

Testament Testamentar of Archibald, Duke of Douglas, 1761
CC9/7/64 pp. 258-263

Glasgow Commissary Court (CC9/7/64 pp. 258-263)

[In box] Testament Tes[tamen]tar [of the] umq[ui]le Duke of Dowglass [Douglas] No
11th

[Main text] the Testament Tes[tamen]tar
and Inventory of the
Debts and Sums of money
that were addebted and Owe-
ing to the Deceased Arch[ibal]d
Duke of Dowglass the time
of his Death who Deceased in the month of

[page 2] Last Faithfully made and Given up
by the Defuncts own mouth in so far as Concerns
the nomination of his Exicutrix and universall
Legator aftermentioned and Designed and partly made
and Given up by margaret Dutchess of Dowglass
his wife and Sole Exe[cut]or nominate by him in so farr
as Concerns the up Given of the Debts and sums
of money underwritten Conform to the said Deceased
Arch[ibal]d Duke of Dowglass Last will and testament
Of the Date tenor & Contnets aftermentioned –
Registrate in the Books of Councill & Session
upon the twenty first Day of July Last –
Inventory

There was adebted and owing to the said Deceased
Arch[ibal]d Duke of Douglass the time of his Death
foresaid the Debts and sums of money following
by the persons aftermentioned & Designed in manner
underwritten Vi[delice]zt Impr[imi]s the sum of one hund-
-red and fourteen pounds Eight Shillings and
Two pence Sterling of Interest from the twel-
-veth of Aprile mv ij C[entus] and sixty to the twenty
first Day of July mv iij C[entus] and sixty One years
At the rate of four & one half per cent of the
Sum of two Thousand pounds Sterling Contain
in ane heretable bond of Coroboration Granted
by the Deceased Sir William Baillie of Laming-
-town only Son and heir of the Deceased Sir Francis
Carmichaell to the Said Deceased Arch[ibal]d Duke
of Douglass Dated the Sixth Day of October
mv ij C[entus] and thirty Seven years Item the Sum
of three hundred and thirty six pounds two Shill[ings]
and Eight pence Sterling of Interest from the
thirteenth of February mv ij C[entus] and Sixty to the
twenty first Day of July mv ij C[entus] and Sixty one years
at the rate of four and one half per cent of the
Sums of six thousand pounds Sterling Contained

in Two heritable Bonds Granted by James Duke
of Athole the one for four thousand pound St[i]r[ling]
Dated the Seventeenth Day of february mv ij C[entus] &
twenty nine years to William Earl of Aberdeen
and the other for two thousand pound Sterling-
Dated the Sixthe Day of march mv ij C[entus] and thirty
two three to the Deceased Charles Earl of –
Selkirk in and to which two heritable Bonds
the Said Archibald Duke of Douglass aquired
right by progress and which two princi[pa]ll sums
are Confirmed by the Duke of Athole to the Duke

[Page two] Of Douglass by Bond of Cororation Dated the
Eleventh Day of Aprile mv ij C[entus] and fourty seven
years Item the Sum of Twenty Seven pound
Two Shillings and five pence Sterling of inter-
-est from the Twelveth of December mv ij C[entus]
and Sixty to the twenty first Day of Jully mv ij C[entus]
and Sixty One years at the rate of four and
One half per Cent of one Thousand pounds
Sterling Contained in ane heritable bond
Granted by mr Robert Blackwood of Pitreavie (Dunfermline parish)
and Alex[ande]r Blackwood merch[an]t in Edinburgh
to the Said Duke of Douglass Dated the
Twenty Second Day of november mv ij C[entus] and
fifty four years Item the sum of Eight pound
two Shillings and Eight pence Sterling of
Interest from the twenty ninth Day of aug[us]t
mv ij C[entus] and sixty to the twenty first Day
of July mv ij C[entus] and Sixty One years at the –
rate of four and one half per Cent of the sum
of Two Thousand pounds Sterling Containd
in ane heritable bond Granted by Sir Ja[me]s
Campbell of Aberuchill and mrs Katharine
Nisbett his mother to the Said Duke of
Douglass Dated the twenty nineth Day of
August mv ij C[entus] and fifty five years and twen-
-ty pounds seventeen Shillings and one
penny Sterling mv ij C[entus] and sixty one to the –
twenty first of July said year at the rate
of four and one half per Cent of the sum
of One thousand two Hundred pounds St[i]r[ling]
Contained in ane heritable Bond Granted
by Walter monteath of Kepp to the said
Duke of Douglass Dated the twenty Seventh
Day of January mv ij C[entus] and fifty nine years
Summa Inventory Is Vij C[entus] xxx ij
lib[ra] x iij ß[olidas] Sterling -----
[762 pounds, 13 shillings]
Follows the said Deceased Arch[ibald] Duke

of Douglass his Last will and Testament
Registrate as aforesaid I Archibald Duke
of Douglass for the Love and favour I have
and bear to Margaret Dutchess of Douglass
my wife and Certain other Causes and Con-
siderations moveing me Doe hereby assign –
all Debts and Sums of money rents of Land
annuall rents Lying money jewels Goods

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Gear household furniture and Other moveable effects –
whatsomever Shall belong to me at my Death
in Case She survive me with the Bonds Bills
and other Instructions of the said Debts and Writts
relating to the same Dispensing with the Generall
ity hereof and admiting these presents to be as Valid
and Effectuall as if Every particular generally above
assigned were specially ennumerable and Sett Down
herein with the burden always of the payment
of my Just and Lawfull Debts and funeral Charges
and Expences and the Legacys following Vi[delice]zt The
sum of Ten Thousand Pound Sterling to Lord Douglass
Hamilton Brother to the Duke of Hamilton and
one thousand pound Sterling to mary Douglass or
Hepburn Sister to the Dutchess of Douglass Both
payable at the first Whitsunday or martinmas after
my Death with annuall rent thereafter till pay-
ment and also with the Burden of the annuities
following Vi[delice]zt fifty pound Sterling yearly to Thomas
Hamilton of Overton During his Life twenty five
pound Sterling yearly to William Greenshiells my
Servant During his Life and twenty five pound
Sterling yearly to James Sleigh my Servant
During his Life the said annuities to be payable
at two Terms in the year Whitsunday or martinmas after
my Death and I hereby Declare that these presents
are over and above the provisions Conceived in
favours of the Dutchess my wife by our Contract
of marriage and that the Legacy hereby Left
by me in favours of the said Lord Douglass –
Hamilton –is in full of all or provisions
formerly made by me in his favours and I hereby
nominate and appoint the said Margaret –
Dutchess of Douglass my wife my sole Executor
universall Legator and Intrometer with my whole
Goods gear and other moveables following and in
Testament with the burdens above mentioned
and hereby Exclude all others from the s[ai]d office
and I hereby appoint my Body to be Buried in the
Bowling: green at Douglass and when my wife

Dies that her Body may be Buried the Likewise
beside mine and in case I shall hereafter –
sign any List or Inventory of the Debts or
Effects hereby assigned the same shall be
understood as a part hereof and Exclude the

[Page four] Necessity of Confirmation Reserving always
full power right and Liberty to me at any time of
my Life to revoke recall after Innovate or Change
these presents at my pleasure Declaring never-
-theless that if not altered by me the same shall
be as valid Evident to my said wife and the
Other persons before named altho[ugh] found Lying
by me at my Death undelivered with the not
Delivery whereof I hereby Dispense And I
Consent to the registration hereof in the
Books of Councill and Session or others –
Competent therein to remain for preservation
and for that Effect Constitute mr walter –
Stewart Advocate my pro[curato]rs & In witness
whereof I have signed these presents written
upon stamp[ed]t paper br Charles Broun Writer –
To the Signet At Queensberry house in
The Canno[n]gate the fifteenth Day of June
mv ij C[entus] and sixty one years Before these –
witnesses Doctor John Rutherford Physitian
and professor of Physick in the university
of Edinburgh Dr William Cullen Physitian
and professor of Chemistry in the university
of Edinburgh and the said Charles Broun
/Signed/ Douglass Jo[hn] Rutherford
witness William Cullen witness Cha[rle]s
Broun witness -----

Confirmation Granted hereon in Common
form by William Weir Commiss[ar]y Depute and
alexander Stevenson Clerk of the Commissariat
of Glasgow att Glasgow the nineth Day of
march mv ij C[entus] and sixty two years -----

Bond of Cautionry

In presence of William Weir Commissary
Depute of Glasgow Compeared William Som-
ervill as procurator for the said Margaret
Dutchess of Dowglass and Give in the Bond
of Cautionry underwiten Desiring the same
might be registrate in the Commissary
Court Books of Glasgow to the Effect mentioned
in the Clause of Registration therein Con-
tained which the said Commissary Depute

ordained to be done and whereof the Tenor follows I walter monteath of Kipp the Elder bind and oblige me my heirs Exec[utor]s Successors and Intrometters with my Goods and Gear –

[Page five] whatsoever as Cautioners acted in the Commissary Court Books of Glasgow for Margaret Dutchess of Douglass Executor nominate to the Deceased Archibald Duke of Douglass her husband That the whole goods Gear Debts and sums of money to be Given up and Confirmed by her in the said Archibald Duke of Douglass his principall Confirmed Testament – Testamentar to be Expede before the Commiss[ar]iot of Glasgow shall be made furthcoming to all parties having Interest therein as accords of Law and I hereby List the said Commissary Clerks Office as my Domicill and Declare that any Citation Left for me thereat anent the premisses – shall be as sufficient as if Delivered to me personally and I Locally resided within the s[ai]d Commissariot and Consent to the registration hereof in the Books of Councill and Session the said Commissariot Court Books or Others – Competent that Homing on six Days Charge and Other Excorialls needful pass hereon and Constitute William Somervill Writer in Glasgow pro[curato]rs & In witness whereof I have subscribed these presents written by George Riddock Clerk to William Somervill Writer in Glasgow the ninth Day of march in the year mv ij C[entus] & sixty two Before these witnesses names and Designations are written /Signed/ Walter monteath Campbell Douglass witness William Somervill witness -----