

Testament of Alexander Carlyle
CC8/11/3 p.654

Alexander Carlyle CC8/11/3 [p.654] 27th November 1807 Dr Alexander Carlyle} At Edinburgh the Twenty Seventh day of November one thousand eight hundred and Seven years The following Inventory [p.655] Inventory of the personal Estate and Effects of the deceased Doctor Alexander Carlyle with the Deed of Settlement relative to the disposal thereof presented by Carlyle Bell Writer in Edinburgh the Executor – Inventory of the personal Estate of the late Reverend Doctor Alexander Carlyle Minister of the Gospel at Inveresk, who died on the Twenty fifth day of August one thousand eight hundred and five years Returned to the Commissary office, by Carlyle Bell Writer in Edinburgh Executor nominated by the Defunct by Disposition and Assignment dated the Seventh day of January one thousand seven hundred and ninety two years and Registered in the Books of Council and Session (W.B.) the sixth day of September one thousand eight hundred and five herewith provided First For some years previous to Doctor Carlyles death, Carlyle Bell who lived in family with him, kept all the accounts of the Doctor, receiving all sums due to him and settling all his accounts. The Balance of these accounts on the day of the Doctors death, was at his Credit . . . £203..1..3 Second [p.656] Second The Doctor being one of his Majesty's Chaplains, received his salary at the Exchequer, of which there was recovered after his death £14 Third The Doctor was also one of the Deans of the Chaple Royal the emoluments of which are made up of certain rents and Grassums of which John Home Writer in Edinburgh is the Collector and from whom C. Bell has received ___ £65..-.- and who states still to be due ___ } 80..-.- /145..-.- Fourth The Execution has likewise received 1/6 th of the duty of Martlehill for Crop and year one thousand eight hundred and five (the other Sixth being due to the new Dean) This is an annual duty on part of the Estate of Sir A Flintock, and does not enter any of Mr Homes Books but is paid over immediately to the Deans ___ 32..18..9 Fifth The Stipend of Inveresk for Crop and year one thousand eight hundred and five amounted to Two hundred and twelve pounds Eight [p.657] Eight shillings and four pence sterling but the Executor was only entitled to one half, liable to the widows fund which reduced it to ___ 103..7..6 Sixth Rents at Musselburgh – The Rent of a Field, belonging to the Doctor at Musselburgh, for one thousand eight hundred and five, and the stents in the Haugh for the same year were due 43..1.. Seventh The Books of the late Doctor Carlyle were kept by the Executor and were valued by Mr Hill at ___ 85..-.- Eighth Bed and Table Linen and Silver plate was also retained, and were valued by David Forrest Auctioneer in Edinburgh at ___ 122..-5¼ Ninth The other furniture was old and produced 166..5..7 Total £915..6..6¼
Edinburgh 27th November 1807 This is the Inventory referred to in my Deposition of this date (signed) Carlyle Bell Arch[ibal]d Campbell Follows the Defuncts Settlement Know all men by these presents, That I Alexander Carlyle D[octo]r of D[ivinity] Minister of Inveresk, for the love, favour and affection I [p.658] I so justly have and bear to Mary Rodham my wife, and to Carlyle Bell youngest son of Thomas Bell merchant of Mincing Lane London my Nephew, have given, granted, assigned and disposed, and by these presents with and under the burdens, conditions and reservations after expressed give, grant, assign and dispo[n]e to, and in favour of the said Mary Rodham otherwise Carlyle, my wife for her own proper use and benefit during all the days of her life after my decease, in case she shall survive me, and after her death to and in favour of the said Carlyle Bell, his heirs, Executors, administrators and assign[ee]s, all and sundry heritable as well as moveable debts

and sums of money, principal as well as annualrents and penalties, that shall happen to be due and addebted to me at the time of my decease, together with my whole household furniture and plenishing, bed and table linen, pictures and prints, library of books, and all other goods and gear whatsoever or wheresoever, that shall pertain or belong, or be addebted resting or owing to me, at the time of my decease, together also with the whole vouchers and instructions of the [p.659] said debts, transfers or Conveyances thereof, with all that has followed or may be competent to follow thereon; Dispensing with the generality hereof, and Declaring that these presents shall be equally valid and Effectual as if every particular of my said debts and effects were herein specially enumerated and described, and that any Inventory of my said debts and personal Estate which shall afterwards be made up and subscribed by me shall be taken as a part hereof and exclude the necessity of a confirmation; But in case that Confirmation shall be found necessary, I hereby nominate and appoint the said Mary Rodham, whom failing the said Carlyle Bell to be my Executor Executors and universal intromitters with my whole moveable goods, effects and debts which shall pertain or belong to me, or be addebted, owing and resting to me at the time of my death, with full power to my said Executors acting in the order before mentioned, and to the survivor of them to intromit with, uplift and receive the debts and sums of money which shall be due to me at the time of my decease, give up Inventories thereof, and of my other moveable goods and effects, in order to confirmation, and generally [p.660] generally every other thing to do, in relation to the premisses, that any Executor nominate hath done, or may do consistently with the laws of this Kingdom. Providing and Declaring always, as it is hereby expressly provided and declared that these presents are granted by me, and to be accepted of by my said wife and nephew, under the burdens, conditions and reservations underwritten vi[delice]zt; In the first place, with and under the burden of the payment of all my just and lawful debts death bed and funeral charges; In the second place with and under the burdens of the payment of all Gifts, legacies and donations which I shall think fit to leave and bequeath to any person or persons, at any time of my life, by a writing subscribed by me to that effect, or by a Codicil added to this my will, and it is hereby farther provided and declared that in case my foresaid nephew, Carlyle Bell shall die before he has arrived at the years of Majority, or before he has made any Disposition or assignation of what he may have acquired by these presents, then and in that case, my will is, that his Sister my Niece Margaret Bell, for the particular love and affection that I bear to her, shall succeed to her said brother Carlyle Bell, as my Executor [p.661] Executor, according to all the articles and provisions of this Disposition, and failing the said Margaret Bell, my will is, that her Sister, my Niece Sarah Bell, shall succeed to her, and come in her place to all intents and purposes aforesaid and it is hereby also provided and declared, that thereby the cancelation of these presents the said Mrs Mary Rodham my wife, is only provided in the liferent of the debts, subjects and effects, hereby conveyed, yet it is hereby expressly declared, That if the interest or annual produce of the residue of my said Estate and Effects, after payment of my debts and funeral Charges shall not with the reversion of the rents of the Estate of Heathpool and Caldham in the County of Northumberland, after payment of the interest of the mortgage thereupon of which six hundred pounds has been incurred by me since I entered into the possession of the Estate, or any other annuity she may be possessed of, be sufficient for supporting herm and educating and bringing up my beloved nephew Carlyle Bell in an easy and genteel manner, It is my will, and I hereby authorise and empower her to make such encroachments [p.662] encroachments upon the Capital from time to time, as her exigencies shall

render necessary or expedient; Declaring hereby that neither the said Carlyle Bell nor his foresaids shall have any right or title to interfere with or controul the said Mary Rodham my wife in the management, use, disposal and application of my said Estate, in the event that she shall survive me, nor any claim to the proceeds thereof during her life –And I hereby reserve, not only my own liferent use of the premisses, but also full power and liberty at any time of my life, even on death bed to revoke, recall, alter, innovate or change these presents, either in whole or in part as I shall think proper; but in so far as these presents shall remain uncanceled, or not altered, or innovated in my own lifetime, and as the subjects hereby disposed shall not be disposed by me, so far shall these presents be good be good and valid and effectual tho' found in my custody at the time of my death, or in the custody of any other person for my behoof undelivered, with the not delivery whereof I have dispensed, and do hereby dispense forever [p.663] forever:- And lastly, I do hereby revoke all Dispositions, will and Testaments made by me preceding the date hereof, in so far as the same in inconsistent herewith, or contradictory hereto, and declare all such to be void and null and of non effect in all time coming And I consent to the Registration hereof in the Books of Council and Session, or other Judges Books competent therein to remain for preservation –and thereto I Constitute my procurators:- In witness whereof I have written and subscribed these presents on Stamped paper at Musselburgh the Seventh day of January one thousand seven hundred and ninety two years before these witnesses John Craig Church officer here and James Doig my Servant (signed) Alexr. Carlyle witness, John Craig witness, James Doig witness. –Codicil –My will is notwithstanding of the above, That if my wife, Mary Rodham, or Carlyle, shall survive me, such is my Confidence in her, It shall be in her power to dispose of all my effects, the whole of my personal Estate & c[etera] as described above, and to devise and give it away, to whom and in what proportions she shall think proper, recommending it to her [p.664] her, to leave some mark of respect and remembrance to my nephew William Bell merchant in London, the eldest son of my sister Mrs Janet Janet Bell, and to Margaret Bell Dickson, the only Child of my eldest sister the deceast Mrs Margaret Dickson, wife of the late Doctor Thomas Dickson Physician, and to Mrs Janet Bell alias Gregg, the wife of Francis Gregg attorney at Law London. In witness whereof I have written and subscribed these presents this thirty first day of August one thousand seven hundred and ninety two before these witnesses James Craig Ploughman at Smeaton and James Doig my Servant (signed[)] Alexr. Carlyle, James Craig witness, James Diog witness Edinburgh 27th November 1807 This is the Extract Deed of Settlement and Codicil Subjoined referred to on my Deposition of this date (signed) Carlyle Bell Archd. Campbell Follows the Oath At Edinburgh the Twenty seventh day of November Eighteen hundred and seven years. In presence of Archibald Campbell Esqr. one of the Commissaries of Edinburgh –Compeared Carlyle Bell Writer in Edinburgh who [p.665] who being solemnly sworn and examined depones That the late Reverend Doctor Alexander Carlyle Minister of the Gospel at Inveresk, died upon the Twenty fifth day of August Eighteen hundred and five years, That the Deponent has entered upon the possession or management of the deceased's personal or moveable Estate as Surviving Executor nominated by him conform to Deed of Settlement dated the Seventh day of January one thousand seven hundred and ninety two and Registered in the Book of Council and Session (office W B.) the sixth day of September Eighteen hundred and five years, and Extract of which deed is now exhibited and signed by the Deponent and the said Archibald Campbell Esquire of this date as relative hereto, That the Deponent does not know of any Settlement or writing

relative to the disposal of the Deceaseds personal Estate or Effects or any part of them other than that now exhibited and the Codicil thereto subjoined, That the Inventory also exhibited and signed by the Deponent and the said Archibald Campbell Esquire of this date as relative hereto is a full and complete Inventory of the personal Estate and Effects of the said deceased Doctor Alexander Carlyle wherever [p.666] wherever situated and belonging or due to him at the time of his death in so far as the same has come to the Deponents knowledge, and that the whole of the deceased's personal Estate and Effects Situated in Scotland in so far as the same has come to the Deponents knowledge is above the value of Eight hundred pounds Sterling and under the value of one thousand pounds sterling, all which is truth as the Deponent shall answer to God (signed) Carlyle Bell Archd. Campbell