the said Collonell James, and the said David Bellie.

WILLIAME HOME, Witnes.

EGLINTOUN.

R. FERGUSHILL, Witnes.

DA. BELLIE, Witnes.

DISPOSITION by Alexander sixth Earl of Eglintoun, to James and Robert Montgomerie, his sons.
25th June 1657.

239. BE it kend to all men be thir present letters, me Alexander Earle of Eglintone, etc., Forsameikle as Dam Anna Livingstounne, my lady, at hir deceis left to Collonell James and Major General Robert Montgomerieis, her sonnes procreat betuixt her and me, certaine silver worke pertaineinge to her, and receaued by me with her at our mariage, and desirit and appointed me to give and deliver the samyne to our said sonnes, reserveing my owne liferent use thereof: Therefor witt ye me, in consideracione of the same, and for certaine other good causes and considerations moveing me, to have given, granted and dispouned, lykas I be the tennor hearof give, grant and dispone to the said Collonell James and Generall Major Robert Montgomerie, my said sonnes, equallie betwixt them twa, their aires, executors or assignays, all and haill the said silver worke vnderwritten, viz., ane gilt silver bassen with ane laiver; Item, ane plaine silver bassen with ane laiver; Item, ane laigh gilt salt fatt; Item, three silver salt fatts; Item, tow great bowles of silver; Item, tow little bowles of silver; Item, tow eupes; Item ane brad eup; Item, ane gilt little cupe; Item, ane litle how cupe of silver; Item, ane silver box; Item, tow dussanc of silver trenchers; Item, ten silver spounes; Item, tow silver chandlers and tow silver stoapes; to bee vset and disponnit vpon be the said Collonell James and Generall Major Robert Montgomerie, my sonnes, at ther pleasor; reservinge allwayes to me the vs therof dureing all the dayes of my lifetyme: It is

hearby declareit that by and attor the silver worke above written, now disponnit be me to my said sonnes, in manner abovespecifet, ther is ane great gilt hassen with three feit, and ane laiver conforme, with ane high gilt salt fatt, and four gilt chandlers, which did not pertaine to my said ladie, nor was receaved be me with her at our mariage, bot belongs to the house of Egelintone, and which gilt silver worke shall all pertaine and belongeto Hew Lord Montgomerie, my eldest sone, after my deceis . . . In witnes whereof, written be James Wallace, servitor to the said Collonell, I have subservyvit thir presents with my hand, at Egelinton, the twentie five day of June 1657, befor thir witnesses, Alexander Ramesay, servitur to the said Earl of Egelintone, and James Wallace, writter heirof.

ALEX^R RAMSAY, wit^s.

JA. WALLACE, witnes.

EGLINTOUN.

ALEXANDER sixth EARL of EGLINTOUN to the Moderator of the Synod of Glasgow and Ayr,
[1660].

240. RIGHT REVEREND MODERATOUR — I must intreat yow and the rest of your reverend brethrine of the synod, that now, when I am neir to the grave, yow wold not depryue me of the means of comfort I have by my minister Mr. James Fergusone. Yow know I have hazarded both lyfe and fortune to serve the judicatories of this church; which made the General Assemblie, out of the sense they had of my affectione for them, continue him to me after he was transported by vote befor them. And seing thei did so, I cannot exspect bot yea will much more befreind me, especiallie against the towne of Glasgowe, who have alreadie robed me of fyve of my ministers; so as it seems to me it is now rather my prejudice then ther own good they are seekinge: for they know weal eneugh they can never get him; they may weal opin a doore to Edinbrugh: and what should be the cause of this ther malice against me who have ever lived as a neighbour, readie to doe them all the courtesies I could, I know not: bot what ever it be, I hope your wisdom will not be accessorie to my prejudice, bot will continue him to me, and so ingage me and myne to be ever your

EGLINTOUN.

MEMORIAL by Alexander sixth Earl of Eglinton, and Hew Lord Montgomerie, to the Synod of Glasgow and Ayr against the transportation to Glasgow of Mr. James Ferguson, minister of Kilwinning [1660].

241. Unto the Richt Reverend the Moderatour and remanent brethren of the provincial of Glasgow and Air, the earnest supplication of Hew Lord Montgomrie, in his oun name and in the name of his aged father, the Earle of Eglintone.

SHOWETH, That wheras the magistrats and church session of Glasgow doe yet continue to seik the transportation of their minister, Mr. James Fergusson, to Glasgow, notwithstanding that the

presbiterie of Irwin hath unanimouslie fixed him where he is; and doe therby, if so your wisdom should grant their desire, not onlie wrong this familie, who have deserved no such thing at their hands, but also take the neirest and most effectuall way to send their minister out of the bounds of the sinod, considering that the towne of Edinburgh pretendeth a right to him by vertue of ane act of the Commission of the church transporting him there; the execution of which act was delayed by the General Assemblie onlie from respect to the petitioners familie: so that if this Reverend Judicatore who, may be conceaved, should be as tender of the weal of that familie as anie church judicatore in this national churh, shal ordaine him to transport from them, it cannot be wel expected but the Generall Assemblie — to which this processe will, without doubt, be earyed byappeal — will, upon the earnest desyre of the towne of Edinburgh, thinke that argument which formerlie did prevail with them for the not-execution of the forementioned act much weakened, if not whollie enervatted by the prior determination of this judicatore, if so your wisdoms who know the ease of your petitioners familie, and wil be presumed in reason to pay al due respect to it, shal notwithstanding of all the arguments used by them to the contrari, ordaine their minister to transport from them.

May it therfore please your wisdoms to take all the reasons given in by the petitioners and the parosh of Kilwinning to your grave consideration: and they doe not doubt but your wisdoms wil be loath to passe anie sentence for their ministers transportation which wil be so far from gratifying the towne of Glasgow, that in al probabilitie it would make faire way for the removal of their minister, not onlie from the parosh of Kilwinning and presbitrie of Irwin, but also out of the whole bounds of this sinod: To which that your wisdoms be not in anie measure accessorie, is both the expectation and earnest desyre of

Your wisdoms' humble petitioners.

REASONS OF APPEAL to the General Assembly by Alexander sixth Earl of Eglintone, and Hugh Lord Montgomerie, against the sentence of the Synod of Glasgow and Ayr, for the translation of Mr. James Ferguson from Kilwinning to Glasgow, October 3rd 1660.

242. The reasons of the appellation given in by me Hew Lord Montgomrie, in his owne name and in the name of his honourable father, the Earl of Eglintone, and the whole parishionners of Kilwinning, against the sentence of the Sinod of Glasgow, October 3, 1660. wherby they transported Mr. James Fergusson to Glasgow, from the saids provincial to the nixt insuing Generall Assemblie.

First. THE said sentence, as wil appear from the reasons given in by us, is prejudicial to the good of the church of Christ in these bounds.

2. The sinod did not seriouslie weigh the strenght of those reasons given in by ws, the parishioners, and our minister, against the saids transportation; otherwyse it cannot be conceaved they would have passed such ane unjust sentenee.

3. This sentence was onlie caryed by foure or fyve voyces; there being a great number present who were not cleare to voyce anie thing: so that the sentence can hardlie be looked upon other wyse then as a non-liquet of the whole sinod; and therfore should not have beine judged by the synod as ane authoritative act ordaining our saids minister to be transported.

For these and such other reasons as shal be given in by me, in due time and place, I doe appeal from the formentioned sentence as unjust; and doe protest that the saids sinod, with al parties interested, are hereby obligeid to sist themselves before the nixt General Assemblie, when or wheresoever it shal happen to be, to receave their sentence from the Assemblie for the saids injustice; and that they bring alongs with them ane extract of the forementiond unjust sentence, together with al the reasons which were produced and heard before them, pro and con. in this bussines. In witnes whereof I have subscribed these presents with my hand, at Glasgow, October 3.

TESTAMENT of Alexander sixth Earl of Eglintoun, 19th May 1660.

WE, Alexander Earle of Eglintoun, Lord Montgomerie and Kilwyning, being now for the present both in health of bodie and sound in spirit and judgment (praise be to God), knawing nothing to be more certane then death, and more vncertane nor the tyme and houre thairof; recommending my soull and my spirit vnto the great Lord, my Creator, and to the Lord Jesus Chryst, my most blessed Saviour and Redeimer, hoping assuredlie to be saved onlie by the merits of Jesus; ordaineing my corpes (quhen it sall please the Lord to call vpon me out of this mortall lyfe) to be buried in our avne ordinar buriall place in the Church of Kilwyning; haveing now thought good to mak and sett doun this our testament and letter will as followes: And we taking to our consideratioune that be vertew of ane contract made betuixt us, on the ane pairt, and Hew Lord Montgomerie, our eldest lawfull sone, on the vther pairt, of the dait the eight day of December, I^M VI: fyftie eight yeires, we did for the reasons and causses thairin specifieit, and more speciallie, in regard of the said Hew Lord Montgomerie, our eldest lawfull sone abonameit, his oblidging of himselfe and his aires thairby to pay to our haill severall respective creditours of all and sundrie thair haill severall soumes of money, principals and bygaine annualrents thairof, awand for the tyme efter our deceis, particularlie specifieit and containeit in the inventar of our debts then dravne vp and mutuallie subseryvit be us both; and which be the said contract are ordaineit to be holdin as speciallie ingrossed and sett doun thairintill; at the leist, to mak payment to our saids severall respective creditours, efter the tyme of our said deceis, of so many of the saids debts and soumes of money as sould then happen to be restand awand vnpayit to them for the tyme; bind and obleis us, and the said Hew Lord Montgomery, our eldest sone abone nameit, that we sould conferr the benefit of our executrie of all and sundrie our guids, geire, cornes, cattell, insight plenishing, debts, soumes of money, maills, fermes, proffeteis and dewties of land and vthirs belonging to us the tyme of our said deceis, in the persoun and favours of the said Hew

Lord Montgomerie, our eldest lawfull sone abonenement, and of his aires maill, taylie and provisione, succeeding in our erledome of Eglintoune, and that we shold not doe any fact or deid whatsumever, either directlie or indireetlie, that might be hurtfull or prejudicall to him and his forsaids thairanent in any sort, nether in haill nor in pairt; vnder this expres particuler provision and condicoun allwayes sattiled and aggreit vpon be the said contract betuixt us and our said sone, that, yitt nevertheless and notwithstanding of our said abonewrittin obllishment abovespecifeit in favours of our said eldest sone and his foirsaidis in the said matter, it shold be allwayes leisume to us, in our avne tyme, to dispose vpon and conferr, whither be way of executrie, legacie, or efter any vther legall maner of way we shold please, to any persoun or persouns whatsumever we shold think good and expedient, als much of our saids goods, geire, insight plenishing, debts, soumes of money and vthirs moveables belonging to us the tyme of our said deceis, as shold extend to the soume of nyne thousand merks Scots, and whairvnto the benefoit of our said executrie to have beine conferred in our said sones favours is speciallie declared be the said contract on na wayes to be prejudicall in any sort, as the said contract of the dait foirsaid mair larglie beires: and we being now most willing to performe to the said Hew Lord Montgomerie, our eldest sone abonenement, in what afoirsaid we stand obleist to him relaiting to our said executrie vpon the termes particulerlie afoirsaid, doe now heirby, be this our testament and letter will, conforme to the trew intent, tenour and meaning of the said contract, mak, nominat and constitut the said Hew Lord Montgomerie our eldest lawfull sone abonenement, to be our onlie exectour and vniuersall intromettor with all and sundrie our haill guids, geire, cornes, cattell, insight plenishing, horses, nolt, sheep, debts, soumes of money, maills, fermes, dewties and proffeits of land, and all and sundrie our vther moveable guids and geire whatsumever, belonging to us the tyme of our said deceis, to be intromettit with and disponeit vpon be him as his avne propper guids and geire at his pleasure; except allanerlie in so far as concernes or can or may be extednit to als much of our saids moveable guids, geire and debts, as will amount to the said soume of nyne thousand merks Scots, which we have power to lewe in legacie or to conferr any vther legall way we think good to such persouns as we sall think expedient, as said is; and which in so far as will amount thairof to the said soume of nyne thousand merks Scots, and be conforme to the said contract and power afoirsaid reservit to us thairby, doe be thir presentis leive in legacie to the persouns particulerlie efter specifeit, amongst them ilk ane of them for thair avne pairts thairof, as is particulerlie efter divydit: That is to say, and in the first, to Colonel James Montgomerie, our second lawfull sone, the soume of thrie thousand merkes guid and vsuall money of Scotland; and to Generall Major Robert Montgomerie, our youngest lawfull sone, the soume of vther thrie thousand merks money foirsaid; and that for the love and favour and good respect we carie toward our saids sones for thair good behaviour towards us: and also to Katherine Montgomerie, doehter naturall of the deceist Sir Alexander Montgomerie our thrid sone, the soume of twa thousand merkes money foirsaid; and that to her so being she carie and behave hir selfe righthie, and doe not mary without consent of our childrenes afternameit: viz., of Hew Lord Montgomerie, the said Colonel James

Montgomerie and the said Generall Major Robert Montgomerie, they being on lyfe, or of so many of them that beis on lyfe for the tyme; and failzeing thairof, the said soume to Francis Montgomerie, the said Hew Lord Montgomerie his second lawfull sone: Item, to Capitane Robert Crawfurd, portionar of Nether Maynes, Kilwynning, the soume of fywe hundred merks money of Scotland; to Thomas Ogilvie, our servitour, the soume of thrie hundred merks money foirsaid; and to Alexander Ramsay, also our servitour, the soume of twa hundred merks money foirsaid; quhilk soumes of money abonewrittin does fullie compleit the said soume of nyne thousand merkes money foirsaid; and whilk soume of twa thousand merkes money foirsaid quhilk is to be payit to the said Kathrein Montgomerie, is to be in full satisfacioun to her of ane band made, gevin and grantit be us to her thairpon: and we heirby expreslie ordaine our said executor afoirsaid to mak payment to the foirnameit persons our legatours abonenamet, and ilk ane of them, of thair avne severall legacies respective afoirsaid, and that off the first and reddiest of his intromission with our saids moveable guids, geire and debts: and we doe heirby committ our full power to our said executour afoirsaid, to giwe up, for the better confirmatione of this our testament and letter will, ane just and trew inventar of all moveable guids, geire, and debts and vthirs belonging to us the tyme of our said deceis: and in the contingencie of the deceis of Hew Lord Montgomerie, our eldest sone abonenamit, and executour afoirsaid, befor ws, then and in that eais, we heirby nominat and constitut Alexander Maister of Montgomerie, his eldest lawfull sone, to be onlie executour and vniversall intromettoir with all and sundrie our saids haill severall moveable guids, geire, and debts and vthirs belonging to us the tyme of our said deceis; with power to him to giwe up inventar thairof, and to intromett thairwith, vse and dispone thairpon at his pleasure, except allanerlie in what thairof afoirsaid is left by us in legacie to the foirnameit persons our legatours abonenamet, in maner respective abonedivydit, quhairvnto the said executurie sall not in any sort be prejudiciale; and which legacies respective afoirsaid, we expreslie heirby ordaine Alexander Maister of Montgomerie, incails of his being our executour in the contingencie afoirsaid, to mak payment to the foirnameit persons or legatours abonespecifeit, efter our said deceis, aff the first and reddiest of his intromission with our said moveable guids, geire and debts, ilk ane of them for thair avne pairts thairof as it befalls them to have of the sameine, conforme to the divisionn abonewrittin, without any questioun, trouble or debait of law whatsumever: In witnes quhairof (writtin be Johne Dalrymple wryter in Irving) we have subscryvit thir presents with our hand, at Eglintoun, the nynteine day of Majj, the yeare of God Iⁿ VI^r and thriescore yeiris, befor thir witness, Johne Cunynghame of Baidland, Major Hew Bunteine, in Kilwynning, Georg Montgomerie of Auldhall, Robert Broun, toun clerk of Irving, and the said Johne Dalrymple.

J. CONYNGHAME, witnes.

GEORGE MONTGOMERI, witnes.

EGLINTOUN.

J. BONTINE, witnes.

JOHNE DALRYMPLE, witnes.

R. BROUN, witnes.

COMMISSION by the Freeholders of Ayrshire to the Lord Montgomerie and the Laird of Cesnock,
3rd April 1660.

244. WEE, Nobillmen, Barronis, and Gentillmen wndersubscryving, doe heirby authorize the Lord Montgomerie and the Laird of Cesnock to meit with the commissioneris of vther neighbouring schyres and burrowis, at Edinburgh, the auchteenth of this instant, and to endeaver to procure ane meiting of commissioneris of the schyres and burrowis of this natione, and to meit in the said generall meiting, and theirin to proeceed according to the commissione and instruictions formerlie givine be the sehyre to the Lord Montgomerie, to the last generall meiting of the shyris and burrowis, beiring dait the tuentie fourt day of Januarii lastypast; for doing wherof thir presentis sall be our saidis commissionaris theire warrand: Givne wnder our handis att Air, the thrid day Apryle 1660.

S. W. ROWALLAN.

J. GAITGIRTH.

A. KENNEDY.

SKELMORLIE.

J. CRAUFUIRD.

Tho. WALLACE.

DUNLOP.

KIRMICHAELL.

B. BLAIR.

Mr. G. CUNINOHAME.

COCHRANE.

JAMES BLAIR.

DANKEITHE.

JA. DALRYMPLE.

D. BLAIR.

R. BRIGEND.

R. HESSILHEID.

FRANCES MURE.

DISCHARGE by the Earl of Wintoun to the Earl of Eglington and his Cautioners for 12,500
merks, dated 18th, 23rd, and 26th December 1662.

245. WE, George Erle of Wintoun, Lord Seatoun, Winchbrugh and Tranent, with expresse consent and assent of our euratouris vndersubserivand, for their entresses, be thir presents grants ws, with consent forsaid, to have receaved from ane noble Erle, Heugh Erle of Eglington, the sowme of twelve thousand and fyve hundreth merkis, good and vsuall money of this realme, as the first termes payment, and in part of payment, of the sowme of twentie fyve thousand merkis, specifeit in ane band made be the said noble Erle, Heugh Erle of Eglington, as principall, and Alexander Lord Montgomerie his eldest lawfull son, Robert Lord Sempill,

William Lord Cochrane, and certaine vther persons, as cawtioners for him, conjunctlie and severallie, to ws thairvpon, of the dait the sevith, fourtint, twentie eight and fourt dayes of June and July last-by-past: and theirfor we, with consent of our saids curatouris vndersubscrivand for their entresses, have exonered and discharged, and be thir presents, exoneris and discharges the said noble Erle, Hengh Erle of Eglington, and his saids cawtioners, their aires, executouris, and all vthers whom it effeires, of the forsaid sowme of twelve thousand and fyve hundred merkis, as the first termes payment, and in part of payment, of the said sowme of twentie fyve thousand merkis, contained in the band abovespecifeit; and of all actionis competent to ws, and our saids curatouris for their entresses, against them therfor, for now and ever: Quhilk discharge abovewrittin we, with consent of our saids curatouris vndersubscrivand for their entresses, bind and oblige ws, our aires, execoutouris and successouris, to warrand to the said noble Erle, Hengh Erle of Eglington, and his saids cawtioners and their forsaids, to the effect abovewrittin, at all hands and against all deidlie: and to ratifie and approve the samyn at our perfect age of twentie ane years compleit: and for the more securtie, are content and consents thir presents be registrat in the bookis of Counsell and Session, their into to remaine, ad futuram rei memoriam: and constitutis our procuratouris: In witnessse quhairof we have subscrived thir presents with our hands, (written be Mr. Patrick Douglas, servitor to James Allane, writer to the signet,) at Canningate and Edinburgh, the eightenth, twentie thrid, and 26th of December, I^M VI^E: and sixtie two yeirs, befor these witnesses, James Allane, wryter, Mr. Andrew Ker, advocat, inserter of the date and witnesses names, and Alexander Young, our servant.

WINTOUN.

ROXBURGH consents.

CALANDER.

TWEEDDALE consents.

KINGSTOUNE consents.

R. FLETCHER consents.

HOLOGRAPH WILL of Colonel James Montgomerie of Coilsfield, 3rd February 1665.

246. I, COLONEL JAMES MONTGOMERIE of Coilsfeild, considdering that ther is nothing moer certain than death, and the tym and maner therof oncertaintie, haue resolued to settle my wordlie affairs, that I may be ready to byd the goodwill and pleasure of almighty God, when it shall please him to call me out of this transitorie lyf to his eternall glory. First, I commend my soull to God, hooping to be partaker of that blised lyf and imortalitie purchased by the merits of Jesus Christ my Redemer, and ordains my body to be buried amongst the faithfull. Item, I nominat, make, and constitut Margaret McDonald, my wyf, my onlie exetrie and intrometter with all my guds and geere moueable; with pouer to hir to giue inventer therof, confirm testament

therypon, and doe all other things concerning the said exektrie in deue forme; she always pyng my debts therwith, so far as the said exektrie will extend. Item, I leaue to Alexander Montgomerie my sone, my holl estaite or soumes of moneis deue to me annie maner of ways whatsoever, he pyng to his sister, Margaret Montgomerie, tuelf thousand merks Scots, and that at the first teerme after hir mariage; she always haucing the annell therof from nixt teerme after my decease, and failing laufull airs of hir aune body, to return to him again and the airs of his body. Lykwyse, I ordaine him to py al my debts, so far as the aboue mentionat exektrie doeth not extend. And failing of him and the laufull begotten airs maile of his body, I leaue my said estaite to Major Generall Montgomerie, my brother; he always pyng to my daughter, Margaret Montgomerie, the soume of forteie thousand merks Scots, and that vpon the ensueing teerme after the said Allexander's decease, or she to haue securitie in the lands to the full worthe of the said soume, haueing the annelrents therof termlie and yearlie pyed to hir for hir aliment and good breeding, till it shall pleas God to provyd a creditable matche for hir not marrying beloe hir aune qualitie, or without consent and advyse of four or moer of hir nearest and noblest freinds; wich, if she shall discreditablie dispose of hirself without consent and advyse of hir noble freinds, to forfeit the said soume of fortei thousand merks; bot she always haueing a freedome in hir choyse, the person being hir equall, and his fortune anssnnerable to hir portion: and failing of thes, my present children and airs maile of my aune body being only on daughter, I leaue always the said portion of fortei thousand merks, and if moer of them, that is to say, being tuo, the eldest threttie thousand merks, and the other ten; and failing of on, the other to succeed, vpon conditions abone mentioned; and failing of both meale and femall, I leane all to my aboue mentionat brother, and the laufull airs maile of his aune body; failing of wich, to the present Maister of Montgomerie, and the airs maile of his body; failing of wich, to Francis Montgomerie, second son to the present Earerle of Eglinton, and airs maile of his body; and failing of all, to the neirest airs maile of lyn whatsoever. Item, I entrust whollie my children, and the maniagment of ther provisions to the said Margaret McDonald, my wyf, as may be governed by hir to ther best adwantage and profyt, and that all the tym of hir not taking a husband after my decease: and when she shall chance to mary, she to be comptable for hir intermission whatsoever to the persons vnder named; to vit, Sir Heue Campbell of Sesnok, Jhon Chalmers, laird of Gadgirth, Jhon Steuart of Shauewode, Major Heu Bontin, or annie tuo of them, to whom, after my aune decease, and my wyf's being maried again or hir decease, I whollie giue the trust of my children and of what shall belong to them at my deceas; and after hir being maried, I enttract and entrusts Jhon Steuart of Shaewood for the vplifting of the rents of Coilsfeild, and al other rents of lands belonging to me at my decease, and he to be comptable to the aboue mentioned gentelman, and they to apoint him a fie, and to gine him a commission of factorie, and he to dispose of the said rents by the aboue named gentelman's direktons and order, as they shall think expedient for the best and gratest adwantag of the children. And when it shall please God to remoue annie of the entrusted worthie freinds and

gentelmen, the remaining heath and by thes I giue them full pouer to make choys of on other good freind or neigbour, as they eoneaue may be most helpfull to them for the good of the children; and so to continue without annie other kynd of choysing of tutors or curators dureing the minoritie of the children; onlie, I desyr and apoints thes vndernamed honorable and noble persons overseers to my children — the Eaerls of Eglinton, Winton, Linlithquo, Calender, Louden, the Viscount of Kyngston, Lord Montgomerie, Lord Almont, Generall Major Montgomerie, my brother. It is always to be vnderstode heirby that nothing heir is intended in prejudice of my wyf's lyfrent and conjunetie according to hir right, bot that she thankfullie posses and enjoy the same dureing all the days of hir lyf; and this I ordean my last will and testament, to all and sundrie whom it effeirs, I notifie and make knawen be thir presents, wrytten and subserued by my aune hand, at Edinbruch, the 3 of Februarie, the yeare of God on thousand six hundredre thre seoir fyue.

JA. MONTGOMERIE.

WARRANT by the Chancellor Rothes to Hugh seventh Earl of Eglintoun, 25th February 1667.

247. WHEREAS maney hes been deficient in the shirrifdomes of Aire and Ranfrow who wer charged by authority in his Majesties name to haue joyned with his Majesties forces, and others who had certane knowledge, and yet did not, conforme to the laues of this kingedom, joyne and contributt for the suppressing of these rebells; These are therfor ordaineing Heugh Erle of Eglintoun to give notice to ws of the said persons within the saids shyres, or to take such security of such persones, as that heerafter they may not be defieint of ther allegeanee and duety in the lyke caise. Dated at Holrydhouse, this 25th of February 1667.

ROTHES.

COMMISSION by King Charles II. to the Earl of Lowdoun, the Lord Montgomerie, and others,
3rd September 1668.

CHARLES R. [The Cashet.]

248. CHARLES be the grace of God King of Great Brittane, France and Ireland, Defender of the Faith, To all and sundrie our leidges and subjects whom it effeirs, Greiting: Foralsemuch as we, for the good and preservation of the peace of this our ancient kingdome, have thought fitt to settle a militia within the same; and whereas be the tuentie fyfft act of our third session of Parliament, there is ane certain number of Horse and Foot appointed for eah shyre, and particullerlie for the shyres of Air and Renfrew, on thousand three hundred thretie three foot, and on hundred seaventie and sex horses; and we finding that it may most eondue for our service that in place of the foot some moe horses be listed; and considering that the adding of sixtie foure horses for the said shyres will be ane suitable burding to the number appointed be the said Aet of Parliament; we do therfor, with the advysse of our Privie Counsell, nominat, appoint and constitut yow the Earle of Lowdoun, the Lord Montgomerie, Lord Crightoun, Lord Cathecart,

the Lord Bargeny, the Lord Cochran, Sir James Dalrymple of Staire, Colonell James Montgomerie, Sir John Cochran of Ochiltree, John Chalmers of Gadgirth, Sir John Dalrymple younger of Staire, Sir Thomas Wallace of Craigie, William Cunynghame of Brounhill, late provest of Aire, Thomas Knight of Adtoune, present provest of Air, the Laird of Blair, the Laird of Kilburnie, James Brisbane younger of Bishoptoun, Mr. John Cunynghame of Lambrightoun, Mr. James Cunynghame shirreff depute of Air, Hamilton of Grange, John Boyle younger of Kelburne, David Montgomerie of Langshaw, Sir Robert Montgomerie of Skelmurlie, James Crawford of Ardmillan, Mr. Thomas Kennedy of Beltersen, Alexander Kennedy of Craigoch, John Muir of Auchindraine, Mackilveen youger of Grimit, Kennedy of Kirkmichell, James Richard of Barskimmie, Ronald Chalmers of Polwherne, Campbell of Shankstoun, David Blair of Adamtoun, Cunynghame younger of Robertland, Mountfwid of that ilk, Kennedy of Knokdaw, John Cunynghame of Enterkin, the Earle of Glencairne, the Lord Rosse, Master of Cochran, Sir Archibald Stewart of Blakhall, the Laird of Howstoun, Sir George Maxwell younger of Newarke, Sir John Shaw younger of Greinok, James Dunlop of Househill, Gaven Walkinshaw younger of that ilk, Archibald Stewart of Scotstoun, Cornelius Crawford of Jordanhill, the young Laird of Bishoptoun, Robert Pollok of that ilk, the Laird of Castlemilk, Colonel Alexander Cochran, Mr. Hew Montgomerie, shirreff-depute, and the Captaines, Lievetenants and Cornetts of the troupes to bee raised out of the saids shires, to be our Commissioners for settling and ordering the militia of the saids shires of Air and Renfrew, and burghs within the same; and to that effect do heirby requir and authorize you to meet at Irving, the seventeenth day of September instant, and then and their to list the number of tuo hundred and fourtie horses to be in three severall troupes, each troupe consisting of three score and ten, to be under the comand of the Earle of Eglingtoun, the Earle of Cassells, and the Maister of Cochran, and that the thretie horse remaining, which are to be listed out of the pairs of Renfrew next ajacent to the shyre of Dumbarton, be reserved and not joyned to any of the rest of the saids troupes, untill we declair our pleasur anent the militia of Dumbarton, to be a settled militia within the saids shires; with power to the saids Commissioners to devyde themselves in tuo Committies for the more effectuall prosecucion of our service, and for doing every thing else for the ordering and dispossing of them, conforme to the instructions theirwith sent of the dait of thir presents, subscriptit be the Lordes of our Counsell, or such uther instructiones as ye shall from tyme to tyme receave from our Counsell: Given under our signet, at Edinburgh, the third day of September, and of our reigne the twentie yeir, 1668.

ROTNE, Cancell.

HAMILTOUN.

TWEEDDALE.

CAITHNESS.

KINCARDIN.

LINLITHGOW.

SINCLARE.

W. DRUMOND.

J. LOCKHART.

Ro^t MURRAY.

LETTER from the Privy Council to Hugh seventh Earl of Eglintoun, dated 3rd September 1668.

249. RIGHT HONOURABLE—His Majestie haveing thought fitt, for secureing the peace of the kingdome, to appoyn a militia to be settled therin with all diligence, and in order thereto hath named your Lordship, the Erle of Cassills, and Master of Cochrane, to be captanes of the thrie troupes that are to be listed furth of the shyres of Air and Renfrew (haveing thought fitt that in place of the foott some more horses might be listed nor the number specified in the Acte of Parliament); and we being comanded by His Majestie to constitut Commissioners for ordering of the militia in the respective shyres, with fit powers and instructiones; Wee have accordinglie sent yow the inclosed comissione and instructiones for that effect; and appoynts yow to give notice heirof to the rest of the Commissioners of both shyres to meitt at Irwing, the seventeenth day of this instant, for your first meiting; and then and there yow are to delyver to them the saids commissione and instructiones, and yow are to act and proceed furthwith according thereto with all possible care and diligence, as yow tender the good of his Majesties service. Yow are to send to the Chancellour, with all speed, the names of your inferiour officers, that the samen may be knownne and approven by the Councill. We are your affectionat frinds,

LINLITHGOW.	ROTHES, Cancell.
TWEEDDALE.	HAMILTON.
SINCLARE.	CAITHNES.
W. DRUMOND.	KINCARDIN.
J. LOCKHART.	A. PRIMEROSE.
ROT. MURRAY.	

Edinburgh, 3d September 1668.

For the Earle of Eglintoun: to be communicat to the rest of the Commissioners of the
Militia of the shyres of Air and Renfrew. For the King's service.

ACCOUNT rendered by the Revd. Matthew Fleeming, minister at Culross, for board, education, etc.,
to Lord Montgomerie, from Candlemas 1669 to Lammas 1673.

Candlemas 1669.

250. ACCOMPT of particular debursments by Mr. Matthew Fleeming for my Lord Montgomeries vse,
(besyds the merchant accounts which ar a part by themselvs) from Candlemas 1669 to
Lambas 1673.

	£	s.	d.
Imprimis, for a pair of gloves	00	03	00
Item, for 2 pair shoes	01	16	00
For making and furnishing a mourning sute to Thomas Muschet, my Lord's page	08	13	00
For 3 pair shoes	02	14	00
For 7 pair mending, wherof som wer the shoes my Lord brought with him	01	04	00
Item, given to a contribution uppon a Sabbath	00	12	00

	£b.	s.	d.
Item, to the post for bringing hom my Lord's mourning sut from Edinburgh	00	09	00
Item, to the post for bringing the cloath which was his man's mourning sute, and som letters	00	08	00
Item, for mending cloathes and stokens for him and his man at severall tyms	01	00	00
Item, for 6 pair shoes to him and his man	06	00	00
Item, for 11 pair mending	01	02	00
Item, for an Inglish bible	03	12	00
Item, for a musick book	00	08	06
Item, of drink money at the laird of Pitliver's house on night	01	00	00
Item, for gloves	00	03	04
Item, given to doctor Conningham when my Lord had the smal pox, 15 dollers, and to his man on dollar — extends to	46	08	00
Item, to a man who was sent to the doctor with a horse, but got him not then	02	00	00
Item, for the two horses that wer hyred for the doctor when he cam	04	04	00
Item, to the man who was sent to Eglinton to aequant my Lord his father	03	09	00
Item, for a Latin and English dictionar	12	00	00
Item, for another book called Janua Linguarum	01	10	00
Item, for shoes mending at several tyms	00	08	00
Item, for making a pisticoat to my Lord	01	00	00
Item, to the post for bringing hom som books and sett som letters	00	10	00
Item, given to the schoolmaster, of quarter payments from Candlemas 1669 to Candlemas 1670, 8 dollers. Item, for a Candlemas gift at that tym, 3 dollers.			
Item, to the doctor of the school for the forsaid tym, 4 dollers, and Candlemas gift 2 lib. 8 s.— which extends for that year to	45	18	00
Item, for 3 pair shoes	03	00	00
Item, for a pair of slippers	00	18	00
Item, for 3 pair shoes mending and a pair of soals	00	10	00
Item, for a comb	00	05	00
Item, for 2 shirts to my Lord's man	02	14	00
Item, for a westcoat making to my Lord	00	06	00
Item, to a man who was sent to D. Conningham for advye when my Lord [had] a flux	00	18	00
Item, for making a sute of stuff cloathes and a long coat to my Lord's man	02	10	00
Item, for a skin to cover my Lord's dictionar, and a wallet to cari books	00	11	00
Item, for gloves	00	06	00
Item, for stokins to my Lord	00	13	06
Item, for making a westcoat to my Lord	00	06	00

	£ b. s. d.
Item, for a westcoat of plaiding bought to my Lord's man	01 03 04
Item, for stockings to him	01 04 00
Item, for making the westcoat and the stockens	00 11 00
Item, for making a pair of drawers to my Lord, and mending his cloathes and his man's	00 11 06
Item, to the post for letters to Robert Riddel, merchant, and bringing hom my Lord's cloathes	00 12 00
Item, for linnen to be two shirts to Thomas Muschet	02 11 00
Item, for 4 pair shoes to my Lord and his man, and for 3 pair mending	05 04 00

Januar 1671-72.

Imprimis, for making my Lord's rugh coat	01 04 00
Item, for making Thomas Muschet's cloathes	01 10 00
Item, given to the schoolmaster at Candlemas 1671, of stipend 8 dollars, and of Candlemas gift, when on was in competition, 5 dollars. Item to the doctor of the school, 4 dollars of Candlemas gift on, extends to	52 04 00
Item, given for 2 shirts to Thomas Muschet	02 15 00
Item, for dressing stokens and cloathes to my Lord and his man at several tyms,	00 12 00
Item, for a pair of stokens to my Lord	01 10 00
Item, for a string of silver and gold buttens	02 00 00
Item, Septr. 29—71, for 5 pair shoes with several mendings	06 16 00
Item, for Thomas Muschet 3 pair at 1 lib. 10s. pair	04 10 00
Mair to him 2 pair soaled, and on pair mended	01 00 00
Item, for tuo shirts to him	03 00 00
Item, for a knyf to my Lord	00 06 00
Item, for cloathes mending, and mending of linings	00 06 00
Item, to Middleton Hyner for going to Edinburgh for D ^r Coningham when my Lord had the fever, and for going bak again for drugs, post	04 16 00
Item, to the boy went to the Weems to his grandmother	01 02 00
Item, to the man who went to Eglinton	02 18 00
Item, to James Thomson for his hors to the ferri for D ^r Coningham	00 12 00
Item, for two hors to tak him bak to the ferri	01 04 00
Item, given to the doctor at that tym for his fyv dayes attendanc	66 13 04
Item, to his man	02 18 00
Item, for holland to be dead shirt for my Lord	08 15 00
Item, for 3 ells 3 quarters of serg to be a westcoat to my Lord and a pair of drawers, and half an ell of plaiden for vnderstockins	03 02 04

	£b. s. d.
Item, for making a long rugh coat to his man	00 16 00
Item, for making my Lord's cloathes at Martinmas 1671	02 18 00
Item, for 2 pair of gloves to him	00 06 00
Item, for stockens to Thomas Muschet	01 04 00
Item, for lyning to my Lord's doublet	00 07 06
Item, given to the schoolmaster at Candlemas 1672, and to the doctor as befor, 18 dollers, for quarter payments and Candlemas gifts	52 00 00
Item, given for cloathes mending at several tymes	01 04 00
Item, for Majora Colloquia Erasmi, Carmina Proverbialia, and Virgil	03 08 00
Item, for a stand of kyles	00 12 00
Item, for 3 pair gloves	00 10 00
Item, for a hat to Thomas Muschet	01 12 00
Item, for bringing hom my Lord's cloathes from Edinburgh, July 14, 1672	00 12 00
Item, for mending cloathes	00 10 00
Item, for living to be 2 shirts to Thomas Muschet	02 14 00
Item, for making a sute of cloathes to Thomas Muschet	01 16 00
Item, for making the forsaid sute to my Lord	02 17 00
Item, given in an account of shoes for my Lord, October 1672, viz. 6 pair,	07 04 00
Item, for Thomas Muschet 2 pair	03 04 00
Item, for David Frow a pair	01 12 00
Item, for shoes mending	00 02 00
Item, for a book, viz. Vxtores Epistles	00 10 00
Item, for making a westcoat to my Lord, and mending his gown, with several other things	01 00 00
Item, to the chirurgian who cured my Lord's elbow when it was disjoined	07 02 08
Item, for cloath to be a rugh coat to my Lord	05 00 00
Item, for making of it, togither with a pair of breeches (the cloath wherof was gotten from our merchant in Edinburgh, and is in his compt)	01 08 00

Janur 1673.

Item, for gloves to my Lord	00 04 00
Item, for making David Frow's cloaths	02 08 00
Item, to Hercules Hunter, chirurgian, for 2 severall bloodlettings to my Lord	04 13 04
Item, for fiv bleedings to David Frow when he was sick	03 00 00
Item, for David Frow, during the tym of his siknes for piles, purging potioness, oyles, syrups, conserves, ptisans, etc.	09 10 00
Given to the schoolmaster and doctor, Candlemas 1673, as befor, 18 dollers	52 00 00

	£b. s. d.
Item, given for a new hat to my Lord	07 04 00
Item, to the post for bringing hom the furnitur and cloath of my Lord's cloaths from Edinburgh, March 1673	00 10 00
Item, for making the forsaid sute of cloathes	02 08 00
Item, for stokens to David Frow	01 14 00
Item, for a pair of shoes to my Lord	01 04 00
Item, for an ell of holland to be slieves to my Lord	03 00 00
Item, for 2 pair gloves	00 18 00
Item, for Virgill, Horas, Tirenc, with Buchanan's chronicle	08 16 00
Item, given each Sabbath to the poor 3s. 4d., quibich in 4 year extends to .	34 13 04
Item, given to him self for his play and spending money during the spac of the forsaid four year, wherof no particular account was kept, but being estimat within the worth at 3s. a week, extends in 4 year to	31 04 00
The former particular debursments ar from Candlemas 1669 to Candlemas 1673. Followes som further particular debursments from Candlemas 1673 to Lambas 1673.	
Imprimis, to the schoolmaster from Candlemas 1673 to Lambas 1673, being the last half year, 4 dollars	11 04 00
Item, to the doctor of the scooll, 2 dollars	05 12 00
Item, 7 pair shoes to my Lord and his man, wherof 2 pair was gotten befor Candlemas 1673—extending to	08 04 08
Item, for a pair of bootes to my Lord	06 10 00
Item, of drink money for bootes and shoes	00 08 00
Item, for his horses to my Lord and his man and ferri fraught, etc., when his grandmother desyred he might com to Edinburgh to see hir, May 5, 1673 . . .	05 16 00
Item, for a brush	00 06 00
Item, for fyv quarters of scarlet ribbands to my Lord	00 05 00
Item, of drink money to the garner of Pitliver, who brought a basket of fruit to my Lord	00 06 00
Item, for a pair of stirnp irones	00 16 00
Item, for a pair of lynings to David Frow, with the making	01 04 00
Item, for 3 shirts to David	05 05 00
Item, to the chirnrgien for two bleedings to my Lord	04 00 00
Item, for two bleedings to David Frow	01 04 00
Item, for a dose of piles	00 06 08
Item, for a bridle	00 12 00
Item, for a pair of drawers to my Lord, with the making	00 16 00

	£ b.	s.	d.
Item, for a pair to David, with the making	00	19	00
Item, for cloathes mending	00	04	00
Item, for the poor money everi Sabbath, from Candlemas 1673 to Lambas,	04	06	08
Item, for som books bought by David Frow, and som expens in my Lord's return from Edinburgh	05	00	00
Summa totalis is 668 lib. 19 s. 08 d.			

RECEIPT by Matthew Fleeming, minister at Culross, to John Montgomerie of Beoch, chamberlain to Alexander eighth Earl of Eglinton, for 1000 merks, on account of Lord Montgomerie's board, etc., 12th August 1673.

I, MR. MATTHEW FLEEMING, minister att Culross, grants me to hav received from John Montgomerie of Beoch, chamberlane to the Earle of Eglinton, the sown of an thowsand merks Seots money; and that in part of payment of a greater soum due to me vpon the aecount of my Lord Mongomeries boarding, and other accounts given and to be given in by me for my Lord Mongomeries vse, as witnes thes presents written and subscrived with my hand, att the Abbey of Haliruodhous, Agust 12, 1673.

MATT. FLEEMING.

OBLIGATION by Alexander sixth Earl of Eglintoun to Colonel James Montgomerie and Major-General Robert Montgomerie, 15th May 1659, with DISCHARGE annexed, dated 19th March 1674.

251. BE it kend to all men be thir present letteres, me, Alexander Earle of Eglintoun, et cetera, for sameikle as Dame Anna Livingstoune, my lady, at her deceis, left to Colonell James and Major-General Robert Montgomeryis, her sonnes, procreat betuixt her and me, eertane silver worke pertaining to her, and received by me with her at our mariadge, and desyreit and appoynted me to give and delyver the samyn to our said sonnes, reserveing my owine lyfrent vse therof: Therfor witt ze me, in consideratioun of the same, and for certaine other good cawses and considerationnes moveing me, to have givne, granted and disponned, lykeas I, be the tennour heirof, give, grant and disponne to the said Colonell James and Generall-Major Robert Montgomries, my said sonnes, eqwally betuixt them twa, ther aires, executouris or assignayes, all and haill the said silver worke wnderwryttne; namely, Ane gilt silver bassen with ane lawer; Item, ane plaine silver bassen with ane lawer; Item, ane laigh gilt saltfatt; Item thrie silver saltfatts; Item, two great bowles of silver; Item, two little bowles of silver; Item, two eupes; Item, ane brad cupe; Item, ane little gilt cupe; Item, ane little how cowpe of silver; Item, ane silver box; Item, two dussonue of silver trenchers; Item, tenn silver spounes; Item, two silver chandleres and two

silver stowpes; to be vset and disponnit vpon be the saids Colonell James and Generall-Major Robert Montgomries, my sounes, at their pleasour: Reserveyng allwayse to me the vse theroff dureing all the dayis of my lyftyme. It is heirby declaireit that, by and attour the silver worke abouewrettin now disponnitt be me to my saids sonnes, in maner abowespecifiatt, their is ane great gilt bassen with thrie feit, and ane lawer conforme, with ane heigh gilt saltfatt and four gilt chanlours, which did not pertaine to my said lady, nor was received be me with her at our mariadge, bot belongis to the house of Eglintoun; and which gilt silver worke shall all pertaine and belong to Hew Lord Montgomry my eldest sonne aifter my deceise: which dispositioun abouewryttne, heirby maid by me to my saidis sonnes of the saids silverworke abowementionnat, I bind and obledge me, my aires, executours and successors to warrand to the saids Colonell James and Generall-Major Robert Montgomries, my saids sonnes, and their forsaids, to be good and sufficient at all hands; and that the samyne shall be givine vp and delyvered to them eqwallie betuixt them two and their forsaids imediately aifter my deceis; conseenteing thir presents be registrat in the booke of any judicattorie established or to be established, theirin to remaine ad futuram rei memoriam; and, if neid beis, that letteres may pas heirevpone in forme as effires; and constitutis my procuratours: In witnes quhairof, writtne be Thomas Ogiluy, servitour to me, the said Earle of Eglintoun, I have swbserunit thir presents with my hand, at Eglintoun, the fyftenth day of Maij, I^M VI^E fiftie nyne yeires, befor their witnesses, Hew Montgomry, Alexander Ramsay, and the said Thomas Ogiluy, wryter heiroff.

EGLINTOUN.

HEUGH MONTGOMERIE, witnes.

ALEXR. RAMSAY, witnes.

T. OGILUY, witnes.

Wee, Generall-Major Robert Mountgomery and Dam Margaret Mackedonald, relict of umquhill James Mountgomery of Colsfeild, declair that the tenor of the abovewrittin band was satisfied in the lyftyme of the last deceast Erle of Eglinton, and of the said deceast Colonell James Monntgomery, as witnes our hands, at Edinburgh, the nynteint day of March 1674; befor thir witnesses, Major Hugh Bonntein and James McBryd, wryter heirof.

R. MONTGOMERIE.

MARGARET McDONALD.

PASS by James Duke of Buccleuch and Monmouth, to Sir Robert Montgomery of Scarmerly,
23rd June 1679.

James Duke of Buccleuch and Monmouth, Earle of Dalkeith and Doneaster, Lord Scott
of Askdale, Tindale and Whitchester, Generall of his Majesties Forces, etc.

252. PERMITT the bearer, Sir Robert Montgomery of Scarmerly, quietly to pass, with his two servants and armes, to his dwelling house att Scarmerly, without any hindrance or disturbance whatsoever, as you will be answerable for the contrary. Given att the Camp att Hamilton, this 23d day of June 1679.

To all Officers and Souldiers, and others
whom it may concerne.

INVENTORY of the Jewels, etc., which belonged to Lady Hellenor Montgomerie, Lady Baldoon, at
the time of her death, made by order of the Commissary of Glasgow, 13th September 1687.

253. At the Place of Eglinton, the threttein day of September, I^M VI^E eightie seven years: The quhilk day Mr. John Boyd, Bailzie deput of Cuningham, and Mr. Alexander Craford of Fergushill, having mett, conform to ane ordour direct by the Commisser of Glasgow, to them or any ane of them, daited the seventh day of September instant, and having required from my Lady Montgomerie the cabinets, trunks and others goods belonging to the deceist Lady Hellenor Montgomerie, whilks were put in my Lady Montgomerie's hands, the tyme of or after the said Lady Hellender her deceise: and the said Lady Montgomery having exhibit to them the cabinets, trunks, and others following, the said Mr. John Boyd and Mr. Alexander Craford proceeded, in obedience to the forsaid ordour, as followes—

Imprimis, they ordoured ane black chist of drawers and dressing box to be broken up, in which wes found as followes; viz. ane little coffer, quich they having opened, there wes inclosed therin the jewells and others afterspecifeit; to witt, ane pair of bracelets, eonsisting of twelf diamond buttons, each button having five stones, and seven amethyst buttons, each of them having five stones, and of seven turks: Item, two other bracelets, consisting of fourteen black agits: Item, ane diamond pendent, consisting of thrittie three stones: Item, ane ring of three big stones and fourre sparks: Item, another ring of one big stone and two lesser ones: Item, ane ring with a little diamond: Item, fourre voupes: Item, two lockets of litle amethysts: Item, ane little locket: Item, ane seed pearle necklace of fourre strings: Item, two gold seals: Item, ane gold watch: Item, ane silver watch: Item, two Phildagram silver pocket glasses: Item, ane

child's silver whistle : Item, two silver thounbles, and two silver pyktoothes : Item, two pair of little silver clepsps : Item, ane silver pyktooth, with ane scale.

Item, there wes farder in the drawers of the said black chist of drawers the particulars following : Imprimis, two big babies and two litle ones, all of white marable, and foure white gilded bottles, and two black gilded botles, and three litle black flowr pots and ane big one, all gilded, and twa litle white gilded flowr pots and ane big one, and two tie dishes, and ane litle leam box, and two litle shell mouthed spoons with silver stalks : Item, two Scots course poynt gravats, and two laced gravats, and two pair of course poynt rufles and ane pair laced rufles ; the poynt rufles are poynt de Spang, and ane man's band of gimped poynt, and ane suite of night cloathes, ane band and two pair of rufles of gimped poynt, and twa eln and a quarter in a pecc of poynt, and foure litle bits of poynt, and three bits of small grounded lace, and three pair of holland cusses, and ane pair of embrick cusses ; and with ther linings there is some peeces of old ribans, and two eln and a half of bustin, and six elns of course harn, and about two elns of lace.

Item, ane breidht of satin on which there hes bein imbroidering, and five elns and a quarter of grein sesnet, and some peeces of old silk lyning of sesnet and firondin, and ane old ryding coat of velvet, and ane love vaill and ane creap one, and ane eln wand, and some old imbroideries for gloves, and ane cushan and two samplers, and some old silk lace colored, and seven dozen of beaten litle silver buttons, and the stalk of a litle silver spoon, and two or three bits of shewings that wes taken of a grein covering : Item, ane bloum coloured satin night bag, and ane peticoat with flowered peacock taills, and ane sad coulered flowered manto lyned with white sesnet, and ane black flowered satin gown laced, and ane black moyhair gown taill and the cover of the bodie in peeces, and ane black imbroidered gown bodie, and ane white tabie peteocoat, and ane white tabie collar cloath, both without lace, and nyne yeards or therby of cloath of silver in three severall peeces, and twelf old dorniek servits and ane old table cloath, and ane black cloath gown and peticoat, and ane black laced skerf and hood, and ane poynt de Vinice gravat, and ane poynt de spang band, and ane suite of laced christning cloathes : Item, twa pound three unce of old silver laces : Item, some old peeces of silver fringes and garters : Item, fourtein unce and sex drap of silver and gold galown, and ane pair of manto sleives imbroidered with silver and gold : Item, ane sash with silver and gold fringes, and ane staminger for a woman's gown, imbroodered with silver and gold.

Item, ane dressing box and ane shewed cabinet and the forsaid black chist of drawers and coffer : Item, there are the books following ; viz. the first and seeond part of the Dutch Annotations upon the Bible : Item, Doctor Owen upon the Preservation of the Saints : Item, Burge's Spirituall Refining, in 2do. : Item, Catherwood's Historie of the Church of Scotland : Item, Baxter's Saints' Rest : Item, Durham upon the Fiftie-thrid of Isaiah : Item, Durham upon the Revalation : Item, M^t Loves Strenth and Grouth of Grace : Item, Flavell's Method of Grace in bringing home Eternall Redemption : Item, Colling's Actuall Providences : Item, the Ark of the Testament Opened : Item, the Ark of the Covenant Opened : Item, Gilespie's

Misilanie Questions : Item, Lokyer's England Faithfully Watched : Item, Borrowes on Moses' Choise : Item, Bruik's Ark for all good Noahs : Item, Watson's Airt of Divine Contentment : Item, a Child's Patrimonie : Item, Preston's Breastplate of Faith and Love : Item, Gilespie's Aarone's Rode Blossoming : Item, Sheiphird on the Parable of the Ten Virgines : Item, Hucheson upon John : Item, Howe's Blissednes of the Righteous : Item, Doctor Owen's Communion with God : Item, Intercourse of Divin Love betwixt Christ and the Church : Item, Flavel's Husbandrie Spirituallized : Item, Review of the Historie of the Indulgence : Item, Burges' Spirituall Refining; in quarto : Item, Contemplations Divin and Morall : Item, Bruce's Way to Peace and Rest : Item, Drexelion's Considerations upon Eternitie : Item, Bruxe's Remedies against Satan's Divices : Item, Marow of Modern Divinitie : Item, Howe's Delighting in God : Item, Lees Triumph of Mercie : Item, Scudas' Dayly Work : Item, Brown's Life of Faith : Item, Durham upon Seandell : Item, Flavell's Seaman's Companion : Item, Dyer upon Christ's Titles : Item, Gutrie's Saving Interest : Item, The Art of Contentment, by the Author of The Wholl Duetie of Man : Item, Baxter's Now or Never : Item, Vineent's Christian Love : Item, The Ladyes Calling : Item, Meid's Almost Christian : Item, Wedderburn's Beleiver's Priviledge : Item, Durham upon Death : Item, Flavell's Saint Indeed : Item, a Pastor's Legacie : Item, Flavel's Sacramentall Meditations : Item, Brown's Second Part of Life of Faith : Item, Allan's Heart Worke : Item, Cobbet upon Prayer : Item, Binning on Principles of Christian Relegion : Item, Abridgment of the Scots Cronicle : Item, Dickson's Therapeutica Sacra : Item, Brunsleye's Brassen Serpent : Item, Mr. Nisbet's Exposition on Peter : Item, Contemplations Morall and Divin : Item, Pool's Dialogues : Item, Broun upon 'Christ is the Way' : Item, Owen upon Indwelling Sin : Item, Shaw upon the True Christian's Testament : Item, Dickson on the Psalmes : Item, Allan his Vendities Pietatis : Item, Goodwin's Tryall of a Christian's Grouth : Item, Sir Charles Wolsey on Unreasonablenes of Aithiesime : Item, Ferguson upon the Philipians and Collosians : Item, Ferguson upon Thessalonians : Item, S. Yong, Case and Cure of a Deserted Soull : Item, Flavell's Divine Conduct ; Item, Durham on the Comands : Item, Hucheson on Haggay, Zacharia, and Malachie : Item, Flavell's Tocken for Monrners : Item, Vincent on Christ's Appearance to Judgment : Item, Palmer's Memorials : Item, Stub on 'Conscience the Best Freind' : Item, a little Psalm Book : Item, a little Bible : Item, Doelitte on the Lord's Sufferings : Item, Doelitte on the Lord's Super : Item, Sacramentall Instruktiones : Item, Christopher's Zealous Christian : Item, Gog's Christian Directions : Item, Bates' Considerationes of the Existence of God : Item, Flavell's Fountain of Life : Item, Grapes in the Wildernes : Item, the London Dispensatorie.

At Kilwining, the said day. Followes the Inventar of Lady Hellenor Montgomerie her houshold plenishing.

Item, there were in my Lord's place in Kilwining, the goods particularly following; namely, Imprimis, eight silver spoones, and ane accumbie spoon : Item, six little silver salts : Item, six

litle pewter salts: Item, ane pewter sugar box: Item, another lese pewter sugar box: Item, ane pewter mustard box: Item, ten pewter plaits, and a litle peuter plate, and a sole plait: Item, seventeine pewter trinehers: Item, ane three mutchkin peuter flagon: Item, twa pewter candlesticks: Item, ane pewter chamber pot: Item, ane brass candelstick, and ane hand candlestick, with a case for candle sheirs: Item, ane brass pan with ane hand: Item, another brase pan lesser, with ane hand: Item, ane brasse owen: Item, twa hand bellowes: Item, ane coper tanker: Item, ane looking glass with black mulers: Item, ane brush covered with gilded lether: Item, foure pair of lining sheits: Item, a pair of Scots holland sheits: Item, eight pair of drawing sheits: Item, six codwairs: Item, twa dorniek table cloathes: Item, twa round table cloathes: Item, twa dorniek towells: Item, sixtein dornick serviters: Item, twa pair of round sheits quihich have bein shewed in palaces: Item, ane pair of fire tonges: Item, ane fire showell: Item, ane puring iron: Item, ane iron ladell: Item, twa lame chamber pots: Item, three stain botells: Item, three glasse botells: Item, ane black serge bed, consisting of foure courtins, three pands, and a rniif peice: Item, seventeine peice of black hingers, and two black window courtins; and six black covers for chairs: Item, nyne pair of course blankets: Item, a pair of shewed blankets: Item, twa shewed coverings and a woven one: Item, twa fether beds, twa bolsters and twa cods: Item, ane pair of blankets, lited black: Item, ane woman's syd riding saddle, with tages, curpon and stirop: Item, ane skringe, consisting of foure leafes covered with black.

I, James McBryd in Killwining, grant me, in name and behalfe of Mr. Francis Montgomerie of Giffin, excentre creditor deerned be the Comisser of Glasgow, to have receaved fra ane noble lady, Margaret Ladie Montgomerie, the haill jewells, books, goods, plenishing and others particulerlie contained in this page and the other tuo pages of this Inventar subscribed be me, (conforme to ane ordor granted be the said Comisser for that effect,) that the same may be valued and confirmed and maid furthecoming to the said Mr. Francis or others having right thereto. In witnes quherof I [have] wrtitin and subscribed this my receipt, at Killwining, the thretteint day of September, I^M VI^E eighty seivin yeirs, befor thir witnes, George Monro, baillie clerk of Cunningham, and Mathew Frew, merchand in Killwining.

JA. MCBRYD.

GEO. MONRO, witnes.

MATT. FREW, witnes.

NOMINATION by the Estates of Scotland of Commissioners to treat for a Union with England.

Edinburgh, the twenty third day of April 1689.

254. THE Estates of the Kingdome of Scotland doe nominate and appoynt the personnes following, being eight of everie Estate, viz., the Earles of Argyle, Crawfurd, Lothian, Annandale, and Tweddale, the Lords Rosse, Cardros and Melvill, for the Nobilitie; Sir John Maitland of

Ravelrig, Adam Cockburne of Ornestoun, Sir Patrick Home of Polwart, Sir Archbald Murray of Blackbarronie, and William Blair of that Ilk, Sir James Montgomery of Skelmorlie, Thomas Drummond of Riccartoun, and the Laird of Grant, for the Barrones; Sir John Hall, Provest of Edinburgh, Sir Charles Halket, Sir John Dalrymple, Mr. James Ogilvie, James Fletcher, Mr. William Hamilton, Mr. John Murray, and John Muir, comissioner for the towne of Air, for the Burrowes, with the Lord Duke of Hamiltoun, their president, as supernumerarie, to meeete with such persones as shall bee nominate by the Parliament of England, and to treate concerning the Union of the two Kingdomes.

HAMILTON, P.

INSTRUCTIONS by the Estates of Scotland to those nominated to offer the Crown to the King and Queen.

Edinburgh, 25th April 1689.

255 Instructions by the Estates to the Earle of Argyle, Sir James Montgomery of Skelmorlie, and Sir John Dalrymple, who are nominated to attend the King and Queene, with the offer of the Croune.

You are to repaire with all diligence to London, and so soone as you come there, you are to deliver the letter from the Estates to the King's Majestie, and to present to their Majesties, the King and Queene, the declaration of the Estates of this Kingdome, and to reade, or see the same reade in their presence; and you are lykwayes to present to the King the grievances desired to be redressed, with the address for turning this meeting into a Parliament, and to reade or see the same reade.

You are to offer the oath to the King and Queene vpon their acceptance of the Croune, and to see that the same be sworne and signed by them.

After the King and Queene have taken the oath, you are to returne so soone as is possible.

You are to desyre the King's Majestie to interpose with the Estates of Holland, that they may allow ten thousand stand of armes, lesse or more, with ammunition conforme, to bee imported from Holland into this kingdome, by James Dunlope, merchant in Rotterdam, James Boyle, merchant in Glasgow, and George Clerke, merchant in Edinburgh, for the vse of His Majestie's subjects of this kingdome; and to desyre that His Majestie will order these armes to be free of custome, and vther his Majestie's dues, at their arryvall here in Scotland.

You are lykwayis to desyre his Majestie to signifie his pleasure concerning the Earle of Bal-earras and the Earle of Perth, who are both prisoners here.

COMMISSION to the Earls of Argyle, Glencairne, and Eglinton, to command a detachment of troops in the service of William and Mary. Edinburgh, 25th July 1689.

256. His Grace the Duke of Hamilton, his Majestie's High Commissioner, and the Lords of his Majestie's privie counsell, reposing speciall confidence in the couradge and conduct of the personnes afternamed, and having sufficient experiance of ther loyalty to ther Majesties, King William and Queen Mary, doe heirby give and grant full power, warrand and commissione, to Archbald Earle of Argyll, and, in his absence, to John Earle of Glencairn, to be Commanders in chief of the detatchment underwritteyn, ordered to be sent to the west Highlands by ane act of Counsell, of the date of these presents; viz., the regiments of the Earle of Argyll, the Earle of Glencairne, and the Lord Angus, and the troops of horse under the command of the Earle of Eaglinton and Captain William Bennet of Gruibbet, and the two troops of dragoons commanded by Captain Sir Alexander Hope of Carse, and Captaine John Home of Nynwells; and sicklyke, to Alexander Earle of Eaglinton, first Captain of horse, to be commander of the wholl horse and dragoons of the said detatchment under the said Earl of Argyll; and, in his absence, the said Earle of Glencairne; with full power, warrand and commissione, to the said Earle of Argyll, and, in his absence, the said Earle of Glencairne, to call out all the heretors, chieftans of clannes, and fenceible-men within the shyr of Argyll or adjacent places of the shires of Perth and Invernes, or any uther places wher they may have instructiones from the Counsell, and to prosecute with fyre and sword, and all wther acts of hostility, the Viscount of Dundie, and all personnes whatsomever, who ar or shall be found in armes for the late King James, in oppositione to ther Majesties' government, or who have or shall joyne themselves to the Viscount of Dundie, or any uthers in rebellione against ther Majesties: as also against all personnes within the forsaid bounds, who shall refuse to joyne with ther Majesties' forces for opposing the saids rebells: impowering heirby the saids respective Commanders to secure the personnes of such as shall refuse as said is, and to seize ther goods for ther Majesties' use and subsistance of ther troopes now in tyme of warr; with power to the saids Commanders to assault and take in, and garisone the houses of such of the rebells as shall resist, or, being required, shall refuse to joyne his Majestie's forces: and generally, with full power and commissione, as aforsaid, to them to doe and performe all wther things in prosecutione of this commissione, conforme to the rules and discipline of ware, for ther Majesties' service and opposing of any rebells. And his Majestie's High Commissioner and Lords of Privie Counsell doe heirby indemnifie the saids Earles of Argyll, Glencairne, and Eglinton, and the wther persons abovewreatten, heirby commissionat, and the wholl officers and souldiers of the said detatchment for all slaughters, mutilationes, fyre-raiseings, and uther acts or deeds of hostility whatsomever to be done or committed be them or those under ther command, in prosecutione of the said commissione: Requyreing and commanding heirby the saids Earles of Argyll and Glencairne, and wther commanding officers above named, to obey such orders as they shall receive from tyme to tyme from the Lords of his

Majestic's Privie Counsell, or from Generall-Major Maekay ; and the wholl officers and souldiers of the said detaelment to obey all such orders and directiones as they shall receive from tyme to tyme from the Earle of Argyll, or, in his absence, the said Earle of Glencairne, or from the uther respective commanding officers, conforme to the rules of military discipline. Signed be his Majestic's said High Commissioner and the Lords of Privie Counsell, at Edinburgh, the fift day of July, I^M VI^E eighty nyn years.

HAMILTON.	CRAFURD, P.
DOUGLAS.	CASSILLES.
SOUTHERLAND.	ANNANDALE.
KINTORE.	RROSSE.
CARMICHAELL.	JAMES MONTGOMERIE.
PAT. HUME of Polwart.	S ^R . H. C. CALDER.
A. BRODIE.	JO. DALRYMPLE.
AD. COKEBURNIE	A ^R . MURRAY.
JOHN HALL.	J. MAITLAND.
JO. MAXWELL.	

MEMORIAL by Sir Alexander Maxwell of Monreith, Baronet (husband of Lady Jean Montgomerie, daughter of Alexander ninth Earl of Eglinton), for the Gentlemen he has named to bee tutors and overseers of his children. [Cirea 1728.]

257. THE making or undoing of young gentlemen depends soe much on a right turn of education, there cannot be great enough care taken to have my sons in good hands, will notice there behaviour, and guard them against receiving bad impressions in their principles or manners. For this end, a person of prudence, probity, and good understanding would be found out to take the charge of my sons, bee constantly with them, and make it his cheif studie to have them right brought up; keep them from evill and mean company; not to suffer them to be idle, mispend time, or doe any thing is base or dishonourable: one that is capable to give them right notions and impressions of things, and to form there minds to virtue. Noe mony should bee spared to engadge a right man for this charge, who would discharge this trust faithfullye.

When my son has passed thorough the schools and colledges at home, cause him read the Scots Law: At the age of twenty, and noe sooner, let him bee sent over to Leyden, to read law, history, philosophy, or any thing else is taught there; where he is to stay closse two years reading, or longer if he inclines to it. Tho' he should not profit much by his reading then, yet it will put him into a method of reading will afterwards doe him a great deall of good when ever he intends to apply himself. I speak of Law as of the cheif studie; for tho' he doe not incline to follow the profession of the law, yet it is soe necessar to know for self preservation,

a man is at the greatest losse to be ignorant of it; being exposed to the catches of his neighbours, and will occasion him to spend a great deall of mony in getting advice about his affairs even in small matters; or, if he acts without advice, will run him into many snares. Noe man can make any considerable figure without understanding both our municipall laws and the civill law. After having employed his time well at Leyden or Utrecht, —tho' Leyden is the place where they profit most, and the best professors are, few or noe diversions to take them off there studies, which there is enough of at Utrecht. Let him goe travell a year thorou France and Flanders. I have made ane allouance for all my sons to be educated abroad; if the tutors think them fit for it, the modell mentioned here may serve for them all. If they incline not to bee scholars, but to the military or merchant trade, it is lost mony to keep them at books; only give them such ane education as may fit them for the trade they incline most to follow, and may be usefull in any station of life.

For my daughters, any of them has not been educated at Edinburgh before my death are to be sent there to stay two years to learn what is thought proper for them by there freinds. Because that will be more then ane ordinar charge, I have made ane allouance for it far above the interest of there portions: It is absolutely necessar to have a discreet servant about them, who will take authority over them to restrain them from doing what they have a mind, and to bee watchfull they keep noe bad company, nor allou them to converse with any bodie but those that are suitable company for them. More young women are ruined by being under noe restraint and getting all there freedom as any other way. While there aunt Jean lives at Edinburgh, they may bee sent to live with her; and a house taken for them to stay together untill they be educated and come to have some discretion. I make noe question but there aunt will be most carefull to have them bred up right if they follow her advice. I doe alsoe earnestly recomend them to the care and oversight of my Lady Galloway and my Lady Effy Lockheart, who onlie can make up to them the unspeakable losse of there dear mother; —they being persons soe capable to direct and advise them as to there conduct and behaviour; who I hope will use the freedom of a parent to tell them of and reprove their faults, and use the same authority over them as I would doe; having ordered it soe, that none of my daughters can marry without there expresse consent, else they are under a forfeiture. Besides, of hou great advantadge will these persons freindship and countenance bee to them in every respect, seing they cannot bee in soe good company, would intreat, as the greatest favour and kindnesse can be done me or them, to allou my children to bee with them as often as possible without being troublesom.

Having a great many parks in my oun hand, which can never be manadged by servants with any advantadge to a minor, who are more ready to make there oun profit as to mind there master's interest, nor have they judgement or capacity for soe great a trust, doe think it most proper that my parks, with all the stock is in them, be put to a roup and sold to the best advantadge; and that the highest offerer, who is a responsible man, should have a lease of them till my son be of

age. You will find them in the rent roll book with the rest of my estate. There rent is a 1000 merks yearly,—under what I used to make of them in ordinar years. Nor did I reckon on what I made out of my corns, or the beef and mutton was made use of in my family; all was charged on the oxen and coues were sold. This, with the hay and horses, will make a very great difference. Whoever is the tacksman of the grounds must be strictly bound, under a penaltie, to leave all the houses he possesses, such as barns, byers, kilns, or any houses where herds and servants lives, in good and sufficient condition: as alsoe the park dikes, gates, and ditches must be viened, at his entry, by four men of skill in those matters, to make a written report of there condition, to be signed by them and given in to the tutors; and the same men must alsoe vien them at the end of the tack, to consider if they be in a worse caice, and to estimat them.

The tacksman must alsoe bee bound up not to plough above fifty bolls sowing of the parks during the last four years of his tack, and not to take more as three cropts following out of any one ground. The price of the stock of my grounds, when sold, is to be payed in to John Binning, my agent, for clearing off any debts I may be owing, and the rest to bee lent out on security, for paying the children's portions: as alsoe, what mony is made out of the estate after all annuall incumbrances are cleared, such as the maintenance of my son and the rest of the children, my mother's jointure, or any other that is to be payed as ane annuall charge on the estate, the surplus to be payed in to John Binning, that he may lend it out by the curators' advice, and receive in the annual-rents, to be put to such uses as the manadgers shall direct.

As the stock to be disposed on at my death will be of a considerable value, it is worthy of consideration that it may be done to the best advantadge: whoever has a mind to take the parks will probably desire to buy the sale stock is in them. The rule for this is the pricess they were bought in at, with the expences and interest of the money, and a proportion of the rent for the time they have been in the grounds: If this cannot bee got, they must stay in the grounds till they bee fat, and sold at home, if merchants will buy them; or send them up to England with William Dun, to be sold there. As for the milk stock of coues, and the breeding stock, a person of skill must be joynd to William Dun to see this stock disposed of at a right value, and to have the most made of it; which must be done by a publick roup. What coues are old and cannot be got sold for breeding, must stay on the ground till they be made fat, and sold at the Mertimasse time: for those that are young, there is noe doubt of there selling to good advantadge: for horses, sheep, corn and barley, there will be noe such difficultie—the last two being alwaies in great request, and goes off at good pricess. The first two must be disposed off at such pricess as can be got; only horses of value would sell much better at publick fairs and mercats as in such a retired corner as this, where they are all provyded. Grasse must be reserved from the tacksman for any part of the stock is undisposed, for the space of half a year or longer, till they bee got sold: alsoe it would bee considered, if he possesse the mansion house and gardens with the furniture, hou he is to keep them in condition; and to oblige him to furnish house room, corn and hay when the manadgers shall come on my son's accounts.

A person of knouledge and discretion should be wyld out to be chamberlain to the estate, eapable to keep courts, adjust and settle all differences amongst the tenants, to keep them from going to other courts to spend there time and mony; who has integrity not to accept of bribes from them, but to doe justice impartially: who has skill and consideration to put out tenants when they fall weak, and bring in others of substance in there placee. The greatest part of my estate being in tacks—oulie a few touns are not soe—it may happen these who have tacks may fall low, he must be oblidged to find baile, and to keep up my jurisdiction, particularly that of Admirall in my own bounds. As there will be noe use for the service and easaulties payable by the tenants till my son is of age and going to keep family, there servie may be rentalled at tweuty merks the plough, which they gave me when they were to pay noe service: alsoe they pay for the stone of butter four pund; for a goose a merk; for a capon half a merk: a groat for a hen; two penec for a chicken; eight pound for a swine: These are the priees they pay me when they doe not pay them in kind.

When the tacks of the miln of Apilbea and miln of Mochrum are out, and neu tacks to be given, it would be necessar to oblige the millers to uphold these milns in stones, timber, iron, and all other necessaries, during there posessions; to leave them in good and sufficient condition in all those materialls: this they will rather doe as pay entry for them. The milns of Monreith and Aries are already set in that manner. A faotor will then have noe opportunity of charging of accounts for repair of milns. The entries payed by the tenants are marked on the back of there tacks, and in the rent roll. The gardens to be let to a gardiner, who will engadge to keep them and the planting in as good a state as at my death.

These hints are onlie offered to the Honourable Gentlemen not by way of rule, but with submission to there better judgement, to make use of as far as they find convenient.

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1. John Mundegumbri of Eaglesham, c. 1170
2. Rodolph de Eglintoun, 1296.
3. Godfrey de Ardrossan, 1296.
4. John of Moray, 1361.
5. Alexander, Lord Montgomerie, 1445.
6. William, Earl of Douglas, 1444

7. William, Earl of Douglas, 1451.
8. Hugh, Lord Montgomerie, 1488.
9. Hugh, second Earl of Eglintoun, 1545.
10. John Hamilton, Archbishop of St. Andrews, 1549.
11. Sir Robert Montgomerie of Skelmorlie, 1600.
12. George, third Earl of Winton, 1608.

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13. Hugh, third Earl of Eglinton, 1552.

14. Hugh, fifth Earl of Eglintoun, 1598.

15, 16. Alexander, sixth Earl of Eglintoun, 1612.

17. Anna, Countess of Eglintoun, 1615.

18. Anna, Countess of Winton, 1617.

19. Henry Montgomerie of Giffen, 1617.

20. Alexander Montgomerie, his brother, 1617.

21. Lady Anna Montgomerie, 1649.

22, 23. Hugh, seventh Earl of Eglintoun, 1661.

24. Alexander, eighth Earl of Eglintoun, 1669.

25. Sir Robert Montgomerie of Skelmorlie, 1704.

26, 27. Alexander, ninth Earl of Eglintoun, 1720.

28. Susanna, Countess of Eglintoun, 1730.

29. Hugh, twelfth Earl of Eglintoun, 1800.

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James II & Joh - reBk

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James Ep Marquess

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James V

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James

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Henry VIII

James VI

1. King James II., 1452.

2. King James IV., 1498.

3. King James V., 1524.

4. Queen Margaret, 1524.

5. King James V., 1537.

6. King James V., 1542.

7. King Henry (Darnley), 1565.

8. King James VI., 1579.

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James^r

James^r

3

Charles^r

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Charles^r

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James^r

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James^r

1. King James VI., 1598.
2. King James VI., 1615.
3. King Charles I., 1627.

4. King Charles II., 1651.
5. James Earl of Arran, Regent, 1545.
6. James Earl of Arran, Regent, 1548.

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Hugh Lord
Montgomerie

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4

Lord of Eglinton

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Mary Queen of Scots

7

Earl of Eglinton

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1. Hugh Lord Montgomerie (afterwards Earl of Eglinton), 1498.
2. Hugh Lord Montgomerie (afterwards Earl of Eglinton), 1500.
3. Hugh, first Earl, 1506.
4. Hugh, first Earl, 1512.

5. Hugh, Master of Eglinton, afterwards third Earl, 1545.
6. Hugh, second Earl of Eglinton, 1546.
7. Hugh, third Earl of Eglinton, 1555.
8. Hugh, third Earl of Eglinton, 1576.

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1. Hugh, fourth Earl of Eglintoun, 1585.
2. Hugh, fifth Earl of Eglintoun, 1598.
3. Alexander, sixth Earl of Eglintoun, 1613.
4. Hugh, Lord Montgomerie, 1633.
5. Hugh, Lord Montgomerie, 1643.

6. Alexander, eighth Earl of Eglintoun, 1669.
7. Alexander, ninth Earl of Eglintoun, 1707.
8. Alexander, tenth Earl of Eglintoun, 1739.
9. Hugh, twelfth Earl of Eglinton, 1808.

1

Countess of Eglintoun

2

*Agnes Drummond
Lady Lowdoun*

3

Jane Hamilton

4

Margaret Montgomery

5

Marioun Setoun

6

Anna Levingstoun

1. Marioun Setoun, Countess of Eglintoun, 1540.
2. Agnes Drummond Lady Lowdoun, Countess of Eglintoun, 1562.
3. Lady Jane Hamilton, Countess of Eglintoun, 1580.

4. Margaret Montgomery, Countess of Eglintoun, 1604.
5. Anna Levingstoun, Countess of Eglintoun, 1612.
6. Anna Levingstoun, Countess of Eglintoun, 1612.

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Anna Livingstoun

SS S S S

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SS S

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Margaret Scott

Marie Leslie

6

Elisabeth Crichton

7

Susanna Kennedy

8

Anna montgomerie

1. Anna Livingstoun, Countess of Eglintoun, 1615.

2. Anna Livingstoun, Countess of Eglintoun, 1615.

3. Anna Livingstoun, Countess of Eglintoun, 1615.

4. Margaret Scott, Countess of Eglintoun, 1645.

5. Marie Leslie, Countess of Eglintoun, 1642.

6. Elisabeth Crichton, Countess of Eglintoun, 1674.

7. Susanna Kennedy, Countess of Eglintoun, 1727.

8. Lady Anna Montgomerie, 1649.

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1. James Montgomerie, son of Viscount Montgomerie, 1629.

2. Henry Montgomerie, son of sixth Earl, 1632.

3. Colonel James Montgomerie of Coilsfield, 1647.

4. Hugh, third Viscount Montgomerie, 1648.

5. Major-General Robert Montgomerie, 1650.

6. Sir Robert Montgomerie of Skelmorlie, 1665.

7. Sir Robert Montgomerie of Skelmorlie, 1715.

8. Sir Robert Montgomerie of Skelmorlie, 1720.

1

John Stewart of
Roxburgh

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Alexander Home

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Archibald of Angus

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Archibald of Douglas

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John Earl of Cassillis

6

Archibald of Glencairn

7

Archibald of Pollok

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1. John, Earl of Lennox, 1477.
2. Alexander, first Lord Home, 1478.
3. Archibald, Earl of Angus, 1509.
4. Archibald, Earl of Argyle, 1509.

5. David, Earl of Cassillis, 1509.
6. William, Lord Borthwick, 1509.
7. Cuthbert, Earl of Glencairn, 1510.
8. William Cunningham, his Son, 1510.

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1. Patrick, Earl of Bothwell, 1533.
2. Archibald, Earl of Angus, 1546.
3. Mathew, Earl of Lennox, 1565.
4. Archibald, Earl of Argyll, 1571.

5. John, Earl of Mar, 1571.
6. Gilbert, Earl of Cassillis, 1571.
7. James, Earl of Morton, 1571.
8. William, Earl of Glencairne, 1582.

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1. Robert, Lord Boyd, 1571.
2. Patrick, Lord Drummond, 1585.
3. Ludovick, Duke of Lennox, 1598.
4. Alexander, first Earl of Linlithgow, 1612.
5. George, third Earl of Wintoun, 1612.

6. James Levingstoune, afterwards Earl of Callander, 1616.
7. John, Lord Fleming, 1617.
8. Robert, second Lord Melville, 1622.
9. The Viscount Falkland, 1627.
10. Walter, first Earl of Buccleuch, 1633.



1. James, Master of Ross, 1633.
2. Thomas, Viscount Wentworth, 1636.
3. James, third Marquis of Hamilton, 1638.
4. John, second Lord Balmoral, 1639.
5. John, sixth Earl of Cassillis, 1642.
6. Francis, second Earl of Buccleuch, 1643.
7. Robert, ninth Lord Ross, 1643.

8. Ferdinand, Lord Fairfax, 1644.
9. General David Leslie, 1645.
10. Alexander, first Earl of Leven, 1644.
11. General Thomas Dalzell, 1648.
12. General Lambert, 1651.
13. General Monck, 1651.
14. The Earl of Linlithgow, 1651.

1

A cursive signature consisting of several loops and flourishes, appearing to begin with 'Archibald'.

2

A cursive signature consisting of several loops and flourishes, appearing to begin with 'Buccleuch'.

3

A cursive signature consisting of several loops and flourishes, appearing to begin with 'Cathcart'.

7

A cursive signature consisting of several loops and flourishes, appearing to begin with 'Melville'.

4

A cursive signature consisting of several loops and flourishes, appearing to begin with 'Kilmarnock'.

5

A cursive signature consisting of several loops and flourishes, appearing to begin with 'Perth Chancellor'. Below it, the initials 'I.P.D.' are written.

6

A cursive signature consisting of several loops and flourishes, appearing to begin with 'Hamilton'.

8

A cursive signature consisting of several loops and flourishes, appearing to begin with 'Galloway'.

1. Archibald, Marquis of Argyll, 1650.
2. James, Duke of Buccleuch and Monmouth, 1679.
3. Alan Lord Cathcart, 1660.
4. William, first Earl of Kilmarnock, 1663.

5. James, Earl of Perth, Chancellor, 1685.
6. William, Duke of Hamilton, 1689.
7. George, first Earl of Melville, 1690.
8. James, fifth Earl of Galloway, 1729.

1

Margaret Lady Gordon

2

3

Margaret Lady Seton *Grissall Ross
Lady Keir*

4

5

Eleanor Linlithgow *Margaret Hay*

6

Jane Drummond

7

Isabell of Perth

1. Margaret, Lady Gordon, 1562.
2. Margaret, Lady Seton, Countess of Winton, 1612.
3. Grissall Ross, Lady Keir, 1612.
4. Eleanor, Countess of Linlithgow, 1612.

5. Margaret Hay, Countess of Dunfermline, 1613.
6. Lady Jane Drummond, afterwards Countess of Roxburgh, 1613.
7. Lady Isabella Seton, Countess of Perth, 1614.

1

Margaret Livingstone

2

Isabella Setoun

3

Anna Hay

5

Elizabeth Ker

6

Marion Boyd. Anna Cunningham

7

Elizabeth Seaton

8

Margaret Douglas

1. Lady Margaret Livingstone, 1616.

2. Lady Isabella Setoun, Countess of Perth, 1617.

3. Anna Hay, Countess of Dunfermline, 1617.

4. Marion Boyd, Countess of Ahercorn, 1620.

5. Elizabeth Ker, 1630.

6. Anna Cunningham, Marchioness of Hamilton, 1633-4.

7. Elizabeth Seaton, 1640.

8. Margaret Douglas, Marchioness of Argyle, 1651.

1

W^m de Moray
Bishop of Moray
Archbishop of Dubart & Prelate of St Andrews
Dunbar

2

J^on Hamilton Dunbar

4

To the Bishop
of Worcester

3

S^tand^d
John Sanderson

6

John's sanderson legata

5

R^{obt} Bruce

8

M^{rs} Josias Welsh David Dickey

7

M^r Zachary Boyd
deacon

10

M^r Samuel Rutherford

13

12

James Sharp

Jerem: Dunensis

Alex: Glaister

1. Andrew, Bishop of Moray, 1509.
2. Gawin Dunbar, 1509.
3. Robert (Montgomerie), Bishop of Argyle, 1530.
4. John Hamilton, Archbishop of St. Andrews, 1549.
5. John Hamilton, Archbishop of St. Andrews, 1562.
6. Robert Bruce, 1629.

7. Josias Welsh, 1632.
8. David Dickson, 1644.
9. Zachary Boyd, 1646.
10. James Sharp, 1647.
11. Samuel Rutherford, 1649.
12. Jeremy Taylor, 1663.
13. Alexander Burnet, 1664.

1

Archibald
Edmonstone

2

John Monfod, Younger to the Laird of Monfod

4

³
William Shaw
Master of Work
Warden of the masons

5

6

7

8

1. Sir Archibald Edmonstone of Duntreith, 1498.
2. John Monfod, Younger of Monfod, 1513.
3. Sir John Mure of Callwall, 1569.
4. William Shaw, Master of Work, 1599.

5. Andrew Sempill of Burntshiel, 1611.
6. Sir Alexander Seton, afterwards sixth Earl of Eglington, 1612.
7. Sir William Seton of Kyllismure, 1613.
8. Sir George Mackenzie, Lord Advocate, 1688.

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