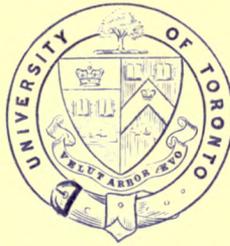




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Inverness, Scotland.

Records of Inverness

Edited by
William Mackay
and
Herbert Cameron Boyd

Volume I.

Burgh Court Books : 1556-86

Aberdeen

Printed for the New Spalding Club

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Preface

The Extracts from the Inverness Burgh Court Books given in this volume are taken from two volumes of Minutes covering the periods 1556-1567 and 1567-1586 respectively. That there were earlier Minutes is evident from references in these Extracts—see pp. 184-6, on which a Minute of 1521 is quoted; p. 58, where one of 1553 is alluded to; and p. 69, where the testamentary tutors appointed by the deceased George Cuthbert are ordered to deliver to the Provost, Bailies and Council “thair burrow curt buke quhilk was in the said wmquhill George handis.” But these older records have not been preserved. The two volumes from which Extracts are now given are, however, of much interest, for they give us a vivid picture of life in our Burgh during a period of special importance in the history of Scotland, the period of the Reformation. It was a period of transition from medievalism to the time when the people became a real force in the nation, when education became more general, and when trade began to be emancipated from the shackles of earlier times. It is partly for this reason that these two volumes have been treated by themselves, and with considerable fulness, and partly because they are followed by a break of many years. The next volume commences in 1602, and from that year forward the record is practically continuous.

The Extracts now printed—which form about one-tenth of the original—are from the proceedings of the Burgh Court. There was no separate record of the proceedings of the Town Council as such in the 16th century. The administrative and judicial functions were not at that time differentiated. It was

Preface

not till the following century that the Town Council sat as a purely administrative body, and that the Burgh Court was confined to the judicial functions of the Magistrates.

It may be convenient to give here a note of the later volumes of records in the possession of the Town Council. They are :—

3. Records of the Burgh Court, from October 1602 to July 1621.
4. Do. do. October 1621 to April 1637.
5. Minutes of the Town Council, from April 1637 to October 1655.
6. Do. do. March 1662 to November 1680.
7. Do. do. November 1680 to October 1688.
8. Do. do. January 1689 to September 1702.
9. Do. do. September 1702 to October 1720.
10. Do. do. November 1720 to October 1749.

and so on down to the present day.

It is intended to deal with these later records, bringing them down to modern times, in a subsequent volume of this series. The process of excision will necessarily have to be more drastic than in the case of the present Extracts.

In addition to the volumes just mentioned, there are certain volumes of Records of the Burgh Court, dealing with property transactions, services, resignations, &c., which ultimately came to be merged in the Register of Sasines after the institution of the regular system of registration. These cover the periods (1) 1602-1619, (2) 1619-1637, (3) 1637-1654, and (4) 1654-1684.

The two plans illustrating the Burgh and the Burgh lands as they existed in the 16th century, have been prepared by Mr. James Fraser, M. Inst. C.E., Inverness, under the direction of the Editors. With reference to these plans it is necessary to explain that what is now known as the Ancient Royalty Boundary has not been adopted as the limits of the Burgh in the 16th century. That boundary does not appear on any map till the year 1841, and though there is no positive evidence to show how the line

Preface

came to be laid down, it appears probable that it was the result of mere conjecture, on account of some of the lands within it being known to be held on burgage tenure. It appears certain, however, that the original boundary of the Burgh was the "auld fosse" of the reign of King William the Lion, the position of which on both sides of the River is beyond doubt. It admits of no question that the lands beyond the "fosse" now comprised within the Royalty Boundary—whether to the east of the River or to the west of it—were originally the property of the Burgh, but they must have been simply the Burgh acres, occupied as commonty, or let out for tillage. Permanent rights of property in these lands were subsequently granted by the Magistrates to the possessors, in some cases on burgage tenure, in others on the ordinary feudal tenure, holding of the Magistrates and Town Council. It may have been that the tenure was at first in all cases feudal, and that in some instances it was afterwards changed to burgage, however incompetent the change was in strict law; for the rules of feudal conveyancing were not always rigidly adhered to, and even in quite modern times there are known cases of lands held in feu having been resigned into the hands of the Magistrates, and given out again on a burgage holding. For these reasons the Editors are of opinion that the limits of the lands held burgage in the present day cannot be accepted as evidence of the old burghal boundaries, which must be regarded as fixed by the line of the "fosse."

In preparing the map of the Burgh lands there was at first some uncertainty as to the precise limits of the ancient Forest of Drakies, gifted to the Burgh by David II. No doubt in olden times the knowledge of the Town's marches must have been kept up by the custom of riding the marches, though the existing Records seem to show that this custom was very intermittently observed, a visitation of the marches occurring only in connection with some dispute or threatened encroachment. But in modern

Preface

times the custom, even in this spasmodic observance, appears to have fallen into total disuse, for, owing to most of the lands having been feued, the matter had ceased to have much practical interest. It therefore became necessary to trace the ancient marches of Drakies from the detailed description in the Charter of King James VI., dated 1st January 1591-2. This was found to be no easy task, as many of the old Gaelic place-names in this description have perished, and are now quite unknown even to the oldest inhabitants, and some of them refer to knolls and cairns, which, while probably outstanding landmarks at the date of the Charter, have been obliterated in the course of subsequent agricultural improvements. It is unnecessary to describe here the steps by which the march was ascertained, but the line laid down on the map was fixed after careful and exhaustive inquiries and repeated investigations on the ground, and it is believed to be fairly accurate.

The spellings on both the maps have been given to correspond with the more usual spellings in the text, but purely Gaelic names are rendered according to the best recognised Gaelic forms. In the case of other well-known place-names not mentioned in the text, the modern spelling has been given.

The Glossary and Index of Personal and Place Names will be inserted at the end of a later volume. It would no doubt have been a convenience to readers of this volume to have had a Glossary and Index now available for reference, but this would have led to overlapping, and the proper place is to have them at the close of the completed work.

The Editors desire to thank the Town Council of Inverness for the use of the Records for the purpose of publication; and acknowledgment is also due to the Carnegie University Trust for a Grant-in-Aid towards the expense of transcription.

H. C. B.

INVERNESS, *March* 1911.

List of Illustrations

Plan of the Burgh of Inverness in the 16th century: prepared by Mr. James Fraser, M. Inst. C.E.	<i>Frontispiece</i>
A General Survey of Inverness and the country adjacent to the foot of Loch Ness, with a West Prospect of the Burgh: from a drawing, dated 1725, in the British Museum	<i>Facing page</i> liii
The Boar Stone, Knocknagael: from a photograph by Mr. Alex. Dallas.	lviii
The early Seals of Inverness: 1 and 2, the Burgh Seal; 3, the Black Friars' Seal; 4, the Cokete Seal: from a photograph by T. and R. Annan & Sons.	cv
Plan of the Burgh Lands in the 16th century: prepared by Mr. James Fraser, M. Inst. C.E.	<i>At end</i>

Table of Contents

	PAGE
INTRODUCTION	liii
EXTRACTS FROM THE BURGH COURT BOOKS—	
1556	
Nov. 16. Burgh Court: Suit as to James Paterson's boat	1
21. Thom Stuert, threatening the burgh officer, and defaming a bailie. conviction and sentence	2
Dec. 2. Suit as to James Paterson's boat	2
15. Admission of burgesses: Trading without licence	3
17. New burgesses	3
27. In the Black Friars' Convent, Act of Council anent admission of "clannyt men and strangeris" as burgesses	3
1556-57	
Jan. 11. Head Court: Absentees fined	4
18. Suit on a blank reversion, unsealed and unsigned: Objection to claimant that he was "under cursing"	4
Feb. 3. Act of Council as to the Schoolmaster's salary	5
22. Mutual discharge of debts	5
1557	
March 31. Obligations for price of wine	6
April 26. Head Court: Service as heir: Decree for debt against John McGrassych: Obligation for price of victual	6
29. Augmentation of salary of St. Peter's Chaplain	7
May 5. Submission to arbiters anent the comprising of land: Salmon fishers charged for not selling fish in open market: Prices of fish: Statutes as to fishing and making fires in the Islands: Fishing the Cawyll Shot	7
29. Encroachments on the Town's commonty in the Drakies: The commonty of Little Drakies: Mans McGillmichell con- victed of using a dirk: A sheep slain by the wolf: Trade with Kirkwall: Deposition of Burgh officer for disobeying the Provost	8
June 17. Surety for a puncheon of wine from Hamburg for Donald Mackintosh of Cullern	10
21. Apprentice to the brebner (weaver) craft	10
28. Decree as to James Paterson's boat	10

Records of Inverness

	PAGE
1557	
July	
3.	Cases of libel—Alexander McWilliam McAlexander Roy, and Ellen Thomson 11
5.	Theft of an ox from the Inches: Rent of a kiln, malt house and barns: Assignment of cattle 11
19.	Dyeing of yarn 12
23.	Persons unlawed for non-payment of Burgh maills 12
28.	Half of the Mill crofts let to the Treasurer 12
31.	Objection to a bailie, being both judge and pursuer 12
Aug.	
5.	The brewers: Breakers of inhibition to be punished 12
Oct.	
4.	Head Court: Absentees fined: Election of provost and bailies: Entry in the suit roll: Swine to be expelled: Tasters of ale and comprisers of flesh and fish appointed 12
12.	Action of adherence between husband and wife 13
20.	Election of Council: Unfree brewers 14
23.	Loss of a net: Non-payment of taxation 14
Nov.	
10.	Tasters of ale slandered: Penance therefor 14
12.	Admission of bakers 15
18.	Statute as to prices of aquavitae (whisky) 15
27.	Bailie Paterson's complaint: Judgment 15
1557-58	
Jan.	
7.	A weaver's apprentice indentured 16
10.	Head Court: William Cumming served heir to his father in certain lands: Finlay Man served heir to his brother's lands, but not to his freedom 16
22.	Cases regarding (1) a feather bed, (2) jewels, (3) an oak joist 17
March	
1.	Fishers punished for not bringing their fish to the market 18
9.	Provost George Cuthbert's suit for an aquavitae pot and caldron 18
10.	Transaction in salmon 18
24.	Dyeing of yarn: Mage Baldon convicted of assault 18
1558	
April	
29.	Slander, John Morray, indweller in Findirne (Findhorn) 18
18.	Head Court: Petition for Service, William Mackintosh of Termit: St. Andrew's Chaplain presents earth and stone for non-payment of his feu maills: A forged contract: Petition of William Mackintosh proclaimed at tolbooth stair: Service, &c. 19
23.	Claim for death of a horse: Injury to a plough ox 20
26.	A cottar's service 21

Table of Contents

1558		PAGE
May	7. Allan McRannald takes a pledged mare to the host	21
	21. Bailie Paterson's claim against his cottar for horse labour, and for desertion of service	21
	23. Imprisonment in the tolbooth for 6s. 8d.	21
June	3. John Nilson and the men of Clan Ranald: Lawburrows for Nilson	21
	6. Obligation for salmon barrels, timber, &c.: Troublance: Thatching the Church	22
	27. Poining for the Chaplains' annuals: Brewing without license	23
July	4. Troublance, John McYnnes Dow	23
	15. Resignation of a barn in the Barnhill: Women's broils: Slan- dering the bailies	23
	30. A sword in pledge: Claim for geese	23
Aug.	30. Stent for discharge of the Town from attendance with the army at Fala Moor: Relief of Jasper Waus therefor: The Stell fishing	24
Oct.	1. Election of provost and bailies in the Chapel of the Green	24
	3. Head Court in the tolbooth: Election of provost, bailies, officers, clerk, and dempster: Protest: Thomas Balze (Baillie) of Corsarle to be admitted burges	24
	4. Council elected in the Chapel of the Green: Stent on the tacksmen	25
Nov.	2. Appointment of comprisers of flesh and fish, tasters of ale, and liners: Set of the Rood Manse to St. Katherine's Chaplain	25
	16. Prices of shoes fixed: Fiars prices: The Treasurer sues for various maills	26
	21. Assault and battery: A broken sword	26
Dec.	3. The Chaplain of St. Andrew assaulted by John McWalter	27
	16. Security for rent of 40s. fishing in the Ness	27
	18. A feather bed and bolster: Petition of the cordiner craft: Payment for masses for John McWalter's father: Immunity of the Vicar's Manse from the King's maills	27
1558-59		
Jan.	9. Head Court: The Deacon of the Cordiners protests for tinsel of a feu	28
Feb.	3. Assault and troublance	28
	6. Licence to take tanned leather to Ash Wednesday market	28
March	7. Slander, witchcraft in net	28

Records of Inverness

1559	PAGE
April	3. Head Court : St. Andrew's Chaplain presents earth and stone for non-payment of annual rent 29 17. Action against a Hamburg man : Procurators appointed : Pleadings : Services of Alexander Cuthbert and Thom Waus to various lands 29 18. Sheriff Court : Theft of salmon : Punishments 31 28. Encroachment on a common vennel 31
June	7. John Daltach convicted of various offences, and failing to go to the tolbooth when told 32 12. Purchasing of lordship against citizens 32 15. Destruction of geese as unlawful goods 32 19. A Dutch ship : Banishment of Robert Mershell for dishonouring the Town 32
July	10. Penance of Elspet Herrot and Effe Neyn Hendryk Moyr at the Market Cross 33
Sept.	27. In the Chapel of the Green : Election of provost and bailies 33
Oct.	2. Head Court : Election of provost and bailies : Acts of the magistrates concerning the Common Good to be of no effect without the advice of the Council : Presentation of earth and stone for non-payment of annuals : John Grant to be poinded for debt to John Do McChonchie 34 4. Licence to take tanned leather to market 34 5. Inhibition against trafficking in leather without licence of the Council : Privilege of the forestallers of Sutherland, Caithness and Ross set to Jasper Waus on a 19 years' tack : Ordinance as to trade in leather and prices of shoes 34 23. James Gollan fined for spilling Anne Fleming's malt in the King's Mill, stopping her of her "room," and other offences 35 24. Dispute as to title to St. Catherine's land 35
Nov.	7. Slander of Fynla McConyleyr as "murderer of Clan Chattan," &c. 36 24. Cautionary obligation 36
Dec.	3. The Treasurer charges the cordiners and tanners of leather with breach of the statutes in taking hides to Coan fair, and selling shoes dearer than the prices fixed 36 4. Price of turfs fixed 38 5. Ordinance as to muck on the causeway : The cordiner craft, for breach of the statutes, deprived of privilege of holding courts and their other liberties 38

Table of Contents

	PAGE
1559	
Dec. 8. Hides of the unfree men held in bark and lime	38
9. Brewing of ale without licence: Marcus Clerk sent to the tolbooth for non-payment of his butchery mail	38
11. Leather bought from any servant to be delivered again to his master: The butchers' maills: Set of the butchery: Sandie More's executors to pay his legatees the legacies in his testament: The officers to poind for the Chaplains' annuals	38
20. Robert Reid convicted of making shoes in privy places, and not selling them to the community, but sending them to landward markets, contrary to his oath as a burghess	39
1559-60	
Jan. 8. Head Court: Petition of Thomas Balze (Sheriff Depute of Inverness) for admission as a burghess: Majority of the Council, convened in the Black Friars, refuse the petition. (See 3 Oct. 1558, p. 25.)	39
10. Penance for slander: Thomas Balze's petition for admission heard anew, and taken to avizandum	40
13. The Council, convened in the Black Friars' Convent, refuse Thomas Balze's petition; the Provost and others dissent	41
Statute of Council as to setting of tacks, dispositions of bene- fices, and admission of burghesses	42
Feb. 5. The butchers: Inhibition against dealing with Wat Cuper's wife	42
1560	
March 28. Resignation of lands of Drakies, and admission of new tenant	43
April 3. Punishment for defamation of a bailie and the officers: Penance	43
22. Head Court: The maills of Drakies: The Treasurer presents earth and stone for non-entry to land in the Kirkgate	43
27. The Provost and others dissent from the statute stopping freemen from marketing tanned leather	44
May 25. Acquittal of killing hens	44
July 6. Fine for remaining in a house after warning to remove, 5s. 1d. a day	44
17. Obligation for victual	44
Aug. 10. Cottar ordained to enter to his service: Lawburrows for his master: Protest by the Vicar of Durriss (Dores) for damage to his kiln	45
26. A burghess of Edinburgh protests for two barrels of salmon and price thereof: Action for price of malt: Protest against one witness in evidence, as insufficient	45

Records of Inverness

		PAGE
1560		
Nov.	4. Damage to kail by live stock : Regulations as to leather trade : Prices of shoes : The ringing of curfew and matins, and repair of the clock	46
	8. Thom Stuart comes in the Town's will for disturbance of the bailies, and selling ale dearer than the statute price : Claim for an ox which died in the plough through narrowness of the ox-bow	46
	9. Subprior of Beauly, claim for price of victual	47
	11. The mill of Culcabock	47
	15. Submission of a claim to arbiters and oversman	47
	21. Usurping freemen's privileges in dyeing of wool : Surety found for unfreemen (men of Urquhart)	47
1560-61		
Jan.	13. Head Court: Entry in Suit Roll: Action as to a drug (camphion) for cancer : Finlay Paterson's claim against his curators for lack of proper sustenance and mismanagement of his estate : Choosing of a curator	48
	15. Lady Lovat : Theft of William McQueen's box	49
	18. Thom Paterson's wife not to answer without his advice	49
	The Minister's salary : Regulations as to brewing and selling of ale	50
	22. Conviction for selling ale dearer than the statute price : Ale to be distributed to the poor : Brewing without licence	50
	25. Conviction for molesting the officer in sampling ale, and for selling ale in excess of statute price	50
	Surety fined for failure to enter his debtor : Claim for a brew- ing caldron, &c.	51
Feb.	5. The Commendator of Ardchattan against Thomas Balze of Ardnelle : Licence to the Provost to go on business into Ross : Sasine of a "chalmer" in the kirkyard : Statute of Council for suppression of fornication and adultery : The Clerk to pass through the town and charge offenders to abstain : Penalties, banishment, the branks, &c. : Penalties in the case of priests	51
	15. Charge of buying the "met" fish from the fishers	52
March	3. The Minister's salary : The Schoolmaster's salary	52
	5. Claim for delivery of titles	53

Table of Contents

1561		PAGE
April	14. Head Court: Absentees fined: Claim for a watch and "perlot": Entry in suit roll: Division of a wife's estate: Holding neighbourhood	53
	16. Stent for relief of the Provost for payment of the Minister's salary	54
	21. Claim against Sir John Anderson for victual	54
	22. Obligations for (1) a last of barrels, (2) 6 barrels, and (3) a half dakyr benokis: Poinding for taxation of the composition silver owing to the Treasurer: Admission and incorpora- tion of the cordiner craft	55
May	13. Slander of the Burgh Clerk in regard to the disposal of a cargo of salt	57
	Ordinance fixing prices for horse hires	58
	24. Disobedience to magistrate in not selling fish as commanded, and reviling him: Penance imposed	58
	31. Protest for profit of a cow bought from Angus McAllexander of Glengarry	58
June	3. Conviction for slandering the Minister: Penance	58
	6. Conviction for assault with a whinger, &c.: Sentence: Claim against a cottar for injury to a horse: Persons inhibited from buying more meat than will suffice for their own use, and selling timber to vessels that discharge their cargoes elsewhere, &c.	59
	18. The leather trade	60
	24. Prohibition of herding cattle within the Kirkyard	60
	25. Three burgh clerks appointed—Master Thomas Heweson, Sir Patrick Anderson, and Gilbert Duff: John Grant convicted of buying meat and sending same to Chanonry	60
	30. Ordinances regarding the sale of fish	61
July	7. Damage to wheat	61
	24. Charge of making of staple in Chanonry and Rosemarkie, selling victualls contrary to inhibition, and wrongous use of the common firлот	61
Oct.	5. Election of provost and bailies in the Parish Church	63
	6. Head Court: Election of provost, bailies and clerks: Election of Council: Ordinance that proceedings of the Council to be strictly private, under penalties: As to upkeep of streets, the Cross, and tolbooth stair	63

Records of Inverness

1561	PAGE
Oct.	8. Choosing of curators 64
	18. Brewing without licence: A cottar's service: Decree for a barrel and two hampers 64
	20. Judgment for refusing to sell ale: Surety for rents of the Machrie: Allan Mackintosh procurator for Janet Nyk Craiwe 64
Nov.	1. Meeting of Council in the Chapel of the Green: Thom Gollan charged with publishing the Council's debates 65
	3, 4. Insurrection: The Provost's complaint against Jasper Dempster for carrying arms in the Burgh and purchasing lordship: Also against William McAne Dowe: The pleadings: Right of an indweller to plead as procurator: Judgment: Surety for good behaviour 65
	8. A cottar's service 68
	15. Decree for a plaid 68
	22. Price of land not paid: Protest against entry in suit roll: The Deacon of the cordiners and the craft 68
	28. Finlay Paterson's claim against his mother's executors for his "points of heritage": Selling ale without licence 68
Dec.	1. Act of Council as to setting tacks to unfreemen: Practice since battle of Pinkie of granting tacks to unfreemen stopped 69
	Petition of John Cuthbert's tutors to enter him as heir to his father, Provost George Cuthbert: The Council in reply demand delivery of certain articles that were in Provost Cuthbert's keeping, viz., the Burgh Court book, the Friars' ornaments and chalices, the foundation of St. Michael's Chaplainry, the foundation of the Clage Boye, the decree against Dingwall, the keys of the Steeple, &c. 69
	Resignation of Little Drakies: The Barnhills: Alexander Cuthbert entered free of casualty by reason of his father's death at Pinkie 70
	13. Gillechrist McGleschen's daughters served as heirs to a rood in Damysdail: Arrestment of the bridge: No muck to be carried over it 70
	Slander and assault of David Rag, the Minister; penance therefor 71

Table of Contents

1561-62

PAGE

Jan.	12.	Head Court : John Cuthbert's tutors deliver up the Burgh Court book, &c. ; they deny all knowledge of the Friars' ornaments and chalices : Entry of John Cuthbert to part of Drakies and fishings : Conditions as to entry to remainder of Drakies and Standing Stones : Casualty on entry	71
	14.	Act anent the Common Good : No private resignations of tacks : Admission of new burgesses : Statute thereanent to prevent forestalling : Various burgesses admitted	72
	24.	Claim against Provost George Cuthbert's widow for restoration of the Friars' chalices and ornaments	73
Feb.	7.	Do. evidence led	74
	13.	Tacksmen of the Kingsmills : Charges against the maltmen	74
	28.	Sir John Sadsarf's claim for certain gear	75
1562			
April	6.	Head Court : Land sold to a younger son after proclamation giving eldest son option to redeem the same	75
	22.	The Chaplains give in their rentals	75
	27.	Complaint of burgesses as to administration of the Common Good	75
May	2.	John Nilson's complaint as to do.	76
	9.	The quarter of Drakies and fishings in the Ness set to James Paterson and heirs male of his body for his good services to the town : John Nilson's complaint	76
June	22.	Claim as to baron burgess's land in Damsdell, stallanger free	77
	25.	John Nilson condemned for "inobedience"	77
July	11.	Rents of Direbught : The Provost pursuer, though on the bench : John Grant pardoned for breaking the statutes	78
	14.	Accounting of Executrix of James Cuthbert (killed at Pinkie, 1547) for exoneration and discharge : Objections to the Court, on account of family connections, repelled : James Cuthbert's Testament and Inventory produced, with the executry accounts : Objections to the accounts stated	78
	18.	A Notary's protocol	81
	30.	James Cuthbert's executry : Discharges of legacies produced : Further objections to the accounts : The Inventory and Testament : The Executrix's account of Charge and Discharge	81

Records of Inverness

	PAGE
1562	
Aug. 1. Salary of the Master of the Grammar School: Stent on the burgesses therefor	92
Oct. 17. The Provost's reforms: Elders and deacons: Masters of works for the brig and the kirk: Brewers: The Exchequer: The aquavitae pots: Forestalling	93
21. Election of elders and deacons, and the masters of works for the brig and the kirk: Brewers licensed: Contents of Sir John Alves' chalmer in Boleskine	94
Nov. 4. Reviling a magistrate (judge and complainer): Contempt of Court: Troublance	95
14. Transaction in salmon	96
21. John Cuthbert discharges himself to be a stallanger or to brew for a year: A brewer's licence: Spulzie of a horse and mare	96
1562-63	
Jan. 11. An heir's protest against alienation of land to younger son	96
12. Surety to appear before the Sheriff	97
16. A scold sentenced to the joughs during the Provost's will	97
23. Taking leather out of the Town	97
30. Elspet Barnett banished	98
Feb. 13. Sir Patrick Anderson's claim for Yule meat, &c.: Claim for an "almerye"	98
20. Thomas Macpherson's process: John Bur's freedom: Procurators: Objections to the Court: Bur "comes in the Town's will": Freedom on good behaviour	99
27. Forestalling of staple goods: Sureties	100
28. Caution for fermes of Culloden	100
March 6. Holding neighbourhood: Crown of the sun: Mask fatt	101
20. Decree for "laiddis of muck": Pruf of oats: Corn comprised in lands of Drakies	101
1563	
March 27. A servitude of light: The Parson of Boleskine's tenants	101
May 8. A cottar's soude	101
22. Hose and Highland trews: A loan of money: Hides: Aberdeen creditor	102
June 5. Claim for "standis" and "cuweringis": Sentence of branding and banishment	102
12. Meal in locked chests stolen	102

Table of Contents

1563		PAGE
June	18. Obligation for oak bark	102
	26. Taking a stone and the bell from the Chapel of the Green : Theft of stones from the Friars' cloister : Murquhow McGrassycht's factor for collecting his debts	102
July	3. A cottar's soude	103
	10. John Grant of Freuchie and the maills of the mill of Culcabock	103
	17. Andrew Sutherland threatened with deprivation of freedom for disobedience (see 26 June)	103
	27. Acts of Council as to cutting corn, sheaves, and gleaning	103
Aug.	24. Transactions in salmon	104
	26. Formal contract for sale of salmon	104
Oct.	26. Prices of salmon liquidated	105
Nov.	3. Statute of Council as to the market : The Parish Clerk's land	105
	20. The herring fishing : A servant's fee	106
	27. The fermes of Drakies	106
Dec.	1. Brewing without licence	107
	4. Contempt of a bailie in open market in presence of foreigners, and troubling the Town	107
1563-64		
Jan.	10. Claim for price of victual	107
	25. Commendator of Ardchattan and the burgh teinds	107
	29. Decree for the teinds : The Baron of Moniack	108
	31. Armed insurrection and broils in the Burgh : Bloodshed in the kirk yard : Lawburrows for offenders	108
Feb.	26. The Parson of Boleskine's kiln	113
March	18. Statutes of Council regarding (1) attendance at Church, (2) Sunday markets, (3) elders and deacons, (4) manners and education, (5) strangers and beggars, (6) vice and blas- phemy, and (7) the kirkyard	113
1564		
April	10. The vennels to be cleaned	115
	15. Decree for oats "comprisit on his taycht" (tack, holding)	115
June	10. Claim for a bow	115
July	8. Daughters of John Mackintosh of Termit served as heirs to their father	115
	15. Obligation for deer skins : Licence for passage of Loch Ness	115

Records of Inverness

	PAGE
1564	
July 22. James McBarron ordained to marry within 48 hours under pain of banishment : William Fraser of Struy ordained to give John Merschell licence for passage of Loch Ness for 12 merks	116
29. Breaking ward	116
Aug. 7. The teind fishings of the water of Ness	116
Oct. 4. Admission of stallangers : Terms of admission	116
7. The watermen to repair the waterwork in the River	117
25. Suit for 8 score loads of muck (manure)	117
27. Statute anent the brewers of aquavitaæ : Only four to be licensed in the Town	117
28. Petition for service and admission of burgess : Obligation for knappald (beams or staves), salmon, and staves for barrels	117
Nov. 8. Obligation for price of a pair of cards : Decree for delivery of a popyndall (silver coin)	118
11. Banishment of a scold	118
Dec. 6. Protest against limitation of number of brewers of aquavitaæ : The Act dispensed with and others licensed	118
9. Inverness burgesses become sureties for Lady Lovat to Kenneth Mackenzie of Kintail for £40	119
1564-65	
Jan. 13. The Schoolmaster's complaint against Margaret Cuthbert for burning his child	119
17. Fornicators banished	120
Feb. 13. A burges's debt to a Daviot man	120
17. Complaint of the tacksmen of the Water of Ness as to damage to the waterwork and removal of the fish	120
21. Let of a house	120
24. Punishment for breaking the waterwork : A pretended dumb man to be scourged through the four ports of the Town and banished : Decree for an iron gauelage (lever)	120
March 3. The Sheriff's complaint regarding the theft of a malefactor's head from the tolbooth : Privileges claimed by the Captain of the Castle to be served with the best of the fish caught in the river : The branks and cuckstool	121
1565	
April 30. Head Court: Thomas Collye's petition for service to his mother as free guild and burges, and to his father's lands	122

Table of Contents

1565		PAGE
May	5. The Chisholm's suit against a burgesse for timber sold : Pledge of six crowns of the sun	123
	13. Surety for William Fraser of Struy, Wardator of Lovat, for teinds of the Beaully salmon fishings	123
	19. Judgment in The Chisholm's suit for timber : Claim against cottars : Sowde : A staig (young horse) in the corn	123
	21. Suit of a burgesse of Perth for otter and fox skins	124
June	2. The Clerk to search the records to see if Agnes Brebnar was entered as burgesse and guild as heir to her father; Penance for slander and assault	124
	9. Duty of cottars to keep their master's cattle : Claim of damages for loss : The Minister of Inverness	125
	30. Payment for dyeing of yarn	125
July	28. Wreck of a boat	126
	30. A silver brooch	126
Sept.	14. Sureties for Kenneth McEachin (Mackenzie of Allangrange, son of the Laird of Gairloch) in claims by the Archdean of Ross : Lawburrows	126
Oct.	2. Head Court : Entry in Suit Roll for land at the Cross	126
	28. Decree for fishing gear, &c.	126
Nov.	3. The Treasurer's complaint as to tilling the common pasture beside the Mill Burn, and breaking down the old march dykes : His complaint as to casting divots on the ground between the Ship (Shipland) and the Chapel Yard wall : The Provost's suit : Claim for custom fir	127
	17. Statute of Council against housing victual not presented in market, and forestalling : Comprisers of buildings elected	127
Dec.	8. Obligation to repair a house	128
	10. Broil regarding a midden : Charge of obstructing the Foul Pool with muck, and disturbance : Fishing the Friars' Water	128
	12. The Provost's claim against his servant for horse labour	130
	15. Decree for certain timber	130
	19. Pledge of four crowns of the sun	130
1565-66		
Jan.	7. Head Court : Feu farm or foggage of chaplainry lands	130
	21. Claim for a sled : Charge of assault and bloodshed as the Council passed from the Chapel Yard to the tolbooth	130

Records of Inverness

	PAGE
1565-66	
Feb. 2. Agreement between Mr. Thomas Howeson, Master of the Grammar School, and Sir Patrick Anderson, Chaplain to St. Michael, appointing the latter Doctor of school: salary 10 merks	131
11. The Dean of Kinloss's claim for annualrent: Question as to annualrent to Kinloss Abbey for the Rood Manse	132
16. Claim against a cottar for loss of a cow and an ox	133
23. Discharge of stallanger silver on account of sickness; not to form a precedent	133
March 2. The Provost's complaint for pasturing horses with the scab on the lands of Drakies	133
8. Obligation for the maills of Drakies, Broadstone, Standan Stanes, and the fishings in the River, &c.	134
9. The Council and community give off the Chaplainry lands in feu, viz., (1) lands of St. Catherine to John Ross, (2) lands of St. Michael to Alexander Paterson, and (3) lands of the Rood Chaplain to William Paterson	134
Poinded article delivered at the Chapel of the Brig-end	135
1566	
March 30. A wife's claim against her husband for sustenance	135
April 6. Prices of fish—keling (cod) and haddocks	135
22. Liquidation of prices of great oats and small oats	135
24. Robert McAy warded in the tolbooth	136
25. Indenture of a weaver's apprentice: Surety to relieve Robert McAy from ward, and to enter John McRobert McKay for bloodshed	136
27. Claim for oats of the stock of a pruiiff	136
May 4. Discharge of Robert McAy's surety, by William Fraser, Tutor of Lovat	136
11. Divots for thatching a house	136
June 8. Service of Patrick Grant, as heir to his father John Grant of Culcabock, in certain lands: Procedure in service: Verdict of inquest: A breve of lining: Procedure in lining	136
9. Obligation for plaids to a burgess of Perth	138
July 6. Forestalling of timber &c. by unfreemen	138
8. Claim for 100 poles: Complaint against Elspet Barnet and Marion Ogilvie for assault on a woman with child, and libel: Marion Ogilvie's husband surety for his wife in case of miscarriage of the child	138

Table of Contents

1566		PAGE
July	17. Suit for tartans and a white plaid	139
	27. Thomas Christeson of Gamrie, warded in the tolbooth, breaks ward and alleges license from the officer : Allan Mackintosh procurator for certain Highland gentlemen	139
	29. St. Andrew's Chaplain's claim for annual-rent : Entry of a burghess : Booth and loft in the Brig-end to be repaired to be proof against weather and broken men	139
	Thomas Christeson of Gamrie convicted of forestalling timber, and the timber escheat : Charge of breaking down and removing the walls of a "chalmer" in the Kirkyard	140
	30. Charge of forestalling in buying salt hides from unfreemen	140
Sept.	30. Executry suits to be brought before the Church courts (the Commissary's) : Plea that the heirs or executors of those killed at Pinkie may sue in civil as well as in Church courts, repelled	141
Oct.	12. Obligation not to house any malt before presentation in open market	141
	14. Claim by widow of Hugh Fraser of Aberchalder against James Kar for price of timber	141
	A child in arms served as heir to his father, grandfather, and grandmother	142
	19. Obligation by surety for a cordiner's apprentice for payment of the apprentice fee and banquet to the deacon and craft	142
	28. Decree against James Kar for price of timber due to widow of Hugh Fraser of Aberchalder	142
Nov.	2. Decree for "pyk" money	142
	16. Charge of forestalling against Perth men in buying at St. Martin's Kirk : Their merchandise confiscated	142
	Statute of Council anent the trade with St. Johnston (Perth), to put down forestalling	143
	23. Maggie Morrison admitted a free burghess, but not to the guildry Claim for "kindness" of tack of the lands of Culcabock : Defence that the "kindness" had not been kept and observed	144
Dec.	15. Duncan Dow in Kintail surety to enter John McAgow in the tolbooth at instance of Patrick Skinner	145
1566-67		
Jan.	12. Obligation for delivery of a quantity of oak bark at the Loch-end	145

Records of Inverness

	PAGE
1566-67	
Feb. 8. Decree for price of aquavitae (whisky)	145
22. Claim for delivery of certain barrel staves and timber	146
March 8. Complaint of Rev. Andrew MacPhaill, Gaelic Minister of Inverness, and Minister of Petty, against Ewin Tailzeour, for assault	146
19. Claim for a quantity of manure	146
1567	
April 7. Head Court: Chaplains admitted burgesses and guild brethren: Loan by a new burges of a horse for the Provost to ride to Parliament	147
19. Money: Value of gold coin	147
May 3. Claim against a cottar for loss of a plough-ox; also for pruiiffs of oats	147
10. Judgment in the case of the ox	148
12. Meeting in the Chapel Yard regarding Queen Mary's Charter to the Town of the Church lands: The Provost requires those who have obtained feus thereof to produce their titles	148
13. The same: Certain titles produced	149
17. The Church lands: Production of titles of Direbught and St. John's Manse, and rental of St. John's Chaplainry: Call for production of charters of St. Catherine's Chaplainry lands, and of the Friars' lands and fishings: Certain parties admit having no titles	150
21. John Ross refuses to produce his charters for St. Catherine's lands, and the Friars' lands and fishings, but produces a rental: The Provost calls for the rental of the Shoemakers' foundation to Christimanye (<i>sic</i>)—(St. Crispin).	151
July 5. A bow and arrow damaged: Claim by Donald Mackintosh of Cullernie against James Kar, burges, for profits of a joint adventure, and prices of salmon and hides	151
12. Claim for a bow and a pair of scales	152
19. Claim for 60 loads of turfs taken from the Mount	152
26. The Chaplains ordained to pay the thirds of their benefices to the Collector of the Thirds: The Collector's claim against the Cordiner craft for Chrispimaneis annual	152
Aug. 18. Tartan from Perth	153
Oct. 6. Head Court: Entry in Suit Roll for subjects in Demmisdail	153
11. Suit as to bark from Isle Worrycht and Abertarff	153

Table of Contents

1567		PAGE
Oct.	15. The Council's secrets not to be disclosed, on pain of loss of freedom : No new freeman to be admitted for three years, except sons of burgesses : The aquavitaie pots limited to the number of eight : No fish or flesh to be bought before being appraised by the comprisers	154
	18. A cottar's service, to provide oxen for his master's plough	154
	Surety for a Findhorn man not to sell fish in the Town till it be presented in market and appraised by the comprisers	155
	25. Penalty for selling mussels except to the inhabitants of the Town : to be nailed by the ear to the trone, and thereafter banished	155
Nov.	3. Statute anent the freemen's aquavitaie pots, and brewing of aquavitaie	155
	5. Burgesses bound not to lend their aquavitaie pots to unfreemen, or out of the Town, on pain of forfeiture	155
	8. Complaint as to removal of timber from the wood of Abriachan Claim of damages for failure to hold neighbourhood in main- tenance of a back dyke	156
	15. Settlement of accounts on return from a voyage to Hamburg : Resignation of the Wester Machrie, and admission of new tenant thereto	156
	Another application for the Wester Machrie : Order to clear vannel of mire	157
	22. A cottar's claim against his master for his sowde and other perquisites of service	157
	25. Claim for a gold coin of 40s. of King James V.	157
Dec.	12. The thirds of the Chaplainry of the Green pointed by the Collector of Thirds : Payment to be made on the Provost's return from the Parliament	158
	19. A double ducat of gold, value £4	158
	30. Obligation for delivery of malt in Avoch : To be boated and sent to the Stone of Inverness, and measured with the common firлот of Inverness	158
1567-68		
Jan.	17. Desertion of service : Pruiiffs of corn	159
	23. Tartan destroyed by a stirk	159
	31. Conviction for refusal to sell ale	159

Records of Inverness

	PAGE
1567-68.	
Feb. 7. Charge by the Treasurer against unfreemen for trading without license : Decree for 100 "lachter kabyr."	160
14. The Cordiners charged with selling shoes dearer than the appointed prices, and making shoes of insufficient stuff: Prices of shoes fixed: Appointment of visitors and uplifters of penalties for the cordiner craft	160
16. Conviction for threatening and molesting a Hamburg man at night	160
17. Grant of 7 acres of St. Michael's Chaplainry lands to James Paterson	161
21. Charge of tanning leather and taking it to markets to the loss of the Town (unfreemen) : Suit for turfs from the Mount	161
27. The mill stones of the mill of Culloden	161
1568	
March 25. A mill stone wrongfully taken from the Green of Inverness at the shore	162
April 26. Head Court: Recognition of lands for non-payment of annuals: Claim for relief from an obit for masses : Presentation of earth and stone for recognition of certain larachs in the Barnhills for non-payment of annuals	162
May 8. A cottar sued to provide horse labour for his master	163
15. The same : The cottar's defence : Decree for yarn delivered to be dyed	163
29. Conviction for breaking up and tilling the marches between certain lands in the Skayr Get	163
June 4. Imprisonment in the tolbooth for assault with a sword. Conviction for carrying away coals (peats) from the hills and mountains of Dunain	164
19. Penalty for possession of land after term for removal, 5s. 1d. a day : Let of the house in the Kirkyard behind the Kirk called the Ravelstri : Regulations as to the river fishings	164
26. A cottar sued by his master for failure to build a fold in Castelleffaris	165
July 3. A burgess liable to travellers of Clanranald for taking three horses belonging to them	165
5. The Magistrates let the Chapel of the Brig-end for a year, and further during their pleasure : Suit for brogat, wheaten loaves, salt and meal	165

Table of Contents

1568		PAGE
July	17. Certain cordiners bound not to use the salmon fishings, but to confine themselves to their craft	165
	27. Claim of damages for calves in the corn of Castelleffaris from sowing to shearing: No strangers to be admitted as freemen for seven years, but only burgesses' sons and natives of the Burgh	166
Sept.	13. Arrestment, by order of the Provost, of the Friars' Kirk and buildings, that no one may destroy them or carry away the stones	166
Oct.	4. The Provost's protest anent a dyke built east of the port "in the west part of his feu lands of Demmisdail" (now the lands of Wester Dempster)	166
	27. Let of the booths under the Tolbooth	166
	30. The inhabitants who received money for an expedition with the Lieutenant of the North to Dingwall, ordained to repay the money and "grayth" (gear, accoutrements) they received to the owners	167
	Dealing between an Inverness merchant and a Highlander at Glenconvinth market for a "benok": The merchant's complaint against another merchant of interference with his customer and assault on himself	167
Nov.	2. Charges against men of the cordiner craft—Making shoes of horse leather, in defraud of the inhabitants: Forestalling leather: Selling leather to boatmen, and sending to markets and fairs in the country: Receiving apprentices without license of the Magistrates	167
	6. Second arrestment of the Friars' Kirk and buildings to prevent demolition till completion of the Town's infeftment: A burgess threatened with deprivation of his freedom for aiding the unfree cordiners in their breach of the laws: Suit against the mulcturers of the King's Mill for a sack of malt left to be ground	169
	Claim for 1400 "gyrthstingis" (hazel stakes for girds or hoops).	170
	17. The Collector of Thirds sues for payment of the maills of the Friars' Water	170
	27. Suit against Patrick Grant of Glenmoriston for profit of a boat lent to him, and damages for want of the boat	170

Records of Inverness

1568	PAGE
Nov. 27. Visitors sworn to inspect the work of the cordiners twice a week : Cottars in Easter Draikies to provide horse labour for their master's service	171
Dec. 4. Persons charged with taking their malt to the Mill of Kilbean (the Bucht) instead of to the King's Mill : A cottar's pruiiffs	171
11. Surety to enter Neill McLester in the tolbooth to answer for such crimes as he may be charged with	171
A cottar's accounting to his master for his pruiiffs, and his claim for harvest fee and sowde : Casualty on entry to the Town's fishings	172
18. Claim for loss of a sack of malt sent to the King's Mill	172
1568-69.	
Jan. 29. John Reid to deliver to the Treasurer the brass received by him from the scholars of the school, taken from the stone of the High Altar and New Aisle in the Kirk of Inverness .	172
Statute of Council regarding the collection of the Town's maills on death of the tacksmen	173
Feb. 5. Protest that the fermes of the Church lands should be paid to the Town for behoof of the Common Good	173
Claim for five quarts of whisky, balance of price of a horse	174
12. Claim for three crowns of the sun and a "zeopindail" (silver coin) pledged for five pounds small money	174
March 5. Dyeing of yarns and worsted	174
12. Refusal to serve on the watch	174
Chasing a man through the town and over the dykes thereof with a drawn whinger	174
A similar charge : Troubling the Town	175
1569.	
March 31. Complaint that the Laarycht of the Machre and "the heid of the Boig," which belonged to the Machre and Inches in commonty, had been brought under tillage during complainer's absence on the Queen's service	175
April 18. Head Court : St. Michael's Manse in the East Gate : Perth burgesses sued for duty on salt imported in their vessels : As burgesses of the realm they claim to be exempt, except from the small custom	175
23. Cottars in Easter Drakies to pay the deficiency in their pruiiffs of oats	175

Table of Contents

		PAGE
1569		
April	27. Cordiners charged with buying leather and using freemen's privileges, and convicted thereof, as also of making shoes of horse leather : Charge against brewers of selling beer and ale dearer than the fixed prices, and of brewing and selling brogat	176
	29. Various persons cited to produce charters and writs belonging to the Town to be placed in the steeple : Acknowledgments of writs in their hands	176
	Admission of James Paterson to 7 acres of St. Michael's Chaplainry lands	177
May	14. Claim for fermes of land in the Seafield, the Shipland, and the Braid Stane, belonging to the Chaplainry of Our Lady of the High Altar	177
	30. A blacksmith's tools and utensils	178
July	6. Obligation for quantity of oak bark : The crop of the Friars' Yards	178
	16. The Minister's claim for maills of Church lands and for the third of the Friars' Water	179
	22. Suit for a buckler, sword and steel bonnet	179
	29. Suit for price of a knapskawe (headpiece) and lent money : Decree for cheese, butter, &c : Pruiffs of oats	179
Oct.	3. Head Court : John Roy Grant in Urquhart entered in Suit Roll for land west of the Water of Ness, subject to Chaplain's annual	179
Nov.	12. Fiars prices fixed	180
	14. Resignation of land in the Barnhills, Milnfield and Claypotts, and admission of new tenant	180
	19. Claim against a cottar for pruiffs of corn	180
Dec.	5. Household gear	180
	11. Non-entry to lands and fishings : Composition for entry to a 40s. mailling of the Water of Ness, £40	180
	17. Conviction for using stallanger craft and brewing without admission by the Council : The fruits of the Vicarage of Daviot : Teinds of Meikle Brin	181
	23. Divorce for adultery : Wife's renunciation of right to the lands, and mutual ratification by the spouses of the sentence of divorce	181
	Parson of Unthank and Vicar of Laggan appointed Burgh Clerks	182

Records of Inverness

	PAGE
1569-70	
Jan. 6. Surety to desist from slaying black fish, &c.	182
14. Conviction for assault with a knife, breaking of Yule-girth (Christmas sanctuary) and troubling the Town	182
Claim for heirship goods	183
28. Competition of rights to five roods of field land, a kiln and malt house bewest the Water of Ness: Production of an extract from the Court Books, of date 5th December 1521, annull- ing one of the rights founded on. (Extract given in full)	183
Feb. 4. Claim for linen delivered by the Baron of Moniack to make shirts of	186
1570	
April 15. Spout hole in St. Michael's Manse	186
22. The Minister's claim against Jasper Dempster for the school fee and maill of the Friars' land: He declines offer of the feu maill of St. Michael's Manse, that being due to the Town: Decree for victual to Elspet Barnet: Damage to a wall built of stakes and watling, wands and broom	186
25. James Waus charged with refusal to deliver the keys of his booth to the bailie and officers for inspection of his leather: Robert McWilliam sentenced for disobeying a summons and passing out of the Town without license of the bailies, and his booth ordered to be closed	187
29. A cottar ordained to account for sheep delivered to his charge, but acquitted of claim for 414 cheeses: Edict for choosing of curators	187
May 6. Service of Fynla McMorrest as heir to lands west of the River: His entry as burgess, and burgess oath	188
8. Various charges against the cordiners	188
No apprentices to be received without leave of the Council	189
9. Service of Alexander Duff to fishings in the River, and lands in the Barnhills, Milnfield and Claypotts: Entry as burgess and guild: Oath dispensed with till he come of age	189
13. Suit regarding clothes sent to the wash	190
23. Unfreemen charged with trading	190
27. The Minister's claim for maill of the Friars' lands west of the River	190
June 3. Arrestment of the common pasture on account of its being manured and occupied by certain persons	191

Table of Contents

1570		PAGE
June	17. A cottar failing to enter to his service: Terms of hire: The Minister sues for maill of the Friars' land	191
	24. The Council, at request of Provost William Cuthbert, ratify his tack of the Friars' yards and crofts for his lifetime	191
July	1. An ox slain by wolves	192
	15. Sentence on a woman for slander; to wear the branks in the Kirk during time of preaching	193
	19. Complaint of the tacksmen of the King's Mills as to disregard of their thirlage: Statute of Council thereanent: The Minister's suit for the maill of St. Michael's Chaplainry lands	193
Oct.	24. Obligation for victual, with the "cherite," to be delivered at the Stane of Inverness, measured with the common firloft	194
	28. Suit against Provost George Cuthbert's widow for a "warstaye" (ware-stall) which lay in the Ravestri for keeping the ornaments there, but which he removed to his own house: Deacons of the cordiners and skimmers to be elected: Comprisers of flesh and fish appointed to inspect the upland meat and beef that come to market	194
	No wheeled sleds to pass over the bridge: Penalties therefor: Elders and deacons to be chosen to deal with fornicators	195
	30. Election of Deacons of the crafts, skimmers and cordiners	195
Nov.	15. Statute of Council as to admission of stallangers, and regulation of the trade: Charges against John Reid for breach of officer's arrestment of timber, exercise of freemen's privilege in trafficking in timber, open contempt of court, and burning the common firloft in the Council House while he was in ward there	195
Dec.	6. Admission of unfree merchants, and regulations of Council as to their trade: Fees paid therefor	196
	13. The Provost procurator for the Earl of Huntly, Sheriff Principal of Inverness	197
	20. Suit for an ox slain by a wolf	197
1570-71		
Jan.	13. Two charges of breaking Yule-girth by armed assaults: Penalty, the cucking-stool in the Kirk, and, on failure of appearance, scourging through the Town and banishment	198
Feb.	3. Decree for keel of a boat	198

Records of Inverness

1570-71	PAGE
Feb.	<p>10. Production of decree by the minister, elders, and deacons against the fornicators 198</p> <p>17. Rev. Thomas Howeson, Master of the Grammar School, submits Rev. Andrew MacPhaill as sub-doctor at salary of 10 merks, and protests against the Town for detention of the salary 198</p>
March	<p>3. Decree against Fynla McGillecharrycht at instance of Gillespik McGregor for hire of a horse to the Mount, with taxation of costs of the suit 199</p> <p>10. Payment to a "keard" (tinker) for mending a pan 199</p> <p>15. Appointment of Provost of Elgin as procurator 199</p>
1571	
May	<p>5. Charge against Gillespik McGregor for buying plaids, skins, and other goods, and despatching them to Perth 199</p> <p>7. Surety for Gillespik McGregor for delivery of the goods 200</p> <p>26. The Provost's complaint against various offenders for having, in breach of arrestments, broken down the Friars' buildings and removed the stones 200</p>
June	<p>2. The Provost of Nairn repledges Donald Gawinson from the jurisdiction of Inverness to that of Nairn: The Magistrates, at request of the Superintendent of Moray, deal with the fornicators and the repair of the Kirk, the Superintendent undertaking to move The Mackintosh for the roof of the Friars' Kirk to repair the Parish Church 201</p> <p>9. Several suits by William Cumming against Thomas McConquhie, his cottar, regarding performance of a cottar's obligations, payment of sowde, &c.: Obligation for payment of victual, with the "cheritie," with the common firlof of Inverness 202</p> <p>23. Further complaints by William Cumming against Thomas McConquhie, his cottar, <i>et e contra</i>, regarding cottar's service 202</p> <p>Lands of Knokintynnal 204</p> <p>Obligation for building of a "chalmer" of two couples and two forks, and obligation for maill thereof, 13s. 4d. yearly 205</p>

Table of Contents

1571		PAGE
July	21. Decree for payment of annuals to the Rood Chaplain and the Chaplain of Our Lady of the High Altar : Action against a partner to account for proceeds of 1900 "gerthstingis" and other timber bought from Patrick Grant of Glenmoriston	206
	28. The Earl of Huntly's claim for service of the fishers and cobles in his fishing of the Fre Shot in the Water of Ness : The Provost, in name of the Town, repudiates the claim	206
	Suit for recovery of yarns for tartans and linen	207
Sept.	11. The Burgh Officer and his wife convicted of an attack with a knife, and evil speaking : The Officer deprived of freedom for year and day, and sentenced to do penance in the Kirk, and his wife to wear the branks on her head at the Cross	207
	A woman sentenced to the "gowis" (pillory) for assault on another woman : Discharge of the Burgh Officer's freedom	209
Nov.	20. Protest against a Service, in respect that the procurator was disqualified, being a papist.	209
	21. Action of damages for destruction of a boat, used to bring peats over the Ferry	209
	28. Admission of two tenants of a 40s. fishing of the Water of Ness, on composition of £100 : The saddler's suit for recovery of a "pakkald" (pack) and contents carried to Barr's Fair in Dornoch	209
Dec.	3. Admission of tacksman to lands in the Barnhills, Milnfield and Claypotts on composition of 40 merks	210
	20. Service of Marion Waus to subjects in the Brigend, Damisdaill (Dempster), Gairbreed and St. Thomas Chapel, lands west of the Ness, and "chalmers" in the Kirkyard	210
1571-72		
Jan.	12. Action against cottars for death of a horse	211
	19. Action for money, a boat of peats, and 100 herring	212
	26. Obligation to marry within 15 days, under penalty of £10	212
Feb.	9. A woman sentenced to the gowes (pillory) for slander : on next offence to be burnt on the cheek and banished : Suit for a horse lent to a burgess for the Raid of Fala in 1542	212

Records of Inverness

	PAGE
1571-72	
Feb. 13. Sureties for John McEachin (Mackenzie), Laird of Gairloch, for a debt : John Reid acquitted of claim for taxation for the Prince's baptism	213
1572	
May 10. Suit for a coffer containing various coins	213
17. The suit regarding the coffer referred to the Commissary, as it relates to tested (testamentary) goods	213
24. Claim against cottars for death of an ox in their default : Claim for a silver brooch, a crystal stone, and money in a purse	213
25. Statute of Council permitting any one having merchandise to sell to bring it to the Burgh, as if they were free burgesses, for the space of three days	214
June 7. Protest against building windows at back of a house contrary to the laws of burghs : Counter protest against encroachment of building on neighbour's land, and claim for eavesdrop	214
Decree for a mucksled : Decree for deficiency in pruiiff of oats	215
14. Decree for a "rubbour" (barrel or keg) of 13 quarts : Claim against a cottar for 100 "thraifs" of straw : Decree against a cottar for a kid or lamb, conform to the use of the country	215
18. Servant ordained to enter to his service, and his master to provide for him	215
July 12. No court held, on account of the troubles of the country	216
21. Judgment in the action about eavesdrop (7 June)	216
26. Action for slander of a woman in accusing her of witchcraft, and spoiling sale of her ale : Penance in the Parish Kirk	216
Oct. 6. Head Court : Petition for service of Agnes Waus as heir to her brother Thomas Waus : She and her husband, John Munro of Urquhart (in Ross), cannot come to the Town for service to the lands for fear of their lives and hership of their goods, because of the feuds between the Clans Chennycht (Mackenzie), Chattan, and Munro for two years past	216
15. The Treasurer charges the unfree brewers (55 in number, mostly women) with contravention of the statutes in selling ale dearer than the statute prices	217
18. Similar charge against the free brewers (19 women)	218

Table of Contents

1572		PAGE
Oct.	25. Charge of forestalling timber against six persons: Settlement of claims with an Englishman	218
	29. The vats and brewing vessels of unfree brewers brewing without licence of the Council to be burnt at the Mercat Cross	218
	Cordiners charged with selling shoes above the fixed prices	219
Nov.	8. Suit by a Perth burgess for seven barrels of salmon, deliverable in Dundee for export to France	219
	Statutes of Council anent the tanners and trade in tanned leather, the prices of hides and shoes, trafficking by unfree-men, forestalling, and brewing	219
	Let of a "chalmer rowme" in the Kirkyard, of three couples and two tail forks, for 2s. annual rent payable to the Magistrates	221
	22. Action by a shoemaker for loss of four hides left in a tanning vat	221
	26. Let of barns in the Barnhills: Suit by a Fraserburgh man against an Inverness burgess, his partner in a trading venture from Fraserburgh to Norway	222
	Suit against Fraserburgh man for delivery of 1000 skate	223
	29. Protest by a burgess against repeated contraventions of the statutes by the tanners, to his loss, and that any contravention by him be not to his prejudice	223
Dec.	13. Admission of Andrew McWilliam McPhadrick to brew and to be a stallanger	224
1572-73		
Jan.	31. Conviction for slander	224
Feb.	14. Action against a brebnaer (weaver) for bad workmanship	224
March	14. Lady Lovat's action for maill of the fishing of Abertarff	225
1573		
March	30. Head Court: Mr. Thomas Howston, Minister, entered in the suit roll for subjects in the Kirk Get: Entry of James Abraham for two roods west of the River.	225
April	23. Claim to have a burgess of Rosemarkie and tenant of the Bishop of Ross replighted to the Bishop's jurisdiction	225
May	23. Action by John Bur against his servant John Dow McRorye for plaiding and a tartan coat, stolen by a man McGregor during a journey to Perth, and also for non-delivery of his sword: Claim for price of whisky	226

Records of Inverness

	PAGE
1573	
May 30. The Minister's protest against John McWalter Stewart for threatening to destroy a house he was building	226
Proceedings in the action by John Bur against John Dow McRorye: McRorye's defence	227
June 20. Statute of Council to put down forestalling of timber and bark: Tenders for the escheats of contraveners	228
July 28. Sureties for implement of a contract of marriage	229
29. Admission by the Magistrates, with consent of the cordiner craft, of a boothholder	229
Sept. 23. Obligation by a burges of Dingwall for three daikers of leather	229
Oct 5. Let of a barn room on the Barnhills at present lying waste	229
14. Masters of Works for the Kirk and Bridge and the Waterwork appointed: Procurator Fiscal appointed, and ordained to take possession of the Provost of Faithlie's boards, escheat for breach of arrestment: Statutes regarding the service of the King's Mill: Stallangers discharged	230
Nov. 9. Convictions for molesting the watch and uproar in the Town at night: A widow's surety that she shall abstain from fornication: She receives the Minister's ticket thereon: John Dempster finds surety to abstain from fornication with his aunt	230
14. Service to land west of the River, bounded by the Fosse	231
16. Admission of new burges and guild, and burges oath of fealty	231
Dec. 12. The Minister's suit for an annualrent	231
Surety for Andrew McWilliam McPhadrik that stolen fish shall not be received in his house by captains or men of the adjacent clans: The Provost's charge to the bailies to hold courts weekly, or oftener if need be, for punishment of those who remain from the sermon on the Sabbath, users of wrong measures, common stablers, candlemakers, and other offenders	232
1573-74	
Jan. 2. Obligation by an inhabitant of Innour to a burges for delivery of deerskins	232
11. The Minister's suit for an annualrent payable to him as Chaplain to St. Michael	233
16. John Dow McRorye admitted a stallanger, in respect of having fulfilled his bond of matrimony with Agnes Fyff	233

Table of Contents

1573-74		PAGE
Jan.	23. Ordinance that no fornicator or adulterer be heard in judgment in any action	233
	25. The Vicar of Laggan's obligation for victual, measured by the Abbot of Fearn's firloot	233
Feb.	3. The Officers ordained to charge the inhabitants to attend the Kirk on the Sabbath, under penalties	233
	Penalties for bestial found in the corn: No brogat to be brewed within the Burgh for a year, and further during the Council's will	234
March	13. Conviction for slander, bloodshed and riot: Complainer himself convicted of assault and bloodshed	234
	Surety for implement of bond of matrimony	235
	20. Tenants and husbandmen bewest the Water of Ness pointed for obstructing the common vennel with their middens	235
1574		
March	27. Suit of Martin Waus against John McPherson of Brin for a "schrywin" (small casket or chest) and other gear, whereof Martin had the Queen's gift	235
April	3. Production of the Queen's Gift of Bastardy to Martin Waus in his suit against John McPherson	235
	James Paterson, Sheriff depute of Inverness, procurator in an action	236
	19. Registration of Letters of Legitimation of John Cumming, natural son of William Cumming	236
	24. John Gollan's petition for service in a piece of land in Demisdaill, the titles of which were destroyed in his minority: He is admitted thereto, notwithstanding averment that the land belongs to the Porterland and the Earl of Huntly	236
May	19. John Reid charged with slander, in having accused complainer of having said that he would bribe His Grace the Regent with a quart of whisky for the suppression of justice	237
	22. Surety for James McDavid Dell to perform the bond of matrimony with Isbell Donaldson, his present companion: Surety for Kate Inglis, to abstain from fornication with Alister Fleming	237
June	19. Sureties for John Bur to submit to the Kirk in public repentance when required by the Minister	237

Records of Inverness

1574	PAGE
June	19. John Bur's action against Gilbert Gollan : Plea that Bur ought not to have decree, as he is an adulterer : Bur's answer that he has submitted himself to the Kirk to do his penance, and has received the Minister's ticket therefor 238 26. Convictions for passing by the King's Mill to the Mill of Kilbean 238
July	10. Obligation for payment of expenses incurred by the Abbot of Unreason 238 16. John McPherson of Brin, Angus McPherson of Far, and Duncan McPherson of Gask sureties for Fynla McEwin McIntagart that the Town shall be skaithless of him during his life 238 19. The Council let to Provost William Cuthbert the old school at the east of the Friars' wall, for 5s. of annualrent 239
Aug.	9. Presentation of John Blynschell to the Vicarage of Inverness : The Council, on the representation of Provost William Cuthbert that his wall of the Friars' yard, let to him in feu, is destroyed by floods in the River, remit £33 6s. 8d. of a debt of £50 due by him to the Council 239
Nov.	6. Regulations for observance of the Sabbath and attendance at the Kirk : Fornicators to marry, on pain of demolition of their dwellings : Admission of a booth-holder of the cordiner craft 240
1574-75	
Jan.	13. The unfree brewers and stallangers (40 women and one man) prosecuted for selling ale in excess of the fixed price 241
Feb.	5. Claim for 6 "dolouris" and half a "dolour" in connection with a trading venture to Flanders 241
1575	
March	26. Prosecution for breaking down the common dykes built in the vennels for prevention of the pest (plague) 242
April	23. The Assembly to be held in the Little Aisle in the choir, and seats to be fitted up at the Town's expense, and a little table to write on 242
May	21. Claim for value of whisky taken by John Gollan to the Isles 242
June	8. Obligations to repair "chalmers" in the Kirkyard so that no beasts may enter 242

Table of Contents

		PAGE
1575		
June	8. Earth and stone presented by the Chaplain of Our Lady of the High Altar for recognition of 11 "chalmers" in the Kirk-yard: Claim for a pan delivered to the Lord Abbot (of Unreason)	243
	23. John Reid sworn free burgess and guild brother	243
July	2. Action for slander, aspersions of leprosy	243
	4. Suit for gear forming points of heritage	243
	30. Defence to claim for points of heritage	244
Oct.	29. Obligation for victual, to be delivered at the Stane of Inverness where the ships and boats lie: Admission of new tenants to the quarter of the King's Mill and to the quarter of Little Drakies	244
	Statute of Council as to compositions payable by new tenants in the fishings and the King's Mill: Claim for an aquavitae pot and a "chanlar" (candlestick)	245
Dec.	3. Production of extract of Act of Assembly prohibiting ministers from acting as procurators in civil courts	245
	16. John Cuthbert prosecuted for booth-holding without licence and selling shoes too dear: No booth-holder of the cordiner craft to be admitted but those worth £20 in goods: Statute of Council as to dues payable on admission by boothholders of the cordiners and their apprentices, &c.	246
1575-76.		
Feb.	25. Suit by Margaret Waus, the Provost's wife, for certain goods	246
March	3. Her suit against John Fraser <i>alias</i> Stoute for skins received by him from her servant, who was bound to deliver to her all leather purchased by him	247
	Obligation by John Fraser <i>alias</i> Stoute to deliver to Margaret Waus all leather bought from her servants	248
1576		
April	30. The Provost's entry in the suit roll for the Vicar's Manse, and other lands: Protests by the Minister in respect of his title to the vicarage, and by the Burgh Fiscal in respect of the Town's claim thereto: Part of the highway to the Month through the Machre and Inches and part of the commonty, being tilled, to be arrested against further occupation	248

Records of Inverness

1576	PAGE
April 30. John McKym to be lashed at the Cross and banished for failure to carry the Town's commission to the Convention of Burghs in Edinburgh	249
July 13. Prosecution of a cordiner for bad workmanship, making shoes of horse leather, &c.	250
14. Cordiner convicted of refusing to show his work to the visitor, and the visitor of violence and evil-speaking	250
15. Assythment of 7 merks for injury to an eye: Obligations of lawburrows	250
Aug. 17. Obligation for debt by Murquhow McSchir Dowll in the Isles to an Inverness burgess	251
Oct. 27. Owners of houses having unlawful tenants charged to remove them, on pain of demolition of the houses	251
29. King's rebels to be imprisoned, and kept at their own expenses	251
Nov. 13. Statute of Council as to carrying ale, beer, and other victuals to Loch Ness	252
Dec. 19. Claim against the sword slippar (cutler) for a pair of Highland hilts	252
1576-77	
Jan. 26. Claim for certain coins (bard groats, 5s. testouns, &c.)	253
March 2. Claim for household effects, "coddis" (pillows), &c.	253
1577	
March 30. Surety for Lady Lovat for payment to Dean Murray, of Beauly Priory, of 40 merks annually for tack of the mill of Beauly.	253
April 7. Obligation for a payment to one of the monks of Beauly	253
30. Claim against the Provost and others for a boat which lay at the stair beside the dock where the ships lie	253
June 26. Obligation by citizens of Elgin and another regarding certain hides arrested and escheat for forestalling	254
July 4. Protest against John Ross and his wife for building a new mill at Direbucht, in the sucken of the King's Mill	255
5. Complaint of the tacksmen of the King's Mill against the building of the Mill of Direbucht	255
The Direbucht Mill to be demolished	257
Sept. 23. Surety to deliver to John Kennedy of Banff 5 dozen "hewin wark cunye rebell and lyntallis"	257
Oct. 5. Prosecution of unfree brewers for selling ale dearer than the fixed price (43 persons)	257

Table of Contents

		PAGE
1577		
Oct.	5. Surety for Donald Clerk's wife, that she shall not commit fornication : Admission of unfree baxters	258
	8. Prosecution of free women of the burgh for selling ale too dear (23 persons)	258
	10. Surety for entry of Donald McAndra McAdam in the Tolbooth on a charge of offering in market a carcase without head, feet or hyde	258
	21. Allan McRynnald of Easter Leys charged with contempt of court, putting his hand to his sword within the bar, and leaving the Tolbooth when warded there	258
1577-78		
Jan.	13. The Treasurer presents earth and stone for recognition of certain waste stances of barns on the Barn Hill for non-payment of the annualrents	259
	25. Action of adherence by Magic Duff against her husband Farquhar Grasycht, who had been convicted of adultery : On his refusal to adhere, he and his paramour are banished	260
1578		
May	6. Complaint of the farmers of the King's Mill against various persons for taking their corn to other mills	260
	17. Destruction by swine of plants in a yard through not holding sufficient neighbourship : Conviction for assault and bloodshed committed on the miller of the Bucht	261
	28. Renunciation by Magic Kar, spouse to Provost William Cuthbert, of her conjunct fee and whole interest in the lands of the Black Friars, in favour of her husband	262
	31. Suit against Provost William Cuthbert and others for intromission with a boat in connection with the spulzie of a Dutch ship : The Council, as superiors, consent to a wadset by Provost Cuthbert of the Friars' croft and yards .	262
Oct.	6. Entry on the Suit Roll of Andrew McPhaill, Minister, for a rood of land in Demisdail	263
	18. Privilege of "barroun burgesrie" holding	263
	20. Suit against sword cutler for breaking a sword	263
Nov.	29. Admission to privilege of a stallanger, to brew : Prosecution of harlots : Sentences	264
Dec.	13. Mutual charges of assault and bloodshed ; Prosecution of the fleshers for various offences : Price of tallow fixed	265

Records of Inverness

1579	PAGE
April	<p>1. John Roy McConyll McAllan and Allister McFarquhar McPherson submit to the jurisdiction of Inverness as sureties for Moir NykLoidd, spouse to Rynnald McConyll Glas in Keppoch 265</p> <p>7. Claim for 20 bolls of salt sold for 20 white plaids: Suit against a citizen of St. Andrews for price of certain plaids 266</p> <p>10. Prosecution of Thomas Dalglesche, saddler, for using the privilege of a freeman in buying leather, tanning, and selling it, using the craft of a cordiner in making shoes, and other offences 266</p> <p>11. A Leith man surety for the skippers of the boat "Cristofeir" for price of a barrel of salmon 267</p>
May	<p>2. Complaint by the tacksmen of Lord Huntly's fishing of the Fre Shot for spulzie of certain salmon 267</p> <p>19. A citizen of St. Andrews surety for an Inverness burgess in any claim by the Wardator of Lovat for loss of fish and beef thrown overboard in a storm 267</p> <p>22. Obligation by Hamburg men in connection with arrestment of their ship at instance of the Earl of Huntly for claim for lead 268</p> <p>23. Andrew McWilliam McPhadrik surety for his wife's good behaviour 268</p>
July	<p>4. Admission of a boothholder of the cordiner craft: Oath of fealty 268</p> <p>11. Production of title to the Sclait House 269</p> <p>18. Decree for a quart of ale for use of a brewing vat 269</p>
Oct.	<p>5. Claim for annualrent by the Chaplain of St. Katherine: Allister McWilliam McPhadrik's service as heir to his father in lands west of the Water of Ness 269</p> <p>24. Oath by the bailies and certain others not to consent to the admission of any free burgess or guild, except burgesses' sons, for seven years: The Collector of Customs required to produce his firlots and pecks to the magistrates for verification: Donald McHuchoun Beg in Drumchardnye surety and lawburrows for Thomas McIntinclarycht 270</p> <p>28. Suit against Thomas McIntinclarycht, cottar in the Bucht 270</p>
Nov.	<p>14. A cottar's obligation to keep his master's cattle safe from thieves, wolves, pits and bogs 271</p>

Table of Contents

	PAGE
1579	
Nov. 17.	Charges against various persons of taking corn to other mills, instead of to the King's Mill 271
	27. Charge of assault and threat to murder 272
Dec.	
	9. The unfree brewers bound to attend the Kirk on the Sabbath, on pain of loss of their liberty and privilege : John Neilson surety to enter his daughter before the Magistrates for breaking ward 272
	11. Various charges of unlawful trading in plaids, skins, cloth, and other goods 272
	Prosecution of unfreemen for trading in timber 273
	12. Claim for certain timber : Claim for a bow and arrows 273
1579-80	
Jan.	
	11. Complaint against John Reid, burgess, for refusal to contribute his share of the stent for bringing home the common stones for repair of the port on the bridge, and contempt towards the Magistrates 273
	16. Charges of letting swine go loose in the Burgh : Public proclamation ordaining owners of swine to keep them within their own premises 274
	Charges of brewing at Yule without license of the Council 275
	23. Prosecution for using aquavitaes pots, contrary to Act of Parliament 276
Feb.	6. Default in holding neighbourship 276
March	5. Repledge of a bailie, defender in a suit, from the Sheriff Court to the Burgh Court 276
1580	
March	
	25. Prosecutions for hiring horses to Loch Ness with ale, brogat, beer, and other victuals 276
	Charge against Jasper Dempster, bailie, of speaking at the bar as a procurator without leave 277
April	
	23. Burgh Officer convicted of selling ale above the appraised price 278
	28. Reclamation of a piece of new land in the Merkinch, called the Thorn Bush : Proposal for equal partition of the lands of Merkinch between the tacksmen 278
	30. Conviction for attack with a dirk, and bloodshed 279
May	7. Woman sentenced to the stocks for a broil in the market 279

Records of Inverness

1580	PAGE
May	14. Complaint by John Cuthbert of Auld Castlehill against his servant women for opening his cellars with a false key and stealing, and against others for reset of the stolen property : Sentences 279
June	30. Sums paid for privilege of freemen in buying leather and tanning 280
July	29. Action of damages for taking away the oars of a boat in Buchan, whereby the boat was detained, and endangered in a tempest 281
Aug.	6. Suit for slaughter of a sleuth hound : Defence that the dog had killed a sow : Swine unlawful and permitted to be slain if allowed abroad 281
Sept.	22. Donald McAngus McAllister, Laird of Glengarry, surety for Ewin McAne VcConquhie in Killenan in Auchdrom for payment of sums due to John Robertson, burgess 283
Nov.	21. Statute regarding succession to the Burgh fishings, mills and lands on default of heirs male : No burgess to have more than one 40s. fishing 283
Dec.	15. Robert Dunbar of Durriss, John Waus of Lochslyn, John Wyncister of Alterlie, and Adam Davidson in Caithness, charged to reside with their families within the Burgh, as free burgesses thereof, on pain of loss of freedom : John Waus bound to this effect : Robert Dunbar pleads inability to comply, on account of risk to his life through feuds with the adjacent clans : John Wyncister and Adam Davidson, for non-appearance, deprived of freedom 285
	20. Obligation to slay no black fish, nor white fish between Clach-na-helig and the sea 288
1580-81.	
Jan.	8. Statute of Council regarding the salmon fishing, and serving the market with fish 288
1581.	
April.	7. Prosecution of Thomas Dalglesche, saddler, for infringing the privilege granted to him in trafficking in merchandise not contained therein 288
	8. Thomas Dalglesche put in ward 289
July.	29. Resignation in hands of the Magistrates of the easter half of the town and lands of the Machre, in favour of Jasper Dempster and heirs male of his body : His entry 289

Table of Contents

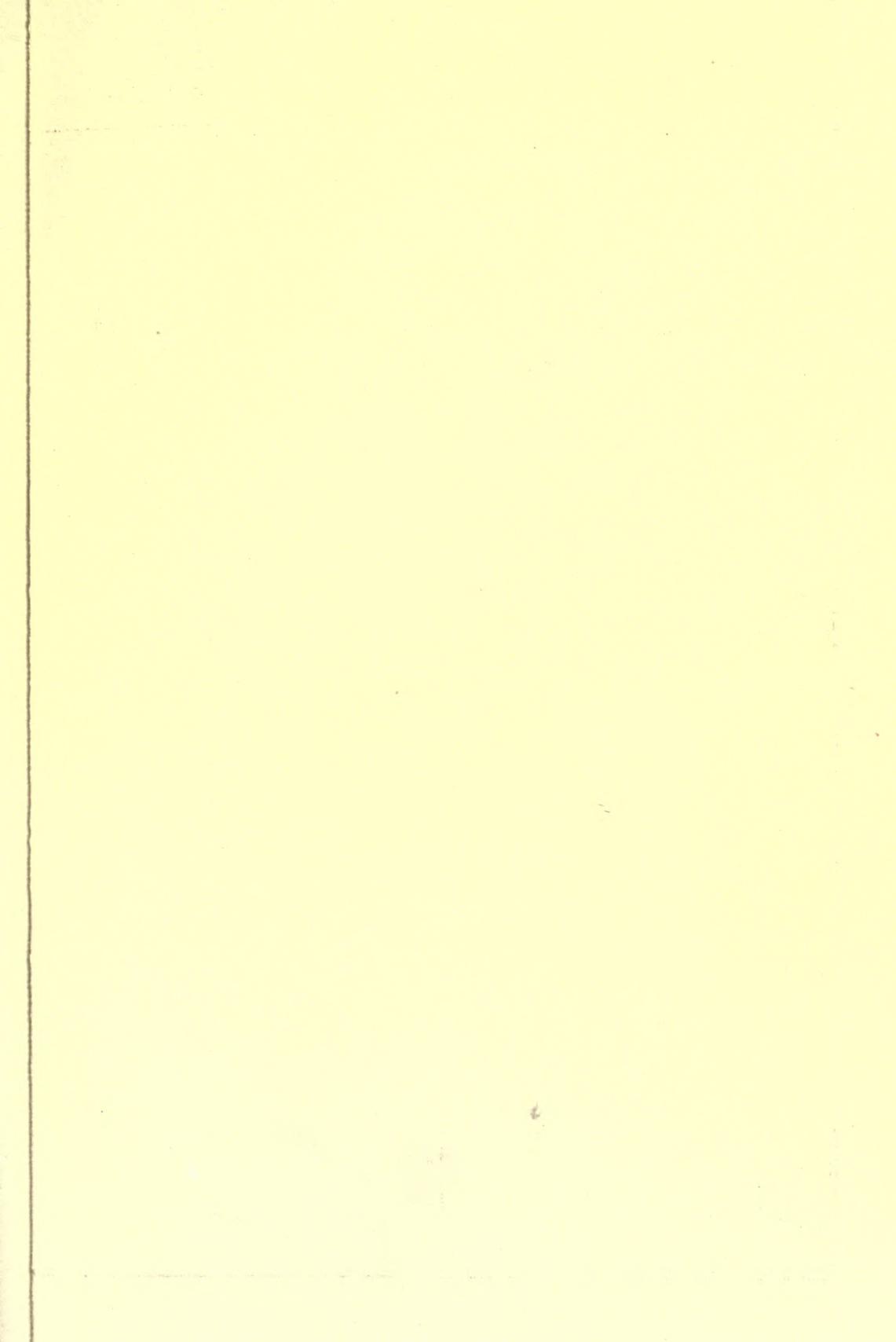
	PAGE
1581	
Sept. 27. Catherine Keith banished as a deceiver of the common people : No beggars or vagabonds to be received or lodged by the inhabitants	289
Dec. 9. Title to a booth in the Sclait House at the Cross	290
1581-82.	
Jan. 8. Henry Sutherland convicted of wrongous occupation of the Chapel Yard of the Green, and cutting the trees therein	290
Feb. 10. The inhabitants beyond the Water of Ness charged with cutting the brooms and hedges of Dunane and the Bucht	290
28. Admission of William Dict as a boothholder of the cordiner craft	291
1582.	
May 12. Conviction for assault with a dirk, and bloodshed	291
June 22. Claim against a cottar in the Machre for desertion of service	291
July 27. Hugh Fraser of Guisachan surety for compearance of John McOleyr and Donald McOleyr on a charge of attack on William Irving, messenger, with bow and culverin	291
Oct. 27. Set to three burgesses, for ensuing year, of all forestalled goods on this side of the Ferry of Cromarty and within 12 miles of the Shire, for £6	291
Nov. 15. Complaint of James Roy, Common Minstrel of the Burgh, that stones and clods where thrown at him while playing through the streets	292
1582-83.	
Feb. 23. The fishers inhibited from buying the "meit fische" of the salmon fishing, but to bring the same to the market : Surety for a fisher, that he shall not be found with stolen salmon, on pain of nailing by the ear to the trone	292
1583.	
May 12. Surety for payment to Sir James Duff, Commissary of Inver- ness and Parson of Bona, of the fruits, teinds, &c. of Davochcraig	292
Oct. 15. Entry moneys payable on admission of the cake baxters for ensuing year : Claim for maill of a booth	293
23. Resignation of quarter of the King's Mill in favour of Alex- ander Cuthbert and heirs male of his body on a reversion of 300 merks, redeemable on repayment within the Parish Kirk	293

Records of Inverness

	PAGE
1583-84.	
March 19. Complaint of slander, in accusation of theft of smithy tools	294
1584.	
May 1. Surety for compearance of William McConyll Glas to underlie the law for such crimes as he may be charged with by the inhabitants of the Burgh	294
June 19. Election of overseers of the Waterwork in the long water of the Water of Ness, and regulations for repair of the Waterwork	294
Two cruives to be erected, at expense of owners of the water	295
July 3. Two boothholders of the cordiner craft, after trial, admitted and sworn	296
Oct. 17. Lawburrows for John McAne VcEachin VcTarlycht	296
26. Delivery in Court by Patrick Beltan, sword cutler, of a two-handed sword, left with him in pledge	296
Service of Helen Gollan as heir to her father in certain land, and also to his freedom	297
1584-85	
Feb. 20. Complaint of William Cumming against James Wilson <i>alias</i> Cuike, of slander: Trial and sentence	297
Ratification of statute regarding cottars' soude	298
March 7. Mackintosh of Mackintosh and the Laird of Glengarry lawburrows for Gillepadrik McConquhie Dowe	298
1585	
March 30. Proceedings against fornicators and adulterers (29 women and 3 men): Confessions, trial, and sentences: Some to be banished, the rest to wear the branks on their heads, with mitres thereon, through the four streets of the Burgh: Several offenders ordained to marry forthwith	299
April 20. Commission from the Earl of Huntly to the Magistrates to receive the oaths of certain judges depute of the Sheriffdom: Surety for Angus McAllan of Knoidart for payment of 24 merks to John Neilson, burgess, and obligation for payment of 5 cow hides	302
May 15. Complaint of default in neighbourhood in building of dykes	302
24. Hugh Fraser of Guisachan sworn as bailie to Lord Lovat, under Letter of Bailiary directed to the Magistrates	303
June 7. Claim by John Cuthbert, partner and owner of the ship "Marie Fortune," against Mr. Allan Martin, citizen of St. Andrews, for £31 12s. received from Mackintosh of Mackintosh	303

Table of Contents

		PAGE
1585		
Oct.	11. Lieutenant Court, held by the Earl of Huntly's Lieutenant, Captain Thomas Kar: Commission for proceedings against slayers of black fish	304
Nov.	16. Conviction of candlemakers without licence	304
	27. Decree against sureties for a Glenelg man for price of a keg of wine	304
1586.		
March	28. Commission by the Earl of Huntly, Lieutenant and Justice General for the North, for trial of crimes, and execution of justice on offenders.	304
May	18. Fornicators, adulterers, incestuous persons and witches to have no liberty to trade till they reform: Sureties to enter fornicators in the Parish Kirk for public penance, etc.	306
	Margaret Fyff, returning after banishment, sentenced to the pillory and to be banished for ever: Sureties for entry of John McWilliam, tailor, in the Parish Kirk for public penance	307
Sept.	8. Charges against John Neilson and others of cutting, destroying and taking away the young trees and shrubs in the Haugh.	307
LIST OF THE PROVOSTS OF INVERNESS, 1556-1586		309





Introduction

INVERNESS has from the early dawn of Scottish history been the principal town in the territory which we now know as the Highlands. In the sixth century it was the seat of Brude, the Pictish king, whose sway extended from the Forth to the Orkneys; and at or near it was the King's palace, to which St. Columba made his memorable journey in 565. How long it had previously been a royal residence it is hard to say. It is still more difficult to conjecture at what time the community which, during the course of the ages, developed into the Burgh, began to gather together. According to Boece, King Ewin [Evenus II.] who reigned before Julius Caesar landed in Britain (55 B.C.) "biggit ane othir town on the river of Nes, quhilk is yit namit Innernes, quhair sum time wes gret repair of marchandis, quhilkis come out of Almany [Germany] to seik riche furringis, as martrikis [martens], bevaris, and siclik skinnis, quhilkis aboundis in that regioun. This town remanis yit, under the auld name, full of marchandise and guddis; howbeit it be oftymes heryit be evil nichtbouris liand thair about."¹ Buchanan repeats the tale.² In a petition presented in 1626 by the inhabitants to James the Sixth, the statement occurs that the Town's "foundation was long before the birth of Christ."³

As history these statements are as unreliable as the story of the foundation of Rome; but it is possible that they contain an element of truth. The majority of modern burghs had their first origins in small communities which in far back pre-historic times

¹ Bellenden's Boece, Ed. 1821, I., p. 69.

² Buchanan's History of Scotland, Bk. IV. ch. xiv.

³ Culloden Papers, p. 1.

Records of Inverness

collected on the bank of some river or around some primitive fort and gradually grew as the centuries passed until at last they were of sufficient size and importance to command the King's favour and protection. A tradition which can be traced back to the early years of the seventeenth century, and is probably older, places the original castle and town of Inverness on the lands now known as The Crown, on the top of the ninety-foot terrace, whose base was in far off times washed by the waves of the Moray Firth. That, says the tradition, was Macbeth's castle, and it was after his death that Malcolm Canmore destroyed it, and erected one in its stead on the present Castle Hill. That a fort of some sort did at one time stand in the locality of The Crown seems evident from the names "Auld Castle" and "Auld Castle Hill," which appear in titles and other records from the fourteenth century downwards; and the tradition is possibly not without foundation.¹ But be that as it may, the present Castle Hill of Inverness, rising as it does abruptly from the river, and isolated by the deep gully now occupied by Castle Street, and by the perhaps equally deep pass (*Am Beallach*, the Balloch) which ran along the line of the modern View Place from the top of Castle Street to the river, was of all places in the district the most suitable for a place of strength, and we may assume that a rude dùn or fort early crowned its summit. It was David the First (1124-1153) who first built stone castles in Scotland—if we except the ancient brochs—and a stone castle has stood on the present Castle Hill since his time. The older fort, whatever its situation, was constructed of earth and timber.

The small community which gathered around this Castle gradually increased, enjoying its protection and the benefits of

¹ See, on the subject of the site of Macbeth's castle, a valuable paper read by Mr. John Anderson, W.S., before the Society of Antiquaries of Scotland in 1828 (*Arch. Scot.*, III. 234, reprinted in "*Miscellanea Invernessiana*," p. 2). See also notice of an ancient spear-head found in 1882 at or near the supposed site—*Trans. of Inverness Field Club*, II. 297.

Introduction

its own more than ordinarily favourable geographical position at the head of the Moray Firth, at the crossing of the ancient trade routes from the east to the west and from the north to the south, and in the immediate vicinity of the safe haven of Inverness—Inbhir-Nis—The-Mouth-of-the-Ness. Native merchants—Picts they were, speaking the Pictish branch of the Celtic language, in the time of Brude and for centuries before and after him—bought and sold within the narrow bounds of the Town which had thus gradually evolved itself, and supplied the Men of the Bens and Glens with such wares as were at their command, in exchange for the produce of the country and the spoil of the chase. Gaels, or Scots as they were then also called, came into the Town from Ireland and Dalriada between the sixth and the eighth centuries as preachers and teachers of Christianity, and at a later period as the result of the union of the kingdoms of the Picts and Scots; and in the twelfth century Flemings, Frisians and Lowlanders joined the community, much to the advantage of trade. These strangers and their descendants, as well as settlers of later periods, intermarried with the native race; and the population which thus arose was more Celtic than Saxon. The first burgess on record (mentioned in William the Lion's third Charter about 1200) is a Saxon or Norman bearing the name of Geoffrey Blund—we repeatedly meet Manis Blunt, perhaps a descendant of his, in the present volume—and for generations after Geoffrey's time the trade of the Burgh was mainly in the hands of merchants of alien origin whose names have consequently been transmitted to us, while those of their Gaelic contemporaries have perished. But the view that Inverness was a Saxon colony is only partially true, and there is no ground for the assumption that the Highlander in general was the enemy of the community. A Mormaer of Moray or a Lord of the Isles might in the course of his wars

Records of Inverness

against the Scottish Kings attack the Castle as he attacked every other obstacle that met him; but the Town, although it necessarily suffered in such attacks, existed for the benefit and convenience of the Highlands, and chiefs and clansmen appreciated the fact, and traded freely with the community. For a long period, it is true, the Saxon took more kindly to trade than the Celt, whether Pict or Gael; but the Celt's prejudice against town life and commercial pursuits gradually wore away, and in the Records printed in this volume, the first burgess that appears is John McGillewe, a bailie whose father was a burgess as early as 1521; and we find men of Celtic names engaged as merchants, tradesmen, and churchmen, although the majority of the traders still bore such names as Kar, Marshall, Cuthbert, Waus or Vass, Fleming, Birnie, Dempster, Bur, Dunbar, and Winchester, which reveal their Saxon or at any rate their southern origin, notwithstanding that they were frequently borne by men in whose veins much Celtic blood flowed. Their records were written, and their correspondence was no doubt conducted, in the Scottish written language of the period; but their place-names were, with a few exceptions, Gaelic, and the accuracy with which they phonetically wrote the numerous Gaelic personal names, nicknames, and patronymics, careful even of Gaelic form and gender and inflexion, proves their acquaintance with the old tongue, which, with most of the inhabitants, must have been the tongue of their firesides. The great majority of the individuals whose names appear in these Records bear patronymics and not surnames, and it is the patronymic and not the surname that is, in Gaelic fashion, given to such well known chiefs and chieftains as Macdonald of Clanranald, Macdonell of Glengarry, Mackenzie of Gairloch, and Macgillivray of Dunmaglass. Sometimes, when the surname is given, it is in the Gaelic form which is in use to this day, as McIntoishie and McIntoishicht (Mackintosh), Intinclarycht (the

Introduction

Sinclair), McKennycht (Mackenzie), Cummenyacht (Cumming), and Intolmycht (the Tolmie). The Gaelic even forced its way into the Records, where we find such words as *glaslawes* (handcuffs), *larach* (site or stance), *raicht* (quarter of a year), *skemlar* (a low parasite of a man), *caber* (a pole), *cawill* (cabhuil, a creel for catching fish), and *clag-boy* (yellow bell); and the Saxon equivalent of the Gaelic definite article is invariably given in such place-names as *The Moy* (A' Mhaigh, the Plain), *The Leys* (An Léas, the Sunny Spot¹), and *The Inshes* (Na h-Innseachan, the Meadows)—names in the English forms of which the article has in modern times been unfortunately dropped. Thomas Tucker's statement in 1656 that the mixture of English and Gaelic "in the towne of Invernesse is such that one halfe of the people understand not one another," although not to be taken as literally true, shows that both languages were in his time pretty equally spoken. Of the two thousand or thereby individuals who in the sixteenth and seventeenth centuries probably made up the population of the Burgh, there may have been many who knew no English, but few, if any, who knew no Gaelic. A merchant or shop-keeper of Inverness without the latter tongue could not have traded with many of the inhabitants of the Town, and with hardly any, except the clergy and land-owners, outside the Burgh boundaries.

Nor is it correct to say, as is usually said, that Inverness was a small oasis of civilisation in a great desert of barbarism. From the glimpses which Adamnan and the later Irish analysts give us of life in the north of Scotland between the sixth and twelfth centuries, we conclude that the civilisation of that district was

¹ Léas; a bright spot—*Dinneen's Irish-English Dictionary*.

² Tucker's Report, Misc. of Scot. Burgh Records Society, 25. Thomas Kirk, an Englishman who visited Inverness in 1677, writes: "All in the town of Inverness do generally use that language ['wild Irish' or Gaelic] except some few of the better sort, that can speak Scottish."—*Tours in Scotland, 1677 and 1681*, p. 28.

Records of Inverness

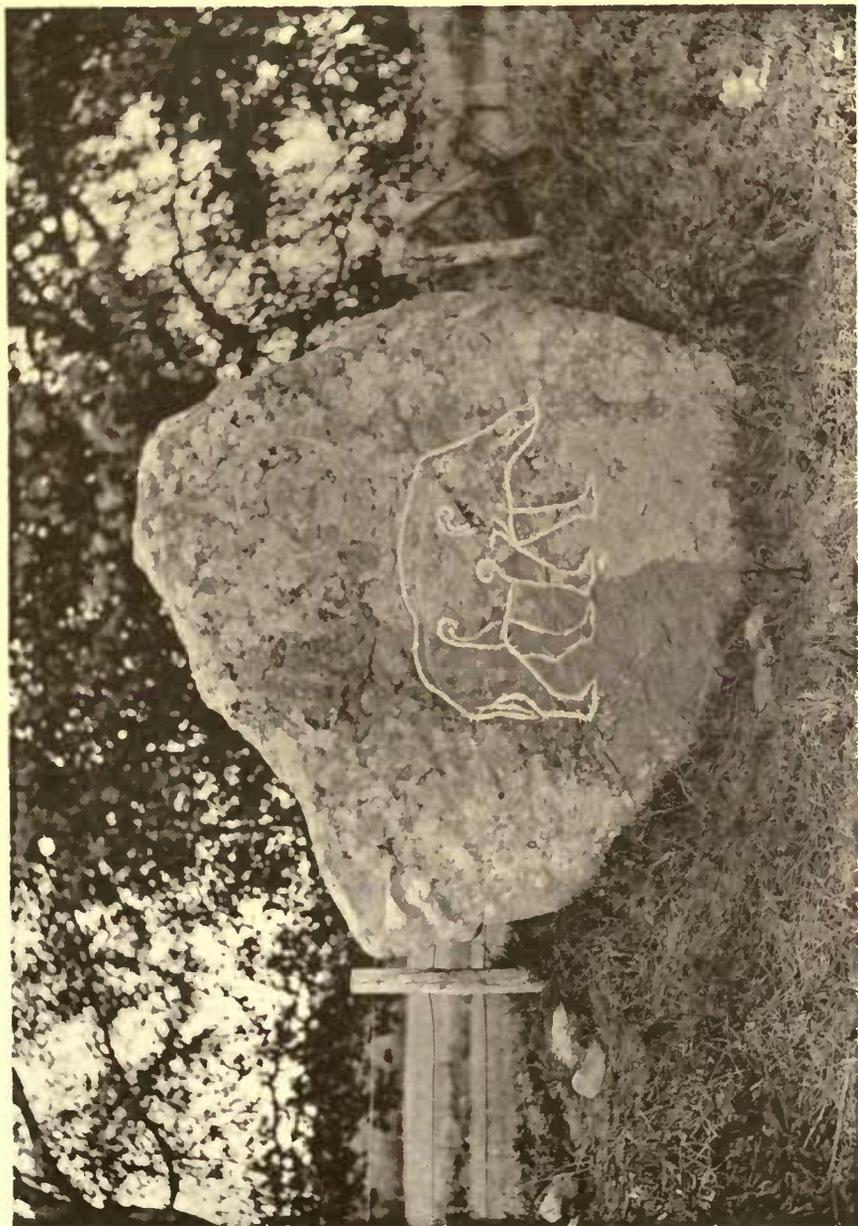
not much below that of Ireland, which was in some ways the highest at the time in Europe. Christianity, with its education and art, had its beneficial influence; and that there was even before the days of Christianity a considerable civilisation in the district of Inverness, is evidenced by such memorials as the standing stones¹ of "Druid Temple" and Clava, the sculptured stones² of Glen-Urquhart, and especially the Boar-stone at Knocknagael (or more correctly, Cnocnangial) in the immediate vicinity of the Town. The Boar-stone, an illustration of which is given in this volume, is described by Sir William M. Ramsay of Aberdeen University in a lecture delivered before the Gaelic Society of Inverness,³ as the most important monument of its kind in Scotland.

"A view of it having been thrown on the screen, he pointed out the simplicity of the design, and the economy of the means to the end. There was not a single line wasted; there was no line which you could eliminate without losing something of the effect, and yet all the essentials of the boar were indicated with firmness, clearness, and sureness. The work has all the character of an early primitive time, showing neither helpless barbarism nor rude imitation of better work. There lay a long period of training behind it. The draughtsman had learned what he could do, he knew exactly how much he could accomplish, and did not aim beyond that. There was not in his mind any lofty intention which he was struggling only half effectually to bring out. He was content to do what he knew he could do. All this implied cultivation for generations, and a thorough knowledge of what the hand could accomplish in expressing the thoughts of the mind. The most characteristic feature was the lines on the surface of the body, marking off the upper part of the fore and hind legs. The artist had a horror of a line coming to an end abruptly on the surface of

¹ Proc. Soc. Ant. Scot., III. 47; XVI. 302; XVIII. 341.

² Ibid XX. 358.

³ Gaelic Society Transactions, Vol. XXV. p. 340.



THE BOAR STONE, KNOCKNAGAEI.

Introduction

the body. This he avoided by the device of turning his line at the end into a curve. A convention like that was in itself the product of a long process of art training."

After the end of the Pictish kingdom, Inverness continued to rule the north as the chief town of the Mormaers of Moray, who claimed to be independent of the Scottish Kings. The most noted of those potentates was Macbeth, who fell in battle with Malcolm Canmore in 1057, and whose castle, as we have seen, is said to have stood on The Crown. The long struggle of the men of Moray, which lasted until 1228, and an echo of which may perhaps be traced in the later periodical Highland "troubles" down to Culloden, must have profoundly affected their capital, which was more than once given to the flames. Into that struggle we cannot enter. The Moraymen were defeated by the Scottish kings in 1078, in 1116, in 1130, and again in 1135, when David the First definitely attached the province to the Crown, and erected, as we have seen, the first stone fort on the Castle Hill—a royal castle which figured prominently in the future history of the country.

In connection with the consolidation of the kingdom, David appointed certain places in every sherrifdom to which all property "challenged for theft" was to be brought. Inverness was appointed for the combined provinces of Ross and Moray, including Caithness, and was made the seat of the government of the north of Scotland, a position of which it was not even temporarily deprived during the English occupations of Edward the First and Oliver Cromwell.

It was part of David's policy to strengthen and encourage the Scottish burghs, and by his "assise" he gave royal recognition to a system of burghal organisation and privileges which had already grown up. It was, however, left to his grandson, William the Lion, to put the ancient privileges of the burghs in writing.

Records of Inverness

He confirmed to the burgh of Aberdeen and all his burgesses benorth the Mounth (the Grampians) "their free hanse"—a sort of burghal parliament of which Inverness was a member—to be held when they chose and where they chose, as freely and honourably as they held it in the time of his grand-sire King David. To Inverness he granted three exclusive charters—between 1180 and 1200—in addition to two charters in favour of Moray generally. Those charters, which it is intended to print in a future volume of these Records, conferred on the burgesses of our Burgh, lands and extensive rights and privileges, under which, for the following four hundred years or more, it claimed, and to a great extent exercised, the exclusive right to trade in staple goods throughout the Sheriffdom of Inverness, which embraced Ross, Sutherland and Caithness, and the portion of the modern County of Argyle which lies to the west of Loch Linnhe and between Loch Eil and the Sound of Mull.¹ The grants were from time to time confirmed and added to by succeeding sovereigns, and were finally confirmed by James the Sixth on 1st January, 1591, or 1592 according to modern reckoning, in what is known as the Golden Charter of the Burgh.

William the Lion's charter of 1180 bears that a compact had been entered into between him and the burgesses that he should construct a fosse around the Burgh, and that they should erect along the fosse a substantial palisade, which they were always to keep in repair and in good order. The fosse and the palisade were duly constructed, and henceforth the lands within them—with the exception of the Castle Hill which continued to be Crown property, and which, so far as the registration of land titles is concerned, is still part of the County—

¹ The transfer to Argyle was effected by Act of Parliament in 1633. Ross, Sutherland and Caithness were separated from Inverness by Parliament in 1649.

Introduction

formed the Burgh and were held of the King. It was not until comparatively recent times that the Town began to overstep the bounds fixed by the fosse. Down to the period covered by this volume, and for long thereafter, the inhabitants still clustered under the shadow of the Royal Castle, and the Town consisted of four streets—Damisdell (Castle Street); Est Get (High Street); Bridgend (Bridge Street); and Kyrk Get (Church Street)—together with a few vennels, and a strip on the west side of the Ness which was known as “Beyond the Watter.”¹

Outside the Burgh boundary the community possessed lands of considerable extent and value. William the Lion by his second charter granted for the support of the Burgh the lands which were then known as the Burgh Haugh. From time to time the Town acquired further lands, as well as salmon fishings. These possessions, as they stood in the sixteenth century, are fully described in the Golden Charter, and are shown on the plan of the Burgh lands which accompanies this volume. The charter confirms the Burgh's title to the King's Mills and the right of the inhabitants to pasture cattle, pull heather, and cast turf and peats on whatsoever lands, hills and places to which the Burgh and its indwellers were accustomed, and especially upon Craig Phadraig, Caiplich Moor, Daviot Mount, and Bogbain.² The rights and privileges and duties of

¹ See the plan of the Burgh in the sixteenth century—frontispiece; also West Prospect of Inverness, in the General Survey, 1725, given in this volume.

² The Golden Charter and the Sasine which followed it on 6th May, 1592, have been carefully examined by Mr. P. J. Anderson, who reads the description of the lands, &c., as follows—the place-names in the Sasine, when they differ in spelling from those in the Charter, being given in brackets. The legal antiquary will note the peculiarity in connection with the description, which is given, not in Latin as was customary, but *in vulgari*.

“Necnon omnes et singulas terras de Drakes et forrestam earnndem Terras de Markinche cum communi pastura eisdem pertinen. ab antiquo vocat. lie Burgh Hauch jacen. inter montem lie Mont et aquam cum silvestri parca lie Wodpark inter summitatem dicti montis et dict. lie Hauch Vnacum omnibus terris dicti nostri burgi de Invernes vocat. lie Barnehillis Claypottis et

Records of Inverness

the burgesses and of the more exclusive Merchants' Guild, of which some of them had the good fortune to be brethren, were regulated by the royal charters as well as by the Burgh Laws, which, first adopted by the famous Combination of the Four Burghs, Berwick, Roxburgh, Edinburgh and Stirling, soon became the code of law of all the burghs of Scotland, and was sanctioned by the legislature early in the twelfth century; and by the Statutes of the Guild, first enacted for regulating the guild of merchants of Berwick in the thirteenth century, and soon adopted generally by the Scottish burghs. It appears from the Records

Milnefeild et communibus terris vocat. the Kers terrisque vocat. the Carnlaws bondat. et limitat. ut sequitur in vulgari viz.

“Begynnand at the burne callit Auldinhemmerie [Althemrie] now callit the burne of Culloden enterand in the sey at the north eist qlk burne ascendis to a burne callit Aldnacreich at the southeist and fra that as wynd and wether schris to ane know callit Knoknacreich now callit Carneinewarrane [Carneinenerā] at the south west and fra that as the samen passis to Glascarnenacreich qlkis merchis the baronie of Dalcus [Dalcrois] at the south and the saidis landis of Drakis at the north and fra the said Glascarnenacreich north west to ane well or fontane callit Toberdonich and evin west the bra callit Brayrinchaltin to ane know callit Knoknagad at the south west And thairfra to ane burne qlk devidis the Lord Lovettis landis callit the Eister Leis and the commoun landis of our said burgh of Inuernes at the west And as the said burne lineallie cumis fra the south devidis the landis of Culkebok at the west and the landis of Knokintinnall at the eist And frathyne certane marche stanis are pottit betwix the foresaidis landis of Culkebok and the commoun landis of our said burgh of Inuernes and as the samyn is liniallie descendand in ane burne callit Auldmornik [Altmurnoche] at the north and passand to the sey at the north eist

“Ac etiam totam et integram communem moram dicti nostri burgi totam et integram aquam de Ness omnesque partes ac utrumque latus eiusdem inter lapidem vocat. Clachnahaggag et mare.”

The following interpretations of the Gaelic boundary features are offered:—Auldinhemmerie [Allt-na-h-ìomairc], the Burn of the Ridge; Aldnacreich [Allt-na-crich], the Burn of the March; Knoknacreich [Cnoc-na-crich], the March Hillock; Carneinewarrane [Carn-an-fhuarain], the Cairn of the Well; Glascarnenacreich [Glas-charn-na-crich], the Grey Cairn of the March; Toberdonich [Tobar Domhnuich], the Well of our Lord; Brayrinchaltin [Braighe-raoin-a'-challtuin], the Brae or Top of the Hazel Field; Knoknagad [Cnoc-nan-gad], the Knowe of the Withes; Knokintinnall [Cnoc-an-tionail], the Hillock of the Gathering; Aultmurnoche [Allt-muirneach], the Murmuring Burn; Clachnahagaig [Clach-na-h-eagaig], the Stone of the little Notch or Cleft—but in these Records the word is Claycht-nye-helig [Clach-na-h-Eileig] (page 288) the Stone of the Eileag, a “V” shaped arrangement, open at both ends, into which deer or other wild animals were driven and shot with arrows as they came out at the narrow end. (See Dr. Watson's *Place-names of Ross and Cromarty*, pp. 145, 237.) The word Eileag was also applied to a contrivance—perhaps “V” shaped—for catching fish, and that is probably the origin of Clachnahelig.

Introduction

that there also grew up in our Burgh certain customs which perhaps were not to be found in the towns of the south. The Records throw much light upon the organisation of the Burgh, the privileges of the burgesses and guild brethren, the disabilities of the "unfree men," and the circumstances under which the various classes lived and laboured. These can only be briefly glanced at in this Introduction. The antiquarian student will search the volume for himself; and the interpreter of Gaelic patronymics and personal names will find in it much to interest him.¹

It was one of the rules of the Burgh Laws that no person might be a burgess who was not possessed of at least one rood of land within the burgh—in the words of the old Scots translation from the Latin, "Na man may be the kyngis burges bot gif he may do service to the kyng of als mekyl as fallys til ane rude of lande at the leste." For each rood held by the burgess he paid the King 5d. annually. The rule was, during the period of these Records, insisted on in our Burgh, where the magistrates and councillors were time after time called upon to give their great oath not to admit anyone to the freedom of the Burgh or the benefits of the guild without the necessary rood. "Clannit men and strangeris nocht beand merchandis" were also excluded, and so were such as did not make their daily habitation within the Burgh. Breaches of the residence condition were frequently winked at, especially in the cases of burgesses who had acquired wealth and become landed proprietors. But in 1580, in consequence of an ordinance by the Convention of Royal Burghs on the subject of residence, the provost and bailies made an effort to enforce the condition, and Robert Dunbar of Dores, John

¹ Much valuable information about the Burgh is given in Mr. Evan Barron's "Inverness in the Fifteenth Century" (Inverness, 1906), and his "Inverness in the Middle Ages" (Inverness, 1907); and in "Queen Mary's Inverness," by Mr. Kenneth Macdonald, Town Clerk (Trans. of Inverness Field Club, Vol. V.).

Records of Inverness

Waus of Lochslyn, John Winchester of Alturlie, and Adam Davidson in Caithness, were called upon to make their actual residence within the Burgh, with their wives and families, and to hold stob and stake in it, and to scot, lot, watch, walk and ward¹ with the inhabitants thereof, under the pain of forfeiture of their liberty and privileges. Winchester and Davidson did not appear, and they were deprived of their burghal-freedom. Waus gave a written undertaking to comply with the ordinance; and Dunbar, who was represented by a procurator, declared that, notwithstanding his desire to live in the Town, it was impossible for him to repair to it without great hazard of life, because of deadly feud standing, and as yet unreconciled, between himself and certain clans residing be-west the Town. He therefore pleaded for delay until the feud was ended and there was more stability within the realm; and his prayer was granted.

When a person was entered burghess and guild-brother he was required to swear fidelity to the Crown and the Burgh;² to treat the burghesses and brethren to a banquet of spice and wine; to pay to the town treasurer an entry fee which varied from 5/- to 20 merks, and which was sometimes applied to the "brig wark" (the maintenance of the wooden bridge across the Ness), sometimes to the "water wark" (the Town's salmon cruives), and sometimes to the kyrk wark (the repair of the Parish Church, which the Town then, as now, maintained); and to present

¹ That is, to pay stent (scot), and to take a burghess's lot or share of the duty of watching and warding the Burgh.

² The full oath of a burghess and guild-brother was in the following terms:—"That he will be leel and feel to our Lord the King and to the community of the Burgh; that he will give to the King faithfully rent for the land which he defends; that he will be obedient in things lawful to the provost and bailies; that he will keep the secret counsel of the community; that if anything to their prejudice shall come to his knowledge he will forewarn them or apply a remedy if he can; that as often as he shall be asked he will give them faithful counsel and assistance in the common business to his power; and that he will maintain the liberties, laws, and customs of the Burgh during his life according to his power." The oath being taken he kissed the provost and brethren if he was a brother of the guild.

Introduction

the provost with a pair of guild hose, sometimes described as "stenyne hois,"¹ and, occasionally, the officiating bailie with a doublet. A burghess's son and heir was entitled to succeed him in his freedom, but only on condition that he held the necessary rood, and that he had resided in the Burgh for at least a year and a day, and had during that time held stob and stake, and taken his share of the burdens and duties of the inhabitants—"scottit and lottit, walkit and wårdit." In 1560 the application of Thomas Baillie of Corsarle for admission was refused on the ground that although he had been served heir to the late Alexander Baillie, a burghess, he did not possess the property qualification within the Burgh, had not resided the necessary time, and had not given the requisite services; and in 1562 it was agreed to admit James Gollan "quhan he gettis ane fre rud of land." Women were, in succession to their fathers, admitted to the Burgh freedom, but not to the brotherhood of the guild. In 1557, Finlay Man is served heir to the deceased Thomas Man, but not to the freedom, because he is not the deceased's son and heir gotten of his body, and for the further reason that "he hes nocht be usit nor consuetic with merchandriis, as use of bourris is." The freedom was forfeited through non-residence, loss of the property qualification, or default in burghal services; and in 1563 John Bur and other two burghesses were found liable to deprivation for threatening a Burgh officer with a drawn knife, and other offences, but were mercifully continued on probation on the understanding that if they offended again they "salbe depyrit alluterlie of their liberties and fredomes."

The Burgh Laws ordained that at the first court after the Feast of St. Michael (Michaelmas) the alderman (provost) and bailies should be chosen through the counsel of the good men of the town, and that the provost should cause twelve

¹ Stennyng, a species of fine cloth.

Records of Inverness

of the leelest and wisest burgesses to swear by their great oath that all the laws and used customs should be maintained to the utmost of their power. The Statutes of the Guild provided that the mayor (provost) and bailies should be chosen by the whole community. The electoral body referred to in these codes as "good men of the town" and "the whole community" were, it is believed, one and the same class—the burgesses—with whom thus, during the early history of burghs, lay the election of the magistrates, and, indirectly, the selection of the council of twelve. In 1455 Parliament enacted that, according to the population of the town, eight or twelve persons should be "chosin of the secret consale and suorne theirto," who would judge in "all materis of wrang and unlaue" within certain limits; and an important change in the law was made by the famous Act of 1469, which, on the ground that trouble had arisen from the popular character of burghal elections, provided that the magistrates and council should be elected annually—the retiring council choosing the new one in such number "as accordis to the toune"—every craft, however, having the right to choose a member of the craft to vote in the election of the officials. Further changes were made from time to time until, in 1552, the Convention of Burghs ordained that upon Wednesday next preceding the Feast of Michaelmas the provost, bailies, dean of guild, treasurer, and council for the time should convene in the tolbooth and choose a new council to the number of twelve persons, including the provost, bailies, dean of guild, and treasurer; and that the new council thus elected, and the old council, should on the Friday thereafter choose the provost, bailies, and other officials. These rules were generally in force in Inverness during the period covered by these Records, but there was no dean of guild, and the council usually consisted of fifteen members, including the provost, three bailies, and the

Introduction

treasurer.¹ Each year at Michaelmas the old council elected the new, and at the Michaelmas head court held immediately after that Feast, the provost and three bailies were chosen, and these constituted the Burgh Court, and as such conducted the administrative and judicial business of the Town. The ordinary members of the council at times felt that the magistrates were taking too much on their own exclusive shoulders. On 2nd October, 1559, the council passed a resolution to the effect that whatever the provost or bailies did contrary to the common weal without the council's advice should be of no effect, and that they should do nothing without such advice. Occasionally we find that the council is consulted, but as a rule the magistrates take their own independent way.

In its multifarious criminal and civil duties the Burgh Court was assisted by one or more town clerks;² a treasurer; a procurator-fiscal; a dempster; tasters of ale, whose duty it was to see that the ale brewed within the Burgh was not "evil stuff"; comprisers of fish and flesh, who fixed the prices and saw that the food was sound; comprisers of biggings (buildings); liners, by whom questions of boundaries and measurements were decided; messengers; and burgh officers. There were also the tenant of the handbell (the town crier); masters of work, who had charge of the

¹ In 1557 the council consisted of 13 members; in 1561, of 14. The custom was that the election of magistrates first took place at a private meeting immediately after the Feast of Michaelmas, usually held in the Chapel of the Green (see pp. 24, 33), and, after the Reformation, in the Parish Church (see p. 63). This was followed by a public meeting a day or two later in the Michaelmas head court, held in the tolbooth, at which the result of the previous private election was confirmed. The election of the council usually took place after a short interval, sometimes held, apparently privately, in the Chapel of the Green (see p. 25), though it sometimes took place in the head court in the tolbooth (see p. 63).

² The town clerks and other officials were appointed annually. On 6th October, 1561, William Cumming, who was for a long time town clerk, was elected "comond clerk," Master Thomas Hewison, minister of the Parish, and Gilbert Duff being at the same time appointed clerks "in causis unsuspect." In 1569, Sir John Gibson, Parson of Unthank (Duffus), and Sir John Nicholson, Vicar of Laggan, are chosen "burrow clerkis."

Records of Inverness

repair of the Parish Church, the bridge, and the water work or cruives; and the "custummers," who collected the great and petty customs.

Three head courts were held every year—at or soon after Michaelmas, Christmas, and Easter. These the burgesses and owners of property within the Burgh were bound to attend. The absentees, "after being repeatedly called as they that owed suit to the Court," were fined for non-appearance. At these head courts, as well as at the ordinary courts, which were held once a week, and sometimes more frequently, the business done was of a very diverse nature—heirs were served; burgesses and guild-brethren entered; stallangers and booth-holders authorised to trade; tanners, cordiners (shoemakers and other workers in leather), litsters (dyers), bakers, fleshers, brewers, and other tradesmen licensed; prices of shoes, ale, and other commodities fixed; trade regulations passed; regulations for the health of the community made; the Town's lands and fishings let; complaints and actions of all kinds, civil and criminal, heard and disposed of; and assaulters, rioters, breakers of the peace, slanderers, thieves, and men and women of immoral behaviour punished.

The Burgh Court also had often before it such matters as, accounting by executors, and guardians of minors; cases of arbitration; liability of husbands for their wives' debts; recovery by poinding or otherwise of stent, taxes, customs, and debts due to private individuals; theft; assault; and slander, which was extremely common. Female slanderers were burned on the cheek with "fluir ye lyis" (fleur-de-lis)—a device probably introduced from the friendly France—and ordained to "sit on their knees" at the market cross or in the Parish Church, and say, "False tongue, she lied." Sometimes banishment followed, and there are numerous instances of slanderers being made to appear in the Parish Church, wearing the branks. Johne

Introduction

Morison, a burgesse who was in June, 1561, accused of slandering the minister openly in the King's Get by calling him a common pulpit flyter, and a stresser of other men's wives in Caithness and Orkney, was ordained "to pass to the mercat croce and thair sit on his kneys, and say 'False tounge, he leyde,'" and thereafter, on Corpus Christi Day—this happened after the Reformation—to appear in the Church in presence of the congregation, "and sit on his kneys and ask forgewenes; and gyf he beys fundyn flittand or rabuttan anie nyctbour in tyme cuming he salbe depriuet of his fredome for ewyr."

While the burgesses and guild brethren were the only persons who were legally entitled to trade in staple goods—leather, skins, hides, furs, wool, plaids, &c.—within the Burgh of Inverness, or within the Sherifffdom which then, as we have seen, embraced not only the present County, but also the present Counties of Ross and Cromarty, Sutherland and Caithness, and a large portion of Argyle, or to dye, brew, or distill, unfree men were regularly licensed by the Court to set up stalls for the sale of various articles of merchandise. These were the stallangers, who are referred to in the second charter of King William the Lion, and in the Burgh Laws, and whom we meet frequently in these Records. Sometimes they paid stallanger silver for the privilege. Sometimes no fee was exacted, on account of poverty, or for some other good and sufficient cause. Among stallangers licensed on 4th October, 1564, was Master Martin Logy, Master of the Grammar School, who thus tried to add to his modest stipend. On the same date a number were admitted "for ane yeir gratis for thair puyr honestye and obedience"—those who could not plead these qualifications being bound to pay 16/- for their admission, on the condition that if they broke the statutes and ordinances of the Town, their admission and payment would be of no effect; and in 1574 Johne Dow McRorye (Black John, son of Roderick) is

Records of Inverness

licensed "in respect that he hes fulfyllit the bond of matrimonye wyth Agnes Fyff." In 1562, Andrew McPhail and Thomas Wricht, indwellers of the Burgh, and heritable possessors of two roods of burgage land in Damsdell, are found entitled "to be ay [always] stallinger fre, be resson the said land is baron burgessis land," under the declaration that their tenants shall not have the same privilege, nor be entitled to brew, "without licence of the towneschyp, viz., prowest, balyes, and counsell."

Booth-holders were a lower class of traders, consisting mainly of cordiners, who paid for the privilege of manufacturing and working in leather, and making shoes, and, like the stallangers, swore to be true to King and Burgh, and to scot, lot, walk and ward. In 1579, Allister McConquhie (Alexander, son of Duncan), son of Duncan McConquhie Dowe (Duncan, son of Black Duncan) in Daviot, is admitted booth-holder of the cordiner craft of Inverness on taking the usual obligation. Next year he is ordained to pay 40/- for the privilege, "and to use the samyn to Michaelmes nixt for payment making thereof." Others are at the same time admitted on similar terms. In 1582, William Dick is found qualified to be a booth-holder, he paying 10/- as entry money, and 8 merks for a banquet to the bailies and the cordiners craft. The booths under the tolbooth were in 1568 let for three years to Alexander Baillie and Alexander Paterson, who paid 40/- as entry money, and a yearly rent of 40/-; and to Alexander Cuthbert and William Cuthbert, who paid the 40/- rent only. In 1575, it was ordained by the provost and bailies, with the consent of the cordiners craft, that in time coming no booth-holder of that craft be authorised to have a booth unless he was possessed of goods and gear of the value of £20; and at the same court John Cuthbert was found guilty of booth-holding without licence, and was "decernit to haif done wrang, and puneist according to justice."

Introduction

Forestallers and unlicensed traders were a great trouble to the Town authorities, and numerous prosecutions appear on the Records. On 27th February, 1563, John Bane becomes surety for Donald McConyll McInnes (Donald, son of Donald, son of Angus) that in time coming he shall not be found using forestalling by selling any manner of graith near the Town, and especially any staple goods, under certification that if he be found acting to the contrary, his whole goods and gear shall be forfeited to the Queen and the Burgh; and at the same time James Paterson becomes surety in like manner for Gillespyk McConquhie Roy (Archibald, son of Red Duncan) in Urquhart. In November, 1566, David Johneson, John Colleing, and David Malice, citizens of Perth, were found guilty of forestalling in buying plaids, skins, benoks (a kind of leather), and other merchandise, especially at St. Martin's Fair in the Black Isle. They pleaded in defence that St. Martin's Fair was a free market at which it was lawful to all manner of men to buy and sell. The Court found that such a right had been given by the Kings of Scotland to the Burgh of Inverness only, "quha hes the libertie of the haill schire [including Ross, Cromarty, Sutherland and Caithness and part of Argyle] to suffer sic wayeris to cum to the said kirk [St. Martin's] sic as pledding and small skynniss and utheris small wayoures," and ordained that the goods pertaining to the accused should be confiscated to the Queen and the Burgh. Six burgesses of Elgin were in 1577 found guilty of forestalling a large quantity of leather, and submitted themselves to the jurisdiction of Inverness on the understanding that the leather should be confiscated, and divided between the Sovereign, the Burgh, and the Great Admiral or his Deputies "insafar as the said leddir war apprehendit in ane boit within the flude merk [floodmark]." In 1579, a number of persons are fined for forestalling various kinds of timber, such as rails, cabers, stakes, wattling, boards, planks, and oak and fir

Records of Inverness

bark ; and two years later Thomas Dagleish, a saddler, is found guilty of buying outside the Town white plaids and wool ; the skins of foxes, weasels, otters, sheep and goats ; hides and benoks ; and tallow, salt, wine, and other articles of merchandise ; and selling the same to unfree men “nocht being fre burgessis of this burcht, and sua usurpis the libertie of this burcht, in forestalling maner, in bying and selling of sic geir as is above mentionat.” Dagleish is sentenced to instant imprisonment. Sometimes a licence to forestall in places distant from the Burgh is granted by the Court. In 1559, the privilege of the forestallers of Sutherland, Caithness and Ross is let to Jasper Waus and his colleagues for a period of 19 years, they paying £10 annually to the Burgh ; and in 1582, a similar lease is granted to Robert Waus, William Cuthbert, and George Cumming of the right to forestall “upon this syde of the ferrye of Cromertie and within 12 myles of the schire,” for one year, at a rent of £6.

The Burgh's charters, as we have seen, conferred upon the burgesses the most extensive and exclusive trade privileges over the wide Sherifffdom, which, as has already been pointed out, extended from the Sound of Mull to John O' Groats. The Golden Charter ordains all merchants residing outside the Burgh, but within the Sherifffdom, to carry their merchandise to the Burgh, and there to sell it ; and prohibits all persons residing within the County, but outside the Burgh, except the burgesses of Inverness who are in the merchants' guild, from making or selling cloth, linen, or wool, and from buying or selling timber, wood, boards, deals, bark, skins, hides, wool, salmon, fish, staple goods, salt, wine, tallow, or other merchandise whatever, except within the Burgh, to which they are bound to take the same for sale. These privileges and prohibitions, which existed for centuries before the date of the Golden Charter—the main

Introduction

purpose of which was to confirm them—led to frequent disputes and much litigation with Dingwall, Tain, and other northern burghs, and with forestallers and unfree traders. In 1561, Thomas and Robert Meldrum are fined for selling staple goods in Chanonry and Rosemarkie, and for contravening the privileges of Inverness by selling victuals to unfree men. In timber and bark, wool and cloth, cattle and hides, and the skins of sheep, goats, deer, roe, martens, weasels, and otters, which were brought into the Burgh by Highlanders of all classes, from chiefs downwards, there was a large trade.¹ The skins were dressed or manufactured into leather in the tan-yards which occupied the banks of the lower reaches of the eastern fosse, and polluted it so greatly that it came to be known as the Foul Pool. These, as well as plaids and tartans—the work of country-women, some of them living in far Lochaber—were sold to the inhabitants of Inverness, or sent south or abroad in exchange for wine, spices, salt, and other commodities. In March, 1573, John Bur travels to Perth with a pack, out of which Charles Macgregor contrives to steal 16½ double ells of plaiding, priced at 2 merks for each 5 ells, and a tartan coat worth 30/-. There is much illegal traffic. Gillespyk Macgregor is seized and imprisoned for buying 15 white plaids, 20 dozen lamb skins, 12 dozen kid skins, 6 dozen calf skins, and 5 stones white wool, in Glen-Urquhart and Strathglass, and forwarding them to Perth, and is ordained to get the goods back and present them for sale at the tolbooth of Inverness, or to pay the value thereof to the Town. In 1576, John Fraser, alias Stowte, is accused of resetting from Kennocht Owre (Dun Kenneth), chapman, the skins of martens and otters purchased by Kenneth at adjacent markets, such as St. Boniface

¹ Hector Boece, in his *History* (Bellenden's Translation), writes:—"Beside Lochnes . . . ar mony wild hors; and amang thame ar mony martrikis [martens] bevers, quhitredis [weasels] and toddis [foxes]; the furringis and skinnis of thaim ar coft [bought] with gret price amang uncouth marchandis."

Records of Inverness

Fair, Pardoun Fair, Bryde Day, Martemess (St. Martins in the Black Isle), and Munro's Fair ; and, confessing to having bought 8 otter skins from Kenneth, submits to punishment. The above-mentioned Gillespyk Macgregor and John Fraser and other three unfree merchants are, on 6th December, 1570, authorised to deal in "small chrymerie,"¹ and sell salt and dye yarn, until Michaelmas following, they paying for the liberty sums varying from 40/- to £4; but it is added that if any of them happen to pass to outside markets and buy staple goods such as skins, hides, wool, plaids, iron, &c., they shall be bound to bring the same to the Burgh, and to offer them to the free burgesses under pain of forfeiture of the goods.

The timber and bark industry was important. The principal sellers were The Chisholm, Fraser of Aberchalder in Stratherrick, and the proprietors of Glengarry, Urquhart, and Glenmoriston ; and the trees were floated down Loch Ness and the river, to the constant danger of the salmon cruives. Unfree dealers in timber are prosecuted. John Reid, a priest's son who frequently gave trouble to the Burgh authorities, was, in November, 1570, found guilty of illegally dealing in timber, and decerned to have his goods and gear confiscated, and his body punished according to the laws of the realm. John did not take his punishment meekly. He contemptuously troubled the Court by his "maisterfull and heycht speiking," telling his judges that he was as gentle and good a man as any of them. In prison he took a poor revenge by burning the Town's common firloft, and was ordained to provide a new one. In 1572, a number of persons were found guilty of selling to unfree men and strangers all kinds of timber, such as rails, couples, trees, cabers, stakes, "kearnox," wands and girthstings (barrelhoops), to the great skaith and hurt of the inhabitants of the Burgh. Oak bark for tanning purposes came from Lochness-side.

¹ Creamerie, cràmerie : goods usually sold by pedlars.

Introduction

The waterway of Loch Ness was of great importance from the earliest age,¹ and the Records contain many references to the traffic on the Loch. Before 1564, the Lords of Lovat, who were proprietors at the west end of the Lake, claimed the right to regulate and exact toll for the use of "the passage of the Loch"; and in that year we find William Fraser of Struy, Warder of Lovat, suing John Merschell before the Burgh Court for 12 merks, being the price of a licence obtained from Fraser to use the passage for the space of a year. The Court ordered Fraser to fulfil his part of the bargain, and Merschell to pay the price of the licence. In 1575, Macdonell of Glengarry complains to the Privy Council that "Hew, Lord Fraser of Lovett, upoun unjust occasioun hes laitlie stoppit and maid impediment to the said Donald McAngus [Glengarry] his freinds, kin, and comonis of his landis, to bring and cary wod and tymmer down in bottis to the burgh of Inverness, throw the water of Loch Nes, upoun aither syde quhair of his landis lysis, quhairby the commoun weill of the countrie and burgh foirsaid is hurt and disadvantageit." The cause being called, and Lovat failing to appear, an Act of the Privy Council was passed, prohibiting him from molesting or impeding the Glengarry men in their timber trade with the Burgh.² The right of the burgesses and inhabitants to use the Loch for the conveyance of fuel, goods, cattle, burdens, and other necessaries, was confirmed by James the Sixth in the Golden Charter.

The meat traffic was considerable, and cargoes of barrelled beef were sent to the east and south of Scotland, as well as to Flanders and other parts of the Continent. The animals were brought to the Market Cross alive, and, after sale, were slain at the "butcherie," which was the property of the Town, and was from time to time let to the highest bidder. The meat intended

¹ Adamnan tells us that St. Columba and his companions used it.

² *Collectanea de Rebus Albanicis*, page 34.

Records of Inverness

for sale for consumption in the Town was comprised—the price fixed,—and it was an offence against the law to buy before that was done.

Of more importance than the meat trade was the fishing industry. The Town's fishings on the Ness, and the Fre Schot and Castle fishings belonging to Lord Huntly, yielded large quantities of salmon, the great bulk of which was cured and sent in barrels to the seaports of the east coast, and to France and Flanders. The burgesses also purchased salmon from Lord Lovat and other proprietors, which they disposed of in the same way. The Town's fishings were let from time to time—sometimes by public roup. A portion of each coble's catch was set apart and cut up as "met fish" or "meit fish" [measured fish] and brought to the market, where, after being comprised, it was sold to the inhabitants who had no fishing of their own. To sell the met fish to outsiders rendered the seller liable in a fine, which in one recorded case was fixed at £10. The remainder of the fish was cured and barrelled and exported. Salmon poaching, notwithstanding the Gaelic saying, "Breac a linne, maid a coille, is fiadh a fireach, meirle as nach do ghabh duine riamh naire"—"A fish from the pool, a tree from the wood, and a deer from the mountain are thefts of which no man ever was ashamed"—was severely punished. In 1559, Donald Yet who had taken six salmon out of the cruives, was sentenced to have his ear nailed to the trone, and to remain there for nine hours. For a similar offence John Crom [Bent John] was to be similarly treated, and left to tear his lug from the nail. Another offender, John Farar, consents, "if he be fundyn slaying salmon on the Water of Ness, to be hangit"! In 1565, it is ordained that any person taking fish out of the cruives shall have his ear nailed to the trone, and thereafter be banished from the Town for ever.

Introduction

Herring and other sea fishing was prosecuted ; and in 1568, we find William Buddith, burgess, purchasing 1000 skate at Faithlie (Fraserburgh). In connection with sea fishing, the Town's mussel scalps were valuable, and persons found selling mussels to "ony landwart men except to the nyctbouris [inhabitants] of this Town, his lug salbe nailit to the trone and theireftyr banneist of this towne for evyr."

Ale and beer were the common drink of the inhabitants of the Burgh, and, judging from the quantities sent into the district of Loch Ness, for example, the drink of the country folk. Brogat (also written "brogak" and "brogac") a malt liquor, probably sweetened, was also common, and *aqua vitae*, which in the Highlands, as in Ireland, meant, not brandy, but whisky (in Gaelic *uisge beatha*, water of life), was, although of comparatively recent introduction, well known. Kilns and malt houses were numerous in the Burgh, but no one was entitled to brew beer, ale, or brogat, or distil whisky, without a licence from the magistrates, who appointed tasters to see that the liquor was good, and to fix the prices from time to time. Unlicensed brewers, and such as sold above the prices authorised, were fined and their vessels burnt at the Cross ; and the liquor was forfeited and distributed among the poor. The price of beer was usually 10d. a quart [Scotch] ; of ale 8d., sometimes rising to 10d. ; and of brogat 4/- per gallon. In 1557, the price of whisky was fixed at 12/- per quart, when the boll of victuall sold in the market at 20/—the price of the liquor to vary as that of the grain rose or fell. Sometimes it was as high as 18/- per quart. These were high prices, even allowing for the circumstance that the money was Scots, which, during the period covered by this volume, was about one-fourth the value of money sterling.¹ Brewing and

¹ By the seventeenth century, owing to the depreciation of the Scottish coinage, it took £12 Scots to make £1 sterling.

Records of Inverness

distilling, and especially the manufacture of brogat, were discouraged on account of the call which they made on the Town's grain supply. In 1567 it was ordained that only eight *aqua vitæ* pots be used in the Burgh in time coming, that no pots be lent to unfree men within or without the Burgh under pain of forfeiture, and that three pints "gude and sufficient stuff" be produced from every boll of grain. Two years later an order was made that no brogat be brewed or sold in the Town; and persons guilty of breach of the ordinance were punished. The ordinance did not, however, continue to be obeyed, and in 1574, it was again enacted "that na maner of man, fre nor unfre, within this burcht, tak upon hand to brew ony brogat within this burcht for the space of ane yeir and forder induring the cunsalis will, under the pane of depravation of thair fredomes for the space of ane yeir efter thai be convict, and that drink brewin be thame be disponit to the puyr." Unfree brewers must be such as "ar haldin best, maist honest, famous, and avere (every) ane wortht be year ane sowme of XX lib"; but this qualification was seldom enforced, and much illicit brewing and selling continued to take place.

The baking of bread was carefully regulated and supervised. In 1557, Manis Kathkin, Sandie Baxtar [Sandie the Baker] and Sandie Donaldson, are admitted to be common baxters, and none other, and are taken bound to "bayk sufficient stuf . . . under payne of escheiting of thair stuf quhilk beis fundin insufficient and nocht conforme to statutis of the burgh." Seven unfree bakers are licensed in 1577, all women, including Beak Crowbycht [Crippled Sophia] and Agnes Neyn Fynla Moir [Agnes, daughter of Big Finlay]. In October, 1583, eleven women are admitted "caik baxteris" for the year to Michaelmas following, paying for the privilege sums varying from $\frac{3}{4}$ to $\frac{6}{8}$.

Introduction

The cordiners (cordwainers) were the most numerous body of tradesmen in the Burgh. They were the only body which, down to the period of these Records, appears to have formed itself into a "craft," with a deacon at its head. They worked in leather and skins, shoemaking being the principal part of their business.

It was, legally, the exclusive privilege of the burgesses to purchase hides and skins, and to have them manufactured into leather. Permission to purchase and manufacture was, however, sometimes given by the Court to the members of the cordiner craft, whether free or unfree. In December, 1558, Alexander Paterson, deacon of the cordiners, with the advice of the rest of the brethren of the craft, petitioned the provost, bailies and council for liberty to purchase rough hides, at prices fixed by the council, on the cordiners undertaking to supply the Town and the Queen's lieges of the country with shoes at the prices specified in an Act passed by the council on 16th November preceding. That Act ordained that between its date and Fastern Even [Shrove Tuesday] next, no craftsman-cordiner within the Burgh should take upon hand to sell any gentlemen's shoes dearer than 18d. the pair; women's shoes, 14d.; servants' shoes, 16d.; and children's shoes, 12d., under pain of fine and forfeiture of his stock. The deacon and two other brethren of the craft offered themselves as sureties that the conditions would be respected, and on that understanding the petition was granted. Prices were fixed by the Court annually, in October or November, and gradually rose, until, in 1572, gentlemen's shoes reached 2/8; those of husbandmen and servants, 2/6; women's, 2/4; and the shoes of children, 20d., 16d., and 14d., according to the age of the child. The authorised prices were, however, sometimes overstepped; and the craftsmen had a weakness for using unsuitable material. Prosecutions were the result. In November, 1568, for

Records of Inverness

example, Alexander Strachan, Johne Dow McGillephadrik, and other cordiners are charged with defrauding the Queen's lieges in selling to them shoes made of horse leather, which they pass off as cow's leather, "through which the poor lieges and servants are utterly harried through the buying of such evil stuff." Certain of the accused confess, and are fined. Others deny, and are absolved. Making shoes of horse leather was a common offence. In 1576, James Tomson pleads guilty to it, and also confesses to the use of worn out smithy bellows and old boots.

To ensure as much as possible that the footgear was "sufficient," the Court from time to time appointed visitors whose duty it was to go the round of the cordiners' shops twice a week, and inspect their stock. In 1570, James Waus refuses to admit the visitors, or to deliver to them the keys of his booth; and he is summoned before the Court and fined. Numerous irregularities occur in connection with the purchase of hides, and the manufacture of leather. Cordiners and barkers are punished for forestalling hides and skins; purchasing bark from dwellers in the Loch Ness district; buying leather at low prices before it reaches the market, and selling the shoes which they make of it at exorbitant prices; sending leather and dressed skins of foxes, harts, hinds, and other animals out of the Town for sale; making shoes in secret places, and privately sending them into the country for disposal; and, as already mentioned, using improper material. The irregularities are sometimes so great that the whole craft is punished with a temporary suspension of the right to trade.

Candlemakers had to be licensed; and such as made candles without due permission were fined.

Among other tradesmen mentioned are builders, poiners (carters or horse hirers),¹ sword slippers (sword cutlers), blacksmiths, cairds (tinkers), weavers, dyers, and general merchants.

¹ In the Inverness district an old horse is still in Gaelic called *poiner*.

Introduction

The general merchants' stock was varied and extensive—the inventory of the personal estate of the deceased James Cuthbert containing such articles as blue wool, white wool, grain, leather, oak couples, rails, cabers, lime, hewn stone, and foreign timber. The list of debts due to him shows that he carried on a large trade with all parts of the country—from Badenoch and Abertarff to the Orkneys.¹

As regards foreign trade, the burgesses imported wine, spices, salt, iron, and, to a small extent, foreign timber, from the Continent; and, in exchange, sent out leather, skins, furs, beef, salmon, herring and other fish. There was a considerable traffic with Hamburg and Holland; and the foreigners who visited the Town sometimes got into trouble. In 1557, Lewyr Smyth, a Hamburg man, pursues Donald Mackintosh of Cullernie, for £5 12s. 6d., being the price of a puncheon of wine; and two years later, Smyth is himself sued by Maggie Gorrie and Andrew Dempster, her spouse, for “a resett of VII. dakyr benokis² conforme to hys merchand byll.” Smyth was a frequent visitor to Inverness. In 1563, he carried away to Hamburg twenty stones taken out of the cloister of the Friars; and, about the same time, he purchased from the Earl of Huntly a quantity of lead—perhaps also taken from the Friars' Church—for which he failed to pay, with the result that in 1579, a ship belonging to Jacob Bartillis, burgess of Hamburg, and Hortabill his son, who were in some way connected with the lead transaction, was arrested at Inverness. In June, 1569, Byng Peyrson, the skipper of a Dutch ship lying in the harbour, was, at the instance of Robert Merschell, taken out of his ship, so that she could not sail—for which masterful act Merschell was banished from the Town for ever. At a later period William Wyisman was prosecuted for spuilyeing (robbing) a Dutch ship. In February, 1568, John

¹ Pp. 81-87.

² Daker, ten or twelve hides; benok, a species of leather.

Records of Inverness

Ard and Alexander McGilleworrycht (Morrison) are fined for the "boisting" (threatening) of Christofer Wafer, a Dutchman, under silence of night; and Gillecillum McDavid Moyr [Gilliecallum, son of Big David] is found guilty of having at the same time attacked the Dutchman with a sword. Their business transactions sometimes took our burgesses to the Continent. Manis Caskyn's return from France is referred to, in 1558, in connection with a suit for a feather bed borrowed by him from John Copland's mother. In 1567, William Buddyth is at Hamburg.

Sums of money are stated in merks—a merk being equal to $13\frac{1}{4}$ Scots; or in pounds, shillings and pence Scots; but such coins as crown of the sun; piece of gold, value £3; double ducat, value £4; yeopindail; bard groat; and five shilling testouns are current. Silver coins are generally referred to as "white silver," an expression which in Gaelic (*airgiòd geal*) is common to this day. The pound Scots was at the time, as has already been mentioned, about one-fourth the value of the pound sterling. By the 17th century it fell to one-twelfth.

The agricultural conditions and customs disclosed by the Records are interesting. The Burgh lands were let in farms and holdings of various sizes to burgesses who paid a grassum or entry money on taking possession, and a certain rent per annum. The entry money was sometimes remitted for good causes, as was done in 1561, in the case of Alexander Cuthbert, tenant of Little Drakies, in respect that his father died on the field of Pinkie, fourteen years before. After that fatal battle, at which so many Inverness burgesses fell that there was a dearth of applicants for the farms, the council took to letting them to unfree men. In time the balance was restored, and in 1561, the Court, on the preamble that the new practice might on account of its irregularity result in the forfeiture of the royal gifts made to the Burgh,

Introduction

ordained that in future no unfree men should occupy or possess any of the tacks of the Burgh, either of water or of land. Sometimes, however, the burghess tenants sub-let portions of their holdings to non-burgesses. They also appointed cottars to cultivate the fields, in exchange for a share of the produce as the cottar's "soudé" or remuneration. The rents were mainly paid in victual, or in the money equivalent of the victual according to the fiars' price struck at Martinmas annually by the provost and bailies, the commisar of the County, and the sheriff-depute. On 16th November, 1558, the fiars' price was fixed at 14/- per boll; and it would appear from proceedings taken by David Dunbar against certain sub-tenants in Easter Drakies, in 1563, that the land was sub-let in lots of two Scots acres each—equal to about $2\frac{1}{2}$ English acres—and that the "ferm" or rent of the lot varied from 3 bolls to 3 bolls 2 firlots. Sub-tenants sometimes paid in grain, cheese, butter, and lambs.

The cottar was engaged for a year, and was bound to provide himself with one or more of the horses necessary for the working of the holding—the tenant providing the remaining ones. In one case it was held that the cottar was bound to find two plough oxen, the tenant finding six. The cottar's wife was bound to walk at the horse's head daily in manuring and harrowing, she receiving one meal a day for her services. He and his wife and servants were also bound to fill the manure sleds, and to do "all laubouris necessar." He fed his own and his master's stock, and accounted for the grain, as the quantity was fixed by "proofing"—a process of valuation which has not yet disappeared in the neighbouring parish of Petty. The farm produce mentioned are oats, wheat, bere, and pease.

The cottar was also responsible for the safety and care of his master's crop and stock. Numerous claims were made by burgesses for failure in these duties. Caterans and cattle-lifters

Records of Inverness

took their toll ; and wolves prowled outside the Burgh. Accidents happened. One or two cases may be referred to. John McAllester Cain is, in 1557, found liable to Bailie John McGillewe for the value of a sheep killed by a wolf. In December, 1569, wolves slay a “hummyll blak ox of fyve yeiris auld ” belonging to Magnus Caskyn, while in the possession of his cottar, Thomas Glass ; and Glass and his cautioners are ordered to pay its value. In 1566, a cottar is ordained to pay his master the value of a cow and an ox which had been stolen ; and, in 1579, Magnus Caskyn sues Andrew Macleod, his cottar, for the value of a stolen ox, on the ground that the cottar, having his “ soude ” therefor, “ aucht and suld haif kepit the said ox, as the rest, fra thieff, wolf, pott and myre [pit and bog]. ” Macleod pleads that the cottar-house was not proof against thieves, and that he was therefore not liable. Caskyn replies that the house is as sufficient as the rest of the cottar-houses in the country ; and he prevails.

Cottars were sued for damages, as a rule successfully, in such cases as these :—pulling the tail off a plough ox ; death of an ox in the plough “ throw narrownes of the oxin bow ” ; loss of the services of the cottar’s two horses while they suffered from scab ; letting scabbed horses among sound ones ; allowing an ox break its neck ; cottar’s desertion of service ; injury to a horse while ploughing ; damage to growing wheat by pulling vetches and wheat out together ; damage to corn by trespass of calves ; damage by a staig (a young horse) in corn ; damage to corn through a fold being left open ; shortage of the number of sheep for which cottar responsible ; cottar taking “ soude ” of corn at his own hand, and using the tenant’s straw, pease, corn, and sleds ; failure to provide a servant to work a horse ; failure to find a horse, “ as ane cottar aucht to do ” ; causing the death of a horse, valued at 24 merks, by giving him chaff and draff after water, and thereby bringing on an illness which made him

Introduction

“crepit on his wambe lyke ane dog trocht the sairness was ane his guttis”; failure to protect cattle from being gored by other beasts; death of an ox through the neglect of a cottar who, with his wife and household, was drinking in Inverness.

The Court consistently refused to award damages for the killing of hens found in barns, or of geese or pigs trespassing in corn. Small mercy was indeed shown to pigs, which were numerous in our Burgh, as they were at the period in every town in Europe. In 1557, the Court ordained that persons having swine within the Burgh should remove them within five days, failing which it should be lawful to slay them as unlawful goods. The rule was not always respected, and much damage was done by swine in the gardens and cultivated lands within the Burgh. Jonat Kelocht was, in 1578, fined for allowing her pigs get into Thomas Gray's garden, and destroying four beds young plants, four beds onions, a parsley bed, and sundry herbs, such as gentian, rosemary, and “laurie”—the damage being valued at 40/-

Horses and cattle and swine were kept in the closes and vennels of the Town, and much inconvenience arose through the accumulation of their dung. It was ordained, in 1559, that no man keep his manure on the causeway “langer nor aucht dayis,” under a penalty of 8/- for each offence; and, in 1564, it was ordered that no dung be left in vennels. But, these regulations notwithstanding, Bailie John McGillewe is, in 1567, found guilty of damming the common vennel opposite his property with manure to such an extent that no person can pass or repass without sinking into it to his knees, and he is ordained to remove it within fifteen days under the pain of forfeiture of the dung.

Among the agricultural rules were—that, as we have seen, it was no crime to kill hens found in barn, or pigs or geese found in corn; that no person be found gleaning among his

Records of Inverness

neighbour's corn under the pain of 20/- for the first offence, 40/- for the second, and £3 for the third ; that cottars do not take of the best oats in payment of their "soude" ; that they are not to uptake or intromit with their "soude" without the authority of their masters; that no common pasture be tilled to the hurt of the poor who graze their stock upon it ; and that for every beast found in corn the owner pay for every foot of the animal, one penny for the first fault, twopence for the second, and threepence for the third, "and so furth induring thair takin in the cornis."

The burgesses had their barns on what was known as the Barnhillis (now Barnhill), each paying an annual rent of twelve pence for the site. Heirs were served to the sites or larachs, and, in 1578, it was decreed that certain larachs, the righteous heirs to which could not be found, and which were consequently waste and in arrear, should be disposed of new, in order that barns might be built and thankful payment of the rent made.

The Town's tenants were bound to send their grain and malt to the King's Mills, which stood then where they still stand, and the Records contain numerous prosecutions against persons who, in breach of the obligation, patronised the mills of the Leys, Culcabock, and Kilvean (the Bught). On the other hand, there are complaints against the tenants of the King's Mills, who are sometimes not careful of the grain and malt, and are occasionally accused of failing to fully account.

There are indications of land hunger. On 29th May, 1557, Martin Waus, a burgess, is found guilty of tilling the pasture of Drakies pertaining to the commonty of Inverness, as well as the common high road "quhilk discendis fra the moat betuix the Inchis and Lytill Draky to the Myll, quhilk hes beyne past memor of man ane hie gait in commonte" ; and on the same date John McGillewe and others confess to having appropriated land

Introduction

which appertained "to the comunes in commonte." In November, 1565, Manis Caskin and James Baittis are fined for having tilled the common pasture at the side of the Mill Burn, and at their own hands thrown down the old dykes on the ancient marches. Margaret Waus is, in 1569, accused of having ploughed, sown, and harrowed a piece of land in the possession of Jasper Dempster, called the Laarycht of the Machrie, and of having cultivated another piece called the Head of the Bog; and, in April, 1580, there was a great dispute between John Cuthbert and John Neilson regarding "ane pece new land callit the Thorne Bus," of which Neilson had taken forcible possession.² The King's highway through the Machrie and Inshes to the Mount, which was the road leading across the Grampians to the south of Scotland, was illegally tilled by Jasper Dempster and Finlay Paterson in 1576. The public highways were at the time mere tracks from which the native soil had never been removed.

The following prices of stock and produce appear:—Horses, 24 merks; three-year-old stirks, 40/- each; one and two-year-old stirks, 5 merks; lambs, 6/8; kids, 3/-; geese, 2/-; cheese, 6/8 a stone; butter, 16/- a stone; fleece of wool, 12d.; wheat, £4 per boll; great oats, 18/- a boll; small oats, 13/4 per firloot. A horse's labour (without a man) is valued on one occasion at 6d. per day; on another at 8d.

In addition to the trade and agricultural regulations already referred to, numerous rules were made in the interests of public policy. Trees growing in the Islands are to be protected. No fire is to be kindled in the Islands, and no bestial grazed therein, under pain of being nailed by the ear to the trone. Adjoining property owners are to "hold neighbourhood" in mutually keeping their march dykes in repair. Muck sleds (manure

² Cuthbert was tenant of one half of the lands of the Merkinch, and Neilson tenant of the other half. The name means the Horse Island or Meadow (Marc-innis). The adjoining Capel Inch is the Mare Island or Meadow (Capull-innis).

Records of Inverness

wheel-less carts) are not to pass over the bridge—a timber erection which was in the time of Cromwell's occupation described by Richard Franck as "the weakest that ever straddled over so strong a stream."¹ King's rebels and horners are to be kept in prison at their own expense. Vagabonds and beggars are not to be harboured. Witches and harlots are not to be allowed to buy or sell.

One immediate result of the Reformation was that special efforts were made to suppress immorality. On 5th February, 1561, the provost, bailies, and council ordained that all immoral persons failing to abstain were to be openly proclaimed in the Parish Church in presence of the congregation in time of prayer, from that date until the second Sunday in Lent, and that disobeyers should be exiled and banished from the Burgh. Incontinent priests who did not marry within the same period were to be deprived of their benefices, or to be otherwise punished if they had no livings. Couples who lived together unmarried were, on 6th November, 1574, ordered to marry between that date and "Andirsmess nixt to cum, or at the farrast at Yule, prouyding alwais that thair publict repentance be maid," under certification that if they disobeyed, their dwelling-houses would be demolished. Numbers of offenders against morality were from time to time brought before the Court. On 30th March, 1585, twenty-nine women and three men were tried, and most of them found guilty. Some were fined; others banished; and others ordained to be put into the branks and, with mitres on their heads, marched through the four streets of the Town, as a warning to the inhabitants. The order that offenders should appear in the Church in time of preaching and make public repentance was frequent. On 19th May, 1586, five women and one man—a tailor—so appeared before the congregation of the High Church.

¹ Northern Memoirs, 203.

Introduction

As in other burghs, the policing of the Town was done by the burgesses and indwellers, who were legally bound to watch and ward. A certain number were, from time to time, set apart to watch, from the ringing of the curfew in the evening till the dawning of the next day. Such as disobeyed were punished. For example, on 12th March, 1569, Donald Urquhart, Donald Hendry, and Magnus Brebnar, "being warnit to the weche [watch] this last nycht personalie and at thair dwelling placis," having failed to obey, were fined.

After the Reformation elders and deacons are annually appointed to assist in detecting and punishing impurity, drunkenness, backbiting, and slander, and such other vices as are contrary to the command of God—it being also the duty of the deacons to see that alms are collected and faithfully distributed among the poor of the Burgh who do not earn their living otherwise. On 21st October, 1562, John Ross, William Cumming, James Pater-son, and James Duff are elected elders for one year, and Martin Waus, Thom Waus, junior, Jasper Dempster, and William Cuthbert, deacons for the same period; "and the foirsaidis persons acceptit the said office on thaim as thai will ansuer befor God."

To watch and ward was not an idle duty. All classes, even the labourers in the fields, carried arms of some sort—swords, dirks, whingers, culverins, or bows and arrows; and they were not slow to use them. In 1558, John McWaltyr assaulted James Symonson, cutting his ears and nose with James's own sword, and thereafter breaking the sword, which had cost James 20/-. In March, 1569, John McKearrois chased William McPhaill through the Town, and over the dykes thereof, with a drawn whinger, and "war nocht the weche [watch] he had slane the said William." On a Sunday night in November, 1573, there was a

Records of Inverness

serious riot in which the watch and the "haill towne" were greatly "troublit."

As examples of the innumerable offences brought before the Burgh Court, may be mentioned—taking away under silence of night the head of David Dowe (Black David), which, by order of the Earl of Moray, had been fixed upon the tolbooth, "perpetuallie in exempill to uyttheris"; assaulting James Roy (Red-haired James), the common minstrel of the Burgh;¹ wife beating; wife desertion; attack on pregnant woman; burying in the Parish Church without licence; pretending to be dumb; breaking of Yule girth—an unwritten law that there should be no assault during the Christmas season; cursing and evil wishing; slander; breaking out of prison; and removing prisoners without authority.

The more common punishments were fines, lugging to the trone, putting in gyves and branks, scourging through the Town, sitting on the cuckold in church, branding and banishment. Imprisonment was comparatively rare. Frequently, when the offender was not an inhabitant of the Town, one or more persons were taken bound for his appearance before the Court, or for his good conduct. Thus, when John Nilson was accused of an attempt to murder Necoll Kar, and of getting the assistance of the men of the Clan Ranald, who had come to Town "with merchandace," he, although acquitted, is under the necessity of finding surety and lawburrows that Kar shall be harmless and skaitless of him and his friends. In 1565, The Chisholm guarantees that Kennoch McEachin, a son of the Laird of Gairloch, will appear

¹ What instrument did James Roy play? About 1490, Angus of the Isles was assassinated at Inverness by a harper; but the harper was an Irishman, and the harp was probably not played in the Highlands during the period under review. The bagpipe had taken its place; and in our Records we meet William Pypar (Uilleam Piobaire, William the Piper) and Murquhow Pypar (Murdoch the Piper). In 1650, Charles II. had eighty pipers in his army! (Wardlaw MS.—Scot. Hist. Society, XXV. 379).

Introduction

for himself and his servants and accomplices in a complaint at the instance of Master Donald Fraser, Archdean of Ross, and that the Archdean and his servants, kinsmen and friends, goods and gear, shall be harmless and skaithless—Thomas Cuthbert and Necoll Kar binding themselves in return that Kenneth and his kinsman and friends, goods and gear, shall not suffer at the hands of the Archdean or his kinsmen or friends. Duncan Dowe (Black Duncan) in Kintail becomes bound, in 1576, to enter Johne McAgow (John, son of the Smith) within the tolbooth of Inverness; and, in 1574, John McPherson of Brin, Angus McPherson in Farr, and his son Duncan become cautioners for Fynla McEwin McIntagart (Finlay, son of Ewen, son of the Priest) that the inhabitants, neighbours, and indwellers of the Burgh shall be harmless and scaithless of Finla “and all that he may stope and latt,² and newir to trubill nor inqueat [unquiet] this burcht induring his lyff.” Donald McAngus McAllister of Glengarry binds himself, in 1580, for the appearance of Ewin McAne VcConquhie in Killianan of Glengarry, before the provost and bailies in connection with a debt due by Ewen to John Robertson, burgess, on the understanding that if Ewen fails to appear, and if Robertson obtains decree, Glengarry shall permit Robertson to poind and distrain for the debt, not his own goods, but the goods of the country folk dwelling on his Estate! In March, 1585, Lauchlane McIntoischie of Dunnachtan (Mackintosh of Mackintosh) and the Laird of Glengarry become surety for Gillepatrik McConquhie Dowe (Gillipatrick, son of Black Duncan) and his accomplices that “Johne Dowe McAne McSchir Innes [Black John, son of John, son of Sir Angus], his kyn and freindis and nychtbouris of this burcht salbe harmless and skaythles of him and his frindis”—the cautioners to remain bound until the action and cause between the principal parties be

² To stop and let—to influence to act or to refrain.

Records of Inverness

decided by four honest persons to be chosen by the parties. Huchoun (Hugh) Fraysser of Guisachan binds himself, in 1582, to enter Johne McOleyr in Alcock, and Donald his son, for trial for an assault upon William Irrewing, messenger, with bow and culverin. William Cuthbert, in 1584, becomes surety that Johne McAne VcEachin VcTarlycht (John, son of John, son of Hector, son of Charles), one of the Macleans of Urquhart and Dochgarroch, that Johne Stewart Inwak shall be harmless and skaithless of Maclean, his kin, friends, partakers, assisters, and defenders, "all that he may stope and latt." In 1572, Peter Waus, burgess of Inverness, and Robert McWilliam, indweller there, guarantee that the honourable man Johne McEachin, Laird of Gairloch, shall pay to Johne Reid, son of the late Sir Johne Reid, a priest, the sum of £23, under pain of poinding; and, in 1584, Rory Bane, son of the Laird of Tulloch, near Dingwall, becomes cautioner for entering William McConyll Glas (William, son of grey Donald) within the tolbooth on fifteen days' warning, to stand trial for such crimes as any of the inhabitants of the Burgh may charge him with.

There was no more serious crime against the liberty of the burgesses than to "purchase lordship"—that is, to seek or accept in a quarrel or dispute the assistance of persons of influence or power residing outside the Burgh. In June, 1559, Finla McConylloyr (Finlay, son of Dun Donald), indweller in Inverness, is charged with having purchased lordship against Matthew Paterson and Christian Paterson by obtaining the assistance of William Fraser of Struy and his kinsmen. Finlay denies "the purchessing of lordschyp, bot onylle requerit his mastyr and frend William Freser and oderis [others] his kynnismen to desyr the prowest for justice of the injuries done to hym be William Paterson." Jasper Dempster is accused by the provost, in 1561, of having, in connection with an assault on the provost and

Introduction

council at the Chapel of the Green, in which several armed persons took part, "brocht his purchest lordschip wyth hym to procuyr in his cause that throw feyr of his procurator his actioun and cause suld ceise." There were other outside influences which sometimes interfered with the course of justice. In July, 1572, a cause could not be proceeded with by reason of the troubles of the country; and in the same year Agnes Waus and her spouse, John Munro of Urquhart in Ross-shire, were unable to come to Inverness to give evidence in a petition for her service as heir to her deceased brother, Thomas Waus, "because of the slauchteris and commerse [disorder] quhilkis hes hapnit betuix the Clan Chennycht [Mackenzies], the Clan Chattan, and the Munrois, within the space of tuay yeiris unreconsalit as yit."

Sometimes objection was taken to the jurisdiction of the Court on the ground that the cause was a spiritual one, that is, one which fell to be considered by the ecclesiastical or commissary court; and sometimes personal exception was taken to a provost or bailie. But a wonderful degree of respect was, as a rule, shown to the members of the Court, who were sometimes addressed "My Lords," and sometimes "Sir Bailies." There were striking exceptions, however, to the rule. In November, 1556, Thomas Stuart is accused of having given Matthew Paterson, one of the bailies, evil and injurious words openly in the market, in high contempt, and was ordained to ask forgiveness in presence of the community, and to find surety for his good behaviour in time coming under the pain of banishment. He found the security, but, four years later, he is punished for having followed the bailies through the town "as ane bard, provocand thaim to ire"—apparently assailing them with satire in Gaelic rhyme. Again, in 1562, he committed contempt of court by giving Bailie McGillewe injurious words on the bench, and by threatening Necoll Kar, another bailie, and saying to him

Records of Inverness

“be thi hand, tho you be ane baillie, I will nocht ansuer the,” and by saying in open court that the bailies and township would see Mary Queen of Scots, who had recently paid a five days’ visit to the Burgh, drowned. In July, 1558, Marcus Chapman was punished for having said of the bailies generally that they were more fit to be sheepstealers than bailies, that he would make them stand with their bonnets in their hands, and that “he wes ane gentellar man nor Thom Flemyng”—one of them. On Saturday, 26th November, 1563, great offence was given to Bailie John McGillewe by John McWalter, who gave him many injurious words in presence of the provost and strangers of other nations, namely, Hamburg men, calling him a common skemlar, and provoking him in open market. One wonders whether McWalter’s Gaelic abuse—*sgimilear*, a low parasite of a man—was appreciated by the Germans. Sometimes even deadlier weapons than the tongue were employed. In January, 1563, a deliberate attempt was made by Finlay Donaldson and several others to murder Bailie James Paterson, who was induced to come in the dark to the south side of the still-standing steeple of the Parish Church to receive the watch. The bailie was defended by his friends, and a regular fight with swords and whingers took place. McGillewe was again slandered, and assaulted with a knife, by Thomas Symson and his wife, in September, 1571. Symson was deprived of his Burgh freedom for a year and a day, and ordained to appear in the Parish Church in time of preaching, and, in presence of the minister and whole congregation, to take his tongue in his hand and say “Tongue, you lied.” Kate, his spouse, was ordered to be “had to the mercate croce instantle, and the brankis to be put in hir head, and thair to remane induring the prowest and baillies plesour and will, for the wrangis committit be hir in the baille foirsaid.” Allan McRannald of Easter Leys caused a sensation,

Introduction

in open court, in 1577, by calling the provost, bailies and members of the Court knaves, loons, thieves and sneaks, and putting his hand to his sword and whinger within the bar, tending thereby to have masterfullie and cruelly set on the provost, bailies, clerk of court, and other members thereof, and assessors assisting the administration of justice. Allan was imprisoned in the tolbooth, but he "refused to remane in ward," and the prison was not strong enough to hold him. Sometimes the officials were attacked. In February, 1585, James Wilson, alias Cook, is imprisoned and ordered to be marched through the four streets of the Town, with the branks on his head, for having at the market cross, and in presence of the common people, called William Cumming, the town clerk, a common thief and liar. Cumming, in his complaint, submits that since the time of his birth he has been nourished and "up-brocht" in the Burgh, where he has always led his life; that he has ever been reputed of good fame, honourable conversation, and good life—so that he was thought worthy, qualified, and meet to use divers of the Town's offices, such as clerk, treasurer, bailie, commissioner to the Convention of Burghs, and member of Parliament.

The meetings of the council were held sometimes *in pretorio burgi* (the chamber in the tolbooth), sometimes *in camera prepositi* (the provost's room), and sometimes in the church of the Black Friars, the chapel of the Blessed Virgin Mary of the Green, the chapel of the Bridgend, or the Parish Church. The tolbooth chamber, and the provost's room, were apparently not suitable for meetings, and, in 1561, there is reference to an intention to build "ane cunsall house to the towneschip."

It was a law of the Scottish burghs that the meetings of the council proper, as well as those of the guild, should be held in private, and that revealers of its transactions should be severely

Records of Inverness

punished. It was sometimes difficult to prevent leakage. On 6th October, 1561, the council of Inverness ordained that whoever was found guilty of rehearsing the opinions, allegations, or any other thing whatsoever that were rehearsed or spoken in the council, should be exiled from the council, and forfeit his freedom. There were grounds for the ordinance, for Thomas Gollan refused to attend the council meetings for the reason that "what was spoken in the cunsall was opynlie spokin throcht the towne and at the mercate croce." Six years later the provost, bailies and council again enacted that whoever revealed the council's secrets should "tyne his fredome and all that followis thairvpon, that is to say, his tackis, rowmes, and possessionis, gif he ony hes." The punishment was severe, and the probability is that it had the desired effect.

From the frequent references to couples, gale-forks, cabers, stakes, and wattling wands, it is evident that the great majority of the dwelling-houses within the Burgh at the time of these Records, consisted of "black houses," covered with divots, heather, broom, or other thatch.¹ That the poorer sort of houses were of little value appears from an order passed on 6th November, 1574, to the effect that the owners of dwellings occupied by immoral women should be warned to expel them, failing which the buildings were to be demolished and pulled down; and from a similar instruction given, in 1576, to the Town's officers "to command and charge all thais quha hes unlauchfull tennentis dwelland in thair biggynnis within this burcht to cause thame flit out of the samyn, failyeing thairof to tak downe the house above thair hedis." Even the houses of the wealthy burgesses were, with, perhaps, a few exceptions, covered with thatch, which was also the covering of the Parish Church. The fact that one building is repeatedly referred to as the "Sclait House" appears

¹ See p. 120 for "ane sufficient huse" of "thre cuppillis and twa gale forkis."

Introduction

to show that at one time it was the only slated house in the Town. The probability, however, is that there were more buildings covered with slate at the time of these Records, and we know from other sources that there were many such in the following century.¹ That the houses of the better class were comfortably furnished is shown by numerous allusions to such household effects as bedsteads, feather beds, pillows, linen sheets, chests, almeries, vats, pans, plates, pewter plates, cups, and silver spoons; and such things as books and silver watches and brooches are mentioned. Among articles of clothing are found fustian doublets, russet coat, linen shirts, linen collars, white hose, Highland hose, blue bonnets, tartan plaids, and Highland trews; while in the way of armour and arms habergeons, bucklers, and steel bonnets are common; and, as has already been mentioned, every man, no matter what his station, is always prepared to strike with sword, whinger, or dirk, or to shoot with bow or culverin. The value of a "bow of yew" is given at 13/4, while "ane bow, wyth ane dussan arrows in ane bag" [quiver?], is valued at 40/-.

The fuel consisted mainly of peats, which the inhabitants were entitled to cast upon Craig Phadrick, Caiplich Moor, Daviot Mount, and Bogbain, and which were also brought into the Town from the Black Isle.

By the eve of the Reformation the ancient Church reached a high state of development in Inverness, and at the period under review the clergy were numerous in the Burgh. A brief sketch of the story of that development may be helpful. Until recent years it was assumed that the gospel was first preached in our district by St. Columba, who settled in Iona in 563, and, after labouring for two years on the West Coast, visited King Brude

¹ Queen Mary, in 1562, lodged in a private house, believed to be "Queen Mary's House" in Bridge Street, the vaults of which are at least as old as her time. Dunbar's Hospital in Church Street is of the next century.

Records of Inverness

at or near Inverness in 565, and brought about the King's conversion to Christianity. It is now, however, considered more than probable that St. Ninian preached in the district a century and a half earlier, for churches in it were dedicated to him and his immediate followers, and there is evidence of a lapsing of the Picts into paganism before Columba's time.¹ Unquestionably, however, it was Columba and his royal convert who placed Christianity on a firm basis in the north. He repeatedly visited the King, and interesting glimpses of his work in the Valley of the Ness are given by Adamnan, who specifically mentions Loch Ness, the River Ness, and the King's palace. The Saint's custom was to found cells or churches where there were people to be gathered together, and he is said to have founded 300 in Scotland. He must have established one at Inverness, which was the most important centre in Pictland. Where did that Church stand? We are informed by Adamnan that he preached on the banks of the river, and it is almost certain that his cell stood on the low hill known of old as St. Michael's Mount, and now occupied by the High Church and its ancient churchyard. The present Church, which was erected in 1769, stands on the site of the pre-Reformation Parish Church, the only remains of which is the tower. When parishes were formed in the twelfth and thirteenth centuries, the principal ancient church of the district became the parish church, and when a larger fabric became necessary, it was built on the venerated site of the older church, although in many cases it received a new dedication to a saint of the Roman hagiology. We may thus take it that there has been a place of worship on the site of the present Parish Church ever since the time of Columba. That Church, which is sometimes, before and after the Reformation, called the Mother Church, was in Roman Catholic times dedicated to the Virgin, and was served by a vicar. The High Altar was dedicated to

¹ See "Saints Associated with the Valley of the Ness"—*Transactions of the Gaelic Society of Inverness, April, 1909.*

Introduction

the Virgin (Our Lady of the High Altar) and there were altars within it to Our Lady of the New Aisle, St. Michael, the Holy Rood, St. Peter, St. John, St. Andrew, St. Catherine, and St. Duthus—as well as one to St. Crispin, the patron saint of the cordiners or shoemakers, who, after the Reformation, unsuccessfully claimed the lands from which St. Crispin's chaplain had derived his stipend. A chaplain served at each of these altars, and drew the revenues of the lands attached to them. Monks served in the monastery of the Black Friars; and chaplains in the chapel of the Blessed Virgin Mary of the Green, in the Chapel Yard; St. Thomas's chapel, which is supposed to have stood to the south-east of Rose Street, on ground now occupied by the railway; and the chapel of the Brigend in Bridge Street. There was also "the kirk callit the Ravelstri,"¹ which probably stood near the Parish Church—perhaps on or near the site of the present Gaelic Church.

Our Records, which begin four years before the date of the Reformation in Scotland (1560), contain no indication of the conflict that ended in the disestablishment of the ancient Church, and the chaplains continued to enjoy their old incomes for many years after that event. For example, in 1569, Sir David Cuthbert, vicar of the adjoining parish of Wardlaw or Kirkhill, and "chaiplaine of the Hie Alter fundat within the Paroche Kirk of Innernis" sues Andrew Dempster, burgess, for the rent of the chaplainry lands at Seafeld, Shipland, and Broadstone, for crop 1568. In 1571, John Reid, son of Sir John Reid, a deceased priest, is decerned to pay to Sir James Duff, the Rood chaplain, arrears of an "annual" payable out of lands in the Kirk Gate, and to pay to Sir David Cuthbert arrears due to him. But while these chaplains were not deprived of their livings, a Protestant minister, David Rag, was appointed by the end of 1560, and on 18th January, 1561, Jasper Waus and George Cuthbert are ordained to pay his "fee," Jasper paying 10 merks instantly, and

¹ Ravelstri, or ravestri; vestry of a church—from the French *revestiaire*.

Records of Inverness

Cuthbert 8 merks "betuix this Candillmes or Fastyrs Ewyn [Fasterns Eve, Shrove Tuesday] nixt to cum, and the rest to be payit betuix that and Pasche [Easter]." Rag was the minister who, as we have seen, was accused of having been a stresser of other men's wives. He was also accused by Arthur Byrnaye of having committed adultery with Byrnaye's wife; and although Rag was acquitted by a jury, and Byrnaye, who had drawn his whinger upon the minister, was found guilty of slander and assault, and fined and decerned to appear in church on Sunday, and "in tyme of prayaris confess opynlie his ofence and aske the forgyvenes at our said minister for God's sake," the attacks upon the minister's moral character probably undermined his usefulness; and by and by his place is taken by Mr. Thomas Hewison, whose name first appears as minister in 1565. To Hewison certain of the old church revenues were set apart, and we have for years the strange sight of these revenues being enjoyed, partly by old clergy who are still Roman Catholic, and partly by new or reformed, who are Protestant. So far as our Burgh is concerned, there does not appear to have been any sudden change from the old faith to the new. The process was gradual, extending over a considerable period of transition, during which, as the Records indicate, there was a lingering attachment to old church feasts and customs and titles. For many years after the legal establishment of Protestantism priests fill the office of town clerk.¹ Events are still fixed by reference to old church festival days;² monks and parsons and chaplains

¹ In December, 1569, Sir John Gibson, parson of Unthank, and Sir John Nicholson, vicar of Laggan, are elected town clerks (p. 182). In November, 1571, Gibson is objected to as a procurator on the ground that he is a Papist (p. 209).

² The feasts and fairs mentioned in the Records—given in the order in which they appear—are Lammas, "callit Vincula Petri," Yule, Mary Day, Lettyr Mary Day, Roodmas "callit Exaltatio Sante Crucis," Ash Wednesday, Hallowmas, St. Thomas's Eve, Fasterns Eve, Pasch (Easter), Corpus Christi Day, Michaelmas, Andrewmas, Feast of Beltane "called Philip and Jacob," Martinmas, Uphalye Day, St. Boniface Day in Lent, St. Duthus Day at Midsummer, St. Boniface Fair, Pardoun Fair, Bryde Day, Munroe's Fair, Feast of Midsummer, Feast of All Hallowmas, Rood Day, St. Colme's Day (Columba), and Coan Fair.

Introduction

continue to get their old titles ; and solemn oaths are still taken on the Holy Evangels.

But, notwithstanding all that, the effect of the Reformation is seen in the dilapidation of the Black Friars Monastery, the Chapel of the Green, and the Ravelstri ; the appropriation by Provost George Cuthbert of the Friars' chalice and ornaments, and the ornaments of the Ravelstri ; the removal by "the scollaris of the scule" of brass on "the stane of the hie alter and new ile within the kirk of Innernis" ; and above all, Queen Mary's grant of the church lands to the Town, and the gradual alienation of them to private individuals.

A better feature was the efforts made by the Protestant clergy, assisted by the Court, to extend religious knowledge, and improve public morality. On 18th March, 1564, the Court ordained that every inhabitant should attend the Parish Church every Sunday, at ten in the morning, and three in the afternoon, "and thair wyth all humilitie and quietnes mak thair prayaris, and harkin to the Word of God, and nocht remoiff till the samyn be endit," under a penalty of 12d. for the first default, 2/- for the second, 3/- for the third, 10/- for the fourth, and 10/- for each offence thereafter "so oft as thai be fund culpable." The fines were collected by the four deacons, to each of whom a quarter of the Town was allotted ; and, when payment was refused, the provost and bailies caused their officers to poind the refuser's goods and effects. A service was also held in the Church every Thursday at 9 a.m., which the people were ordered to attend, except such as were "occupeit in out labouris." All booth doors were to be kept closed in time of preaching. No markets were to be held within the Burgh upon Sundays. At the head court at Michaelmas yearly, honourable and discreet persons who feared God, and were able to maintain good order, were chosen to be elders, to the number of four at least ; and other

Records of Inverness

four men were appointed deacons. These officials convened weekly with the minister and the commissioner or superintendent of the Province of Moray, for ordering of the public affairs of the Church and execution of discipline, and, with the advice of the provost and bailies, took care of the manners of the inhabitants and the education of the young, and looked after the interests of the poor. Drastic measures were taken against masterful beggars, and leaders of vicious and scandalous lives. The churchyard was ordered to be enclosed with a sufficient stone wall "for stoping of horses and bestial;" and the Parish Church was repaired, the roof of the Friars Church being utilised for the purpose. In connection with the campaign against immorality, numbers of sinful men and women appeared, and did penance, as we have seen, in the Parish Church on Sundays, much to the subversion, no doubt, of the solemnity and decorum of the service.

The Scottish clergy, both before and after the Reformation, did much for education. In Roman Catholic times an "auld scule" stood between the Friars Yard and "the Hie Kingis Gett passis to the Chapel Yard." The name "auld scule" which appears in the Records in 1574, implies that at that time there was a new school. On 3rd February, 1557, the Council imposed a stent of 12 bolls of victual on "the commone takis and possessors of tham to be gyfin yerle to the Master of Sculle for his fee, and fowyr pundis mone [money] in pencion, to be payit to hym yerle at twa termis, for techyn of the scull." He also received a "days met" (day's meat) from each of certain tack holders, or, in lieu thereof in time of dearth, 2/- per day. Mr. Thomas Hewison was schoolmaster in 1562, and continued in office after he became minister of the Parish. His salary was 50 merks, and, in lieu of the day's meat, each tack holder paid him 11/1d. yearly; and he also received £5 out of the common good "as it wont to be," together with the stallanger silver collected

Introduction

from unfree brewsters, and other allowances. In 1564, Martyne Logye was master of the school, and he added to his income by trading as a stallanger, and practising as a procurator before the Burgh Court. Probably he acted under Hewison, who appears as "Maistryr of the Grammar Scule of Innernis" in February, 1566, and obliges himself to find "ane sufficient doctour for teching vnder him of the said scule." Patrick Anderson, chaplain to St. Michael, is appointed "doctour vnder the said Maistryr" for his lifetime, at a salary of 10 merks. In 1570, Andrew Macphail, who was Gaelic minister of Inverness, and minister of Petty, was appointed "doctor" under Hewison, at the same salary.

That the education given was fairly "sufficient" is evidenced by the fact that although writing had not yet become a common accomplishment in England and Scotland generally, many of the persons who appear in these Records in connection with written transactions were able to write. In October, 1557, George Cuthbert and Jasper Dempster subscribe with their own hands. Of fifteen persons who subscribe a document in 1560, eleven write their own signatures, the hands of the remaining four being "led." In 1580, a paper is signed by twenty-two individuals with their own hands, and by nineteen by their hands led by the town clerk as notary public; and in 1584, ten persons, including six watermen, or fishers at the cruives, are all able to write. Before 1574, the "auld scule" ceased to exist, having been superseded by a new school; and its larach or site was let to William Cuthbert, the provost, at an annual rent of 5/- payable to the Town.¹

¹ It is a matter for regret that the Records of the Burgh were not available to the late Mr. James Grant, author of the "History of the Burgh Schools of Scotland," at p. VIII. of which he states:—"I endeavoured to collect the history of the old Grammar School of Inverness, but was disappointed." A history of the Grammar School and its successor the Royal Academy has been undertaken by Mr. Evan Barron.

Records of Inverness

One result of the educational work done in the "auld scule" and its successors was that Inverness became noted for the excellence of its English. This excellence was ascribed by Samuel Johnson to the sojourn of an English regiment in the Town during the period of the Commonwealth. "The soldiers," he writes in his *Journey to the Western Islands*, "seem to have incorporated afterwards with the inhabitants, and to have peopled the place with an English race; for the language of this town has been long considered as peculiarly elegant." But, as the writer of this Introduction has remarked elsewhere,¹ there is no reason to suppose that the soldiers had themselves that elegance of speech which they are said to have imparted. The rank and file were unlearned men, drawn from all parts of England, and probably speaking as many dialects as are still found between Northumberland and Devon. The elegance of the Inverness English in the old days has been remarked upon by other travellers; and its origin is to be found in the circumstance that the language was acquired by a mainly Gaelic-speaking people (whose tongue was remarkably free from "brogue" or "accent") not from English soldiers, but from educated schoolmasters and good English books.

Few relics of pre-Reformation Inverness survive that are capable of illustration, but on the accompanying plate three seals are reproduced from impressions preserved in the British Museum. The common seal of the Burgh (SIGILLVM COMMVNE DE INWIRNYS)² was in use at least as far back as the year 1359.³ On the obverse is a representation of Our Lord on the Cross, which formed the central portion of the design on the seals of the Bishops of Moray. On the reverse is a figure of the Virgin

¹ *Chronicles of the Frasers* (The Wardlaw Manuscript), Scottish History Society, p. xxvi.

² *Laing's Cat.*, Nos. 1167-8; *Birch's Cat.*, No. 15,545.

³ *Invernessiana*, p. 64.



1



3



2



4

- 1, 2. † SIGILLVM . COMMUNE . DE . INWIRNYS .
3. S' COME . FRATRVM . PREDICATORVM . DE . İVNNYRNS .
4. † S' COKETE . DE . INWIRNIS . ET . CROMBATHI .

Introduction

Mary crowned, seated on a throne with terminal heads of animals, holding the Child on her left arm, in her right hand a sceptre fleur-de-lisé ; overhead a crescent to the dexter, an estoile to the sinister. The coat of arms of the Burgh is merely a transference of the design on the obverse to a shield, which gave the desired armorial character. The very unusual supporters, a camel and an elephant, make their appearance only at a comparatively recent date,¹ and it has been conjectured that they testify to an "extensive trade once carried on between the port of Inverness and the East."² The seal (15th century) of the Friars Preachers of Inverness (S. COME. FRATRVM PREDICATORVM DE IV'NNVRNYS)³ is appended to a charter by the Friars of date 1517.⁴ It shews, in a pointed oval, St. Bartholomew standing on a platform, full face with nimbus, in his right hand his usual emblem a knife held erect, the back ground replenished with wavy sprigs of foliage. Mr. Fraser-Mackintosh gives in *Invernessiana* a facsimile of a seal, said to be that of the "Chapter of the Monastery of Inverness"; but this is an incorrect description. The seal reproduced by him, which is attached to the same charter of 1517, is that of the Prior Provincial of the Friars Preachers of Scotland.⁵ The last seal in the plate (also 15th century) is that of the Cokete or Custom House of Inverness and Cromarty (S. COKETE DE INVIRNIS ET CROMBATHI).⁶ It shews a shield bearing the Royal Arms of Scotland between three wavy sprigs of foliage.

¹ *Scottish Notes and Queries*, i. v. 97 ; 2, i. 140, 168.

² *Laing's Suppl. Cat.*, No. 1225.

³ *Laing's Cat.*, No. 1052 ; *Birch's Cat.*, No. 15335. The peculiar spelling of the name of the Burgh is probably a mistake of the engraver.

⁴ *Invernessiana*, p. 197.

⁵ *Birch's Cat.*, No. 15459 (S. P'OR' P'VINCIAL' FRA' P'DICATO' P'NI' SCOCIE). In a pointed oval, within a canopied niche, a full length figure of St. Dominic with nimbus and crozier : in base a shield bearing the arms of the Friars Preachers.

⁶ *Laing's Cat.*, No. 1193 ; *Birch's Cat.*, No. 15546 ; *Gent. Mag.* lxxx. pt. ii. p. 513.

Records of Inverness

It is perhaps unnecessary to warn the reader that the picture presented by the Records of social life in the Town in the sixteenth century is somewhat imperfect. Like the books of the civil and criminal courts of our own time, they show more of the dark side of life than of the bright; and, although we find references to a Lord Abbot Unreason and his company,¹ and numerous allusions to such festive seasons as Beltane and Yule, the Records give little information regarding the pastimes and amusements of the people.

The writer's apology is due to the Council and members of the New Spalding Club for the delay that has occurred in connection with the preparation and issue of this volume. For that delay, which, owing to other calls upon his time, was unavoidable, he is solely responsible. He has to express his thanks to Mr. Boyd for responding to his invitation to join him in the work of preparation and editing, and for his most valuable assistance; to Mr. Anderson, the Secretary of the Club, and a native of the Town, for the great and practical interest which he has taken in the work; to Mr. William Grant, Lecturer on Phonetics, Aberdeen Training Centre, for much help in the interpretation of obsolete Scots words, which it is intended to include in a glossary in a future volume; to Dr. W. J. Watson, author of *Place Names of Ross and Cromarty*, for similar aid in connection with difficult Gaelic words; and to Mr. Kenneth Macdonald, town clerk, for invariable courtesy and readiness to assist. The plans of the Burgh and Burgh lands have, as mentioned in the Preface, been prepared by Mr. James Fraser, in consultation with Mr. Anderson and the Editors. The Burgh lands plan will, the writer believes, be found interesting and valuable; and he has pleasure in acknowledging the intelligent part taken by Mr. Fraser in its production.

¹ Pp. 238-243.

Introduction

The introduction into a volume of sixteenth century records of the plan of 1725—the work of Government surveyors—may seem inappropriate. It is, however, the earliest known plan of the district of Inverness, and until now it has never been published. It shows the district as, in the main, it must have appeared in the time of the Records, and its pretty inset is, with the exception of the prospect given in Slezer's "Theatrum Scotiæ," first published in 1693, the earliest view of the Burgh known to exist.

WILLIAM MACKAY.

CRAIGMONIE, INVERNESS,

April, 1911.

RECORDS OF INVERNESS

Burgh Court Books : Vol. I., 1556-67

The bowrow curt of [Innernes] Johne McGillewe and James Merchand balyes . . . xvj day of Nouember in the yer of God . . . callit the curt lauchfullie fensit and effermit as wse is. 1556
16 Nov.

That day James Patyrson messenger strykis ane broch on Hendre Kar elder, as he that com cation for Necoll Kar to do the sayd James as law wyll towart the injust intromission of ane boyt quhilk the sayd Necoll intromettit with the sayd boyt in anno fife thre yer in the moneth of . . . at his awyne hand and withhaldis the sayd boyt fra the said James Patyrson as yet, and dessyris the sayd boyt to be restorit to hyme agane. Comperit Robert Mershell and Schir Patrik Anderson procuratouris for Hendre Kar and Necoll Kar ansuerrand to the forsayd brogh, affermit the forsayd bot clemit at Hendre Kar and Necoll Kar in the sayd James possession and nayt the injust or w[rangus] intromission of the said bot be Necoll Kar be . . . the said boyt in borrowing of Daid Balze wmqhile shiref deput of . . . quhom God assoilze. Apon the quhilk allegation and proponing of . . . speciall peremptor the sayd James protestit that the forsaydis procuratouris be nocht herd in tyme cuming of proponyng of delatouris nor excusatouris in tyme cuming, apon the quhilkis the said James requirit act of curt. Robert Merschell and Schir Patre Anderson procuratouris forsayd confessit in name of the said Necoll the forsaid bot beand James Patersonis ; apon the quhilkis confession and probation of diuerse famows witnessis exemit in jugment hes desernit the said bot to pertene to the sayd James and the sayd James to intromit with his awyn boyt.

Records of Inverness

1556
21 Nov.

The bowrrow curt of Innernes haldyne in the tolbuyth of the same be George Cuthbert prouest, John McIllewe and James Merchand balzes, the xxj day of Nouember in the yer of God 155 sex yeris, the suittis callit, the curt lauchfullie fensit and affermit as wse is.

That day Johne Moreson ane of the officiaris of the bruch of Innerness strekis ane brogh on Thom Stuert, that wronle and aganis the law the sayd Thom bostit and dispresit the sayd Johne wssand his office, in the contemptioun of the prowest and balzes, and bostit to brek the wmost bane in his heid. The sayd Thom is jugit in admerciament and dome gyfin thairapon.

Nomina Assisse: Jasper Waus of Lochslyne, Hendre Kar, Johne Ros, Johne Damster, Johne Grant, Johne Talyeour, Thom Man, Andro Guttre, Jasper Damster, Thom Flemying, Patryk Daidson messinger.

Mathow Paterson ane of the balzes of the bruch of Innernes strykis ane brogh on Thom Stuert, that wranlie and aganis the law the sayd Thom dispresit hyme wsand his office and gef hyme ewyll and injurius wordis opynle in the mercat in he contemptioun. The syis forsaid hes fundyne Thom Stuert in admerciament and dome gyfin thairapon, and hes ordanit hyme to ask forgyfnes in presens of the communitie at the sayd Mathow, and sall find souerte for gud reyll in tyme cuming onder the pane of banisment quhen sic falttis beis fundyn agane. Thom Stuert hes fundyne Jasper Waus of Lochslyne souerte for his gud reyll in tymis cuming, and gyf the sayd Thom Stuert beys fundyn dispresand the prowest balzes or officiar, in that caysse the said Jasper Waus sall answer to the communitie of Innerness the valour of the gud and geyr the sayd Thom Stuert is worth, and furdyr sall byd the prowest and balzes wyll to remof hymself owt of the towne.

2 Dec.

That day as day assingit to James Paterson messinger to preif quhat skayth he had sustenit in the want of his boyt quhilkis Necoll Kar intromettit with the xij day of Agust in anno 155 thre yeris to the x day of Nouember in anno fyfte sex yeris, and thair comperit Robert Merschell procurator quaha admittit the witnes efter followyng and quhar na exceptioun wes mad, William Cowper, Thom Budeth, Johne Wyleson, Johne Gollan and Johne Kar, and the quantite of the waggis yerle refferit to the ayth of Necoll Kar and the serwandis quaha wes wyrkand and wssand the bot on the loch.

Burgh Court Books: Vol. I.

The namis of the commone consell and communitie that consentit to Johne Damster and Patre Skynner fredome and gild, ilk ane of thame payand xx merkis for thair fredome and gyld. The prowest and thre balzes, Johne Ros, Thom Flemyng, Necoll Kar, Pettyr Wester, Martin Waus, Allexander Paterson, Thom Makman, Hendre Kar, Johne Robertson, James Skynner and Willelmus Cuming, payand thairfor as sayd is.

Ita est. W^{mus} Cuming, cls.

Jame Wat, William Barber and Allexander McIone is jugit in admerciament for the wrangus skaling and sellin of thair geyr in opyn mercat and in thair buyth without licence, and dome gyfin thairapon.

Patre Skynner is mad fre burges and gilbroder of this bruch of Innernes and hes gyfin thair ayth of fidellitte to the crowne and to this bruch, and hes payit thairfor to our thesaurer Wilyam Cuming our rentelman twenty merkis to be gyfin to our kyrk wark, and hes fundin James Skynner souerte to the balzes for the spice and the wine and his gyld hoys. Johne Damster is mad fre burges and gild brodyr of this bruch and hes gyfin his ayth of fidellitte to the crowne and to this bruch, and hes payit thairfor to our thesaurer and our rentelman hyrfor twenty merkis to be gyfin to our kyrkwark and hes gyfin George Cuthbert souerte for the spice and the wyne and his gilt hoyse, and hes gyfin ane Inglis crone in paun for xxiiij., quhilk is bot xxiijs.

Actum in Loco Fratrum Predicatorum de Innernes.

The prowest balzes consell and communitie present for the tyme all in ane voce for diuerse and sindrie guid causis mowing thame, and in speciall for withhalding of clannyt men and strangeris nocht to be exceptit amangis thame as burges or gild broder, for the intakyn of clannit men and strangeris nocht beand merchandis nor making thair dale habitation within our bruch nor haweing of fre land in the same is express incontrar our bowrow lawis: heyrfor our hayll cunsell and communitie all in ane voce for the causis forsayd and diuers oder gud causis mowing tham, quhays names efter followis, hes sworne the gret ayth, the halie ewangelist twechit, nocht to consent offer grant not gyf fredome of burgesrie or gild for the space of thre yeris nyxt following the dayt heyrof to oney manyr of person excep allanerlie ane burges son or burges barnis quha may nocht of the law be refusit, and quhat ewyr he be that consentis heyr incontrar to be haldyn infame perjure and newyr to half fayth heyrefter.

Records of Inverness

1556 Thir ar the names quha hes sworne the same and consentit, viz:—
27 Dec. George Cuthbert, prowest ; Johne McIllewe, Matho Patyrson and James Merchand, balzes ; Johne Ross, Petter Winster, Allexander Paterson, Martin Waus, Thomas Waus, younger, Necoll Kar, Johne Grant, Thom Flemyng, Thom Gollan, Thom Man, Thom Cuthbert, Johne Budeth, Jasper Dempster, Hendre Kar, Johne Robertson, James Skynner, Gilbert Gollan, Johne Nilson and Wilyam Cuming : apoun the quhilkis personis athis forsayd the forsayd George Cuthbert in thair name and behalf requerit ane act and instrument, and the forsayd ayth to be faythfulle kepit for the space of thre yeris efter the dayt of this present act.

Ita est. W^{mus} Cuming scriba manu propria.

1556-57
11 Jan.¹

The heid burrow curt of Innernes haldyne efter Ywyll in the tolbuyth of Innernes be Johne McIllewe, James Merchand and Mathow Paterson, balzes, the xj day of Januar in the yer of God j^mv^c fyfte and sex yeris.

Nomina absentium : John Wrycht, Kateryn Sanderson, Watte Cuper, Manis Blait, Thomas McIlmerten, Schir Wilyam Anderson, Thom Cuthbert, Sant Andro Cheplane, Gilbert Hay aris, Schir Johne Alves, the Rud Cheplane, the Vicar of Innernes, Our Ladie Cheplane of the Grene, Our Ladie Cheplane of the He Alter, Master Johne Waus, Johne Grant aris, Hendre Brebner aris, Johne Do, Thom Wrecht, Huchon Symson aris, Margret Gaddyrrer, Johne McAllan, Johne Copland, Donald McIntoche Roy aris : tha and ilk ane of tham oft tyms callit and nocht comperit as tha that aut soyt to the heid curt is jugit in admerciament and dome gyfin thairupon.

18 Jan. Elspet Cuper hes constitute Thom Flemyng and Thom Man hyr procurators in the action and cause be Johne Budeth mowyt hyr incontrar et promisit de rato et grato. Thom Flemyng procurator for Elspet Cuper apoun the production of ane blank reversion onselit [unsealed] or subscriuit presentit in jugment be Johne Budeth of ane pece land lyand in the Kyrkget on the est syd of the same pertening to Elspet Cuper in heretage as ayr to hir fader Allexander Cuper, apoun the quhilkis production and the forsayd Johne Budeth hed nocht ane oder reversion

¹ Previous to 1 January 1600 the year in Scotland commenced on March 25. Accordingly, for the sake of clearness, dates from 1 January to 24 March are here printed both as they appear in the record and also according to the modern computation.

Burgh Court Books: Vol. I.

excep the same apon the quhilkis production and confession and ayth the forsaid Thom tuk act of curt. James Paterson allegit in name of Johne Budeth that Allexander Cuper on his deid bed confessit that the forsaid pece of land wes lyand to hyme in wed of ten pundis. Thom Flemyng procurator forsaid aponit incontrar Johne Budeth sayand he nicht nocht persew be resson he wes under cursing and productit the cursing execut on the sayd Johne Budeth in jugment. 1556-57
18 Jan.

Actum in pretorio burgi de Innernes.

3 Feb.

The consell hes condiscendit all in ane voce thair be twelf bollis wyttell stenttit on the commone takis and possessors of tham to be gyfin yerle to the Master of Sculle for his fee and fowyr pundis mone in pencion to be payit to hym yerle at twa termis for techyn of the scull, quhilkis wittuallis salbe payit to hym at Candylnes and Pasche and fowyr pundis mone at Mertimes and Whytsunday; quhajs nams efter followis that ar stenttit, viz:—George Cuthbert, j boll vittell; Jasper Waus, j b.; Johne Ros, j b.; Allexander Balze, j b.; Finla Patyrson, j b.; Allexander Cuthbert, . . .; Allexander Paterson, half boll; Thomas Waus younger, half b.; Mertin Waus, half b.; Johne McIllewe, half b.; Johne Nilson, j firlot vittell; Thomas Gollan, j f.; Jasper Daidson, j f.; Thomas Cuthbert, j f.; Thomas Vaus, skynner, j. f.; Mathow Paterson, j f.; Necoll Kar, j f.; Jacobus . . . j f.; Johne Robertson, j f.; Gilbert Hayson, j f.; Thomas Flemyng, ij peccis; Fynla Donaldson, ij p.; William Cuming, ij p.; Thom Man, ij p.; Johne Grant, ij p.; Hendre Kar, ij p.: And als the prowest, balzes and commone consell hes consingit Thomas Waus, skynner, and Necoll Kar of his awyne dissyris to refund content and pay hym his fowyr pundis pencion yerle quhilk salbe allowit to thame tha hef the Master acquittance lyk of payment as the same hed beyne payit to our Thesaurer.

All action and clame count and reknyn and payment mad of all monye of chargis and comptis betuix Johne Talyeour and Thom Budeth ather of thame hes dischargit oderis alluthyrle excep that Thom Budeth sall pay Johne Talyeour xijd and quhen the bot frachtyn of pettis quhilk is promist to Johne Talyeour by the bottis partis salbe equallie partit betuix Johne and Thom, and in kays the same be nocht payit athyr of tham to persew equalle for thair pairt for the sayd pettis and gyf the expenses to the bot man amangis tham thair expenses equalle. 22 Feb.

Records of Inverness

1557
31 Mar. Johne Nilson is cumin akit of his awyn motyf fre wyl for Thome Waus elder and Thom Waus elder for hyme eonjunctle and seueralle bayth as ane and ane as bayth to reallie content and pay Patre Cromy and James Robertson thair factoris hawand commission to the resset of the same thair aris executouris and assignays the sowme of allewyn pundis xjs for ane half towne wyne ressaute be thame fra the sayd Patre and Jams betuix this and Lammas callit Vincula Petri, onder the pane of pundyn of thair rydiest gudis and geyr for makyn of payment to the said Patre or Jams or thair factoris as sayd is.

[*Interlined here*] xx die mensis Octobris anno sexagesimo tertio James Robertson consentit to the deleting of this act in presens of Johne McIllwe Johne Vilson in Chanre.

Mathou Paterson, Thom Cristeson, Robert Red, Jasper Damster, Johne Robertson ar cumin akit of thair awyn motyf wyll coniunctim et diuim all as ane and ane as all to content and pay to the forsaid Patre Crommy and James Robertson thair factoris executoris and assignais the sowme of fowyr skoyr sex pundis fyf schillingis and that for thre towne thre puntionis wyne ressaid be thame fra the forsaidis Patre and James viz :—Mathou Paterson fowyr puntion, Thom Cristeson thre p., Robert Reid ane p., Jasper Dempster ij p., Johne Robertson ane p., Margret Ross fowyr p., to be payit betuix this and Lammes callit Vincula Petri nixt to cum onder the panis of pundyn of thair rydiest gudis and geyr for pament makyn to the forsaid Patre. And alls nocht the less albejt the forsaidis personis ar actit to content and pay the forsaidis sowme to Patre Crommy and James Robertson of his awyn confessioun the forsaid James grantis that thair is nocht pertinand hym of the hayll sowme excep twa tone and half wyne pricis.

26 April

The heid borrow curt of Innernes.

Mathow Paterson producit ane attorney of Fynla Paterson befor the prouest balzis for sesing takyn of all landis Wilyam Paterson his fadyr deit last vestit and sesit conforme to his serwing, apoun the production of the same requerit act of curt, and the prowest commandit the balzes to gyf sesing conforme to his seruing.

Johne McGrassych oft tymes callit and nocht comperit as he that wes actit to bring with hyme hys nechbouris to testife to mak faith with hyme that Johne Budeth wes payit of all dettis he wes awand hym and

Burgh Court Books : Vol. I.

speciale ane hard hyd and xiijs mone, and thir ar the nychtbouris he suld 1557
acquet hym with : Gillandreis Moyr, Donald McGrassycht, Johne Ger 26 April
McAne Cheyr. Apon his absens and nocht doing as said is is jugit in
admerciament and dome gyfin for hys absens and suld pay the prices
forsaid.

Finla McConyll Oyr is becumin akit of hys awyn motyf fre wyll to
content and pay Isbell Damster the hiest price of ane boll wyttuell and
thre pects to entres, falyeinge thair to be pundyt for the samen.

The prowest balze and commond consell for the tyme viz: Jasper 29 April
Waus, Johne Ros, Thom Flemyng, Thom Gollan, Allexander Patyrson,
Johne Nilson, Johne Robertson, Fynla Donaldson, Martin Waus, present
for the tyme, for wphald of dale service into thair kyrk for glore of God
and honor thair kyrk, hes agmentit Schir Andrew Brebner Chepland to
Sant Pettyr with fowyr merkis yerle to be payit of the commond gud of
Innernes, with the oblation and anwell of Sant Duthace alter.

Comperit Johne Budet and Elizabet Cuper and for Elizabet Cuper 5 May
Thom Man, and hes nominat with bayth thair consentts in ane voce to
submit the comprising of the land quhilk pertenit to Allexander Cuper
in wedset fra Johne Budeth in thir persons efter following that is to say
for the part of Johne Budeth, Johne Ros, Mathow Paterson, James
Merchand and Thom Waus younger, and for the part of Elizabet Cuper
and Thom Man in hyr name, George Cuthbert, Thom Flemyng, Willyam
Cuming and Johne McIlleve, and quhat the forsaidis personis compris
the forsaid land mayr awand nor the sowme of ten pundis the same wes
wedset for, the superplus sal be gyfin to Johne Budeth and Johne Budeth
sall renunce all manyr of reversion alluttyrle to the forsaid Allezabeth
and Thom.

All the fyscheris quhilkis slays the salmond on the Water of Ness
are fallowyth that wrangle and aganis the law thai brek the statutts
mayd be the consell of the towne for selling of the met fysche in quiet
manyr and presentis nocht the same to the merkat croce and sellis the
fysche derrer nor the price mad to the same be the Consell of the toune,
the syis hes fundyn tham in admerciament and dome gyfin thairapoun.
Syklyk all the fescharis ar followyt that wrangle and aganis the law ye
and ilk ane of yow fysches the commonis wattyr and nocht thair canacis
with yow and disponis on the fysches to your plessouris, the forsaidis
fyscharis ar mad fre.

Records of Inverness

1557
5 May The prowest balzes and commond consell hes ratefeyt and aprouit the act mad of befor towert the pricis of the fysches to be sald at the mercat croce nocht oderwes onder the pane of eschettyn of the fysche and punissyn of thair personis that sellis the fysche, quhilck ac wes mad tha xx day of Januar anno 1553 yeris. This is the pricis : for the gret wasp iijs., the small wasp xxxd., the keltage xxjd. ; and quha dois in the contrar to be punist in thair personis.

It is statutt and ordanit that thair be na fyir mad in Ellon [Island], nor that na fyschearis tak apou hand to fysche the vatter day nor nycht with[out] tha advertis thair masteris or ellis hef thair canacis with thame, onder the pane to be accusit efterwart for thyft and to be punist thairfor as theyfis that dois the contrar. And quhat ever tha be that makis fyr in the Ellon salbe punist with ane nale in his luge and the nixt tyme to be punist as the cuttiris of grene wod suld be. Also it is statutt and ordanit that quhat bestiall, horse, ky, schep, gat or sweyne beys fundyn within the Ellen sall pay for the first tyme for ewyrre best iijjd., for the nixt falt for ewyrre best xijd., for the third falt ane ownla, and that ewyrre ane that hes thair schot in the Ellend sall be pundaris for uptakyn of the same, and this done for keping of the yowng plantts of wod that bestiall destroys and for remed thairof this statutt is ordanit. And for remed that thair be na fyr begit in the Ile the fyschearis hes fundyn souerteis as efter follows, viz : Johne McIllewe is becum souertie for Donald Yet, and Johne Cronn Allexander Paterson for Johne Don McConche, Thom Waus elder for Andro Godson, Johne Robertson for Ade Skynner, George Cuthbert for Johne McNettar, Wilyam Paterson for Johne Wilson, Thom Cristeson for Johne McAne, for fullfylling and keping of the statutts forsaïd onder the panis contenit in the same that the souerteis shall entyr thame to orderly the panys quha beis fundyn faltoris.

Ane brocht strykyn on Johne Skynner alias Bogmecheran, Andro Bane, that wrangle and aganis the law tha schot the watter callit the Cawyll the last day of Aprile to the takyn . . . Andro Bane said to Wilyamson that nycht of abefor and desyrit hyme to concell his beyne thair—contenit to the nixt curt.

29 May Towart the actione and cause mowit be William Cumyng thesaurar of the burgh of Innernes for the tyme in name and behalf of the provost balleis and communitie of the samin productit ane precept deuly execut

Burgh Court Books : Vol. I.

and indorsat, berand in effect that quhar Mertyne Vaus burgis of the said burgh in the moneth of Aprill in the yeir of God j^m v^c fyfty vij yeiris or thairby be hyme his cotaris servandis of causing command and ratihebetion com to the pastur and lesur of Drakis pertening to the commonte of Innernes, and hes rewyn and telit and sawin ane pairt thairof liand betuix the landis of Mekil Draky to the est and the landis of the Inchis to the west intending to appropy the samin to hyme as his awyn propir land, albeit befor the teling of the said peis land the said Mertyne wes inhibit and the said land arrestit that na farther occupatione suld be downe, nochtwithstanding the said Mertyne in his contemptione occupit the said peise land: Quharfor the said Merting Vaus being callit and comperit befor the said provost ballies and comunite nayit alluterly the breking of the arrestment, opponing thair was na arrestment put in the said peis land. Siclyk the said Merting is fallowit be said William Cymyng our thesauray foirsaid that wrangusly and aganis the law he telit the common hie gait quhilk discendis fra the moat betuix the Inchis and Lytill Draky to the Myll quhilk hes beyne past memor of man ane hie gait in commonte, and desyris the said Merting to desist thairfra in tymes cumyng. The Inquest hes funding that Merting Vaus hes wrongit in the breking of inhibitetione and fre of the arrestment be resoun thair was nayne maid as the precept proportit, and the said Merting decernit to big the said dik as it was of befor in the ald place. And siclyk the said Merting is desernit to desist fra ony forther occupying fra the hie gait quhilk descendis fra the mote betuix the Inchis and Lytill Draky downe to the Mill and the samin to be haldin as commonte as the hie Kingis gait lyk as it was of befor.

Johne McGillewe, Thome Fleming and Johne Ross, in nayme and behalf of Sande Cuthbert sone and ayr to vmquhill James, confest thame-selffis in jugement that ane fald of land occupit be tham as tennentis to the landis of Lytill Draky pertening to the comunes in commonte suld nocht perting to tham as properte and in jugement renuncit thair clame and titill thairof to be vsit as commonte as it was of befor.

Mans McGillmichell is jugit in americiament for the wranguse drawin of ane dowrk to Andro Dempster and briking of the dowrk at the said Androis heid, and is ordanit to sit on his kneis and ask hyme forgeiffnes for his offens.

Records of Inverness

1557
29 May Johne McAllester Cain is fallowit that wrangusly and agaynis the law he deliueris nocht to John McGillewe iij cheip quhilk he sald to the said Johne McGilliweis wyf, and is adjudgit the said Johne McAllester aucht to pay ane schip quhilk wes slayne be the wolf and the uther tway.

Nicholl Kar protestit for costis skaythis and damnagis sustenit be hyme throw the want of certan victuall promest to hyme be Johne Hall, Rob Tulloch and Johne Browne, burges of Kyrkwall, at ane certan day wynd and wedder seruand conforme to his charter party maid thairvpon, and protestit for remeid of law.

George Symonson is fallowit that wrangusly and aganys the law he disobeit the command of provest and bailzes of the burgh in the putting of ane arrestment in the Pris land occupeit be Merting Vaus as he was commandit thairto and put the nychtbouris in beleif he had downe the samin, for the quhilkis the said George is adjudgit in amerciamment and decernit to tyne his offices induring the provestis will.

17 June Johne McIllewe is cumin souerte for Donald McYntosse of Cullern to do all that law wyll to Lewyr Smyth or Hendre Kar his procurator towert ane puntion of wyne allegit be said Lewyr, Hambrochman, market and testit be the said Donaldis wyf, throw the quhilk the price of the said puntion, extending to fyf lib. xijs. vjd., the said Donald aucht to pay the sayd Lewyr as he allegis.

21 June Wilyam Dow McPhayll hes grantit in jugment that he ressaid to hym in prentechip Jame McDone to hef lernit hyme to the brebner craft quhilk he suld hef hed for the leryng of hym x firlothis victuell, quhilkis Wilyam is desernit to fullfill his promise in lerning of the said Jame to his craft and ressaf hyme within xxiiij howris, the said Jame to serve hyme to his craft for fyf yeris; failyeing the said Wilyam ressaf the said Jame as sad is, the said Wilyam sall pay Allexander Paterson x firlothis victuell within the said xxiiij houris; and the said Jame to occupe na noder craft nor labyr except it he is bundyn prentis to.

28 June Comperit James Paterson messenger on the ane part and Hendre Kar as he quhilk wes souerte to do as law wald for Necoll Kar oft tyms callit as he that wes varnit to heyr ane decret pronuncit his contrar as he that com souerte as said is for the said Necoll for the injust intromission of ane bot pertening the said James and to heyr and se the proffit of the said bot liquidet; efter lang proces proceding in the said caus

Burgh Court Books: Vol. I.

lauchfull tyme of day bydune the said Necoll Kar beand present hyme-
self for the tyme rychtis ressonis and deponis of diuerse famus witnes na
parte repungnand nor gane sayand, the saidis prowest balzis findis that
Necoll Kar iniustle intromettit with ane boyt pertenyng James Paterson
in the moneth of August in the yer of God j^m v^c fyfte thre yeris and had
hyr contenualle in his possession to the moneth of Nouember in anno
j^m v^c fyfte sex ; for the quhilkis iniust intromission the prowest balzes
forsaid decernis and deliueris conforme to the depositionis of the witnes
that Hendre Kar as he that com souerte for Necoll Kar to do at law wald
sall pay James Paterson for ewyrre fracht the bot frachtit ewyrre session
of symmer betuix Midsummyr and Lettyr Mare day extending to twa
fraucht ilk xiiij days on the Loch Ness price of ewyrre fraucht hyr
vjs. viiij. ; quhilk extendis in the hayll yerlie be just calculation ten
frauchts summa of ilk summyr session fyf merkis vsuall mone of this
realme, summa of the hayll summyr sessionis as said is indurand thre
yeris extendis to ten pundis mone forsaid, and for ane vintter fysching in
the ferre of Kessok at hering draf xiijs. iiijd.

1557
28 June

Allexander McWilliam McAllexander Roy strykis ane brocht on
Johne Merschell, that wrangle and aganis the law the said Johne callit
hyme commond theiff. The said Johne Mersell is jugit in admerciament. 3 July

Ellene Thomson strykis ane brocht on Thom Lafrise, that wrangle
and aganis the law he gef hyr ewyll and injurius vordis, saiaid scho wes
bannist of Innernes, and scho wes yet with the dewyllis kap on hyr hed
on hycht of the Kirk of Elgyn. The said Thom is jugit in admerciament.

Allexander McWilliam McAllester Roy is mad fre of the blud
persewyt be Johne Merschell serwand on the said Allexander.

Donald McAne Woyr is jugit in admerciament for cuming to the
towne and landis of the Inchis pertenyng the commondis, and thair
withowt officiaris tuk at his awyn ane ox fra Andro McGawin, and dome
gyfin thairapon, and the said Donald sall restoyr the ox agane. 5 July

Thomas Cristeson strykis ane brocht on Johne McIllmorre, that
wringusle and aganis the law he pays hyme nocht the sowme of xxj
merkis mayll for his kyll, malt hows and twa barnis he hed in takis this
thre yeris bygane, and wrangle he occupeys the said kyll instantle efter
he wes lachfulle varnit to remowff.

Johne McAne Uoyr compeyrrit in jugment and mad Andro
McGurman his werray lauchfull and wndouttit assigna to hyme in and

Records of Inverness

1557 to sewyne hed of gudis, quhilkis gudis the said Johne hes gyfin in the
5 July said Andro possession and thair to remane irreuocabill for ewyr.

The action and caus betuix Johne Robertson and Allester Norre saidlar is contenut to the sycht of nechbouris.

19 July William Budeth is desernit to pay and deliuer Robert Merschell vij lib. ij vnce blew yarne within xxiiij howris, onder the pane of pundyn of hym thairfor, be resson he tuk pament and price mad for litting of the same.

23 July All the nychtbours and takismen of this bruch oftymys callit and nocht comperit, as tha that wes lauchfulle varnit be ane precep to pay thair malis, is jugit in admerciament and dome gyfin thairapon, excep Allexander Paterson, Hendre Kar, and Johne McIllev. Thir ar the nams of tham at ar wnlawit, viz., [*not entered*].

28 July Ane petition gevin in be William Cumyng, burges of the said burgh, desyrand the half of the mill croftis now beand in the townschippis handis vacand and thair act the deceise of umquhill Thome Man, burges of the said burgh, quha deceissit without ony ayris mail gottin of his bodie, for the auld mail paying conforme to the rental, quhilkis provest and ballies and commone consall with the rest of communitie present, quhais naymes efter fallowis, ressaut the said William Cuming thair tax man to the said half mill croftis for ald mayll paying conforme to the rental viz,—Johne Ros, Henry Kar, Thomas Fleming, Allexander Paterson, James Paterson, Martin Vaus, Thome Gollan, Thome Vaus elder, Nicholl Kar, Fynlay Donaldson, Jasper Dempstar, and Johne Robertson.

Ita est, Dñs Patricius Anderson manu propria.

31 July Martin Waus exceptit incontrar Johne McIllewe, balze, sayand he wes parte and balze, and aucht nocht to be juge to hyme.

5 Aug. In presens of the Consell and communitie the balyes hes ondyrtakyne to punis the browstaris brekaris of inhibition of selling of viijd. ayll ewyrre ane for thair pairt as followis, viz. Mathow Paterson to punis the Kyrkget and Brygend and beyond the vatter, Johne McIllewe Damsdell, James Merchand the Estget, as tha wyll ansuer thairfor to the prowest and consell of the towne.

4 Oct. The head borrow court of Innernes.

Nomina Absentium: Johne Wrycht, Mangus Blvnt, Thomas McGillimertyne, the Vicar of Innernes, Our Lady Chaiplen of the Greyne,

Burgh Court Books: Vol. I.

Donald McGillikiris ayris, Sande Suderland, Donald McEkandoy, the Lard of Calderis ayris, oftymes callit as thai that aucht sout to the heid court, ar jugit in amerciamment for non comperens and dowme gevin thairvpoun. 1557
4 Oct.

George Cuthbert is electit and chosyne provost for ane yeir and gaif his aith of fidelite tharvpon as vse is. Thome Fleming, Johne McGilliue and Matho Paterson ar chosyne ballies and sworne thairvpoun as vse is.

Andro Vaus, cusing to vmquhill Mr Johne Vaus, producit ane evident of ane peis of land lyand in the Kyrk gait, betuix the landis of the parochie clarkis to the sout and Allexander Genot to the north, reseruing the lyfrent of the samin til Efame his mother, and is enterit in the sut roll for the samin.

The provest ballies and common consall hes statut and ordanit that euery man and woman haiffand swyne within the burgh remove the samin of the towne within fyf dayis, failzeing thairof it salbe lesum til ony man to slay thame quhar euer thai may be apprehendit in thair skayth without prejudice to the slaar as vnlauchful goud, conforme to actis of burgh.

Johne Budzet, Mannis Kathtkyne, Arthur Byrnay, taisteris of aill. Henry Kar, James Merchand, Allexander Paterson, Johne Grant, Thome Christeson, comprysoris of flesche and fysche.

Towert all manyr of action and debait betuix Johne Grant, burges of Innernes, and Mage Kar his spows, towert adiuring of hyr to hyme conforme to his desyr presentle and to do the dewitte to hym of his lauchfull spowus and wyf, Johne Grant hess fundyn George Cuthbert of the Ald Castell Hyll souerte that he sall treyt, manteine, interteine the said Mage his spous but onne molestation, inquietation or trubling of his saidis spouse, ondyr the pane of refundyn and deliuering to hyr of all the gud and geyr partenyng hyme, extending to the sowme of thre hundryth merkis, in name of pane, to be vsit and disponit be his said spous by the said Johne Grant in onne tymis cuming beand knawyn be thir personis onder writting, that is to say, Jasper Waus of Lochslyne, Johne Ros, Thomas Flemyng, Johne McIllewe, Allexander Paterson, Martin Waus, James Skynner, James Merchand and Johne Damster, that the said Johne Grant sall nocht onlefulle or onhonestle hef hym self to his said spous in tyme cuming. And in lykwyse the said Mage Kar his spous hes fundyne Jasper Damster souerte for hyr that fra the fest of Mertimes heyr efter scho sall adjuyr to hyr said spous, honor and serve 12 Oct.

Records of Inverness

1557 hyme in bed and burd as his lauchfull wyf aucht to do, and sall entyr to
12 Oct. the said Johne Grant his howse this day viij days, being the xx day of
October, onder the pane of the said sowme nomine pane as said is, to be
vptakyne be the said Johne Grant fra the said Jasper forsaid to his wse,
to be wsit and disponit be the said Johne Grant in onne tymis cuming
the fayll knawyn be the personis forsaid, and for the mair securitte the
forsaidis George Cuthbert and Jasper Damster souertis forsaid for
fulfilling of the premissis hes subscrivit this same with thair handis at
Invernes yer day and place forsaid and the cationeris abuf wrettin hes
oblist thameselfis for fulfilling of the premissis and Johne Grant hes akit
hyme for the relyf of the said George Cuthbert and Mage Kar akit for
the relyf of Jasper Damster.

Sic subscribitur, George Cuthbert w^t my hand ; Jasp. Damster w^t
my hand.

20 Oct. Nomina Communis Consilii : The Prowest and thre balzes, Jasper
Waus of Lochslyne, John Ros, Jamis Merchand, Allexander Paterson,
Martin Waus, Thom Waus younger, Thom Gollan, Necoll Kar and
William Cuming rentell man: chosin for the space of ane yer and hes
gfyin thair ayth of fidelitte thairapon.

The absentes of the onfre browsteris, Manis McIllichell, Ellyn
Thom Thomson, Elspet Anderson, and Anne Merschell, jugit in ad-
merciament.

23 Oct. Allexander Paterson strykis ane brocht on Andro Godson, his
feschar, that wrangle and aganis the law he tuk owt his net at his awyn
hand efter the same was heffit be his mastyr of befor, throch the quhilk
owt takyn the sayd net wis stollyn, and dissyris recompence and pay-
ment of the said net.

Allexander Paterson strykis ane brocht on John McAgow, that
wrangle and aganis the law he pays hyme nocht his texation as oderis
dois to the nychtboris. The said Johne is mad fre be resson his guidis
wes flettit of the grund befor the proclamation of the ost and hyme self
dischargit of his tak.

10 Nov. Johne Morison, George Simonson and Arthor Byrna, testaris of ayll,
strykis ane brocht [on] Johne Skynner alias Barnie, that wrangle and
aganis the law he rabuttit tham, tha dowane thair office, calland tham
commone skeularis, glutton carlis, and that tha hed na noder lewyning
bot herroand puyr fok, dessyrand remeid of law. The forsaid Johne

Burgh Court Books : Vol. I.

Skyenner is desernit to pass to the mercat croce, and thair opynle sit on his kneise and ask tham forgyfnes. 1557
10 Nov.

Manis Kathkin, Sande Baxtar and Sande Donaldson ar admittit to be common baxtaris and nayn vther, and sal bayk sufficient stuf, and sall keip the statutis and command of the saidis provest ballies and browgh under payne of escheiting of thair stuf quhilke beis fundin unsufficient and nocht conforme to statutis of the burgh, and all vtheris dischargit to be common baxtaris bot the saidis personis allanerly. 12 Nov.

Actum in camera prepositi ante forum. 18 Nov.

Because that the inhabitaris of this bruch brewaris of aquavitte hes beyne of lang tyme bygane in wse of selling of thair aquavitte of na lawar prices quhen the boll is gud chep nor quhen the same is at the derrest prices, to the gret hurt of our Soverane Ladis legis and the inhabitaris of this bruch: Tharfor it is statutt and ordanit be the prowest, balzes and consell of this bruch, that all brewaris of aquavitte dweland within this bruch tak nocht upon hand to sell thair aquavitte of na derrer pricis nor as efter fallows, that is to say, quhen the boll wittell is sald in the market for twenty schyllingis, the quart of aquavitte to be sald for twell schillingis, and sua the aquavitte to be sald successiue conforme to the price of the boll wittell; wndyr the pane of the dissobear to pay for the first falt thre pinttis aquavitte, the secund falt half gallon, and for the thrid falt to be dischargit fra sic vsing of aquavitte brewyng for the space of yer.

Masteris prowest and balzes and to your weyll aduisit consell, humle 27 Nov.
menis I your nychtbor Mathow Paterson, that quhar I was passand my lefull bussines this last Munnynday tomorroy, tendyn to have leuit onder Godis pece and our Souerane Lades, nocht the less Allexander McLone onder silence of nycht manassit, bostit and defamit me with mone sindre and diuerse injurius wordis, sayand as efter followse, "Matho Paterson, velcum be ye. Haue ye brocht my pan with ye, quhilkis ye haue on your fyir this yer bygane, and hes nocht payit na siluer for the same? It war mayr nor tyme I war payit for my pan, and er ye depart of this towne ye sall pay me my pan, Mathou, with gret boyst. Quhy brocht ye nocht my pan with you? My pan aw you na thing. Thairfor gyf me syluer, or ellis yourself and your hors sall remane in this towne quhill I be payit. It wes ovr hamle to onne of ye all to hald my pan fra me say lang." And becaus I sayd that wes nocht the errand I com

Records of Inverness

1557 for to the towne, he pat handis in me and said, Be Goddis wondis that I
27 Nov. suld remane quhill he gat his pan, or ellis siluer for the same, with mone
oder iniurius vordis, quhilkis I wald nocht thoyll for the sowme of ane
hundreth pundis. Desyring your Maisterschipis to consider the
premises, and that satisfaction be mad to you and me according to
justice. The said Allexander McLone is jugit in admerciament and dome
gyfin thairapoun, and forder he sall sit on his kneys in Alderyn quhen
he beis requirit be Matho Paterson and ask hym forgyfnes. And in
cayse he do nocht the same, the said Matho protestis for the
defamation to persew the same befor jugis competent, and forder and
he be fundyn in tymes cuming despresonant of onne of the office
men of Innernes, that he sall pay to the kirk wark of Innernes the
sowme of twenty pundis.

1557-58 Andro Waus and Effe Fysher is becumin akit conjunctlie and
7 Jan. severalle to pay George Gra the sowme of fowyr merkis wssuall mone of
this realme, and that for the lering of Robe Waus, broder to the said
Andro and son to the said Effe, to the brebner craft betuix this and
Pasche nixt to cum, and hes bundyn the said Robe for fyf yeris prentes-
chyp to the sayd George, with the saidis Robe first yeris clayse.

10 Jan. The heid burrouch court efter Yuill.

William Cuming presentit ane petitione to the provest and balzes,
desyring hyme to be seruit narrest and lauchfull ayr to his vmquhill
fader Johne Cuming *alias* Millar, burges of Innernes, in all landis his
said vmquhill fader deit last vest and sesit at our Souerane Laydis fayth
and peax, lyand within the burcht of Innernes, vizt: thre roudis of land
and ane tenement of land lyand contegue in Demmisdall on the vest
syde of the samin, lyand betuix the landis of William Gollan to the south
and the landis of the ayris of umquhill Huchon Fraser *alias* Symson of
Irzet [Erchet] to the north, the frontis to the Kingis Gait, the taillis to
the Castell hill to the vest; ane chalmer in the Kyrk yard lyand in our
Lady roud, betuix Dawid Blowntis to the south and Allexander Pater-
sonis ayris to the north; ane peace of ane roud of land lyand in the est
gait on the est syd of the Foull Doub, lyand betuix the landis of Jasper
Waus to the south and Finlay Donaldsonis berne to the north, lyand
sydlingis to the said Foull Poull to the vest, lyand on the Berne hillis
betuix the landis of Gillichrist McGlaschen to the south and John

Burgh Court Books: Vol. I.

Cuthberttis ayris off the Ald Castell hill to the north, Donald McGleschen land to the wast, and the fosse to the est. 1557-58
10 Jan.

Nomina Assise: Jasper Vaus of Lochslyne, Johne Ross, Thom Vaus, Nicholl Kar, Fynlay Donaldson, Jasper Dempster, James Duf burges of Innernes, Johne Grant, Allexander Paterson, Johne Robertson, Martyne Vaus, James Merchand, Thom Vaus, elder, Gillechreist McGlaschen, and Moryse McGillymoyll.

Ane petition gevin in be Fynlay Man, brother germane to vmquhill Thom Man, burges of Innernes, desyring hyme to be seruit narrest and lauchfull ayr to his said vmquhill brother and to his fredome, that is to say twa rud of land lyand in the Kyrk gait . . . ; ane chalmer kirkyard, lyand betuix the landis of Johne Robertson to the south and the landis of Finlay Donaldson to the north ; ane barne vpoun the Berne hillis, betuix the landis of Johne Robertson to the south and Allexander Patersonis land to the north.

The Inquest foirsaid hes seruit the petitioun of William Cuming as narrest and lauchfull ayr to his fader Johne Cumming anent all and hail the landis contenit in the said petitioun, and thaireftir requirit the provest and ballies to ordane ane ballie to gyfe hyme sesing conforme to his petitione and seruinge, quhilk the provest and ballies foirsaidis ordand Thom Fleming, ane of the ballies of Innernes, to gyf hyme heritabill stait and possessione conforme to his seruing and petitione foirsaidis, and the seruing of the said William pronuncit be the said Jasper Vaus Chanclar of the Sys foirsaid.

Towart the petitione of Fynlay Man, the Inquest forsaid and pronuncit be the moutht of Jasper Vaus chanclar for the tyme, fyndis the said Fynlay narrest and lauchfull ayr to Thome Man of sic landis as he wil schaw and produce that the said Thome deit vest and sesit, And towart his fredome he auch nocht to be seruit nor enterit thairto, becaus he is nocht his sowne and ayr gottin of his body, as vse of burrois is, and forthir he hes nocht be vsit nor consuetit with merchandriis, as vse of bourris is, conforme to the actis of burris.

Manis Kaskyn is mad fre of Johne Copland brocht, quhar he seait his brocht on hym sayand that Manis Caskyn borroit fra his modyr ane fedder bed efter his cumin out of France. 22 Jan.

Mage Kar is desernit to refund content and pay of hyr motyf wyll ane siluer croce gilt with gold and ane cristall stane to Johne Copland betuix this and Fasternis Ewyn nixt to cum.

Records of Inverness

- 1557-58 Watte Cuper is cuming akit to refund deliuer to William Cuming
22 Jan. burges of Innernes ane akyn gest of xvj fut lang and ane fut brod in the
 skayr betuix this and Beltan day nixt to cum.
- 1 Mar. Jok Merschell and Plakis ar jugit in admerciament for nocht
 presenting of thair fysches to the mercat, and for howsing of thame in
 barnis befor the presenting of tham to the mercat as tha aucht to tyme of
 curt, and dome gyfin thairapoun, and gyf sic ane falt beis fundyn in
 tymes cuming the fysche to be eschettit.
- 9 Mar. Comperit befor the balyis George Cuthbert of the Ald Castellhyll,
 and gef in ane byll of complent as efter follois:—My lord provost, balyis,
 wnto your weyll adwisit consell, I George Cuthbert humle menis that
 quhar I hef be gyft of assignatioun mad and gewyn to me be Fynla Man
 broder german to wmquhill Thom Man, ane aquavitte pot and ane
 caldron pertening to the said Fynla as ane punt of heretage, pertenyng
 to hym as nerrest and lauchfull ayr to his said wmquhill broder, as in
 the said lettyr of assingnation mad to me thairvpoun mayr fullele pro-
 portis, nocht the less Mage Gorie the relict of umquhill the said Thom
 Man on na way wyll deliuer to me as assingna forsaid the said pot and
 caldron, allegiand the same pertenyng to hyr self, and intendis to
 appropriat the said pot and caldron to hyr but onie tytill of rycht, to my
 gret skayth: quharfor desyris your maisterschipis to compell the said
 Mage be your decret and deliuerance to restoyr and deliuer to me the
 sayd pot and caldrin sufficientle as afferis, or ellis to schaw ane reason-
 abyll cause quhy the same suld nocht be done: And this my petition
 in forme of broch.
- 10 Mar. Johne Grant burges of Innernes is cumin akit of his awyn motyf
 wyll to thankfulle content pay and deliuer Daud Waus of Leyth, his
 factoris, actornays, executouris or assingnais, the sowme of sewyne
 barrell salmond gud and sufficient betuix this and Lettyr Mare day
 heyrefter following, falyeing of nocht paying of the said sewyne barrell
 salmond at the forsaid day the forsaid Johne Grant bindis and oblis
 hyme to pay the forsaid Daud Waus the hiest price that onie barrell
 salmond pays within the realme of Scotland, and at the resset of the said
 salmond the said Daud Waus sall deliuer to the said Johne Grant xviijs.
 in complet pament of the said sewyn barrell salmond.
- 24 Mar. Jasper Waus of Lochslyne strykis ane brocht on Johne Damster,
 that wrangle and aganis the law the said Johne littit nocht certain yarnis

Burgh Court Books : Vol. I.

of the said Jasper of the hewis he condescenit to lyt the same of, sic as red and yallow, the said Johne beand payit for the litting of the same, throw the quhilkis, the said yarne nocht beand littit as the said Johne promist as said is, the said Jasper hess sustennyt the skayth of fowyr pundis mone of this realme by the valour of ane stane of yarne, quhilk wes weyt with Elspet Morison stane. The said Johne is cumin in the said Jasper wyll of his skayth, and alsie is desernit to let the yarnis conforme to his promess, that is yallow and red. 1557-58
24 Mar.

Ane broch strakyne be Angnes Ross Meroris callit Fydell on Mage Baldon, that wrangle and aganis the law the said Mage reyf my hayr and dang me and spulzet me of my curche and ane cortane, I macand hyr na falt, bot yed in hyr huse to desyr Jannet Thomson to cum hame to hyr seruise. The said Mage is jugit in admerciament and ordanit to restoyr hir cleys agane.

Thom Flemyng, ane of the balyes of Innernes, strykis ane brocht on Johne Morray, indwellar in Findirne, that wranggusle and aganis the law the said Johne sayd in Andro Damsteris howse that he tuk na sasse of hyme, for he wald put all the towne in his sleif for ane punt ayll in ane penne purse. 1558
29 Mar.

The heid burrow curt efter Pasche haldyne in the tolbuyth. 18 April

My Lord Prowest, balyes, I William McYnthosse, son and ayr to wmqhill Johne McYnthosse in Termit, desyris at your maisterschips to be seruit as narrest and lachfull ayr to my fadyr, and to be entrit in ane rud of land as ayr to hyme, lyand within the bruch of Innernes in the get of the bryg on the sowyth syd of the same, betuix the landis of Pettyr Winstre to the west and Johne Robertson landis to the est, the front to the Kingis get to the north, the tayll to the Castell hyll to the sowth, quharin my sayd wmqhill fadyr deyt last west and sesit conforme to my fatheris instrument, and desyris to be sesyt thairin conforme to the lawis of the bruch.

Schir William Anderson, Chepland to Sant Androw within the parroch kyrk of Innernes fundat, presentit yerd and stane of ane rud of land pertening to wmqhill Gilbert Hay, gewyn hyme in few be the said chepland, in defalt of pament of the few malis be the space of thre yeris, ilk yeris extending to the sowme of xvijs. vsuall mone of this realme.

Records of Inverness

1558
18 April Mathow Paterson presentle in jugment^r requerit Hendre Kar elder gyf he wald awo that the contract productit be the said Mathow befor the commissar of Innernes, Thomas Flemyng, James Merchand, William Cuming, Schir Andro Brebner and Necoll Kar, wes false fenzet and forgyt in itself. To the quhilkis the saydis Hendre ansurit sayand that the subscriptioun of Schir Johne Nicolson is of veritte, bot the con. to the quhilk the same is schewit to is fals fenzet and forget in itself be the said contract the said Hendre is cursit as yet, and the said Hendre desyrit the said contract to be presentit in jugment to the prowest and balyis.

Master Martin Loge procurator for William McYnthosse requerit ac of curt, quhar the petition of the sayd William wes opynle proclamit at the tolbuyth stayr, and na parte comperit to object in the contrar nor incontrar the inquest. William McYnthosse is fundyn narrest and lauchfull ayr to his wmqhill fadyr Johne McYnthosse in Termit, and seruit conforme to his petition.

Johne Stuart is seruit nerrest and lauchfull ayr to his faydyr, and nocht in to na land be resson he productit na ewidentis.

Ane brocht strekyne be Andro Damster on William McCoren that wrangle and aganis the law he rabuttit his wyf for the takyn of his hors and mad brewis to hyr serwandis with queyne.

23 April Manis McIllmychell humle mens and complenzes on Donald Don and his wyf that on Furisday last wes I callit ane browne hors of myne to the vatter of viij yeris age and vpon the gat the said hors yed be the way to the saidis Donald Done huse and in to his huse the said Donald wyf hed slane the said hors with bastone treys on his fyllottis and brak his bak of the quhilk the said hors deyt on the said nycht; quharfor besykand your maisterschipsis to cause the said Donald and his wyf to restoyr me of the prisus of the said hors quhilk cost me fyf merkis togyder with the costis skaythis I sustene throw the want of hyme.

Huchon Dow McHuchon Moyr confessit in jugment the way pull yng of the tayll of ane ox pertening Doncan Macolmeson. And the jugis desernis Doncan Macolmeson to cause the ox to be comprisit, and quhat at the ox is less of awayll nor he wes of befor the said Huchon to mac pament thairof, to gyf with pament for the hyr say lang as the said Doncan pluch lay idyll in his default.

^r He was sitting on the bench.

Burgh Court Books: Vol. I.

The jugis desernis Ade Hud to teyll and fynd horse to do the same
nyne rygis to Schir Patre Anderson conforme to his promise for ixs. 1558
26 April

Finla McConylloyr strekis ane brocht on Allan McRannald, that
wrangle and aganis the law he deliueris me nocht ane meyr of myne
quhilck I gef hyme in plege of xxxs., quhilck meyr wes comprisit to sewyn
merkis and aucht nocht to hef out of the cuntra, nocht the less he hed
hyr to the ost, and withhaldis hyr fra me as yet. 7 May

Ane brocht strekyn be Mathow Paterson on Johne Bane McBrebner, 21 May
that wrangle and aganis the law he held the wark and labyr of ane hors
fra the said Mathow send Halowmes last wes, and in his defalt the said
Mathow behuift to gyf for ane hors hyr dale vjd., desyrand the said Johne
to refund the same lyk as he that is my cotter, and suld hef fundyn to
me ane horse labyr. The Syis hes ordanit McBrebner to pay the hors
hyr be the modefecation of the juge, and hes refferit to the said
McBrebner his nychtbour ayth to testefe quhow lang the sayd McBrebner
wanttit hors to serue the said Mathow. The jugis hes desernit Johne
McBrebner to refund content and pay to Mathow Paterson xijd. of
ewyre pund worth of gud he hes conforme to the layf of the cotteris of
the cuntra hes done.

Item the said Mathow strak ane brocht on Johne Bane McBrebner
that wrangle and aganis the law he left his masteris seruice viij days
syne without onne lyf, throw the quhilckis the saidis Mathow plewch lyis
idyll, and thairfor aucht to recompense the skayth. The Syis hes
refferit to the sayd McBrebner nychtbour ayth quhow lang sayd plewch
lay idyll in his defalt.

William McPhadryk was desernit to refund content and pay Manis 23 May
Garreoch vjs. viijd. and to remane within the tolbuyth to the tyme the
same wer payit.

Necoll Kar strekis ane brocht on Johne Nilson that wrangle and 3 June
aganis the law the said Johne set on the sayd Necoll to the intent to hef
slane hyme without onne falt mad to hym bot crawand his awyne det at
Clanrynnald quha hed cumin with merchandace to the sayd Johne
Nilson. The Syis hes fundyn Johne Nylson fre. Syklyk Necoll Kar
strakis ane brocht on Johne Nylson that wrangle and aganis the law he
causit twe men of Clanrynnald hald hyme to the tyme he hed slane hyme,
quhilckis men of Clanrynnald ar our Souerane ladis rebellis and mantinet
and supleyt be the sayd Johne Nilson and perfurnest. The Sys hes

Records of Inverness

1558 fundyn Johne Nilson fre. Johne Nilson hes fundyn Johne McIllewe
3 June souerte and lawborrows that Necoll Kar salbe harmeles and skaythles
of hym and all thame he ma gudle stop or lat bayth of tung and
hand bot as law wyll.

6 June Thome Colle is decernit be the jugis of his awyn confession to content
and pay Mergret Waus spous to Johne Ros burges of Innernes twenty
twa barrell of salmond treis, with fyf schyillingis mone, ane hundyr
geyrsteingis, and is ordanit to remane in the tolbuyth to the tyme he
find souerte to pay the tane half betuix this and the first Mare day and
the todyr half to be payit at the Rudmes.

Ane brocht strekyn on Johne McYntagyrt that wrangle and aganis
the law he trublit the towne. The Syis hes fundyn Johne McYntagyrt
jugit in admerciament and dome gyfin thairapoun.

Wat Cupar and Thome Colle his sone is becum in bundyn and oblist
and be the tenor of thir presentis bindis and oblistis tham thair aris
executoris and assignais to thek the sowtht syd of the moder kyrk of the
parochyne of Innernes and wyne the sponne to the same and fulfyll all
manyr of puntis pasis clausis and artekyllis quhilkis Patryk Nepar *alias*
Wrycht wes kontrakit to fulfyll and nocht fulfillit be hyme and be the
tenor of thir presentis oblistis ws as said is to nocht wyrk nor ondertak
to wyrk onie manyr of wark to the tyme the same be fulfyllit and thekit
conforme to the contract mad be the said Patre Wrycht to the Com-
munite of Innernes, for the quhilkis and fulfylling of the premises the
said Wat and Thom sall hef the sowme of forte merkis quhilkis restis
vnpayit, to be payit to the forsaid Thom and Wat at thir termis followyn,
viz. for to wyne the hayll sponne to thek the sowth syd and bringyn of
thame to the Lochend or at the lest sa far as ane boyt ma carre tham
conforme to Patrek Nepar contract ten pundis, and to dycht the hayll
sponne the sowme of fyf merkis, and quhen tha begyn to thek the sowth
syd with sponne that tyme the said Wat Cuper sall hef and Thom the
sowme of ten merkis, and quhen the half or moyr of the sowth syd is
thekit thai sall hawe the sowme of ten merkis in hayll and complet
payment of the sowme of forte merkis for endyng and completing and
theykyk of hayll modyr kyrk conforme to the said Patrek Nepar contract
in all pasis clausis artekyllis and punctis in it contennit, and the said
Watt Cuper and Thom Colle sall begine and wyne the sponne to thek the
same at the fest of the Rudmes nixt to cum callit Exaltatio Sante Crucis

Burgh Court Books : Vol. I.

and dale to contenu to the tyme the said moder kyrk be fullele endit and complettit. And als the said Watte Cuper and Thom Colle hes ondertane and sall thek it quhilk is onthekit on the north syd of the sayd moder kyrk, to the quhilkis Patryk Nepar sall deliuer to the said Wat and Thome ane thowsand gud and sufficient spone togydder with iijc. and iiij^{xx} spone the forsaid Wat and Thom is awand the said Patrek and beand in thair awyn handis togyddyr with all the spone quhilk lyis in the bode of the kyrk to end the said north syd apoun thair awyn expensis, and the rest quhilk is awand of the acquittance gyfin be the said Patre to the said Wat Cuper to be equalle deuidit and partit betuix Thom Colle and the said Wat. 1558
6 June

Thom Melbie is creat burrow officar to pund for the Chaplanis anwellis allanerle and gef his ayth of fidelitte to ws his office lele and trewlie ay and quhill he wer dischargit. 27 June

Marreon Ogilbe is cumin in wyll to the balye for brewyn without licence.

Johne McYnnes Dwe is convictit in admerciament for trowblyng of toune in the nycht and blud drawyn of his vyf. 4 July

Gillecrist McGlassen present in jugment renuncit and ourgef to the townschep ane barne rowme aboue the Barnehillis in Thom Flemyng balye handis in the fauoris of Hendre Guttre and that for xijd. annuell paing yerle to the commondis. 15 July

Ane brocht strekyn be Kateryn Damster on Isbell Garne that wrangle and aganis the law schew beand hyr howsse and reprevand hir for hyr falttis scho dang the sayd Katteryn. Ane brocht on the said Isbell Garne that wrangle and aganis the law schew drew Kateryn Damster hayr and dang hyr with the tangis. Jugit in admerciament.

Ane brocht strekyn on Marcus Chepman that wrangusle and aganis the law he sayd that the balyes of Innernes ganit bettyr to be schep stelaris nor balyes, and that he suld ger tham stand and thair bonettis in thair handis, and he wes ane gentellar man nor Thom Flemyng.

Fynla McConyllor protestis for quhat costis skayth and damage he sustenis throw vant of his sword quhilk he pot in plege of xxs. to Jannet Duff spous to Allexander Paterson considerand scho beand payit of hyr xxs. 30 July

Allexander Paterson protestit for the proffit of ane guse slane be Thom Cristeson, quhilk he confessit in jugment and the hurt of thre guys.

Records of Inverness

1558
30 Aug. In presens of the balyes and consell of Innernes comperit Jasper Waus burges of Innernes, the said towne beand onder the stent of fowyr skoyr pundis to be payit the thred day of September nixt to cum for the remanyng at hame of the inhabitaris thairof fra ane rayd dewysit at Fala Mowyr the said day, and for relewysing of ane part of the said stent and for the commond weyll of the sayd bruch and liberite of the puyr allis thairof the said Jasper offerit to the said balyes and commond consell the sowme of twenty pundis wsuall mone of this realme for thair set of ane tak of half stell beand in thair handis be resson of the nonentrece of Gylbert Hay son quha wes last lachfull possessor thairof. The balyes and commond consell forsaid, viz., Johne McIllewe, Mathow Paterson, Thomas Flemyng, balyes, Johne Ros, Thomas Waus, Allexander Paterson, Nicoll Kar, James Merchand, Thomas Gollan, Martyne Waus, commond consell, hes oblist thame selfis conjunctle and seueralle to relyf Jasper Waus burges of Innernes of the sowme of fowyr scoyr pundis for the licence optenit be the said Jasper at the Quenis handis for the remanence of the towneschep at hame for thair licence for thair remanence at hame fra the rayd of Falamowyr to conuene the thred day of September nixt to cum, and also for to relyf hyme of the sowme of ane hundryth pundis in cace the forsaid balyes and consell mac nocht compt to the Lordis Auditoris of the Cheker compt of our commond gud of this instant yer of God j^m v^c lvij yeris apoun the premunitioun of xv days as the said Jasper bes requerit heyrto.

Mathow Paterson balye of the bruch of Innernes in name of the commond consell vith the rest of the balyes, viz. John McIllewe, Thom Flemyng, balyes, Johne Ros, Thom Waus, James Merchand, Allexander Paterson, Mertyne Waus, Necoll Kar, Thom Gollan, hes in ane voce condiscendit to persew the prowest for the profit of the Stell send the deceise of Gilbert Hay, and beand in thair handis be resson of the decese of the said Gilbert.

1 Oct. Actum in sacello beate Marie Virginis de Viridj.

The consell hes electit George Cuthbert of the Ald Castell hyll prowest of this bruch for ane yer. Johne McIllewe, Thomas Flemyng and Thom Waus younger wes electit balyes of the sayd bruch for the space of ane yer.

3 Oct. The hed burrow curt of Innernes haldyne in the tolbuyth. George Cuthbert wes electit and chosin prowest and gef his ayth of fidellitte to wse the same trewle for the space of ane yer. Johne McIllewe,

Burgh Court Books : Vol. I.

Thomas Fleming and Thomas Waus younger wes chossin balyes for ane 1558
yer and gef thair ayth of fidellitte thairapoun. George Symondson, 3 Oct.
Johne Morison, Gilbert Gollan and Thom Robertson ar electit and chosin
officaris and gef their ayth of fidelitte to ws the same lellele and trewle
ay and quhyll tha wer dischargit. William Cuming wes creat and sworne
scribe of curt. Thom Morison wes creat and sworne damster of curt ay
and quhyll he be dischargit.

James Paterson protestis that insafar as the prowest and balyes ar
nocht electit and chosin as he allegis as the actis mad be our Souerane
Lordis Consell and thre Estattis, that tha be nocht jugis competent
insafar as onne persone or parte hes action incontrar James Paterson,
Mathow Paterson ther moder.

George Cuthbert of the Ald Castell hyll and prowest of Innernes,
Thomas Flemyng, Johne McIllewe, Thom Waus younger, balyes of the
said bruch, James Merchand, Jasper Waus of Lochslyne, Fynla Donald-
son, Hendre Kar elder, Johne Red talyeour, Necoll Kar, James Paterson,
Johne Grant, James Duff, Andro Sudderland, Thom Waus elder, Patre
Skynner, Gilbert Gollan, Johne Morison, all with ane woce hes grantit to
admit and to excep Thomas Balze off Corsarle to thair nychbour burges
and gild broder efter the wtpassing of the act mayd be prowest and
balyes and commond consell in the contrar for nocht making of fre
burges or gyld efter out rynnng of the dayt of the same, and the said
Thom Balze sall do thairfore to the townchep xls. and the rest refferit to
his awyn gud mynd and wyll.

Actum in sacello beate Marie Virginis de Viridj.

4 Oct.

The commond consell wes schosyne quhoys namis efter fallowys.
Nomina Communis Consilij: the prowest and thre balyes, presentes
et jurati; Jasper Waus of Lochslyne, John Ros, Mathow Paterson, James
Merchand, Allexander Paterson, Martin Waus, Thom Gollan, Necoll
Kar, James Paterson, Jasper Dampster, and William Cuming thesaurer.

The Consell hes deuisit ane stent to be mad on the takismen on
Sunday nixt cummis.

The balyes and officaris hes accepit on tham selfis to compryse flesch 2 Nov.
and fysche. Arthour Byrna, Johne Red and the officaris ar electit and
sworne to be testaris of the ayll. Allexander Paterson, Martin Waus,
Johne Budeth, Thomas Cristeson, Johne Morison, Johne Grant, Thomas
Flemyng, Necoll Kar and the rest of the balyes electit lynaris.

Records of Inverness

1558
2 Nov. Schir Gilbert Duff, Chepland to Sant Kateryn fundit in the parochie kyrk of Innernes, requerit ac of curt and instrumentis quhar the prowest balyes and cunsell and communitie grantit to hyme the set of nyntene yeris tak of ane rud of wast land callit the Rud manse for byggin of the same to be furthcummand to the chepland and his successoris, and also for paing to the said rud chepland and his successoris thre schyllingis anwell yerle in augmentation of anwell mayr nor the same payit at onne tyme of befor because the same land is now wast, and the said prowest bailies and cunsell hes grantit the same because it is wast and for the vtillitte of the chepland and his successoris.

16 Nov. The prowest balyes and consell present for the tyme hes statutt and ordanit that na craftisman cordinar within this bruch tak wpon hand to sell onne gentyll men schone derrar nor xvijjd. the payr, the women schone xiiijd., serwandis schone to be sald for xvjd., barnis schone to be sald for xjd. the payr, onder the pane to the braker heyrof hys schone all at he hes to be eschet and to pay his wnlaw mayr and this price to lest to Faster ewyn nixt.

Conuenit the prowest, balyes, Schir James Duff parson of Bulleskyn and Commissar of Innernes, and Thomas Flemyng sheref deput of Innernes for the tyme, for macyn of the feyr of the wictellis to Mertimes quaha hes mad the price of the boll to extend to xiiij.

William Cuming rentell man of the bruch of Innernes for the tyme persewyt Mathow Paterson for xxxiijs. iiijd. of the rest of his malis for his landis of Drake of Mertimes terme of lv yeris and Whytsunda lvj yeris, Johne Damster for the sowme of xls. of the rest of sex pundis he suld hawe payit for his licence of saling, Marcus Clerk, Fynla Sanderson flescharis for xxs. of the rest of thair bucherre malis of the Mertimes terme anno lvj and Whytsunda lvij yeris and xls. for thair buchre malis of Mertimes lvij yeris and Wytsunday lvij yeris.

21 Nov. William McEwyn McIlmychell is jugit in admerciament for the blud drawyn and dingyn of Nyn Phayll and dome gyfin thairapoun.

James Symonson strekis ane broch on Johne McWaltyr, that wrangusle and aganis the law the sayd Johne withaldys fra me ane bukлар sword, and for desyring of my awyne sword gef me injurius wordis and bostit, cowt bayth my luggs and my nyse with the same sword, and for the desyring of the same hes brokyn my sword, quhilkis cost me xxs.

Burgh Court Books : Vol. I.

Ane byll of complent gyfin in be Schir William Anderson, chepland, 1558
menand and complenzeand to the prowest and balyes that quhar Johne 3 Dec.
McWalter that quhayr he wes bot passand the Kingis get, belewand na
ewyll of na man, but to have lewit onder Godis pece and the auctorite,
nocht the less the said Johne McWalter bostit me with ewyll and
injurius wordis, and strak me, and thairefter fallowit me to and gat betuix
me and my awyn chalmyr, and war nocht I wan in Mowrrardach
chalmyr he had slane me, and wattit all the ewyning on me to the intent
to hef slane me, for I am contentit to submit me to your jugment gef I
offendit hyme in word or dedis besykand your maisterschippis for to gyf
me juste, for I may nocht trawell to the kyrk for feyr of my lyf of hym
and this my complent in sted of brocht.

Jasper Damster and Johne Nilson ar cumin akit of thair awyn 16 Dec.
motyf wyll conjunctle and seucralle as cationeris for Johne McIllewe to
content and pay James Duff the sowme of twenty pundis mone of this
realme for his xl schyilling fysching of the Vatter of Ness betuix this and
Lettyr Mare day nixt to cum.

Manis Kaskyne is desernit to deliuer Johne Copland ane feder bed 18 Dec.
and ane bowster.

Towert the petition gyfin in be Allexander Paterson, dekyn of the
cordineris, be aduise of the rest of his bretheryn of craft, desyrand the
prowest balyes and consell of the bruch to admit thame to by all roch
hydys tha ma get by the prices statutt be the consell to by the roch hyd
on, for the quhilkis statutt discharging the saidis dekyne and fowyr fyf
mayr or less as the consell of the bruch thocht ado suld ac thair selfis for
furnessing of the towne and Quenis legis of the cuntra sufficient with
schone, bayth to gentyll men, wemen, serwandis, and barnis, apone the
pricis statutt be the consell in ane ac mad be thame the xvj day of
Nouember in the yer of God j^m fyf hundreth lvij yeris, as in the said
ac mayr fulle proportis. The Consell considerand thair petition fandand
to resson, accepit Allexander Patryson dekyn of the sayd craft, William
McIlleyr, Hendre Kar younger, quha becom souerte of thair awyn motyf
wyll oncoactit or compellit to perfurniss this bruch and the Quenis legis
sufficient with schone, quharthrow thair be na complanttis in tymes
cuming.

Johne McWalter hes tane vpon hand to pref the cheplans payment
of vj lib. for suffrage done be tham for his fadyr, quhilk vj lib. wes left

Records of Inverness

1558
18 Dec. them in legasse acclomit be Schir Gilbert Duff, Collector to the Chaplanis.

Johne Ros, burges of Innernes, hes protestit solemnatle in jugment, in name and behalf of the viccar of Innernes, that nochtwithstandyng the prowest balyes ordanis thair officaris to puynd the viccar mans for the kingis malis, to the quhilkis the forsaid Johne Ros allegit it aucht nocht to pay na kingis male, nor wes newyr in wse at na tyme of pament macyn of the kingis male, heyrfor the forsaid Johne Ross in name and behalf of the viccar protestis that it be nocht prejudiciall to the viccar nor his factoris in tymis cuming, bot that tha hef tyme and place to defend the said cause.

1558-59
9 Jan.

The heyd burrow curt of Innernes, haldyn in the tolbuyth of the same efter Zwill, fensit in our Souerane Lord and Lade Frances and Mary, be the grace of God King and Queyne of Scottis, Dalphyne and Dalphynes of Viomes, &c.

Alexander Paterson, in name and behalf of the cordiner craft as thair princepell dekyn, protestit in jugment that in sa far as Thomas McIlmertyne nor his son or onne oderis in thair names hes nocht payit to thame the forsaid craft their few mayll of ane rud of byggit land lyand in the Kyrkget on the west syd of the same, betuix the landis of Daudid Bluth to the sowth and the landis of Thom Fynla to the nort, and thair is twe termis bygane and rynniss in the thred, that thairfor he hes tynt his few and thair sayd land to pertene to the said craft agane.

3 Feb. Johne Cuthbert Katerynson is jugit in admerciament for blud drawyn and makyn of bla on Barbara Nyn Person. And syklyk Johne Cuthbert is jugit in admerciament for the trowblance of the towne.

6 Feb. Robert Red burges of Innernes is becumin akit of his awyn motyf fre wyll for optenyng and getting of licence to pass at this instant tyme to Ask Wedinsday merkat with certan barkit leddy r pertenyng to hym and for lowsing of the arrest pot in his ledyr he oblist hyme self to pass nocht to ane mercat for the space of ane yer efter the dait heyrof. And in cace he fale in the contrar the premisses, the hale leddy or the wttyr awale thairof to be furthcumand to the commond weyll of this bruch.

7 Mar. Sande McIlmertyne is jugit in admerciament for the saing in oppyn mercat to Hendre Kar elder that his serwandis pot wychecraft in his net.

Burgh Court Books: Vol. I.

The hed burrow curt of Innesnes efter Pasche.

1559

3 April

Yerd and stane presentit be Schir William Anderson, Sant Andro Chepland, of ane rud of land lyand in the Kyrkget on the ves syd of the same, betuix the landis of Sant Androwis to the sowth and Gilbert Hay aris landis to the north, for nocht paing of his anwell, and that for the second curt.

Mage Gorre and Andro Damster hyr spous for hys entres hes constitutt Thomas Balze of Corsarle and Thomas Flemyng thair procuratoris in the actioun mouit be tham contrar Luwyr Smyth, Hambruchman, et promiserunt de rato et grato. Lewyr Smyth hes constitut James Paterson his procurator in the action mowit his contrar be Mage Gorre and Andro Damster hyr spous, et promisit de rato et grato.

17 April

Thomas Balze of Corsarle allegis that Lewyr Smyth grantit in jugement of abefor of the ressett of vij dakyr benokis conforme to hys merchand byll. James Paterson procurator forsaid inquiryis the jugis gyf tha wyll sit on the byll gyfin be Mage Gorre, be resson the same in sa far as it beris executoris and intronissaris of the gudis and geyr of Thom Man, and the same suld be pleyt befor the jugis spirituall and nocht temporall jugis, and desyris the jugis ansueris. The jugis accepis tham to be jugis in this cause, and that be resson the said Lewyr confessit of the resset of the geyr conforme to the merchand byll, and brocht the same hame agane conforme to the sayd merchand byll abefor the constitution of procuratorie and efter the constitution, and abefor onne exception contrar the jugis proponit. Thomas Balye of Corsarle procurator forsaid requerit Thomas Gollan as ane of the executoris conjunctle and seueralle speciale constitutt of Thom Man with Mage Gorre and Thomas Flemyng to concur for to persew Lewyr Smyth conforme to Mage Gorre byll gyfin in the persewt of the same, as he that is ane stranger. Thomas Gollan hes constitutt James Paterson procurator for ansuering to Thomas Balye desyris, and ansueris and says that the action rynis to hys self and he aucht nocht to procur hys awyn contrar, be resson the action mowyt contrar Lewyr Smyth is his awin propyr gud and geyr. Thomas Flemyng protestis quhat cummeris cumis on Lewyr Smyth in the retenning of the geyr forsaid incur nocht on hym for his part, be resson he is contentit to resau the geyr and deliuer it to the rycht hand, bot at the same fall on the parte quha prolondis the pley.

1559
17 April

Alexander Cuthbert gyf in his petition to the prowest and balyes desyrand hyme to be seruit as nerrest and lauchfull ayr to his wmqhill fadyr James Cuthbert in all landis and anwell rentis hys wmqhill fadyr deyt last west and sesit and at our soucrane lade fayth and pece, viz. Ane half akyr of feyld land within the land of Gayrbrod, betuix the landis of the Rud Chepland to the est and the landis of Sant Mychaell to the west, the front to the landis of Fynla Donaldson to the sowth, the tayll to the Skay get to the north : Item, ane akyr lyand in the Schypland, betuix the landis of the Rud Chepland to the west and the landis of James Cuthbert to the est, the front to the Skay get to the south, the tayll to the ald dyk to the north : Item, ane oder akyr of land lyand in the Schypland betuix the landis of our Lade land of the Grene to the west and the landis of the Freris Predicatoris of Invernes to the est, the front to the Skay get to the sowth, the tale to the ald dyk alias Churre to the north : Item, ane oder akyr in the Schypland, lyand betuix the landis of the Freris Predicatoris of Invernes to the west and the lands of our Lade Chepland of the he altar to the est, the front to the Skay get to the sowth and the tayll to the Churre to the north.

Alexander Cuthbert requerit ac of curt quhar his peticion wes lauchfulle proclamit at the Tolbuyth stare, desyrand gyf thair wes onne person or parte to apon or obiet contrar his petition or onne part thairof to compeyr befor the prowest and balyes that day as thai wald wyne and tyne, and quhar thair wes na person nor parte comperit to apon contrar his pecion nor the juges, the said Alexander tuk ac of curt.

Thom Waus gef in his petition desyrand hyme to be seruit as nerrest and lauchfull ayr to his wmqhill broder Gilbert Waus, and to his wmqhill fadyr Johne Waus, wmqhill burgesis of Invernes, in all landis and annuell rentis his said wmqhill broder and fadyr deyt last vest and cessit in the landis onder wrettyt : ane akyr of land lyand in Damsdell, lyand betuix the landis of Sant Kateryn to the west and our Lade of the Grene land to the est : Item, ane rud of land lyand at Sant Thomas Chapell, lyand betuix Sant Kateryn land to the sowth and to the north : Item, in yf rud of land beyond the Watter of Ness on the west syd of the Watter, of the quhilk twe rud lyis with ane kyll and malt huse betuix the landis of wmqhill Johne Fowyll to the sowth and the landis of wmqhill William Red elder to the north, extending fra Alexander Kannyth land to the est to the landis of Kynnellis to the west, odyr

Burgh Court Books : Vol. I.

two rud lyand in the said feyld lyand betuix the landis of wmqhill 1559
Allexander Smyth to the sowth and Sant Mychaellis land to the north, 17 April
extendant fra the ald fosse to the est to the landis of Kynnylis to the
west: Item, in ane chalmyr Kyrk yard on the est syd of the same, lyand
betuix the landis of Hendre Kar to the sowth and Sant Kateryn land to
the north, as it lyes in lenth and bred betuix the Kingis get and the Kyrk
yard.

The Schereff curt of Innernes haldyn in the tolbuyth of the 18 April
same be Thomas Balze of Corsarie, Schereff deput.

Ane brocht strekyn on Donald Yet that wrangle and aganis the
law the sayd Donald in thyftuus manyr kariat sex salmond fysche in the
wark of Poltarff to the takyn the same wes fundyn with yow. The Syis
hes conuikit the said Donald, and jugit to be hed to the trone bundyn,
and his luge to be nalit, and to remane thair to nyne howris at ewyn.

Ane brocht strekyn on Johne Crom that wrangle and aganis the law
in thyftuus manyr ye conuoy awa your master salmond fysche and dispons
on tham at your plessour, and quhen ye ar kepit at ye ma nocht cum to
your intent your craft is ye wyll last the fysche away and slay nane of
tham to your master gret skayth. Jugit in admerciament, to be hed to
the trone and to be bundyn to he be nalit and thairefter his handis to be
lowsit and hymeself to ryf away his luge.

Johne Farar hes dischargit hym self and is contentit and he be
fundyn slaing salmon on the Vater of Nes to be hangit.

John Do Cattach, Done Beg Brechyn, Thomas Cattach, Sande
McIlluert ar ordanit to be pot in the Castell to the tyme the consell of
the towne be forder aduisit, because tha ar common cariearis of the
commondis fysche.

Comperit William Cuming thesaurer of the bruch of Innernes for 28 April
the tyme and gef in his complaint towart the habitation of the commone
wennall inhabittit be Andro Suderland, lyand betuix the landis of
James Paterson to the sowth and the saidis Andro land to the north,
wragusle occupet be the said James Paterson and Andro Suderland
thir diuerse yeris bygane. The complent of the said William Cuming
beand sene and considerit, fand that anc wennall wes in the said rowme
mone yeris abefor the deid of wmqhill Thom Anderson, and now findis
ordanis decernis and decrettis that thair salbe in all tymis cuming fra
this day vsit commonle be the hale commonis and all oderis our Souerane

Records of Inverness

- 1559 Lades legis of sic lyk bred as the wennall betuix Thom Cuthbert and
28 April Mathow Paterson is, quhilk is ewyn forgane the same on the west syd
of the Kyrk get. And thairfor ordanis that the said James Paterson
nor Andro Suderland possed occupe manyr labor onne part of the said
wennall, bot the same to be left woyd to the commonis and the quenis
legis as the same wont ewyr to be befor the decess of Thom Anderson,
under the panis that the brekaris heyrof be persewit for purprestour.
- 7 June Johne Daltach oft tymis callit and nocht comperit as he that wes
lachfulle varnit at the instance of William Cuming, for the spulzeingis of
twe scep of his quhilkis wes gottyn in the said Williamis corne fra the
saidis Williamis serwandis, and rabutting of the said William and his
serwandis, and for dale haldyn of his gudis in his cornis, and for diss-
obeying of the officar for nocht gangyn to the tolbuyth to the tyme he
had fundyn souerte to do at law wald, to the tyme the prowest self
behuffit to cum out of his awyn huse to put thair, he is jugit in admercia-
ment and dome gyfin thairapoun.
- 12 June Mathow Paterson as procurator for Cristan Paterson protestis
incontrar Fynla McConylloyr, indwellar in Innernes, that quhar the
said Fynla hes purchest lordschyp incontrar the said Mathow and
Cristan Paterson, he beand under the jurisdiction of the prowest and
balyes of Innernes, quhar he mocht have justice of onie he complezet
on or purchesit lordschyp, sic as William Freser of Stroy, Vardator to
the Lord Lowet and hys kynnismen, and thairfor protestit for raineid of
law. Fynla McConylloyr nayit the purchessing of lordschyp, bot onylle
requerit his mastyr and frend William Freser and oderis his kynnismen
to desyr the prowest for justice of the injuries done to hym be William
Paterson.
- 15 June Thom Crone serwand to Mathow Paterson is mad fre of the slachtyr
of Hendre Kar geys, be resson the same wes fundyn in the corne, and
ar onlachfull gud to be hed in bruch.
- 19 June William Cuming, thesaurer of the bruch of Innernes for the tyme,
strekis ane brocht on Robert Merschell, induellar in Innernes, that
wrangle and aganis the law the said Robert in the xv day of Junij last
bypast said to Donald Gybson, he beand cumin fra his master George
Monro, custumar to our Souerane Lord and Lade, for getting of know-
lege fra the prowest of the departing of the Duche schyp, quhar Gilbert
Jhonstoun had, and efter his ansuer gottin fra the prowest the said Robert

Burgh Court Books: Vol. I.

Merschell met hym and sperrit hyme, Quhat haue ye done? Hys *1559*
ansuer wes, The prowest hes promit the schyp sall nocht depart befor *19 June*
Furisda nixt to cum. The said Robert says, Ye ar all begelit, this nycht
tha ar to depart, quhilkis I assowyr you of the same, and gyf ye get
nocht or ellis tak with yow the skypper or ellis the merchan of the schyp,
tha wyll nocht byd our cokket or onne oder thing, throw the quhilk
saing our skyppar callit Byng Peyrson wes tane out of the schyp,
quhilk saingis wes to the gret dishonor, skayth, and wttyr herschyp and
grete contemptioun to the towne to be the way puttaris of onne schep
or defraud the Queyne of hyr custum, desyrand rameid of law. The
said Robert Merschell is conuikit in the wrang, and desernit be the
consell, prowest and balyes to remeff of this towne within xxiiij howris,
and to be bannest for ewyr.

Elspet Herrot is decernit that for hyr offence and rabutting of *10 July*
James Gollan for hyr demerittis, the said Elspet sall syt on hyr kneys
at the mercat croce and say, false towng, scho leyd, and gyf scho beys
fundyn in saing sic to onne oderis in tymis cuming, scho sall be brint on
the cheyk with the flour ye lyis, and banest of this towne for ewyr.

Effe Neyn Hendryk Moyr is desernit to pass to the mercat
croce and for the rabutting of Manis McYnthogyche and calling of
hyme commone thef, sall sit on hyr kneys and say, False townge,
schow leyd.

Actum in sacello beate Marie Virginis de Viride.

27 Sept.

George Cuthbert was electit prowest for the space of ane yer be
thir personis vnder vrettyn, viz., Thomas Flemyng, Johne McIllewe,
Nicoll Kar, Johne Merchell, Allexander Paterson, Jasper Damster,
Andro Damster, Hendre Kar elder, Johne Nilson, Pettyr Vinstyr, Thom
Cuthbert, Thom Gollan, Hendre Kar younger, Robert Red, Patre
Skynner, Allexander Cuthbert, Johne Talyeour, Johne Budeth, Fynla
Donaldson, Gilbert Gollan, nochtwithstandyn of our Soueranis Lord and
Lades charge charging tham to interchenge prowest and balyes, and thir
ar the nams of tham wer obedient to obey the charge, Mathow Paterson,
Martin Waus, James Merchan, Andro Suderland, Thom Vaus elder,
Thom Vaus younger, Johne Robertson.

Johne Ross, Mathow Paterson, Johne McIllewe wes mad balyes and
electit for the space of ane yer.

Records of Inverness

1559
2 Oct.

The hed burrow curt of Innernes efter Michelmes haldyne in the tolbuyth.

George Cuthbert gef his ayth of fidelitte to wse the office of prowest lele and trewle for the space of ane yer. Johne Ros, Mathow Paterson and Johne McIllewe ves creat balyes, and gef thair athe of fidelitte thairapon for the space of ane yer.

It is statutt and ordanit be the Cunsell that quhat ewyr the prowest or balyes did quhilk mycht concerne to onne manyr of thing contrar the commone weyll by the adwyse of the Consell to be of nane effect, and that tha suld do na thing by the aduise of the Consell.

Schir William Anderson, Chepland to Sant Andro, presentit yerd and stane the Sant Androis manse, wmqhill pertenying Gilbert Hay, for nocht paying of his anwell, and this for the thrid curt.

Schir Andro Cuthbert presentit yerd and stane of William Ard land for nocht paing of anwell to hym as Sant Johne Chapland, and this for the first curt.

Jasper Waus, in name and behalf of the commond consell and communitie, protestis quhat the prowest or balyes dois by the aduise of the Consell be of nane awale force nor effect.

The prowest and balyes ordanis officaris to pund Johne Grant for the rest of xij lib. iijs. iiijd. quhilk he is awand Johne Do McChonche.

4 Oct.

It is considerit be the prowest balyes and consell the menis of Hendre Kar younger of his det, and for this tyme hes licent hyme to haue the tway part of his barkit laddyr to the merkat, and the thred to be wracht in his buyth, quhilk extendis to twa dakyr and half he is licent to haue to the mercat, and gyf thair beis fundyn efterwart he tuk mayr wyth hym, it salbe ane brakyn of arrest.

5 Oct.

The prowest balyes and consell hes statutt and ordanit the officaris to put inhibition to Paule Gray, Thome Gray, Wille Budeth, Donald Grant, Johne Talyeour, Johne Bur, Bartyll Duffus, James Gollan, Ronnald Merschell, Thomas Moyr, Ewyne Talyeour, Jannet Fleschour, Mergret Fleschour, the Suttor McLachlyne, James McBarron, Fynla McConylloyr, Johne Red younger, Thomas Cattach, Johne Skynner, Thome Stuert, Olifer Norre, Johne Nylson, and to discharge tham and ilk ane of tham to ws na merchandrise but licence of the consell, and syklyk that ilk of thame forbeyr and wse na plukyne of skynniss in tyme cuming, that quhilk of thame beys fundyn plukan skynniss tha sall incur

Burgh Court Books : Vol. I.

the hale wnlaw, and the skynniss and woll eschet, and quhilk of the saidis personis hes instantle onne wyld leddy or onne oder leddy, that tha offer the same to the nyctboris apon ane competent price, falyeing tha do the same the said ledyr hale salbe eschet without onne forgyfnes. 1559
5 Oct.

The preuillege of the forstallaris of Suderland, Cathnes and Ross set to Jasper Waus be the prowest, balyes and consell and his collegis for nyneteyne yeris tak, paying yerle thairfor to the consell and communitie ten pundis yerle, bot that the said Jasper sall haue the same thre yeris fre for putting of the same to liberte.

The prowest, balyes, consell forsaid hes statutt and ordanit that na manyr of man fre or onfre within this bruch pass to marcattis or faris with barkyt leddy, and that throw thair passing to marcattis this bruche and the queyne legis is mistakit and the schone brocht to greth derth, and that all leddy quhilk is in the bark and lyme be arrestit, to remane to be wroch wyth in this bruche in schone for fwrnessing of the bruch and the quenis grace legis, and quhat ewyr tha be dowis the contrar be fundyn inobedient and brekaris of the statuttis and arrestment, and that nayne of the nyctboris of this bruch pretend ignorance thes said statutt to be proclamit be oppyne proclamation at the mercat croce, intimand the same to all inhabitaris of the same the said act, and allse the leddy passand to the marcattis salbe eschet to the commond weyll of this bruch, and for furnessing of the quenis legis ordanis that gentyllmen schone be sauld for xxd. ane payr to Halowmess, serwandis schone xvijjd., wemen schone xvjd., barnis of xij or xiiij yeris xijd. the payr, and fray thys furth the onfre men allutyrlie dischargit fra barkyne to the consell be fordyr aduisit.

The inquest forsaid hes fundyn Jame Gollan in ane admerciament for spylling of Anne Flemyng malt in the Kingis Myll and stoppin of hyr of hyr rowme, and for the injurius vordis saing to the said Anne in calling of hyr commond huir, trowmpor huir, and for the bosting of puttyng of ane knyf throw her ehakis, and dome gyfin thairapon, and hes ordanit hyme to pay the skayth scho hes sustenit, and he sall ask hyr forgyfnes and say he leyd, and gyf he beys fundyn saing sic to onne nyctbor wyf in tyme cuming, he sall pay xls. to the communitie on-forgyfin. 23 Oct.

Johne Ross, tennent to Sant Kateryne land within the bruch of Innernes, comperand in jugement sayand that Schir Dauid Cuthbert hes 24 Oct.

Records of Inverness

- 1559
24 Oct. intrusit hyme self in ane pece land pertenand to Sant Kateryne fundation in the parochie kyrk of Innernes, lyand betuix the landis of our Lade land of the New Ylle to the north and Sant Mychallis land to the southt, the front to the full puill, the tayll to the fowss as it gays to Sant Thomas Chappell to the est. The said Schir David Cuthbert comperand personalle befor the ballyes and allegit hyme justle sesit in the said pece of land as it is merchit, to the quhilkis allegians the balyes desyrit the said Schir David to exhibeyt and produce his instrument of sesing, to the quhilkis ansueris Schir David allegand the same wes nocht in the north of Scotland, apou the quhilkis the said Schir David gef his ayth, and the balyes hes consingit to hyme Sant Thomas Ewyne, the xx day of December, to produce his sesing and sufficient tityll gyf he onne hes.
- 7 Nov. Malle Gottre is jugit in admerciament for the wrangus injurius vordis gyfin to Fynla McConyloyr in the saing to hyme commond theff and murderissar of Clan Chattan and slachterrar of tham, and dome gyfin thairapon.
- 24 Nov. Hendre Kar elder, burges of Innernes, is becum in akit of his awyn motyf fre wyll as cationer for Johne Damster his aris and assignais to reale content and pay to James Merchand, burges of Innernes, his aris and assignais the sowme of ten pundis vsuall mone of Scotland betuix this and Fasternis Ewyne nixt hyireefter fallowyng, faling of nocht paying of the said sowme the said day in that cace oblissis hyme his aris and assignais to pay for the said 10 lib. xvj bollis sufficient victell, half meyll, half malt, betuix that and Pasche thaireftyr.
- 3 Dec. Ane precep of the prowest and balyes of the bruch of Innernes gyfin in dewle execut and indorsat be William Cuming, thesaurer of the bruch of Innernes for the tyme, summonand, warnand and chargeand and macand mention that Patre Skynner, Johne Nilson, Allexander Paterson, Hendre Kar younger, and Robbe Red, burgesis of the bruch of Innernes, Johne Bane cordner, Jame Gollan, William Illeyr, William Hay, Johne McRore, William Suffre, Fynla McGillandris, Allexander Strachyne, Patryk Flek, Done Brechyne, cordineris and barkaris of barkit ledyr, personalle comperand for thar selfis and euery ane of thame in jugment beand persewit to heyr and se thame and ilk ane of thame respectiue to be decernit be decret of curt inobedient for the wrangus brekyne of the statuttis made be the prowest, balyes and consell of this bruch inhibitand all manyr of men bayth fre and onfre to haue onne barkit ledyr to

Burgh Court Books: Vol. I.

1559
3 Dec.

mercattis or faris, bot the same to remane within this bruch for seruyng of the bruch and our souerane Lord and Lades legis to be made in schone for seruyng of the same, and quharthrow na inhabitand dweland within this bruch suld pretend na ignorance, the said statutt wes proclamit opynle at the mercat croce of Innernes; And in lyk manyr inhibitand all onfre men, bowyth haldaris, cordineris of this bruch, quha hed onne ledyr in bark or lyme at the making of the said statutt and proclamation, hef nane to mercattis or faris, bot to wyrk the same in thair bowyth this for fowrnessing of the bruch and the Quenis grace legis, and to be sauld upon the pricis contenit in the statutt and act mad thairapon, quhilkis wes proclamit be oppyn proclamation at the mercat croce, and thar eftyr thar hale leddyris quhilk war in bark and lyme wer arrest in the prowest and balyes name for fortefeing of the said statutt and proclamation, to remane within this bruch to be wrocht in schone to furness the quenis grace legis and this bruch, nocht the less Patre Skynner, Johne Nilson, Allexander Patyrson, Hendre Kar younger, contempnandle hes dissobeyt the said statutt and brak the said arrestment in hawing of barkit hydys to Coan fayr owr Spey, and hes bene inobedient in brekyn of the said statutt, and also contempnatle incontrar our souerane Lades auctorite and lawis hes brokyn the said arrestment mad as said is; and in lyk manyr Robert Red, Johne Bane, Cordiner, Jame Gollan, William McIlleyr, William Hay, Johne McRore, William Suffre, Fynla McGillandeis, Allexander Strachyn, Patre Flek, and Done Brechyn contempnatle hes dissobeyt the said statutt in selling of schone of darrer pricis nor the statutt beris in he contemption. The forsaidis personis, comperand personalle every ane of tham for thair selfis respectiue, nayt the puntis of the forsaid precep euey ane for his awyn part, accep Johne Nilson, quha allegit that he wes this xvj yeris bygane in vsing of barkyne as ane fre man auch, and throw his fredome he mocht wse his merchandrice to pass to mercattis and faris nochtwithstandyn of the statutt mad be the prowest, balyes and consell, for the same wes bot ane new nowation, and thairfor protestit quhat wer done his contrar as that day suld nocht be prejudicial to hymself or his libertte. The Inquest forsaid hes fundyn Johne Nilson inobedient for brekyn of the statutt, and also that he hes brokyn ane arrestment in the hawing of barkit ledyr to Coan fayr efter the same var inhibit and arrestit conforme to the punttis of the precep and thairfor is jugit in admerciament and dome gyfin thairapon.

Records of Inverness

1559
4 Dec. It is statutt and ordanit by the prowest balyes and consell that nane within this bruch tak vpon hand to by the lade of turris derrer nor fyf pennis the lade, and quha doys the contrar sall pay the vnla of aucht sillingis.

5 Dec. It is statutt and ordanit that na man hald thair muk on the calsay langer nor aucht days, onder the pane of aucht schillingis for ewyre tyme thame fallis.

The balyes forsaid in jugment be the aduise of the Cunsell hes dischargit the cordineris of onne manyr of vsing of curtis or onne oder libertte that hed [been] grantit to tham be thair successoris of abefor, and that because tha alluttyrle contempnit and dissobeyt the statuttis mad be the prowest, balye and consell, and apon thair discharge the balyes tuk ac of curt, the said craft personalle present at the discharge of the same.

8 Dec. The nummyr of the hydis the onfre men hed in bark and lyme. William Suffre and Johne Roreson, xvij hidis ; Jame Gollan, viij hydis ; Donald McGlassen, ij hydis ; Patre Flek, j hyde ; Fynla McGillandris, iij hydis ; William Hay, xv hydis ; Allexander Strachyn, viij hydis ; Johne Bane, viij hydis ; Done Brechyn, ij hydis ; William McIlleyr, iij hydis.

9 Dec. Jannet Flescher, Margerre Frissall and Ewyn Talyeour is jugit in admerciament for brekyn of inhibition and brewyn of ayll without licence.

Marcus Clerk wes decernit to remane in the tolbuyth ay and quhyll he mad payment of fyf pundis for his buchre male, or ellis find souerte for pament to William Cuming, rentelman for the tyme.

11 Dec. Ane brocht strekyne be Johne Ross, burges of Innernes, on Hendre Kar younger that wrangle and aganis the law he ressaffis and byis his chepman leddy and speciale fra Donald Dryne, quha is his feyt callan and awand hyme gret dettis, throw the quhilkis the said Johne is postponit of his pament. The said Hendre is made fre be the Inquest.

It is statutt be the balyes and consell present for the tyme that quhat ewyr he be that byis leddy fra onne oder merchant calland or serwand in tyme cuminge, that the leddy sua coft sall be deliuerit to his master agane conforme to the ald actis mad of befor.

Ane brocht strekyne be Marcus Clerk and Fynla Sanderson on Johne Skynner, Thom Symson, Thom Robertson, Ewyn Talzeour and

Burgh Court Books : Vol. I.

Jannet Fleschar that wrangle and aganis the law tha relyf ws nocht of *1559*
the buchre male of the Vytsunday fyfte sewyn, Mertimes fyfte sewyn, *11 Dec.*
Vitsunday fyfte auch, and Mertimes fyfte auch, Vytsunda fyfte nyne,
quhilkis tha wsit our craft of flescharschyp in thir saidis yeris, desyrand
tham to be compellit to relyf ws. The Syis hes fundyn tham fre that
tha aucht nocht to relyf tham, be resson tha complennit nocht befor, and
now inhibition is decernit to be pot to tham in tyme cumin.

The Buchre set to Johne Ross for the space of ane yer for xls.

The jugis decernis William McIlleyr and Hendre Kar younger to
call the creditoris contenit in Sande More testament, be resson tha ar
executoris, and pay the creditoris to quhom he left his geyr to in
legasse. The juge Mathow Paterson decernis William McIlleyr and
Hendre Kar younger, executoris to Sande Moyr, to pay James Kar
fowyr pund mone, twa fald cortan, ane auld fustean dublet, ane russat
cott, twa payr quhet hoys, within xv days, quhilk wes left in testament,
and the law day efter Ywill consingit to hyme to pref the oder thre
pundis mare allegit be hyme left in legasse.

The balyes ordanis the officaris to pass with the cheplanis to pund
for thair anwellis.

Ane broch strekyne on Robert Red, that wrangusle and aganis the *20 Dec.*
law he mastyrfulle contempnant the inhibition and statuttis made be the
prowest, balyes and consell of this bruch, he beand burges and gyld quha
gayf his ayth of fidelitte to defend the statuttis of this bruch the tyme of
his being made freman, quhilk express the contrar he doys in making of
schowne in queat places and nocht selling of tham to the communitte of
this bruch conforme to the statuttis made thairapon be the consell, bot
contempnantle contrar to his ayth and brekyn of inhibition derectis and
sendis his schone landwart to mac mercat in hurt of this bruch in he
contemption. The said Robert Red is fundyn be the Syis in admercia-
ment of the hale brocht.

Thom Balze gef in his petition desyrand to be freman burges and *1559-60*
gilbroder, sayand the same wes affermit and vottit to hym befor, and *8 Jan.*
suld haue beyne mad instantle wer nocht the revoletion of ane ayth,
quhilk petition the prowest and balyes desyris the said petition to be
aduisit to efter nowne and to ansuer thairto, quhilk wes refferit to the
consell.

Records of Inverness

1559-60

Hora secunda post meridiem.

8 Jan.

The prowest balyes and consell conuenit within the Blak Freris of Innernes, vpon the desyr of the petition forsaid, quha in ane voce repellit the same petition and all mycht fallow thairapoun, accep the personis onder wrettin viz. George Cuthbert, Johne McIllewe and Thom Flemyng, quha affermit the forsaid petition be resson of ane promess mad be tham to the said Thomas Balze, and because the remanent of the Consell, haueand consideration and respect to the ayth gyfin and made be tham at Innernes of the dayt xxvij day of December anno quinquagesimo sexto as in ane act mad thairapoun more fullelle proportis of the forsaid dayt, hes repellit and renuncit all promess made of befor to Thomas Balze and rewokis the same and to be fre of thair ayth to the tyme the contentis of the said act be fullele furthrunnyn, quhays names efter fallows, viz. Johne Ross, Mathow Paterson, Allexander Paterson, Martyne Waus, Jasper Damster, Jasper Waus, James Paterson, James Merchan, Thom Waus, Necoll Kar, and William Cuming and Thom Gollan, and this thair ansuer to be gyfin to the said Thom Balze.

vij petitionis gyfin in that day.

10 Jan.

Johne Abram and Margret Ogilbe, his spous, wer jugit in admerciament for injurius vordis gyfin Hendre Kar elder, he doand na fale to hym, bot desyrand ane acquittance of the geyr he suspekkit hym and his vyf wess stollyn out of Johne Damster, in saing to hym he lewir se hym hangit nor he effec his hatret thā mekyll, and syklyk for the defaming of the said Hendre vyf that the said Abram said he sessit hyr fowre tymes for macyn of ane kyrtyll, and syklyk the said Abram vyf in admerciament for the callyn of Hendre Kar and his vyf commond theyfis and calling of the said Hendre wyf ane rank veche, ar jugit in admerciament and dome gyfin thairapon, and for thair trespass ar ordanit to pass in lynnyng clays throcht the fowyr portis of the towne, and than cum to the mercat croce and set on thair kneys, and say false tung, tha leyd, or ellis in thair chose to be bannest of the towne, and dome gyfin thairapon.

Thomas Balze of Corsarle in presens of the prowest and balyes sittand in jugement, and thair schew and declarit on to tham that he is seruit and ratowrit ayr befor the prowest and balyes of this bruch as ayr to wmqhill Allexander Balze, burges of Innernes, the last day of September anno fyfte fyf yeris, as the ratowr past thairapon proportis,

Burgh Court Books : Vol. I.

contentit in the prowest and balyes bukis of Innernes for the tyme, and that conforme heyrto gef in his clame and petition to the prowest balyes and consell of this towne in the yer of God a thowsand fyf hundreth fyfte aucht yeris or thairby, desyrand hym to be admittit freman as ayr to the sayd Allexander Balze to vs the fredome and preuillege of this bruch, and at that tyme be votting of the prowest balyes and communitte for the tyme wes ordanit to be made freman as is allegit conforme to his petition, as the actis of curt tane be hyme thairvpon togydder with Instrument tane in William Cuming hand scribe of the curt for the tyme proportis, and his admission than grantit as allegit, and the ordor deferrit, the bankat and wyne beand ressemit as is allegit, and he send syne conforme heyrto wsand his preuillege in the said bruch as freman be resson of the said wotting, and now of lat hes desyrit the ordour of his admission the aucht day of Januar to be had conforme to the said votting, and hes nocht openit the ordour of admission as yet, Quharfor presentle desyris the prowest balyes and consell in jugement thair ansueris apou the process and ordour of admission, and in cace tha deffer protestis for rameid of law, and desyrand tham to gyf command to William Cuming to gyf presentle in jugement the said act and instrument on his expensis, and desyris thair ansuers. The prowest and balyes hes defferit the ansuer of the petition and desyris of Thom Balze to commoning of tham and the consell, and to gyf thair ansuer thairto the xiiij day of Januar nixt.

1559-60
10 Jan.

Actum in loco fratrum predicatorum de Innernes.

13 Jan.

That day conwenit the prowest, balyes and consell of the bruch of Innernes in the Blak Freris, George Cuthbert prowest, Johne Ross, Mathow Paterson, Johne McIllewe, balyes, Jasper Waus, Allexander Paterson, Thom Waus younger, James Paterson, Martin Waus, James Merchan, Jasper Damster, Thome Flemyng, Necoll Kar, quhay with ane voce repellit the petition of Thom Balze, and dissassentis the accepting of Thom Balze alluttyrle to be freman or admission of hym thairto, accep George Cuthbert, Johne McIllewe, Thom Flemyng, and Necoll Kar, quha haldis thame at the fyrst promit tha made hyme, and thir ar the ressonis, be resson he hes nocht ane fre rud of land within the bruch, as ane fre burges aucht to hef befor he desyris his fredome, and alse nochtwithstandyn he wes seruit as ayr to Allexander Balze, he aucht nocht be that resson be admittit to his fredome fordyr nor as the consell

Records of Inverness

1559-60 of the bruch thocht hyme to thame wartht his fredome, alse he hes nocht
13 Jan. made habitation nor dweling in this bruch yer and day, as he aucht to do befor the admission of hym to his fredome, nor held newyr stob nor stayk, scottit nor lottit, walkit nor wardit with this bruch at nay tyme, and be thir ressonis forsaidis and oderis repellis, dissassentis the acceptation and admission of Thom Balze to be admittit to the ordor of fredome accep the personis forsaid, quha bydis at the first promit mad to Thom Balze.

It is statutt and ordanit be the prowest balyes and consell of this bruch of Innernes, quhays nams efter followis viz., George Cuthbert, prowest, Johne Ross, Mathow Paterson, Johne McIllewe, balyes, Jasper Waus, Allexander Paterson, Thom Waus younger, James Patyrson, Martine Waus, James Merchand, Jasper Damster, Thom Flemyng, Necoll Kar, Thom Gollan, and William Cuming, that in all tymis cuming that nay setting of takis, disposition of benefice, admission of onne man to fredome, nor generall onne manyr of action or cause quhilke may concerne to the commone weyll of this bruch or may be appropriat heyrto, pass nor be condiscendit be votting or optenyng of wottis, bot the same to [be] discussit, set, disponit, admittit and vsit be the consell colleckit for that yer yerle and nocht oderways, and for strenthyning of this act and statutt made for the commond weyll of this bruch the forsaidis prowest, balyes, consell hes subscriuit this present statutt with thair hand wrettis day and yer forsaid, and quhat ewyr beys oderwas done to be of nane awale strenth force nor effek.

(Signed) George Cuthbert, prowest off Innernes; Johone Ross, ane of the baylzeis, wt my hand; Mathow Patersone, balze of Innernes for ye tyme, wyt my hand; Johne McIllewe, balze, wt my hand at ye pen led be Wm Cuming, Nottar publict; Jasper Waus, wt my hand; Nycoll Kar, wt my hand; Allexr. Patirson, wt my hand at ye pen led be Williame Patirson, my sone at mye command; James Merchand, wt my hand; Thomas Flemyng, wt my hand; Thomas Wauss zongr., wt my hand; Martin Wauss, wt my hand led be Manis Waus my seruand at my command; Tom Gollan, wt mi hand; James Paterson, wt my hand; Wm Cuming, Nor. and scribe of curt.

5 Feb. Johne Ross strekis ane brocht on Johne Bur and Johne Cuthbert elder that wrangle and aganis the law tha wse the office of buchre, quhilke is set be the towneschyp to me, desyrand thame to do to me that

Burgh Court Books : Vol. I.

becumis the flescharis to do, that is to gyf me the skyne and hyde apoun *1559-60*
ane competent pricis lyk as he hes of his flescharis. Johne Bur is mad *5 Feb.*
fre be resson he sald nane out of his huse.

Watte Cuper in jugment hes desyrit that inhibition be pot to his
wyf Anne Brebner that he be nocht addettit fra thine furth to ansuer for
hyr dettis, and inhibittis all manyr of man to heff deyll of dew with hyr
and thay nocht to use merchandryse bying or sellyng, and quha vssys
merchandryse with hyr sall haue na place fra this furth to persew the said
Wat and ordanis this inhibition to be oppynle proclamit be the belman
throw the bruch that thairthrow nane pretend ignorance. Wat Cuper
hes oblist hym self of his fre motyf wyll to frequent nocht nor resort nor
use to cum to the lugyn quhar his wyf is in fra thys fowrth to molest
nor perturbe hyr onder the pane of ane wnla to the bruch for ewyrr
tyme he fallis.

Alexander Patyrson burges of Innernes hes made resignatioun of *1560*
his lands of Drake in the faouris of Johne Ross burges of Innernes, *28 Mar.*
quhilkis the prowest balyes and consell hes acceptit the said Johne as
tennent and gyfin thair assedation thairon.

Ewyn Talyeour is desernit be decret of curt for dispresing of *3 April*
Mathow Paterson, balye, and of George Simonson and Thom Robertson,
officaris, for injurius vordis gyfin to the balye and dingyn of the officaris,
is jugit in admerciament and ordanit be the prowest and balyes that he
salbe pot in the gewis on Palme Sunday, and thairefter brocht to the
tolbuyth stare and sit on his kneys, and say False tong, yow led, taken
it in his hand, and askan forgywenes at the balye, and gyf he beys fundyn
with sic ane falt agane he salbe banist of this towne for ewyr.

William Cuminge strykit ane brocht on Mathow Paterson, that *22 April*
wrangle and aganis the law he pays nocht his malis of Drake of Mertimes
in the yer of God j^m v^c fyfte fyf yeris and Wytsunda lvj yeris, extendyn
to xxxiijs. iiijd. The saidis Mathow allegis he hes expendit say mekyll
in the townis name, desyrand the consell to heyr his compt, and thairefter
quhat he wer restan he suld pay.

Erd and stane is presentit be William Cuming, rentell man of the
bruch of Innernes, of the land pertenyng wmqhill Manis Blunt lyand in
the Kyrkget on the west syd of the same, betuix the landis of Thomas
McIllmertin to the north and Johne Roy to the south, the front to the

Records of Inverness

- 1560 Kingis get to the est, and that for non-entryng his ayr as land lyand in
22 April the commondis handis in falt of nonentres.
- 27 April Thyr ar the nams of tham that dissassentit that onne fremen suld be stoppit fra mercattis with barkit leddyr, viz. George Cuthbert, prowest, Johne McIllewe, Thom Flemyng, Martin Waus, Thom Gollan, Johne Nilson, Hendre Kar younger, Hendre Kar elder, Johne Grant, Fynla Donaldson, Allexander Cuthbert, Andro Damster, Johne Merschell, Patre Skynner and Gilbert Gollan, annullis say far as is in tham the ac mad in the contrar be the consell, be resson it wes mad by thair aduysse and thairapoun tuk ac of curt. That day annent the statutt mad be the prowest balyes and consell of the bruch of Innernes for the weyll publik and commond weyll of the same as in it self mayr fulle proportis dattit at Innernes quinto die mensis Decembris anno Domini millesimo quingentesimo quinquagesimo nono, Mathow Paterson, ane of the balyis, in name of the cunsell of the bruch for the mast part present for the tyme instantle, viz. Johne Ross, Allexander Paterson, Thom Vaus younger, James Merchan, Jasper Dampster, James Paterson, protestis the forsaid statutt hef affek quhill the same be reconcellit be the cunsell agane, and quha contravenis the said act that tha incur the panis contentit thairintyll.
- 25 May Johne McBean alias Gowernor wes mad fre of the brocht persewit be Hendre Kar elder his contrar, for the slaying of thre hennis in his master barne, be resson he mocht do the same of law.
- 6 July James Paterson, procurator for Angnes Patyrson, desyrit the balye forsaid to decerne Mathow Patyrson and Johne McIllewe, as tha that becom souertes for William McQueyn, for to flitt and remoff out of the luginis and biggynis of the said Angnes at the xxj day of Junij last bypast, falyeing thairof that tha suld incur the panis of the taxation of fyf schillingis and ane penne for ewyrre day he remanit in the said lugin efter the forsaid xxj day of Junij, and syklyk for ewyrre day send the flitting Fryday last bypast. The juge hes decernit that Mathow Paterson and Johne McIllewe suld content and pay Angnes Paterson vs. jd. for ewyrre send flitting Fryda last conforme to the act as tha becom souerte for.
- 17 July Pettyr Vinstyr of Altrelle [Alturlie] is becummin akit of his awyne fre motyf wyll to content and pay to Allexander Cuthbert, burges of Innernes, the sowme of ten bollis victell betuix this and the Rudemes,

Burgh Court Books : Vol. I.

and falyeand thair of the hiest price victell gays to Mertimes, onder the pane of pundyn of his rydiest gud and geyr, befor thir witnes George Cuthbert, prowest, Schir Daid Cuthbert, viccar of Warlaw. 1560
17 July

The jugis forsaid decernis James McIllereoch to entyr to hys seruice to Thom Vaus to vpwark or to Vytsunday nyxt cumis, and in cace he entyr nocht the sade Thom Vaus protestis for costis skaythis and damnegis he sustenis in falt of his seruice. Andro Suderland is becummin souerte and law borrowis that James McIllereoch be harmeles and skaythles of Thom Waus bot as law wyll. 10 Aug.

Schir James Duff, viccar of Durris, protestis contrar James Battis quhat skaythis his kyll sustenis he may hef tyne and place to recouer the same on James Battis and William Chessolme. William Chessolme protestis contrar Schir James for all skayth he sustenis be his victellis quhilk lysis in his loft in his defalt, and the said Schir James hes submittit hym to the jurisdiction of the prowest and balyes in this cace allanerle.

William Vilson, burges of Edynbruch, protestit in sa far ass he coft tway barrellis sufficient salmond fra James Symondson, and he beand ryde to depart and diuerse tymis requerit the same and culd nocht get the same, for the grettest price salmond gyfis in France or Flandris. 26 Aug.

Towert the persewt of Jannet Ross, spous to Gillandres McLester, of Ellyn Thomson, James Paterson in name of the said Ellyn protestit incontrar the process and the deposition of Johne Daltach, quha is bot ane vytnes, quhilk na jugment aucht to be pronuncit vpon ane vytnes deposition, and fordyr says that it is tempus feriatum quare in tempore feriato in pretorius cessat, and thairfor quhat beys done be nocht prejudiciall to the sade Ellyn. Jannet Ross, spous to Gillandres McLester, comperit within the tolbuyth of Innernes in presens of Mathow Paterson and John McIllewe balyes, persewand Ellyn Thomson for the pricis of fowyr bollis and half malt, price of the boll xxs., quhilkis the sade Ellyn nayit allutirle that she coft onne fra hyr or hyr husband, bot that the same wes coft be Allexander McWilliam, quhilk the contrar wes refferit to the deposition of Johne Dalach, and na parte apponit contrar the sade Johne befor his deposition, be vertue of the sade deposition Mathow Paterson balye forsaid hes ordanit Ellyn Thomson to mac pament of the forsaid clame betuix this and Mertimes nixt to cum. James Paterson in name of Ellyn Thomson dissassentit to abyd the decret of the balye forsaid, be

Records of Inverness

1560
26 Aug. resson it wes nocht na fensit curt, and forder thair wes na vitnes to condame or pref onne thing on Ellyn Thomson accep ane, quhilk wes nane, protestit that the same be nocht prejudiciall to the said Ellyn for alluttirle dissassentis to his jugment.

4 Nov. Ane brocht strekyn be Thom Cumin, mason, on Johne Clerk that wrangle and aganis the law he lattis his gudis brek his yard and destroy his kayll to gret quantete. The jugis ordanis to comprise the skayth and thairefter persew.

Thir personis onder wrettyne, for licence of barkyne and ganging to mercattis in tymis quhen the towne and cuntre is seruit, hes ondertane to dale wse and vyrk in thair buythis and mac gude schone to the towneschyp and cuntrethmen, and quhen tha inlak leddy of thair awyn the burgesis quha barkis sall furness tham and thair buythis, and this licence to indure induryng the townis vyll and quhyll the Consell be fordyr advisit bot prejudice to the townis actis made of befor, viz. Andro Guttre, Johne Bane cordiner, Thome Patyrson, Done Brechyn, Patre Flek and James Gollan. And for the same cause and fulfylling of the premissis the Consell hes dischargit Johne McRore, William Suffre, Allexander Strachyn, William Hay and Rynnald Merschell allutterle fra barkyn, and quhilk of tham beys fundyn barkan in tyme cuming the hale leddy tha bark to be eschet to the towneschyp.

The consell of this bruch hes statutt and ordanit that na cordiner within this bruch tak upon hand to sell gentyll men schone derrer nor tway schyllingis and iijjd., and wemen schone ijs., and barnis schone efter the quantite of thair schow, and quha beys fundyn doand the contrar to be punist be the sicht of the consell with all regour, and the schone derrer sald to be eschet and mone deliuerit to the byar of the schone agane.

Anent the petetion gyfin in be Thomas Myller desyr and suport for vphaldyn of the seruice of the kyrk in ryngyn of curfur and matens with the bellis to the commond prayaris and temporing of the knok.

8 Nov. Ane brocht strekyne be the balyis on Thom Stuart that wrangle and aganis the law he fallowit the balyis throw the towne as ane bard provocand tham to ire, tha doand thair office in pundyn of the inobedientis of the towne, sayand to thame tha persewyt hym for malice and ewyll wyll, with oderis injurius vordis. The said Thom Stuart is cumin in the townis wyll, and dome gyffin thairapon.

Burgh Court Books : Vol. I.

Ane brocht strekyne on Thom Stuart that wrangle and aganis the law in manifest and he contempion efter he wes pundyt for sellyn of ale derrer nor vjd. the quart contempnatle he tuk viijd. for the quart. The said Thome is cumin in the towne wyll and dome gyfin thairapon. 1560
8 Nov.

Johne McYnnis, serwand to Johne Ross, is mad fre of the clame of ane browne oxin clamit be Johne Ross, quhilk he allegit deyd in the plewche throw narrownes of the oxin bow.

Dene Thomas Haste, subprior of Bewling, hes protestit for costis skaythis and expensis he hess sustenit and makis in persewt of Johne Grant for the hiest price of vj bollis victell awand be the said Johne Grant, burges of Innernes, to hym this fyf yeris bygane, quhilk he is actit for in the commissaris bukis of Innernes. 9 Nov.

The jugis hes consingit Wednesday nixt cumis to Mathow Paterson to preff that Gillepatryk Myller suld haue deliuerit hym ane milstane yerle to Culkabok this twa yeris bygane, and syklyk twa womylis and ane thessell, and syklyk to preff ix fyrryn burdis he geff hym to his trochis to the said myll quhilk he warit nocht on it to the sayd day. Gillepadryk Myller hes fundyn William McQueyne souerte that the myll of Culkabok and myller thairof salbe harmeles and skaytheles of hym bot as law wyll and all he may stope and latt onder the pane of law. 11 Nov.

Agnes Flemyng and Schir Johne Anderson hes compromittit tham viz. for the part of Agnes Flemyng in the personis of George Cuthbert of the Ald Castell Hyll and William Cuming burges of Innernes, and for the part of Schir Johne Anderson, William McQueyne and James Paterson, towert the said Agnes clame quhilk is contenit in hyr brocht forsaid, quhilkis jugis sall conuene within the tolbuyth on Fryda nixt and decerne within viij days thairefter, and in cace of discord hes nominat Thom Flemyng odman and ourman, and the saidis partes ar sworne to byd at thair decret. 15 Nov.

Ane brocht strekyn be Mathow Paterson, ane of the balyes of the bruch for the tyme, on Angus McAne Dwe, Fynla McEwyne McWilliam, Johne McNylle, that wrangle and aganis the law tha wse fre burges croft in littyne of blew woll express contrar the bowrrow lawis, quaharfor thair hale woll aucht and suld be eschettit to the wyll of the bruch for vsurpyng of thair priuellege and liberte. Angus McAne Dwe, Fynla McEwyne McWilliam and Johne McVillie hes fundyn to the cunsell of this bruch 21 Nov.

Records of Inverness

1560 souerte viz. Donald Farchyrson that in all tymis cuming thar halle
21 Nov. labouris cuyr and wyll salbe to fulfyll the wyll of the bruch to bring all
manyr of stapill gudis to the bruch, and sall newyr pretend to vsurpe
contrar the liberte of the same in tyme cuming, and to sell the same vpon
ane competent price to the burgesis thairof in all tyme cuming, and hes
cumin in the townis wyll for this offence done be thame at this present
tyme because it is of necligence and nocht of vilfulnes for the quhilkis the
juges and Cunsell apon thair gud bering in tyme cuming hes contenuit the
punishment of tham. [In margin, "Ac mad for the men of Vrquhat."]

1560-61 Ane Instrument of Sesing of George Merchand, son and ayr to James
13 Jan. Merchand, productit in jugement of twa rud of byggit land lyand in the
est get, betuix the landis of Nicoll Kar to the west and Hendre Kar
elder to the est, the front to the Kingis get to the suth, and the talle to
the commone wennell to the north, to be entrit in the Sut Roll.

Andro Makeson ansuerand to the clame gyfin in be Thomas McGroder
his vyf his contrar alegit that the princepell droge quhilk suld haue made
Thomas hale callit Camphion of the cankyr wes nocht gottin to hym as
the said Thomas wes restrikit thairto, to the quhilkis Mathow Paterson
in name of the said Thomas allegit thair wes nocht sic ane droge to be
gottin nor of that name, quhilkis the said Andro hes tane wpon hand to
get and present the said droge befor the prowest and balzes of Innernes
with ane sufficient testefecation of tway potegaris in Edynbruch or thre
quhilk is maist knawyn in thir pairtis, that the same droge is the werrey
same propyr name and for the syknes of cankyr sowyr rameid an can
nocht be ramedit by the said droge. And the juge hes consingit hym
the law day efter Pasche to fulfyll the premisses, and falzeing thairof the
said Andro to fulfyll the puncttis of the contract, and thairapon hes
fundyn William McQueyne souerte. And the said Andro protestis for
costis skayth and expensis he sustenis or makis in the sykyn of the same
said droge as said is.

Fynla Paterson, son and ayr to wmqhill William Paterson, burges
of Innernes, hes comperit hymeself in jugment in propyr person in
presens of the prowest and balzes of the bruch of Innernes and his
procurator William McQueyne, as he allegit to that effect to discharge
Matho Paterson burges of Innernes and Hendre Kar burges thairof thair
allegit curatore for certan ressonabyll causis as efter fallows as he allegis

Burgh Court Books: Vol. I.

viz., for the nocht sustenyng of the said Fynla in met and clayth honestle as afferit, and for the downe castyng of hys hereditabyll byggynis and tenementis, and for the defraudfull menissing of his rentell, and for allegit hereditabyll kindnes to the said Fynla heretage and oderis causis quhilke sall be mare clerle knawyn to the jugis efterwar gyf neid beys, for the quhilke causis forsaidis the saidis Fynla and William McQueyne forsaid dischargis the said Mathow and Hendre to haue nocht entres to his males takis stedyngis possessions gudis geyr mowabyll and wnmowabyll watteris and fyschyngis. William McQueyne and Fynla Paterson desyris Mathow Paterson and Hendre Kar curatoris to mak compt rekyn and payment to the said Fynla of all interesse the said Hendre and Mathow had of the said Fynla his gudis or geyr, to the quhilke Hendre Kar is contentit to gyf compt and rekyn quhen ewyr he beys requerit. 1560-61
13 Jan.

George Ramsay comperit in jugment and hes electit and chosin William McQueyne his curator, and the sade William McQueyne hes fundyn Pettyr Wynstyr of Artrelle quha hes becumyn akit in our bruch curt buk of his awyn motyf fre wyll as cationer for the just administration of the saidis George Ramsay gudis and geyr.

Comperit William McQueyne upon the confession of the prowest and balzes quhar tha hard Dame Jonet Campbell, Lade Lowet, confess within the tolbuyth of Innernes that scho gettand hyr awyn box that betuix that and the law day efter Yowll schow suld deliuer the stelaris of William McQueyne box gyf tha wer in cumpane with hyr the tyme the same wes stolyn to thole law, falyeing of deliuering of the stelaris thairof as sad is, the sade lade suld be detter of the geyr wes in William McQueyne box. William McQueyne presentit in jugment ane box of ane nobyll lade Dame Jonet Campbell, Lade Louet, to the intent to be strykyn wp quhar throcht it mocht be sene that quhat wes within the same that he mocht ansuer for the same and no mayr, to the quhilke the prowest and balzes dissassentit to do the same or be participan thairof. 15 Jan.

Thom Paterson, spous to Jannet Duff, for his entress protestis that quhat ewyr hys wyf confesis be nocht prejudiciall to hyme, be resson scho is his maret wyf and onder his dominion and aucht nocht to ansuer by his adwyse. 18 Jan.

Records of Inverness

1560-61
18 Jan. The consell ordanis Jasper Waus and George Cuthbert to pay the menister fee, and gyf tha get nocht allocation thair of tha sall concur with tham for getting allocation thair of, of the quhilkis Jasper Waus sall pay instantle x merkis and George Cuthbert sall pay viij merkis betuix this Candillmes or Fastys ewyn nixt to cum, and the rest to be payit betuix that and Pasche be the prowest, and the consell aboue wrettin ar oblist to relyf tham.

The hale consell of the bruch congregat within the tolbuyth in jugment beand togydder, accep Johne Ross and Nicoll Kar quha wes absent of the consell, with the aduise and consultacion of thir personis onder wrettyne, viz., Allexander Cuthbert, Fynla Donaldson, Johne Merschell, Patre Skynner, William Donaldson, Robert Red, Johne Grant, and Hendre Kar younger, hes statutt and ordanit for stanching of the exorbitant derth rasit be the browstaris and for puttyng of ramede heyrto that ane of the balyes and the cumstaris pas tweys in the weke and offer as ned beis to cowne the alle, viz., Wednisday and Sattyrday. And the balyes hes acceptit the office of sersing on tham, and quhar the ale is nocht worth viijd to be set for vjd, and gyf the balyes wse nocht thair office tha ar be thir presentis contentit to redund for ewyre falt to the townchip ane ownla onforgewyn, and quhar onne of the browstaris sellis thair ale derrer nor it is cunnit, the falt thair of beand congnoiscit, the ale salbe distribet to the pur. And quhar ewyr onne onfre browstar rabuttis or raprewis the officiaris cunstaris of this bruch or office men or reprewis tham for thair office or contempnatle sellis nocht as it is cunnit, the dispresar rabuttar or inobedient byaris salbe dischargit to Mychelmes nixt to cum.

22 Jan. William Chessolme maltman is jugit in admerciament for selling of ale derrer nor it wes cunnit for viijd the quart, and his ale to the quantete of fowyr gallonis is ordanit to be distribet to the pur.

William McPhadryk dochter, John McYntagyrte Quhetstage broder, and Gybsons dochtir ar jugit in admerciament for brewyn onadmissit be the towne, and dowme gyfin thairapon.

25 Jan. William McPhadryk for the rabuttynge of Gilbert Gollan officiar for vsing of his office in cunning, and siclyk for sellynge of ale derrer nor it was cunnit, and syklyk for brekyn of arrestment in selling of the sade ale efter it wes arrestit, is jugit in admerciament and dome gyfin thairapoun,

Burgh Court Books : Vol. I.

and inhibition pot to hym conforme to the actis he brew nocht to Mychelmes nixt cum. 1560-61
25 Jan.

Schir Andro Cuthbert oftyms callit and nocht comperit as he that becom souerte for entryng Erryk Uykewyr is jugit in admerciament and dome gyfin thairapoun to ansuer at the minister instance.

The brocht of Vat Cuper contra Thom Waus and Mertin Vaus, executors to Schir Johne Vaus, towart ane brewyn caldron of his wedset be hyme to Schir Johne in wed of fowyr lib., is contenit to the x day of Februar. Also as towart the clame of thre hundreth and half knap haldand ane last barrellis Wat borrowit fra Thom Waus is contenit to the said day.

Thomas Balze of Ardnelle hes constitutt James Patyrson and Thomas Flemyng his procurators in the action and cause towert the fort charge of the Quenis grace letters purchest be Johne Commendator of Ardchattan contrar hym and aganis all oderis, et promisit de rato et grato. 5 Feb.

The consell present for the tyme with the aduise and consent of the hale nyctbouris present for the tyme, hauend consideration of petition of Jasper Waus prowest of this bruch for the tyme, hes licencit hym to pass and wsse and ourse his busines in Ross and to remane thair ay and quhyll the nyctbouris or cunsell aduertes hym to cum to thame as tha haue ado with hyme, nochtwithstanding of onne actis or statutis made in the contrar.

The prowest hes ordanit ane balze to gyf sesing to Fynla Man of ane chalmyr kyryard quhilk his broder Thom Man deyt last west and sesit in, reserwand the lyfrent to Mage Gorre.

The prowest, balzis, consell and communitie present for the tyme hes statutt and ordanit for expelling of fornication and adultre out of this bruch that ane of the balzes with thair commond clerk pass vniuersall throw the towne to thame that ar byllit fornicatoris and adultraris, charging the adultraris to forbeyr alluttyrle and the fornicatouris to mare or ellis abstene, falzeing tha abstene fra the same synnes bot in contemptioun of Goddis law and our charge alluttyrle dissobeys, that the dissobearis salbe proclamit oppynle in presens of the pepell in tyme of prayaris ay to the secund Sunday in Lentryn, and thairefter the dissobearis salbe exilit and banist of this bruch, thairefter gyf tha remane nocht out of this bruch quhat ewyr he be that ressettis thame within this bruch efter

Records of Inverness

1560-61
5 Feb. their banishment tha salbe accusit for thair cryme and punyst thairfor, and the parte bannest salbe tane and pot in the brankis, thair ay to remane say lang as the cunsell of the bruch thinks expedient, with sic oder punesment as salbe thocht best to thame to be pot to tham to cause the forsaid falis to be forborn.

And in lyk manyr quhatewyr he of the prestis within this bruch that wyll nocht abstene thamselffis or ellis marc within the said day, sa mone as hes benefice or lewyng within this bruch salbe tane fra tham and appropriat to the common weill of this bruch, and tha that hes na lewyngis salbe punist conforme to the forsaid statutt, and this statutt to be publist at the mercat croce quhar throw tha pretend no ignorance.

Thom Paterson presentit Doncan McLachlane and Fynla McFayll for forder probation of the slachtyr of ane sow of Johne McFarchyr, the saidis personis beand sworne and exeminat deponis that the sow wes slane on the grene efter scho com out of the corne.

15 Feb. Jasper Waus strykyis ane brocht on Jasper Damster that wrangle and aganis the law he coft the fyscharis met fysche, he and the last of the vatter men of the towne beand inhibittit to do the same, bot to dispone the met fysches amangis the nychtbouris of the towne, and thairbe contrauertit the act made be the nychtbouris and consell, and thairthrow the said Jasper Damster hes brokyne the said inhibition. The said Jasper Damster is jugit in admerciament and dome gyffin thairapoun.

3 Mar. The consell present for the tyme, viz :—the prowest and balzis, Pettyr Winster, Johne McIllewe, James Paterson, Thom Waus younger, Martin Waus, Thom Gollan, Allexander Paterson, and the consell forsaid hes accept to tham Fynla Donaldson and Johne Robertson towert the act made of before wpon payment mackyn to the minister of his fee, quhilk the consell forsade ordanit in plane curt Jasper Waus and George Cuthbert to pay the sowmes contenit in the said act, quhilkis the consell ar restrikit to get allocation to thame and get tham ane relyf of the same, quhilkis be thir presentis the forsaidis cunsell decernis and ordanis to mak payment to the minister conforme to the ordinance of befor, and for fullfylling thair of ordanis poiding to proced thairwpon in dew forme as afferis. George Cuthbert and Jasper Damster oft tymes callit and nocht comperit as tha that var lauchfulle varnit to compeyr to

Burgh Court Books: Vol. I.

the consell ar jugit in admerciament and dome gyfin thairapoun for *1560-61*
inobedientis. *3 Mar.*

The consell present for the tyme and the rest of the nychtbouris quhilkis the consell acceptit to tham present for the tyme, hes ordanit and statutt that thir personis onderwrettin sall gyf the Master of Scule thair days met about induryng the termis he hes to rynne of hys contract betuix tham and hym and that for gud causis mowing tham thairfor; and quhilkis of the personis onderwrettin gyfis hym nocht his days met abut sall pay to the master for his days met his ordinar expensis as that day, viz., induryng the tyme of derth tway schyllingis in the day viz:— George Cuthbert, Allexander Paterson, Nicoll Kar, Hendra Kar elder, Johne Grant, Jasper Waus, Fynla Donaldson, Thomas Flemyng, Thomas Gollan, Martin Waus, William Cuming, Johne Nilson, Allexander Balze, Jasper Damster, Fynla Paterson, Thom Waus younger, Johne Robertson, Mathow Paterson, Thom Cuthbert, Sande Cuthbert, Johne Ross, Johne McYllewe, Thom Waus elder, James Duff; and the Master to haue his days met ass saidis togyddyr with his pencion promist hym be the towne.

Fynla Paterson gef in his petition desyrand of Johne McIllewe, Hendre Kar elder, James Ross and Alexander Ross, executours and *5 Mar.*
intromettaris of Jannet Kar his moder gudis and geyr, to deliuer hym his fadyris, hys moderis and his awyne ewidentis quhilkis wer in his moderis keping and possession, be resson tha intromettit with the said Fynla his moderis huse gud and geyr ewidentis and all oder thingis wes thairin, togydder with the keyis of kistis cofferis and boxyse quhar the sade ewidentis lay within his moder huse.

Nomina absentium, Manis Kaskyne, Johne Wrecht, Andro Barbour *1561*
landis in the commondis handis, Donald McIllecher landis in the *14 April*
commondis handis, Sande Suderland in Tanache, Johne Grant of Culcabok his landis in the commondis handis, oft tyms callit and nocht comperit ar jugit in admerciament and dome gyffin thairapoun.

Nicoll Kar is ordanit to mac pament of ane siluer wche gilt with gold and perlot contenan ane pund wech to Huchon McComas, quhilk he left in plege of xjs. betuix this and the xxiiij day of Junij.

Jannet and Cristan Nyn Gillepadryk Crowbach is entrit in the sut roll of ane [rud] of land lyand in Damsdell in the west syd of the get bewue the port.

Records of Inverness

1561
14 April James Paterson, executor to wmqhill Mald Fowyll, gef in his petition desyrand of Rore Cordiner spous to the sade wmqhill Mald the equale dewision of the hale gudis and geyr pertening to the said Rore and Mald with gold and siluer beand in thair possession and awand tham the tyme of the same Mald decese, be resson of the sade Mald legasse left to the sade James at hyr wttyr wyll. The said Rore comperand personalle for hyme self answeyrand thairto is contentit to gyf equale dewision apoun the mast part of the sade James petition, and the sade James offerit to pref the rest of his petition.

Jannet Nyn Nele, the relict of Gillecrist Gow, is ordanit to hald nychtboureth to Thom Wrecht in the biggyn of hyr dykis, and in cace scho do nocht sway quhat skayth the sade Thomas sustenis sall incur on hyr.

16 April George Cuthbert and Jasper Dampster oft tymes and Nicoll Kar and nocht comperit as tha that wes lachfulle warnit to haue comperit to this day with the rest of the consell for relyfing of the prowest of the viij merkis suld haue beyne payit to the minister at Fasternis evyn, falyeing thairof at Candlemes last wes, onder the pane of inobediencie, ar jugit in admerciament and dome gyffin thairupon.

The names of the commone consell present for the tyme.

The prowest and thre balyes, Johne McIllewe, Thom Waus younger, Martin Waus, Allexander Paterson, Thom Gollan, and James Paterson with ane voce ordanis that thir personis onderwrettin sall payit for the relyf of the prowest of the rest of his fee the sowme of vij merkis, that is the halfe of ewerye ane of thair pasche terme of thair teynd siluer of anno sexte ane yeris, viz., Matho Paterson, viijs. iiijd ; Johne Ross, viijs. iiijd ; Mertayne Vaus, vjs ; Thom Waus younger, vjs ; Thom Flemyng, ijs. iiijd ; Thom Gollan, viijs. iiijd ; Johne Ross for the Hache, xiijs. iiijd ; Johne McIllewe, ijs. iiijd ; Allexander Cuthbert, xxs ; William Cuming, xjs. viijd ; Fynla Paterson, xjs. viijd ; quhilkis personis forsadis hawe payit the forsade sowme, and ordanis George Cuthbert to be pundyt for the viij merkis he suld haue payit at Fasternis ewyn last wes.

21 April Ane broch strekyne be Fynla McChannycht on Sir Johne Anderson that wrangle and aganis the law the said Schir Johne macis hym nocht payment of iij bollis gret aittis quhilk wes comprisit on his gudis, iij firlottis small attis, 3 firlottis meyll, and half pek beyr. The jugis be the

Burgh Court Books: Vol. I.

deposition of witnes sene and considerit ordanis Schir Johne Anderson to pay Fynla McChanny twa bollis iij firlottis attis within xv days. 1561
21 April

Wat Cuper is becum actit of his awyne motyf fre wyll to content and pay to Schir Johne Saidserf ane last of barrellis betuix this and mydsumyr nixt to cum and sex barrellis betuix this and Michelmes thairefter. Thom Lafrese is becum akit to content and pay to Schir Johne Sadsarf ane half dakyr benokis betuix this and Mychalmes, falyeing thairof the hiest price benokis gyfis betuix this and the sade day. 22 April

The prowest balyes and consell present for the tyme ordanis the officiaris to punde for the rest of the taxations awand our Thesaurer viz. the taxation of the composition siluer stentit the xvj day of Aprile anno sexagesimo, viz., Thom Cuthbert for xxs., Johne McIllewe for xxvjs. viijd., George Cuthbert for iij lib., Mathow Paterson for xvijjs. iijjd. for his rest of the taxation of the xxij lib xs., and the said Mathow for Fynla Paterson taxation xijjs. ijd; Johne McIllewe xvijjs. iijjd of the said taxation; George Cuthbert xxxijjs. iijjd of the said taxation; Johne McIllewe for James Duf xxvs; Nicoll Kar for xs; and the forsaidis persons ilk ane of tham respective for thair awyn part to be pundit and officiaris to fullfyll the premissis. Suma quhilk ewyr ilk ane is awand, Thom Cuthbert in toto xxs; Johne McIllewe in toto iij lib. xs; George Cuthbert in toto aboue vrettin v lib. xijjs. iijjd; Matho Paterson xxxijjs. vjd. and Nicoll Kar xs. Suma omnium supradictorum xij lib. iijjs. viijd.

Actum in pretorio burgi de Innernes post meridiem per prepositum et commune consilium presens pro tempore, et nonnullis communitatibus eiusdem burgi.

That day comperit within the tolbuyth of Innernes the prowest balyes and consell of the same with sindre oder nyctbouris broderis of the said bruch for ansuering to certan artekyllis gyfn in to tham be the brether of the cordiner craft, viz., for granting to tham to haue thair dekynniss and the ald liberteis quhilk wes gyfn tham and grantit be our predeccessouris prowest balyes and consell of this bruch, for the quhilkis tha sall ondertak to furnese the bruch and soueranis Ladis leigis with schone apon ressonabyll pricis, asc salbe sene and considerit be the sycht of fowyr honest famows bretheryn of the sade cordner craft sworne for setting of pricis to thair schewyne conforme to the pricis of the leddy, and forder sall fortife manteine and defend

Records of Inverness

1561 the libertis priuellegis fredomes grantit be the kingis of Scotland
22 April to the bruch of Innernes and commond weyll of the same bayth
with thair bodies gud and geyr, and that for the fortification of the
prowest balyes consell and communitie for fortefeing of the sade craft
actis and statutis made be thame for the weyll publict and furnesing of
the bruch and quenis leigis with schone and inhalding of the barkit
leddy within the bruch, quhar be the bruch and leiges may be stakit,
and apou the premisses offers thame and ewyr ilk ane of tham to be
sworne heyrto for fulfylling of the premissis. The prowest balyes and
consell considerand the premissis hes acceptit thair aythis of fidellitte, the
gret ayth sworne, the halic cwangelist twechit, for fulfylling of the
premisses, and be the tenor of thir presentis grantis and gyfis to the sade
craft full plane power to creat thair dekinis and officemen amangis tham
as ows was, to hald thair curtis, to wse the amerciamentis eschettis and
oder casualittes that chansis to fall be vsurpyn or be onne that brekis
thair statutis to be apliit to thar awyn wse and profit to the sade brether
of craft and dekyne, with this addition that quhen it chansis or happynnis
that the brether of the cordiner craft to be destitutt or dessolatt of barkit
leddy, in that cace it salbe lesum to the dekyne and visitoris of his craft
to pass to the burgesis barkit fattis and tak out of tham for furnessing of
the towne the best leddy tha hef in thair fattis to mac schone to the
towneschip and quenis leigis apou ane competent price as wark may be
sald to the communitte and quenis leigis be the discretion of the fowyr
visitoris. Secundle. For wphaldyn and fulfylling of the premissis hes
grantit to the sade dekyne and craft that tha sall haue power and
commission to haue fowyr honest famus vnsuspect personis brethryn of
the sade craft, haueand na respect to particularitte or partialite, being
sworne thairto to mac pricis on thair schone and warkis tweys ilk owk as
tha think cause, haueand respect to the prices that the leddy is sald, and
conforme thairto the prices of the schone to be made and warkmanschyp
the oncots and expensis quhilk man be made on the leddy to be
deducit, quhilkis personis salbe callit visitoris, quhilk visitoris sall tak it
betuix tham and God that tha sall do ase tha sall onderly the charge of
the Consell, and thairfor hess refferit the dekyne to wptak the wnlaws
eschettis and amerciamentis of thair craftis, and to dispone to thair
awyne weyll of thar craft as thair awyne casualitte, and also quhar
the bretheryn of the craft desyris ane remit of falis brekyn of statutis

Burgh Court Books : Vol. I.

arrestmentis done befor the day and dayt of thir presentis quhilk *1561*
tha wer jugit in admerciament for fulfylling of the premissis, gyffis *22 April*
the same eschettis and vnlaws of the gudis and geyr quhilk wes
confiscat to ws to be vpliftit be the dekyne be the best and vesest
brether of his craft at quhat tyme tha think best in cace onne of
tham quhilk of befor be inobedient and nocht kepaned the statutis and
ordinances made be thair brether of craft, the gudis swa wptakyn to be
apliit to the weyll of the craft as tha likis best, haueand na respect to
particularite ; and in cace the dekyne Allexander Paterson electit be the
craft, Robert Red, Hendre Kar younger, Thom Robertson, James Gollan,
Johne Bane, Andro Guttre, Done Brechyn, Patre Flek, Thomas
McIllmertin, Donald McGlassen, Johne McRore, William Suffre, Rore
Johnestoun, Johne McAne, Johne Red younger, Johne Beg McDoue,
Thom Paterson, Wille Hay, Allexander Strachachyn, Sande Hay, Thom
Guttre, falyeand in fulfylling of the artekyllis forsade, in that cace that
we and our successoris prowest balyes of the bruch of Innernes and
consell of the same sall haue fre regresse and ingresse agane to all
americiamenttis vnlaws and eschettis quhilkis ar confiscat and decrettit
in this our curt book to be vptakyn be ws fra the forsade dekyne or his
successoris and bretheryn of craft, and the same to redunde to owr wse
commonte and weyll, and tha and thar successoris to tyne thair liberttis
fra thine furth in all tymes cuming, and all americiamentis vpliftit be the
sade craft sall redund to ws agane in cace tha falze in the obseruyng of
the premises, and for fulfylling of the premises the saidis prowest balyes
and consell hes interponit thair auctorite thairto to the premises, and sall
defend all statuttis actis and ordinancis made be the sade dekyn and
brether of craft beand conforme to the lawis of Scotland, and for the
mare verefication heyrof the prowest balyes and consell hes subscriuit
the same with thair handis, and subscriuit be part of the communitie.

William Donaldson, burges of Innernes, being persewit befor the *13 May*
balyes and nyctboris of the bruch for rabutting of William Cuming
our commond clerk, in saying to hyme that he disponit the salt quhilk
wes in Stewyn Stewynson merchand in fleschyn schyp by the ordinance
and stent of the bruch, and oppynle rabutting of hym at the mercat
croce, throw the quhilkis saingis of the sade William Donaldson oder
contra men thocht that the said William Cuming hed the hale distribution
at his hand, throcht the quhilk the sade William hes the indignation of

Records of Inverness

1561 outlandis men for nocht gyfin of tham salt and throw the sade William
13 May Donaldson report. The Syis hes fundyn William Donaldson hes done wrang in the rabutting of William Cuming our commond clerk, and gyf he beys fundyn in tyme cuming [rabutting] onne officeman, he salbe dischargit of his fredome for ane yer, the secund tyme for twa yeris, and the thred tyme alluttyrle dischargit, and sall ask forgyfnes for the faltis done at the sade William Cuming.

The prowest balyes and consell ratifeys and aprewys the ordinance and statuttis made of befor towert the hyre of horse, and publiss the same at the mercat croce oppynle be opyn proclamatioun, quhilk ordinance wes made the first day of Februar in the yer of God j^m ve and fyfte thre yeris, that is the horse enterand to onne kynd of labyr at sex howris in the mornynge reman sway to xij howris, iiij d ; Also for ewyrre laid or sayk the horse hess fra the stane to the forrest part innowth the portis, jd ; for ewyrre laid tha haue fra the towne to the myll, jd ; and for ewyrre lad fra the hek end to the towne, jd ; And that it salbe lesum to ewyrre man that hes ado with horse to tak thair hyre that use carraige within this towne on the prices forsaid, and quha ewyr contrawenis the same and vyll nocht obey this statutt sall pay viijs. for thair wnlaw onforgyfin.

24 May Ane brocht strekyne be Thomas Flemyng on Johne Red alias Gelyrt that wrangusle and aganis the law he wes inobedient to the balye in nocht selling of his fysche as he wes commandit, and for his inobedience the said balye wald had sparpillit the fysche to the pure, nochtwithstanding he wald hade the fysche and skayll quharin tha wer out of the balyes handis and gyf hym mone injurius vordis. The Syis hes fundyn Johne Red in admerciament, and hes ordanit that he cum befor the congregatioun of the pepyll at the mercat croce of Innernes, and thair on his knes ask forgyfnes at Thomas Flemyng ane of the balyes of Innernes for his offence he hes done to hyme, and he be fundyn offendant to ane officeman in tyme cuming he salbe banist.

31 May Matho Paterson protestis for the proffit of ane red kow send to hyme be Angus McAllexander of Glengarie, lyk as Angus awyn wretting thairvpoun proporttis, and the same confessit be Johne wes send with hyme to Mathow Paterson.

3 June Johne Morison is desernit and jugit in admerciament for the rabutting and slandyring of our minister oppynle in the Kingis get,

Burgh Court Books: Vol. I.

calling hyme commone pulpet flitter and herlot in stressing of oder *1561*
menis vyffis in Catnes and Orkna and saing he bat Freyr Andro *3 June*
McNeyll luge, and for his false report and false saingis and fliting in
commond he get, and dome gyfin thairapoun, and is ordanit to pass to
the mercat croce and thair sit on his kneys and say, False tounge, he leyd,
and thairefter on Corpus Criste day the sade Johne in presens of the
pepyll and sit on his kneys and ask forgewenes, and gyf he beys fundyn
flittand or rabuttan anie nychtbour in tyme cuming he salbe depriuet of
his fredome for ewyr, and this pronuncit be George Cuthbert chancellor
of the Syis for the tyme.

Hendre Kar strykyis ane brocht on Thomas McMelegan that *6 June*
wrangle and aganis the law the said Thomas com on hym with ane
drawyn quhinger and gef me mone injurius vordis without onne falt
macyn to hym, and quhen he wes haldyn thairefter he varpit stanis at
the sade Hendre, desyrand remed of law. The inquest hes jugit hym in
admerciament and dome gyfin thairapon, and is ordanit that he sall be
pot in the brankis and to pass throw the fowyr portis of the towne and
thairefter pot to the trone and his falt publist at the mercat croce. And
gyf he beis fundyn with sic ane falt in tyme cuming he salbe banest of
the towne.

Alexander Paterson strekyis ane brocht on Thomas McKelegan his
serwand that wrangle and aganis the law efter he left his horse in the
harrowing with hym hale and fayr without onne hurt oder in lyth or
lyme on the Seyfeld, nocht the less the sade Thomas hes crewkit my
horse in yokis, quhar throw he may nocht gang ane fyt, desyrand the
said Thomas to deliuer my horse to me also sufficient as I deliuerit hyme
the same horse, he beand my feall, togydder with the skayth I sustene
frome the hurt of my horse. The said Thomas is jugit in admerciament
and dome gyfin thairapoun and is ordanit to find the hyre of ane horse
labyr to the sade Alexander to the tyme his awyne horse be abyll to
wyrk and in the meyne tyme the horse to be comprisit.

The balyes and consell present for the tyme haveand consideratioun
that biing of the kyddis and lammis and oder mettis that cumis to the
mercattis and sendyn of tham of the towne hes rasit ane exorbitant
derth, Thairfor he ordanis the officiars to pass and inhibit Johne Grant
and Ellyn Thomson to by onne mettis forder nor stakis thair awyne
huse to be send out of the towne, quhilk gyf tha do in tyme cuming the

Records of Inverness

1561 same beand knawyne and prowyne tha salbe accusit and be decernit to
6 June tyne thair fredomes. Syklyk ordanis the officiaris to inhibit Marcus Fleschan and Fynla Sanderson tak nocht vpoun hand to by onne mettis that cumis to the mercattis to sell or beys at the mercatt onder the pane of banishment of tham of the towne, bot that tha mak trawell and gang landwart and by mettis and bring it in to the towne. Syklyk ordanis officiaris to pass and inhibit all manyr of man bayth fre and onfre that tha tak nocht on hand to sell tymmyr to na bottis that cumis with twme how [toom hull] that sellis thair ladnyng in oder places, onder the pane of fremen the tynsall of the hale warsald, and the onfre to be banist of the towne as for common forstalling and brekyn of inhibition, and that nane by na tymmyr forrow mercat tyme of day.

18 June Gilbert Gollan comperit in jugment and planle exponit and offert to the dekyne of the Cordiner craft gyf thair wes onne that requirit to by onne of the barkit leddy he had presentle, and fordyr protestit in cace the dekyne or cunsell licent onne onfremen to sell onne of thair barkit leddy tha had presentle to strangeris or send it to mercattis that it suld nocht be lesum to the burgesis in tyme cuming to furnish tham insafar as tha dispone thar leddy tha haue presentle on wracht in the towne.

24 June That day the prowest balyes and consell present for the tyme, viz.:—Pettyr Vinster, Johne McIllewe, Thom Waus younger, James Paterson, Martin Waus, Allexander Paterson, statuttis and ordanis in tymes cuming that inhibition be pot to the clerk of the Kyrk that thair be nane yerdit within the Kyrk bode without licence of the balyes for the tyme, and that ane of the balyes compone for the setlar, and Martin Waus be collector to the vptakyn of the same, and the same to be disponit on the weyll of this bruch. And Thomas Flemyng balze to be licence gyffar and mac composition.

25 June That day in jugement in fensit curt Master Thomas Heweson, Schir Patryk Anderson, and Gilbert Duff ar creat and sworne burrow clerkis of the bruch of Innernes, and gef thair ayth of fidelitte thairapon ay and quhyll tha be dischargit.

Ane brocht strekyne be the balye Mathow Paterson on Johne Grant burges of Innernes that wrangusle and aganis the law he hes contrauenit the statuttis made be the prowest balyes and consell quhar personalle apprehendit the sade Johne Grant wes inhibitit efter the command and ordinance off the consell that he suld nocht by onne mettis at the merkat

Burgh Court Books : Vol. I.

to be send to the Chanrie or oder gettis out of his awyne huse, sic as 1561
kydis, lammis, muttuns, nocht the less contempuatle hes brokyne the 25 June
sade statutt and thairfor aucht to incur the panis contenit thairin of the
date tertio Junij anno lx primo. The sade Johne Grant nayit the holl.
The inquest forsade hes fundyn that Johne Grant hes contrauenit the
act and statutt made be the prowest balyes and consell in the bying of
mett and sendyng of the same to the Chanre eftyr the date of the act
mad in the contrar, throw the quhilk the sayd Johne Grant hes incurrit
the panis contenit in the sade act for his contempitioun and dowme
gyffin thairapoun.

The balyes forsade hes protestit judicialiter that insafar as the 30 June
takkismen of the Vatter of Ness contrauenis the statuttis made be the
aduse of the hale cunsell in ordanyng of the fyscharis met fysche to cum
to the mercat to be sald to the burgesis of the bruch to thair mettis,
quhilk act wes made the xxij day of Nouember anno 155 fowyr, that
tha that hes action thair contrar haue place to persew tham, and ordandis
and statuttis be oppin proclamation at the mercat croce that na mastyris
of vatteris or haweand takkis of the vatteris tak vpon hand to by thair
fyscharis met fysches, bot at the same salbe presentit to the mercat croce
and thairto be sald vpoun ane competent price to the burgesis of this
bruch to thair met fyschis, and it sall nocht be lesum to tham to pak
onne thair of forder nor stakit thair howse, And alse quhar onne fysche
beis apprehendit selland to hukstaris or hale gangand bye this ordinance
it salbe lesum to the aprehendar of the fysche to eschet the same to his
awyn wse. And quhatewyr he be mastyris of the cobbyll that contrauenis
this act, that he salbe callit at particular dicttis for contrauenyng of the
statuttis of this bruch and incur the panis contenit for the same and to be
punyst thairfor bayth in thair takis and geyr as law lewys as inobedient
subjectis to thair magistrettis, And this ac devulgat at the mercat croce
oppyne.

The jugis decernis Donald McIllichallum and Johne McConyll in 7 July
admerciament for the pulling of the fytshis [vetches] out of his quhet and
his quhet togydder and trampyn of his quhet and dome gyffin thairapon,
and ordanis tham to be dettoris to all the skayth the sade quhet sustenis
to it be in the barne, and to refund v pekis quhet for the skayth instantle.

Ane brocht strekyne be William Cuming, thesaurer of the bruch of 24 July
Innernes for the tyme, on Thomas and Robert Meldrum that wrangle and

Records of Inverness

1561 aganis the law tha made port within the towne of Chanrie and Rosmarke,
24 July makand ane stappyll place in defraudyng of this bruch of Innernes of
thair priuillage and libertte grantit and gewyn to tham, and efter thair
cuming to Innernes with the rest of the victuellis tha left onsald the balye
Johne Ross inhibit tham to sell onne of the wictuellis tha hed to that the
townchip and tha hed agriet for the price of thair victuellis, nocht the less
contempratle tha disponit on thair victuellis and sald the same, throw
the quhilkis the victuellis tha hed aucht to be eschettit, and desyris
rameid of law.

Ane brocht strekyn on Johne Merschell, burges of Innernes, that
wragusle and aganis the law the sade Johne hes contrauenit his ayth
made to furth setting of the libertte of this bruch prewyllage thairof, and
hes contrauenit the ordinance and statutt made be the prowest balyes
and consell for expelling of dertht quhilk wes say exorbitant resyne in
the contray, inhibitand that na manyr of person fre nor onfre suld
pretend of his self by the advise of the consell or at the lest ane part
of tham to mak pricis to onne victuellis bot the price quhilk suld haue
beyne commoun and vniversalle made be tham for the weyll of the bruch
and to our Souerane Lades legis ; in lyk manyr, nocht the same wes
publist, contempratle contrauenyng our statuttis of this bruch and
committand and gainstandand our inhibition made be the consell,
the said Johne Merschell merstillfulle and quietle for his particular
proffit tuk our commone fyrilat out of ane Orkna boyt quhar it wes
consignit be the towneschip to met wictuellis, tuk the same fyrilat and
gyf it to Robert and Thomas Meldrum to sell thair meyll, and met meyll
to hym self, desyrand rameid of law for the brekyn of the inhibition and
contrauenyng of his ayth and contrauenyng of the statutt of this bruch.
The sade Johne Merschell confessit the gyffin of the fyrilat in to the
boyt and nays the lef of the broch. Johne Merschell is adjudgit in
admerciament for the wrangus gyfin of the commone fyrilat to Thomas
and Robert Meldrum by the advise of the consell. Thomas and Robert
Meldrum ar adjudgit in admerciament for making of stappyll in Chanre
and Rosmerke and for the selling of thair victuellis efter tha wer inhibit
be the balye conforme to the broch, and dome gyfin thairapoun.

William Cuming thesaurer forsade desyrit the balyes to put our
Souerane Lades letters to do execution for confiskyn and eschetting of
Thomas and Robert Meldrum victuellis insafar as tha brak the statuttis

Burgh Court Books: Vol. I.

and liberttis and contrauenit thair preuilegis and selling of thair wictuellis 1561
to onfremen, and desyrit the same to be appropriat to our Souerane 24 July
Lades ws and this bruch.

Actum in Ecclesia parochialis de Innernes in festo Divi 5 Oct.
Michaelis.

The Consell be the aduise of the Communitte hes ellectit Jasper
Waus prowest for this yer and forder say lang as he dois for the
commone weyll. Johne Ross, Allexander Paterson and Johne McIllewe
are electit balyes for ane yer.

The heid burrow curt eftyr Mychelmes haldyne in the 6 Oct.
tolbuyth.

Jasper Waus gef his ayth of fidelette to ws the office of prowestre
for ane yer lelele and trewle but lef of ane and hatrend of ane oder.
Johne Ross, Johne McIllewe and Allexander Paterson gef thair ayth of
fidellitte to ws the office of balyes lelele and trewle for ane yer. William
Cuming wes creat and sworne commond clerk of this bruch and gef his
ayth of fidellitte thairwpon. Master Thomas Heweson and Gilbert Duff
ar creat and swor commond clerkis of this [bruch] in causis onsuspect
and gef thair ayth of fidelitte thairwpon.

That day conwenit within the tolbuyth of Innernes eftyr nowne
the hale towneschip for electing of the Consell, testaris of ayll, comprisaris
of flesche and fysche, nominat thir personis onderwrettin commone
consell of this bruch for this present yer.

Nomina Communis Consilij. The prowest Jasper Waus, Johne Ros,
Allexander Paterson and Johne McIllewe, balyes; Mathow Paterson,
Pettyr Winstyr, Thom Fleming, Thom Waus younger, Martin Waus,
Thom Gollan, Nicoll Kar, Jasper Dampster, William Cuming, James
Paterson, Thesaurer.

The Consell with ane voce and consent hes statutt and ordanit that
quhat ewyr he be that beis nocht rahersand the oppynions allegations or
onne oder thing quhat sum ewyr that beys rahersit or spokyne in the
Consell the same beand knawyne, the raherser thairof salbe allutyrle
exilit of Cunsell and mare attour sall tyne his fredom.

William Anderson hes gottin the hand bell be the aduise of the hale
consell for betting and mendyng of calsay, commone wennall, wphalding
of the croce and tolbuyth stare, and sall begyn to byg the stare and
corse betuix this and Andirmes nixt to cum, and also salbe dale damster
of curt.

Records of Inverness

1561
8 Oct. The jugis hes hard compt reknyng and pament of Sande Gray of his house maill ane yeir befor our Souerane Ladye and my Lord Dukeis cuming to Innernes, quhilk was in the yeir of God j^m v^c yeiris, to this nixt Witsundaye in anno saxte tua yeiris.

Robart McWilliam McOlmorrye is electit and chosin James Skynner, burges of Innernes, William McQueyne and Allister McOlmorrye his fadyr brother his curatoris, quha gaif thair ayth of fidelitic de justa administratione rej aliene, and the saidis James Skynner is souertie his self for the samyne.

18 Oct. Mariorie Fraysser alias Quheit Stage is cumin in will for hyr brewing without licience and alluterlie dischargit be the Cunsall.

Ane brocht strakine be Johne Grant on Farquhar Roy that wrangle and aganis the law he makis him nocht pament of ane horse hyre dalye quhilk the said Farquhar suld haue vphaldin to him, he beand his cottar and haueand his soude thairfor, as ane cottar aucht to do. Farquhar Roy strekis ane brocht on Johne Grant that wrangle and aganis the law he pais him nocht ten bollis aittis for his scheip keiping ij yeiris viz., four bollis ane yeir and v bollis aittis ane wther yeir, wyth tuay bollis aittis sawing for his horse seruice.

Watte Couper is decernit to content and pay to Johne Grant ane barrell and ij rubbouris, the said Johne payand for the making to the said Watte betuix this and Sant Thomas Ewin.

20 Oct. Ane brocht struckin be Thome Paterson on Magie Duff that wrangle and aganis the law scho vald nocht sell aill to him, scho haueand aill in the house, and gaif him ewill and injuriouse wourdis to the said Thome Patersone. The said Magie is adjudgit in admerciament, and gif scho beis fundin rebuittand ony nychtbour or refusand ony aill for sylwer in tymes cuming to ony nychtbour, scho salbe dischargit of brewing for ane yeir.

Hendre Kar younger is cumin actit of his awin motyve fre will as cautionar and souertie for Huchoun Dow and Gillepadrik Myllar in the Machrie to do that law will to Fynla Paterson for the fermis of this present crope of saxtie ane yeris of the landis of the Machrie awand be thaim to him and all wther actionis the said Fynla hes in thair contrar.

Janat NykCraiwyne hes constitutt Allane McIntoche his [*sic*] procuratour in the actioun and cause mowit be hyr contrar Johne McAyne McWilliam et promisit de rato et grato.

Burgh Court Books : Vol. I.

Conuentio prepositi balliuorum et communis consilij in 1561
Sacello beate Marie Virginis de Viride. 1 Nov.

Thome Gollan oftymes callit and nocht comperit as he that was warnit to conveyne with the Cunsall is decernit in the Cunsallis will for his absens, and that be resson James Paterson Thesaurar allegit and exponit playnelie that it was Thom Gollanis cause he vald nocht cum to the Cunsall be ressoun it that was spokin in the Cunsall was opynlie spokin trocht the towne and at the mercate croce, and thairfor the said Thomas is ordanit to be warnit of new to declare the veritie quhat he hes hard was spokin opynlie and quhom of that was talkit in the Cunsall.

The prowest Jasper Waus exponit in jugement the inobedience and insurrectioun maid be Johne McGilleweye and Jasper Dampster in the Cunsall conuenit within the Chappell of the Greyne in Innernes the first day of Nouember for tacking of ordour for relewing of the baillies at the chekker and for tryakill taking towart thair commoun gude and intakking of the samyn, quhilkis personis foirsaidis refusit obedience and maid insurrectioun contrar the prowest and cunsall and throw their inobedience constreinzeit the prowest and cunsall to skail and depart, and the said Johne McGilleweye said to the prowest, "God at ye cum newyr agane nor I think nocht to cum to yow" and thaireftir the prowest and nychtbouris passit to the prayaris belieffand na ewill, quhar thaireftir the foirsaidis Johne and Jasper Dampster bodin in feyr of wayr with steill bonnate, sourd and habirschoun, with purchessing of lordschippis and strangearis vpoun the secund day of Nouember, and thaireftir the saidis Johne and Jasper beand warnit be the officiaris to compeir this day befor the baillies and cunsall to be perschewit for the causis foirsaid, thai haue contempnandlie disobeit the warnyng foirsaid, quhilk warnyng was sufficientlie prowyn befor the baillies, and for thair absence and disobedience thai and ilk ane of thaim ar jugit in admerciament for thair inobedience and dome giffin thairvpoun. And thair in jugement the prowest foirsaid puttis alluterlie inhibitioun to the saidis Johne and Jasper Dampster that thai nother burge nor brage nor armourse wayr within this burgh nor purchess ony lordschip, quhilkis gif thai do protestis solempnatlie that thai incur the panis contenit in the lawis and depravatioun of thair fredomes and to be callit befor jugis competent criminallie for the crymes foirsaid.

Schir baillies, Cunsall and communitie of this burgh of Innernes, I 4 Nov.
Jasper Waus, prowest of the said burgh, menis and compleinzeis on

1561 Jasper Dampster burges of the said burgh, that quhar eftir he was inhibeit
 4 Nov. this last thred day of Nouember to burge or brage, harness or wappynis wayr, boisting mak or purchess lordschip in contrar any nychtbour of this burgh, contempnandlie disobeyand the inhibitioun foirsaid expresse in contrar the statutis of burrowis maisterfullie came on the said Jasper Waus prowest and wtheris nychtbouris wyth him and purchest William McAne Dow as lordschip wyth him, quha crewellie drew ane nakit sourd to the said Jasper and nychtbouris wyth him beand within the chappell, and thairfor wranguslie and aganis the law contravenit in inhibitioun foirsaid and thair comen in feyr of weyr and purchest William McAne Dowe as lordschip wyth him and of the said Jasper Dempstaris causing and assistance drew ane sourd to haue done bodelie harme to sum of our nychtbouris beand thair present wyth the prowest, and desyris rameid of law. The Assise hes fundin the complaint and brocht foirsaid awaill and dome giffin thairvpoun.

Ane brocht strukin on William McAne Dowe that wranglie and aganis the law he maid insurrectioun contrar Jasper Waus prowest, and drew ane nakit sourd to him and the nychtbouris that was wyth him in the Chappell of Greyne, and inclusit thaim in the said Chappell so far as lay in his power. The Assise foirsaid hes fundin the brocht awaill and jugit in ane amerciament and dome giffin thairvpoun.

Jasper Dempster hes constitute William McQueyne procurator for him. Jasper Waus prowest hes constitute William Cuming his procurator.

William Cuming procurator foirsaid for probatioun of the poynttis of the brocht giffin in be Jasper Waus prowest contrar Jasper Dampster, that quhar the said Jasper Dampstar contrar the statutis of burrowis and burrow lawis ratifies and apprewis hes insurrectioun boisting and bragging in sa far as he is accusit as said is, and aucht to haue raquerit any burges to defend his cause and nocht to purchess lordschip lyke as now presentle, he hes brocht his purchest lordschip wyth him to procuyr in his cause that throw feyr of his procurator his actioun and cause suld cease.

William McQueyne procurator foirsaid vnder protestatioun allegis and sais that he aucht and suld procuyr in the said Jasperis actioun without prejudice to him according to the said William Cuming act aboue specifit, because the nychtbouris of the brucht hes admittit the said William, as he allegit, nychtbour and indwellar and also to haue his skaris of all necessaris that cummis to the towne as he deseruit at thair

Burgh Court Books: Vol. I.

handis, and for thir causis William aucht and suld speik for the said Jasper. 1561
4 Nov.

William Cuming procurator foirsaid ansueris to the foirsaid act allegeand him to be admittit nyctbour, quhilk he is nocht, bot ane stallangar, giffand and nocht granttand quhat extent was giffin to the said William McQueyne of the office mennis giftis and nocht as ane nyctbour fre burges, and thairfor the said William protestatioun and allegatioun makis for defence of the said Jasper Waus brocht and the attolerance that the said William has in tyme cuming haue na place of fredome nor libertie.

Ane brocht strukin be William McQueyne on Jasper Waus, Johne Ross, William Cuming and thair assistaris, that wrangle and dissaitfullie the saidis personis drew the said William be dissait to the Chappell yard talkand and commonand quhill thai come to the Chappell duyr and desyrit him to entyr in, and he refusit sayand that he vald nocht entyr in becaus the last tyme thair selffis was thair thai partit at the worst, nocht-withstanding the foirsaidis personis tyisit me to gang in to the intent that I suld mak ansuer to thair argumentis quharthrow thai mycht haue just occasioun to haue slane me, and to the verificatioun quhen thai gatt me in thair proponit that I was the grund and modyr of all the dissentioun and put the nyctbouris in discord, and rycht so said that I wagyt; and quhen I was makand ansuer Johne Ross and his companye clad in harnes come in to haue endit the thing that the laif began, sayand at his incumming, "Lat ws fall to it, we ar also mony Jurdanis as thai ar Jardanis," and wyth that word the myllar gaif me the lie, pleceand his hand to his quhynyear, and in the meyne tyme Duncan Malcumsone and the rest that was behind me lap to Jasper Dampster, and as God gaif grace the said Jasper and I gatt out at the duyr and myst my self and pullit my cloyk fra me and held it amangis thaim, and this I gif in my brocht to jugis vnsuspect prowying that I haue rameid of law, and gif I gett nocht the brocht is the liklear to be trew in itself and I will tak this in patience quhill God send bettyr. The Assyse hes fundin the saidis personis fre and innocent of the brocht forsaid.

William McQueyne is adjudgit in americiament for insurrectioun making, boisting of the prowest and the nyctbouris within the Chappell, and including of him thair wyth ane drawin sourd conforme to the brocht, and dome giffin thairvpoun.

Records of Inverness

- 1561
4 Nov. Johne McGilleweye is becumyn actit caution and souertie for the gude reull of William McAne Dowe in his gude manneris and hawyngis in tymes cuming and that he sall nocht be fundin ane trespassour to his nychtbouris.
- 8 Nov. In the actioun and cause movit be Johne Grant contrar Farquhar Roy tweching the hyre of ane horse quhilk he aucht to haue fundin to the said Johne betuix the feist of Michaelmess and vpvark quhilk is at Sant Colmes day, the jugis decernis the said Farquhar to content and pay to the said Johne Grant for euerilk day betuix the space foirsaid and vpvark vjd., be ressoun the said Farquhar was his feit cottar and was in his service and suld haue fundin him ane horse as ane cottar aucht to do.
- 15 Nov. Gilbert Gollan is decernit be decreit of curte to refund content and pay to Arche Andersoun or Hendre Kar eldar his factour in his name ane gude sufficient plad of v dowbill elnis betuix this and Andersmes as he that came caution for Murquhow McGrassycht.
- 22 Nov. Johne Coupland protestit that nochtwithstanding he sauld and annaleit to Johne Cuthbert his land and vestit and saisit him thairin and as yit wantis his sele and subscriptioun and that be ressoun the said Johne is of the cuntray, and hes nocht pait to the foirsaid Johne Coupland iij merkis mone and ane tartane blew and greyne in compleit pament of the haille sowme quhilkis he suld haue had for his land, and that the said Johne Cuthbert be nocht entrit in the soit roll to the tyme he be pait of the sowme foirsaid.
- James Patersone gaif in his bill menand to the baillies and cunsall vpoun the vnfre cordinaris quha vsis the privilege of fremen in barking, desyrand the dekyn to cause justice be done, and thair in jugement Alexander Patersone dekin of the said craft hes ondertane that justice salbe execut in his curte on the disobeyaris of the statutis and brekaris of inhibitioun on Monundaye nixt.
- 28 Nov. James Patersoun in name of Fynla Patersoun protestis contrar executouris of Janat Kar modyr to the said Fynla for the proffeitt that he mycht haue had of his puntis of heretage, viz., his horse, aqua vite pott, brewaris caldroun, lochtyr ox, kow, scheip, gait, gaise, and all wther poynttis quhilk mycht haue bene proffitable to him, to be furth cumand as law will.
- Johne McMurquhie is jugit in amerciamment for the selling of aill without licience and vnadmittit, and siclyke William McPhadrik beyond the watter is jugit in amerciamment, and dome giffin thairvpoun.

Burgh Court Books : Vol. I.

Jaspar Waus, prowest of the burcht of Innernis, Johne Ross, Johne 1561
McGilleweye and Alexander Paterson, baillies of the said burgh, Thome 1 Dec.
Waus younger, James Paterson, Nycoll Kar, Martyne Waus, Thom
Flemyng, Thomas Gollan, Mathow Paterson, Thomas Cuthbert, Jasper
Dampster and William Cuming, commond cunsell of the burgh of
Innernis for this present yeir electit, haueand consideratioun of the
apparent hurte and greit skayth mocht follow on our said burgh throcht
the nouatioun maid sen the daid of our gude nychtbouris of our said
burgh in the feyld of Pinkkecluytht, in setting of our commound tackis
to onfre men and tenentis nocht beand burgesis of our said burgh, quhilk
is grantit and giffin to our said burgh of Innernis and burgesis thairof
and thair successouris be the Kingis of Scotland, throw the quhilkis
setting of the foirsaidis tackis to onfre men and tennentis nocht beand
burgesis in our burgh of Innernis as said is, and the samyn war our-
seyne and rameid vnprowydit heir incontrar the samyn mocht be ane
ressonabill cause to ws and our successouris to tyne the hail gift giffin
be the Kingis of Scotland to our burgh and burgesis there and thair
successouris ; For rameid hereof in tyme cuming the prowest baillies and
commond cunsell foirsaid hes statute and ordanit that na vnfre man sall
occupie or possaid ony of the commond tackis of our burgh of Innernis
odyr watter or landis in tyme cuming, and quhat ewyr burges of our said
burgh of Innernis settis or giffis ony of thair tackis to ony onfreman fray
this furtht odyr landis or watteris, it salbe lesum to the prowest baillies
and cunsall of this said burgh of Innernes to dispone on his tackis to
oderis burgesis fremen of this burgh to the vtilitie and proffeit of the
commond veill ; and this act and statute to be obseruit and keipit
for ewyr.

Robart Dunbar, Huchoun Ross of Kylrawok, and James Dunbar of
Terbert, tutouris testamentaris to Johne Cuthbert son and ayr to
wmquhill George Cuthbert, desyris to be entrit in the tackis and
stedingis quhilk was occupieit and possedit be his wmquhill fadyr, vizt.,
fourtie schilling fischeing of the Wattyre of Ness, thre auchtane partis of
Drakye and Standand Stanis, conforme to his petitoun giffin in to the
Cunsall.

The prowest baillies and cunsall halelie congregat togyther wyth
ane woce desyrit the foirsaidis tutouris to delywer to thame thair burrow
curt buke quhilk was in the said wmquhill George handis, togyther wyth

Records of Inverness

1561 the freyris ornamentis and chalcisse, quhilkis the said wmqhill George
1 Dec. as prowest of Innernis, Thomas Flemyng and Johne McGillewye as baillies,
gat in keiping in the townis name, and the samyn beand in the said George
possessioun the tyme of his deceise, quhilk now suld be deliuerit to the
prowest baillies and cunsall of this burgh and to be in thair keiping in
thair commound house, togyther wyth the fundatioun of Sant Michaelis
Chaplanrie, fundatioun of the Clage boye, the decreit openit of Dingwell,
the keis of the Stepill, ane greit herse, ane small herse of brass, ane greit
waestaye quhilk keipit the ornamentis of the kirk, togyther wyth the pce
of land at the tolbuyth gawill quhilk was gewin to the said George for
anwell paying yeirlie, of the quhilkis newyr ane penne was pait as yit, to
be biggit be the towneschip or quhom thai think best to be giffin to for
biggin of ane cunsall house to the towneschip ; the premissis beand done
the cunsall sall gif ane sufficient ansuer thaireftyr vpoun the petitioun
foirsaid.

Thomas Flemyng resignit in the prowest baillies and cunsallis
handis his quatar of Lytill Drakye quhilk he possedis him selfe, desyr-
and thaim of thair plesouris to grant to him ane assedatioun of new of
the samyn as thai that ar his maysteris and superiouris, quhilk was
grantit in jugement.

The prowest baillies and cunsall hes grantit ane assedatioun to
Nycoll Kar of ane half aughtene part of the Barne hillis quhilk he
occupeis and possedis instandle.

The Cunsall hes dischargit Allexander Cuthbert of the dowbill
entre of his tackis, be ressoun he aucht to entyr fre be ressoun of the
deceise of his father in the feyld of Pynkie.

13 Dec. Margret NycGleschen, Janat NycGleschen and Magie NycGleschen,
dochteris to wmqhill Gillechrist McGleschen, desyrit to be seruit as
narrest and lauchfull ayr to thair wmqhill fadyr in ane rude of land liand
in Damysdail on the eist syde of the samyn, betuix the landis of Thome
Wrycht to the southt, and Donald McGleschen landis to the northt and
William Cummingis aboue the hill, the front to the Kingis gett to the
west, the taill to the auld fosse to the eist. The inqueist foirsaid hes
seruit the said Margret, Janat and Magie conforme to the petitioun
foirsaid.

The prowest baillies and cunsall hes ordanit the officiaris to pass and
arrest the brig, that na maner of man fre nor vnfre suld carye muke our
it vnder all heast pane and charge that efter may follow.

Burgh Court Books : Vol. I.

The Inqueist foirsaid hes fundin Dauid Rag our minister fre and *1561*
innocent of the brute opynlie and queatlie sklandrit be Arthour Byrnaye, *13 Dec.*
sayand that he had committit adultre wyth his wyif, and is adjudgit in
admerciament, and siclyke the said Arthour is adjudgit in admerciament
for the wranguse drawing of ane quhinzeare to our said minister and
boysting of him, for the quhilkis sclander and offence the said Arthour
Byrna is adjudgit in americiament and decernit to cum in presens of the
Congregatioun on Sundaye and thair in tyme of prayaris confess opynlie
his offense and aske forgyvenes at our said minister for God saik, and
dome geffin thairvpoun.

Comperit Huchoun Ross of Kilrawok, Robart Dunbar of Durris, and *1561-62*
James Dunbar of Tarbert, tutouris testamentaris to Johne Cuthbert sone *12 Jan.*
and ayr to wmqhill George Cuthbert of the Auld Castelhill, for fulfilling
of the petitioun geffin in be the prowest baillies and cunsall of this burgh
sa far as lay in thaim, and presentit and deliuerit in jugement the townis
burrow curt buke, the copie of the fundatioun of Sant Michaellis chap-
lanrie in paper wreittin, the fundatioun of the Clagboy, ane decreit
openit befor the Shireff Depute of Innernis contrar Dingvell for eschet-
ting certane gudis and geyr, ane payr of glaslawes without ane keye,
ane lytill brokin herse of brass, ane mekle herse, the keye of the
commound house of the stepill, and the samyn deliuerit in jugement
to the prowest baillies and cunsall togyther with the keye of the myd
house of the stepill.

The tutouris foirsaidis of Johne Cuthbertis ansuris to the desyir of
the ornamentis challeisis pertenyng the Blak Freiris of Innernis, quhilk was
rassaut be wmqhill George Cuthbert as prowest of Innernis and being
in his keiping at the tyme of his deceise, offerit in jugement thair purgat-
ionis that thai nother sawe nor handlit the said ornamentis nor challeisis,
and forther ar contentit to restrict and obliss thaim to concur wyth the
prowest baillies cunsall or thesaurar in thair name to perschew George
Cuthbertis wyiff as intromettar wyth the haille gudis and geyr in the said
umquhill George house, and to that effect to constitute thair procuratoris
thairto befor quhatsumewyr juge or jugis, and herefor desyris your
maisterschipsis prowest baillies and cunsall to entyr the said Johne Cuth-
bert in the fourtie schilling fyscheing of the Watty of Ness, thrie auchtan
partis of Drakie, and the Standan Stanis, conforme to the said Johne
Cuthbertis petitioun giffin in of befor and your maisterschipsis ansueris.

Records of Inverness

1561-62 The prowest baillies and cunsall wyth ane woce ansuris to the petitioun
12 Jan. giffin in be the tutouris of Johne Cuthbert sone and ayr to wmqhill
George Cuthbert, grantis and consentis to Johne Cuthbert sone and ayr
to wmqhill George Cuthbert to entyr him to tua auchtein part of Drakye
and fourtie schilling fyscheing occupiit and possedit be wmqhill William
Cuthbert fadyr to the said wmqhill George, nochtwithstanding thai want
thair assedationis to produce, and dispenssis be thir presentis wyth the
minor in this behalf, he payand his dowbill entre as wse is. And as to
the tother auchtane part of Drakie and Standan Stanis quihlk was possedit
be wmqhill John Cuthbert of the Auld Castelhill, that the samyn restis
in the townis handis sen his deceise, and at the requeist of the said tutouris
thai deliuering the evidentis maid to wmqhill George Cuthbert of the
pece waist land at the tail of the tolbuyth to the prowest baillies and
cunsall, thai sall accept and admitt him tennent and tackisman to the
foirsaid auchtane part of Drakies and Standan Stanis, faillyeing of non
deliuering of the said evident the saidis tutouris to mak pament and
delywar the sowme of twentie pundis mone of this realme for his intres.

14 Jan. The prowest balyes and consell hes ordanit and statute for the
commond weyll of this bruch that in all tymes cuming that thar be na
preway resignatioun made of onne manyr of takis or stedingis in the
handis of prowest or balyes, bot the same to be made in presens of the
prowest balyes and consell conuenant togydder, quhar throw the consell
ma haue respect to the commond gud and weyll of this bruch for thair be
that tha be abyll to haue befor hand that may be the weyll for furthset-
ting of the liberte of this bruch.

The prowest balyes and consell haueand consideratioun to the weyll
fayr of this bruch and the petitions of thir nyctbouris sonniss onder-
wrettin desyrand tham to be resaut and admittit to be fre burges and
gild of this bruch, the consell hes accepit and resaut tham to be fre
burges and gyld; and for stoppyn of forstallaris to cum within our
liberte the consell statuttis and ordanis that nane of tham yong men by
skyne and hyd at the mercat within the bruch, bot that tha sall trawell
alandwart and by thair greth and stoppe oder forstallaris and bring it to
this bruch, and the same to remane with thame selffis or ellis to sell it to
sum oder nyctbor of our bruch, quhar throw that sic waris may be
vaccand on the schyppys for decoring of our bruch and imbringing of
merchandris and varis to the towneschip, quhar throw the bruch may be

Burgh Court Books : Vol. I.

abellar to serue and furness the Quenis leiges, and that tha that contra-
uenis this act lyk as tha that hes gyffin thair ayth of fydelite thairto to
sell nane of thair waris to oder strangeris or oder contrays accep to serue
the towne as said is that tha be callit thairfor that dois the contrar and to
be depriuit of his fredome. 1561-62
14 Jan.

Johne Cuthbert son to James Cuthbert is resaut and entret fre
burges and gild of this bruch and hes gyffin his ayth of fidelitte to the
crowne of Scotland, prowest balyes consell and communitte of this
bruch, and hes payit thairfor in jugement to James Paterson thesaurar
for this yer viij merkis, and Sande Cuthbert, his brodyr, is souerte for his
bankat.

William Paterson son and aperand ayr to Allexander Patyrson is
ressaut and entrit fre burges and gilbroder of this bruch, and hes gyffin
his ayth of fidelitte as ws is, and hes payit thairfor to James Paterson
thesaurer the dewtte of ane burgress son and ayr, viz. vjs., Allexander
Paterson his fadyr souerte for his bankat.

[12 burgesses entered.]

The hale sume of the entres syluyr that day forte fyf
merkis xvs.

The prowest balyes and Consell hes grantit resauie Andro Guttie
the cordiner fre burges and gilbroder, and sall pay thairfor at his entre
quhan he requiris the same viij merkis.

The prowest balyes and consell hes grantit to resauie Jame Gollan to
his fredome quhen he gettis anc fre rud of land, payand thairfor at his
entre viij merkis.

Comperit in jugment Thomas Flemyng and Johne McIllewe burges 24 Jan.
of our bruch of Innernes, and exhibeit in jugment ane precep of the
prowest and balyes dewle executit and indorsat, macand mention that
quhar wmqhill George Cuthbert wmqhill prowest of Innernes and
Thomas Flemyng and Johne McIllewe balyes of the sade bruch for the
tyme in name of the communitte resaut fra the Freris Predicaturis of
Innernes in keping certan chalise and ornamentis and deliuerit thair
obligationis as prowest and balyes for the same, be vertu of the quhilkis
obligation the prowest balyes of this bruch ar restrekit for the same,
quhilkis chalise and ornamentis was in the sade wmqhill George
possession the tyme of his decese and intromettit with be Agnes Ross
his spous and ane of his executours, quaha withhaldis the same by the

Records of Inverness

1561-62 advise of the rest of the forsade wmqhill George Cuthbert executoris
24 Jan. and tutouris to his son and ourmen constitutt in his legasse, heyrfor desyrand the said Nanis Ross relict forsade be decernit be decret of curt to restoyr and deliuyr the sade chalisè and ornamentis. The saidis Agnes compering personalle for hyr self naye the hale clame, and the forsaidis Thomas Flemyng and Johne McIllewe desyrit ane terme to preff hyr intromission with tham and beand in hyr possession the tyme of hyr wmqhill spous decese.

7 Feb. Comperit in jugment Thomas Flemyng and Johne McIllewe burgesis of Invernes as to the terme consignit tham be the jugis to preff thair action contrar Agnes Ross relict of wmqhill George Cuthbert, to preff that the sade Agnes hed in hyr possession the chalise and ornamentis eftyr the decese of the sade George, quhilc thair obligation with the sade wmqhill George as prowest and balyes of this bruch for the that tyme wes, and exhibit Johne Nilson, William Cuthbert, broder german to wmqhill George, Sande Merschell. And Agnes comperand personalle for hyr self and admittit the sade witnes, and vpoun thair admission the sade Thomas Flemyng requerit ac of curt.

13 Feb. The fermoraris and tackismen of the Kingis millnis of Invernes strekis ane broch on Thomas Cristeson, Thomas McWilliam Dwe, William McCoren, William Chessolme, Morise McIlneyll, Johne Gibson and William McPhadryk, that wrangle and aganis the law tha dry nocht thair malt sufficientle as tha aucht to do, bot in gret hurt of the mylnis and skayth of the fermoraris and takismen makis thair malt thayne that the malt may nocht be sufficientle grundyn, throw the quhilkis the mellis ar stoppit of thair speyd and the fermoraris wantis thair profit, throw the quhilkis tha aucht to recompense the skayth sustenit be the fermoraris and myller in thair default, and in speciall thair wes thre bollis malt the Kingis myll refusit past to the Leys and wes dryit apon ane torre and thaireftir grundyn this last xiiij day of Februar, quhilc com out of Thom Cristeson kyll. The sade Thom Cristeson is cum in wyll, and for to forgewe hym this falt he sall nocht be fundyn in sic agane. And the rest of maltmen ar cum in wyll and dome gyffin thairwpoun.

The maltmen ar fallowyt that wrangusle and aganis the law tha lat the beyr cum out at bayth the endis, throw the quhilc the substance and frut of the malt is away, and that the fyrlat mocht tak the less in hurt of the Quenis legis and resing of gret derth.

Burgh Court Books: Vol. I.

Ane brocht strekyn on the maltmen that wrangle and aganis the law *1561-62*
tha hald the first kyll full of malt that beys weyll dreyit and kepis it *13 Feb.*
with the nixt that beys raw and mixts tham togydder in gret hindrense
of the commonis.

William Pypar is absolutit of the clame of Johne Bane McAne Moyr
McGillassen quhilkis he clamit hym of half boll victuell, quhilk the said
Johne tuk his gude fadyr detter.

Sir Johne Sadsarf gef in his petition contrar Thom Colle as ayr and *28 Feb.*
executor to Vatt Cuper to as the said Schir Johne as executor to his
wmquhill fadyr quhilk the sade Vatte resauit fra his fadyr this geyr
underwrettin:—In May in anno xlix yeris ane dussan annet scedis,
price xxxijs ; ane pan, price xijs ; half pund pepyr, price vijs ; iij vnce
gynger, price iiijs ; ij pundis hemp, price xxxijd ; ane stane cork, price
vjs. viijd ; the sex day of Marche resauit ij pund cork, price ; the
secund day of May anno li resauit be Vatt v pund hemp, price vjs. viijd ;
ane weyp of gold, the wecht of half ane wnce and quartar vnce ; ix
firlotis gret salt, price of the boll xxiijs ; xj salmond barrellis he wes
awand my faydyr with iij lib. xs mone, quhilk geyr and barrellis and
mone forsaid the said Wat is restand, desyring the forsaid Thom as his
ayr executor and intromettar with his gudis and geyr to deliuer and
mac payment thairof.

William Budeth producit in jugment ane charter and sesing of ane *1562*
ruid of land lyand in the kyrk get for entring of hym in the set roll, and *6 April*
also proclamit at the tolbuyth stair gyf thair wes onne tendyrrer of kyn
to Johne Budeth to by the forsaid ruid of land quhilk he sald to William
Budeth his secund son be reson of his necessite and gret indigence
behufit to sell the same to William Budeth his secund son, and offrit the
same to his eldest son gyf he wer in power thairto.

The cheplans gef in thair rentealis of thair anwellis, viz., the Rud *22 April*
Chepland, Sant Mychell Chepland, the He Alter, Sant Katryn, Sant
Pettyr, Sant Andro.

Johne Nilson, Robert Red, Gilbert Gollan, Andro Damster, Hendre *27 April*
Kar elder, Hendre Kar younger, William Donaldson, Thom Robertson,
Jams Skynner, Fynla Donaldson, Thom Waus elder, Johne Damster, Johne
Merschell, Andro Suderland, Johne Budeth, Thom Cristeson, Johne Grant,
Allexander Cuthbert hes constitutt William McQueyne thair procuratoris
concernyng the byll gyfin in be tham contrar the prouest balyes and

Records of Inverness

1562
27 April counsell, quhilk byll is subscriuit be the handis of Schir Patre Anderson notter publict, et promiserunt de rato et grato. William McQueyne procurator for the forsaidis persons gef in thair billis mennand that the prouest balyes and counsell hed done expres wrang in the halding of the Kingis myllis in in tennentis handis beand burgessis, quhar it wont to be ropit fray thre yeiris to thre yeiris, and in lik manyr in setting of the stell, allegiand be tham it is ane priuakyll out of the hale commond takis, and that the commission wes nocht in tham to set sic vacanttis or takkis, bot that tha suld be condiscendit with the forsaidis persons adwys, sayand that na takis nor dissolution suld be mad without thair advise and thair wottis to be thairat, and na thing done be the counsell to have na strenth.

2 May Johne Nilson producit in jugment two billis of complent, ane desyrand and seyand it is nocht lefull to na man to haf bot half cobyll fysching of the vatter, and becaus Jams Duff hes the half stell mare nor that, the same suld be in the commondis handis, and the saidis Jams to [be] persewit for the by runnyn proffite ; and ane oder menand that the prouest wes nocht ane lachfull prouest within the bruch to debat hym fra cheking and bosting.

9 May Comperit the counsell within the tolbuyth of Innernes in jugment apou the disposition of the quartar of Drake and forte schylling fysching of the vatter of Ness occupet be wmqhill Matho Paterson quaha decesit without aris male lachfulle gottin of his bode ; and thair comperit Jams Paterson and gef in ane petition to the prouest balyes and counsell that of thair gudnes tha wald have respect to hym, and gyf tha thocht hym word of the forsaid quartar Drake and xls. fysching that tha wald dispone it to hym and accep hym as tennent and to do thairfor at oder wald. The prouest balyes and counsell haweand respect to the premissis and for the gud seruices done be the forsaid Jams to the towneschip and to be done, hes grantit and gyfin to hym the forsaid quartar Drake and forte schylling fysching for all the days of his lyf and to the are male to be gottin of his bode allanerle, and to haue his assedation mad thairwpon in dew forme and sall pay instantle for his entres twenty pundis vsuall mone of this realme.

Johne Nilson being callit befor the counsell and comperit, beand examinitt gyf he wald byd be the billis gyffin in be hym contrar the prouest and oderis contenit in his bills, viz., ane byll desyrand the hale fremen

Burgh Court Books : Vol. I.

to haue vottis in all affaris, and speciall in election of fremen, disposition of takis, and quhat the counsell did by thair aduice suld nocht be of na adwayll, conforme to the byll and nams thairin contenit subscriuit be Schir Patryk Anderson the xxvij day of Aprile; ane oder bill desyrand our infestment to be cuttit in the bak, and Jains Duff to want the half stell and to be callit for the proffit thair of bygane; ane oder byll desyrand the myllis to be ropit ewyrre yeir yerle, and the tennentis presentele to pay the byrunnyn proffit; ane byll gyfin in be hym in Thom Robertson name allegiand and calland the prouest ane oppressor, wrangus and ingnorant; ane oder byll desyr compt of the taxation of William Cuming; And the counsell hes causit inquir the rest and examinitham on the premissis, quhar ewyr ilk ane of tham quha subscriuit the first byll alluttyrle refusit and said opynle tha knew nevyr of ane of the rest of the byllis, and gyf he falyeit to produce tham in thair name by thair command to be punist thairfor as accordit, and the counsell ordanis officiaris to warne Johne Nilson to the xxv day of Junij. 1562
9 May

Andro McFayll for hym self and Thom Wrecht as indwellaris within the bruch of Innernes and hereditable possessoris of tway rud of land, beand baron burgessis land in Damsdell betuix the landis of Johne Morison to the south and Gillecrist McGlassoun to the north, allegit and sayd that be resson of the liberte of thair land tha aucht to be stallynger fre and to pay na stallynger siluer, quhilkis of resson aut to brew and sell ayll in the saidis landis stallinger fre. The quhilkis the prowest and balyes forsaid herand the said allegations causit close ane inquest of the best and maist honnest nyctbouris quha best knew the verette. The Inquest forsaid hes fundyn that Andro McFayll and Thom Wrecht tham selfis or the heretouris of the saidis landis to be ay stallinger fre be resson the said land is barron burgessis land, bot it sall nocht be lesum to onne tennent to be stallinger fre quhilk sall dwell in that landis, nor it sall nocht be lesum to tham that beyis tennentis to brew without licence of the towneschyp, viz., prowest balyes and counsell. 22 June

Johne Nilson oft tymys callit and nocht comperit as he that wes warnit be the burrow officaris to comper this day at the prowest instance onder the pane of inobediencie, and in falt of comperance is jugit in admerciament and inobediencie and dome gyffin for his inobediencie. 25 June

Records of Inverness

1562
11 July Jaspar Waus,^x fewe heritour of the landis of Dayrbocht, desyrit Andro Dampster, Robart Reid, James Gollan, Johne Bane, James Baittis, occupearis of ane pairt of the landis of Dayrbocht, desyrit thame to ansuer and obey him and to mak him pament of thair fermis as he that is fewe heritour of the landis of Doirbocht as thai that ar occupearis thairof. The foirsaidis personis comperand for thame selffis allegit to haue had the samyn of Schir Andro Cuthbert. The jugis seand thame produce nane wther tytle bot allegeand thai haue it of Schir Andro Cuthbert, decernit thame to ansuer the said Jasper Waus and obey him as fewe heritour.

Johne Grant comperit in jugement and humlie menit to the prowest baillies and counsall of the ignorance being in him and in fault of remembrance that he knew nocht sic statuts was maid as he hes contravenit in tymes bygane, lyke as the processis lad upon him proportis in our burrow bukis, beseikand the prowest baillies and cunsall for the luff of God to accept him in brodrelie luff and to remit him the offenssis bygane done be him in contravenyng the statuts of this brogh, promittand faythfullie in tymes cuming to be ane obedient trew nyctbour and obey to all statuts maid and to be maid in tyme cuming for the weill of this burgh. The prowest baillies and cunsall haueand consideratioun and respect to the premissis hes alluterlie remittit and dischargit the said Johne Grant of all processis and offenssis done bygane in contravenyng of our statuts upon his gude being and haiffing in tyme cuming, and acceptis him to brotherlie luff agane and admittis him to his libertie quhilk he possedit of befoir, and that be ressoun of his greit repentance, under protestatioun that gif he beis fundin contravenyng the statuts in tyme cuming that he sall remane in the prowest baillies and cunsallis will.

14 July Johne Ross burges of Invernes and Margret Waus his spous hes constitut Johne Annand burges of Elgyne thair procurator towart the productioun of ane edict rasit be Margret Waus, executrix to wmqhill James Cuthbert, and Johne Ross hyr spous for his intres, to heir and se compt.giffin and maid of the saidis James Cuthbertis legasie and testament, and the saidis Margret and Johne for his intres to be exonorit and dischargit of thair office of executorie, et promiserunt de rato et grato. Alexander Cuthbert, sone and ayr to wmqhill James Cuthbert, hes constitut Schir James Buchert his procurator towart the impungyne and

^x Provost Jasper Waus, then sitting in judgment.

Burgh Court Books: Vol. I.

aganesayng of the saidis compt to be maid be the said Margret Waus and Johne Ross, et promisit de rato et grato.

1562
14 July

[Various creditors appear and state claims.]

Schir James Buchert procurator for Alexander Cuthbert protestis contrar jugis scribis and membris of curt. Johne Annand requerit act of curt quhar he desyrit of Schir James Buchert procurator foirsaid the prowest to be repellit be resson he and Margret Waus was bredyr and syster. It is fundin be interloquoutour that the prowest and baillies ar jugis competent be resson the prowest and baillies ar commonlie electit be the cunsall and communitie, thairfor he is juge competent, and the said Alexander Cuthbert is ane of the burgessis quha was at the chesing of the prowest and baillies.

Schir James Buchert procurator foirsaid allegit that Alexander Paterson was juge incompetent in this accompt and thairfor suspect, becaus he and Margret Waus ar attingent in thred and ferd degreis of consanguinite as eftyr followis; Johne Paterson begatt Johne Paterson, and Johne Paterson begatt Alexander Paterson on the tane syde, Fargus Paterson brother of Johne Paterson eldar begatt Schir Thomas Paterson person of Affin, Schir Thomas begatt Agnes Paterson, and Agnes Paterson bayr Margret Waus on the tother syde; and in lyke maner acceptis contrar William Cuming scribe of curt that he is suspect, because he and Margret Waus ar feyrdis of consanguinitie be resson Johne Paterson brother to Fargus begatt Thomas Paterson, quha begatt Magie Paterson, quha bayr William Cuming on the tane syde, Fargus Paterson begatt Schir Thomas Paterson, Schir Thomas begatt Agnes Paterson, quha bayr Margret Waus; and the said William Cuming said he mycht sit in respect of the reknyng because the samyn is nocht of veritie; quharfor Schir James Buchert protestit for nullitie of proces and rameid of law.

Johne Annand, procurator for Margret Waus and Johne Ross for his intres, producit in jugement the testament and inwytour of wmqhill James Cuthbert burges of Innernes, maid be him self at Innernes the xxx day of August the yeir of God j^m v^c and xlvij yeiris, under the signe and subscriptioun of Schir Andro Brebnar notar publict and subscriptioun of Schir William Baldoun pentionar of Innernes, and confermit be ane reuerent fadyr in God Patrik Bischop of Murray vnder the subscriptioun of Mr. William Wyisman notar publict and commissioner in that cace, daittit at Spyne the xiiij day of Marche the yeir of God j^m v^c and xlvij

Records of Inverness

1562 yeiris, togyther wyth the said Margret and Johne his comptis charge and
14 July discharge, and desyris the said Margret to be chargit and dischargit
conforme to the said testament and comptis giffin in and simple to be
absoluit of the office of executorie conforme to the said testament and
publict edict.

All and sindrie haueand intres to James Cuthbertis gudis and geyr
or pretendand to have intres thairto beand summonit be ane edict to
comperre this day befor the prowest or baillies of Innernes or ony ane of
thame to heir and se Marget Waus executrix and intromissatrix wyth
the gudis and geyr of the said James be dischargit and exhonorit of thair
intromissioun of the saidis gudis or to allege ane ressonabill caus quhy,
lyke as the said adict mair fullelie proportis, quhilkis beand red in
jugement comperit Schir James Buchert procurator for Alexander
Cuthbert son and ayr to the said James and allegit thair was diuerse
gudis and jowelis pertenynng to his said fadyr in tyme of his deceis wyth
the quhilkis the saidis Margret Waus intromettit wyth and is omittit
onput in to the saidis James testament yit in the compt productit thair-
upon, viz. v^{xx} kye awand to the said James in the tyme of his deceis wyth
the quhilkis the said Margret intromettit wyth comm furth of Clanchen-
nycht, fyve hundracht pundis in gold quhilk the said Margaret Waus
deliuerit in keiping to Schir Johne Waus pertenynng to the said James the
tyme of his decease, quhilk gold foirsaid Martyne Waus executour to the
said wmqhill Schir Johne Waus deliuerit to the said Margret agane ;
Itam leddy wortht thre hundreth pundis onput in testament, ane
thousand markis sylwar vncunyeit monie of this realme, ane boit price xl
merkis, x oxin in Drakye in the tyme of his faderis deceis onput in
testament, xij oxin in Lytill Drakie by thame that was put in testament,
xx kye in Lytill Drake mair nor is put in the testament, tuay hundreth
scheip in Eistyr Drake, xij kye in Lytill Drakie, tuay hundreth scheip in
Lytill Drakye, tuay chaldyr beyr sawin in Eistyr Drakye, viij^{xx} bollis
attis sawin in Eistyr Drake, ane chaldyr beyr sawin in Lytill Drake, fyv
scoir bollis aittis sawin in Lytill Drakie, threscoir bollis beyr sawin in
Innernes, tuay hundreth scheip in Innernes, thriescoyr pewtyr plaittis in
Innernes, xvj horses in Innernes, xij pewtyr dischis, quhilkis gudis ar
nocht put in testament, and for this ressonis foirsaidis the said Margrettis
comptis aucht nocht to be takin nor rassauit nor scho to be dischargit of
hyr intromissioun of the saidis James gudis vnto the tyme the foirsaidis

Burgh Court Books : Vol. I.

gudis respective be put to hyr charge be resson of hyr intromissioun wyth the samyn. 1562

14 July

18 July

Andro McFaill alias Brebnar notar publict is requerit in jugement to produce his prothogoll towart the saising giffing to George Cuthbert be resignatioun maid in the handis of Johne McGillewey baillie be William Cuthbert of ane rude of land lyand in the eist gett betuix the landis of Alexander Paterson to the eist and George Cuthbertis landis to the west, quhilk prothogoll the said Andro McFaill hes producit in jugement and apprewis the saising giffin as said is of the dait of the said saising xxiiij Augusti anno lx, and the said Andro decernit to gif and delywer his instrument thairvpon, takand his just solarie.

Johne Ross spous to Margret Waus and the said Margret hes constitut Schir Johne Nycolson thair procuratour for makking of hyr compt and exoneratioun of comptis as executours to wmqhill James Cuthbert, et promiserunt de rato et grato. 30 July

Schir Johne Nycolson procurator foirsaid hes producit the comptis of Mergret Waus executrix to James Cuthbert and Johne Ross for his intres, and for probatioun of the contentis of the sowmes of monie gudis and geyr left in legasie and of the rest of the exoneratioun of the deidis pairt hes producit certane acquittances under specifyt.

[Various discharges produced.]

Schir James Buchert procurator for Alexander Cuthbert hes protestit in name of the said Alexander as partinar and pairt takar of his faderis thred and legasie for tuay lastis salmond in the fattis the tyme of his faderis deceis, price ane hundreth pundis, ane hundreth bollis greit salt, price tuay hundreth merkis, in irne extending to xl pundis, xl bollis victuall in his faderis house the tyme of his deceise, ane hundreth bollis victuall sauld to Mertemes the yeir of his faderis deceise price of ilk boll victuall xxs., in the merchant buyth the tyme of his deceise in merchand-ice extendant to ane thousand pundis, twentye stanis blew woll, ten stanis quheit woll, ane ring of gold price fyff pundis, ane hundreth bollis victuall coft be his said fadyr alytill befoire his deceise, sewin pundis monie awand be Thomas Waus vpon ane sylwar pece put in wed, thrie greit pakkis of leddy deliuerit to Gilbert Hay furcht of the kirk yeard price thrie hundreth pundis, ten pece of eakin cuppillis wyth rawillis cabyrri to big ane leaycht hall ilk tree xxiiij fuit in lenth price x lib, Itam sax chaldar of lyme in his cloise price of ilk scoir v lib, ane hunder

Records of Inverness

1562
30 July pece hewin wark price of ilk pece xijd., Itam tuay kye, ane reid kow, and ane lyart kow left be Schir Andro Cuthbert to the said Alexander wyth the proffeittis thairoff be the space of xvj yeiris, Itam xx pundis of monie left be the said Schir Andro to be wairrit on merchandice to the vtilitie and proffeit of the said Alexander, Itam xxv lib left be the said Schir Andro to put in ane aker land to the vtilitie and proffeit of James Cuthbertis airis payand yeirlie thairfor to the chaplains of Invernes yeirlie xs. anwell, Itam in fyrryn tymmer, viz., burd, cabyr, rawill, beand in James Cuthbertis cloise wortht xl lib, wyth the quhilkis gudis and geyr aboue wreittin Mergret Waus the spouse of James Cuthbert intromettit wyth and thairvpon disponit, of the quhilkis gudis and geyr fairsaid pertenant to the saidis James Cuthbert the tyme of his deceise and now in respect of his legasie aucht to pertene to the said Alexander as ane partenar haueand ane bernis portioner thairoff wyth the laif of the said James bernis as his legasie proportis at lentht, quhilkis gudis and geyr above expremitt ar omittit onput in the said James legasie, and thairfor or the said Mergrettis compt be hard or scho dischargit thairoff of hyr office of executorie scho suld be onerit and chargit or hyr compt be hard.

Schir James Buchert, procurator for Agnes Gollan the spous of Johne Cuthbert for hyr intres and in name and behalf of hyr said husband now beand [furtht] of the realme at his lefull bessines, hes protestit for hyr said husband bernis portioun of geyr pertenyng to him be the deceis of wmqhill James Cuthbert his fadyr, and for Thomas Cuthbert and Elspett Cuthbertis portioun of geyris pertenyng to him as narrest and lauchfull ayr to thame and for thair portioun of thair fadris thred left to thame as thair faderis legasie proportis.

[Pleadings follow.]

The jugis be interloquutor pronuncis to ressaue the comptis of Mergret Waus and Johne Ross for his intres bayth charge and discharge conforme to the solempnit testament of wmqhill James Cuthbert, reserwand actioun of Alexander Cuthbert and Agnes Gollan spous to Johne Cuthbert for hyr intres and for Thomas and Elspett Cuthbert to perschew for thair ressonabill and ressonis and juris upon the gudis, geyr, gold, sylwer, and generall all wther thingis extra testamentum quhat thaimaye preiff, and hes ordanit the copies of testament and compt to be giffin to Alexander and Agnes.

Burgh Court Books : Vol. I.

Inuentarium omnium bonorum Jacobi Cuthbert burgensis *1562*
 de Innernes factum in domo propria xxx die mensis *30 July*
 Augusti anno domini millesimo quingentesimo xlvij, coram
 testibus Dominis Johanne Waus, Vilhelmo Baldon, Vilhelmo
 Anderson, et Domino Andrea Brebnar, cum diuersis aliis.

Item in primis fatetur se habere in Eistyr Drakie xix boues arabiles, pretium petie xls.	Summa xxxviiij lib.
Itam nouem buculos, pretium petii ij merkis	Summa xij lib.
Itam vij vaccas, pretium petie xxxs.	Summa x lib x s.
Itam lx oues, pretium petie iiij s.	Summa xij lib.
Itam duos vitulos, pretium	xx s.
Itam in auenis seminatis iij ^{xx} bollis ad estimationem tertie grani ix ^{xx} bollis, pretium bolle vs.	Summa xlv lib.
Itam in ordio seminato viij bollis ad estimationem tertij grani xxiiij bollis, pretium bolle xs.	Summa xij lib.
Itam fatetur in Vestyr Drakie x boues arabiles, pretium petij xls.	Summa xx lib.
Itam viij vaccas, pretium petij xxxs.	Summa xij lib.
Itam duos vitulos, pretium xxs.	Summa xx s.
Itam in auenis seminatis xl bollis ad estimationem tertij grani vj ^{xx} bollis, pretium bolle vs.	Summa xxx lib.
Itam in ordio seminato tres bollas pretium bolle xs. ad estima- tionem tertij grani ix bollis.	Summa iiij lib x s.
Itam in Innernes ix boues arabiles, pretium petij xls.	Summa xviiij lib.
Itam duos equos, pretium.	x lib.
Itam vj alios equos, pretium	xij lib.
Itam in ordio seminato xxxvj bollis ad estimationem tertij grani v ^{xx} viij bollis, pretium bolle xs.	Summa liiij lib.
Itam in tritico seminato iv bollis ad estimationem tertij grani xij bollis, pretium bolle xxiiij s.	Summa xiiij lib viij s.
Itam xx bollis salis grossii, pretium bolle xxs.	Summa xx lib.
Itam unum lye caldrum.	vj lib.
Itam in turre duas ollas, pretium.	xxx s.
Itam in domo et in cimiterio ix ollas, pretium.	iiij lib x s.
Itam in lye pannis.	xiiij s.
Itam xxxvij lye pewtyr plaittis, pretium petij iiij s.	Summa vij lib viij s.
Itam iiij pewter dischis, pretium.	iiij s.

Records of Inverness

<i>1562</i>	Itam vnum lye bassing, pretium.	iiij s.
<i>30 July</i>	Itam v candeobra, pretium.	xij s.
	Itam tres amphoras tynneas, pretium.	xv s.
	Itam duas cathenas ferreas, pretium.	xx s.
	Itam vnum lye mask fatt et duo lye gail fattis, pretium.	xx s.
	Itam vnum lye fatt cum Alexandro Paterson, pretium.	xiiij s.
	Itam vnum lye fatt cum Domino Jacobo Duff, pretium	xiiij s.
	Itam sex lye feddyr beddis, pretium	xviiij lib.
	Itam thrie lye nop beddis, pretium	iiij lib.
	Itam xij lye payr blankattis, pretium	vj lib.
	Itam x payr lyntheatum, pretium	v lib.
	Itam xx lye coddis, pretium	xl s.
	Itam thrie lye airaiss warkis, pretium	iiij lib xij s.
	Itam xiiij coclearea argentea, pretium petij xs.	Summa vj lib x s.
	Itam vnum ciphum argenteum, pretium	iiij lib.
	Itam in supellectilibus domus	xl s.
	Itam in mercantiis in cimiterio et in bona extendentibus ad	xl lib.
	Summa totius inventarii	iiij ^c xliij lib xj s.
	Debita que debentur ei sequuntur.	
	Itam in primis Andreas Farrer in Orknay	xliiij s.
	Itam Robertus Dowart in Daip xvj scoyr frankes	Summa viij ^{xx} lib.
	Itam idem Robertus lj tre last of salmond and ten barrellis, pretium barrelli fyftie schillingis	Summa v ^{xx} xv lib.
	Itam Johne Reocht McGleschan	xl s.
	Itam Gillecallum Murdoch McKezeis fostyr brother	xxiiij s.
	Itam Thomas McDonald McConquhie McFynle	iiij s. ix d.
	Itam William McInnis Boy	v s.
	Itam Beane Clerk	xxxiiij s. iv d.
	Itam Johne Dow in Contyn	xix s.
	Itam Schir Johne McMurquhie	iiij lib viij s.
	Itam Fynle McIndoyr	vj s.
	Itam Donald Moyr Ewyr	v s.
	Itam Donald McGleschan	xvj s.
	Itam Marie Neyn Gowin	xij s.
	Itam Alexander McKennycht	iiij lib xij d.
	Itam the said Alexander	xl s.
	Itam Robertus Tullycht in Orknay	vij lib v s. vjd.

Burgh Court Books : Vol. I.

Itam Andreas Grant	vij lib.	1562
Itam Stewinson in Culmoyr	ij lib.	30 July
Itam Alexander Dow McFarquhar	xx s.	
Itam Schir William Dow in my Lord Lowattis name	vij lib ij s.	
Itam Donald McChandow	xxvj s. viij d.	
Itam Andreas McGremen	xl s.	
Itam Donald Dow in Ballebrand	xl s.	
Itam Schir Alexander Moyr	xxvj s. viij d.	
Itam Alexander Roy McKennycht	xl s.	
Itam Farquhar Roy	xxv s.	
Itam Donald Drynie	xxiij s.	
Itam Magie Gorrie	ij s.	
Itam Schir William Dow	iiij s. viij d.	
Itam Schir James Duff	xxiij s.	
Itam Johne Wrycht	xxx s.	
Itam Johne Gar McDonald McOleyr	vj lib.	
Itam Donald Drynie and Farquhar McConquhie Roy	xxiiij lib.	
Itam Duncane Dow McDonald McThomas	xvj lib.	
Itam the Kencycht Beg	xij s. iiij d.	
Itam Duncane McAllen McKennycht	vj lib v s.	
Itam the smyth of Brewycht	vij s.	
Itam Alexander Dow in Abertarff	ij lib vj s. viij d.	
Itam Joannes Neilson	xv lib xv s.	
Itam Murquhow McGrasycht	xxiiij lib v s.	
Itam Schir Duncane Rynnaldson	iiij ^{xx} lib iiij lib iiij s. viij d.	
Itam Beane McLeiss in Vrquhart	ij lib.	
Itam Andro McQueanyttar	xx s.	
Itam Fynla McGillandreiss son	v s.	
Itam Schir Andro Bane	xx s.	
Itam Watte Baxtar	xxxj lib vij s.	
Itam Magie Neyn Intagyrt	v s.	
Itam Fynla Skynner	xx s.	
Itam Alexander McGillemechell in Cullodin	xx s.	
Itam Paedan Oles	x s.	
Itam Johne McMelegan	x s.	
Itam Duncane Bane	xvij lib x s.	
Itam Rorie McAllister McKennycht	vij lib.	

Records of Inverness

1562	Itam Maistyr Johne Fraysser	xx s.
30 July	Itam Thomas Dingwell of Kildron xiiij barrellis salmond, pretium barelli ls. Summa xxxij lib x s.	
	Itam Gillecallum McInteyr and William McFarquhar	four lib.
	Itam Wat Innes	xiiij lib ix s. viij d.
	Itam Alexander Paterson iij barrellis salmond, price	vij lib x s.
	Itam Nycoll Kar iiij barrellis salmond, price	x lib.
	Itam Johne McGilleweye ane barrell salmond, price	l s.
	Itam Johne Grant	xxvj lib.
	Summa debitorum sibi debentium	vje iij ^{xx} xvj lib vj s. viij d.
	Summa Inuentarij una cum debitis sibi debuntur	xje xvij lib xvij s. viij d.
	Debita que debentur aliis sequuntur.	
	Itam in primis filio Wilhelmi Ard	iiij lib xvj s.
	Itam Domino Daudi Cuthbert vj barrellis lye salmond cum dimedio, pretium barrelli ls.	Summa xvj lib v s.
	Itam Dicto Domino Daudi pro Donaldo Owyr	lvj s. viij d.
	Itam pro fermis terrarum suarum pro spatio trium annorum	xxiiij lib.
	Itam pro uno pallio	xxx s.
	Itam Jonete Gordoun de Dunnachtane	xxx lib.
	Itam Alexandro Baillie	xj lib.
	Itam Domino Joanni Waus	xlviij lib vj s.
	Itam Joanne McKennycht	ix lib ix s. iiij d.
	Itam Kennico McKeinzie	iiij lib ix s. iiij d.
	Itam Henrico Kar	iij lib.
	Itam Margrete Paterson	xlv s.
	Itam Duncano Bane	l s.
	Itam Wilhelmo Waycht	viij lib.
	Summa debitorum que debentur aliis	viij ^{xx} vij lib vij s. iiij d.
	Summa omnium bonorum debitis extractis	ix ^c l j lib x s. iiij d.
	Diuisio erit in tribus partibus, pars defuncti iij ^c xvij lib iij s. et v d.	
	In Dei nomine Amen, ego supradictus Jacobus mea spontanea voluntate et sano corpore et mente lego animam meam Deo Patri Omnipotenti, &c., Itam lego matrj mee xij lib, Itam filie mee Agnete xx lib, Itam Andree fratri meo v lib et duas lye dacras dry hydys, Itam sorori mee vxori Donaldi McGleschen vj mercas, Itam lego capilanis de Invernes pro celebratione obiti imperpetuum ad orandum pro anima Domini Andree	

Burgh Court Books : Vol. I.

Cuthbert xxv lib, Itam dictis capilanis ad celebrandum qualibet sexta 1562
ferea per spatium vnus anni pro anima mea x lib, Itam quatuor pauper- 30 July
ibus sacerdotibus ad celebrandum pro anima mea iiij lib, Itam lego
x lib pauperibus, Itam lego meum filium Joannem Cuthbert fratri meo
Domino Dauidi Cuthbert, Itam lego cetera bona mea non disposita tam
extra inuentarium quam in inuentario spouse mee Margrete et prolibus
meis cum ipsa genitis, Itam lego meos executores Dominum Dauid
Cuthbert et Margretam Waus meam spousam, Itam lego Joannem Cuth-
bert veteris castri eorum curitorem citerum est vt dictos executores
disponat pro anima mea vt velit respondere coram summo iudice.

Ita est Dominus Andreas Textor notarius publicus ad
premissos vocatus pariter et requisitus Textor proprio
chyrographo. Ita est Dominus Wilhelmus Baldon
pentionarius de Innernes manu propria.

Nos Patricius miseratione Diuina Morauiensis Episcopus hoc presens
testamentum et bonorum inuentarium in quantum rite et legitime factum
est quoad bona in eodem inuentario contenta et extra idem negligenter
omissa et neglecta autoritate nostra ordinaria ratificamus approbamus
et per presentes confirmamus dispositionemque bonorum huiusmodi
ipsis executoribus in prefato inuentario contentis committimus per pre-
sentes prouisoque quod super fidei administratione et bonorum
huiusmodi dispositione computum reddatur prout de iure, In cuius rei
testimonium signetum nostrum presentibus est affixum apud palatium
nostrum de Spynie xiiij die mensis Martij anno Domini millesimo
quingentesimo quadragesimo septimo et nostre consecrationis anno
decimo.

M. W.^s Wyisman nos ac commissarius in premissis
ad hoc manu propria.

The comptis of the gudis and geyr contenit in the testament of
wmquhill James Cuthbert burges of Innernes pertenyng to him exhibeit
producit and giffin in iugement befor Alexander Paterson and Johne
McGilleweye baillies of the burgh of Innernes within the tolbuyth of the
samyn the xiiij day of Julij the yeir of God j^m v^c and saxtie tuay yeiris
be Mergret Waus and Johne Ross hyr spous for his intres, and desyris to
be exhonorit and dischargit of thair haill intromissioun of the gudis and
geyr dettis and legasies contenit in to the said testament and of the
saidis Mergrettis office of executrix as the said publict edict directit

Records of Inverness

1562 thairvpon and dewlie execut and indorsat proportis, quhilk the said
30 July Mergret and Johne Ross for his intres chargis tham as efter followis :—

Queratio : Item in primis the said Mergret and Johne Ross for his intres chargis tham wyth the sowme of nyne hundredth fyftie ane pundis ten schillingis contenit in to the said wmqhill James testament as price and awaill of the haill gudis and geyr contenit in the said testament, the samyn be the law constitut and practyk of this realme suld be dewydit in thrie partis, that is to say ane pairt to the said Mergret, ane wther pairt to the said James and Mergrettis bernis, and thred part to the deid, and be rycht calculatioun extendis to the deidis pairt allanerlie thrie hundreth xvij lib iij s. v d.

The exoneratioun of the deidis pairt and of all the gudis and geyr contenit in the said testament.

Item in primis the comptaris exoneris and dischargis thaim of the just awaill of the airdome gudis pertenying to the said wmqhill James rassauit be Alexander Cuthbert his ayr quhilkis contenit in the said testament and sowmit in the foirsaid principall sowme, of the quhilkis poynttis of ayrdome and prices foirsaidis contenit in the testament extendis of the haill airdome gudis to fourtie fyve pundis xj s. vj d.

Summa xlv lib xj s. vj d.

Item the comptaris dischargis thame of the sowmis following pait to the personis vnder specifit eftir the command of the said wmqhill James legasie, that is to say for the coit and confirmatioun and funerall of the said James.

Item in primis for the compositioun of the coit of the said James testament	xx lib.
And to the scribe	vj s. viij d.
Itam to the said James dochtyr callit Agnes be his legasie	xx lib.
Itam to Andro Dempster the saidis James brother be his legasie	v lib.
and for tuay daker hydys	viij lib.
Itam to Ellyne Don the saidis James syster be his legasie	iiij lib.
Item to the preistis of Innernes to pray for him	xxv lib.
Itam to the said chaplanis for ane mess yeirlie	x lib.
Itam to four puyr preistis	iiij lib.
Itam to the puyr folkis for praing for the saidis James	x lib.
conforme to his legasie	

Burgh Court Books : Vol. I.

Itam in expensis maid on the said James bureing to preistis freiouris *1562*
 clerkis vatis and wther funerall expensis in beyring of his feyetur wyth *30 July*
 saull mess and dirigie extendis to xx lib.

Summa of thir expensis maid and deliuerit efter the tennour of
 the said James legasie and funerall expensis extendis
 to j^c xxxiiij lib vj s. viij d.

Item the saidis comptaris dischargis thame wyth the sowme of thrie
 scoir thrie pundis ix. ix. giffin and put vp in the said testament restand as
 dett awand to the said James, quhilkis the executouris can gett na pament
 thairoff be ressoun pairt is deid and had no geyr pondeabill, and pairt is
 unknawin quhat thai ar or quhar thai dwell, and wtheris wer perschewit
 befor the commisser and hes recouerit na pament be the law, of the
 quhilkis pairt of thame was geffin to thair ayth quha deponit na thing
 awand, wtheris beand callit and no thing recouerit be the law, of the
 quhilkis sowme aboue specifyt the said executour be the law suld be
 absolut simpliciter as eftir followis—

Gillecallum Murdocht McKenzie his foster brother is awand	. xxiiij s.
Thomas McDonald McConquhie McFynla	. . . . . iij s. ix d.
William McLunis Boy	. . . . . v s.
Johne Dow in Contan	. . . . . xix s.
Donald Moir Owyr	. . . . . v s.
Johne Gar McDonald McOley	. . . . . iiij lib.
The smyth of Brayacht	. . . . . viij s.
Allister Dow in Abertarff	. . . . . iij lib vj s. viij d.

The quhilkis personis aboue expremitt the said comptaris hes wsit
 thair exact diligence to haue gottin knowlage in quhat cuntreis thir
 personis dwell in or quhat thai ar of veritie, can gett no vnderstanding
 quhar sic men ar.

Heir followis the names of the puyr,—

Duncane Dow McConyall McThomas	. . . . . xvj lib.
Andro McInneanittar	. . . . . xx s.
Fynla McGillandreis son	. . . . . v s.
Schir Andro Bayne	. . . . . xx s.
Paydene Wlycht	. . . . . x s.

Heir followis the names of thame that we have perschewit and culd
 nocht preiff the dett,—

Itam Beane Clerk xxxiiij s iiij d.
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Records of Inverness

<i>1562</i>	Alexander Dow McFarquhar	xx s.
<i>30 July</i>	Allister Roy McKenzie	xl s.
	Magie Gorrie	iij s.
	Schir James Duff	xxiij s.
	Schir Duncane Rynnaldson	xxiiij lib.
	Maistyr Johne Fraysser	xx s.
	Johne McIlleweye ane barrell salmond	l s.
	Schir James Duff ane fatt price	xiiij s.

Quhilkis sowme of the dettis foirsaid extendis to iij^{xx} iij lib ix s. ix d.
 Summa thrie scoir thrie pund nyne schillingis nyne pennies, off the
 quhilkis sowme the comptaris foirsaid aucht to be dischargit be
 ressoun thai perschewit the saidis personis be justice and optenit na
 pament.

Item the comptaris dischargis thame wyth v lib iij s. giffin to wmqhill
 Johne Sadsarff as dett awand be the said James to him for paying of ane
 eucharist and the kaiss thairof, of the quhilkis the tane half aucht to be
 allocat to the comptaris, quhilkis extendis to lij s. vj d.

Itam to Gilbert Hay for dett awand be the said James iij lib ix s. vij d.
 thairof to be defalkit to the comptaris xxxiiij s. iij d.

Itam to Agnes Uykconyll be legasie xl s.
 Summa hujus particule vj lib vj s. x d.

Itam the comptaris allegis that in the monethis of Februar Merche and
 Aprile immediatlie eftir the deceise of the said James Cuthbert thair
 deit xix oxin in the towne of Eistyr Drakie quhilkis war undewydit and
 pertenant to the saidis Mergrettis bernis and deid, the pricis of the said
 xix oxin extendis to xxxviiij lib, of the quhilkis sowme extendis to the
 deidis pairt to xij lib xiijs. iiij d., of the quhilk the said comptaris aucht
 to be dischargit be ressoun thai gudis deit nocht in thair default.

Summa xij lib xij s. iiij d.

Item the saidis comptaris allegis ix young kye and oxin, price of the
 pece ij merkis, quhilkis deit in the said towne as said is, of the quhilkis
 the deidis pairt extendis to iiij lib, quhilk aucht to be dischargit to the
 said comptaris be the ressoun foirsaid.

Summa iiij lib.

Itam in lyke maner thair deit vij kye in the said towne, price x lib x s.
 The deidis thred extendis to iiij lib xs., quhilk suld be defaulkit to the
 comptaris be ressoun foirsaid.

Summa iij lib x s.

Burgh Court Books : Vol. I.

Itam deliuerit to the collectouris of the queyr of Innernes for ane obeit yeirlie be the space of xij yeiris, vj lib. 1562
30 July

Summa vj lib.

The first day of September in the yeir of God j^m v^c and fourtie sewin yeiris to the feist of Mertemes immediatlie thaireftir spendit and pait to serwandis feis the sowmes underwreittin, that is to say, the expenssis maid vpon Alexander Cuthbert, Johne Cuthbert, Janat Cuthbert and Thom Cuthbert wyth Willeam Gald, Thomas McGillemechell, serwand men in the house for the tyme, Agnes Skynner and Morreacht Neyn Brande, serwand wemen in the house for the tyme, and Ibbe Neyn Inerryr and William Ardis dochtyr, noreiss in the house for the tyme, Itam diliuerit to William Gald in his fee at the said Mertemes xvjs., and to Thomas McGillemechell for his fee viijs., and to Agnes Skynner viijs., to the said Morreacht Neyn Brande viijs., and to Neyn Inerryr xs., with ane kuye kyrtyll to William Ardis dochtyr price xls. and to hyr fee xs., and ane noreiss that fostrit Jannat Cuthbert callit Donald Dow his wyiff in Ballebraid xls., for ane kuye kirtill xvjs. viijd., for ane curche and ane pair slewis price iijs., in expenssis maid vpon thame in the house during the said tyme in meill, malt, fysche and flesche, wyth the expenssis maid vpon wynnyng of the cornis in harwyst wyth the serwandis expenssis maid vpon thaim in the house, extendis to the sowme of four scoyr pundis, of the quhilkis the jugis allowis xl pundis.

Summa xl lib.

Item in expenssis maid on Alexander Cuthbert fra September in the yeir of God j^m v^c and xlvij yeiris to September in the yeir of God j^m v^c and fyftie sewin yeiris extendan to x yeiris yeirlie in meit and clayth be the said space to xx lib yeirlie, extendan in the haill to tuay hundreth pundis. Referris actioun to the said Mergret and Johne Ross for his intres to perschew the saidis Alexander Cuthbert for the foirsaid sowme.

Summa hujus ij^c lib.

Itam giffin for the Pasche and Lammas termis in anno xlvij of the crope of xlvj of the teynd sylwer of Eistyr Drakie and Westyr Drakie to Thomas Flemyng iiij lib, and Lammas terme in the yeir of God j^m v^c and xlvj yeiris and of the crope of xlv, xls.

Itam pait for tuay yeiris malis of Eistyr Drakie, the half of Westyr Drakie, auchtane pairt of the Barne Hillis and fourtie schillingis of the watter maill of the yeir of God j^m v^c and fourtie sax and xlvij, xx merkis.

Records of Inverness

1562 Summa hujus particule xix lib vj s. viij d.
30 July Summa exonerationis thrie hundreth fourtie lib ix d.
 And sua the compt is superexpendit xxij lib iiij d.

1 Aug. The prowest baillies counsall convenit within the tolbuyth of Innernes for ordour tacking in sic effaris as concernit thair commond weill and statutis of thair burgh and for directing to the chekkar, and siclyke to consult and condiscend quhat suld be the stipend suld be giffin to the Maistryr of scule and quharof the samyn moycht be had, and heirto the counsall thocht expedient to intak to thame certane wtheris nychtbouris to consult vpon the saidis heidis and ordanit the officiaris to warne the nychtbouris to conweyne eftyr nowne within the tolbuyth.

Convenit within the tolbuyth of Innernes Jasper Waus prowest of the said burgh, Johne Ross, Alexander Paterson and Johne McGillewye, baillies, wyth the commond counsall thairof, viz., Thomas Flemyng, Petyr Wyncistre, James Paterson, Nycoll Kar, Thom Gollan, Thomas Waus younger, Martyne Waus, Thom Cuthbert and William Cuming, wyth the rest of the nychtbouris following, Alexander Baille, Johne Robertson, James Duff, Johne Grant, Hendre Kar, for ansuer gewing to Maister Thomas Heweson, maister of the grammar scule of Innernes, of his bill menand the yeiris termis he was conduct to was out runnyn at Alhallowmes nixt, desyrand to haue the knowlage of the towneschip gif thai war directit to hald him any forther and to know quhat suld be his stipend. The saidis prowest balles cunsall and nychtbouris foirsaidis hes condiscendit and conductit wyth the said Maister Thomas for the space of ane yeir to be scule maister and frequent and resort thairat, sall pay to him the sowme of fyftie merkis, and the nychtbouris dischargit of the dayis meit thai wont to gif him of befoir, quhillkis fyftie merkis salbe pait to the said Maister Thomas quarterlie, viz., the sowme of viij lib vjs. viijd., and this to induyr for the space of ane yeir, and for pament making heirof the prowest bailles cunsall and nychtbouris foirsaid hes statut and ordanit and fynallie condiscendit in ane voce that all the nychtbouris haiffand ony tackes within this burgh for pament making of the foirsaid sowme quhar thai wsit to gif thair dayis meit about, that euerilk ane of thame sall pay for the said dayis meit xjs. jd. in the yeir to be pait quarterlie, and alse ordanis the sowme of fyve pundis to be pait of our commond gude as it wont to be to pay the foirsaidis sowme togyther with the stallinger sylwer quhillkis is to be collectit fra the vnfre

Burgh Court Books : Vol. I.

brousteris togyther wyth the stent quhilk wont to be vpliftit of anne 1562
taxtman efferand to thair maling, quhilkis taxt roll followis, quhilk suld 1 Aug.
be pait quarterlie, viz., George Cuthbert son viijs. ixd., Jasper Waus xjs.
xd., Johne Ross iijs. vjd., Alexander Baille vjs. iiijd., Alexander Cuth-
bert viijs. iiijd., Fynle Paterson vjs. iijd., James Duff vjs. iiijd.,
Alexander Paterson ijs. vjd., James Paterson ijs. iiijd., Thomas Waus
younger iijs. iiijd., Martyne Waus ijs. xjd., Johne McGillewye vs.,
Johne Neilson ijs. jd., Thom Gollau ijs. jd., Jasper Dampster ijs. xjd.,
Johne Robartson iijs. vd., Thom Cuthbert ijs. vjd., Thom Waus eldar ijs.
vjd., Nycoll Kar ijs. vjd., Hendre Kar elder xd., Thomas Flemyng xd.,
William Cumming xijd., Fynla Donaldson xd., Johne Grant vd. Summa
of this roll iiij lib xvs. viijd., quhilk sowme to be vpliftit quarterlie
togyther with the sowmes foirsaidis, and the collectour thair of to mak
compt of the superpluss to the prowest baillies and cunsall quharthrow
thai may dispone on the superplus to the vtilitie and proffeit of the
commond veill of this burgh, and quhar the said collectour gettis nocht
thankfull pament that he tak officiaris wyth him and poynd thairfor.

Johne Ross, prowest of the burgh of Innernes, gaif in to the cunsall 17 Oct.
and communitie in judgement certane arteclis concernyng the commoun
veill of this burgh desyrand the cunsall and communitie to consider the
samyn, and the quhilk war to be admittit the saidis cunsall and com-
munitie to be astrictit and obleist for outsetting and mantenyng of the
samyn and ane speciall act to be maid thairvpon. Thyr ar the articulis
quhilkis followis.

In primis, to the glorie of God, desyris that thair be eldaris and
deaconis chosin to oursie and cause puneiss the faultis contrar the law of
God, sic as fornication, adultrie, drunkardis, bakbyttaris, commoun skland-
eraris, and all wther sic wycis as contrar the command of God, and that the
almes may be collectit be the deaconis and distribute efter thair conscience
to the natyve puyeris of this burgh quha may nocht conqueiss thair
lewyng wtherwais ; Secundlie, desyris dewe obedience and mantenance
of the hail towneschip, viz., counsall and communitie, for furthsetting
mantenyng and defending of the commoun weill actis statutis and
ordinatis maid for defence thair off be put to executioun be the fayth of
the cunsall, and the cunsall and communitie to be actit thairto ; Thredlie,
that quhar inobedience sall happin to be done be ony of the inhabitantis
of this burgh, in speciall to the prowest or baillies, that schortlie thaireftir

1562 the cunsall and towneschip sall putt correctioun to ony committaris of
 17 Oct. inobedience or presumand thairto, faillyeing the samyn be nocht done as
 said is it sall be lefull to the prowest and baillies to discharge thaim of
 thair officis and to meyne to the autoritie on the mysordour of the
 inhabitantis of the towne ; Ferdlie, desyris the cunsall elect and cheis ane
 maister of wark to tak cuyr on the brig and ane wther maister wark to
 the kirk quha sall tak cuyr on the samyn ; Fyftlie, for expelling of dartht
 and stopping of vnfre broustariss desyris the cunsall to admitt nocht ane
 to be ane brouster of vnfre men accept thai that ar vailleant of xx lib in
 gudis and geyr, and that thai may ressaue strangearis for thair awin ;
 Sextlie, desyris the cunsall that thai desyr all the heritouris of this burgh
 and haueand heretage thairin expell all vnlefull tennentis that beis thocht
 sua be ane priway inqueist, quhartrocht the hail inhabitantis of the towne
 may be of gude fame craftismen and hawaris of gude industrie to conquest
 thair lewingis on ; Sewyntlie, that thair be ane eque optenit out of the
 chekker of the yeiris bygane quhartrocht that this my intre may be fre
 thairoff and the baillies of the said burgh ; Auchtlie, desyris the ordinance
 put on the aquavite pottis be put to execution in all poynttis ; Nyntlie,
 that the letteris of forstalling be put to executioun and in speciall within
 the burgh of Innernes.

The baillies, viz., James Paterson, Johne McGilleweye and Nycoll Kar,
 baillies foirsaid, Thomas Flemyng, Alexander Paterson, Martyne Waus,
 Thom Waus younger, Jasper Dampster, Alexander Cuthbert, Thom
 Cuthbert, Thom Gollan, William Cuming, for the pairt of the cunsall
 present for the tyme, wyth thir personis underwreittin, viz., Johne Robart-
 son, Johne Grant, James Duff, Fynla Donaldson, Gilbert Gollan, Patrik
 Skynner, Thom Waus eldar, Alexander Paterson son to Alexander
 Paterson, Andro Sutherland, James Kar, Johne Merschell, William
 Buddyth, William Donaldson, Johne Bur, Petyr Waus, Thom Christeson,
 Hendre Kar eldar, Hendre Kar younger, all wyth ane voce hes condiscendit
 and grantit ratefit and appreuit and assentis and consentis to the
 maintenance fortification of the hail arteclis foirsaid, and for fulfilling of
 the samyn presentlie sall elect the eldaris deaconis and maisters of wark
 for outsetting of ane pairt of the said arteclis.

21 Oct. Johne Ross, William Cuming, James Paterson, and James Duff ar
 electit and chosin eldaris for the space of ane yeir ; Martyne Waus, Thom
 Waus younger, Jasper Dampster, and William Cuthbert ar electit

Burgh Court Books : Vol. I.

deaconis for ane yeir, and the foirsaidis personis acceptit the said office on thaim as thai will ansuer befor God. Martyne Waus is electit and chosin maister of wark to the brig. Thomas Flemyng was electit maister of wark to the kirk, wha acceptit the samyn on him, and at his requist for acceptatioun of the samyn hes grantit to him and licient Johne Abraham to use the office of brewing for ane yeir. 1562
21 Oct.

Thomas Waus younger is cumin actit souertie in our burrow bukis to the prowest baillies and cunsall that his syster Mareoun Waus sall be responsall and vaillzeant to pay creditouris still xx lib in gudis and geir and that for the fulfilling of the act quhar na vnfre brouster suld brew nor use brewing accept thai that war wortht xx lib in gudis and geir.

The prowest baillies and cunsall hes electit to the nummer of twentye ane personnis to be vnfre broustaris betuix the barroun burges and thame quhat ar haldin best maist honest famous and auere ane wortht be yeir the sowme of xx lib, and all the hail the rest alluterlie dischargit.

Johne Bur confessit in judgement that the tyme his wyiff intromettit wyth Schir Johne Alwes chalmer in Bolleskin thair was in the said chalmer ij kistis, ij plaittis, ij coppis, ane meddyr contenand ane quart wyth the lyd, ane twn of vij quartis, ane bullax, ane drinking horne, tuay gray gabartis, ane baskard, ane half laid of fyr, certane drye tymmer, certane bukis, upon the quhilkis confessioun of the saidis Johne Bur his wyiff of the geir foirsaid beand in the said chalmer the jugis ordanit the samyn to be deliuerlt to the said Schir Johne.

Thom Stuart is followit that wranguslie and aganis the law he rebuittit Johne McGilleweye ane of the baillies of the burgh¹ and gaif him iniourious wordis for reconsoling of him and bidding of him to mak na onsatt nor cummerse within the burgh lykeas he was purpos to do cummand bodin in feyr of weyr to mak onsett on Johne Fraysser brother to Alexander Fraysser of Mulloquhye, and alluterlie disprisit the said baillie opynlie in the Hie Gett, desyrand rameid of law. The Syis hes fundir Thom Stuart in the wrang and the hail brocht awaill, and the saidis Thom is adjudgit in admerciament and dome giffin thairvpon. 4 Nov.

Ane brocht strakin on Thom Stuart that wranguslie and aganis the law he rebuittit Nycoll Kar beand baillie sittand in fensit curt prouocand

¹ Then on the Bench.

Records of Inverness

1562 the said baillie and dispittand him sayand to him, "Be thi hand tho you
4 Nov. be ane baillie I will nocht ansuer the," and trublit the curt. The assise
foirsaid hes fundin the said Thom Stuart in the wrang and is jugit in
admerciament and dome giffin thairupon, pronuncit be the moutht of
Thom Flemyng chancellor of the assise.

Ane brocht strakin on the said Thom Stuart that wranguslie and
aganis the law he trublit the towne and continuall mowis querellis con-
trar the nychtbouris and towneschip, and said in oppin jugement that the
baillies and towneschip vald se the Quenis grace drownit. The said
Thom is fundin in the wrang and jugit in admerciament and dome giffin
thairvpon.

14 Nov. Alexander Paterson burgess of Innernes of his awin motyve fre will
is becum in actit in our burrow bukis to refound content and pay to Johne
Paterson burges of Dyndie four barrellis gude and sufficient salmond full
reid and sueit betuix the daye and dait heiroff and the feist of Mydsym-
mer nixt to cum in the yeir of God j^m v^e and saxtie thre yeiris under the
pane of poynding of his redeast gudis and geyr.

21 Nov. Johne Cuthbert smyth comperit in jugement and dischargit him
self to be ane stallanger or to brew for this yeir.

Johne Kar comperit in jugement and dischargit him self of brewing
for the space of ane yeir. James Duff burges of Innernes is cum actit
souertie for Donald Wrquhart for licience of brewing to be giffin him in
place of Johne Kar quha hes dischargit himself, that the said Donald
salbe ane gude and obedient serwand to the towne, and also that he sall
nocht by nor blok ony tymmer skyn or hyde, nor sall nocht be fundand
committand forstalling within this burgh.

Willie Pypar protestit contrar Paul McWilliam McElmorrye for the
spuilzie of ane horse of his, and sicklyke contrar Johne Dow McConyll
Moyr for the spulzeing of ane meyr.

1562-63 Comperit in jugement Thomas Buddyth as apperand ayr to his fadyr
11 Jan. Johne Buddyth, protestit that the alienatioun maid be his wmqhill fadyr
be nocht prejudiciall to him, bot that he may haue time and place to
perschew as law will. William Buddyth comperit in jugement that nocht-
wythstanding of the protestatioun maid be Thom Buddyth playnelie
exponit that quhar his umquhill fadyr had puyrlie and simplie annaleit
the foirsaid rude of land to Johne Wilson in the Channorie of Ross, and
throw the rynnynge of the malis byrunnyn annaleit the samyn to his secund

Burgh Court Books: Vol. I.

son William Buddyth foirsaid, quha coft the said land and dewlie saisit thairin be chartyr and saising; and also the said Johne Buddyth for ratefeing of the auld act of burrow lawis comperit in jugement personalie present of befoir the prowest and baillies present for the tyme as the curt buke mayr fullelie proportis, and thair causit proclame at the tolbuyth stare and thair desyrit the narrest apperand to succeid to him gif that he vald cum and redeme the said landis befoir the alienatioun of the samyn, quha was nocht of powar as was nowterle knawin to do the premisses, and thairfor desyrit sylence to be put to all his apperand airis heireftir. 1562-63
11 Jan.

William McFarquhar in Abertarff comperit as he that fand souertie to entyr befoir the schiref of Innernes this day to do to Lummisdaill in Baidyenoct that law wald, and quhar he comperit and na juge to do justice protestit his souertie be fred. 12 Jan.

Catheryne Skynner Spanke his wyiff is adjudgit in admerciament for the wrangus rabuitting and injurious wordis giffin to Donye Hendre and bannyng and wedling of him, prayand that he suld be drownit, is adjudgit in admerciament and dome giffin thairvpon, and ordanit hyr to be put in the gowis induring the prowestis will. 16 Jan.

James Paterson, thesaurar of the burgh of Innernes, strekis ane brocht on Hendre Kar younger, Martyne Waus, Patre Skynner, and James Gollan, that wranguslie and aganis the law thai contravenit the statutis of this burgh and ordinance thairof and alluterlie contempnit our souerane Ladies letters optenit thairvpon, quhilkis war oppynlie proclamit at the mercate croce of Innernes publict quhartrocht thai suld pretend no ignorance, berand in effect that na persoun nor personis fre nor vnfre or ony wther quha war or suld happin to be barkaris of leddy within our burgh or fredome thairof to tak vpon hand in ony tyme to cum to tak away carye or turss ony barkit leddy furth of our said burgh to be sauld or disponit in ony sort unto the tyme the inhabitantis of our said burgh and oderis our Souerane Ladies liegis mycht be sufficientlie steakit wyth schone and buittis as accordis, vnder the pane of escheitting of the samyn that chansis to be conveyit and careit away as said is without licience of the prowest and baillies had thairto as at mair lentht is contenit in the said act and statut and our Souerane Ladies letters optenit thairvpon; Nochttheless the said personis contempnantlie dissobeit the premissis hes careit conveyit and tane away wyth thame euerie 23 Jan.

1562-63
23 Jan. ane of thame four dakyr of leddy of barkit hydys, and thairfor the valour of the saidis quhilk may be prowyn was gottin for thame aucht and suld be escheittit and inbrocht to our Souerane Ladies wse, and thairfor to heir and se the samyn escheittit conforme to our Souerane Ladies letters for thair contemptioun. Hendre Kar younger nait his pairt of the brocht be resson the leddy he had was presentit to the mercate croce tuay mercate dayis, quaha culd gett nane to by his leddy quhilk was in poynt of tysall it lay so lang in the mercate and sauld it to ane merchand on the mercate day as he allegit. Martyne Waus and James Gollan ansuerand to the said brocht said it was of ignorance the offence thai dyd and nocht of wilfulnes, and thairfor thai vald mend thair fault be the sycht of the prowest baillies and cunsall. Patre Skynner nait he odyr conveyit or sauld his leddy vtoutht the bruchg, bot sauld it to ane burges of the burgh to work it within the towne, and the said Patre is maid fre be the assise. The assise hes fundin Hendre Kar younger in americiament conforme to the brocht, and the dome continuit to the adwyisment of the cunsall.

30 Jan. Elspett Bernett is fundin be the assise that scho hes done wrang in the iniurious wordis giffing to Thom Waus younger burges of Innernes and flytting wyth him, sayand he vald hyng him self as his freyndis dyd and drowne himself as his syster dyd, and also said scho suld haue him deid and that scho suld byrnn all his cornis albeit his cornis vald byrnn Johne Ross cornis and hyr self suld be brynt for it, is adiugit in americiament and ordanit to be banneist of this burgh for ewyr as scho that was banneist of this burgh abefor for chrymes committit be hyr and dome giffin thairvpon. The prowest baillies and cunsall hes ordanit ane publict proclamatioun to be maid at the mercate croce quhartrocht na inhabitant of this burgh suld pretend ignorance, publeissand and makand knawin that Elspett Barnett is bannicist of this burgh for ewyr lyke as scho was of befoir, ordanant that nane inhabitant of this burgh gif hyr lugeing nor rassaue hyr within this burgh, and gif scho beis fundin pretendand to mak habitatioun in this burgh scho sall be tane and brynt on the cheik and the rasaittaris of hyr salbe accusit as pairt-takariss of hyr chrymes.

13 Feb. The jugis hes absolut Alexander Paterson of the clame of Schir Patrik Anderson acclomit be him of Yule Meit Pasche and Witsundaye and the ering of ane aker of land, quhar the saidis Schir Patrik referrit

Burgh Court Books: Vol. I.

the samyn to the saidis Alexandris ayth, quha deponit and the jugis absoluit him simpliciter. 1562-63
13 Feb.

William Buddyth is absoluit of the clame of ane almerye acclamit be Thom Buddyth his brother.

Thomas McFerson for probatioun of the comprisit corne quhilkis Johne Merschell com souertie for to pay to Thomas McFerson, product Rorie McFerson, Thomas McFynla, Johne McIntaillyeour, and Duncane Moyr McLauchlane; vpon thair admissioun and na partie apponand thair incontrar the said Thomas McFersoun tuke act of curt and the jugis ordanis the wites to be examenit. 20 Feb.

Johne Bur hes constitut Johne Reid younger in the Chanonrie of Ross, Schir James Buchert, Schir Johne Nycolson, Sande Tomson, his procuratouris in the actioun and caus mowit be the thesaurar of the burgh of Innernes in his contrar, et promisit de rato et grato.

Johne Reid younger procurator foirsaid allegis that James Paterson aucht nocht to procur in the cause mowit contrar Johne Bur for depravatioun of him of his fredome be resson the said James satt in jugement and is ane of the jugis in quhois name the curt was fensit, quharfor be the practyk vse and consuetude of the realme ane juge can nocht ryse out of jugement to procury eftyr the curt beand fensit in his name, vpon the quhilkis the saidis Johne desyris ane interloquoutour. The saidis James Paterson allegit in contrar that he aucht and suld procur in ane actioun and cause mowit contrar Johne Bur be resson that the curt beand fensit be Johne Ross prowest, Johne McGilleweye baillye, and the rest of the samyn coniunctlie and seueralie, that is to say ony of the ather of the jugis may sit and ane wther procur for the caussis libellit contrar Johne Bur as he that is thesaurar of the burgh, and that be resson no thing beand confiskit the actioun intentit contrar Johne Bur nor adiudicat nor decreittit be the said James in contrar the said Johne bot intentit be ane summonyng in contrar the said Johne, and that the thesaurar of the burgh aucht to procur in all commoun efferis. The saidis Johne Reid allegis the contrar. The jugis hes repellit the saidis Johne Reidis allegatiouns. Johne Reid younger procurator for Johne Bur protestis for nullitie of process and rameid of law. James Paterson thesaurar protestis insafar as Johne Reid procurator for Johne Bur maid litis contestatioun and admittit the jugis, and that he haif na forther place to oppone contrar the jugis.

1562-63
20 Feb. Johne Reid procurator for Johne Bur hes put the said Johne Bur in the townes will towart the deprivatoun of him of his fredome for the manassing and boisting of Thom Symson ane of the burrow officiaris with ane drawin knyff, as our burrow precept in it self proportis.

[Andrew Sutherland and Thomas Christeson, on similar charges, also "come in the townis will."]

The prowest baillies cunsall wyth the adwyse of the nychtbouris exceptit to thame for consulting vpon the deprawatoun of Johne Bur, Androw Sutherland and Thom Christeson of thair fredomes, the foirsaidis prowest baillies and cunsall hes continuit the pronunsing of the decreit vpon the deprawatoun of thair fredomes vpon thair gude beringis in tyme cuming, and gif thai or ony ane of thame beis fundin in tyme cuming dispersonyng the prowest or baillies, manassing or boisting of our officiaris, breking arrestmentis or deforsing of officiaris in ony tyme cuming, other of the offensis foirsaid beand knawin and adiudicat thairfor without forther process, thaireftir salbe deprywit alluterlie of thair liberties and fredomes quha happynes to be convict thairintill.

27 Feb. Johne Bane cordner is becum in actit souertie and catioun for Donald McConyll McInnes that in tymes cuming he sall nocht be fundin wsand forstalling in bying and selling of ony maner of grayth by this towne and specialle ony steple gudis, and in cace he be fundin doand the contrar in tymes cuming in cace he be fundin committand forstalling the hail gudis and geyr salbe escheittit to our Souerane Ladies wse and this burgh. James Paterson is becum in souertie in lyke maner for Gillespyk McConquhie Roy in Wrquhart.

28 Feb. Johne McIllewe burges of the bruch of Innernes, Doncan McPerson in the Moy, Angus McPerson in Fore, Allan McYnthosse in Hulle Rast, and Johne McAne McWilliam in Clarge ar becum in actit of thair awyn fre motyf wyll coniunctle and seuerale for Murrerayd Nyne Donald McPerson, relict of wmqhill Allexander Gordon in Cullodyn, to thankfule content and pay to Mastyr Johne Ruddyrfurd and Master Thomas Keyr factoris to Mastyr Robert Rycheson Thesaurer to our Souerane Lade or onnie oderis in his lordschips name the sowme of thre scoyr fyf pundis vsuall mone of this realme to be payit at the fest of the Exaltation of the Croce callit the Rud day, being the xiiij day of September in the yeir of God j^m v^c and sexte thre yeiris, and that for the fermis of Cullodyne in the yeir of God j^m v^c and sexte twa yeiris.

Burgh Court Books : Vol. I.

William McConylbane is decernit to hald nychtbourschip to Thom 1562-63
Wrycht within xv dayis to big his dykis sufficient. 6 Mar.

Catheryne Fraysser spous to Hendre Kar elder is decernit to content pay and delywer to Hendre Kar younger the price of ane crowne of the son quhilk it giffis in this realme.

James Kar is decernit to delywer in to Schir James Duff ane mask fatt borrowit be him to Donald Willeamson betuix this and Beltane nixt.

The jugis hes decernit Johne Robartson to refund content and pay 20 Mar.
to Johne Merschell nyne scoir laiddis muk.

Comperit in jugement Duncane McConquhie Dow and gaif in his petitioun acclamand Alexander McGurnen the sowme of xxxij bollis aittis as ane of four barnemen quhilkis rassaut the pruiff of the samyn, quha nait he mellit wyth ony of the said pruiff at the handis of the said Duncane bot mellit wyth the samyn at the handis of ane wther husbandman to quhom the said Duncane sett it.

Johne Merschell is decernit be decret of curt conforme to the depositioun of witnes to refund content and pay Thomas McFerson thrie bollis aittis and thrie firlottis beyr quhilks was comprisit to him in the landis of Drakie, quhilk the said Johne Merschell com catioun and souertie to gif him poyndis or pament for the gudis quhilkis was tane in the corne, lyke as the said Johne of his awin toung grant confessit in jugement he com souertie for, and alse ordanis pament of the kawye quhilk was dalie passand trocht his cornis, viz., McInnis ane calf, Uykwyrricht ane calf, and Johne McWilliam ane calf.

Hendre Kar younger comperit in jugement and desyrit Jasper Waus 1563
of Lochslyn and burges of Innernes attolerance of the said Jasper of the 27 Mar.
wyndoys on the eist syde of his house vnder his leaycht ruyff beneth the thek, quhilkis attolerance the said Jasper grantit.

The jugis hes decernit Mores McGilleneill, Johne Gibson, Johne Robartson, Thom Brebnar, William Dow McFaill, William Boy McFaill, Johne Wydall, Johne Gibson son, William McGillepadrik, to refund content and pay to Schir James Duff, Parson of Bolleskin, ij firlottis quheitt greit aittis comprisit on thair gudis of this last crope of saxtie tuay yeiris, euerilk man thair skayr pairt and pairt lyke.

William Chessolme is decernit to refund content and pay to Schir 8 May
Dauid Cuthbert ane boll victuall and ij pekis quhilk hes bene arreistit in

Records of Inverness

- 1563* the handis of the said William Chessolme be Johne Roy cottar for soude
8 May awand him be the said Schir Daud.
- 22 May* Jame Chapman is decernit to content and pay to William McFaill son to Andro MakFaill alias Textor ane pair of new schort hois or ellis ane pair Heland trewis.
- Alexander Fuctour is decernit to refund content and pay to Johne Loipar in Aberdeyne the sowme of xxxs. lent monie.
- James Gollan of his awin motyve fre will hes actit him self to refund content and pay to Johne Lopar four barkit hydys betuix the day and dait heirof and the feist of Lammas.
- James Gollan is decernit to refund content and pay to James McGillereocht xiiij. monie.
- 5 June* The jugis hes decernit Robart McConyll Goue to delywer Thom Rossie in this towne ij standis, ane fat cuwering, ij standis coweringis.
- McGillemechell for hyr demeritis is decernit to be brynt on the cheik and to remoiff of this towne and newyr to be fund in it agane vnder the pane of law.
- 12 June* Ane brocht strakin be William McAy on Johne Abraham his wyiff and serwandis that quhar in the house the said Johne Abraham dwellis in he had pairt of meill in keiping in lokkit kystis, quhilkis lockis hes bene schot and castin and meill disponit on, desyrand your maisterschips to cause the said Johne Abraham his wyff and serwandis to purge thame selffis fra the skayth of the said victualls and desyris remeid of law. The jugis hes consignit this daye aucht dayis to Johne Abraham his wyiff and serwandis to purge thame selffis fra the skayth of the foirsaidis victuallis.
- 18 June* Alexander McFarquhar of his awin motyve fre will is becum in actit to thankfullie refund content pay and delywer to Patre Skynner burges of Innernes xx bollis gude and sufficient eakin bark in his awin house within ane monetht efter the day and dait heirof vnder the pane of the heast price bark giffis in the northt of Scotland.
- 26 June* Ane brocht strakin on Andro Sutherland be the prowest that wranguslie and aganis the law the said Andro hes sauld ane stane quhilk laye at the eist end of the Chappell of the Greyne beand within the commontie of this towne, and sicklyke of the wrangus tacking downe of the bell of the said Chappell, and desyris the said bell to be diliuerit to the cunsall of this towne and the stane to be restorit in agane. The

Burgh Court Books : Vol. I.

assise hes fundin the said Andro in amerciamento and dome giffin thair-
vpon, and is decernit to restoyr the stane agane and to delywer in the *1563*
bell to the towne. *26 June*

Ane brocht strakin be the prowest on Jame Kellye that wranguslie
and aganis the law the saidis Jame tuike out of the cloistyr of the
Freiouris without ony tyle or rycht xx stanis, and desyris the said
James to be pvnest for the wrangus takin away of the samyn. The
Assise hes fundin the said James in amerciamento and dome giffin thair-
vpon and to call for his varrand gif he ony hes.

James Paterson thesaurar of the burgh of Innernes protestit insafar
as he requerit Donald Williamson for to delywar him the Freiouris place
of Innernes be vertu of Our Souerane Ladies letters, and insafar as thair
is present in jugement Jame Kellye followit for the away tacking of the
foirsaid stanis out of the cloistyr of the Freiouris, and the said Jame
Kelle allegit that Lewye Smyth, Hamburgh man, tuike the samyn and
diliuerit thame to him as ane boy to carye to the schip at his command,
and thairfor the saidis James Paterson protestit that thai quha ar
presentlie attachit be haldin as principall detouris and aucht and suld
releiff this towneschip.

Murquhow McGrasycht hes constitut Fynla McConylleyr factour in
the vptaking of all dettis awand him within this towne fra all creditouris
and in speciall to vptak iij merkis fra Johne Grant.

William Chessolme desyrit Schir Daudid Cuthbert to releiff him of *3 July*
vij bollis aittis at the handis of Johne Roy as he that becum his cottar
and feit serwand and the said William souertie for his soude.

The jugis hes decernit James Paterson as executour to wmqhill *10 July*
Mathowe Paterson to refund content and pay to Johne Grant of
Frwquhye the sowme of ane hundreth merkis monie of this realme
quhilkis was restan awand be the said wmqhill Mathowe for the malis
of the myll of Culcabok.

The prowest and baillies hes ordanit ane precept to be directit to *17 July*
summond Andro Sutherland to the last day of Julij instant to heir and
see him be decernit to haue tynt his fredome trocht inobedience com-
mittit be him and disobeing in contrar the prowest and baillies chargis
and ordinancis.

The prowest and baillies hes statut and ordanit that nane be fundin *27 July*
cuttan cornis, and quha beis fundin his maistyr to delywar him to the

Records of Inverness

1563
27 July prowest and baillies vnrequerit, faillyeing thairoff that the maister be haldin art and pairt takaris and be pvneist as theiffis.

The prowest and baillies hes statut and ordanit that na schaffis be giffin in tyme of harwist, vnder the pane the giffar that beis prowyn giffand ane schaff to pay for the first fault xls., the secund tyme iiij lib., the thred tyme the giffar salbe haldin art and part takaris of the cornis that happynnes to be stollin fra the nychtbouris, and pvneist thairfor conforme to the first. Siclyke that thair be na glenstaris fundin amangis nychtbouris cornis glennand, and quha beis fundin or seis glennyng sall pay for the first fault xxs., the secund xls., the thred iij lib., and sall pay the skayth his narrest nychtbour sustenis trocht the glennyng.

24 Aug. Jasper Dempster burges of Innernes is becumen actit vilfullie of his awin motyve fre will vncoactit or compellit in our burrow bukis of Innernes to refound content and pay to Dauid Lyle burges of Edinburgh aucht barrellis gude and sufficient salmond full reid and sueit merchant wair within the burgh of Innernes betuix the daye and dait heirof and the feast of Lammas in the year of God j^m v^c and saxtie four yeiris, and faillyeing of nocht deliuering of aucht barrellis salmond at the said feist of Lammas in the foirsaid yeir the saidis Jasper bindis and oblissis him his airis executouris and assignais to thankfullie content and pay to the said Dauid Lyle his airis factouris or assignais the sowme of nyne pundis vsuall monie of this realme for ilk barrell of the foirsaid aucht barrellis within xx dayis thaireftyr vnder the pane of poinding of his redeast gudis and geyr.

26 Aug. At Innernes the xxvj day of August in the yeir of God j^m v^c and saxtie thrie yeiris it is appointtit and fynallie endit and aggreit betuix ane honorabill man Dauid Lyle burges of Edinburgh on the ane pairt, and Thomas Cuthbert burges of Innernes on the other pairt in forme force and effect as eftyr followis, that is to say, the saidis Thomas grantis him awand to the said Dauid four lastis and ane half salmond quhilkis suld haif bene pait to the said Dauid at Lammas in the yeir of God j^m v^c and saxtie thrie yeiris, and faillyeing of non pament of the salmond aboue expremit the saidis Thomas obleissand him self for the heast pricis that salmond giffis in Scotland as the said Thomas beand oblisit of befor to the said Dauid be ane Contract daittit at Edinburgh the twentye four day of Februar in the yeir of God j^m v^c and saxtie ane yeiris, and because of no pament of the said salmond to the said Dauid the saidis Thomas

Burgh Court Books : Vol. I.

oblissis him self faythfullie to content and pay to the said Daid for the four lastis and half salmond the sowme of saxtene scoyr pundis and four at termis as eftyr followis, that is to say, the said Thomas payand the sowme of sax scoyr pundis xiiij lib. vjs. viijd. at Candilmes in the yeir of God threscoir and thre yeiris, and the sowme of sax scoyr pundis xiiij lib. vjs. viijd. to be pait at the Rudemess in the harwist callit Exaltatio Sancte Crocis in anno saxtie four yeiris, and the sowme of fyftie sewin pundis vjs. viijd. at Lammas in the yeir of God j^m v^c and saxtie fyve yeiris in haill and compleit pament of the sowme aboue specifit, and in case as God forbid that the said Thomas faillyie in ony terme aboue wreittin in non making pament it salbe lefull to the said Daid to haif ingress to the saidis four lastis of salmond vj barrellis the heast pricis that thai gif in the said yeiris in Scotland ; and for keiping and obserwing of the termis pament aboue wreittin the saidis Daid beand absent hes assignit Williame Cummyng burges of Innernes for the ressait of the sowme aboue wreittin at the termis foirsaid as him self war thair in propyr person, the saidis Williame rassawand ane acquittance to gif in my name, and faillyeing of pament making to the saidis Williame the said Williame to protest conforme to this appointment and contract aboue expremit ; and for obserwing and keiping of this present contract bayth the saidis parties ar contentit to be registrat in the burrow bukis of Innernes and to haif the strentht of ane Decreit and Act, and thai to be decernit hinc inde to fulfyll thair awin partis of the samyn safar as thai ar obleist but contradictioun or appositoun in the contrar ; and in witnes heirotff bayth the saidis parties hes subscriuit this present contract wyth thair handis at the pen led be Maister Thomas Howeson notar publict yeir day and place foirsaid befor thir witnes Thomas Flemyng, James Paterson, Johne Neilson, burgessis of Innernes, Gilbert Duff, and Maister Thomas Howeson, notar publict.

1563
26 Aug.

Comperit James Wat burges of Elgyne to heyr and se liquidatioun maid of the pricis of the salmond quhilk it gaif this instant yeir in Innernes, and be examinatioun of certane famous witnes hes fundin the barrell salmond gaif viij lib. monie of this realme, thairfor decernis the foirsaid personis that ar awand the said James salmond to pay him viij lib. for euerilk barrell.

26 Oct.

The prowest baillies and cunsall hes statut and ordanit for stancheing of dartht of fysche and flesche and stopping of huxtaris to bye befor

3 Nov.

Records of Inverness

1563
3 Nov. mercat tyme of day, and to haif intelligens of forstallarīs and thai that byis vtow mercattis, that ane of the officiaris thair day or ouke about await on the mercat and cause ordour be keipit, that thair throw honest men may be steakit, the dartht to be downe thringin so far as may, and forstallarīs to be pvneist, and quhilkis of the saidis officiaris faillis in vnkeiping thair day or ouke about to be callit for thair offense and to incur and pay ane vnlawe, to the quhilkis the officiaris hes grantit thairto and gaif thair ayth thairvpon.

The prowest baillies and cunsall hes grantit and gewin wmquhill the parochē clerkis land to Gilbert Duff for augmenting of iijs. anwell to the towneschip of Innernes for augmentatioun of the rentall, and the samyn to remayne wyth him perpetuall without the towneschip be requerit to gif ane place to the parochē clerk gif sic thing beis in wse.

20 Nov. The jugis hes decernit Ryche Brechin and Alexander Skynner to occupie the cobbill of Thom Waus younger and Jamis Paterson at the fisching of the herying to Andersmes and fra thyne furtht to vpwart of the samyn as thai promest.

Magie Uykilleweye of hyr awin motyve fre will hes actit hyr self to refound content and pay to Fynla Donaldson ixs. monie of this realme for the fie of Mariat Neyn Wille as scho that feit hyr wyth him and for want of hyr service.

27 Nov. David Dunbar hes constitut James Paterson, William Cuming, Johne Ross to perschew the tenentis of Eistyr Drakyes and all wtheris the tenentis of Johne Cuthbert, son and ayr to wmquhill George Cuthbert of the Auld Castelhill, for thair fermis of the feist of Candilmes in anno lxij yeiris, and be resson of nane payment making at the foirsaid terme desyris the feye the boll giffis at Mertemes in anno lx3^o yeiris conforme to the feye quhilk is fyve merkis the boll, quhilkis tenenttis comperit in judgement and allegit Thomas Cuthbert to haif rassauit the saidis fermis, viz., fra Thomas Gollan viij bollis for his fermes of Drakeis, Duncan McSir Andra viij bollis for his ferme, Duncane Brebnar and Fynla McFaill for xvj bollis victuall, Thom Christeson for his fermes, viz., xv bollis victuall, James Gollan for the ferme of tuay aker at the Braid Stane iij bollis, Thom McCummenycht for ij aker iij bollis, Manis McGillemechell for ij aker iij bollis, Thom Christeson for six akeris in the Schipland ix bollis, William Chessolme for ij akeris iij bollis ij firlottis,

Burgh Court Books : Vol. I.

Alexander Cuthbert for ij akeris iij bollis ij firloftis, Isbell Dempster for ij akeris iij bollis ij firloftis. 1563
27 Nov.

Johne Gibson younger, Johne Wedall, Margret dochtir to Donald Taillyeour, Janat Tomson, Christane Dingwell, Johne Gibson, tailyeour, Anne Neyn Fynla Moyr, Ewin Taillyeour, William Boy McFaill, Magie Neilson, ar jugit in amerciamment for brewing without licience in the yeir of God sexte tuay yeiris in manifest contemptioun and dome giffin thairvpon. Nykintolmycht inlawit for hyr absence. Johne McAndra smyth is adjugit in amerciamment for brewing efter he dischargit him self and dome giffin thairvpon. 1 Dec.

John McGilleweye ane of the baillies of Innernes and ane of the eldaris electit for this present yeir commonle strekis ane brocht on Johne McWaltir that wranguslie and aganis the law on Setterdaye last being the xxvij day of Nouember last the said baillye furthsettand the statutis and ordinancis of this burgh the said Johne McWaltir disprysit and lychtleit him and gaif him mony iniurious wordis and speciallie callit him commoun skemlar that he was, prowockand him in oppin mercate quhar thair was strangearis of wtheris nations, viz., Hamburgh men, and said he vald nocht be juge to him, and this oppynlie the prowest being presentt. The said Johne McWaltir confessit he callit the baillie skemlayr and nait the rest of the brocht, quhilke was referrit to ane Assise, quhilkis the Assise hes fundin the said Johne hes wrangit conforme to the pointtis of the said brocht, for the quhilkis is adiugit in amerciamment and dome giffin thairvpon. And siclyke the said Johne McWalter is adiugit in amerciamment for trubling of the towne, and dome giffin thairvpon. 4 Dec.

Thom Cuthbert allegit pactioun betuix him and Daud Dunbar of xxiiij bollis victuall be bying and selling fra the said Daud of the fermis of Johne Cuthbert son to wmquhill George Cuthbert, of the quhilkis he rassauit xxij bollis ij firloftis fra thir personis, viz., fra Thom Gollan viij bollis, Duncane McSchir Andra viij bollis, Duncane Brebnar ij bollis, Fynla McFaill iij bollis, Thom Cuming vj firloftis. 1563-64
10 Jan.

Comperit in jugement Johne Commendatour of Ardchattan and thair for probatioun of his clame exhibeit and productit ane act maid in the Consistorie bukis of Innernes of the dait of the said act the xx day of September in the yeir of God j^m v^c and fyftie sax yeiris, quhar Alexander Dollace of Cantray and Johne Grant burges of Innernes coniunctim 25 Jan.

Records of Inverness

1563-64 et diuisim of thair awin propyr confessioun was moneist to refund
25 Jan. content and pay Murriell Calder of that Ilk the sowme of ane hundreth merkis monie of this realme as cautionar for Schir Dauid Cuthbert Vicar of Warlaw for the teyndis of the burgh of Invernes crophe instantis anni lvj.

29 Jan. The jugis decernis Johne Grant to mak compt reknyng and payment of the sowme of ane hundreth merkis contenit in the said act, and ordanis that Murriell Calder compeir befor the baillies to depon hyr ayth quhat scho rassaut fra the said Schir Dauid Cuthbert in pairt of payment of the foirsaid sowme of ane hundreth merkis, of the quhilk the said Johne allegit payment maid to Johne commendatour of x lib. fra Alexander Dollas of Cantray and aught merkis allegit diliuerit to the ladie and thre merkis to Donald Campbell, and the jugis ordanis Johne Grant to mak payment of xxiiij merkis to Johne Campbell betuix this and this day xv dayis—And ane crowne of the son referrit to my lordis ayth.

The jugis hes assignit William Cuming scribe of curt to pas and rassauie Murriell Calder of that Ilkis ayth vpon the sowme of viij merkis allegit giffin to hyr be Schir David Cuthbert in pairt of payment of the sowme of ane hundreth merkis and thre merkis allegit giffin at my ladies command to Donald Campbell, and ane crowne of the son allegit be Alexander Dollace pait to Johne commendatour of Ardchattan, because Johne Reid procurator for Johne Grant and Schir Dauid Cuthbert refferrit the said sowmes to Murriell Calder, and to bring agayne hyr depositioun thairvpon within xv dayis.

Ane brocht strakin be Johne Fraysser barron of Moneak on Allister Fuctour, that wranguslie and aganis the law he deliueris him nocht tuay horses as he that becom catioun for McDonye that the said horses or the awalour thairoff suld be furthcumand to the said Johne as law vald, and desyris the said Allister to be compellit to do him that law will. The jugis hes ordanit the said Allister to remane within the tolbuyth of Invernes to he delywer the horses or payment of the walour thairof.

31 Jan. Jasper Waus desyrit Johne Ross prowest to sit wp in jugement, quhar the said prowest repeittit the wourdis quharupon he tuike instrument in the handis of William Cuming the xxviiij day of December, quhar he acceptit the office of prowestrie vnder conditioun at Michaelmes last on belewe of gude obediens and trew suggestis to our Souerane Ladie

Burgh Court Books : Vol. I.

and this burgh, and in manifest contemptioun thair was insurrectioun and convocatioun of our Souerane Ladies liegis to ane certane nummer to haif inwadit the prowest, and insafar as thai contravenit the said conditioun towart the said insurrectioun making heirop, dischargis him of his office and the fault makaris to be pvneist be the lordis of cunsall. 1563-64
31 Jan.

William Cuming in name of James Paterson, Nycoll Kar, Johne Kar, Alexander Paterson, James Kar, Hendre Kar younger, William Paterson, Sande Paterson, that quhar thai war trew obedient subjectis to thair prowest lyke as thai vald byde his awin declaratioun and jugement, and quhar Fynla Donaldson, William Donaldson, Johne Roy, Andro Dempster, Huchoun Scheip, wyth thair complicis in convocatioun maner and vpon sett purpos to the intent to haif slayne James Paterson he beand one of the baillies of the burgh, and causit the officiaris to seduce the said baillye to rassauc the weche that nycht quhartrocht thai mycht perfynsche and end the said James vnto the tyme the prowest and wtheris nychtbouris saiffit the said James, and in the saiftie of the said James the foirsaidis personis straike James Duff to the intent of the slauchtyr of him in the defence of the towne and honour of the samyn, and the said William in name of the laif vpon thair obediens to thair prowest requerit instrument in the handis of Maister Thomas Howeson notar publict.

The prowest hes put generall inhibitioun to the towneschip and parties foirsaidis that nother of thame brag nor bruce nor convocatioun mak wyth armour and wappynnis ather contrar vtheris, and this inhibitioun in our Souerane Ladies name Marie be the grace of God Queyne of Scotland and Shiref Principall of Innernes prowest and baillies of this burgh, and this for the thred charge in our Souerane Ladies name.

Comperit in jugement James Paterson burges of Innernes and ane of the baillies of the samyn and gaif in ane bill of complaint, menand that quhar Johne Roy, inhabitant within the said burgh on Sant Stewynnys Day at ewin being the xxvj day of December last vnder sylence of nycht com on the said James he wsand his office in rassawing of the weche for keiping of the towne and putting ordour thairto as wse was at all sic tymes abefoir for fyir and candill, and thair the said Johne Roy cruwellie sett on the said James wyth ane sourd to the intent to haif slane him war nocht that Johne Gollan son to wmqhill William Gollan burges of Innernes rassaut the said straik and keppit the samyn, the

Records of Inverness

1563-64
31 Jan. said James Paterson nocht being aduerteist of the onsett maid on him be the said Johne Roy, quhilkis onsett was maid within the kirk yard of Innernes, the saidis James nocht offendand to him in word nor deid; and thaireftir on Sant Johneis day at ewin being the xxvij day of the said monetht Johne Roy, Fynla Donaldson, William Donaldson, burgessis of Innernes, and Huchoun Scheip, serwand to the said Fynla Donaldson, in convocatioun maner vnder sylence of nycht, the said James being at the prayaris, in conspirit maner and thrayne eftyr the officiaris of the burcht of Innernes war directit be the foirsaid James Paterson baillie to rassaue the weche as wse was in the said burcht, the foirsaidis personis vald nocht gif weche to thai had the baillie to rassaue the samyn; quhar thaireftir the said James Paterson nocht knawand of thair wickit purpos nor conspiracie conspyrit in his contrar com furtht to rassaue the weche nocht beleiffand na ewill bot to haif leiffit vnder Gods pease the Quenis Grace and to haif done his office as ane of the baillies of the said burght and furthsetting of the ordinance of the towne, nochttheless the foirsaidis Johne Roy, Fynla Donaldson, William Donaldson and Huchoun Scheip desyrit the said James to cum to the southt syde of the stepill to rassaue the weche, quhar schortlie the foirsaidis personis maisterfullie and cruwellie sett vpon the said James wyth neakit sourdis to the intent to haif slayne him vpon sett purpos, and in the meynetyme the foirsaidis Fynla Donaldson and William Donaldson and the said Huchoun Scheip, seand the confluence of the peple rynnand out of the kirk to cum to saif the said James, past vnder the shadow of the mone at wmqhill Thom Mannis chalmer of Kirkyard and stude awaittand vpon bodelie harme to haif done to the said James, quhar in the meyne tyme James Duff burges of Innernes chansit to thwartyr seikand the prowest beleiffand na ewill nor ony offense committit be him in word or deid, nochttheless the saidis Fynla Donaldson, William Donaldson and Huchoun Scheip maisterfullie and cruwellie onsett vpon the saidis James Duff to the intent to haif slayne him and left him for deid and misfigurit his face and sched ane greit quantitie of his blude; and quhar in the meynetyme Andro Dampster said opynlie, "Fye on your false feinzeit smeikis that ye ar, war nocht the pairt ye haif tane this nycht," sayng the samyn to Nycoll Kar and his son, "the thing suld be done and endit this nycht that was dewysit sewin yeiris syne."

Burgh Court Books : Vol. I.

The juge foirsaid herand the said complaint red in jugement causit *1563-64*
ane officiar to call on the saidis Johne Roy, Fynla Donaldson, William *31 Jan.*
Donaldson, and Huchoun Scheip, quhilkis personis foirsaidis comperit in
jugement, except Huchoun Scheip quha was fugityve and absent, and
najt halelie the pointtis of the said complaint as said is, and thaireftir the
juge herand bayth the saidis parties allegationis sownand to resson causit
elect and cheis ane condigne inqueist of the maist famous and honest
personis of the said burgh and leist suspect, quhilkis personis foirsaidis
being sworne, the Halie Ewangelist twechit, furth yeid, ryplie awysit, in
come, haiffand God and gude conscience befoir ee, eftir the depositionis
of diuerse famous witnes, hes fundin that Johne Roy wrangit in the
onsetting on James Paterson wyth ane sourd and strekin at him he
beand ane of the baillies of the burgh conforme to the first pairt of the
bill ; and siclyke hes fundyn that Johne Roy, Fynla Donaldson, William
Donaldson and Huchoun Scheip in the wrang for the wrangus cummyng
in convocatioun maner and sett purpos to haif slayne the said James and
causing of the officiar to desyre him out of the kirk fra the prayaris to
rassaue the weche, to the quhilkis the said Johne Roy nor William
Donaldson was nocht warnit thairto nor aucht nocht to gif weche that
nycht, and thairfor hes fundin thame in the wrang conforme to the said
complaint and dome giffin thairvpon ; and siclyke the saidis Fynla and
William Donaldson and Huchoun Scheip is fundin in the wrang for the
wrangus passing vnder the schadow of the mone at wmqhill Thom
Mannis chalmer of Kirk Yard eftir thai war saiflie red and put away
without ony skayth, and cruwellie streking at James Duff and leiffing
of him for deid and misfiguring of his face and schedding of ane greit
quantitie of his blude and dome giffin thairvpon ; and Andro Dampster
is fundin in the wrang for the wrangus sayng to Nycoll Kar and his son,
“ False feinzeit smeikis that ye ar, war nocht the pairt ye haif tane this
nycht the thing suld be done and endit this nycht that was dewysit
sewin yeiris syne,” and dome giffin thairvpon be William Anderson
dampster of curt and pronuncit be the moutht of Petyr Wyncistre of
Alterlie Chancellor of the Assise for the tyme.

My Lordis prowest baillies consell and communitie of this burgh, I
your lordships nychtbour and serwand Fynla Donaldson humlie menis
and complenis on James Duff burges of Innernes that quhar I com to
the kirk beleiffand of na ewill bot to haif leiffit vnder Godis peace the

Records of Inverness

1563-64 Quenis grace and your lordships and to haif seruit the Quenis grace and
31 Jan. your lordships to weche as I that was warnit thairto, nochttheless James Duff com maisterfullie on me wyth ane drawin sourd and vald haif slayne me war nocht I defendit myself without ony fault making to him, quhilk was vnkendle to him to haif done because I was so tender of blude to him ; Quharfor I beseik your lordships for the luff of God to do me justice, and this my bill of complaint in forme of brocht and your lordships ansuer heirintill humlie I beseik. The Assise foirsaid hes fundin the said James fre.

My Lordis prowest baillies cunsall and communitie of this burgh, I your lordships nychtbour and serwand William Donaldson humlie menis and complenis on James Duff burges of Innernes that quhar I was wyth my fadyr brother son beleiffand of na ewill bot to haif leiffit vnder Gods peace the Quenis grace and your lordships, nochttheless the said James com on ws and wald haif slayne ws without ony fail making to him, the quhilk my sourd beiris witnes of the samyn, for it is hackit be him ; Quharfor I beseik your lordships for the luff of God to do me justice, and this my bill of complaint in forme of brocht and your lordships ansuer heirintill humlie I beseik. The Assise foirsaid hes fundin the said James fre of the foirsaid chryme.

My Lordis prowest baillies cunsall and communitie of this burgh, I your lordships servitour Johne Roy McHuchoun humlie menis and lamentable complenis on Sande Paterson burges of Innernes that quhen I yeid to the kirk wyth Fynla Donaldson beleiffand na ewill bot till haif leiffit vnder Gods peace the Quenis grace and your lordships, nochttheless Sande Paterson quhen the baillie com to rassaue the weche, I beand wyth Fynle Donaldson quha was warnit to the said weche, the said Sande com maisterfulle on me wyth ane sourd buklar and dang it on my face, and thaireftir drew ane quhynzear and vald haif strukit me had nocht beyne the bettyr reddaris ; and thaireftir he drew ane sourd to me to haif slayne me, quhilk was the ground of all the hail pley ; Quharfoir I beseik your lordships for the luff of God to do me justice, and this my bill of complaint in forme of brocht, and your lordships ansuer heirintill humlie I beseik. The Assise foirsaid hes fundin the said Alexander fre.

James Paterson is becum in souertie for James Duff that Fynla Donaldson and William Donaldson salbe harmeles and skaythles of him bot as law will vnder the payne of ane hundreth pundis. Jasper Waus

Burgh Court Books : Vol. I.

of Lochslyne is becumyn souertie for Sande Paterson that Fynla Donaldson, William Donaldson and Johne Roy salbe harmeles and skaythles of him bot as law will vnder the pane of ane hundreth pundis. 1563-64
31 Jan.

Schir James Duff parson of Bolleskin is decernit be the jugis foirsaidis to mak his kyll sufficient and drye aboue and falit about, quhar-trocht nychtbouris stuff suld incur no skayth nor danger of weit within xx dayis gif weddyr serwis, failyeing thairof the first fayr weddyr that cumis. 26 Feb.

The prowest baillies and cunsall wyth express consent and assent of the haill communitie being present for the tyme hes statut and ordanit, being ryplie awysit wyth assistance of the commissioner of Murray and minister of Innernes, that thir actis and ordinancis following salbe inviolable obseruit in tymes cuming be all the inhabitantis of this burgh and to haif the strenght of ane decreit of curt, and the contravenaris thairoff to be puneist wyth all rigour according to the panis contenit thairin, Quharof the tennour followis— 18 Mar.

In the First, It is statut and ordanit that euerie inhabitant of this burgh, cheiffe the gudeman and gudewyiff of ewerie houshold and also thair serwandis and famele so mony as may gudle, sall resort and conveyne to the parochie kirk euerilk Sundaye to the exhortationis and catechise befor nowne at ten howris and efter nowne at thre howris, and be fund thair befor the last bell sall ceis, quhilk sall ring thryise and the last tyme the space of ane quartar of ane hour or thairby, and thair wyth all humilitie and quietnes mak thair prayaris and harkin to the Word of God and nocht remoiff till the samyn be endit: Aganis the quhilk gif ony sall fail and be convictit thairoff sall pay to be bestowit to the puyr for the first falt xijd., for the secund ijs., for the thred thre schillingis, for the ferd xs., and fra thyne furtht ten schillingis so oft as thai be fund culpable, and this to be collectit be euerie ane of the deaconis in his quartar of the towne quhilk salbe deputit to him, and quhar payment is refusit that the prowest and baillies of the towne sall cause thair officiaris to poynd the contravenaris thairof. And also euerie Furisdaye at nyne houris that the peple sall conveyne to the exhortation sa mony as ar nocht occupeit in out labouris, and that all buyth durris be stekit in tyme of preching vnder the panis foirsaidis.

Secundlie, It is statutit and ordanit that nā mercattis in tymes cuming salbe haldin within the burgh vpon the Sundaye quhilk is appointtit

Records of Inverness

1563-64 to the seruice of God, and that vnder the pane of confiscatioun of the
18 Mar. wairis alsweill sauld as bocht, to be applyit to ane commond gude and distribute to the puyr or imploit vpon sum godle wark and publict wark at the sycht of the magestratis minister and eldaris, and also of the punishment of thair bodies at the sycht of the prowest and baillies.

Thirdlie, It is statutit and ordanit that euerilk yeir fra thyne furtht God willing on the first Sundaye efter the heid curt of Michaelmess thair salbe sum honorabill and discreit personis that feiris God and ar able to manteyne gude ordour chosin to be eldaris to the nummer of four personis at the leist and deaconis to the nummer of four personis, quha sall owklike conveyne wyth the minister and commissioner or superintendant and assist thame in ordouring of publict effaris of the kirk and executioun of discipline euerie Furisdaye at tuay houris efter none in the parochie kirk of this burgh.

Ferdlie, It is statutit and ordanit that ewerie houshaldar in the towne wyth thair famelie be inrollit in ane buike be the clerk of the towne and the copie thair of diliuerit to the minister in the first day of assemblie, quhilk salbe God villing the xviiij day of Merche instant, and thair wyth awyse of the prowest and baillies the towne be dewydit in four equall quartaris, and euerie ane of the eldaris and deaconis within thair awin quarter sall tak cayr vpon the maneris of the inhabitantis thair of and education of the youtht, and ewerie deacone vpon the puyr in his quartar as thai will ansuer thairvpon to God and to the assemblie of the kirk.

Fyftlie, That this may be the better obseruit that the prowest and baillies put the act of parliament maid aganis all strangearis or maisterfull strong beggaris to execution incontinent within this towne, and gif ane publict mark to thame that ar indigent and permittit to remayne within the samyn, with intimatioun that na man within the towne presume to harbor or rassett ony beggar bot he or scho that hes the townes mark without he be commendit to him be the deacoun of his quartar.

Sextle, It is statutit and ordanit that na persoun within the towne leid ane vicious and sklandrous lyfe in incest adulterie nor fornicatioun, and that na man opynle blasphemye God His Word and ministeris, the Quenis Maieste nor hyr officiaris of justice, and gif thai do and eftyr admonitioun will nocht amend that thai being convict be ane condigne assise thair of sall forfalt thair fredome gif thai be fre men, and gif thai be

Burgh Court Books : Vol. I.

nocht fre to be bannesit of the towne aye and quhill thai haif satefeit the kirk of God be thair publict repentance and returnyng to God from thair vicious lyffe, and forther to rassaue sic discipline as the magistratis hes to put to thair charge. 1563-64
18 Mar.

Sewintle, It is statutit and ordanit that the kirk yard be biggit and dykit sufficientle wyth stanis for stopping of horses and bestiall, and the towne to begin thair pairt wyth all diligence to gif exempill to vtheris of the parochin.

The prowest baillies and cunsall hes statutit and ordanit all wennallis to be maid cleyne quhartrocht commoun passage may be had, and in speciall the wennall that passis befor Johne McGilleweis house and all vther wennallis, and hes ordanit to arreist all the muk that beis fundin in the said wennall fra this day furtht. 1564
10 April

The juge hes decernit Donald Crwn and Thome Crun to refund content and pay to Johne Neilson iij firlottis aittis comprisit on his taycht, as was clerle prowyn in jugement be the comprysaris. 15 April

The jugis hes assignit Kenneth McWicar Mydsymmer ewin nixt to entyr him self and his brother and syster to purge him of ane bow tane fra William McPhadrik, and the said William protestis in case he compear nocht that the said Kenneth pay the bow. 10 June

Donald McIntochie of Cullernye and Allan McIntochie curitouris to Janat and Agnes Uykintoche dochteris to wmquhill Johne McIntochie of Termet gaif in ane petitioun in jugement desyrand thame to be seruit as narrest and lauchfull ayr to thair fader in ane pece biggit land lyand within the burgh of Innernes in the brig end. The inqueist foirsaid hes seruit Janat and Agnes Uykintoche dochteris to wmquhill Johne McIntochie of Termit as narrest and lauchfull ayr to thair wmquhill fader conforme to the petitioun. 8 July

Johne Kull McAne Ger hes actit him self of his awin motyve fre will to content and pay to Johne Neilson iij hart hydis and ij hynd hydis betuix this and the Rude day nixt being the xiiij day of Septembar. 15 July

Ane brocht strakin be Jasper Dampster procurator for William Fraysser of Strowye on Johne Merschell that wrangusle and aganis the law he makis him nocht payment of xij merkis monie of this realme, and that for licience to wse the passage of the locht quhilkis he promest hir: and for vsing of all his necessaries thairon.

Records of Inverness

1564
22 July The prowest baillies and cunsall wyth consent of the minister eldaris and deaconis hes statut and ordanit James McBarron to fulfyll the band of matrimonie wyth his spous Janat Lye within xlvij houris, failyeing he fulfyll nocht the premisses to be banneist of this towne and newyr to be fundin thair agane vnto he cum to amendment.

Comperit Johne Merschell to ansuer to the clame of Jasper Dempster procurator for William Fraysser of Strowye and confessit in jugement he optenit and gat licience of William Fraysser to use his necessaris in the locht, nochtwythstanding he was stoppit of the said licience be the said William. The jugis hes decernit William Fraysser of Strowye to fulfyll and keip the promess maid be him to Johne Merschell in vsing of the passage of the locht for the space of ane yeir, quhilkis the said Johne allegis him nocht fulfilland his said pairt ; and eftir the jugement of the said pactioun beand adiudicat befor the prowest and baillies, the saidis Johne is decernit to content and pay to the said William xij merkis monie of this realme.

29 July Johne Bur as he that brak ward, he beand wardit within the tolbuyth of Innernis and chargit to remane thair to he fand souertie to do the said Johne McBean that law wald, and contempandle brak ward and departit, and for breking of the samyn is adiugit in amerciamento and dome giffin thairvpon.

7 Aug. Alexander Cuthbert burges of Innernis for Jasper Dempster is becum in actit of his awin motyve fre will to refund content and pay to James Innes of Dryne tackisman to the vicarage of Innernes the sowme of iiij lib. for the teynd fisching of ane cobbill fischeing of salmond of the Wattyr of Ness. James Paterson for him self and Thom Waus younger in lyke maner actit ; Alexander Paterson for him self and Thom Waus elder inlykemaner ; Thom Cuthbert and James Duff diuisim for ane cobbill ; Alexander Baillye for him self for his half cobbill ; Johne Robartson and Johne Cuthbert for Fynla Patersonis watter ; Martyne Waus in the gudeman of Drynes his hand ; Jasper Dampster souerte for Johne Neilsonis half cobbill.

4 Oct. Johne Roy McHuchoun hes dischargit him self of brewing and selling and vsing of stallangerye in presens of the cunsall. Johne Reid, Maister Martyne Logye, Maister of Scule, ar attolerit to be stalleangearis for ane yeir be the cunsall with Duncan Malcumson. Johne Wilson, Marcus Clerk, Thom Lafreis, Johne Kar and Ibbye Donaldson ar

Burgh Court Books : Vol. I.

admittit to be stallangeris for ane yeir gratis for thair purr honestye and obedience. The prowest baillies and cunsall hes ordanit to be vpliftit and tane of euerilk ane of the rest of the stallangearis to pay xvjs. for thair admissioun, wyth prowisioun gif thai brak the statutis and ordinancis of the towne, thair admissioun and payng of the premissis to stand to thame of nane effect, and ar admittit to the nummer of personis as the roll beiris. 1564
4 Oct.

The prowest baillies and cunsall decernis all watter men to mak thair partis of thair watty wark sufficient betuix the day and dayt heirop and the feist of Andersmes nixt. 7 Oct.

Comperit James Duff and perschewit James Kar in jugement for viij^{xx} laidis muk borrowit fra him be the said James Kar, the quhilkis James Kar comperit for him self and confessit he borrowit certane laidis muk bot misknew how monye. 25 Oct.

The prowest balyes and consell of the said bruch conuocat within the tolbuyth of the bruch of Innernis haueand respect to gret hurt and exhorbitand derth the numer pottis of aquavitte brewaris being in this bruch hurttis grettumle the common weyll, Heyrfor it is statutt and ordanit be the prowest balyes and consell that na manyr of person of quhat estate he be dweland within this brucht to tak wpon hand to draw aquavitte, accep fore persons ellectitt thairto ; and that the sad persons admittit thairto sell guid and sufficient aquavitte, thre punttis for the price of the boll malt and commonle efter the price of the malt, the aquavitte to be sald afferand thairto as sad is, and quha beys conuict in dowyng the contrar thair pottis to be brokyne and inhibition alluttyrle be input to tham fra thine furtht. Thy ar the persons admittit, Elspet Symonson in the Brigend, Thom Waus elder in the Kyrk get, Hendre Kar elder in the Est get, Martin Waus in Damisdall, and this ordinance to be publist presentle that it may be vniuersalle knawyn. 27 Oct.

Johne Flemyng comperit in jugment and gef in his petition to be seruit as narrest and lachfull ayr to his wmqhill fadyr Thom Flemyng burges of Innernis, and to be entrit to his fredome doand thairfor as burgessis sunes aucht to do. The Assise forsaid hes seruit Johne Flemyng eldest son and nerrest ayr to his wmqhill fadyr Thom Flemyng burges of Innernes. Johne Flemyng is entrit fre burges and gild of this bruch and gef hys ayth of fidelitte thairwpon, and payit to the thesaurer William Cuming vs., and Sande Balye is souerte for 28 Oct.

Records of Inverness

1564 his banket and hose, and hes resauit hym tennent to the quartar of
28 Oct. Lytill Drake and sall pay his dubyll entre.

Thom Colle is becumin actit of his awyne fre motyf wyll to content and pay Charles Wrwell in Elgyn xxxij knappald and ane half, and half barrell salmond conforme to the price liquidate, and fyf scoyr fyf stingis for barrellis, to be payit betuix this and Andermis nyxt.

8 Nov. Crystane Nyne Ane Ross is actit of hyr motyf vyll to content and pay Thome McAne Dwe viijs. for ane payr kardis scho resauit of his in keiping.

Thom Cristeson burges of Innernes is desernit to randyr and deliuer Schir Dauid Cuthbert ane yopyndall quhilk he pot of his in plege to hym for xs.

11 Nov. Cristan Nyne Manis being conuict for the sclandyring of Donald Morison wyf and calling of hyr common thyf and syk lyk, as scho that wes for sic offensis of befor punyst and cause mac publict amendment in the parochie kyrk in presens of the congregation and can nocht be stanchit of hyr ewyll sclandrus toung, is jugit to be banest of this bruch, and gyf scho beis aprehendit agane to be brint on the chek, and dome gyffin thairwpon.

6 Dec. Comperit in jugment Gilbert Gollan, Johne Merschell, Hendre Kar, Johne Grant, Thom Paterson, Andro Dampster, Rore Johneson, and gif in thair byll to the prowest balyes and consell menand that the act and ordinancis maid be the prowest balyes and consell dischargeand all the nychtbouris of the bruch to draw or brew aquavitte accepan foure personis allanerle, quhilk ordinancis wes gret hurt to thame quha wer burgessis of this bruch and be vertu of thair libertte mocht wse all manyr of industrie and chenge quhilk tha mocht haue proffit be, and sua in lyk manyr aucht to brew and draw aquavitte obserwand your commandmentis in brewing of gud sufficient stuff and selland the same conforme to your commandmentis, praing your lordship to haue respect to the premissis and attolir and stop thame nocht to brew and draw aquavitte. The prowest balyes and weyll aduisit consell haueand respect to the forsaid mening for admitting of thame quha wer burgessis to brew aquawitte, thocht expedient to suffyr tham to brew aquavitte quha wald act thame selffis to brew gud sufficient stuff and the same to be sald thre punttis aquavitte for the price of the boll malt, quhilkis personis onderwrettin hes actit tham to the premissis ; And heyrfor we and our consell

Burgh Court Books : Vol. I.

hes dispensit with our Act mad the ferd day of Nouember in the yeir of 1564
God j^m v^c sexte foure yeiris, sua that thair aquavitte brewing be nocht 6 Dec.
hurtfull to the common weyll and to ras derth of wittelis, and this
attolerance to induyr to Mychelmess nixt.

Martin Waus, burges of Innernis, Hendere Kar elder and Johne 9 Dec.
Robertson, burgessis thair, ar becumin actit souertes and cationeris
diuisim for ane nobyll Lade Dame Jonet Campbell Lade Lowet to
refund content and pay to ane honorabill man Kennoch McKenze of
Kyntall the sowme of fourte pundis vssuall mone of this realme betuix
this and Lammes nixt to cum onder the pane of pundyn of thair rydiest
gudis and geyr ; and Donald McAne Bane in Wester Moneak, Donald
McKy in Kyltarlite, Johne McComas Moyr in Quech, Thomas McPhad-
ryk in Anegarne, ar becumin actit deuisim ilk ane for thair awyn pairt
to relyf and skaythles keip Martin Waus, Hendre Kar and Johne
Robertson of the forsaid sowme, renuciand thair awyn jurisdiction,
submittand tham to the jurisdiction of the prowest balyes of Innernis in
this cace onder the pane of pundyn of thair rydiest gudis and geyr, and
Dame Jonet Cambell is becum actit to relyf and skaythles kyp the sade
Donald McAne Bane, Donald McKy, Johne McComas Moyr, and
Thomas McPhadryk.

My Lord prowest balyes of this bruch, onto your maisterschipsis 1564-65
humle menis and complenyas I your seruitor Master Martin Loge vpon 13 Jan.
Mergret Cuthbert, that quhar I being fra hame on my Lord of Morray
seruice and my vyf being furth of my house, the said Mergret vpon the
first day of Januar instant of ane ewyll wykkit and dissemblyt mynd
causit ane barne, son to Thomas Cuthbert burges of this bruch, cum and
knok at my hall dure, scho being with hym in compane, my hall dur wes
oppynnit my serwand being thairin, my nowris haueand the barne on
hyr kne be the fyrrre syd, suspecan no ewyll of onne person nor yet
offending to onne bode in word or deyd, the sade Mergret of mynd
forsaid tuk the hale fyrrre that wes in the hus and mastyrfulle kest the
same vpon my sad nowriss and barne and throch all the hus and brint
my barne and the claythis that wes about hyr, and did that wes in to hyr
to haue brint and destroyt my yong barne, and so effrayt hyr that
contenualle sen syne is in perrell of hyr lyf, desyrand rameid. The
Assise forsaid hes fundyn the said Mergret in the vrang in the incuming

Records of Inverness

- 1564-65 to the hus and casting of the fyre, and jugit in admerciament and dome
13 Jan. giffin thairapon.
- 17 Jan. Catelyne Spens, Ellne Barbor, and Mergret Hendre, being diuerse tymes of befor varnit to haue comperit befor the assemble of the kyrk to haue ressaut pennanse for committing of manifest fornication and common and also for committing of adulterie and common pandoraris, for thair dissobedience and manifest contemption the punisment of tham refferit to the magistratis prowest and balyes of the bruch. The forsaid personis compering, quha wer fundyn and publict knawyn common fornicatouris, adulteraris and common pandoraris, wer decernit to be banest of this bruch to that thair be fordyr oder be takyne in the realme for sic offenssis, and gyf tha war fundyn in this bruch heyrefter to be brint on the chek, and dome gyffin thairapon.
- 13 Feb. Hendre Kar yonger is becum actit of his awyne fre motyf wyll to content and pay Doncan Beg McConche Dwe in Daudid the sowme of twenty pundis.
- 17 Feb. Ane brocht strekyne be Johne Ross in name and behalf the rest of the takkismen of the vattyr on Johne Crom, Reche Brechyn, Johne Fucter, Johne McComas, that wrangusle and aganis the law in this instant mowneth tha brak the kist in the vattyr wark and tuk out of it the fysche that wes thair and ane clyp of irne, desyrand ramed of law. All jugit in admerciament accep Johne Fuctour. Johne McNuctar fre of the premissis. Johne McComas allegis Ryche Brechyn wes brekar of the kist and tuk out the fysche and clyp be Johne Robertson commandis, and Johne Crom sald the said fysche.
- 21 Feb. Johne Robertson grantis hym haue resaut fra Jamis McFayll ane sufficient huse beyond the vattyr, and oblissis him to deliuer the same huse of thre cuppillis and twa gale forkis sufficient to James McFayll agane at Vytsunday nixt, and the said Johne sall pay of male thairfor xiiijs. at twa termes in the yeiris.
- 24 Feb. Ryche Brechyne for superseding of the falt committit be hym in the breking of the kist in the vatter vark hes fundyn Thome Waus yonger souerte for hym gyf he beis art or part of sic falts committing in tyme cuming, that he sall deliuer hym to his lug to be nalit at the trone and thairefter to be bannist of this towne for ewyr, and the same punisment to be done to all the fyscharis that be aprehendit committand sic in tyme cuming.

Burgh Court Books: Vol. I.

Johne Vodrie quha allegit hym to be dowme and held hymself
dowme and causit and compellit spek, is decernit to be led throw the
foure porttis of this towne and to be scowrgit thairthrow with all rygour
and thairefter bannist of this towne for ewyr. 1564-65
24 Feb.

Jams Duff is decernit to deliuer ane irne gawelage to Sande Cuthbert.

My Lord prowest and baillies of Innernis, I Andro Munro Schiref
depute of Innernis humlie menis and compleinyeis on Alexander Cuthbert
burges of Innernis that quhar in the moneth of December last bypast
Robart Dunbar of Durris and James Dunbar of Terbert be vertu of ane
commissioun drecetit to thame be my Lord Erle of Murray put Dauid
Dow to executioun of justice, and for his dimeritis was condampnit to
the deytth and his heid ordenit to be brocht to Innernis and to be affixt
on the tolbuyth of the samyn perpetuallie in exempill of wtheris, and on
the xxviiij day of December last bypast the said heid conforme to the
dome giffin thairvpon com to the towne of Innernis and was affixit vpon
the tolbuyth of the samyn, and thair remanit fray the said xxviiij day of
December to the last of Februar last bypast, that ane serwand woman of
the said Alexander Cuthbertis for grewous chrymes committit be hyr
was put in ward within the tolbuyth of Innernis and ordanit thair to
remane aye and quhill scho war tayne out of the samyn be ordour of law,
nocht the less the said Alexander Cuthbert in hie contemptioun of our
Souerane Ladeis autorite vnder sylence of nycht com to the said
tolbuyth and bye ordour of law tuike the said woman at his awin hand
out of the said tolbuyth, throw occasioun of the quhilk and in lyicht of
the said contempt and vnder pretext of the samyn the said heid is tane
away of the said tolbuyth. The Assise foirsaid haiffand respect to the
allegationis foirsaidis and the auld ordour and constitution of this burgh,
that it was lesum to onye quha becom souertie to the baillie to furth-tak
of the tolbuyth the person for quhom thai com souertie to entyr thame
agane, haiffand ane officiar with thame at the furth-tacking of the person
wardit, and sua the said Alexander Cuthbert dyd na wrang and is maid
fre of the haill pointtis contenit in the said Andro Munro his brocht. 3 Mar.

The provest baillies and cunsall in jugement hes statutit and ordanit
that in tymes cuming that quhatewyr persoun or personis beis wardit
within our tolbuyth of Innernis of quhat estate degre or conditioun thai
be of, that na baillie rassaue souerteis vnto the tyme the said souerteis
be actit in our burrow buikis be our common clerk or his substitut,

Records of Inverness

1564-65 and quha wtherwais dois in tymes cuming salbe perschewit for breking
3 Mar. of ward.

Andro Munro, capitane of the Castell of Innernis, strekis his brocht on all the fischearis of Innernis that wranguslie and aganis the law thai and ilk ane of thame failyeis in braking of the auld privilege that ewyr all the capitanis of the Castell of Innernis wsit to haif be all the fischearis dwelland within the said towne, that is to say the saidis capitanis was aye in use to be first seruit of ony maner of fischis that hapnit to cum in in to ony fischear boittis and to be seruit of thair best fischis quhatsumewyr vpon sic ressonabill pricis as thai sald to the towne, and quhar the saidis capitanis neglectit to send for the saidis fischis the said fischearis and their wyiffis was in use to keip the best of all kynd of thair fischis quhill the saidis capitanis send for the samyn, and quhar thai failyeit in sending for the saidis fischis the saidis fischearis and thair wyiffis was in use to bring ane large skayr of all keynd of thair fischis to the said Castell yet and thair to offer the samyn, and quhar thai failyeit thairin the saidis capitanis pvneist thame as efferit, quhilk use thai haif brokin sen my intres, thairfor desyris rameid of law. The Assise foirsaidis fyndis that the Castell nor capitanis thairof that ewyr was thair had newyr sic privilege that odyr the fischear or fischear wyiffis keipit fischis to thame in thair houssis bot quhen the capitan serwandis com to the mercat or boittis thai wer first seruit of thair skayr upon the townes pricis and no wtherwais.

The jugis hes decernit Catheryne Browne serwand to Alexander Cuthbert for the maisterfull dingyne and blude drawing of hyr hussye to be put in the brankis to this nycht at ewin, and on the morne thairefter to be put in the cokstule and thair to remane to tuay efter none, and thaireftyr to be banneist of this towne for ewyr.

1565
30 April

The heid burrow curt of Innernis efter Pasche.

My Lord prowest baillies cunsall and commonije of this burcht of Innernis, I your maisterschipis serwitour Thomas Collye desyris to be seruit as narrest and lauchfull ayr to my wmquhill modyr Agnes Brebnar, quha was fre gild and burges of this burcht, and desyris to succeid to hyr place as I that is hyr son and ayr lauchfull gottin, and also desyris to be seruit as narrest and lauchfull ayr to my wmquhill fadyr Watt Couper in all landis and anvelrentis that my wmquhill fadyr deit last vestit and

Burgh Court Books : Vol. I.

saisit in at our Souerane Ladeis fayth and peace, and your maisterschipis 1565
ansuer humlie I beseik. The prowest and baillies ordanis this petitioun 30 April
to be proclamit at the mercate croce, and gif thair be onye parte to
oppoyne or obiet in contrar the premissis to compeir the xix day of
Maij nixt to cum, wyth certificatioun that quheddyr thai compeir or
nocht we will proceid and minister justice, and ordanis the officiaris to
summond the nychtbouris of this burcht to compeir the said day to pas
vpon the serwing of the said petitioun.

Alexander Chessolme of Commer hes constitut Master Martyne 5 May
Logye his procurator in the actioun and cause mowit be him contrar
Johne Robartson burges of Innernes, et promisit de rato et grato. The
jugis hes assignit to Alexander Chessolme of Commer Setterdaye nixt
to preiff quhar him self and his wyff sauld to Johne Robartson xlvj
dussan eakin buyrdis, and the said Johne Robartson nayt he coft ony fra
the Chessolme bot xxvj dussan he coft fra his wyff, quhilk the said
Chessolme hes tane to preiff the rest of the xlvj dussan sauld to him be
him self, and hes ordanit ane supplicatioun to be maid to the schiref for
precepts to be maid to warne the witnes that ar nocht within our
jurisdiction.

The jugis hes decernit William Anderson to rassaue fra Johne
Munro, son to Johne Munro of Balknye, sax crownis of the son quilk he
left in plege with him, and to delywer him the quheit monie rassaut be
him fra the said Johne.

William Cuming burges of Innernis is becum in actit of his awin 13 May
motyve fre will as souertie and cationar for ane honorabill man William
Fraysser of Strowye, wardatour of the Lowet, to refund content and
pay to Schir Daid Cuthbert, vicar of Varlawe, yeirlie for the space of
thre yeiris immediat following the feist of Beltan callit Phillip and Jacob
in the yeir of God j^m v^c and saxtie fyve yeiris, tuay barrellis and ane
half barrell gude and sufficient salmond full reid and sueit at the place
of Lowet yeirlie at packyne tyme, and that for the sett and lettyr of tact
maid be Schir Daid to the said William Fraysser for the teynd salmond
fishing of the Wattyr of Bewling.

In the actioun and cause mowit be Alexander Chessolme of 19 May
Commer contrar Johne Robartson burges of Innernis, the jugis being
awysit wyth the rychtis ressonis and allegationis of bayth the saidis
parteis hinc inde hard seyne and considerit, decernis decreittis and

Records of Inverness

1565 deliueris efter the depositioun and examenatioun of certan famous witnes
19 May decernis that Johne Robartson sall rassaue the rest of the fourtie sax dussan eakin buyrdis pertenyng to the said Alexander Chessolme and his wyff being in Pitlundye, viz., the sowme of xx pundis for the xx dussan eakin buyrdis, and the sowme of xxij s. for euerilk dussan of xxvj dussan eakin buyrdis, extending in the hail to xlvj dussan eakin buyrdis, of the quhilkis the said Johne Robartson grantis him self to haif rassauit xxij dussan and ane half, and the said Johne is decernit to rassaue the rest of the buyrdis being in Pitlundye within xv dayis, and the said Alexander Chessolme decernit to delywar the said buyrdis to the said Johne within the said day, and decernis the said Johne to content and pay to Alexander Chessolme of Commer compt reknyng and payment of the rest of the sowme of fourtie aucht pundis monie of this realme within xv dayis.

Ane brocht strakin be Thomas Gollan on Jame Gollan and Jame Don his cottaris, that wrangusle and aganis the law thai broddit my best aittis and tuike the best thairof to thame selfis in thair sowd without licience of thair maister, and desyris ramed of law. Thai ar fundin in the wrang and ar adiugit in amerciamento and dome giffin thairvpon. And also followis that wranguslie thai pay nocht thair custum lambes to thair maistyr as wse of cottaris is to pay. Thai ar maid fre of all yeiris bygane to this present yeir.

Ane brocht strakin be the said Thomas on Duncan McSchir Andra that wranguslie and aganis the law he held ane staig of ij yeiris auld in his corne to this present day. He is adiugit in amerciamento and dome giffin thairvpon.

21 May Johne Reid procurator for William Buddyth ansuerand to the petition of Dauid Robertson burges of Pertht, quhar he desyris William Buddyth to refund content and pay to him xx sufficient otter skynnis and fyve gude and sufficient tod skynnis, as he that wes obleist be obligatioun to refund content and pay the samyn to him in Sant Johnestoun at Fasternis Ewin was tuay yeiris, and failzeing of payment of the otteris he suld haif contentit and payt him xxx lib, and for ilk tod skyn xvij s.

2 June The prowest and baillies ordanis William Cuming thair commound clerk to serce and seik the commoun buikis of the burgh of Innernis, quharthrow tryall may be had gif wmqhill Agnes Brebnar was ayr to

Burgh Court Books : Vol. I.

hyr wmqhill fadyr Sande Brebnar conforme to the pointtis of Thomas Collie his petitioun, viz., gif scho was entrit burges and gyld of this brucht. 1565
2 June

Anent the offenssis committit and done be William Donaldson in the lychtlie clesching and iniurious wourdis giffing and blude drawing of Johne Dempstar burges of this burcht, for the quhilkis clesche giffing and lychtleing of the said Johne is decernit be the jugis to cum in presens of the congregatioun the nixt day heirefter being the thred day of Junij, and thairin in the parochie kirk in tyme of preching publiclie confess his offensis and ask his brother forgyfnes for God saik, and for the lychtleing and offenssis done to him, he beand burges of this burcht and playne contrar his ayth of fidelite, quhar he aucht and suld manteyne defend and supple all burgessis and gyld and nocht to do thame lychtleing or disprestis ; and forther gif the said William beis fundin in tymes cuming or convictit in jugement for committing of sic offenssis in contrar ony of the nychtbouris of this brucht he salbe depyrit of his fredome, and this done for sythment of the offenssis abouewreit.

Ane brocht strakin be Thomas Cuthbert on Andro McFynla and Swyne McAgow that wranguslie and aganis the law efter thai tuike vpon hand as tennenttis and cottaris to me to keip my fauld and the cattell and gudis thairin nychtlie, nochttheless thai tuike out thair awin gudis and left the fauld duyr oppin, quharthrow all the rest of the gudis com out and past in my cornis and destroyit the samyn, quhilk was comprisit to xij bollis victuall of the crope of lx4 yeiris, and desyris the saidis personis to be compellit to mak payment of the saidis skaythis done in thair defaultis, and desyris ramed of law. The saidis personis confessit in jugement thai aucht to keip the said fauld and gudis thairin, vpon the quhilkis Johne McGilleweye procurator for the said Thomas requerit act of curt. 9 June

James Kar is decernit to refund content pay and delywer to Maister Thomas Howeson minister of Innernis the sowme of tuay bollis malt.

Comperit Ellyne NeynEwin as terme assignit to hyr to preiff scho pait Johne Gollan for litting of vij hespis yarne conteyng x pundis, deponit scho maid him thankfull payment for litting, viz., ane pek meill certan cheis and buttyr of the said yarne. The jugis considerand the premissis decernis and decreittis Johne Gollan to refund content and pay to the said Ellyne NeynEwin vij hespis yarne contenyng x pundis. 30 June

Records of Inverness

- 1565* Ane brocht strakin be Donald Hendre on Manis Smyth that
28 July wrangusle and aganis the law he and his cumpanye put my boit out of the hawin scho laye in and put hyr on craggis and stanis and brak hyr, to my gret hurt hawye dampnage and skayth, and desyris rameid of law. The Assise foirsaid be the examenatioun of certan famous witnes hes fundin the said Manis to haif done no wrang nor hurt to the said Donald his boit, quharfoir he is fundin fre.
- 30 July* The jugis hes decernit William Chessolme to delywer Johne Grant ane bruche of sylwer conteyng iij unce or ellis the just awalour of the samyn.
- 14 Sept.* Kennoch McEachin hes fundin Alexander Chessolme of Commer and Rorye Alexanderson souertie and law borrowis actit in our burrow buikis of Innernis to entyr him self his serwandis and complicis and sic vderis as Maister Donald Fraysser Archedeyne of Ross hes actioun to meyne or complayne on, to vnderlye the law befoir the Erle of Atholl lyvetennent of the northt of Scotland or his deputis and prowest and baillies of the burtht of Innernis vpon xv dayis warnyng vnder the payne of law ; and inlykemaner the said Alexander Chessolme of Commer is becum in actit and law borrowis that Maister Donald Frayser him self his serwandis kynnis men and frendis gudis and geyr salbe harmeles and skaythles bot as law will. Thomas Cuthbert and Nycoll Kar inlykemaner ar becum in souertie and catioun and law borrowis actit of thair awin motyve fre willis in our burrow buikis of Innernis that Kennocht McKenze his kynnis men and freindis gudis and geyr salbe harmles and skaythles of the saidis Archedeyne his kynnis men and freindis bot as law will.
- 2 Oct.* The heid burrow curt of Innernis efter Michaelmess.
- Mareoun Gaderar is entrit in the soit roll in ane rude of land lyand within the burgh of Innernis on the southt syde of the croce, and ane wther pece land beest the samyn pertenyng Robert Dunbar, conforme to hyr evidentis productit in jugement thairvpon, lyand betuix the landis of wmqhill Schir Johne Campbell knyght of Calder on the west, the Hie Gett on the eist, the Croce to the northt, and Fynla Donaldson to the southt.
- 28 Oct.* Megye Tailzeour is decernit to refund and delywer to Manis Brebnar vij stringis of lynes, thre hundreth huikis, tuay hundreth sneddis, the best nett of thre hering nettis, xxs. monie and vj pekis victuall.

Burgh Court Books: Vol. I.

Ane brocht strakin be the thesaurar of the burcht of Innernis on Manis Caskin and James Baittis that wrangusle and aganis the law thai and ilkane of thame telit the commond pasture at the syde of the myll burne, and hes maisterfulle at thair awin handis dung downe the auld dykis that was thair as auld merchis, to the greit hurt and skayth of the inhabitantis of this burcht, and desyris the saidis personis to be decernit to haif done wrang. The foirsaidis personis comperit in jugement and confessit the pointtis of the brocht, quha for thair contemptioun ar decernit to haif done wrang and adiugit in americiament and dome giffin thairvpon. 1565
3 Nov.

Ane brocht strakin be the thesaurar on Thom McKelecan, Johne McBean Governour, Gillemorrye McMarris, Johne Roy the cottar son, Ade Hwde and William McGillemechell, that wrangusle and aganis the law thai and ilkane of thame hes contemptatle past and cassin dewattis vpon the grownd betuix the schip and the cheppall yard wall, and desyris ramed of law. Thomas McKelecan and Ade Hwde confessit in jugement the pointtis of the brocht, quha ar decernit to haif done wrang and adiugit in americiament and dome giffin thairvpon. The rest of the personis contenit in the brocht ar fundin fre.

Andro McFynla McAllister is decernit to refund content and pay to James Paterson provest ane boll greit quheit aittis and ane firlote small aittis.¹

Johne McRorye Johneson gaif in his petitioun in jugement acclamand Johne Gollan the tane half of all the custum fyr that was gottin gatherit and collectit be thame at Maremess and the Rudemess last was as thair conditioun was, quhilk fyr extendis to auchtene scoir and ten quoles of fyr, vj pennort weddeis and half dussan caberis.

The provest baillies and cunsall hes statut and ordanit that na maner of persoun dwelland within this burgh fre nor vnfre tak vpon hand to house onye victuallis onpresentit to the mercate, and quha dois the contrar salbe accusit and callit as forstallaris, and the victuallis sua apprehendit or suyr knowlage gottin thairof beand resett in thair houssis onpresentit the mercate to be eschete, and the resettaris thairof to be callit as forstallaris and pvneist thairfor as accordis of justice law. 17 Nov.

Comprisaris of biggynnis electit for ane yeir. The jugis hes ordanit William Anderson, Thom Christeson, Jame McFail, Jame Baittis, and

¹ The Provost was on the bench.

Records of Inverness

1565 Johne Robartson alias Wrycht to pas and comprise all biggynnis as thair
17 Nov. ar chargit thairto, and in speciall the biggyn of George Symonson to be comprisit on Wedenisdaye nixt.

8 Dec. Thomas Collye is becumin actit of his awin motyve fre will as catioun and souertie for Christan Brebnar that the said Christan sall big the house quhair scho dwellis in presentlie now pertenyng to Alexander Paterson burges of Innernis in heretage als sufficient as it was the day he tuike saising thairin.

10 Dec. Comperit Johne Ross burges of Innernis and gaif in his brocht to the prowest and baillies humlie meand and complenyeand vpon William Paterson burges of the samyn, that quhar my wyff was doand hyr lesum bessines at my back yard and causing hyr serwandis to mak red ane mydding at the foirsaid bakyet, quharthrow the watter mycht haif passage fra all men skaythis and belewand no ewill, the said William com to hyr on the Hie Gett, sayng to hyr that gif he fand ony of my serwandis puttan muk on the said mydding quhilk is my heretage he suld put ane quhinyear trocht bayth thair cheikkis, and also said to hyr and callit hyr blay ribald missaell lipper hwyr that scho was, gif he fand ony of my serwandis thair he suld put four quhynyearis in thame to the haft in spyte of ony that vald tak thair part, wyth monye wther iniurious wourdis, lykeas wtheris nyctbouris being present for the tyme can testifie, heirfor desyris your maisterschipis for rameid of law, and this my bill in forme of brocht. The said William compering in jugement nayt the said brocht and pointtis thair off. The jugis heirand bayth the saidis parteis allegationis and ressonis çausit the assise foirsaid be sworne, quha furth yeid, ryplie awysit, in com, haiffand God and gude conscience befoir ee, efter the depositioun of famous witnes, pronuncit and decernit be the mouth of Alexander Baillze Chancellor of the Assise for the tyme that William Paterson had done wrang in the sayng that he vald put ane quhinyear trocht the said Johne his serwandis cheikkis, and wrangit in the sayng to Mergret Waus his spous blay lipper hwyr scho was, and dome giffin thairvpon.

William Paterson burges of Innernis gaif in his brocht vnto the prowest and baillies humlie menand and lamentable compleinyeand vpon Johne Ross burges of the said burcht, that quhar he hes dampnit the fowll pule and myir behynd the towme wyth his muk on my barne, trocht the quhilkis I haif sustenit greit hurt dampnage and skayth and

Burgh Court Books : Vol. I.

to the greit skayth and hendering of my barne and cornis thairin, as *1565*
mycht haif beyne knawin and seyne on Setterdaye last was, nochttheless *10 Dec.*
seyng the greit hurt and skayth done to me com to James Duff, ane of
the baillies and office men for the tyme, menand and schawand him the
kaise foirsaid, and efter the suyth of my skayth and menyng of the
samyn to the baillie as said is past quhar Margret Waus was spous to
Johne Ross, and thair of ane frendlie maner menit and schew hyr that I
was largelie hurt be hyr gudeman in dampnyng of the wattyre and myre
behynd the towne wyth his middingis on my barne and cornis thairin,
sayand na fordyr to hyr at that tyme, ansuerit me thrawartlie and
wickitlie wyth iniurious wourdis, sayng that hyr gude man culd nocht
turse his muk on his bak about wyth him, I ansurit na forther at the
tyme bot said thair was places anewe to put muk in and for myddingis
making than to put it yonder to do skayth to onye nychtbour ; fordyr I
spak hyr nocht at the tyme, bot scho said it was ane new wardill that I
durst be so bald to speik to hyr of sic efferis ; thaireftyr scho cumand fra
the Brigend bannan and wydlan as plesit hyr, saying to me in presens of
sindrie of the nychtbouris of this burcht that scho vald hald that muk
thair in despyte of me and all my kyn and suld schoull it in at my barne
duyr, and quhy durst I be so bauld onsall beist carll that I was to speik
to hyr, and for cutting of my luggis fra my heid that I suld speik to hyr
or ony of hyrris, wyth monye wther iniurious wourdis quhilk becom nocht
ane woman to gif ane man in opin mercate, for it is my vtter schame to
haif sustenit sic dispytis and wickit wourdis ; and this my petitioun in
forme of brocht humle I beseik. The said Johne Ross compering in
jugement for him self and his spous naye the pointtis of the brocht
foirsaid. The jugis heirand bayth the saidis parteis allegationis and
ressonis causit the Assise foirsaid be sworne, quha furth yeid, ryplie
awysit, in com, haiffand God and gude conscience befor ee, efter the
depositioun of certan famous witnes, pronuncit and decernit be the
moutht of Alexander Baille Chancellor of the Assise for the tyme
that Johne Ross hes done wrang in the wrangus putting of his muk
and dampnyng of the watter and myre vpon the said William his
barne, and the said Mergret his spouse, be the examenatioun of
certan famous witnes as said is, is fundin in the wrang for the wrangus
saying to William Paterson and calling of him beist onsall carll, for
stowing and cutting of his luggis he durst be so pert to speik to hyr,

Records of Inverness

1565 and dome giffin thairvpon, and ar fundin fre of the rest of the pointtis
10 Dec. of the brocht.

Johne Ross in jugement requerit act of curt quhar he offerit William Paterson and his spouse Nannes Ross that at strekin tyme in the Freiouiris Watter that he or scho cum and labyr thair pairtis of the saidis Freiouiris Watter dalye or ellis to tak thair saxt day thairof, wyth certificatioun and thai do nocht the samyn it sall laye waist for thair pairtis.

12 Dec. James Paterson provest of the burcht of Innernis protestis that insafar as his serwandis Johne McGillephadrick tuay horses ar scabbit and can nocht be put nor vsit in no wark that he mycht haif fra this day furtht euere day vjd. for euerilk horse, and also desyrit Andro McFynla McAllister to se the said horse comprisit and the walour of the samyn to be decernit, and Setterdaye nixt assignit to the said James to produce the said horse to be comprisit and the partie to be warnit to the said day.

15 Dec. Johne McRorye comperit in jugement and desyrit process at the jugis contrar Johne Gollan. The jugis decernis the said Johne Gollan be decreit of curt to refound content and pay to the said Johne McRorye aughtene scoyr and ten quoles fyr, price of the quoill ijd., sax pennort weddeis, half dussan kaberris, price xvijjd.

19 Dec. Ane brocht strakin be Agnes Neyn James spous to wmquhill Moreist McGilleneill vpon Johne McWalter Stewart that wrangusle and aganis the law he relewis nocht four crownes of the son quhilk he put in plege of xxxv testens to my wmquhill husband and me, heirfor beseikis your maisterschipis to compell the said Johne to rassaue his gold and delywar me my monye lent him be my wmquhill husband and me, and desyris rameid of law.

1565-66 The heid burrow curt of Innernis efter Yule.

7 Jan. Schir Patrik Anderson protestis that insafar as Agness Ross desyris of his chaplane landis fewe ferme or as it is callit foggage, that it be nocht prejudiciall to him nor his successouris to the tyme thai produce thair rychtis gif thai ony haiff vpon the said fewe ferme wtherwais callit foggage.

21 Jan. Hendre Kar younger strekis ane brocht on Patrik Skynner that wrangusle and aganis the law he withhaldis fra me ane sled I coft fra McInnyar, and desyris the said sled to be randrit agane or ellis his resson

Burgh Court Books : Vol. I.

quhye he will nocht, and desyris ramed of law. The Assise foirsaid hes fundin the said Patre fre of this brocht and ordanit the said Hendre to perschew McInnoyar and the said Patre quhilk he hes instantlie be resson he coft it oppin in mercate. 1565-66
21 Jan.

My Lord prowest baillies counsall and communitie of this burgh, I Patrik Skynner burges of this burcht hawelie menis and lamentable complenis on Hendre Kar younger burges thair, that quhar vpon the xx day of this instant moneth after none the prowest baillies and the rest of the towneschip was cumand out of the chappell yard to the tolbuyth for dressing and ordering sic cummerse as chansit at the tyme for wmsheuing of forther inconvenientis, nochttheless in the hie way the vpcuming out of the said chappell yard to the tolbuyth the said Hendre without ony motioun or fail done be me his contrar in presens of monye and sindrie the nychtbouris of this burcht struik me vpon the face wyth his stekit naiff and drew ane greit quantite of my blude, and thairefter within the tolbuyth in presens of the prowest baillies and wtheris sindre nychtbouris, thair beand dressand sic cummerse as chansit the said day, said he suld draw mair of my blude, beseiking your maisterschapis for justice of this my bill in forme of brocht humle I beseik. The jugis and the Assise foirsaidis hes decernit the said Hendre Kar younger for the wrangis done be him to the said Patre to sit on his kneis and to ask the said Patre forgyveness, and gif he war fundin or notit wse sic lyke in contrar ony nychtbour fre or vnfre in ony tyme cuming to pay to the commond purse the sowme of xx pundis monie of this realme vnforgewin.

At Innernes the xxvj day of Nouember the yeir of God j^m v^c and saxtie fyve yeiris, It is appointtit concordit and fynalle aggreit betuix discreit personis, that is to say Maister Thomas Howeson Maistyr of the Grammar Scule of Innernis on the ane pairt, and that in name and behalf of the provest baillies and cunsall of the burcht of Innernis for fulfylling of his pert of the contract, that quhar the said Maistyr is obleist to fynd ane sufficient doctour for teching vnder him of the said scule on the ane pairt, and Patre Anderson Chaplane to Sant Michael fundat within the parochie kirk of Innernis on the other pairt, that is to say, the said Patrik for the plesouris and desyir of the prowest baillies and cunsall quha ar maisteris and patronis and be thair desyir and supplying of him be thair fortificatioun and help to inbring his yeirlye duetie and anvellis, becumis bundin and obleist and be the tennour of thir presentis bindis and oblistis 2 Feb.

Records of Inverness

1565-66 him faythfullie to be doctour vnder the said Maistyr in teching of the
2 Feb. said scule for all the dayis yeiris and termes of his lyftyme, and sall await thairon be the desyir of the Maister to the furtherance and proffeit of the bernis that ar and to cum thair ; for the quhilkis the said Maister Thomas bindis and obliassis him faythfullie be the fayth of his bodye to thankfullie content and pay yeirlie to the said Patrik the sowme of ten merkis, or ellis sall assigne the samyn to the said Patrik to be vplifit of the towne fray the provest and bailzeis of the said Maistyr Thomas pentioun, of the quhilk the towne is obleist to pay Master Thomas be vertu of the securitie of the said towne maid to the said Maister Thomas, and the samyn to be the optioun of the said Patrik of his payment tackin fray the towneschip or fray the said Maister Thomas, and the samyn to be payt vnto him for his lyftyme in seikness alsveill as in helth, and this contract to remayne for bayth the saidis parteis and to be actit in forme of act and to be registrat in the burrow buikis of Innernis and thair to haue the strentht of ane Act, and to be extendit in vberiorj forma for bayth the parteis foirsaidis, and for faythfull obserwing of the premissis bayth the saidis parteis hes subscriuit this present Contract wyth thair handis at Innernis yeir day and place foirsaid.

M. Thomas Howeson, wyt. my hand.

Patrick And'son, chaplane, wyt. my hand.

11 Feb. Comperit in jugement Deyne Dauid Dasoun acclamand Johne McGillewye burges of Innernis thre schillingis anwell of his house quhar he dwellis to Kynloss, quhilk Johne comperit for him self as this day that was assignit to him to ansuer to the said Deyne Dawidis clame and desyrit the said Deyne Dawidis commissioun gif he ony had to perschew or acclame the said anwell, quha allegit he had ane commissioun bot nocht present for the tyme. The jugis hes assignit to the said Deyne Dauid literatorie to produce his commissioun gif he ony hes.

Comperit in jugement Schir James Duff, Rude Chaplane fundat within the parochie kirk of Innernis, for seing of the productioun of evident or document that quhar the said Schir Jamis had payt anwell to the place of Kynloss for the Rude Manse, quhilk Manse the said Schir Jamis allegis is adiunit to the kirk yard of Innernis, and na thing productit bot the reherse of Deyne James Pape sayand that Schir Jamis Duff payt vj yeiris anwell for the Rude Manse, vnder protestatioun that it suld nocht be prejudiciall to the said Schir Jamis nor his successouris

Burgh Court Books : Vol. I.

Rude Chaplanis insafar as the Rude Manse is unetit and annexit to the kirk yard, and thairfor the said Deyne Dauid aucht to soit the Rude Manse quhar it is and nocht the said Schir James. 1565-66
11 Feb.

Ane brocht strakin be Johne Merschell on Androw McEwin Moyr his cottar that wrangusle and aganis the law he hes lattin ane kow of myne be stollin, quhilk was stollin the thred day of Februar instant, and ane ox of tuay yeiris auld quhilkis is stollin and away xv dayis syne, he beand my cottar and haiffand his duetie for keiping of the said gudis quhilkis ar away in his default, heirfor beseikis your maisterschipis for justice and rameid of law and to compell the said Andro to restoyr me my saidis gudis or ellis the pricis of the samyn that I may sufficientlie preiff the saidis gudis war wortht. The Assise foirsaid hes fundin be examenation of famous witnes that the said Andro McEwin suld refund content and pay to the said Johne Merschell the kow and oxe foirsaid or ellis the pricis thairoff within xv dayis vnder the pane of poinding of his redeast gudis and geyr. 16 Feb.

The provest baillies and cunsall haiffand respect and consideratioun of ane petition of menyng productit in jugement be Andro Reid menand vpon his greit infirmitie and seikness he hes sustenit this present yeir desyrand remit of his stallangear sylwer of this yeir, viz., fra Michaelmess in anno lxxv to Michaelmess in anno lxxvj. The provest baillies and cunsall haiffand respect heirto for zele hes remittit the samyn for this present yeir, nocht makand the samyn to be ane preparatyve to him nor wtheris in tymes cuming. 23 Feb.

In the actioun and cause mowit intentit and perschewit be James Paterson [Provost] contrar Andro McFynla in Drakye, that quhar the said Andro McFynla wrangusle and aganis the law held vnlauchfull gudis sic as scabbit horses within the towne and landis of Drakye efter he was inhibetit diuerse tymes for to lat his scabbit horses amangis the said James horses or his cottars horses, bot to be keipit be the said Andro within his awin or his maisteris boundis fra thair skaythis, nochttheless the said Andro McFynla nochtwythstanding he being requerit diuerse tymes for keiping of his vnlauchfull gude sic as scabbit horses fra pasturing of thame vpon the said James gerse or boundis or amangis his horses quhen he protestit diuerse tymes vtoutht jugement and innew jugement quhat skayth his horses and his cottaris horses had sustenit suld fall vpon him, nochtwythstanding heirof the said Andro McFynla wranguslie and 2 Mar.

Records of Inverness

1565-66 aganis the law pasturit his horses amangis the said James horses and his
2 Mar. cottaris horses nochtwythstanding of the inhibitionis and protestationis
foirsaidis dyd playne the contrar.

8 Mar. Johne Neilson and Jasper Dempster burgessis of the burcht of
Innernis ar becumint actit in our burrow buikis of Innernis of thair awin
motive fre willis coniunctle and seuerale to refound content and pay to
Dauid Dunbar apperand of Grangehill in the name and behalf of the
tutouris of Johne Cuthbert son and ayr to wmqhill George Cuthbert of
the Auldcastelhill thair fermes and males vnderwreittin for the landis
respectiue vnderwreittin, vizt., for the fermes of Eistyr Drakye xij bollis
victuall, and for the fermes of Myd Drakye xij bollis victuall, and for the
fermes of vij aker and ane half occupeit be Thom Christeson xj bollis ij
firlottis victuall, and for ane aker occupeit be Elzabet Dempster vj
firlottis victuall, and for tuay akeris occupeit be Alexander Cuthbert ij
bollis victuall, and for ij akeris occupeit be William Chessolme ij bollis
victuall, and for ane half aker occupeit be the said William, Alexander
Cuthbert and Elzabet Dempster ij firlottis victuall, Itam for ij akeris
quhilk was occupeit be wmqhill James Gollan, ij akeris occupeit be
James Kar, ane aker occupeit be Manis McGillemechell at the Braid
Stane vj bollis victuall, for the fermes of Vestyr Drakye occupeit be
Fynla McFaill and Duncan McLauchlyn xij bollis victuall, and for the
malis of the Standan Stanes four merkis, and for the maill of his fourtie
schilling fischeing of the Watter of Ness xx lib., and for the malis of the
half fischeing of the Freouris Watter x merkis, as souerteis and cautionaris
for William Cuthbert burges of Innernis quha hes exceptit the office of
chalmerlandre and thankfull payment making of the malis and fermes
foirsaidis.

9 Mar. Conuenit the provest baillies cunsall and communitie of Innernis for
ansuer making to the petitionis vnderwreittin quhais names efter followis,
vizt., Jasper Waus of Lochslyn, William Cuthbert, [and 20 others]. The
foirsaidis personis and provest and baillies foirsaidis hes woittit and
consentit and giffin thair electioun and woittis to the fewing of saxteine
aker of land pertenyng Sant Catherynis Chaplane to Johne Ross, quhilkis
landis ar in his possessioun and occupeit and possedit be him presentlie
at thir presentis, and also hes woittit and consentit that Alexander
Paterson eldar haif the fewe of sex aker of land pertenyng Sant
Michaellis Chaplane in fewe to be haldin of the said Chaplane, and

Burgh Court Books : Vol. I.

siclyke hes woittit and consentit that William Paterson haif the fewe of *1565-66*
vij akeris of land pertenying to the Rude Chaplane fundat within the *9 Mar.*
parochie kirk of Innernis as thai that ar patronis thairof.

Ane brocht strakin be Manis Caskin on Jasper Dempster and William Cuthbert baillies of this burcht for the tyme that wrangule and aganis the law thai releiff me nocht of ane pot of Johne Grantis tane out of his house as ane poynd and deliuerit within the Chappell of the Brig-end at thair commandis and the said Jasper haiffand the key himself in his keeping. The saidis Jasper and William compering in jugement allegit the said pot to be thre dayis comprisit at the mercate croce, and causit the hand bell pass trocht the towne desyrand euere man to cum and louse and releiff thair poindis quha com nocht, and be the ressonis foirsaidis aucht not to rander the said pot agane.

Comperit Jonet Cuthbert spous to Fynla Paterson and exponit and *1566*
lamentit that scho gat no thing thir four yeiris bygane fra hyr said *30 Mar.*
husband to susteyne hyr in meit and clayth as becumis hyr nor yit can get na thing fra him to hyr sustentatioun, and is presentlie destitute of all keynd of sustentatioun meit and drink quharvpon scho suld leiff, and the house quhilk scho dwellis in is vtterlie destitute thairof and of all keynd of victuallis, and to verifie the samyn desyrit the provest and baillies ane or may to pass wyth sum of the nychtbouris of the towne to the house quharin scho dwellis to verifie gif thair be ony meit drink or victuallis in the said house quharvpon scho may be sustenit and leiff.

Johne Cuthbert son to William Cuthbert and Johne Gollan ar *6 April*
decernit to refound content and pay to William Anderson four keling and ane half, price of the keling xvijd., and xvij hadokis, price of the dussan xvijid.

James Paterson provest desyris your maisterschipis baillies to call *22 April*
Fynla Donaldson quha was warnit to this day at my instance as he that becom cautioun for Andro McFynla quhilkis I optenit on him ane boll greit aittis and ane firlote small aittis, and to heir and se the said aittis liquidat and decreit thairvpon, and be the examenatioun of certan famous witnes hes fundin the boll greit aittis gaif this yeir xvijjs., and the firlote small aittis ijs. iiijd., and decernis the said Fynla to pay him xvijjs. for the boll greit aittis and ijs. iiijd. for the firlote small aittis within xv dayis.

Records of Inverness

- 1566
24 April Nomina Assise: Allan McRynnald of the Leis, Huchoun Fraysser of Foyer, Dowll McDonald McAne Dowe, Alexander Cuthbert, &c.
- Robert McAy is wardit within the tolbuyth of Innernis aye and quhill he entyr the committar of the offence done to William Fraysser serwand quhilk was fundin be the Assise foirsaid to be in his cumpanye.
- 25 April Johne Brak dwelland in Torbrak hes actit himself of his awin fre motyve will to refund content and pay to George Gray the sowme of xls. monie of this realme betuix the day and dait heirof and the feist of Maremess nixt wyth ane garment of claise to his son quaha is lernand wyth the said George at the brebnar craft.
- William Cuthbert burges of Innernis is becummin actit souerte and catioun for Robert McAy for the relewing of him out of ward, that the said Robert sall entyr Johne McRobert McAy within the tolbuyth of Innernis for the blude drawing of William Fraysseris serwand callit Donald Scot the ferd day of May nixt to cum vnder the pane of law, and the said Robert actit himself to releiff the said William Cuthbert.
- 27 April Johne Robertson strekis ane brocht on Allister McAne Moyr McAy that wrangusle and aganis the law he makis him nocht compt reknyng and payment of xxiiij bollis aittis of the stok of ane pruff cassin be Alexander McThomas Roy without he be compellit and desyris rameid of law. The jugis hes decernit the said Alexander to mak compt reknyng and payment within xv dayis.
- 4 May William Fraysser Tutour of Lowet be his mandet directit wyth Allan McRynnald hes dischargit the act of souerte quhar William Cuthbert was souerte for entring of Robert McAy quharthrow the said Robert suld entyr the blude drawer of Robert Scot serwand to the said William this day, and vpon the discharge of the said act Allan McIntochie requerit act of curt.
- 11 May Thomas Cattocht is decernit to cast also monye dowattis to Johne Reid younger as will thek v cuppill as he that rassauit vs. monie in pairt of payment of the samyn.
- 8 June Comperit in jugement Patrik Grant, son and ayr to wmqhill Johne Grant of Culcabok, and hes constitut Maistyr Martyne Logye his procurator for serwing of him conforme to the pointtis of Our Souerane Lord and Ladeis brewe, et promisit de rato et grato. Maister Martyne Logye procurator foirsaid exhibeit and product in jugement ane brewe of our

Burgh Court Books : Vol. I.

Souerane Lord and Ladeis Chappell impetrat be Patrik Grant son and ayr to wmqhill Johne Grant of Culcabok dewlie execut and indorsat, to be seruit conforme to the pointtis thair of. 1566
8 June

Vpon the proclamatioun of the said brewe beand opynlie proclamat at the tolbuyth stayr as wse is, and na [person] comperand till oppone or obiect contrar the pointtis of the samyn, the said Maister Martyne procurator foirsaid requerit act of curt. Maister Martyne Logye procurator foirsaid vpon the proclamatioun at the tolbuyth stayr as wse is, gif thair was ony persoun or parte till oppone or obiect contrar the personis of inqueist, and na parte comperand till oppone or obiect contrar thame or ony of thaim, the said Maister Martyne Logye requerit act of curt.

The inqueist foirsaid hes seruit Patrik Grant, son and ayr to wmqhill Johne Grant of Culcabok, in tuay particattis of land lyand betuix the landis of Johne Cuthbert of the Auld Castlehill to the eist, Robert Waus land to the west, the front to the Kingis Get to the southt, the taill to the commoun vennall to the northt, and that the said Patrik is narrest and lauchfull ayr to his said wmqhill fadyr Johne Grant of Culcabok quha deit at our Souerane Ladeis fayth and peace, and that the saidis tuay particatis of land ar in the towneschippis handis of xvij yeiris and viij monethis or thairby last bypast trocht the deceise of his wmqhill fadyr Johne Grant of Culcabok, quha deceissit in the moneth of September the yeir of God j^m v^c fourtie aucht yeiris, in default of persoit of his rycht, vpon the serwing and pronusing of the serwing desyrit act of curt and to be retowrit vnder the selis of the Assise or the maist pairt of thame, and forther desyrit ane of the baillies of the burcht of Innernis to gif him sasing in the saidis tuay particattis of land conforme to his serwing, quhilk was grantit in jugement.

Martyne Waus burges of Innernis producit in jugement ane brewe of lynyng vpon thre rude of land lyand within the burcht of Innernis in the Kirkget on the eist syde of the samyn, betuix the landis of James Paterson to the northt and Schir David Cuthbert to the southt, the front to the Kingis Get to the west, the taill to the foull pule to the eist, and desyrit the baillies to cheise and elect ane condinge inqueist of the burgessis of the burcht conforme to the lawis thair of, and to pas and lyne the saidis landis, quhais names followis. [Names of Assise.]

Schir David Cuthbert comperit in jugement and allegit the foirsaidis landis to be lynit befor, nochttheless consentis and admittis the

Records of Inverness

- 1566 Assise foirsaidis to be sworne and to lyne the samyn of new, quhilkis
8 June personis foirsaidis being sworne, the Halie Evangelist twechit, past to the saidis landis and hes lynit the samyn justlie, and fyndis the saidis landis justle lynit as the saidis Schir Daudis hawethornis ar sett eist and west to the taill at the eist quhilck Schir Daudid possedis is of new lynit his dyke to be mayr to the southt be thre fute, vpon the quhilkis lynyng the said Schir Daudid tuike act and instrument.
- 9 June Johne Robartson and Johne Merschell burgessis of Innernis ar becum in actit in our burrow bukis of Innernis vncoactit or compellit bot of thair awin motyve fre will souerte and cationaris for Fynla McConylleir to refound content and pay to Johne Bernis within the towne of Pertht the sowme of viij gude and sufficient pladdis, fyve dowbill elne in ilke plad, or the heast pricis that pleddis giffis in onye pairtis.
- 6 July William McGillephadrick, Allister McGillephadrik, William Hwde, Johne Gibson younger, Moreist McGilleneillis wyff ar followit be the Thesaurar that wrangusle and aganis the law thai wse fre mennis placis in bying of tymmer, bark, watlyng, buyrdis, beyr at the stone in the boittis in forstalling maner in hie contemptioun of the provest baillies of this burcht and statutis of the samyn thai nocht beand fre burgessis of this burcht, and for the wrangis of the samyn ar adiugit in admerciament and dome giffin thairvpon.
- 8 July James Paterson strekis ane brocht on Thomas Roy that wrangusle and aganis the law he hes at his awin hand intromettit wyth ane hundreth stingis pertenyng the said James, trocht the quhilkis intromissioun the said James wanteth sex hundreth stingis price of the hundreth viijs.
- Comperit in jugement Jonet Sutherland spous to Farquhar McFerson and gaif in hyr petitioun humlie menand and complanand vpon Elspet Barnet spous to Johne Morison and Mareoun Ogylbe spous to Johne Abraham, that quhar scho beand drinkand in the said Johne Morisonis house suspecand na ewill bot to haif lewit ondyr Gods peace our Soueranis and youris, nochttheless the said Elspet and Mareoun crewellie set vpon hyr and drew her hayr, scartit hyr face, callit hyr commond theiffis geit, and that hyr modyr was ane barne brekar and leiffit on wilkis brocht out of the see, and trocht thair wickit handling of me almaist I had pairtit wyth berne this last nycht as Jasper Dempstaris wyff can testefe, Heirfor beseikis your maisterschipis for rameid of law, and this my bill in forme of brocht. Jasper Dempstar procurator for

Burgh Court Books : Vol. I.

Jonet Sutherland desyris the jugis to put thair actis to executioun quhar 1566
Elspat Barnet is oftymes ordanit to be banneist of this towne. Johne 8 July
Abraham is becumin actit souerte and catioun for his wyff Mareoun
Ogylbe in case the berne that is in Jonet Sutherlandis wame inleak in
hyr default to entyr vpon xv dayis warnyng vnder the pane of law.

That day as to the clame giffin in jugement be Elspet Uykillechoan 17 July
contrar Dunsleye desyrand certan clame contenit in hyr bill, and the said
Dunsleye comperand in jugement be him self and his procuratoris nayt
the haill pointtis of the brocht except ane tartan blak and quheit quhilk
he allegis payment maid thairfor, and ane quheit pled quhilk he gaif ane
tartan for, and the rest referrit to the probatioun of Elspet Uykillechoan
to preiff the rest of hyr brocht on Setterdaye nixt.

The baillies hes followit Thomas Christeson in Gamrye that wrang- 27 July
usle and aganis the law he beand wardit within the tolbuyth of Innernis
for wrangis done be him to the towneschip and iniurious wourdis giffin
Johne Morison officiar brak ward and departit of the samyn, quha
comperit in jugement and allegit Johne Morison to haif licient him to
depairt out of ward, and Setterdaye nixt assignit to him preiff the samyn.

Comperit in jugement Allane McIntoischie and protestit in name
and behalf of the gentill men tane and haldin be Thomas Cuthbert
protestis for all costis skaythis dampnage or expenses sustenit be thame
in the said Thomas default. Donald Roy Gillewynnane, Kennyth
McAne McKennyth, Angus Reocht wyth thair complices hes constitut
Allane McIntoischie thair procuratouris cum potestate substituendj in the
actioun and cause mowit be thame contrar Thomas Cuthbert and be him
thair contrar, et promiserunt de rato et grato.

The jugis hes ordanit Johne Ross and Alexander Cuthbert to 29 July
produce thair chartouris vpon thair cottar houssis behynd the towne,
quharthrow Schir William Anderson Chaplane to Sant Andro may be
payt of his anwell yeirle vjs. thairof.

Gilbert Waus son and apperand ayr to Thom Waus elder is entrit
fre burges and gyld of this burgh, and hes giffin his ayth of fidelite thair-
vpoun, and hes payt vs. quhilk was deliuerit to the brig wait wyth xls.
monie to the samyn wark, and him self cumin dettour for his banket and
hoise to the prowest.

The jugis hes ordanit Huchoun Wrycht to mak the buytht and loft
quhilk he set to James Gutthre in the Brigend sufficient as he that set

Records of Inverness

1566 him the samyn quharthrow he may dwell without ony skayth, and also
29 July hes ordanit Alexander Cuthbert as awnar of the said house and biggyn
to releiff the said Huchoun and to mak his house sufficientlie and to fynd
lokkis to his durris quharthrow the tennenttis foirsaidis incur na skayth
of weyt nor brokin men sic as theiffis.

Thomas Christeson dwelland in Gamrye for the wrangus bying of
buyrdis to the nummer of ane dussan confessit be him self in jugement in
oppin mercate in forstalling maner is adiugit in admerciament and dome
giffin thairvpon, and the buyrdis ordanit to be escheittit.

In the actioun and cause mowit intentit and perschewit be Johne
Dempster burges of Innernis contrar Thomas Cuthbert burges of the said
burcht for the wrangus downe breking and away tacking of the wallis
and stanis of his chalmyr kirk yard lyand on the southt syde of the
parochie kirk of Innernis betuix the chalmeris of wmquhill George
Strachin of Cullodin to the west and Richart Coupland to the eist, the
jugis haiffand consideratioun of the rychtis ressonis and allegations
probations and depositions of certan famous witnes rassauit sworne and
admittit hes fundin that Thomas Cuthbert burges foirsaid hes done
wrang in the wrangus downe casting of the wallis of his chalmyr kirk
yard in the monethis of Junij and Julij instant or thairby, and in the way
tacking of the stanis of the samyn without ony licience or tollerance of
the said Johne Dempstar had or optenit thairto, and thairfor decernis
decreittis and for fynall sentence pronuncis that Thomas Cuthbert hes
done wrang in the premissis, and ordanis him to big the saidis wallis als
sufficient as the saidis wallis war befor the downe tacking of the samyn.

30 July William Cummyng thesaurar of the burcht of Innernis comperit in
jugement and gair in his petitioun and bill of compleint vpon Johne
Monepennye, hawelie menand and complemand that quhar the said Johne
Monepennye hes forstallit this burcht of Innernis in bying of certan salt
hydys to the nummer of ten daker or thairby fra vnfre men and vthoutht
the said brugh playne contrar the actis of Parliament and gift maid to
the burgh of Innernis be Our Soueranis Ladeis progenitouris Kingis of
Scotland, as Our Souerane Ladeis letters giffin vpon the said gift and
prewelege gewin to thame for escheting of all maner steple gudis and
merchandise coft and sauld be vnfre men to vnfre men and vthoutht the
burcht of Innernis, and thairfor the said Johne Monepennye as he that
was warnit to this day to heir and se the foirsaidis ten daker salt hydys

Burgh Court Books: Vol. I.

to be decernit as escheit and confiscat to Our Souerane Lord and Ladeis 1566
wse and the said burcht of Innernis conforme to the said Act of Parlia- 30 July
ment, and the said Johne Monepennye compering in jugement to ansuer
to the pointtis of the compleint foirsaid and confessit he had leddy, and
allegit he coft nane of the said leddy bot had gottin thame frelie of his
freynd the Deyne of Ross, and vald becum in the towneschip will for the
falis committit be him thair contrar.

Johne Reid and William Cuthbert procuratouris for Thom Lafreis 30 Sept.
for ansuring to the petitioun giffin in be Farquhar McFarquhar McAne
Wayne quhar he clames him the sowme of xiiij bollis victuall coft be his
wmquhill fadyr Farquhar McAne Wayne fra the said Thomas in the
yeir of God j^m v^e fourtie tuay yeiris, quhilkis procuratouris foirsaid
allegis the jugis nocht to be jugis competent in the said cause, giffand
and nocht granttand that sic was, as it is nocht, that the samyn is teistit
gude and aucht to be pleyt befor the spiritual juge and nocht befor the
prowest nor baillies of this burgh; and Jasper Dempster procurator for
Farquhar McFarquhar McAne Wayne allegit that all thais quha deit in
Pynkye that thair airis or executouris may pley or debait thair caussis
befor ony juge spirituall or temporall, vpon the quhilkis desyrit inter-
loquoutour. The jugis repellis the saidis Jasperis allegationis foirsaidis.

Johne McWalter hes actit himself of his awin motyve fre will in the 12 Oct.
burrow buikis of Innernis that in tyme cuming gif he or his wyff beis
fundin or notit house ony malt vnpresentit to the mercate sall refund
content and pay to the towneschip the sowme of ten poundis monye of
this realme.

Comperit in jugement Alexander Vrquhart of Burgeyearchis in name 14 Oct.
of his dochtyr Margret Vrquhart, relict of wmquhill Huchoun Fraysser of
Abyrchallodouris, and clamit at James Kar xlv dussan kaberris, price of
the dussan vs., and xxxiiij dussan ralis, price of the dussan ixs., twelf
hundreth gyrthstingis, price of the hundreth vjs. viijd. And the said
James Kar comperand in jugement confessit the kaberris and confessit
the price of the dussan to be bot iiij s., and confessit xxx dussan ralis
and the price thairof, and confessit the gyrthstingis extending to four
hundreth, and allegit ane pactioun to be betuix the said wmquhill
Huchoun Frayser and him that the said Huchoun suld mak the half of
the expenses vpon the careing of the said tymmer to Innernis, quhilke
he offerit him to preiff.

Records of Inverness

- 1566
14 Oct. Comperit Jonet Tullocht modyr to James Collye pupill, and the said James in hyr armes, and gaif in ane petitioun desyrand the said James pupill to be seruit as narrest and lauchfull ayr to his fadyr Thomas Collye and to be seruit as ayr to his gudeschir Watt Couper and Agnes Brebnar his gudedame lyke as his wmquhill fadyr was seruit ayr to thame, as the the burrow buike mayr cleirle will testefe, and in speciall of tuay particattis of land lyand contigue togyther the ane at the wtheris taill, and to be sasit thairin as ordour is because the said pupill is infant, and desyris justice for God saik. The prowest and baillies causit the said petitioun be opynle proclamit at the tolbuyth stare as wse is. The inqueist fairsaid hes seruit James Collye pupill as narrest and lauchfull ayr to his wmquhill fadyr Thomas Collye and his gudeschir Watt Couper and Agnes Brebnar his gudedame in the tuay particattis of land quhilkis thai dwelt in and deyt last vestit and sasit in the samyn, and quhar na persoun nor partie opponit nor obiectit contrar the personis of inqueist requerit act of curt, and ordanis ane baille to gif him sasing thairin.
- 19 Oct. Fynla Donaldson burges of Innernis of his awin toung grant is decernit to refund content and pay to Johne Dow McGillephadrik the sowme of v merkis monie of this realme and ane banket to the dekin and cordiner craft as he that become souerte and cautioun for William Chessolme, and that for lernyng and instructing of the cordinar craft to the said William Chessolme son.
- 28 Oct. James Kar burges of Innernis is decernit be decreit of curt to refund content and pay to Margret Vrquhart relict of wmquhill Huchoun Fraysser of Oberchalladouris the price of thirty dussan ralis, price of the dussan ixs., the pricis of fourtie fyve dussan kaberris, price of the dussan iiijjs., four hundreth gyρθstingis, price of the hundreth vjs. vsuall monye of this realme.
- 2 Nov. Nycoll Kar is decernit to refund content and pay to Johne Reid iiij lib. xs. and viijs. for pyk monie of this realme.
- 16 Nov. Jasper Dempster and James Skynner thesauraris of the burcht of Innernis strekis ane brocht on Daid Johneson, Johne Colleing and Daid Malice indwellaris within the burcht of Pertht that wrangusle and aganis the law thai and ilk ane of thame hes committit forstalling in bying of merchandice and wther wairis, sic as pleddis, skynnys, benokis and wther merchandice, and speciall at Sant Martenis Kirk nocht beand

Burgh Court Books : Vol. I.

ane fayr nor proclamit mercat, and vsit thame thair as fremen of this burcht and fra vnfre men within the libertie of the burcht of Innernis and within the said burcht playne contrar the lawis of the realme statutis of the haill burrowis of Scotland, quharfor the gudis and geyr sua coft be thame and now in speciall in this instant moneth of Nouember aucht to be escheittit to the burcht of Innernis. The foirsaidis personis compering in jugement being callit and perschewit for forstalling and vsing of merchandice and bying of staple gude be thame and ilk ane respectiue within the priuelege and libertie of this burcht not being burgessis nor fre men thair, haiffand na ressonabill cause for thair defenssis bot allegeand that Sant Martenis Fayr in Ardmeanycht¹ was ane fre merkat and that it was lefull to all maner of man to by and sell, quhilk is notorius knawin the contrar that the said Sant Martinis Kirk and mercate thair is nocht dotit gewin nor grantit be ony of the Kingis of Scotland ony libertie thairto bot attolerit be the burgh of Innernis quaha hes the libertie of the haill schire to suffer sic wayeris to cum to the said kirk, sic as pledding and small skynniss and wtheris small wayouris quhilk war coft be thir nychtbouris and regrataris indwellaris of the said burcht haiffand priuilege thairto. The jugis considerand the rychtis ressonis and allegationis of atheris of the saidis parteis, fyndis and decernis the haill gudis and geyr pertenyng to the foirsaidis Daid Johneson, Johne Colleing and Daid Malice to be confiscat and escheitit to our Soueranis use and towneschip of Innernis coft be thame fra vnfre men. 1566
16 Nov.

The prowest baillies and cunsall of the burcht of Innernis being conuenit and ryplie adwysit haiffand consideratioun of the liberteis grantit to thame be the Kingis of Scotland and the greit hurt of thair burcht vsit and done sen the deceise of thair antecessouris be young burges men admittit thir tymes bygane, quaha vsit thair treffyk in haiffing of benokis and vtheris leddyris and wayris to Sant Johnestoun, and alse commonlie maid merchandice wyth the saidis merchandis and sauld the wairis within the burcht of Innernis to trawelouris and merchanttis of Sant Johnestoun, trocht the quhilkis doing hes bene ane greit occasioun of schippis and trawelouris be seye wyth sic necessaris as wyne and salt to cum to ws because we wantit wayris to gif thame ; and fordyr our nychtbouris and trawalouris be see culd get nane of thair wayouris to by be resson that

¹ St. Martin's in the Black Isle.

Records of Inverness

1566 sum of our nyctbouris had of the monye of the men of Sant Johnestoun
16 Nov. lyand on bank quharthrow the wayris quhilkis decoye and cause
strangearis to resort to ws, and fordyr our nyctbouris in thair wyagis was
sauld and convoyt away in maner foirsaid in greit hurt of our libertie
dishonoring of our burcht nocht able to be esteemed ane burcht trocht
the doing of the samyn gif the samyn be fordyr sufferit, albeit thair was
statutis maid of befoir in the contrar and nocht obseruit as yit pre-
supponand be gude tretingis brotherlie admonitioun haiffand respect to
thair ayth thai suld abstene thairfra nocht as yit thai haif nocht abstenit.
Heirfor it is statut and ordanit be the prowest baillies and haill cunsall
of this burcht that quhatewyr he be being burges of this burcht careis
leddy and wtheris wairis quhilkis suld serue this burcht and schippis
resorting thairto sen the ordinance of befoir hes nocht bene put to
executioun, that the haill leddy and wairis in tymes cuming being sauld
or conveyt be thame or careit be thame to be had to Sant Johnestoun or
packit to that effect salbe escheit to our Soueranis Maiestite and the
towneschip of Innernis, and also that quhatewyr burges man of this
burcht sall happin to haif leddy or wayris to sell and is nocht to trawell
thairwyth his self bot to sell it to wtheris, that he sell the samyn ledderis
quhilkis he hapnis to haif to sum of the nyctbouris passand or quha sall
happin to pass to the saill, or ellis to send the samyn vpon his awin
ewintour wyth ony merchant he pleissis elect and cheise quharthrow that
odyr schip or boit pas nocht emptie thair wyagis, that quha dois the
contrar the haill gudis and geyr thai sall happin to haif of sic wayris to
be escheit to our Soueranis Majestie and this burgh, Quhilkis Statut is
publist opynlie in jugement within the tolbuyth and the haill nyctbouris
consentit thairto.

23 Nov. Magie Morison dochtyr to Johne Morison younger is rassauit and
admittit fre burges and nocht gyld of this burcht, and hes giffin hyr ayth
of fidelitie thairvpon and hes payt to the thesaurar James Skynner vs. for
the samyn.

Maister Martyne Logye procurator for Thomas Roy McHuchoun
ansurand to the clame giffin in be Johne Grant desyrand four merkis
monie for his kyndnes of the tact quhilkis he set him of the landis of
Culcabok quhilkis he possedis presentlie, and Maister Martyne allegis
that Johne Grant sett him for thre yeiris tact and for the quhilkis he
promest him four merkis, and giffand and nocht granttand that the said

Burgh Court Books : Vol. I.

Thomas had promest to the said Johne for his keyndnes of the said land, *1566*
yit the said Johne hes falit thairin and hes brokin his kyndness of the *23 Nov.*
said land to the said Thomas because the said Johne hes intromettit
agane wyth tuay oxin gang of the samyn land quharof he gaif owyr his
kyndness as his brocht proportis to the said Thomas, and thairfor allegis
the said Thomas aucht nocht to be compellit to pay the said Johne Grant
the four merkis acclamit be him for his keyndnes of the landis contenit in
his brocht. And the said Johne allegis that he put the said Thomas in
peceable possessioun of the foirsaidis landis promesit be him and brukit
and labourit the samyn wyth his kyndness and is nocht remoeffit be him
of the samyn as yit, and thairfor aucht and suld haif payment of the said
four merkis monye fra the said Thomas ; And the said Thomas allegit
that in respect that the said Johne sauld his kyndness of the said landis
to the said Thomas for the sowme acclamit be him, thairfor he aucht
nor suld nocht haif labourit nor solistit the said Thomas contrar for
tacking away of the said Thomas landis fra him agane to haif tane the
samyn to him self nor yit suld nocht haif tane the saidis landis agane
owyr the said Thomas heid by the said Thomas gude will and consent,
quhilk the said Johne hes done and is in possessioun thairof, and thairfor
allegis he suld be absolut of the said sowme be resson it was promest for
kyndness quhilkis was nocht keipit.

Duncan Dow in Kyntaill is becum in actit in our burrow bukis of *15 Dec.*
Innernis vncoactit or compellit bot of his awin fre motyve will cautionar
and souertie to entyr Johne McAgow within the tolbuyth of Innernis at
the instance of Patre Skynner burges of the said burcht.

Nycoll Kar burges of Innernis of his awin fre motyve will vncoactit *1566-67*
or compellit hes actit him self in the burrow buikis of Innernis for himself *12 Jan.*
his airis executouris and assignais to thankfullie refund content pay and
delywer to Johne Neilson burges of the said burcht his airis executouris
or assignais the sowme of fourtie bollis gude and sufficient eakin bark to
be deliuerit to the said Johne Neilson his airis executouris or assignais at
the Neddyr Loch end betuix the day and dait heirof and the feist of
Lammas nixt being the first day of August callit wtherwais Petre ad
vincula in anno sexte sewin yeiris.

The jugis hes decernit James Kar and his spous to refund content *8 Feb.*
and pay to Johne Grant the pricis of thre quartis aquawyte, vitz., xviijs.
euere quart instantle.

Records of Inverness

1566-67
22 Feb. That day in the actioun and cause mowit intentit and perschewit be Johne Robertson alias Wyrcht contrar Jonet Tulloch spous to wmqhill Thomas Collye desyrand hyr to be decernit to refound content pay and delywer to him xxxv greit fatt staiffis wyth four greit fatt stingis and ane boddum thairto deliuerit be him to the said wmqhill Thomas Collye and Jonet Tulloch his spous to be ane fatt maid to him, quhilkis staiffis and gerstingis was in hyr possessioun eftyr the said Thomas deceise and requerit be the said Johne Robertson at hyr. The jugis hes fundin the said Johne deliuerit to the said wmqhill Thomas Collye and Jonet Tulloch his spous xxxij fatt staiffis and four greit gerthstingis, and ordanis executoriallis to proced heirupon in dewe forme as efferis.

8 Mar. Comperit in jugement Androw McPhaill, minister of Innernis and Pettye in the Erse toung, and gaif in his brocht to the prowest and baillies humlie menand and complanand on Ewin Tailzeour, that quhar vpon the sext of Merche instant the said Ewin beand in tuilye wyth Johne Roy cordiner as his petitioun aboue wreit beiris, I being wrettan in my chalmer, my youngast son George com in to me and sayis that Ewin Tailyeour was slayand my son Andro, wyth this I com out and past to haif rid parteis fra wtheris, nochttheless the said Ewin maisterfullie straike at me wyth ane say sting eftyr he had dingyn my son Andro wyth the samyn, and efter I tuike fra him the said sting dang me wyth his naiffis and callit me in Erse blew lowsie minister and command tratour I was and theiff, and keist ane tre pertenyng Thomas Wrychtis office callit the Knaiff at me, and war I nocht louttit downe and wmcchewit the samyn he had slane me, and thaireftyr keist stanis at me and my son Andro, heifor beseikis your maisterschipis for justice and rameid of law. The Assise foirsaid hes fundin be the examenatioun and depositioun of famous witnes hes fundin the said Ewin in the wrang of all the haill petitioun foirsaid and dome giffin thairvpon.

19 Mar. Patre Skynner burges of Innernis gaif in his petitioun in jugement humlie menand and complanand that quhar William McCoren sauld him of muk that wald haif sawin thre bollis beyr and assurit him of the samyn and hes rassauit payment for the samyn, nochttheless the said Patre hes not gottin bot else mekle muk as will saw xiiij peckis beyr and desyris the said William to be compellit to fulfyll his promess. The jugis heiring bayth the saidis parteis allegationis hes ordanit the said Patre to tak tuay nychtbouris and the said William to tak wther tuay

Burgh Court Books : Vol. I.

nichtbouris to the said land mukkit, and quhat thai say the said Patre wantis of his muk the said William to mak payment thairof. 1566-67
19 Mar.

Dauid Cuthbert vicar of Warlawe and Chaiplane of Our Ladie Chaiplanrie of the Hie Alter fundat within the parochie kirk of Innernis is entrit fre burges and gyld of this burcht and hes giffin his ayth of fidelitie thairvpon as wse is, and hes payt thairfor to Jasper Dempster and James Skynner thesauraris of the burcht of Innernis for the tyme the sowme of ten merkis monye of this realme, and hes fundin Alexander Cuthbert souertie for his spice and wyne. 1567
7 April

Gilbert Duff Chaiplane to Sant Catharyne is entrit fre burges and gyld of the burgh of Innernis and hes giffin his ayth of fidelitie thairvpon as wse is, and hes payt thairfor to Jasper Dempster and James Skynner thesauraris of the burcht of Innernis for the tyme at the command of prowest baillies and cunsall ten merkis monye of this realme, and hes fundin William Cuming souertie for his spice and wyne.

Robert Neilson son to Johne Neilson is entrit fre burges and gyld of this burgh and hes giffin his ayth of fidelitie thairvpon as wse is, and hes payt thairfor to Jasper Dempster and James Skynner thesauraris of this burcht for the tyme vj merkis monye, and hes giffin at the towneschippes desyre and requeist the layne of ane horse to the prowest to ryde to the parliament at this present tyme, and hes fundin Johne Neilson souertie for his spice and wyne and gyld hoise.

Comperit in jugement Magie Gorrye acclamand Nycoll Baxter the sowme of x pundis monye, quha comperit for himself and confessit in jugement he rassaut be the handis of ane serwand of hyrris ix pundis, vizt., vj pundis quheit monye and ane pece gold contenyng thre pundis. Vpon his confessioun the said Mage tuike act of curt quhar he confessit to haif rassaut ane pece gold quhilkis monye he rassaut for ij bollis quheit coft fra him in anno sexte ane yeiris price of the boll iiij lib. monie, and the said Magie allegis the samyn gold to be ane dowbill ducate price four pundis, quhilkis he confessis to be bot allegis that it gaif that tyme bot thre pundis monie foirsaidis. 19 April

Comperit in jugement Johne McGillewye burges of Innernis and gaif in his bill of complaint vpon Johne McThomas McGillephadrik his cottar in Lytill Drakye, that quhar the said Johne McGillewye deliuerit him at strekin tyme certan oxin for the pleucht, of the quhilkis ane of 3 May

Records of Inverness

1567
3 May the best of his oxin being vj yeiris auld hes pereist in his house this last xxvij of Aprile he being fast on the saile, na bodye in the house to louse nor releiff the said oxe being worreyt on the saile, in his default price of the said oxe viij merkis monye, he and his wyff and household being drinkand in Innernis, desyris the said Johne McThomas to be decernit to content and pay to him the price of the oxe foirsaidis, and alse to decerne him to furneise ane oxe in his place to vpwark be resson he pereist in his default and desyris justice.

Johne McThomas McGillephadrik is decernit to mak compt reknyng and payment to Johne McGillewye burges of Innernis of xiiij bollis aittis and ane half of ane pruiiff castin in Lytill Drakye be Jame Baittis, and xvij bollis aittis and ane half of ane wther pruiiff cassin thair be William Anderson, and xvj bollis aittis of ane wther pruiiff castin in the said towne be the said William Anderson.

10 May The Assise hes fundin be the examenatioun of certan famous witnes that the oxe acclamit be Johne McGillewye at Johne McThomas McGillephadrick hes inleakit in the said McGillephadrikis default and hes werreyt on the sail, he and his wyff and household being absent, Heirfor the Assise ordanis the said Johne McThomas McGillephadrik to refund content and pay to Johne McGillewye xxs. monie of this realme wyth the flesche and hyde thairof quhilk he gatt within xv dayis.

12 May Convenit within the Chappell Yard of Innernis James Paterson, prowest, James Duff, Johne McGillewye and Alexander Cuthbert, baillies of the said burcht, Jasper Waus of Lochslyn, Alexander Paterson, Martyne Waus, Thom Waus, Nycoll Kar, Thomas Cuthbert, William Cuthbert, James Skynner, William Cuming, cunsall of the burcht of Innernis, and the hail communitie burgessis of the said burcht hail congregattit for condiscending and adwysing for the commoun effaris and veill publict of this burcht, and speciallie for consulting vpon the gift giffin be Our Souerane Ladie of the Freieuris lands and watteris chaiplanreis vicarage chaiplane landis anwellis anwelrentis anniversariis obeittis contenit in the said Chartyr in the self mair fullelie proportis, and thair the prowest requerit and desyrit sic personis quha optenit ony fewis sen the yeir of God fyftie aucht yeiris that thair evidentis mycht be sene and considerit be the cunsall and ane just rental to be maid thairvpon gif the samyn was lauchfullie prowydit, failyeing thai war nocht lauchfullie prowydit that the hail proffettis of the saidis akeris landis

Burgh Court Books : Vol. I.

and watteris mycht be furthcumand to the commoun veill of this burcht, 1567
and thair the prowest demandit William Cuming to produce his ewident 12 May
vpon the croft at the manse quhilk he haldis of Johne Ross as he that
optenit the fewe thairoff of the Freieuris of Innernis, and siclyke
requerit Johne Robertson inlykemaner, quhilkis William Cuming, Johne
Robertson and James Paterson prowest grantit to produce thair ewidentis
to be seyne on Wedenisdaye nixt, and Johne McGillewe, Johne Flemyng
and Fynla Donaldson and Andro Dempster allegis thame to hald of
George Cuthbertis airis and will nocht produce thair ewidentis to thai
produce thame in thair superioris handis, and thair the prowest and
baillies ordanit the officiaris to warne the foirsaidis personis togyther wyth
Jasper Waus, Johne Ross, Jasper Dempster to compeir on Wedenisdaye
nixt befor the prowest baillies and cunsall to produce thair ewidentis for
the caussis foirsaidis.

Comperit James Paterson prowest of the burcht of Innernis in name 13 May
and behalf of the baillies cunsall and communitie of the samyn, quaha hes
optenit our Souerane Ladie and hyr Grace Cunsall the hail gift of the
chaipplanreis, Freieuris landis, watteris, vicarage, chaiplane landis, anwellis,
anwelrentis, anniwersariis, &c., vnder hyr Grace greit sele, for imploying of
the samyn as hyr Grace gift thairvpon proportis, and now that the veritie
of all sic giftis war knawin the said prowest desyrit all fewearis haiffand in
fewe of quhatsumewyr chaiplane or chaipplanreis, Freyouris watteris, &c.,
and in speciall desyrit the inspectioun of the chartyr of the fewe landis of
Sant Johne Chaipplanrie quharthrow the rentall mycht be maid thairvpon
and na thing minischit but as the said chartyr proportis in rentall. Jasper
Waus fewear of the saidis landis abouewreittin effermis the rentall contenit
in his charter to extend to xxiiij merkis monye of this realme, and sall
produce his chartyr thairvpon to the said prowest the xxij day of Maij
instant to testefie the landis contenit thairin and maill of the samyn.
The prowest baillies and cunsall hes assignit the xxij day of Maij instant
to William Cuthbert to produce the fewe chartyr of the landis fewit be
Schir Dauid Cuthbert to wmqhill George Cuthbert to testifie the landis
contenit thairin and maill of the samyn.

Johne Robertson burges of Innernis producit in jugement ane
chartyr of sasing of thrie ruidis land lyand beyond the watter of Ness as
this day quhilk was assignit to him for production of the samyn,
extending in maill to viijs. ixd. Johne Flemyng producit in jugement

Records of Inverness

1567 ane chartyr of sasing of v ruidis land pertenyng the Freyouris extending
13 *May* in maill to xs. The jugis hes assignit Setterdaye nixt being the xvij day
of Maj instant to Andro Dempster to produce his chartyr of fewe of
the Freiouris landis occupeit be him and that for the thred instance.
Also William Cumingis croft pertenyng the Freyouris quhilke he hes of
Johne Ross payis yeirle xs. maill.

17 *May* Johne Waus son and apperand ayr to Jasper Waus of Lochslyn
productit in jugement ane chartyr of fewe of the landis of Deyrbocht, as
this day quhilkis was assignit to him for production of the samyn, and
the Manse of Sant Johne, quhilke landis and manse payis yeirle xvj
pundis monye of this realme. Johne Ross burges of Innernis presentit
in jugement ane rental of the small anwellis of Sant Johnes chaipplanrie,
and vpon the production of the samyn requerit act of curt and protestit
that the production of his chartyr of fewe foirsaid be nocht prejudiciall
to his tytle quhilkis he allegis to haif of the said chaipplanrie.

James Paterson prowest of Innernis vpon the production of the
rentall of Johne Ross productit in name of his son George Ross allegit
chaiplane insafar as the samyn was nocht presentit dewlie as wse was
vnder the commoun sele, thairfor the samyn is remanent in the townis
handis as dimittit chaipplanrie and vnpresentit thairto as wse and con-
stitutioun was vnder the prowest subscriptioun and commoun sele and
vnder the bischoppes collatioun thairvpon.

The prowest hes assignit to Johne Ross Wedenisdaye nixt to produce
his chartyr of fewe of the akeris of Sant Catherynis Chaipplanrie, quhar-
trocht the anwellis thairof may be knawin to the provest baillies and
cunsall, and also of the Freiouris landis and wateris thairoff.

The prowest requerit Jasper Dempster his fewe chartyr maid to him
be Schir Patrik Anderson to produce the samyn for knawing of the rental,
quha refusit to produce the samyn.

Alexander Paterson elder productit in jugement his chartyr of fewe
maid to him be Schir Patrik Anderson for knowlage of the rental thairoff
as this day quhilke was assignit to him for production of the samyn,
berand of anwell iij lib. xvjs. viijd.

Comperit Fynla Donaldson as this day quhilke was assignit to him to
produce his evident of the landis occupeit be him pertenyng the Freyouris,
quha nayt to haif ony evident thairof. Andro Dempster inlykemaner
nayis ony evident vpon the landis occupeit be him pertenyng the Freyouris.

Burgh Court Books : Vol. I.

Comperit within the tolbuyth of Innernis Johne Ross in presens of *1567*
the prowest baillies and cunsall as this day quhilk was assignit to him to *21 May*
produce his charteris of fewe of the akeris of Sant Catheryne, Freyouris
land and watteris, quha refusit to produce his charteris and producit ane
rentall of his fewe malis of the Freyouris landis and watteris fewit to him,
and sayis he hes xvj akeris pertenyng Sant Catherynis Chaiplane payis
xvj merkis xs. viijd. as the chaiplane present can testefie.

The prowest requerit Alexander Paterson elder the rentall of the
fundatioun fundat be the dekin and cordiner craft to Christimanye, quha
comperit and naye ony fundatioun or ony thing to be dedicate to the alter
of Christimanye except ix. anwellis quhilkis the kirk was in use off.

The jugis hes decernit Johne McBean alias Gowernour to refund *5 July*
content and pay to Johne Moyr serwand to Maister Martyne Logye vijs.
monie for breking of his arrow and cutting and spilling of his bow.

That day in the actioun and cause mowit intentit and perschewit be
Donald McIntoische of Cullernye contrar James Kar burges of Innernis
contentit in his bill of complaint giffin in on him befor the prowest and
baillies of this burcht, that quhar the said James in the moneth of Januar
the yeir of God *j^m v^c sexte* thre yeiris rassauit fra the said Donald the
sowme of twentie pundis in numerat monye of this realme to be warit
vpon merchandice and the proffeit thairoff to be furthcumand betuix the
said Donald and James sa lang as he held the said monye in his hand,
and for the said Donald his pairt of the proffeit of the said monye yeirle
he obleist him to content and pay to the said Donald the sowme of four
pundis yeirle wyth the haill stok, vizt., the sowme of xx lib., and siclyke
that quhar he sauld to the said James in anno sexte four yeiris ane barrell
and half barrell salmond quhilk the said James promest to pay for the
barrell x lib. monie of this realme, Summa of the haill salmond price xv
lib., and siclyke quhar he sauld to the said James in anno sexte fyff yeiris
sauld him fyve drye hydys quhilk the saidis James promest for ilk pece
thairof xiiij s., Summa thre lib. xs.; and albeit the said James hes con-
tinualle sen the said moneth of Januar in anno sexte thre yeiris withhaldin
the said sowme of xx lib. monie foirsaid deliuerit be the said Donald to
him vpon the conditioun foirsaid, and siclyke albeit he rassauit ane barrell
and half salmond vpon the pricis foirsaidis, and inlykemaner the saidis fyve
drye hydys price foirsaid, yit nochttheless the said James will nocht on na
way content and pay the said sowme of xx lib. nor the proffet yeirle

Records of Inverness

1567 thairof extending to four pundis togither wyth xv lib. for the price of the
5 July salmond foirsaid and thre lib. x schillingis for the price of the drye
hydis foirsaidis. The jugis foirsaidis haiffand consideratioun of the
premissis fyndis decreittis and diliueris eftyр rassauyng of compt of the
said James Kar the saidis James Kar to refund content and pay to
Donald McIntoische the sowme of xx lib. monie foirsaid rassauit be him
as said is, and to refund content and pay to him the sowme of four lib.
for his pairt of the proffeit of the said xx lib. yeirlie be the said space,
togither wyth xij lib. for the price of ane barrell half barrell salmond coft
be the said James fra the said Donald and wyth xlijs. for thre drye hydis,
of the quhilkis sowmes foirsaidis thair is to be deducit xj lib. xvijs. ijd.
quhilkis the saidis James payt to the said Donald as the samyn is cleirlie
knawin to ws, and thairfor decernis the said James to pay the rest of the
saidis sowmes within xv dayis.

12 July Andro McPhaill youngar gaif in his brocht vpon Johne Gollan humle
menand and complanand that quhar he lent the said Johne Gollan ane
bowe of ewe price xiijs. iiijd. and ane payr ballance price vjs. viijd., quhilk
bowe and ballance the said Johne will nocht mak payment of nor pricis
foirsaidis without he be compellit. The jugis wyth consent of the partie
hes referrit to the said Andro the walour of the bow and ballance
foirsaidis.

19 July That day comperit in jugement Androw Dempster and gaif in his
petitioun vpon Thomas McAne Mullycht serwand to Thomas McLeyr,
Maltman, that quhar the said Thomas hes tane away of his turse out of
the montht [Mount Caiplich] to the nummer of thre scoir laiddis turse fra
the said Andro his stak, to the teakin his byknyff was fundin at the said
stak quhilk was presentit in jugement, quhilk Thomas being present in
jugement naye the tacking away of turse and confessit the knyff to be his,
vpon the quhilkis the said Andro requerit act of curt and the said Thomas
is fundin in the wrang and dome giffin thairvpon.

26 July Gilbert Duff, collectour electit and chosin be the prowest baillies and
cunsall of the burcht of Innernis for intacking of the threddis of the
bunficus within the parochin of Innernis, vizt., chaplanreis vicarage
altaragis anwelrentis the Freyouris landis and watteris houssis and yardis
malis and all wther deweteis within the burcht of Innernis wyth anwellis
anwelrentis anniwersariis obeittis and all wther deweteis thairto pertenyng
grantit and gewin to thame be our Souerane Ladie as the samyn in the

Burgh Court Books : Vol. I.

self mayr fullelie proportis, comperit in jugement wyth him Jasper *1567*
Dempster thesaurar of the burcht of Innernis as procurator in his name *26 July*
and exhibeit ane precept of the prowest and baillies dewlie execut and
indorsat summonand Schir James Duff chaiplane to the Rude Chaiplanrie,
Dauid Cuthbert chaiplane of Our Ladie of the Hie Alter, Schir Patrik
Anderson chaiplane to Sant Michael fundat within the parochie kirk of
Innernis, Andro Sutherland tennent and tackisman and vptackar of the
dewetie of the chaiplanrie of the Greyne, Schir William Anderson
chaiplane to Sant Petyr, to heir and se thame be decernit be decretit of
curt to refund content and pay the threddis of thair bunficus foirsaidis
conforme to the roll giffin to our said Collectour deput as thair just
threddis, quhilkis personis compering personalie respectiue ar decernit
and decernis thame and euerilk ane of thame to refund content and pay
to Gilbert Duff our collectour the just threddis of thair bunficus foirsaidis
conforme to the rental payt of befoir to the Quenis Grace comptrollar
and his collectouris within xv dayis.

The actioun of Chrispimaneis anwell acclamit be the collectour at
the dekin and cordiner craft is continuit to the dekin and craft to
produce thair tytyle befoir the cunsall.

The prowest and baillies hes ordanit Johne Reid younger son to *18 Aug.*
Schir Johne Reid to refund content and pay to Dauid Johneson burges
of Pertht the sowme of xljs. monie of this realme and that for thre elnis
and ane half of tartan clayth and ane blew bonnatt coft be the said Johne
Reid fra the foirsaid Dauid Johneson.

Robert Reid burges of Innernis producit in jugement ane chartyr of *6 Oct.*
sasing vpon ane rude of land lyand in Demmisdaill on the eist syde of
the samyn betuix the landis of Rorie Johneson to the northt, the airis of
wmquhill James Gollan to the southt, the front to the Kingis Get to the
west, the tail to the auld foss on the barne hillis to the eist, desyrand to
be entrit in the soit roll, quhilkis payis of yeirle anwell iijs. to Sant
Catherynnis chaiplane and ijs. monie of this realme to Sant Michaelis
chaiplane.

Nicholl Kar comperit in jugement and gaif in his bill of complaint *11 Oct.*
humle menand and complanand that quhar Johne Grant burges of
Innernis hes intromettit wyth ane certan laidis of bark extending to the
nummer of j^e laidis pertenying to the said Nicholl quhilk he rassat beest
Ellan Worrycht and pairt in Abertarff, quhilk the said Nicholl coft with

Records of Inverness

- 1567 his awin monye price of the laid vs. monye of this realme, nocht-
11 Oct. wythstanding the said Nicholl inhibeit him to by the said bark and
schew him the bark was his, for the quhillkis caussis he arreistit his boit
quha promest to haif fundin Johne Neilson cation to the said Nicholl to
do him that law wald. Comperit the said Johne Grant in jugement and
confessis the bying of bark fra the men of the Ile, bot nais the bying of
ony bark pertenyng to the said Nicholl Kar.
- 15 Oct. The prowest baillies and cunsall hes ordanit that quhatewyr he be of
the haill cunsall that rewelis or schaffis the secreittis of the cunsall he
sall tyne his fredome and all that followis thairvpon, that is to say his
tackis rowmes and possessionis gif he ony hes.
- The prowest baillies and haill cunsall wyth ane woce ratefeis the
actis maid of befoir that na fre man be maid within this burcht of Innernis
be the space of thrie yeiris conforme to the actis maid of befoir except fre
mennis sonis.
- The prowest bailles and cunsall wyth ane woce hes consentit that
thair be bot aucht aquawytie pottis vsit within this towne in tyme cuming,
the rest to be dischargit. Also the cunsall hes ordanit the prowest and
baillies to intromet wyth the haill aquawite pottis of this towne to be
put in ane place togyther to the cunsall be fordyr awysit thairwyth.
- The prowest baillies and cunsall statutis and ordanis that na maner
of man fre nor vnfre by fische or flesche to the tyme it be comprisit be
the comprisaris foirsaidis vnder the pane of viijs. vnforgewin.
- 18 Oct. Comperit in jugement Thomas Cuthbert and gaif in his bill of
complaint humle menand that quhar Johne McInnis his cottar and
tennent feit for this instant yeir promest to haif haldin tuay gude and
sufficient oxin to the said Thomas pleucht this yeir, nochttheless he post-
ponis and differris to do the samyn conforme to the conditioun and
promess betuix him and me without he be compellit. Comperit the said
Johne McInnis and allegit the said Thomas had na oxin to vphald the
said pleucht with him, gif he had he suld do his awin part conforme to
his promess. The jugis hering the premissis hes decernit the said Johne
McInnis to mak his service and to fynd the said Thomas tuay oxin
conforme to his promess, and the said Thomas to delywer to the said
Johne vj gude and sufficient oxin alse gude as the saidis Johnes oxin to
wpwark.

Burgh Court Books: Vol. I.

James Irruall is becum in actis souerte and cautioun for William Ross *1567*
in Fyndorne that the said William sall nocht in na tyme cuming sell ony *18 Oct.*
fysche or ony wther pennye worthis he hapnis to bring to this towne to it
be presentit to the mercate and comprisit be the comprysaris of fysche
and flesche of the towneschip vnder the pane of x lib.

William McInnaniter hes fundin Thomas Cuthbert souertie and *25 Oct.*
cautioun for him that gif he beis fundin in ony tyme cuming gather and
sell ony mussillis to ony landwart man except to the nychtbouris of this
towne, his lug salbe nalit to the throne and thaireftyr banneist of this
towne for ewyr.

Convenit within the tolbuyth of Innernis the prowest baillies and *3 Nov.*
cunsall and hes statute and ordanit all fre mennis pottis of aquawytie to
be randreit to thame wyth that restrictioun that nane of thame tak vpoun
hand to len thair pottis to ony vnfre men within this burgh or vtoutht the
samyn vnder the pane of escheitting of thair pottis, and fordyr that the
actis and statutis maid of befor tweching the aquawytie pottis and
brewaris thairoff be obseruit and keipit in all pointtis, that is to say thrie
pointtis aquawytie gude and sufficient stuff for ane boll victuall or price
thairoff, and this to continew to the cunsall tak fordyr ordour heirin.

Fynla Donaldson, Henrie Kar elder, Johne Reid merchant, Rorie *5 Nov.*
Johneson, Johne Merschell, Henrie Kar younger, Andro Dempster, Jasper
Dempster for William Bane, quha is absent, presentlie hes actit thame
selffis willinglie of thair awin fre motyve willis in our burrow buikis of
Innernis that gif ony of thame be comprehendit notit or fundin len thair
aquawytie pottis to ony vnfre men within this burcht or vtoutht the
samyn, thair pottis to be escheittit and newyr to be randreit to thame
agane conforme to the act and statut maid be the prowest baillies and
cunsall the thred of Nouember instant.

Ane brocht strakin be Johne Robertson burges of Innernis on *8 Nov.*
Farquhar McConquhie Roy and Johne Crom that wrangusle and aganis
the law the foirsaidis personis hes tane away out of the Wod of
Oberrechan certan blokkis and cuppill treis pertenand to him, price
thairof xs. the pece, and hes fundin pairt of the said tymmer sauld be
thame in this towne, and desyris justice and ramed of law. Comperit
the said Farquhar presentlie in jugement and confessit ij blokkis intro-
mettit wyth be him; the said Johne Crom oftymes callit and nocht
compering is adiugit in americiament and dome giffin thairvpon.

Records of Inverness

1567
8 Nov. Ane brocht strakin be Thomas Waus on Johne McGillewye that wrangusle and aganis the law this instant yeir trocht his nyctbourheid of his bak dyke and the taill and eist pairt of his yard hes sustenit greit skayth in drawin steling wyth theiffis citting and distroying wyth gudis, and in speciall wyth the saidis Johne his gudis quhilk was tane thair this last nyct and lyis and remanis in plege of the skayth, quhilk was comprisit be honest nyctbouris to the quantite of v firlottis victuall, and now and sindre yeiris of befoir hes sustenit greit skayth in the said Johne his bak dyke yard and taill thairof, and desyris your maisterschipsis to compell the said Johne to hald me nyctbourschip and to refund content and pay the skayth instantle sustenit in his default. Comperit the said Johne McGillewye and allegit his dykis bak and eist taill to be sufficient and the skayth sustenit be the said Thomas to be sustenit trocht Martyne Waus and in his default of nyctbourschip. The prowest ordanis the baillies wyth certan honest nyctbouris wyth thame to pass and wesie the skayth sustenit be the saidis Thomas in the said Johneis default and of his nyctbourschip, and to compell him to hald nyctbourschip to the said Thomas eftyr the sycht thairoff.

15 Nov. The jugis heiring and considering the comptis betuix William Buddyth and Donald Grant hes decernit the said William Buddyth to refund content and pay to the said Donald Grant the sowme of vij merkis monie of this realme of the rest of the sowme of fourtie merkis within xv dayis vnder the pane of poiding of his redeast gudis and geyr, and also decernis him to pay to the said Donald ane blak bonnate in hail and compleit payment of the foirsaid sowme of fourtie merkis, and the said bonnate to be payt at the said William Buddythis returning to Innernis out of Hamburg.

Comperit in jugement Fynla Paterson burges of Innernis and hes resignit the westyr pairt of the Machrie lyand betuix the landis of Culcabok to the west, the Kearne in the Hie Get to the eist, the bog betuix the landis of Culcabok to the west, the Hie Get to the eist, and v riggis beest the Get to ane mering Inteannye wallye and larychis betuix the landis of Culcabok to the west and the burne of the Inchis to the eist as the Hie Get passis to the bog, in the handis of the baillies in faworis of Jasper Dempster burges of Innernis quha hes rassauit him as tennent thairto, and hes grantit ane assedatioun vpon the samyn to the said Jasper.

Burgh Court Books : Vol. I.

Comperit William Cuming burges of Innernis heward of ane 1567
resignatioun maid in the baillies hand of the west pairt of the Machrie 15 Nov.
merchit as is aboue rehersit, desyrand the cunsall to rassaue and admitt
him to the samyn as tennent for his gods penne, viz., xxs. and doing
thairfor for the commoun veill of this burcht, and desyris proclainatioun
to be maid at the tolbuyth stayr quha maist giffis thairfor to the
commoun veill.

Thomas Waus strekis ane brocht on Johne McGillewye that
wragusle and aganis the law he dammys the commond wennall that na
man may pass nor repass trocht the samyn for dube and myre to thair
kneis in his default, and desyring your maisterschipis to put ordour
heirto. The jugis hes decernit the said Johne to mak his pairt thairof
cleyne and to put away his muk and all other wtheris that hes muk thair
at thair bak dykis within xv dayis vnder the pane of tynsall of the haill
muk thairin and disponyng on the samyn.

Johne McThomas McGillephadrik comperit in jugement and gaif 22 Nov.
in his brocht humle menand and complanand on William Paterson burges
of Innernis, that quhar the said William feyt him as his cottar this
present yeir to haif seruit him in the Machre to wpwark for sowde
sawing pruiffis corne and all wther dewyete ane cottar aucht and suld
haif, nochttheless the said William hes dischargit him of the said tact of
the Machrie in the awnaris handis, quhartrocht he is destitute of service
and maister, Heirfor desyris your maisterschipis for the luff of God to
cause and compell the said William as he that feyt me to mak me thank-
full payment of xiiij bollis aittis for my sowde, ij bollis aittis sawing
pruiff corne, and all wther dewyete wse and wont to ane cottar to get,
conforme to the saidis William and his wyffis promess. Comperit the
said William and confessit the haill brocht and pointtis thairof. The
jugis of his awin toung grant hes decernit William Paterson to refund
content and pay to Johne McThomas McGillephadrik xiiij bollis aittis
for his sowde, ij bollis aittis sawing wyth pruiiff cornis, and all wther
dewyete conforme to his promess.

Comperit in jugement Johne Robertson burges of Innernis acclam- 25 Nov.
and William Ross ane pece gold of fourtie schillingis of King James the
Fyft straik quhilk he put in plege to the said William of xxvjs. monie.
And the said William compering for himself allegis that he com nocht
vnder warrandice of the said gold, and also allegis the samyn to be bot

Records of Inverness

- 1567 the half of xliiij. pece gold for the quhilk he payt four schillingis mayr
25 Nov. nor the walour, heirfor desyris the said Johne be compellit to mak me payment of the said four schillingis mayr quhilk he rassaut.
- Johne Robertson burges of Innernis is decernit of his toung grant and fre motyve will to rander and delywer ane pece gold price xls. strekin be our wmquhill Souerane King James the Fyft to Johne Reid merchant.
- 12 Dec. The baillies hes ordanit thair collectour Gilbert Duff of the threddis of the benefitis of the towneschip of Innernis to delywer to Androw Sutherland his poyndis poyndit be our said collectour for the thred of the Chaplanrie of the Greyne of Witsundaye terme anno sexte sewin yeiris, and the said Andro Sutherland hes actit him self of his fre motyve will to thankfulle refund content and pay to our collectour Gilbert Duff the thred of the said chaplanrie of Our Lade of the Greyne at the prowestis hame cuming fra the parliament.
- 19 Dec. Comperit in jugement Johne McBean McPherson in name of his spous Elspet Morison acclamand Johne Dempster anc dowbill ducate of gold deliuerit to him be wmquhill Thomas Gollan burges of Innernis at Mertemess in anno sexte sex yeiris, price four pundis, conforme to his brocht, and comperit Johne Dempster and nayt ony gold rassaut be him fra the said Thomas bot it that he gat for quheit sylver in changeing maner.
- 30 Dec. Robert Gray dwelland in Houchtercloy hes actit him self of his awin fre motyve will in our burrow buikis of Innernis to refund content and pay to James Abraham burges of Innernis the sowme of viij bollis gude and sufficient malt to be diliuerit to the said James or his serwandis within the towne of Awacht wyth the commoun fyrlote of Innernis to be beittit and send to the stane in Innernis.

Burgh Court Books: Vol. II., 1567-86.

Thom Waus strykis ane brocht on Andro McSande that wrangusle and aganis the law he beand his feyt serwand and resauit the mast pairt of his fee and being in hes seruice, that he left his seruice on New Yeiris Ewyn being the first day of Januer and passit to Jame McFale and remanis with hym, desyrand hyme to be compellit to rander hyme ane serwand vagis and expensis dale send syne extendyn to sax pennis ilk day quhilke he payit in his dawet. The Syis hes fundyn McSande in the wrang and suld pay ane servand fee send the tyme forsaide. 1567-68
17 Jan.

Thom Waus strykis ane brocht on Jame McFale that wrangusle and aganis the law he resauit his feyt seruand McSande and culzet hym feid New Yeiris Ewyne, desyrand hyme to be decernit in the wrang and in falt of gud seruice in tyme cuming that the skayth he sustenis that Jame Mak Fale be compellit to rander the same. The Assys hes fyndyn Jame McFayll in americiament for resset of his serwand.

Johne Robertson burges of Innernis strykis ane brocht on William Do McPhale that wrangusle and aganis the law he pays hyme nocht the rest of his pruffis that he wantis of Daid McConyll as he that com souerte for hyme to the same for the said Johne Vattis of ane pruf attis of xiiij bollis and pettis ij bollis j firlote attis and sex pekis beyr of x firlottis beyr. And the said William compering in jugement confessit hym to be souerte for the ingang of the prufis quhilke Daid McConyll suld thress and desyrit the pruf manis ayth, and thair comperit Johne Gibson and deponit the prufis to be justle castyn, and the jugis decernis William McFale to pay ix firlottis attis and vj pekis beyr within xv days.

Jame McIlleereoch strykis ane brocht on Bredach Uykermit that wrangusle hyr styrk com to his sled quhayr ane tartan of hys was and gnew and spylt his tartan quhilke wes worth fyf merkis. 23 Jan.

Ane brocht strekyne on William Donaldson that wrangusle and aganis the law he haweand ayll to sell refusit ale to William Budeth serwand for mone. The said William is adiugit in admerciament and dome gyffin thairapon. 31 Jan.

Records of Inverness

1567-68
7 Feb. Jasper Dampster thesaurer strykis ane broche on Alexander Futter, Robe McWilliam, Johne Scowt, Jame Chepman, Andro McFale, Thomas Moyr, Thomas Donaldson, James Waus, Johne Abram, that wrangusle and aganis the law tha wse fre mennis craft in bing and selling of blew woll, mader and allme and oder merchandrise without licence. All the forsaidis personis of thair avyn toung grant is cum in vyll, accep Johne Abram quha wes nocht varnit, Thom Donaldson quha is absent, quha were adugit in admerciament and dome gyffin thairapon.

Johne Robartson is decernit to refund content and pay to David Cuthbert ane hundreth lachter kabyr.

14 Feb. Ane brocht strakin be the baillies on Johne Banc cordinar, Sande Hay, Jame Tomson, Johne McRorie, Patrik Auchlek, Alexander Strachauchin, William Suffre, Johne McGillephadrik, William Hay, Johne Reid, Donald Brechin and Rynnald Merschell, buytht haldaris of the cordinar craft within the burcht of Innernis, that wrangusle and aganis the law thai and ilk ane of thame sellis schone of darrer pricis nor the ordinancis and statutis war ordanit of befoir to thame, and also thai and ilkane of thame makis insufficient stuff and schone quharthrow the purr serwandis ar alluterle herreit in giffin of greit pricis for thair schone by the ordinance and lestis nocht aucht dayis to thame efter the greit pricis paying for thame, and also the saidis personis and ilkane of thame vvis fre mennis craftis in bying, and lymyng of hydis at the mercate croce.

The cunsall ordanis the pricis of the schone to be sauld as followis, viz., gentill men schone ijs., wemen schone xxd., greit men schone gude and stark ijs., litill wemen and bernis schone xvijjd., youngar bernis schone xijd., and this to induyr to fordyr ordyr be takin heirin.

Andro Gutthre and Robert Reid ar electit visitouris and vpliftaris of the vnlawis and to be dewydit the half to the visitouris the tother half to the burgh, and gif ony of the vnfre cordinaris byis ony hydis within the burcht the fre men apprehendan the samyn sall haiff the tane half of sic leddy coft and escheittit, and also the cunsell hes licient thame to by at mercattis leddy for steaking of the towne and to sell nane to ony wther bot to this burgh.

16 Feb. Johne Cuthbert hes entrit Alexander McGilleworrycht, Marcus Clerk entrit Johne Ard, and Duncan Malcumson entrit Gillecillum McDauid Moyr, as thai that becom souerte to entyr thame this day at the instance of the Hambrucht man. The Assise foirsaid hes fundin

Burgh Court Books : Vol. II.

Johne Ard and Alexander McGilleworrycht in amerciamment for the boisting of Christofer Wafer, Duche man, vnder sylence of nycht the xij day of Januar anno sexte sewin yeiris in cumpanye with Fynla Donaldson. The Assise foirsaidis hes fundin Gillecillum McDauid Moyr in the wrang for the drawing of ane sowrd to the said Duche man the nycht foirsaid in the Hie Get, and dome giffin thairvpon. 1567-68
16 Feb.

The prowest baillies and cunsall and communitie hes grantit the gift of vij akeris land pertenyng to Schir Patrik Anderson as chaiplane to Sant Michaelle to be gewin to James Paterson burges of Innernis in fewe, and to mak his chartyr thairvpon conforme to the akeris set of befoir be the said Schir Patryk, and that for service done be the said James to ws. 17 Feb.

Ane brocht strakin be the baillies on William Suffre, Johne McRore, William Hay, Johne Dow, Johne Bane, Alexander Hay, that wrangusle and aganis the law thai and ilk ane of thame barkis and lymis leddy and sellis and passis to mercattis thairwyth and makis the towne to be unsteakit. Comperit the foresaid personis and nayt the samyn, quhilkis was referrit to thair aythis quhat leddy thai had instantle in the watter lyme and bark. Johne Reid grantis him to haue xvij hydys to be in redenes, and the prowest and baillies dischargit him to haif ony vnfre man in pairtis with him vnder the pane of tynsall of his fredome. William Souere confessis he hes iij hydys in the bark in reddines to be wrocht, and ane in the lyme. Alexander Hay grantis him to haif viij hydys in the bark, and ane daker in the watter. John Bane grantis him to haif xij hydys in the bark, and x hydys in the lyme. Item, Johne Dow confessis ix hydys in the bark. Item, Jame Young Tomson grantis him to haif in the bark vij hydys and tuay hydys in the lyme. Rynnald Merschell in the bark iij hydys confessis. 21 Feb.

Ane brocht strakin be William Cuthbert on Huchoun Dow cottar to James Duff that wrangusle and aganis the law he withhaldis fra him four scoir laiddis turse, price of the laid viijd., and postponis to mak payment heiroy without he be compellit. Comperit the said Huchoun and confessit the selling of the said turse, and offeris him to preiff that he requerit the said William to leid the said turse, and that thai ar restan in the montht as yit.

Comperit in jugement Johne Ross burges of Innernis and exponit in presens of the jugis that quhar he coft fra James Irruall dwelland in 27 Feb.

Records of Inverness

1567-68 Elgyne tway myln stanis to the myln of Cullodin, quhilk stanis was
27 Feb. diliuerit be him to Johne Ross at the stane in Innernis, quha rassaut the samyn and payt for thame, and in the meynetyme tuike ane of the said stanis to the myln of Cullodin and careyt the tother stane fra the watter to the dyke, quhilkis stane is tane away be serwandis of Bean Clerkis, quharfor the said Johne Ross protestis contrar the saidis James Irruall or ony wtheris the sellaris of the said stane for costis skaythis dampnage and expenssis he happynniss to sustene of his myln trocht the want of the said stane.

1568 Ane brocht strakin be Johne Ross burges of Innernis on James
25 Mar. Wrruwall that wrangusle and aganis the law he com to the Greyne of Innernis at the schore, and thair maisterfulle at his awin hand sauld and disponit on ane mylstane of four fute braid and the ee the thrid day of Merche instant, quhilk mylstane was in the saidis Johne Rossis possessioun and diliuerit to him out of Huchoun Wrychtis boit pertenyng to him as his awin propyr gude.

26 April The baillies hes ordanit the rude of waist land pertenyng Alexander Bane of Tullycht lyand in the Kirk Get on the west syde thairof betuix the landis of wmqhill Thom Christeson to the north and Johne Merschell to the south to be recuneist to James Paterson prowest for non payment making of the anwellis thairof thir certan yeiris bygane, and that for the first curt.

Martyne Waus burges of Innernis comperit in jugement and gaif in his bill of complaint desyrand William Anderson elder to releiff him of xs. anwell infest be the said William to the chaiplanis of Innernis vpon ane aker of land sauld and annaleit be the said William to him, and that for ane obeit to be sungyn yeirle for the said William his fadyr and modyr, for the quhilkis the said Mertyn is soittit and decernit to pay the samyn to the prowest bailles cunsall and communitie of this burcht and to thair collectouris and poindit thairfor be the collector.

Erde and stane presentit be William Cuming and James Paterson prowest of certan layrychis of barnis lyand on the Barne hillis quha restis thair anwellis thir certan yeiris bypast, and desyris the saidis layrrachis to be recwneist for non payment making of the anwell thairoff, viz., Gillechrist Gowis barne, Thom Mannis barne, Hendre Gutthre barne,

Burgh Court Books: Vol. II.

quhilk was grantit in jugement, vpon the quhilkis requerit act of curt and that for the first curt. 1568
26 April

Ane brocht strakin be Thomas Ross in Mukwe on Thom McChummenycht^r that wrangusle and aganis the law he fand him nocht ane wark horse to his laubour fra Candilmes to vpwark in anno sexte sex yeiris as he that was the said Thomas Waus fyit cottar, heirfor desyris the said Thom Cuming to be decernit to [pay] for the hyre of the said horse dalye viijd. extending in the hail to iiij lib. monie of this realme. 8 May

That day as to the terme assignit to Thom Cuming to answer to the brochis giffin in be Thomas Ross his contrar, comperit Johne Reid procurator for the said Thom Cuming and allegit that Thom Cuming offerit the service of his horse wyth his awin wyff in the said horse heid dalye in mukking or harrowing to saif wtheris mennis horsis fra skayth, be resson the said Thomas horse was foull of the scab; and the said Thomas Ross allegis he offerit meit to the said Thom Cumingis wyff for lauboring of the said horse anes in the day, quha refusit the samyn. 15 May

James Chapman is decernit to refund content and pay to Margret Kar spous to James Paterson tuay hespis yarne quhilk scho gaif him to be littit greyne and blew contenyng thre pundis.

Johne Ross and William Cuming strekis ane brocht on Johne McBean alias Gowernour and William Chessolme that wrangusle and aganis the law the saidis personis wrangusle at thair awin handis hes brokin and telit the merchis betuix ane aker of land of the said Johne Ross and the said William his croft at the eist pairt of the samyn, lyand on the northe syde of the Skayr Get, quhilk was cognoscit be the prowest baillies and wtheris nyctbouris, and desyris the saidis Johne and William to be pvneist heirfor according to justice, quhartrocht vtheris pretend nane sic in tymes cumin. The jugis hes fundin the said Johne and William in the wrang and ordanit to be pvneist thairfor conforme to resson and justice and dome giffin thairvpon. 29 May

Andrew McRobe McWannycht for the wrangus and maisterfull setting upon Wille Cuthbert smyth eldar on Sundaye last being the pennult day of Maij with ane drawin sowrd and dingyne at him and cutting of his tartan pled wyth ane straik he leit at him, and war nocht the bettyr reddaris had slane him on the west syde of the watter of Ness, the said William being vnder souerte of befoir for him, for the quhilkis 4 June

^r Thom, son of the Cumming.

Records of Inverness

1568 the said Andro is adiugit in amerciamment and dome giffin thairvpon,
4 June and is ordanit to be impresonat in the tolbuyth induring the jugis willis.

The jugis hes fundin be the examenatioun of famous witnes that William Cuthbert smyth careit away of the saidis Andro McRobe his coles out of the hillis and montanes of Dunnane to the quantite of ane pek. The jugis hes decernit the said William to content and pay to the said Andro McRobe ane pek coles within xv dayis vnder the pane of pointing of his redeast gudis and geyr, and ordanit to be brydelit for the wrang thairoff.

19 June Johne Ross for himself and his spous Mergret Paterson protestis contrar Mergret Waus the relict of wmqhill James Duff that salang as scho remanis in the landis occupeit be hir instantle efter the feist of Witsundaye last that scho sall pay vs. jd. monie of this realme dalye conforme to the act of parliament.

The prowest baillies and cunsall and communitie hes grantit and lattin to Hendre Kar younger burges of Innernis and to his airis maill lauchfulle gottin of his bodye allanerlie the house in the kirk yard behynd the kirk callit the Ravelstri, and the said Hendre and his airis maill lauchfulle gottin payand thairfor yeirle to the prowest baillies cunsall and communitie and to thair thesauraris for the tyme the sowme of twentie sex schillingis aucht penneis monye of this realme yeirle maill for the samyn and his dowbill intre thairto.

Convenit within the Chappell of the Brig end the prowest and baillies wyth Martyne Waus, Alexander Paterson, Johne McGilleweye, Nicholl Kar, Jasper Dempster, Johne Cuthbert, Gilbert Gollan, James Skynner, Hendre Kar younger, and Johne Grant, all in ane woce hes consentit to the assedation giffin in be Patrik Skynner and Gilbert Waus, prowydand in case that sic vehement wattyр cum quhilkis salbe able to tak away the said kistis, the said Patrik and Gilbert bindis and oblissis thame selffis and thair airis maill lauchfulle gottin to big the saidis kistis agane of new sufficient, and also that the maner and ordour of the fyft fysche paying salbe conforme to the ordour and wse of the diuisioun of the fischtane wyth cobbill and net, that is to say at euerie mannis schot quha happynnis to be in that pairt of the watter salbe numerit sa monye fischtane as thai get and of all keynd of fischtane as beis takin the fyft fysche.

Burgh Court Books : Vol. II.

Comperit Jasper Dempster acclamand Donald McAllister McGille-
morre half boll greit aittis price xiijs. iiijd. quhilk he diliuerit him for *1568*
biggyne of his pairt of the fayld in Castelleffaris in anno sexte sex yeiris. *26 June*
Comperit the said Donald and confessit the samyn, bot allegit him to be
stoppit of the biggyne thairof. The jugis hes ordanit the said Donald to
serue the said Jasper in the Machre or quhar he pleis to charg him to for
the samyn, quha is content to do the samyn.

Comperit in jugement Donald McConquhe Cheyr, Johne McInteyr, *3 July*
trawellouris of Clanrynnald, and gaif in their bill of complaint humle
menand that quhar Thomas Cuthbert burges of Innernis hes wrangusle
be way of deid takin fra thame thre horsis pertenyng thame as thair
awin propyr gudis and geyr and being in thair possessioun the first
day of Julij instant, viz., ane blak horse price vj merkis, ane dwn horse
price viij merkis, ane reid horse price xx merkis, and wrangusle with-
haldis the said horses and differris to rander the said horses agane
without he be compellit. The said Thomas being oftymes callit at the
tolbuyth stayr a^s wse is and nocht compering, is adjudgit in admerciament
and dome giffin thairvpon.

The baillies wyth the adwyse of the cunsall hes set and in *5 July*
assedatioun lattin to Gilbert Waus burges of Innernis the Chappell of
the Brig end for the space of ane yeir to be occupeit be him, his intres in
and to the said chappell to be at Witsundaye last in anno sexte aucht
yeiris, and to indyur to Witsundaye nixt thairefter in anno sexte nyne
yeiris, and fordyr induring the prowest bailles and cunsallis will and
plesour, the said Gilbert payand for the saidis yeiris maill for the said
chappell xxvjs. viiiijd. in the yeir to the thesaurer for the tyme and
fordyr induring thair willis as said is.

Thomas Donaldson strekis ane brocht on William Peddendreycht
that wrangusle and aganis the law he withhaldis fra him the pricis of
xxvj gallonis brogac quhilkis he wrangusle intromettit wyth, price of the
galloun iiijs., wyth thre dussan and thre breid of quheit, price of the
dussan vjs., wyth ane firlote salt, price xijs., and v firlottis meill, price of
the firlote xs.

Donald Brechin younger, Rore McAne, Riche Brechin opinlie in *17 July*
jugement hes dischargit thame selffis of thair awin fre motyve willis fra
Lettyr Mareday furtht newyr to wse the salmond fysching slaying of the
watter of Ness and newyr to [sic] ane fischear thairat, bot to wse the

Records of Inverness

1568 cordinar craft quhilk is thair craft, and gif thai be notit brek and cum
17 July in contrar the samyn thai ar content to refund content and pay to the
kirk or brig wark the sowme of ten pundis the hand.

27 July Ane brocht strakin be Jasper Dempster on Thom Glass that
wragusle and aganis the law the said Thom Glass had tuay cawye in
his cornis of Castelleffaris fra the sawing thairof to the schering of the
said crope, viz., sexte sewin yeiris, and desyris the said Thom to be
decernit to mak payment of half boll victuall euerilk calf conforme to the
wse and consuetude of the cuntray.

It is statut and ordanit be the prowest bailles cunsall and com-
munitie of this burcht that vpon certan ressonabill caussis mowing thame
and in setting fordwart of the common weill and liberte of this burcht
hes decernit and also hes sworne the Hale Evangelist newyr to admit
nor rasaue ony strangear fre man within this burcht for the space of
sewin yeiris except allanerle burgessis sounis and wtheris nychtbouris
beand borne and gottin within this burcht, vnder the pane of perjure and
defamation.

13 Sept. Thomas Symson officiar past at the command of James Paterson
prowest of Innernis to the Freyouris Predicaturis of Innernis, and thair
arreistit all and hail the Freyouris kirk, houssis, biggynnis, stanis, dykis
of the samyn, that nane within this burcht suld pretend to brek ony
of the foirsaidis kirkis, houssis, dykis, stanis, nor lead thame away
vnto the tyme that the infetment optenit be the towneschip suld be
fulfyllit.

4 Oct. James Paterson prowest of the burcht of Innernis protestit in name
and behalf of his brethrein bernis that the dyke biggit be Johne Ross
burges of Innernis beest the port yet in the west pairt of his fewe landis
of Demmisdaill be nocht prejudiciall to the saidis bernis nor to the land
adjacent thairto.

27 Oct. The prowest baillies and cunsall hes statut and ordanit that the
buythis vnder the tolbuyth be sett of new for thre yeiris. The cunsall
ordanis the possessouris of the buythis vnder the tolbuyth, viz., Alex-
ander Baille and Alexander Paterson ilkane to pay xls. for thair intres
and xls. maill yeirle, Alexander Cuthbert and William Cuming to pay
yeirle for ilkane of thair buythis xls. maill yeirle for the space of thre
yeiris, and fordyr induring gude payment.

Burgh Court Books : Vol. II.

The prowest baillies and cunsall hes ordanit euerilk nychtbour fre or vnfre that rasauit monye for passing wyth the lieutenant^r to the eist to the place of Dingwell to rander all the monye and grayth rasauit be thame to the awnaris agane. 1568
30 Oct.

Comperit in jugement James Waus son to Thomas Waus eldar burges of Innernis and gaif in his bill of complaint humle menand and complanand vpon Johne Reid son to Schir Johne Reid that quhar the saidis James being in Glenchonnycht [Glenconvinth] vpon the xiiij day of this instant moneth of October at the mercat thair, vsing his merchandeis and thair bying ane benok fra ane Heland man, the said Johne com and tuike the man and the benok togyther wyth him, I byand the samyn repreiffit him saying it was nocht the wse of merchandeis to tak the penneworthis that ane wther is byand or chaipand out of his handis, with that the said Johne gaif the said James ane cwff in the myddis of the mercate to the said James greit dishonour hurt and schame. The jugis hes fundin be the examenatioun of certan famous witnes that Johne Red hes done wrang in the wrangus taking of the said benok and man that sauld the samyn fra the said James he beand byand and chaipand the samyn, and alse hes fundin him in the wrang for cuffing of the said James Waus, for the quhilkis he is adiugit in amerciamento and dome giffin thairvpon.

Ane brocht strakin be the thesaurar on Alexander Strachin, Johne Dow McGillephadrik, Jame Tomson, William Hay, Donald Brechin, Sande Hay, William Suffre, Johne Reid, Johne McRore, Johne Bane, Rynnald Merschell that wrangusle and aganis the law thai wilfulle defraudis the Quenis Grace liegis in making and selling to thame schone maid of horse leddy for nowte leddy, trocht the quhilkis the purr liegis and serwandis ar vterlie herreyt trocht the bying of sic ewill stuff and vnlauchfull, quharfor thai and ilkane of thame aucht to be pvneist for the samyn as greit offendaris to the commoun veill. Comperit Alexander Strachin, Johne Dow McGillephadrik, James Tomson, William Hay, and confessit to haif maid schone and sauld of horse leddy, for the quhilkis thai ar fundin in the wrang and adiugit in amerciamento and dome giffin thairvpon. The remanent of the personis foirsaidis compering for thame selffis nayt the pointtis of the brocht quhilk the jugis referrit to thair

^r Lieutenant of the North.

Records of Inverness

1568 aythis, quha deponit thai nodyr maid nor sauld schone maid of horse
2 Nov. leddy, quha are fundin fre and absolut of the said brocht.

Ane brocht strakin be the thesaurar on all the hail personis foirsaidis that wrangusle and aganis the law thai wse fre mennis craftis in bying of rocht hydys within this burcht and committis forstalling in passing to the landwart townis about ewous adjacent to this towne, and byis the rocht hydys quhilkis ar cumand to the mercate vpon ane meyne price and sellis the schone on ane greit and exorbitant dartht, and thairfor the hydys sua coft be the saidis personis aucht to be escheit conforme to the act maid thairvpon, and ilkane of thair aythis to be tane and resaut quhat hydys thai haif and coft wyth sic wther tryall as maye be had, lyke as the act maid penultimo Octobris anno lx4 proportis. Comperit the personis following, viz., Alexander Strachin and confessit to haif four dakyr leddy, Johne Dow McGillephadrik confessis to haif ij daker four hydys in the henmast house and four hydys in lyme, Jame Tomson confessit ix in lyme, ij in the watter, William Suffre confessis xij hydys, William Hay confessis half daker in bark, thre in lyme, thre in the watter, Johne Bane ane daker in lyme, Donye Brechin tuay hydys. The foirsaidis personis for bying of rocht hydys and committing of forstalling ar adiugit in amerciamment and dome giffin thairvpon.

Ane brocht strakin be the thesaurar on the foirsaidis personis that wrangusle and aganis the law thai sell the leddy quhilk thai bark to boit men and sendis thame to mercattis and fayris, playne contrar the statutis of this burcht and our Souerane Ladeis letters inhibitand and chargeand all maner of man fre and vnfre that nane pass to mercattis wyth barkit leddy to the tyme the cunsall considerit the Quenis liegis and communitie adjacent about this burcht war sufficientle steakit and thair licience had and optenit in case thai past to mercattis the cuntray being steakit as said is, and this samyn ordinance being maid for downe halding of dartht. Comperit the personis following, viz., Alexander Strachin and confessit the selling of sex hydys be the licience of Jamis Paterson prowest for the tyme to ane boit-man; the said James being present in jugement confessit the licience, of the quhilk the said Alexander is maid fre. Johne Dow McGillephadrik confessit he had ane daker leddy to Sant James mercate last be the licience of the prowest and Alexander Cuthbert ane of the baillies for the tyme, quha being present in jugement nayt the licience, for the quhilkis he is adiugit in amerciamment and dome giffin thairvpon.

Burgh Court Books : Vol. II.

Johne Bane cordinar confessis the selling of tuay daker leddy, quha is fundin in the wrang for doing of the samyn and is adiugit in amerciamment and dome giffin thairvpon. Sande Hay confessis the selling of ane daker leddy to freindis be the licience of the prowest, quha confessit in jugement he gaif him licience, of the quhilkis the said Sande Hay is fundin fre. The rest of the personis within wreit ar fundin fre of the pointtis of this brocht. 1568
2 Nov.

Ane brocht strakin be the thesaurar on the haille personis within wreit that wrangule and aganis the law thai rasaue prenteissis at thair awin handis without licience or by the adwyse of the towneschip. The haille personis within wreittin ar fundin fre except William Suffre, quha hes fundin Gilbert Gollan burges of Innernis souerte for his prenteis banket, quha is callit David Gray.

Thomas Symson officiar, at the command of James Paterson schireff deput of the schirefdome of Innernis, past to the Fryouris Predicaturis of Innernis, and thair hes arreistit all and haille the Freyouris kirk, houssis, biggynnis, stanis, dykis of the samyn, that nane within this towne suld pretend to brek ony of the foirsaidis kirkis, houssis, dykis, stanis, nor leid thame away vnto the tyme that the infestment optenit be the towneschip suld be fulfyllit, and this he dyd befor thir witnes Petyr Wyncistre, Thomas Buddyth and Johne Crom. 6 Nov.

Johne Reid younger burges of Innernis, being sworne for the commoun veill defense of the crowne of Scotland mentenyng of the libertie and commoun veill of this burcht, hes presentit ane bill in jugement as faworar pairt takar cunsalour fortetear assistar and defendar sa far as his power may wyth the cordinaris vnfre men contempnaris of the autorite brekaris of the lawis of Scotland molestariis and trublaris of the commoun veill of the burcht of Innernis and greit hurtaris of the Quenis liegis in breking of the statutis of the burcht, protestand solempnatle that quhat the said bill proportis gif the samyn twechis or proportis ony pairt of the premissis that the said Johne Reid may be callit be the thesaurar to ane particular day to heir and se him be deprywit of his fredome as he that is mensworne and done contrar the priwilege of this burcht.

Ane brocht strakin be Johne Roy McHuchoun on Alexander Baille, Johne Ross, Jasper Waus and Johne McGillewye, mulcturaris of the Kingis myln of Innernis, that wrangule and aganis the law thai mak

Records of Inverness

1568 him nocht payment of sex firloftis ij pekis malt and the sek that the said
6 Nov. malt was in, price thair of xs., quhilk he tuike to the said myln to be grundin as he that aucht suckin thairto and left the said malt and sek in the said myln and he na way can get the samyn agane.

Ane brocht strakin be Johne Reid elder on Johne Reid son to wmqhill Schir Johne Reid that quhar the said Johne younger rasauit xiiij^e gyrthstingis in ane barne of Martin Waus behynd the towne in anno sexte four yeiris in the moneth of Julij, price of the hundreth vjs. viijd., and withhaldis the saidis stingis and pricis foirsaidis without he be compellit.

17 Nov. Ane brocht strakin be Gilbert Duff collectour to the towneschip of Innernis to the intaking of the threddis of the bunfitis thair of on William Paterson burges of Innernis that wrangusle and aganis the law the said William makis him nocht payment of the thred of the malis of the half of the Freyouris Watter of Innernis of the termes of Witsundaye and Mertemess in anno sexte sewin yeiris extending to xlvs. vjd. halfpennye for the thred thair off. Also strekis ane brocht on the said William that wrangusle and aganis the law he makis nocht payment of the haille malis of the tane half of the Freyouris watter of Innernis extending to x merkis iijs. iiijd. of the termes of Witsundaye and Mertemess anno sexte aucht yeiris as he that occupieit the samyn. The jugis hes decernit the said William Paterson to refund content and pay to Gilbert Duff collectour to the towneschip the sowme of xlvs. vjd. halfpennye for the thred of the half of the malis of the Freyouris watter of the termes of Witsundaye and Mertemess in anno sexte sewin yeiris within xv dayis vnder the pane of pointing of his redeast gudis and geyr, and also decernit to refund content and pay to the said collectour the sowme of x merkis iijs. iiijd. monie of this realme for the haille maillis of the half of the Freyouris Watter of Innernis of the termes of Witsundaye and Mertemess in anno sexte aucht yeiris.

27 Nov. Comperit in jugement Johne Kar son to Nicholl Kar and protestit in contrar Patrik Grant of Glenmorrison for iij lib. monie of this realme owkle for the proffeit of ane boit lent be him to the said Patrik sen the tyme he wantit the said boit and for costis skaythis dampnage and expenssis sustenit and to be sustenit in the want of the said boit, and inlykemaner protestis in contrar Allan McRynnald for the skayth sustenit in the want of the said boit.

Burgh Court Books: Vol. II.

Andro Gutthre and Robert Reid burgessis of Innernis ar sworne to wse the office of visitour, that is to say to wesie the hail cordinaris and buytht haldaris and workaris thairin to work gude and sufficient wark, and sall pass tweis in the owke trocht the hail buytht haldaris and ane baille wyth thame, viz., Wedenisdaye and Setterdaye, and all the hail wark maid that beis in thair buthis to be presentit to the wisitouris on Setterdaye efternone, failyeing thai do the samyn all the wark that beis fundin wyth thame to be eschetit. 1568
27 Nov.

Ane brocht strakin be Alexander Cuthbert burges of Innernis on Thomas McMelen and Jame McIndeoyr his cottaris in Eister Drayke that wrangusle and aganis the law thai refuys thame selffis thair wyffis and serwandis to fyll thair awin horsis that is mukand and wayrand in Eister Drake sen Michaelmess last without the said Alexander mak thame ane new sowde thairfor, desyring the saidis personis to be compellit as thai that ar cottaris to me to serue me in all laubouris necessar and in speciall in fylling of thair awin horses as thai aucht to do of resson. The jugis hering the premisses hes decernit thame euere cottar thair wyffis and serwandis to fyll the horses thair daye about.

William McPhadrik, William Boy McPhaill, Murreall Neyn Barroun, 4 Dec.
ar followit for the wrangus tacking of thair malt to the myln of Kilbean^r quha aucht suckin to the Kingis myln. Comperit the said William McPhadrik and confessit to haif had to the said myln of Kilbean j boll malt, William Boy McPhaill confessit to haif had thair v firlottis malt, and Murreall Neyn Barron ij bollis confessit. The saidis personis ar decernit to haif done wrang and adiugit in americiament and dome giffin thairvpon and ordanit to be poindit for the wrang thairoff. And Johne Gibson younger confessis j boll ; dome giffin thairvpon.

The jugis hes decernit Johne McConquhe cottar to Johne Grant to mak compt reknyng and payment to the said Johne Grant of all pruiffis handlit be him the tyme he was cottar to the said Johne Grant.

Jasper Dempster is becum in actit souerte and cautioun to entyr 11 Dec.
Neill McLester within the tolbuyth of Innernis befor the schireff principall or his deputis ane or may the Law day efter Yule being the xj day of Januar nixt to cum to vnderlye the law for sic chrymes as ar to be imput to him vnder the pane of law, and William Cuthbert is becum in

^r The Mill of Bucht.

Records of Inverness

1568 actit souerte for Johne Gollan that he shall perschew the said Neill the
11 Dec. said day and sall gif in his dittaye in wreit.

As to the terme assignit to Johne McConquhie to mak compt reknyng and payment to Johne Grant of all his pruiffis and wther dewete wsit and wont to ane cottar to mak to his maister, the said McConquhie being present in jugement allegit compt and reknyng to be maid of lang tyme bygane and na thing to be restan be him to the said Johne Grant, and the said Johne Grant restan awand him ix s. harwist fie and vj firlottis sowde, quhilk the said Johne Grant hes referrit to the said Johne McConquhie and his wyffis aythis.

Hendre Kar younger hes payt to William Cuthbert thesaurar of the burcht of Innernis the sowme of iiij pundis monye of this realme for his dowbill intre of the fourte schilling fishing of the wattyre of Ness as he that is rasauit be the towneschip tennent thairto be the resignatioun of Nicholl Kar. And the said thesaurer diliuerit the samyn instantle to William Cuming at the towneschipis command in pairt of payment of the sowme restan awand him be the towneschip for lyme coft fra him to the tolbuyth.

18 Dec. Thom Stewart humle menit and complenit to the prowest and baillies that quhar he send ane sek of malt contenyng sex firlottis to the Kingis myln wyth Andro nye Muk, quhilk sek and malt eftyr the putting of the samyn in the myln the ix day of December instant the saidis Thomas Stewart can nocht fynd nor apprehend, quhilk sek was bundin wyth ane raipe of stray, thairfor desyrand the jugis to ordane the fermoraris and William Cuming thair principall myllar and crope berar of thair mylnis to mak him payment of the said sek and malt contenit thairintill. The jugis foirsaidis considering the depositionis of the witnes fyndis that Marcus Clerkis dochtir callit Marioun Clerk lowsit the foirsaid sek of Thom Stewartis bundin wyth the raipe of stray and teakyn foirsaid in the myln and grand the samyn, and eftyr the grynding of the samyn brocht it hame to Innernis to her faderis house, and thairfor decernis the said Mareoun Clerk to refund content and pay to Thom Stewart the foirsaid sek and vj firlottis malt.

1568-69 Johne Reid son to Schir Johne Reid is decernit be the jugis to rander
29 Jan. and delywer to William Cuthbert thesaurar of the burcht of Innernis all

Burgh Court Books : Vol. II.

and hail the brass rasaut be him fra the scollaris of the scule tane be *1568-69*
thame of the stane of the hie alter and new ile within the kirk of *29 Jan.*
Innernis.

It is dewysit statut and ordanit be the prowest baillies and cunsall that forsamekle as thair thesaurar is yeirlie molestit in the vptaking of the townes malis of onye wacant tact or tackis in to the tyme of the rychteous airis maile lawfull intre and succeding thairto conforme to our infestment and prescruit lawes of this burcht maid thairvpon, quharbe it hes occurrit that the townes thesaurar forsaid being incertan quhom at to craiff the forsaid townes malis, and the said lawfull airis maill respective abouewreittin being sleouthfull to craiff his intre at the townes handis for frustering and delaying of his dowbill intre, and forsamekele as the forsaidis provest bailles and cunsall considering the inconvenience of wedowes dois approche in suffering thame bruike onye of our commoun tackis immediatle efter the deceise of hir wmqhill husband, as namele it maye be persaut towardis Mergret Waus the relict of wmqhill James Duff burges of Innernis hes bene sufferit express aganis our infestment and lawes of this burcht to bruike ane pairt of the Machre quharin hir wmqhill husband deit last in ; For the quhilk causis it is statut that quhatsumewir tackisman deceissing but airis maile or haiffing airis maile and being minor, that instantlie the thesaurar of this burcht to intromett or possess thairwyth aye and quhill the provest bailles and cunsall dispone thairvpon conforme to thair infestment forsaidis, and quhatsumewir dois the contrar salbe callit at the instance of the thesaurar and successour to the samyn wacant tact for intrusing thame selff thairin, and this to stand for ws and our successouris in all tyme cuming.

Comperit in jugement James Paterson burges of Innernis and pro- *5 Feb.*
testit befor the prowest and baillies for the tyme, insafar as the said James and the rest of the cunsall togyther wyth the rest of the inhabitantis of this burcht war chagit to compeir befor the prowest and baillies to this day, that insafar as of the optenyng of our Souerane Ladeis confirmatioun vpon the chaiplane landis togyther wyth all the donatioun thairin, that insafar as the saidis landis payis fermes to the vtilite and proffeit of the possessouris quha possessis the saidis landis instantle, that the said fermes be furthcumand to the said prowest baillies and cunsall and to the vtilite and proffeit of this towne and commond weill thairof and to haif place thairto in all tyme cuming.

Records of Inverness

- 1568-69*
5 Feb. Ane brocht strakin be Thom Donaldson on James Abraham that wrangusle and aganis the law he makis him nocht payment of v quartis aquawyte quhilkis he restis him for ane horse he sauld to the said James at Witsundaye last was conforme to his promess and conditioun, and postponis to mak payment thair of without he be compellit. Comperit the said James Abraham and nayt that he promest him ony aquawyte bot ix merkis of monye of the quhilkis he is payt of iiij merkis, quhilk the pairte referrit to the saidis James ayth alluterle. The saidis James deponit opynle in jugement that he promest newyr aquawyte bot ix merkis monye allanerle, of the quhilkis he is payt of iiij merkis as said is. The jugis considering the premisses hes decernit James Abraham to refund content and pay to Thom Donaldson fyve merkis monye of this realme within xv dayis.
- 12 Feb.* Ane brocht strakin be Johne Robertson burges of Innernis on James Watt burges of Elgyne that wrangusle and aganis the law he diliueris nocht to the said Johne thre crownis of the son and ane zeopindaill quhilk he put in plege of fyve pundis small monye to him, and desyris the saidis James to rasaue his monye lent and to rander the saidis crownis and zeopindaill or ellis to pay the said Johne als mekill as he payt for thame to vtheris.
- 5 Mar.* The jugis hes decernit Thomas Paterson burges of Innernis to refund content and pay to Johne Fraysser alias Stoute the sowme of xxxijs. monye of this realme as he that becom dettour to him for certan yearnis littit to Mr. Alexander McKenzie, and also decernit to pay him iijs. monye for wursattis littit to the said Thomas himself.
- 12 Mar.* Donald Vrquhart, Donald Hendre and Magnis Brebnar being warnit to the weche this last nycht personalie and at thair dwelling placis contemptatle dissobeyt and com nocht, for the quhilkis the foirsaidis personis ar adjudgit in amerciamment and dome giffin thairvpon.
- Ane brocht strakin be William McPhaill on Johne McKearrois that wrangusle and aganis the law he cleschit the said William this last nycht in Elspet Barnettis house and callit him preist keait he was, wyth wtheris sindre iniurious wourdis, and thaireftyр chaisit the said William trocht the towne and ower the dykis thair of wyth ane drawin quhynzear, and war nocht the weche he had slane the said William. The assise foirsaidis hes fundin be the examenation of certan famous witnes the said Johne McKearrois to haif done wrang and is adjudgit in amerciamment and dome giffin thairvpon.

Burgh Court Books : Vol. II.

The thesaurar William Cuthbert strekis ane brocht on Johne McKearrois and William McPhaill that wrangusle and aganis the law this last Frydae at ewin thai trublit the towne in chasing of vtheris wyth quhynzearis owyr nychtbouris dykis, and rasis the towne in feayr be resson of this trublous wardill and the feyr that this towne standis in instantle, desyring the saidis personis to be decernit to haif done wrang for the committing of the falis foirsaidis. The assise foirsaidis hes fundin the saidis personis in the wrang, for the quhilkis thai ar adiugit in amerciamment and dome giffin thairvpon. 1568-69
12 Mar.

Comperit in jugement Jasper Dempster burges of Innernes and gaif in his bill of complaint humle menand and complanand vpon Mergret Waus the relict of wmquhill James Duff burges of Innernes that quhar he being in our souerane Lade the Quenis Grace seruice in this instant moneth of Merche the said Mergret Waus causit eyr sawe and harrow ane pecc land of his callit the Laarycht of the Machre, and mukkit ane wther pece callit the heid of the Boig quhilk was decernit to be as commondtye to bayth the towne of the Machre and Inchis, in he comtemptioun of the ordinance and statut maid be the baillies and nychtbouris. 1569
31 Mar.

Jasper Dempster burges of Innernis protestit that nychtwythstanding he be nocht entrit in the soit roll in the land callit Sant Michaelis Manse lyand in the Eist get on the southt syde of the samyn betuix the landis of Alexander Paterson to the eist, James Duffis ayris to the west, the front to the Kingis get to the northt, the tail to the hyll to the southt, that the non entring thairin be nocht prejudiciall to him and to his rycht and tytyle thairof. 18 April

The baillies foirsaidis hes followit and perschewit Johne Myllar and Daid Maleis burgessis of Pertht that wrangusle and aganis the law thai pay nocht the dewetye to the baillies, viz., euerilk pertenar ij bollis salt callit the syse boll as thai that ar pertenaris of the hails salt presentlie brocht heir in thair crearis. The foirsaidis personis compering in jugement and allegit thame to be burgessis of this realme, quharfor thai aucht nocht to pay bot thair small custum, nochtwythstanding thairof the foirsaidis Johne and Daid ar cumin in the baillies will.

Thomas McMelen, Johne McInnis McChonan and McIndeoyr cottaris in Eistyr Drakye ar decernit to refound content and pay to Alexander Cuthbert burges of Innernes the sowme of nyne bollis aittis 23 April

Records of Inverness

1569 inleakit of thre pruiffis in the foirsaidis personis deweittis to be payt
23 April within xv dayis.

27 April The hail buytht haldaris of the cordinaris of Innernis are soittit and perschewit be the thesaurar William Cuthbert that wrangusle thai and ilkane of thame contempnatle hes contravenit the actis statutis and ordinance imput to thame be the prowest bailles and cunsall in bying of leddy and vsing of fre mennis priwelegis. Comperit Johne Dow McGillephadrik and confessit the bying of leddy, Rynnald Merschell confessit the samyn, viz., ane hyde, James Tomson confessit, William Hay confessit the bying of leddy and making of schone of horse leddy, Sande Hay confessit bying of leddy, Johne McRore confessit the making of schone of horse leddy, the quhilkis personis ar adjugit in amerciamento and dome giffin thairvpon.

The thesaurar strekis ane brocht on all the broustaris of Innernis fre and vnfre that wrangusle and aganis the law thai haif brokin the actis and statutis of this burcht in selling of beyr darrer nor xd. the quart, aill darrer nor viijd. the quart, and inhibitioun being put be the office men in jugement that na brogak suld be brewin or sauld in this towne be fre or vnfre thairof, nochtwythstanding the personis following hes brokin inhibitioun contempnatle in hie vilipentioun of the prowest bailles and vtheris office men as followis, viz., Magie Gorre of hir awin confessioun as the samyn quhilk was referrit to hir ayth deponit to haif sauld beyr for xijd. the quart, Agnes Gollan confessit beyr for xijd. the quart, Johne Roy McHuchoun for selling of brogac, James Abrahamis wyff for tacking of xd. for the quart aill, Ane Donaldson for selling of brogac, Johne Grantis wyff for selling of brogac, Fynla Donaldsonis wyff for selling of brogac, Elspet Skynner for tacking of xd. for the quart aill, Elspet Francheauchter for selling of xd. aill, Mage Uygillewye for selling of xd. aill, Agnes Cuthbert for selling of xd. aill, Johne Gollanis wyff for selling of xd. aill, Mage Neilson for selling of xd. aill, Gelis Gald for selling of xd. aill. The hail personis foirsaidis ar decernit be thair awin propyr confessiounis to haif done wrang and brokin inhibitioun, for the quhilkis thai and ilk ane of thame ar adjugit in amerciamento and dome giffin thairvpon.

29 April As to this terme quhilk was assignit be the prowest baillies and cunsall to Jasper Waus of Lochslyn, James Paterson, William Cuming, Jasper Dempster and Thomas Waus to produce all evidentis infestmentis

Burgh Court Books : Vol. II.

charteris instrumentis wreittis and all wther thingis quhilk thai haif in 1569
thair keiping concernyng the veill of this burcht to be put in keiping in 29 April
the stepill, comperit James Paterson, Jasper Dempster and Thomas
Waus and confessit thame to haif pairt of charteris evidentis instrumentis
and wreittis pertenyng the said prowest bailles and cunsall. The saidis
James confessit to haif the last infestment optenit be him vpon all
chaplanreis vicaragis freyouris and watouris thairof being within the
parochin of the samyn, together wyth ane decreit optenit thairvpon in
contrar all collectouris deput be our Souerane Ladye for dischargeing of
thame to intromet wyth ony fruttis thairof in tymes bygane and to cum,
except in speciall the collectour of the towneschip of Innernis, the
quhilkis the said James is presentle contentit to gif present and delyuer
to the prowest baillies and cunsall at thair command, and because of the
prowestis absence this day being affixt to the samyn effect the saidis
James now as of befoir hes haldin the samyn in his keiping to the cunsall
be fordyr adwisit. And also the saidis James grantis him to haif ane
chartyr wyth ane testimoniall and decreit of wmqhill the Bischope of
Ross vpon certain anwellis pertenyng Sant Michaelis chaiplanre in the
towne of Rosmerkye, quhilkis inlykemaner is contentit to delywer.
Siclyke Jasper Dempster confessit to haif ane instrument of sasing vpon
xs. anwell of Sande Sutherlandis nether land merchit betuix the landis
of Our Lade of the Hie Alter to the northt and the said Sande to the
southt, the front to the Kingis get to the west, the taill to the foull pule
to the eist, wyth ane acquittance of Mr. Henre Kynross. And Thomas
Waus confessit to haif diliuerit in jugement to the prowest and baillies
for the tyme, viz., Jasper Waus and Johne Ross the infestment of Sant
Petyr and the infestment of Clag Boy,¹ and diliuerit the fundatioun of
Sant Michael to Schir Patrick Anderson quhilk he allegit it to be
diliuerit be him to Jasper Waus prowest for the tyme.

The jugis cunsall and communite foirsaidis hes consentit to the gift
of vij akervis land optenit be James Paterson of Sant Michaelis chaiplane
wmqhill Schir Patrik Anderson, and hes admittit him tennent thairto
paying his maill and dewete thairof to the collectour of Innernis for the
tyme, as his chartyr maid thairvpon proportis.

Dauid Cuthbert, vicar of Warlaw and chaiplane of Our Lade Chaip- 14 May
lanre of the Hie Alter fundat within the parochie kirk of Innernis, gaif in

¹ The Yellow Bell.

- 1569 his bill of complaint menand and complanand that quhar Andro Dempster burges of Innernis withhaldis fra him viij bollis victuall ferme for
 14 May four aker land lyand in the See Feyld occupeit be the said Andro pertenyng to the said chaplanre of the crope sexte sewin and sexte aucht yeiris, and also withhaldis fra the said Daudid iij bollis ferme of the crope sexte aucht yeiris for ij aker land occupeit be the said Andro lyand in the Schipland pertenyng the said chaiplanre, and siclyke withhaldis iij bollis fermes for tuay akeris land pertenyng the foirsaid chaiplanre lyand at the Braid Stane crope sexte aucht yeiris, and refusis to mak payment heiroy without he be compellit.
- 30 May Johne Cuthbert smyth is becumyn actit souerte and cautiuon for Wille Cuthbert his son to refund content and pay to Johne Reid burges of Innernes the sowme of sex firloittis victuall betuix the day and dait heiroy and the feist of Witsundaye nixt in the yeir of God j^mv^c sewintye yeiris, and that for the leyne of the smyddye lwmes following, viz., ane studie, ane pair belleis, tuay mekill hammeris, thre teangis, ane bulle-aix and the naill tuyll, quhilk grayth pertenit to wmquhill William Reid alias Smyth, failyeing thairof the said Johne as cautionar foirsaid to refund content and pay the pricis following quhilkis the saidis lwmes and grayth ar comprisit to at the dait heiroy, viz., the studye comprisit to vj merkis, the belleis to iiij merkis, the tuay hammeris to xxs., the rest of the small grayth to xijs. monye of this realme.
- 6 July John Kar son and apperand ayr to Nicholl Kar burges of Innernis is becumyn actit souerte and cautionar for the said Nicholl his fadyr to thankfulle refund content and pay to Hendre Kar younger burges of Innernis the sowme of thrattye bollis gude and sufficient eakin bark betuix the dait heiroy and the feist of Maremess nixt being the xv day of August nixt, failyeing of payment at the day foirsaid the said Hendre sall haif full and fre ingress in and to the crope instantle that is growand in the Freyouris yardis ; Also gif the said Nicholl happynnis to get ony impediment in the downe bringyne of the said bark and may nocht get the samyn to the said Henre at the day foirsaid, in that case the said Hendre is contentit to rasaue fra the said Nicholl at his nixt hame cuming fra the locht or at the day foirsaid the sowme of xvj lib. vsuall monye of this realme failyeing of the bark foirsaid. Johne Kar son and apperand ayr to Nicholl Kar hes actit him self to refund content and

Burgh Court Books: Vol. II.

pay to Henre Kar younger burges of Innernis the sowme of four bollis victuall of the first beis wynnyn of the Freyouris yard. 1569
6 July

The juge hes decernit Nannes Ross and Gilbert Paterson to refund content and pay to Mr. Thomas Howeson minister of the burcht of Innernis the sowme of iiij merkis monye of this realme for the Mertemes terme last in anno sexte aucht yeiris for the male of the fewe land fewit to wmqhill William Paterson be Schir James Duff, and xlvs. vjd. half-pennye for the thred of the Freyouris Watter of the yeir of God j^m^v sexte sewin yeiris. 16 July

Ane brocht strukin be Alexander Strachin on Martyne Waus burges of Innernis that wrangusle and aganis the law he diliueris him nocht ane buclar sourd and ane steill bonnet quhilkis he lent to wmqhill Johne Strachin, quha on his deyd stray lent the said sourd and steill bonnet to Magnis Waus, and now the said Martyne possessis the samyn and will nocht restoyr thame. 22 July

Ane brocht strukin be Martyne Waus executour to wmqhill James Symonson on Alexander Strachin that wrangusle and aganis the law the said Alexander makis him nocht payment of vjs. he restis for ane steill bonnet and iijs. lent monye as the said wmqhill James compt buike proportis.

In the actioun and cause of vjs. for ane knapskawe and iijs. lent monye acclamit be Martyne Waus executour to wmqhill James Symonson at Alexander Strachin quhilk was referrit to his ayth this day, comperit the said Alexander and deponit opynle in jugement he was nocht awand to James Symonson ane pennye at the tyme of his deceise, of the quhilkis he is fundin fre and absolut. 29 July

The jugis hes decernit Thomas Glass to refund content and pay to Magnis Caskin thre bollis aittis of this crope sexte nyne yeiris betuix this and Candilmess nixt, thrie cheis half cheis price of the piece iiijd., ane lambe, and xvijjd. for his pairt of the buttyr.

The jugis hes decernit Johne McConyll, Donald Dow and Thom McHendrik cottaris to Johne Ross to refund content and pay to Johne Ross burges of Innernis the sowme of sex bollis aittis inleakit of tuay pruffis aittis quhilk thai had the handling of, conforme to the ayth of Johne Donaldson castar of the saidis pruffis.

Johne Roy Grant in Vrquhart productit in jugement ane chartyr of sasing on ane pece land lyand on the west syde of the Watter of Ness 3 Oct.

Records of Inverness

- 1569 desyrand to be entrit in the soit roll, quhilk was grantit, quhilk pais xiij.
- 3 Oct. anwell to our Ladie Chaplane of the New Ile.
- 12 Nov. The prowest bailles wyth the schireff deput of the schirefdome of Innernis hes ordanit and discernit the feyr of the boll victuall this yeir to be four merkis monye of this realme and all creditouris to paye na less, and that for the yeir of sexte nyne yeiris.
- 14 Nov. Comperit in jugement Johne Grant burges of Innernis and maid resignatioun in the handis of the bailles foirsaidis of his half auchtan pairt landis of the Barne Hillis, Mylfeild and Claye pottis fra him and his airis in fawouris of Gilbert Duff burges of the said burcht and his heiris maill lauchfulle gottin. And the prowest balzes and consell ressauit and admittit hym tennent, and his dubbill entre payit to the thesaurer.
- 19 Nov. Ane brocht strakin be James Paterson on Andro cottar that wrangusle and aganis the law he makis him nocht compt reknyng and payment of iij bollis quheit, four bollis greit aittis and ij bollis beyr of the rest of ingang of his pruiffis, quha postponis and differris to do the samyn without he be compellit. The jugis hes ordanit the saidis James to warne the pruiffis castaris this daye aucht dayis.
- 5 Dec. Johne Dempster burges of Innernis is becumin actit of his awin fre motyve will in our burrow buikis of Innernis cautionar and full dettour for Isbell Laye that the grayth following, viz., ane kowing tube price vjs. viijd., ane stray skeipe price xvijjd., tuay litill tubbis price of the pece iiijs., ane auld brasin pot xijs. iiijd., tuay pointt coiggis, ane keyne dische, ane pan price xvjs., v plaittis of tree, ane quart and ane choppyn stoip, thre elnis lynnyng price ixs., ane litill stule, ane irne craike, ane fyr kist lokkit and bandit price vjs. viijd., xvjs. wortht of quheit candill, ane payr auld keardis price ijs. iiijd., quhilk is diliuerit instantle in the saidis Isbellis keiping be Mr. Martyne Logye and Gilbert Gollan executouris to wmqhill Jonat Dempster, to be furthcumand to Agnes Gollan dochtyr to wmqhill Donald Gollan.
- 11 Dec. The prowest bailles and cunsall hes ordanit the thesaurar to intro-met and possess him wyth wmqhill James Duffis wattyр and land be resson of the non intres of his son Sande Duff thairto, and to sett the samyn to the vtilitie and proffeit of the commoun weill of this burcht.
- The prowest bailles and cunsall hes componit wyth Robert Waus to be payt for his fourtie schilling maling of the watter of Ness for the sowme of fouertie pundis monye of this realme.

Burgh Court Books: Vol. II.

Johne Gibson younger for the wrangus vsing of ane stallangear craft and brewing nocht attolerit nor admittit be the cunsall, he being inhibitit be the officiaris, for his contemption is adjudgit in amerciamment and dome giffin thairvpon. 1569
17 Dec.

Johne McPherson of Breyne gaif in his bill of complaint humlie menand that quhar Duncan McConquhie Dow in Daudid [Daviot] makis him nocht compt reknyng and payment of the fruitis of the wicarage of Daudid thir thre yeiris bygane, as he that is ane of the fermoraris of the said kirk and he intromettit wyth the haill fruittis thairof, and to releiff him at the handis of Johne Ross of the samyn. The jugis hes decernit the said Duncan to mak compt reknyng and payment within xv dayis.

Duncan McConquhie Dow in Daudid gaif in his complaint as followis humlie menand and complanand on Johne McPherson of Breyne that quhar the said Johne McPherson withhaldis fra him as factour to Johne Ross burges of Innernis of his teynd of Mekle Breyne his styrkis wyth his kaues yeirlie be the space of thre yeiris, viz., anno sexte fyff, sexte sex and sexte sewin yeiris, extending in the haill to x sterkis, sex stane cheis and thre stane buttyr, wyth sex lambes be the spece foirsaid, viz., thre styrkis in anno sexte fyve yeiris, wyth tuay stane cheis, ane stane buttyr, tuay lambes, tuay kyddis, ane gwis and four fleissis woll, four styrkis in anno sexte sex, tuay stane cheise, ane stane buttyr, tuay lambes, tuay kyddis, ane gwis, four fleis woll, and thre styrkis in anno sexte sewin yeiris, wyth tuay stane cheis, ane stane buttyr, tuay lambes, tuay kyddis, ane gwis and four fleis woll, price of the styrk of thre yeiris auld of the first yeir aboue mentionat v merkis monye, price of the styrkis the secund yeir v merkis, price of the styrkis the thred yeir xls. monye of this realme, price of the lambes ourheid of the saidis yeiris vjs. viijd. the pece, price of the kyd be the space foirsaid yeirle iijs., price of the stane cheis be the space foirsaid vjs. viijd., price of the stane buttyr be the space foirsaid xvjs., price of the gwis yeirle ijs., price of the fleis woll yeirlie xijd., wyth the proffeit and teyndis of Flychtie and Lytill Breyne for ane yeir, viz., anno sexte sex yeiris extending to iiij merkis monye for the haill duete thairof. The jugis hes decernit him to mak compt reknyng and compt payment betuix this and New Yeiris ewin.

Comperit in jugement Jonat Cuthbert and maid hir fayth and greit ayth, the halye ewangelist be hir twechit and sworne thairvpon, that scho is nocht compellit nor coactit be na persoun nor partie to the caus eftyr 23 Dec.

Records of Inverness

1569
23 Dec. specefeit, and instantle judiciallie renuncis and overgawis all maner of intres tytle rycht propertie clame and possessioun that scho hes had or ony wayis may haif in and to the landis bayth burrow landis and feyld landis quhilkis the said Jonat optenit and gat fra Fynla Paterson or be him in conjunct fee lyverent or wtherwais be quhatsumewyr maner of way for caussis of the solempnizatioun of mariage betuix hir and the said Fynla, quhilk is now rescindit be vertu of ane sentence of diuorce pronuncit at the instance of the said Jonat contrar the said Fynla for cause of adultre committit be him, as in the sentence pronuncit be Mr. Robert Pont and Mr. Alexander Dowglas commissaris of Elgin is mair fullelie proportit, and oblissis him newyr to cum in contrar the said sentence bot ratefeis and approwis the samyn, newyr to intend or perschew the said Jonat or to raise or mowe ony cause in hir contrar for reductioun of the said sentence nor mowing of ony cause of adherence of hir to him in ony tymes cuming for ony cause he hes or may haif onywayis be quhatsumewyr maner in hir contrar, and the said Jonat oblissis hir newyr to cum in contrar nor mak revocatioun of hir said renunciatioun bot to ratefie and ratefeis the samyn.

Schir Johne Gibsone parson of Vnthank and Schir Johne Nicholson vicar of Lagane ar electit and chosin burrow clerkis of this burcht of Innernis.

1569-70
6 Jan. Johne Neilson burges of Innernis is becumin actit of his awin fre motyve will souerte and cautioun for Patrik Skynner burges of Innernis that the said Patrick sall desist and ceise in all tyme cuming fra slaing of blak fische, and gif it chanches the said Patrik or ony of his serwandis in his name be comprehendit in ony tyme cuming slaye ony blak fysche that hes raynes in thame or hie fysche that hes melgis in thame, the said Patrik sall refound content and pay to the provest bailles and cunsall of this burcht the sowme of ane hundreth pundis vsuall monye of this realme vnforgewin.

14 Jan. Johne Nobill serwand to Hendre Kar elder for the wrangus drawing of ane knyff to Thomas McLeyr to the effect to haif done him skayth vpon Vphalye daye last and for gewing him monye injurious and ewill wourdis, for breking of Yule gerthe and trubling of the towne, is adjudgit in americiament and dome giffin thairvpon.

Burgh Court Books : Vol. II.

Comperit in jugement Johne Morison son and ayr to wmqhill Donald Morison and gaif in his bill of complaint humlie menand that quhar according to the accustemit vse and practyk of this realme eftyr the depairting of my wmqhill fater I aucht to haif had my pointtis of airschip out of his house, viz., ane mask fatt, ane geill fat, ane stand, ane irne speit, ane crwik, ane pan that was the best contenyng thre quartis, ane pot, ane horse, togyther wyth four merkis monye quhilk was rasauit be Elspet Gorrye for the said horse hyre to the montht at tuay tymes, ane chanlar, ane schrywin, ane almerye, ane meit buyrd, ane weschell buyrd, ane standand bed, ane kist, ane kow, ane weddyr, ane yeowe, ane cod, ane blew bonnat, ane gray coit, ane tartan of blak and quheit, ane pair of Heland hois, ane sourd, quhilk pointtis of airschip abouewreittin Elspet Gorrye spous to the said wmqhill Donald withhaldis fra him ; And siclyke the half of the geyr that was superplus by the pointtis of heretage that was in his wmqhill fateris house and possessioun the tyme of his deceise, that is to say xxx heid scheip young and auld, four bollis ane firlote victuall, tuay bollis victuall that grew to him in the Lytill Hiltoun, ane stand, ane kow, ane stirk, thrie firlottis malt onbrewin, ane stane and ane half stane of woll and yearne, thre merkis monye, wyth diuersis vtheris gudis and geyr wythhaldin fra him be the said Elspet Gorrye, quha postponis and differis to pay and delywer the samyn without scho be compellit.

1569-70
14 Jan.

Thomas Waus burges of Innernis comperit in jugement for his intres of fyve ruidis feyld land ane kill and malt house lyand bewest the watter of Ness, quhilkis landis Johne McGilleweye gaif in his petitioun desyrand to be seruit in the saidis landis this daye, and in fault of comperance of the said Johne the said Thomas Waus protestit that he be nocht hard in tymes cuming without the said Johne produce ane brewe of our Souerane Lordis chappell, and thairfor the said Thomas Waus producit ane chartyr of Johne Waus his wmqhill fater on the saidis landis kill and malt house of the dait at Innernis the twentie day of Aprill the yeir of God j^mv^e fourtene yeiris, and also hes producit ane testimoniall vnder the subscriptioun of William Cuming notar publict and the seill of Thomas Flemyng baillie, quhar the saidis Thomas Waus son and ayr to the said wmqhill Johne Waus his fadyr and Gilbert Waus his brother was seruit in the saidis landis of the dait at Innernis

28 Jan.

Records of Inverness

1569-70 the xvij day of Aprile anno Domini millesimo quingentesimo quinquagesimo nono; And also hes productit ane rolment of curt haldin at Innernis of reductioun of ane evident quhilk the said Johne McGillewye hes of his fadyr Donald McGillewyc, quhilk the said Donald gat be resignatioun from Maistyr Farquhar, Bischop of the Iles, daittit at Innernis the fyft day of December the yeir of God j^mv^c xxj yeiris vnder the subscriptioun of Robert Waus notar and scribe for the tyme, togyther wyth the seill of William Reid, ane of the baillies for the tyme, quhilkis evident was fundin null and of nane awaill and the said evident beand at that tyme dischargit and newyr to haif strenght thaireftyr in the samyn, and the pairteis desyris the said rolment of curt to be registrat in the curt buikis quhilkis the jugis hes consentit to.

[Then is taken in the Minute of 5 December 1521, as follows.]

The burrow curt of Innernis haldin in the tolbuyth of the samyn be William Reid baillie the v day of December the yeir of God j^mv^c and xxj yeiris, the suittis callit the curt lauchfulle fensit and effermit as wse is, in presens of ane nobill and mychtic Lord Thomas Lord Fraysser of Lowet, Maistyr Auchelmus commisser of Murray, and Maistyr Thomas Crag chalmerland to my lord of Murray for the tyme, the quhilk day comperit in jugement Alexander McGillemartin alias Kennytht burges of Innernis, the quhilk presentit ane petitioun in wreit desyrand at the said baille juge to caus knaw and tak cognitioun vpon ane resignatioun renunciatioun and fynall discharge of all rychtis charteris evidentis just tyle or clame quhatsumewyr that Maistyr Farquhar Hectourson the saidis Alexanderis sister son hade in or to fyve ruidis of feyld land with ane kill and malt house lyand on the west syde of the watter of Ness as the saidis Alexandris chartyr mayr fullelie beiris in it self, quhilk v ruidis kill and malthouse the said Alexander annaleit to the said Maistyr Farquhar Hectourson, and gif thai rychtis and alienatioun giffin be him to the said Maistyr Farquhar war renunciit owergewin and dischargit be the said Maistyr Farquhar to the said Alexander for gratitudis and thankis done be the said Alexander and at dispositioun of the said Alexander nochtwythstanding of his intrusing of him be haldin of wrangus chartyr in defraude of the said Alexander and in his greit skayth and tynsall of the saidis v ruidis and kill foirsaid be way of wrangus chartyr and sasing gewin of that allegit rychtis to Donald

Burgh Court Books: Vol. II.

McGilleweye burges of Innernis be the said Maistyr Farquhar ; And than *1569-70*
in the said court comperit in jugement ane reuerend fadyr in God Deyne *28 Jan.*
Nicoll priour of Bewlye and Schir Donald Reid vicar of Vrray procur-
atouris in that pairt speciale constitut be the said Maister Farquhar lyke
as the said Maister Farquharis procuratorj in it self at mair lentht
contentit vnder his propyr seill, the quhilkis procuratoris herand the saidis
Alexandris petitioun wyth bayth the parties consentis and be the tennour
of the said procuratory causit to be red, and summittit thame in the saidis
Maister Farquharis name wyth all rychtis evidentis and just tytillis he
mycht allege to the intres and possessioun of the saidis v ruidis wyth kill
and malt house to the deliuerance of certan inqueist chosin be the said
baillie juge of maist vnsuspect beand present for the tyme be consent of
bayth the parteis to know on the saidis petitioun artekillis and evidentis
as said is. The quhilk baille juge heirand the saidis petitionis in juge-
ment producit and red the defence of procuratoris in the name of the said
Maister Farquhar allegit and proponit, causit ane inqueist of the best and
wortheast onsuspect to be vpchosin quhartrocht the lauchfull cognitioun
and knowlage in the saidis materis mycht be knawin and the grownd
rycht considerit, the quhilkis names followis, that is to say, Thomas
Patersone, Johne Cuthbert, Barroun Alexander Cuthbert, Alexander
Pateron, Johne Cuthbert smyth, Johne Kar, James Donaldson, Johne
Anderson, Thomas Donaldson, Johne Gollan, Johne Williamson, James
Symondson, Johne Bur, Alexander Skynner and Thomas Alexanderson.
The quhilkis personis abouewreittin the halie ewangelist twechit all in
ane woce accordand agreand and diliuerand furthgaif fand and diliuerit
be Thomas Paterson chancellor of the said assise that the said Maistyr
Farquhar Hectourson renunsit resignit and owergaif be way of resigna-
tioun all rychtis clames possessionis evidentis just tytillis he had or
mycht haif of the saidis v ruidis land wyth kill and malt house, and was
be the said Maister Farquhar lauchfulle dischargit and ouergewin in the
fawouris of the saidis Alexander for gratitudis doyne ; and that the
alienatioun maid be the said Maister Farquhar to the said Donald
McGilleweye and chartyr thairvpon giffin on the saidis v ruidis kill and
malt house ves of nane awaill nor effect, and fand the said Mr. Farquhar
content and payt be the said Alexander for the resignatioun and ower-
gewin of the saidis landis, and at the said Donald McGilleweye suld
desist of the saidis land kill and malt house in tyme cuming, and suld mak

Records of Inverness

1569-70 the said Alexander to be payt of costis and dampnage and proffeittis the
28 Jan. said Alexander mycht haif had of the saidis landis kill and malthouse or sustenit for the tyme, the said Alexander prewand lauchfulle the awaill of the samyn ; on the quhilkis diliuerance the saidis Alexander desyrit and askit in jugement this present rolment to be gewin vnder the said baille seill day and yeir foirsaid.

4 Feb. Comperit in jugement George Morison acclamand Margret Merschell xij elnis lynnyng in name and behalf of Johne Fraysser barroun of Moneak quhilk the said barroun diliuerit hir to mak him sarkis of.

1570 Jasper Dempster burges of Innernis comperit in jugement and
15 April exponit thair that quhar he had maid ane spoit hoill within his awin wall of the landis of Sant Michaelis manse and marches thairof pertenying to him in heretage for use of him self his house and land betuix him and Alexander Paterson son to wmquhill William Paterson and Nannes Ross his spous, protestand that the samyn be nocht prejudiciall to him nor be obleist to hald the said spoute hoill thair bot as the said Jasper or his airis thinkis expedient.

22 April Comperit in jugement Mr. Thomas Howestoun minister of Innernis and thair exponit that quhar Jasper Dempster burges of Innernis is restan awand him xxvjs. viijd. money of this realme, viz., for the scule fee xxjs iiijd., and of the Freirouris land occupeit be him iijs. iiijd. halfpennye, and desyrit the jugis cause him be payt thairof. And the said Jasper being present in jugement confessit the samyn to be awand to him wyth ijs. iiijd. monye foirsaid for the fewe maill of Sant Michellis Manse pertenying to the said Jasper in heretage of the Mertemess terme last in anno sexte nyne yeiris, quha offerit payment of the haill aboue wreit to the said Mr. Thomas, quha refusit payment of the said fewe maill of the said manse and said he wald haif na thing ado thairwyth, bot that the towneschip aucht and suld rasaue the samyn.

Alexander Paterson eldar burges of Innernis is decernit to refund content and pay to Elspet Barnet the spous of Johne McKearrois ane firlote victuall.

Ane brocht strukin be Thomas Waus burges of Innernis on Johne Abraham that wrangusle and aganis the law he hes brokin downe distroyt and spilt ane wall biggit wyth steakis and watling of wandis and browme sufficientle mendit be Robert Fraysser in the eistyr chalmer

Burgh Court Books: Vol. II.

quhar the said Johne dwellis, and put in tennentis thair by the saidis 1570
Thomas adwyse. The jugis hes fundin that the said Johne Abraham 22 April
suld haif haldin the said wall haill and sufficient as he that was tennent
thairin and diliuerit him sufficientle, and decernis him to mak it also
sufficient as it was as his intromissioun thairwyth.

Ane brocht strukin be James Paterson procurator fiscall in name 25 April
and behalf of the towneschip of Innernis on James Waus son to Thomas
Waus eldar that wrangusle and aganis the law the said James being
chargit be the baille John Robertson and the officiaris vpon the xxiiij
day of Aprile instant to haif deliuerit the keis of his buyth and loft
occupeit be him to that effect to haif sychtit his leddy and sic wther
grayth as he had thair for sic ressonabill caussis as mowit the prowest
bailles and cunsall, nochttheless the said James contempnaitle dissobeit
the baille and officiaris and on na way wald rander nor delywer his said
keis to the effect foirsaid in hie contemptioun of our Souerane autorite
and owris. The jugis considering the premissis hes decernit the said
James Waus to haif done wrang and is cumin in the prowest bailles and
cunsallis will and dome giffin thairvpon.

Robert McWilliam oftymes callit at the tolbuyth stayr as wse is and
nocht compering as he that was lauchfulle warnit to this day at the
instance of the procurator fiscall personallie apprehendit, quha con-
tempnaitle past of the towne and dissobeit the samyn without licience of
the prowest or bailles, for the quhilkis he is adjudit in amerciamento and
dome giffin thairvpon, quharfor the said procurator desyrit the bailles to
cause his buyth be closit to the cunsall be forder adwysit.

Johne McConquhie cottar to Johne Neilson is decernit to refund 29 April
content and pay to the said Johne Neilson and his wyff thre scheip
quhilkis thai want of the compt of thair scheip diliuerit to the said Mc-
Conquhe at his intres wyth thaim to be payt within xv dayis vnder the
pane of poinding, vpon the quhilkis Johne Neilson requerit act of curt.
And the said McConquhe is fundin fre of all the cheise acclamit at him
and his wyff be the said John Neilson and his wyff extending to the
number of iiij^e xiiij cheisis price of the peice viijd., quha allegit the samyn
payt and referrit the samyn to their aythtis, quha ar absolut thairfra.

Comperit in jugement Magie NykGleschen and desyrit the jugis to
grant hir ane edict to summond curatouris to hir of the narrest of fadyr
and modyr kyn, quhilkis the juge hes decernit and grantit.

1570 The inqueist foirsaid hes seruit Fynla McMorrest as narrest and
 6 May lauchfull ayr to his wmquhill fadyr Morreist McGillemeill in all and haill
 the landis quhilkis his wmquhill fadyr deit last west and saisit in, viz., in
 ane rude of land lyand bewest the watter of Ness betuix the landis of
 Williame Ard his airis to the northt and Alexander Hay to the southt,
 the front to the watter of Ness to the eist, and the taill to the auld dyke
 to the west ; Ane wther rude of land lyand betuix the Walk myllead to
 the southt and the commondis landis to the northt, the front to the watter
 of Ness to the eist, and the taill to the commoun wennall to the west ;
 Ane wther house lyand betuix the landis of Fynla Paterson to the northt
 and the commoun wennall to the southt, the front to Alexander Cuthbertis
 landis to the eist and the taill to the commoun wennall to the west ; And
 tuay ruide of feyld land lyand on the west syde of the said watter of Ness
 betuix the landis of James Dempstaris airis to the southt and the Ruide
 chaiplane to the northt, the front to the Bischop of Murrayis landis to
 the west, and the taill to the Kingis get to the eist.

Fynla McMorreist is seruit as burges conforme to his petitioun and
 referris the gyld to the inspectioun of the buikis, quha hes sworne the
 greit ayth to wse the samyn trewle induring his lyff and to scot and lot
 walk and ward according to the wse and consuetude of burrowis, and hes
 fundin Hendre Kar younger caution for the spyce and wyne and hes
 payt for his intres vs. to Gilbert Duff thesaurer for the tyme conforme to
 the wse of burges sounis.

8 May Ane brocht strukin be James Paterson and Johne Cuthbert burgessis
 of Innernis and procuratouris fiscall thairof on William Suffre, James
 Tomson, Sande Hay, Rynnald Merschell, Johne Dow McGillephadrik,
 Alexander Strathauchin, William Hay, Johne Bane cordinar, that wrang-
 usle and aganis the law ye and ilkane of you hes contravenit the actis
 statutis and ordinances of this burcht in bying of leddy hard and fresche
 in oppin mercate and landwart, lymyng and barking thairof, passing to
 mercattis wyth the samyn and selling of leddy to vnfre men, selling of
 schone darrer nor the pricis statut and ordinat, making schone of horse
 leddy, bying of lambe skynnis, kyd skynnis, gait skynnis, scheip skynnis,
 and plukking thairof, bying of pleddis, and thairin vsing fre mennis pri-
 uilegis in forstalling maner, and on na way will desist and ceise thairfra
 to the greit hurt hawye dampnage and skayth of this burcht and inhab-
 itantis thairin without thai be compellit. Comperit the foirsaidis personis

Burgh Court Books : Vol. II.

euerilk man for him self except Alexander Hay and confessit bying of leddy, lymyng and barking thairof, selling of the samyn to vnfre men, selling of schone darrer nor the statutis and ordinances, making schone of horse leddy, for the quhilkis thai ar adjudit in amerciamment and dome giffin thairvpon. 1570
8 May

Johne Auchlek and Allister Flemyng confessit bying of certan lambe skynnys and kyddis in Straythharregak quhilk thai sauld to Johne Flemyng. The jugis hes ordanit thame to desist and ceise thairfra in all tyme cumyng and hes remittit this as the first offence.

William McGleschen for making of schone in his awin house, selling of the samyn darrer nor the pricis statut and ordanit, making of horse leddy schone, nocht being admittit to wse the samyn, of his awin towng grant he is adjudit in amerciamment and dome giffin thairvpon.

The prowest bailles cunsall and communitie present for the tyme wyth consent of the haill cordinar craft hes statut and ordinat that na buytht haldar of the said craft fre or vnfre tak vpon hand to except or rasaue ony prenteissis odyr fre or vnfre mennis sounis and in speciall outdwellaris in na tyme cumyng without leiff askit and optenit of the prowest bailles and cunsall, vnder the pane of ten pundis vnforgewin.

Comperit in jugement Alexander Duff eldest son lauchfulle gottin to wmquhill James Duff burges of Innernes and gair in his bill and petitioun desyrand to be cognoscit as narrest and lauchfull ayr to the said wmquhill James Duff his fadyr and to be entrit in all landis tackis and stedingis quhilkis his said wmquhill fadyr deit westit and saisit and was in possession of the tyme of his deceise, viz., fourte schilling maling of the Watter of Ness, the half stell, and ane half auchtan pairt landis of the Barne hillis Mylnfeyld and Claycoppittis, haldin of prowest bailles cunsall and communitie of this burcht conforme to the wse and practyk vsit of befoir, quhilk was proclamit at the tolbuyth stayer as wse is. And quhar na persoun nor pairtie comperit to oppone or object contrar the pointtis of the said petitioun Johne Reid in name of the saidis Alexander Duff requerit act of curt. 9 May

The inqueist foirsaid hes seruit Alexander Duff as narrest and lauchfull ayr to his wmquhill fadyr James Duff burges of Innernis.

The prowest bailles and cunsall of the burcht of Innernis admittis Alexander Duff son and ayr to wmquhill James Duff burges of Innernis as tackisman to all watteris landis quhairin his said wmquhill fadyr was

Records of Inverness

- 1570 in possession of the tyme of his deceise, and is entrit fre burges and
9 *May* gyld of this burcht, dispensand wyth his ayth to he cum to perfyte aige, and hes payt vs. to Gilbert Duff thesaurer for his intres. James Paterson and Martyne Waus burgessis of Innernis ar becum in actit in our burrow buikis of Innernis that Alexander Duff sall scot and lot walk and ward conforme to oderis nyctbouris of this burcht to his perfectioun, and for the prowestis hois and banket as wse is.
- 13 *May* Comperit in jugement Johne Ross burges of Innernis and gaif in his brocht humle menand that quhar Christan Flemyng his serwand woman rasauit certan lynnyng clais to wesche, and amangis the rest ane lang small towald contenyng sex elnis in lentht and sex quartar braid small lynnyng price of the elne xiijs. iiijd. monye of this realme, quhilk towald scho postponis to delywer to him or his wyff or the pricis foirsaidis without scho be compellit. Comperit the said Christan and confessit the rasait of the said towall to wesche, and allegit scho hang it in the halister and had ane marrow callit Jonat Tomson and left the said clais in keiping wyth hir, and that scho aucht to releiff hir thairoff. The jugis hes ordanit Johne Ross and his wyiff to preiff the pricis thairof instantle, quhilk the said Flemyng hes referrit to the gudewyffis ayth, quha deponit the elne of the said towall to be wortht xiijs. iiijd. monye of this realme, the haill extending to iiij lib. monye of this realme. The jugis considering the premissis hes ordanit Christan Flemyng to becum in Johne Ross and his spous will, quha dyd the samyn in jugement.
- 23 *May* The procuratouris foirsaidis followis James Chapman and Johne Stowte alias that wrangusle and aganis the law thai occupe the place of fremen of this burcht in bying of tod and otter and all maner of merchandice and leddy, and also in bying of mader alme and blew woll plane contrar the lawis and actis of burrowis. Comperit James Chapman and confessit the bying of blew woll mader and alme fra fre men and selling thairof to fre men.
- 27 *May* Comperit in jugement Maistyr Thomas Howeston minister of the burcht of Innernis and complanit vpon Jasper Dempster as he that was restan awand to him the sowme of viijs. ixd. monye of this realme of this last Mertemess and Witsundaye termes of the Freyouris landis beyond the watter occupeit be him and vpon all vtheris that restis tuay termes vnpayt, protestand that gif the said Jasper or any wtheris that restis tuay termes lattis the said tuay termes pass in the terme, in that

Burgh Court Books : Vol. II.

case protestis that thair fewe be null in it self and that thair chartyr be of na strentht force nor effect. 1570
27 May

Comperit in jugement James Paterson and protestit and also desyrit that insafar as the commond pastuyr beand manurit occupeit and possedit be certan personis, quhilkis aucht and suld be woyd and giffin to the sustentatioun of the pur anes gudis and bestiall quhilkis payis scottis and lottis wyth the towneschip, quharfor desyris your maisterschipis to cause arreist the saidis pasturis quhilkis ar manurit to lye vnder arreistment aye and quhill it be decydit and that because of commoun pastuyr. 3 June

James McPhaill gaif in his complaint humlie menand that quhar Farquhar Roy feyt him with the said James to be his cottar this yeir and promest him service, nochttheless the said Farquhar entris nocht to his service without he be compellit, quha promest him viij bollis sowde for his service, and also desyris the said Farquhar the service of ane horse he promest him. Comperit the said Farquhar and confessis he feyt him and that he promest him viij bollis aittis of sowde. The jugis hering the premissis hes decernit the said Farquhar to fynd souerte for payment of the said sowde to James McPhaill in respect of the want of his service, and nais that he promest ane horse service, and this day aucht dayis assignit to Jamis McPhaill to preiff the samyn. 17 June

Comperit in jugement Mr. Thomas Howeson minister acclamand Fynla Donaldson burges of Innernis vs. mail for his pairt of the Freyouris land occupeit be him of this last Witsundaye terme in anno lxx yeiris. And the said Fynla being present in jugement allegit he aucht to pay the samyn to the airis of wmquhill George Cuthbert as superior thairto and fewar thairof. The jugis considering the premissis hes ordanit the said Fynla to pay the said terme and all wther termes in tyme cuming to the minister aye and quhill the principall fewar be entrit in the saidis landis.

Comperit Williame Cuthbert prowest of Innernis in presens of the baillies cunsall and communitie of this burgh of Innernis being for the maist pairt thairof convenit and assemblit within the tolbuyth of Innernis, and thair he exponit to thame that he had optenit the consentis of the prowest baillies cunsall and communitie of this burgh till haue the hail Freyouris yeardis and croftis boundit and merchit within the auld wallis thairof to him and his airis maile for all the dayis of his lyf tyme, and that 24 June

Records of Inverness

1570 thai had subscriuit ane assedatioun to him thairof vnder thair subscrip-
24 June tionis manualis as at mair lenth is contenit in the said assedatioun of
the dait the xx day of Junij anno lxxvij, quhilk assedatioun he presentit
to thame opinlye and desyrit thame thai being all convenit togither that
thai wald rasaue and admit him tennent and tackisman of the saidis
Freyouris yeardis and croftis thairof conforme to the said assedatioun for
the yeirle payment contenit thairintill. And siclyke because the sub-
scriptionis of the said assedatioun wes gottin be him particularlie, that
thai all now being all togither convenit as said is wald ratefie afferme
and apprew the said letter and assedatioun the subscriptionis and haill
contentis thairof to be also validat and to haif sic strentht force and effect
sen the dait of the samyn foirsaid and siclyke in all tyme cuming as gif
the samyn had bene subscriuit be thame gif thai had bene all convenit
togydder, and that thai wald ordane the commoun seill to be putt thairto,
and heirupon desyrit thair ansueris. Quhilk letter of tact and assedatioun
being opinlie red amangis thame, and thai being awysit thairwyth and
vnderstanding that the commoun gude was na thing hurt nor deminissit
thairbe, in respect that the saidis yeardis and croftis foirsaidis pait newyr
mair of befor nor is contenit in the said assedatioun, thai all togydder
ratefeit apprewit and affermit the said letter of tact and assedationis thair
subscriptionis thairof of the dait foirsaid, and the samyn to be of als greit
strentht force and effect sen the dait thairof and in all tyme cuming as
gif the samyn had bene grantit gewin and subscriuit be thame gif thai
had beyne convenit all togydder as thai now ar, and hes rasauit and
admittit him tackisman and tennent to thame of the saidis Freyouris
yeardis and croftis conforme to the tennour of the said assedatioun sen
the dait thairof and in all tyme cuming induring his lyftyme, he makand
thankfull payment conforme to the tennour of the said assedatioun of the
malis contenit thairin, and ordanit the commoun seill to be put to the
said assedatioun.

1 July Ane brocht strukin be Magnis Caskin on James McPhaill that
wrangusle and aganis the law he makis him nocht payment of ane
hummyll blak oxe of fyve yeiris auld slane be the woves in December
last, as he that becom cautioun and souertie for Thom Glass cottar to the
said Magnis to do that law wald for him as he that was his feyt cottar,
and aucht and suld haif keipit his gudis fra all maner of skayth.

Burgh Court Books : Vol. II.

The jugis hes decernit Christan Beowis in the wrang for the wrangus rabuitting sklandring and defamyng of Jasper Dempsteris wyff conforme to the depositionis of certan famous witnes rasaut admittit and sworne in the said cause, decernis hir to entyr within the parochie kirk of Innernis the morne being Sundaye at ten houris afoir none, and thair to beir in hyr heid the brankis induring the tyme of preching in presens of the hail congregatioun thair for the tyme, and thaireftyr to ask hir mercye, and dome giffin thairvpon. And gif scho beis fundin wse the lyke in tyme cuming to be banneist of this towne for ewyr. 1570
15 July

The provest baillies and cunsall haiffing convenit within the tolbuyth for tacking of ordour wyth thair burgh and estait of the samyn and haiffing hard the complaintis of Alexander Baille, Johne McGillewie and Johne Ross fermoraris of the Kingis Mylnis of this burcht, and as thai allegit getting na obedience of the thrall suckin thairof out-suckin and insuckin or onye vther quhatsumever victuall taking fyre and wattir within this burgh, as alsua nocht getting obedience for dychtting stanking and chengeing of the myln leid wattir gang and dame of the saidis mylnis, Thairfor it is statut ordanit and decernit be the said provest baillies and cunsall for thame selffis thair airis assignais and successouris, as also bindis and oblissis thame and thair forsaidis to the forsaidis fermoraris and thair successouris, that all and hail thair victuallis growand within the boundis of our said fredome and territorie sall thankfullie pay to the saidis fermoraris the mowter and knayschip of thair saidis victuallis growand within the territorie of the said burcht, and siclyke wyth the consent of the cunsall and communitie of the samyn bindis and oblissis ws that all maner of killis and malt houssis giffin within this burgh in heritage fewe tact or for ferme salbe haldin bundin and obleist to mak compt of the victuallis dryit within the said killis at the leist the mowter and knayschip thairoff to the saidis fermoraris and thair successouris in all tyme cuming. 19 July

Maistyr Thomas Howesoun minister of Innernis gaif in his bill of complaint humle menand that quhar Alexander Paterson elder and Fynla Donaldson burgessis of Innernis withhaldis fray him the maill of ane aker of land pertenyng to Sant Michaellis chaplandrie in compleit payment of the thred of the said chaplanre, viz., viij merkis, for the said Alexander allegis the said Fynla suld pay the said maill and the said Fynla the contrar, that the said Alexander suld payt, quhilk extendis to

Records of Inverness

1570 xijs. monye yeirle. Comperit the saidis Fynla Donaldson and allegit that
19 July he and Alexander Paterson maid excampbion of landis, that is to say
the said Fynla gaif the said Alexander for the aker abouewreit ane wther
aker of the Ruide chaipland landis, and the said Fynla payand the duete
thairof him self to the Ruide chaiplane and the said Alexander to haif it
fre, and the said Alexander payand for the aker of Sant Michaelis
chaiplandre to the said chaipland xijs. monye be yeir.

24 Oct. Hendre Kar youngar burges of Innernis is becum in actit in our
burrow buikis of Innernis of his awin fre motyve will to thankfule re-
found content and pay to Johne Neilson burges of Innernis the sowme
of fourtie bollis beyr wyth the cherite, viz., fourtie peckis beyr gude and
sufficient stuff, to be diliuerit at the stane of Innernis wyth the common
firlote of this burcht betuix the day and dait heirof and the feist of
Lammas nixt.

28 Oct. Ane brocht strukin be the thesaurar of this burcht on Nannes Ross
the relict of wmqhill George Cuthbert of the Auld Castelhill that
wraguslie and aganis the law scho withhaldis and deteneis ane warstay
quhilk sum tyme laye in the Ravestri for keiping of the ornamentis thair
for the tyme, quhilk aucht and suld pertene to the towneschip of Innernis
and tane out of the said Ravestri be the said wmqhill George to his awin
house, quha ordanit the samyn to be randrit to the prowest baillies cun-
sall and communitie the tyme of his deceise, nochttheless the said Agnes
being callit and perschewit for the samyn was decernit to haif diliuerit
the said warstaye in the towneschipis keiping, quha as yit postponis and
differris to rander the samyn without scho be compellit as scho that hes
the samyn in hir possessioun. Comperit the said Agnes and of hir awin
fre motyve will hes actit and obleist hir self to rander and delywer the
said warstay in and to the cunsall house on Tuisdaye nixt vnfailyeant.

The prowest baillies cunsall and communitie hes statut and ordanit
ane dekin to be chosin and electit vpon the cordinaris and skynnaris of
this burcht, and the said dekynnis to be of thair awin craftis men electit,
quhilkis dekynnis sall concur togyther wyth the prowest and baillies for
ordour putting to the saidis craftis men, the said dekinis haiffing for thair
rewardis the thred of all wrangis wyth wther small casualiteis, and the
tuay pairt to be distributit vpon the commoun weill of this burcht.

Comprisar of fische and flesche for ane yeir: Alexander Paterson
eldar, Gilbert Gollan, Robert Reid and Johne Robertson baile or ony ane

Burgh Court Books : Vol. II.

of the bailleis, quhilkis personis sall sycht the vplandis meit and beiff that cummes to the mercat that the samyn be nocht meuchit nor meneist and to comprise thair awin beiff as neid beis. 1570
28 Oct.

It is statut and ordanit that na quheill sleddis pass nor cum vpon the brig, and quhatewyr he be that dois the samyn sall pay for the first fault xs., the nixt fault xxs., the thred horse sled wyth the rest of the grayth thairof, and Johne McGillewye, Johne Robertson and Alexander Paterson eldar to be maisteris of wark of the said brig and oursearis thairof.

It is statut and ordanit be the prowest bailles and cunsall that the superintendent and minister elect and cheis four honest men of this burcht eldaris and deaconis and that for ordour putting to the fornicatouris.

The haill craft of the skynnar craft of Innernis wyth the consent of the prowest baillies cunsall and communitie hes chosin and electit Williame Donaldson burges of Innernis dekin and owyrsear of the said craft, prowying the said dekin sall hald court on the trespassouris and wyth him ane of the baillies, and the said dekin sall haif for his service and laubouris the thred pairt of all escheittis and accidentis, the tuay pairt incumand to the common weill of this burcht. [Deacon of the cordiners also elected.] 30 Oct.

The prowest baillies and cunsall hes statut and ordanit that all stallingearis within this burcht salbe rasaut for payment euere ane in thair awin vocatioun, prowying that nane of the saidis stallingearis by nodyr skyn hyde pled, nor lit quheit woll, &c., and gif ony of the saidis personis byis ony of the saidis graythis foirsaidis or ony staple gudis in mercattis, that thai present the samyn to the fre men of this burcht vnder the pane of escheting of the samyn. And forder the haill communitie and burgessis of this burcht hes obleist thame selffis newyr to requeist for ony of the saidis stallingearis that beis fundin culpable in breking of this act and statut. And forder gif ony fre man within this burcht notis apprehendis or may haif knowlege of ony vnfre man forstalling ony sic steple gudis as is aboue wreittin menand the samyn to the prowest bailles and cunsall of this towne, the said fre man sall haif the thred of the vnfre mannis geyr being eschetit as said is. 15 Nov.

Anc brocht strukin be the thesaurar of this burcht on Johne Reid son to Schir Johne Reid that wrangusle and aganis the law he hes brokin

Records of Inverness

1570 ane arreistment put in his tymmer be James McBarron officiar in the
15 Nov. towneschipis name, and hes sauld the samyn na souerte nor caution fundin, and thairin hes brokin ane arreistment as said is, and also occupeis the privilege and fredome of fre men in bying and selling of tymmer and all wther maner of grayth, Heirfor desyris the saidis Johne for his contemptioun to be decernit to haif done wrang, his gudis and geyr to be confiscat, his bodye to be pvneist according to the lawis of this realme, quhilkis brocht is prowyn be the officiar foirsaid and wtheris famous witnes. The jugis hes decernit the said Johne to haif done wrang and to be pvneist for his contemptioun and dome giffin thairvpon, and is fundin fre of the arreistment, quaha requerit act thairvpon and is absolut thairof. And also the said Johne is followit for the wrangus trubling of the curt in his maisterfull and heycht speiking in hie contemptioun of our Soueranes autorite prowest and bailles of this burcht, saying that he was also gentill ane man and gude as ony was heir present in the tolbuyth jugis and all, he is adjudgit in amerciament and dome giffin thairvpon. Also the said Johne Reid is followit for the wrangus byrnyng of the common firlote quhilk was put in the cunsall house, and brynt the samyn the tyme he was put thair in ward, and desyris the said Johne to rander and gar byg also gude ane firlote. The said Johne allegit the actioun of the firlote to be decydit and clerit of befoir, quhilk is referrit to the curt buikis to be producit on Setterdaye nixt.

6 Dec. Convenit within the tolbuyth of Innernis the prowest bailles and cunsall for ordour putting to the vnfre merchanttis following, viz., Johne Fraysser alias Stoute, James Chapman, Fynla Clerk, Thomas McAllister Fuctour and Gillespik McGregor. All thir personis ar admittit to sell small chrymerie and wse of merchandice payand thairfor as eftyr followis. Also it is inhibeit be the prowest bailles cunsall and merchantis of this burcht that nane of the saidis personis by within this burcht of Innernis skyn, hyde, nor steple gudis, as woll, pleddis, irne &c. Item, gif it happynnis thame or ony ane of thame to pass to mercattis to by ony of the saidis steple gudis efter the bying thairof, thai sall present the grayth coft within the burcht of Innernis and offer the samyn to fre burgessis thairof, and gif thai or ony of thame failyeis thairin or contravenis this act and statut, all the gudis and geyr being coft and present wyth thame for the tyme salbe eschetit. Also gif the saidis personis vnder colour pretend to leyiff ony of the saidis gudis to the burgessis of

Burgh Court Books: Vol. II.

this burcht of ane inconvenient price, it salbe lefull be the command of *1570*
the prowest and baillies ony of the saidis fre merchantis within this *6 Dec.*
burcht quha ewyr beis comprehendit do the samyn, the said merchant or
burges sall tak tryall thairof and eftyr the said tryall being takin the said
grayth to be eschetit and byaris thairof to be deprauit of the liberte
grantit and gewin to thame. And also admittis thame the litting of
yearnes and selling of salt coft fra nychtbouris of this burcht and
merchantis thairof of euere man, payand to the commoun weill of this
burcht as followis, viz., Johne Stowte to pay v lib. monye of this realme
for the liberte grantit to him foirsaid and vsing of the samyn to
Michaelmes nixt in anno sewintie ane yeiris, Fynla Clerk xls., James
Chapman iij lib., Thomas McAllister Fuctour xiijs. iiijd., Gillespik
McGregour iiij lib., James Waus xls., Robert McWilliam xls., and Alex-
ander Hay xls., for vsing of thair fredomes inlykemaner to the terme
foirsaid, quhilkis James Robert and Alexander are admittit to use the
priwilege of fre men to the sycht of ane act maid anent the admissioun
of fremen payand the sowmes intitulat at thair takis abouewreit,
and this to induyr to the said feist of Michaelmess nixt in anno lxxj
yeiris.

James Patersone prowest of the burcht of Innernis, procurator for *13 Dec.*
ane nobill and potent Lord George Erle of Huntle Lord Gordoun and
Baidyenoct, schiref principall of Innernis, comperit in jugement and
protestit in contrar Donald Farquharson and Margret Nykeachin his
sister wyth the rest of thame quha was convictit of the violence optenit
befoir Williame Cuthbert prowest of Innernis and juge dirigat be our
Soueranes commissioun of quhat violence was optenit contrar the saidis
personis euerilk ane of thame for thair awin partis respective of the
heast pricis that victuall giffis that is to say xxvjs. viijd. the boll as he
allegis.

Comperit in jugement Magnis Caskin and protestit, in case Thomas *20 Dec.*
McFynla Annon delywer him nocht ane oxe of v yeiris auld instantle
conforme to the decretit optenit his contrar for the oxe inleakit and slane
be the wolf in his deweit, for the hyre of the said oxe contrar the said
Thomas also mekle as ony oxe giffis betuix Esse and Cullodyn as he that
becom souerte and cautioun for Thomas Glass his brother to do that law
wald to the saidis Magnis, and also protestis for ane sufficient oxe of sex
yeiris auld at vpwark.

1570-71 Donald Vrquhart for the wrangus drawing of ane knyff to Johne
 13 Jan. Fraysser alias Stowte to haif slane him vpon the xxiiij day of December last being Yule Ewin and thairin brak Yule gertht, for the quhilkis the Assise foirsaidis hes fundin him in the wrang and is adjugit in amercia-ment and dome giffin thairvpon.

The assise foirsaidis hes fundin Edward son to wmqhill Barrald myllar in the wrang in the wrangus passing to Johne Ard wyndo and braking thairof and prowoking of him to cum furth, and efter he com out struik him in the heid wyth ane eaxe and drew ane greit quantite of his blude, being vnder sylence of nycht and breking of Yule gertht, for the quhilkis the said Edwart is decernit to be put the morne being Sundaye in the cukstule in presens of the haill peple, failyeing he compeir the morne in the mornyng within the tolbuyth to the samyn effect he to be scurgit trocht the towne and banneist thairof for ewyr and thair to remane induring the jugis will, and dome giffin thairvpon.

3 Feb. Richie Brechin is decernit to refound content pay and delywer to Thomas Wrycht ane keill of ane boit of xxij fute lang wyth ane blok he promest him for the leyne of the eaxe to be payt as wynd and weddyr seruis vnder the pane of poinding.

10 Feb. Mr. Thomas Howesoun minister of Innernis producit in jugement ane decretit gewin and grantit be the minister eldaris and deaconis contrar all the fornicatouris of this burcht, desyrand the jugis to interpone thair autorite thairto and to put the said decretit to executioun in all pointtis.

17 Feb. Comperit in jugement Maister Thomas Howeson maister of the grammar scule within the burcht of Innernis and exponit that quhar he was bundin and obleist to fynd and hald ane doctour vnder him for teching of the bernis, and quhar the towneschip withhaldis fra him x merkis monye of his pentioun of the scule for non fynding thairof, Heirfor hes presentlie in jugement offerit to the prowest baillies and cunsall Andro McPhaill minister to be doctour vnder him for teching of the saidis bernis, quha is in reddines to entyr instantle and to induyr to Lammas nixt for x merkis, and gif he war thocht qualefeit to induyr langar quha wald nocht rasaue him, Heirfor protestis that the withhalding of the said ten merkis be nocht prejudiciall to him be resson of his offeris to the towneschip, bot that he may [haif] tyme and place to call for the samyn as law will loco et tempore.

Burgh Court Books: Vol. II.

In the actioun and cause mowit intentit and persewit be Gillespik 1570-71
McGregour aganis Fynla McGillecharrycht in Vrlarust in Pettye humle 3 Mar.
menand that quhar the said Fynla com to him in the moneth of Maij in
the yeir of God j^m v^c sexte and nyne yeiris and hyrit to the said Gillespik
ane horse to haif careyt ane laid to the montht and to haif careyt the
samyn out and hame agane, and diliuerit him xxs. wyth ane pair horse
schone, quhilk horse tyrit at the Kirk of Daudid quhar the said Gillespik
behuiffit to hyre ane wther horse fra Gillemertin McJonye for xxvjs.
viijd., wyth ijs. he gaif for ane pair horse schone to the said horse and ijs.
mony he gaif for keeping of the saidis Fynla his horse, extending in the
the haill to xxxijs. viijd. monye of this realme, wyth xxvjs. iiijd. monye
foirsaid as for the expensis of the pley taxt and modefeit in the said
cause, as the said process led and deducit thairvpon at mair lentht pro-
portis. The jugis considering the process wyth the rychtis ressonis and
allegationis of bayth the saidis parteis hard seyne and considerit
wyth the depositionis of certan famous witnes rasauit admittit and sworne
in the said cause, decreittis and decernis the saidis Fynla McGillecharrycht
in Vrlarust in Pettye to refund content and pay to the samyn Gillespik
McGregour the sowme of xxiijs. for the hyre of the horse foirsaid, wyth
xxiijs. iiijd. monye foirsaid as for the expensis of the pley taxt and
modefeit in the said cause, extending in the haill to xlvijs. iiijd. monye
of this realme.

Johne Grant burges of Innernis is decernit be the jugis to content 10 Mar.
and pay to the keard for mending of Thom Cummenychis pan ijs. vjd.
as he that was decernit of befoir to pay the samyn.

Johne Robertson burges of Innernis hes constitut Johne Annand 15 Mar.
prowest of Elgyne his procurator in the actioun and cause mowit be him
contrar Martyne Waus burges of the said burcht et promisit de rato et
grato.

Williame Cuthbert and Jasper Dempster burgessis of Innernis and 1571
procuratouris fiscall of the said burcht strekis ane brocht on Gillespik 5 May
McGregour merchant that wrangusle and aganis the law he hes coft
certan pleddis hydys and wther graythis tuay horse laid and hes depescit
the samyn to Sant Johnestoun this instant day afoir day, quhilk grayth
he coft by the actis and statutis of this burcht and express in contrar the
samyn and in hie contempt of the prowest and bailles of this burcht,

Records of Inverness

- 1571 Heirfor desyris the saidis Gillespik to be decernit to haif done wrang and
5 *May* to be pvneist according to resson equitie and justice ; And also hes con-
travenit the attolerance grantit and gewin to him and hes vsit the samyn
mair large nor the act proportis ; Heirfor desyris him to be deprawit of
the liberte gewin and grantit to him or ellis to allege ane ressonabill
cause quhy it suld nocht be done. Comperit the said Gillespik and
allegit to haif coft the grayth depescit vtoutht this burcht, and the pro-
curatouris foirsaidis desyrit him depone quhat grayth he had and quhar
it was coft, quha deponit to haif direct away xv quheit pleddis, xx dussan
lambe skynnis, xij dussan kyd skynnis, vj dussan calf skynnis, v stane
quheit woll, and allegis to haif coft the pleddis foirsaidis in Vrquhart,
Straythglass and in the cuntray about, and nane to be coft in this towne
nor fra nane fre man thairof, quhilk the procuratouris foirsaidis referrit
to his ayth, quha refusit to sweyr. In respect of the quhilkis and for the
ressonis foirsaidis and wther ressonabill caussis mowit the jugis procura-
touris and cunsall hes decernit the said Gillespik McGregor to remane
within the tolbuyth of Innernis aye and quhill he present the said grayth
deseschit and put away fraudefulle be him this daye afoir day.
- 7 *May* James Patersone prowest of the burcht of Innernis hes rasauit Robert
Waus burges of the said burcht souerte and cautioun for Gillespik
McGregour to entyr and present within the tolbuyth of Innernis befor
the prowest bailles and cunsall the grayth following confessit be the said
Gillespik in jugement the fyft of Maij instant direct be him the said day
to Sant Johnestoun, viz., xv quheit pleddis, xx dussan lambe skynnis, xij
dussan kyd skynnis, vj dussan calf skynnis, v stanes quheit woll, and this
to be diliuerit vpon xv dayis warnyng, failyeing thairof the pricis or
walour thairof.
- 26 *May* James Patersone prowest of the burcht of Innernis exhibeit and pro-
ducit in jugement ane burrow precept of the baillies of the burcht of
Innernis dewle execut and indorsat, berand in effect that quhar he
optenit ane infestment to the towneschip of Innernis of Our Souerane
Ladeis the Quenis Grace vpon all and haill the threddis of the parsonage
vicarage chaipplanreis freyouris watter croftis landis and yeardis thairof,
be vertu of the quhilkis the said James causit arreist all and haill the
Freyouris kirk wallis and the wallis about the yeardis of the samyn and
stanes thairof thair to remane vncassin downe led tane away or disponit
on be ony maner of person or personis aye and quhill ordour war takin

Burgh Court Books: Vol. II.

thairin, as the saidis arreistmentis insert in the burrow buikis at mair *1571*
lentht proportis of the dait xiiij^o Septembris anno lx8 and the sext of *26 May*
Nouember anno sexte aucht yeiris, arreistit be Thomas Symson officiar,
nochttheless certan particular personis as eftyr followis, viz., Johne Neil-
son burges of Innernis, James Waus, Hendre Kar younger, Petyr Waus
burges thair, Alexander Paterson younger thair, Williame Cuthbert thair,
Nannes Ross thair, Patrik Skynner thair, James Skynnar thair, Williame
Buddyth thair, Thomas Cuthbert thair, Martyne Waus thair, Gilbert
Gollan thair, Andro Sutherland thair, Andro Gutthre thair, Alexander
Hay thair, hes brokin downe the Freyouris kirk wallis and the dyke
wallis about the haill yeardis thair of, and hes led and tane away the
stanes of the samyn and disponit thairon to thair awin vsis vtilite and
proffeit, nochtwythstanding of sindre and diuerse arreistmentis put
thairin hes brokin the said arreistmentis in hie contemptioun of Our
Soueranes autorite and ouris, the saidis arreistmentis nocht being lowsit.
The foirsaidis personis and ilkane of thame respectie being summonit
to this day to heir and se thame and ilkane of thame respectie be
decernit be decret of curt to haif done wrang in the wrangus and
maisterfull breking of the said arreistmentis, and thairfor to be pvneist in
thair bodeis gudis and geyr conforme to the lawis of this realme, and
thair haill gudis and geyr to be confiscat to our Soueranes wse and owris
for thair contemptioun according to justice, as the said burrow precept
in itself at mair lentht proportis. The foirsaidis personis and ilkane of
thame respectie, except Williame Cuthbert, Nannes Ross, Patryk
Skynner, and Andro Sutherland, being oftymes callit at the tolbuyth
stayr as wse is and nocht compering, the saidis James accusit thair
absence as thai that war lauchfulle warnit and desyrit process contrar the
absentis.

Johne Ross prowest of Narne comperit in jugement and hes re- *2 June*
pleigit Donald Gawinson to his jurisdiction of Narne out and fray the
jurisdiction of Innernis, and hes fundin Jasper Dempster burges of
Innernis souerte and cautioun for administratioun of justice vpon xv
dais warnyng, vnder the pane contenit in the act of colleracht.

Comperit in jugement Mr. Robert Poynt superintendent of Murraye
and proponit to the prowest and baillies his formar petitioun concernyng
the fornicatouris and reparaling of the kirk, and desyrit thame to mak
actis bayth concernyng the tane and the tother. The prowest and

Records of Inverness

1571
2 June baillies hes decernit that the fornicatouris that hes fundin cautioun afoir and hes transgressit sensyne thair cautionaris to be poindit, and thai that hes nocht fundin cautioun to be compellit to fynd the samyn. And inlykewais concernyng the kirk as thai that promest to reparall the samyn sasone as thai mocht, and the said superintendent hes promest to laubour McIntoische to get his kyndness of the ruiff of the Freyouris kirk to reperall the ower kirk callit the parochie kirk.

9 June Ane brocht strukin be Williame Cuming on Thomas McConquhie that wrangusle and aganis the law he payt me nocht as he that was my cottar and tuike sowde yeirle of me ane lambe yeirle as cottaris aucht and suld pay to thair maisteris be the space of aucht yeiris bygane, desyring him to compellit to pay me yeirle ane lambe of the yeiris of God j^m v^c sexte thre, sexte four, fyve, sex, aucht, nyne and ten yeiris.

Ane brocht strukin be Williame Cuming on Thomas McConquhie his cottar that wrangusle and aganis the law he haueand my cornis in thressin and barne that he send nocht his serwand to fyll the muk sleddis in Innernis as ane cottar aucht to do, and thairfor aucht and suld recompanse me for ane serwandis expensis that wraycht the said laubour. The saidis Thomas is fundin fre thairof.

Ane brocht strukin be Williame Cuming on Thomas McConquhie that wrangusle and aganis the law he uptuike yeirle his sowde at his awin hand and tackis the seit of my cornis yeirle, and wald nocht desyre his sowde at my serwand haiffand commissioun of me to see the diliuering of his sowde nor requerit my wyiff thairof, bot tuike the samyn at his awin hand to my greit hurt and skayth. The Assise hes fundin the saidis Thomas in the wrang and dome giffin thairvpon.

Hendre Kar younger burges of Innernis of his awin fre motyve will is becum in actit in the burrow buikis of Innernis to refound content and pay to James Abraham burges of the said burcht the sowme of xv bollis gude and sufficient beyr wyth the cheritie wyth the common firlote of Innernis.

23 June Ane brocht strukin be Williame Cuming on Thomas McConquhie that wrangusle and aganis the law he hes sustenit all his gudis to the nummer of x or xj heid gudis on my stray thir thre yeiris bygane, viz., sexte aucht, nyne and ten yeiris, trocht the quhilkis ane of my best oxin deit in his deweit in threscoir nyne yeiris, price thairof xij merkis monye of this realme, and all my gudis this present yeir hes inleakit as is

Burgh Court Books : Vol. II.

notorius knawin ; And nochtwythstanding his gudis be sustenit on my stray as said is his hail guding quhilk is mair nor myne he hes applyit to his self and his sawing and myne to be considerit in respect of my hail growth and beitting and mending of my biggynnis and guding thair of. 1571
23 June

Ane brocht strukin be Williame Cuming on Thomas McConquhie that wrangusle and aganis the law yeirle thir thre yeiris bygane he refusit yeirle to await and keip my peis as he that was ane of my cottaris, quaha aucht and suld haif keipit my peis on my expensis and he to rasau my peis comprisit be the sycht of nychtbouris, quhilk alluterle he refusit trocht the quhilkis was vterle distroyt. The Assise hes fundin him fre of the yeiris bygane, prowyding that all cottaris in tyme cuming keip the keynd of cornis that beis sawin in thair maisteris tackis quhilk thame selffis ar cottaris of, and the peis to be keipit vpon the maisteris ressonabill expensis.

Ane brocht strukin be Williame Cuming on Thomas McConquhie that wrangusle and aganis the law he yeirle be the space of thre yeiris hes worne my cartis and sleddis, viz., yeirle tuay mukkin sleddis and tuay corne sleddis and coft newyr ane sled, Thairfor desyring him to be compellit to rander me for ilk yeir sa monye sleddis as he hes worne of myne or the walour quhilk my wyff or serwandis payt for thame in the mercat. The pairte nayis the brocht. The Assise hes ordanit the said Williame to soit his serwand men for his sleddis of the yeiris acclamit.

Ane brocht strukin be Williame Cuming on Thomas McConquhie that wrangusle and aganis the law he nychtle tuike wyth him and his wyff thair schaffis in harwist efter laubour quhilk thai aucht nocht to haif. The saidis Thomas allegis to haif rasauit his schaff fra the greiff, of the quhilkis the saidis Thomas is fundin fre. And also the Assise hes statut and ordanit that na schaffis be giffin to ony maner of persoun in tymes cuming or rasauit be the cottaris or ony wther serwandis, and quaha dois the contrar sall content and pay to the maister of the said cornis xls. monye vnforgewin.

Ane brocht strukin be Williame Cuming on Thomas McConquhie that wrangusle and aganis the law he makis me nocht compt reknyng and payment of his pruffis of the cropes sexte fyff, sexte sex, sexte aucht, sexte nyne and ten yeiris. The Assise ordanis the said Thomas to mak compt of the last tuay yeiris of the yeiris acclamit, and also ordanis the said Williame to gif in the restis of euerie yeir be it self.

1571
23 June

Ane brocht strukin be the said Williame on Thomas McConquhie that wrangusle and aganis the law he payis nocht his teyndis of his aittis and beyr be the space of v yeiris. The Assise hes fundin his teynd yeirle to be payt and is absolut thairfra.

Ane brocht strukin be Williame Cuming on Thomas McConquhie that wrangusle and aganis the law he led his cornis out of Knokintynnall in the yeir of God j^m v^c sexte sex yeiris to Lytill Drakye to Patre Skynnaris of the grownd of Knokintynnall efter the samyn was arreistit on fundin souertie to haif done that law wald. The said Thomas confessis the arreistment to be put thairin and allegis he hes nocht brokin the said arreistment, and that he nother causit leid nother led him self his cornis foirsaidis, bot that the gudewyff spous to the said Williame vnwitting of the saidis Thomas causit leid his cornis to Lytill Drakye, of the quhilkis the Assise hes fundin the saidis Thomas fre and absolut him thairfra.

Ane brocht strukin be Williame Cuming on Thomas McConquhie that wrangusle and aganis the law he makis me nocht payment of his taxationis of euerilk yeir sen sexte fyff yeiris conforme to the tennentis and cottaris of the cuntre. Comperit the saidis Thomas and allegit he was newyr requerit of taxationis, and gif he had he suld haif payt conforme to his nyctbouris. The Assise considering the premissis hes fundin the saidis Thomas aucht and suld haif payt his taxatiouns sua he had bene requerit, in respect he was not absolut him of all byganis and is fundin fre thairof.

Ane brocht strukin be Thomas McConquhie on Williame Cuming that wranguslie and aganis the law he withhaldis fray me ane boll wyndowyng aittis quhilk I suld haif had for the wyndowing of fourscoir bollis aittis of the crope of sexte aucht yeiris, And siclyke that he withhaldis fra me the pruiiff of xxiiij bollis beir the said yeir, quhilk I aucht of resson to haif for my labouris and service lykeas all vtheris cottaris gettis, and also wythhaldis fray me thre firloittis half fyrlat aittis of my sowde the said yeir. Ansueris the said Williame and sayis he gaif newyr ane cottar the pruiiff of his beir in respect the beir of the said towne of Knokintynnall wes brocht to this towne yeirle be the space of diuerse yeiris bygane and thressin be my awin serwand men of my house, quharfor I aucht to pay na pruiiff beyr to him. The Assise hes fundin the said William fre of the clame of beyr foirsaid and ordanis compt and

Burgh Court Books : Vol. II.

reknyng to be maid of the pruiffis, and the said Williame to pay him his wyndowing cornis. 1571

23 June

Ane brocht strukin be Thomas McConquhie on Williame Cuming that wrangusle and aganis the law he withhaldis fra me sex firlottis aittis of wyndowing cornis quhilk I sud haif had for the wyndowing of sex scoir bollis aittis and for the laiff of my dewe service done to him of the crope of sexte nyne yeiris, and also withhaldis fra me vij pekis aittis of my sowde the said yeir wyth the pruiff of xij bollis beir quhilk I suld haif had for my service as vtheris cottaris gat. The saidis Williame being present in jugement desyrit compt reknyng and payment of his pruiffis. The jugis hes decernit compt reknyng and payment of bayth the pairteis and the said William is fundin fre of the beyr pruiff.

Ane brocht strukin be Thomas McConquhie on Williame Cuming that wrangusle and aganis the law he withhaldis fra me ane firlote aittis of wyndowing corne quhilk I suld haif had for my lauboris of the crope of sexte and ten yeiris, and also wythhaldis fra me the pruiff of ix bollis beyr the said yeir. Decernis bayth the pairteis to mak compt reknyng and payment of all the pruiffis of aittis preceding, and fundin fre of all the clame of beyr foirsaid.

James McFarquhar indwellar in Innernis is becum in actit of his awin fre motyve will and also is becum in bundin and obleist and be the tennour heirof bindis and oblissis him faythfule be the faytht and treutht in his bodeye his airis executouris and assignais to big ane sufficient chalmer of tuay cuppill and ij forkis at the ower end of the saidis James land, quhilk was sald and annaleit to him be Donald Brebnar in Dem-misdaill, and that to the said Donald to dwell in for all the dayis yeiris and termes of the saidis Donaldis lyftyme to be vphaldin and watter thycht be the said James induring the saidis Donaldis lyftyme, quhilk chalmer God willing salbe biggit betuix the day and dait heirof and the feist of Beltan nixt being the first day of May in anno sewintie tuay yeiris ; for the quhilkis the saidis Donald Brebnar actis himself to refund content and pay to the saidis James his airis executouris or assignais the sowme of xiijs. iiijd. monye of this realme for the maill of the said chalmer yeirlye, to be payt be the said Donald at tuay termes in the yeir to wit Witsundaye and Mertemess induring the saidis Donald his lyftyme, failyeing the saidis James vplift and big the said chalmer sufficientle at the terme foirsaid to the said Donald, in that case he bindis

Records of Inverness

1571 and oblissis him his airis executouris and assigis faythfulle to content
23 *June* and pay to the said Donald yeirle xls. monye of this realme induring the
saidis Donald his lyftyme aye and quhill the said chalmer be sufficientle
biggit as said is.

21 *July* Johne Reid son to wmqhill Schir Johne Reid is decernit to refund
content and pay to Schir James Duff the Ruide chaiplane ijs. anwell be
yeir yeirle sen his intres in and to the ruide of land possessit instantle be
him lyand in the Kirkget betuix George Cuthbertis airis to the northt
and Johne Reid minister of Kilmeour to the southt, to be payt within xv
dayis vnder the pane of poinding; Inlykemaner is decernit to pay to Schir
Dauid Cuthbert Our Lade chaiplane of the Hie Alter xijd. anwell be yeir
yeirle sen his intres and intromissioun wyth the said ruide of land, to be
payt within xv dayis vnder the pane of poinding.

Dauid Cuthbert burges of Innernis gaif in his bill of complaint in
jugement humle menand that quhar Johne Reid son to wmqhill Schir
Johne Reid and he hes bene this last yeir in pairtis as pertinaris in bying
and selling of certan tymmer coft fra Patrik Grant of Glenmorrison to
the quantite of xix hundreth gerthstingis and thre bunchis and liij
dussane rales, quharwyth the said Johne intromettit and sauld at his plesour
and withhaldis the haill monye thairof, viz., price of the hundreth stingis
ixs. and wyth pairt xs., price of the dussan of rales xxiijs. and wyth
pairt thairof xxs. and wther pairt xvijjs. vjd., and will nocht mak me
compt reknyng nor payment conforme to his intromissioun and rasait
without he be compellit.

28 *July* Comperit in jugement Williame Cuming burges of Innernis and
chalmerland to my Lord Huntlie and exponit that quhar my lord Huntlie
hes ane fischeing callit the Fre Schot within the watter of Ness as his
infetment will proport, and be vertu thairof the said nobill lord and his
predecessouris and tackismen war in possessioun of the fisching to be
fischit be the cobillis and fischearis of the fisching quhar the said Schot
fell, and now laitle this last Frydaie Johne Ross burges of Innernis
refusit his cobbill net and fischearis to serue and fische the samyn of the
auld maner as it was consuetude, and thairfor protestit for the proffeit
that the said nobill Lord and his tackismen mycht haif had of the said
fisching, and protestis that the said nobill Lord in tyme cuming haif his
awin propyr fisching in the watter of Ness, and that he and his tackis-
men in his name may occupie the samyn in all tymes cuming conforme
to the Act of Parliament as fre heritouris of fisching may.

Burgh Court Books : Vol. II.

James Patersone prowest of Innernis, in name and behalf of the haill towneschip of Innernis, protestis in contrar the said protestatioun maid of befoir be Williame Cuming and Patrik Skynner that insafar as the said Williame and Patrik hes protestit that quhar this last Frydaie beand the Fre Schot and thai in possessioun of the samyn be my Lord Huntlie, ansueris the saidis prowest and allegis that the said Fre Schot was remanand and awaittand on the said Patrik and Williame to be lauborit at thair plesour, na man makand thame interruptioun or impediment ; And also quhar he allegis that the awnaris, viz., watter men aucht and suld fynd cobbill and grayth and serue the said schot that day or quhen it fell thair, ansueris the said prowest that thai war newyr in wse of the samyn bot induring thair awin will and plesour, nor yit the said nobill Lord nor his tackismen war newyr in wse of the said Fre Schot bot the begynnyng of the samyn to be at the nixt pryne efter Beltan yeirle, and thairfor the said protestatioun maid of befoir to be null in it self and nocht of verite.

1571
28 July

Donald Vrquhart gaif in his brocht vpon Jonat Tomson the spous of Johne Stewart that wrangusle and aganis the law scho withhaldis fra him thre cleowis of yarne to tartanes, ane hespe of quheit yarne estimet to four pundis weycht, thre elnis of lynnyng price of the elne vs., quhilck grayth aboue mentionat was wranguslie tane away fra him and pairt thairof fundin wyth the saidis Jonat be hir awin confessioun. Comperit the said Jonat Tomson in jugement and producit ane blak clewe of wursattis, and also producit Agnes Neyn Williame McMurquhie as hir varrand quha put the said clewe in plege wyth hir of vd., quhilck the said Agnes confessit opynlie in jugement the tacking thairof out of the saidis Donaldis house and putting of the samyn in plege to the said Jonat as said is of vd., and deponit scho newyr diliuerit to the said Jonat ane penne wortht of the graytht foirsaidis except the said clewe, of the quhilckis graytht and clame foirsaid wyth the clewe the said Jonat Tomson is fundin fre and absolut thairfra in respect the said clewe was diliuerit to the pairtie.

Johne McGilleweye ane of the baillies of the burcht of Innernis gaif in his bill of complaint humle menand and complanand vpon Thomas Symson and Katte Hendre his spous, that quhar he beand doand his lefull bessines haiffand na thocht of ewill this last Moundaye the saidis Thomas com on me wyth ane drawin knyff intending to haif slane me

11 Sept.

Records of Inverness

1571 had nocht beyne the bettyr reddaris, without ony motioun or cause bot be
11 Sept. resson I reprevit him for his vnworthie speiking quhilk he spak in my
presence to Thomas Moir lykeas I commandit, and also exhortit him
plessandlie to haif soitit the saidis Thomas Moir according to resson gif
he had oycht to say to him, and the saidis Thomas Symsonis ansuer was
to me that he had na sylwer to fyll my fowll sydis, with monye vther
injurious wourdis quhilk I abhor to put in wreit; And thaireftyr I beand
cumand hame to my awin house Katte Hendre his said spous lape in my
face and raiff my face my beyrd and my sark, and said to me false com-
mond auld theiff and dyour that I was, quhy slew I hir husband, I nocht
offending him nor hir in odyr wourd or deid; And forther the said Katte
Hendre of malice because scho gat nocht hir will of me scho raiff Wil-
liame Donaldsonis beyrd and cheikis without ony motioun bot because
he reid hir fray me. Quharfor prayis your maisterschipsis to cause me be
restorit to my gude fayme als opynlie as I was put thairfray, and to puneis
ather of thame for thair offenssis conforme to thair deserwingis, and in
case the samyn be nocht done conforme to equitie it will gif vtheris
ewill exampill to do the lyke to the rest of your office men. Comperit
the foirsaidis personis and nayt the hail pointtis of the formar complaint.
And the said Johne McGillewye for probatioun of his cause hes instantle
producit certan famous witnes, quha war rasauit admittit and sworne na
partie opponand thair contrar, quha being examenit the jugis being ruple
adwysit thairwyth and wyth the allegationis of bayth the saidis pairteis
hard seyne and considerit hes fundin the saidis Thomas Symson and his
spous hes done wrang and ar adjudgit in amerciamento thairfor, quharfor
the prowest baillies cunsall and communitie present for the tyme viz.
James Paterson prowest, Johne Robertson baille, Johne Ross, Alexander
Baille, Williame Cuthbert, Alexander Paterson eldar, Alexander Cuth-
bert, Johne Cuthbert, Jasper Dempster, Nicoll Kar, Fynla Donaldson,
Hendre Kar younger, Patrik Skynner, Williame Donaldson, Williame
Buddyth, Gilbert Paterson, Andro Dempster, Andro Gutthre, Robert
Reid, Johne Kar, John Grant, Johne Merschell, Johne Bur, John Demp-
ster, and Jasper Cuming all wyth ane woce hes dischargit and deprawit
Thomas Symson of his fredome for the space of ane yeir and day, and
forder hes decernit and ordanit the saidis Thomas to cum to the parochie
kirk on Sundaye nixt afoir none in tyme of preching in presens of the
minister and hail congregatioun being thair present for the tyme, and

Burgh Court Books : Vol. II.

thair to tak his tounge in his hand and say, tounge you leid, for the offensiss committit be him in the baille John McGilleweye, and hes ordanit Katte Hendre his spous to be had to the mercate croce instantle and the brankis to be put in hir heid, and thair to remane induring the prowest and baillies plesour and will for the wrangis committit be hir in the baille foirsaid. 1571
11 Sept.

The prowest and baillies hes decernit Mergret Ogilbe to be put in the gowis for the wrang committit be hir on Alexander Cuthbertis serwand woman and dingyne of hir and drawing of hir blude and thair to remane induring the jugis will.

Thomas Symson in presence of the prowest and baillies and the hail towneschip foirsaidis hes of his awin fre motyve will dischargit and hes renuncit his fredome opynlie.

Petyr Waus burges of Innernis protestis that the serwing of Mareoun Waus be nocht prejudiciall to him in respect hir procurator Schir Johne Gibson [Parsoun of Vnthank] is ane Papist, quha aucht nocht to haif place to procuryr in na cause as the Actis of Parliament, proportis. 20 Nov.

Ane brocht strukin be Johne Ross burges of Innernis on Johne Reid McWilliam Roy, Thomas Lummyc, Williame Genour and Andro Barroun fischearis that wrangusle and aganis the law the saidis personis hes brokin his boit quhilk they borrowit to haif brocht ane fraucht of pettis owyr the Ferrye to Alexander Cuthbert, and desyris the saidis personis to be decernit to rander and delywer the said boit als sufficient as scho was the tyme thai rasaut hir wyth costis skaythis dampnage and expenssis sustenit in the want of the said boit in thair contrar. Comperit Johne Reid and Thom Lummye and nait that thai promest to pass for the said fraucht of pettis or that thai borrowit the said boit, and Johne Ross and Alexander Cuthbert offeris to preiff the brocht. 21 Nov.

The prowest baillies and cunsall and communitie hes rasaut and admittit Williame Cuming and Williame Cuthbert burgessis of Innernis tennentis in and to the fourte schilling maling of the Watter of Ness possedit be wmquhill Thomas Waus burges of Innernis, euerilk man of thame xxs. wortht of the said Watter, vpon the compositioun of ane hundreth pundis, euerilk man fyftie pundis monye of this realme. 28 Nov.

Thomas Daigleische sadlar in Innernis gaif in his bill of complaint humle menand and complanand on Alexander Cruyschank dwelland in the burcht sea that quhar he appointit wyth the said Alexander in Innernis lykeas Johne Gollan and Johne Stowte dyd for careing of ane

Records of Inverness

- 1571
28 Nov. pakkald and frauchting of the samyn to Barris fair in Dornocht last and promesat to haif diliuerit the said pakald and grayth thairin at the mercat, and trocht his remanyng fra the said mercat I sustenit greyt skayth nocht onlye of the mercatt bot out of my pakkald I want tuay peces of clayth, viz., ane pece of Dundye grais contenand vij elnis and half elne price of the elne xvs. monie of this realme, and ane wther pece of Kynsay greyne contenand vij elnis price of the elne xs. monye foirsaid, and ane sek price xijs. wyth ane pece towe, and that trocht the lowsing and oppenyng of my pakkald, quhilk pece towe was bundin about the said pakkald, desyryng your maisterschipsis to compell the said Alexander Cruyschank to delywer me my clayth agane wyth sek and towe or ellis the pricis abouewreit togydder wyth the skayth I haif sustenit trocht his remanyng fra the said mercatt extending to x merkis, or ellis to allege ane ressonabill cause quhy the samyn suld nocht be done.
- 3 Dec. The prowest baillies and cunsall hes rasauit and admittit Alexander Paterson youngar burges of Innernis tennent in and to the aughtan pairt landis of the Barnehillis Mylnfeild and Claye Pottis occupeit and possedit be wmqhill Thomas Waus burges of Innernis vpon the composition of fourtie merkis to be payt instantle.
- 20 Dec. Mareoun Waus sister german and lauchfull ayr to wmqhill Thomas Waus burges of Innernis producit in jugement ane petition sayand that hir wmqhill brother deit last westit and saisit in all and sindrie the landis following and at our Soueranes fayth and peace, viz., in ane tenement of land lyand within the burcht of Innernis in the Brig end on the north syde of the gett, betuix the watter of Ness at the west and Johne Robertson burges of Innernis at the eist, the front to the Kingis hic gett to the southt, the taill to the common wennall to the northt. Item, ane aker of land lyand in Damisdaill betuix the landis of Sant Catherinis chaiplane now fewe heritage to Johne Ross at the eist and the landis of Our Lade chaiplane of the Greyne at the west, lyand as the rest of the saidis landis lvis southt and northt. Item, ane aker of land lyand in Gairbreid betuix the landis of wmqhill Alexander Paterson at the eist and west. Item, ane ruide of land lyand at Sant Thomas Chapell betuix the landis of Sant Catheryne pertenyng now to Johne Ross in fewe at the southt and northt. Anc other ruide of land lyand in the said feyld betuix the landis of Sant Michael at the southt and Alexander Cuthbertis landis at the northt. Item, fyve ruidis of land lyand on the west syde

Burgh Court Books : Vol. II.

of the watter of Ness, of the quhilkis tuay ruidis wyth ane kill and malt-house lyis betuix the landis of wmqhill Johne Fowll at the southt and wmqhill Williame Reid eldar at the northt, extending fray Alexander Kennychtis land at the eist and the landis of Kynmyleis at the west. And ane other ruide in the said feyld lyand betuix the landis of Our Lade of the Hie Alter at the southt and northt, the auld foss at the eist, the landis of Kynmyleis at the west. And other tuay ruide in the said feyld betuix the landis of wmqhill Alexander Smyth at the southt and Sant Michaelis land at the northt, extending fra the auld foss at the eist and the landis of Kynmyleis at the west. Itam, ane chalmer in the Kirk yard on the eist syde of the kirk of Innernis betuix the landis of wmqhill Hendre Kar at the southt and Sant Catherinis land at the northt, betuix the common Kingis Gett and the Kirk yeard eist and west. Ane vther chalmer in the Kirk yeard betuix the landis of wmqhill Huchoun Bane at the west and Williame Reid youngaris land at the eist, and tuay schillingis anwell rent be yeir of ane pece land lyand betuix Johne Cuthbertis land at the eist and the Watty of Ness at the west, and desyris to be seruit heirin and conforme thairto cause ane baille pass and gif me sasing vpon my service. Quhilk being opynlie reid and proclamit at the tolbuyth stayr as wse is, and quhar na person nor pairtie comperit to oppone or object in contrar the said petitioun nor na pointtis thairof the saidis Mareoun requerit act. 1571
20 Dec.

Johne Ross burges of Innernis comperit in jugement and gaif in his bill of complaint humle menand that quhar he diliuerit in the keiping of Johne McConyll and Andro McConquhie his serwandis and cottaris in this toune ane gray horse price xxiiij merkis monye of this realme wyth the rest of his wark horses for awaitingt vpon his service laubour and vther necessaris neidfull, quhilk horse hes inleakit and deit in the saidis Johne and Androis deweittis this last ferd day of Januar instant in giffing of cauld draff and watter to him, and in thair non depending on him bot left him that haille nycht efter thai had giffin him caff and draff efter the watter, and com nocht nar him to the mornyng on the day foirsaid to haif past wyth the said gray horse and the rest to the pleucht, sua the said horse in thair deweittis in fault of tint taking to him hes fundeit in the guttis and ballye, and thairof tuike the bottis and crepit on his wambe lyke ane dog trocht the sairness was in his guttis, trocht the 1571-72
12 Jan.

Records of Inverness

- 1571-72 quhilkis and in thair deweittis in giffin to the said horse cauld watter
12 Jan. wyth caf and draff togyther and in the non depending on him as said is
hes inleakit and deit to his greit hurt hawye dampnage and skayth in his
laubour now dalye cumand vpon hand. Heirfor desyris the saidis Johne
McConyll and Andro McConquhie to be decernit be decreit of curt to
rander and delywer to him als gude ane horse or ellis the price aboue
wreittin as thai that war his serwandis and cottaris and aucht and suld
haif keipit the said horse bayth nycht and day.
- 19 Jan. Comperit in jugement Petyr Waus burges of Innernis and gaif in
his brocht humle menand that quhar Daudid Robson beyond the Ferrye
is restan awand him xvij merkis monye wyth ane boit full of peittis and
ane hundreth hering, and that for ane boit quhilk he sauld to the said
Daudid in the moneth of October last bypast.
- 26 Jan. Thomas Gray in jugement hes actit him self of his awin fre motyve
will to fulfyll the band of matrimonie wyth Hellyne Waus dochtyr to
Martyne Waus burges of Innernis within xv dayis vnder the pane of ten
pundis vsuall monye of this realme.
- 9 Feb. The inqueist foirsaid hes fundin Isbell Garne in the wrang for the
wrangus calling of Christan Nykqueyn spous to Williame Suffre missaell
carlingis geit that satt at the kirk style and hir hand in ane kettill of
watter for lippy and missalnes and that scho suld brak hir bak, and dome
giffin thairvpon. The jugis hes decernit hir to be put in the gows and
thair to remane induring the jugis will, and forder gif scho beis notit wse
the lyke in ony tyme cuming in contrar ony of the inhabitantis of this
burcht to be brynt on the cheik and bannest of this towne for ewyr, and
dome giffin thairvpon.
- Comperit in jugement Hendre Kar eldar burges of Innernes and gaif
in his bill of complaint vpon Mareoun Waus ayr to wmquhill Thomas
Waus burges of Innernis her brother and onlye intromissatrix wyth his
gudis and geir, humle menand and complanand that quhar scho with-
haldis fra him ane apill gray horse quhilk he lent to hir wmquhill brother
Thomas Waus quhen he past in our Soueranes service to the Raid of
Falay, quhilk was in the yeir of God ^{j^mv^c} xlij yeiris, quhilk horse was
comprisit be honest famous nychtbouris quhen the said wmquhill Thomas
Waus rasauit him to xxij merkis monye of this realme, and as yit
deteneis and withhaldis the said horse and on na way will mak payment
of the said horse nor pricis foirsaidis.

Burgh Court Books: Vol. II.

Petyr Waus burges of Innernis and Robert McWilliame indweller *1571-72*
thair ar becumin actit of thair awin fre motyve willis souerteis and *13 Feb.*
cautionaris for ane honnorabill man Johne McEachin, Lard of Garlocht, to
refund content and pay to Johne Reid son to umquhill Schir Johne
Reid pentionar of Bennocht the sowme of xxiiij pundis gude and vsuall
monyne of this realme betuix the day and dait heirof and the feist of
Pasche nixt to cum being the sext day of Aprile nixt in anno sewintie
tuay yeiris vnder the pane of poinding of thair redeast gudis and geyr,
And the saidis Johne McEachin of Garlocht is becumin actit for the
releiff of the saidis Petyr and Robert vnder the panes foirsaidis in presens
of Duncan McAne McEachin, Allister Roy McAne McEachin, and
Murquhow Pypar, serwandis to the saidis Lard.

As this terme quhilk was assignit to Johne Reid to preiff wmquhill
Johne Morison officiar payt of vs. acclamit at him be Gilbert Duff
collectour to the vptakin of the taxatioun of the Prince baptyme, pro-
ducit Johne McGillewye quha deponit that Johne Reid diliuerit to
wmquhill Johne Morison vs. monye, vpon the quhilkis the said Johne
Reid is fundin fre and absolut.

Johne Gibson gaif in his bill of complaint humlie menand and *1572*
complanand that quhar Christan Neyn Gowin, the spous of wmquhill *10 May*
Williame McPhadrik, wrangusle deteneit and withheld fra him ane coffyr
wyth xij thrattye schilling peces thairin, fourte bard and Dowglas groittis,
and wyth vj vnce brokin sylwer that his wyiff had the tyme of hir deceise,
quhilk the said Christan rasauit the samyn tyme quhan scho was in the
extremes of deith, and on na wayis will rander nor delywer the said coffer
coffer wyth the sylwer cunzeit and uncunyeit abouewreit without scho be
compellit.

Gilbert Gollan, procurator for the said Christan Neyn Gowin, allegit *17 May*
the said actioun and cause mowit be Johne Gibson in contrar the said
Christan is spirituall cause and teistit gude, and aucht nocht to be callit
soittit nor persewit be the prowest and baillies and that thai ar nocht
competent jugis in the said cause, bot aucht to be persewit befor the
Commissar quha is competent juge to the said cause. The jugis admittis
the saidis allegatioun and referris the samyn to the Commissar.

Ane brocht strukin be Alexander Cuthbert burges of Innernis on *24 May*
Gillemechell McSchir Andra and Fynla McChannycht his cottaris, that
wrangusle and aganis the law thai haif in thair necligence tynt and slane

Records of Inverness

1572 to me ane blak oxie quhilk cost me aucht merkis and ane half vsuall
24 May monye of this realme, quhilk oxie in thair deweittis brak his crag in the pleucht at Alhallowmess last in the calling of ane wther yok of oxin on his bak of forse, and or he culd be reseweit he brak his crag.

Ane brocht strukin be Jonat Dempster, the spous of Duncan Beg McConquhe Dowe, on Gillemechell McAne McGillemorrye that wrangusle and aganis the law he withhaldis fra hir ane silwer bruche of four vnce weycht, price of the vnce xxvjs. viijd., wyth ane christall stane bundin in silwer, price thairof xls., wyth the warkmanschip thairof, and ijs. iiijd. monye was in ane purse.

25 May Forsamekle as the prowest baillies and cunsall of the burgh of Innernis hes considerit and hes consideratioun of the tumult and vprore adjacent about quhar thair was accustummit to be ane publict conventioun in the Channorie of Ross, that trocht the quhilkis ferouris sindre to cum thair to wse thair merchandice as thai war accustummet, thairfor the saidis prowest baillies and cunsall hes statut and ordanit and be the tennour of thir presentis statutis and ordanis and also licientis and permittis all maner of man to cum to the burgh of Innernis haueand merchandice to sell, and thair wse thair mercatt and merchandice, quhilk salbe lefull and frelie permittit and grantit to all maner of man to by and sell for the space of thre dayis as gef thai war fre burgessis, payand thair dewe custumes allanerlie but ony impediment stope or trubill, and this to all and sindrie quhom it efferis we mak it knawin.

7 June Fynla Donaldson burges of Innernis exponit in jugement that quhar Alexander Paterson youngar hes bigget vpon the back syde of his house certan wyndoys, quhilk wyndoys ar bigget in contrar the lawis of burrowis and statutis thairof, quharfor protestis that the biggyn of the saidis wyndoys be nocht prejudiciall to him.

Ane brocht strukin be me Alexander Paterson youngar burges of Innernis in the handis of James Baittis and James McBarroun officiaris vpon Fynla Donaldson burges of the said burcht, that quhar I haif ane ruide and ane pece of land as I of the commond law practik and wse of burrowis aucht to haif my eafe drope fra, nochttheless the said Fynla Donaldson by equitie and reasoune and lawe of burcht hes biggit ane greit pairt of his landis far within the boundis of my saidis landis, and hes tuay houssis fast biggit to the braide syde of my house, and hes consumit the haill or maist pairt thairoff wyth fyre and vtherwais through want of

Burgh Court Books : Vol. II.

my eafe drope my wowte and sellar is consumit and dalie consumes wyth *1572*
watter for fault of passage of the water that fallis fra my eafe drope *7 June*
that is haldin in be him and in his default trocht want of the said
passaige of the water that fallis fra my eafe drope, Quharfor I beseik you
my lord prowest and baillies to cause wesie my said land and consider
the skayth I susteyne be the said Fynla, and to compell him to rander
and restoir to me sic land as he hes of myne, and mend my wallis quhilkis
he hes fyrit be his selff and his tennentis, and to mak my eafe drope fre
quhartrocht my saidis wowttis may be skaythless of weit be passage away
of the water that fallis fra my eafe drope quhilk is haldin in be him to
my greit hurt, quhilk I wald nocht sustene yeirlie for ane hundreth
pundis, beseiking you my lordis prowest and baillies for justice and
rameid of lawe, and your maisterschipis guidlie ansuer heirvpon humle I
beseik.

Allister McAne McThomas is decernit to pay to Gilbert Duff ane
muk sled or ellis xvijjd. monye for the price thairof within xv dayis vnder
the pane of poinding.

Allister McAne McThomas is decernit to content and pay to Gilbert
Duff ane boll aittis of the inleaik of ane pruiiff be the depositioun of
James McBarron, pruiiffman.

Mareoun Ogilbe is decernit to rander and delywer to James Waus *14 June*
ane rubbour of xij quartis quhilk he lent hir.

Ane brocht strukin be Johne Robertisoun on Johne McSande his
cottar that wrangusle and aganis the law the said McSande held on
my expenssis tuay horses and four heid of gudis by the horses that
seruit myself fra the tyme he entrit wyth me to his depairting fra me to
the greit hurt of my horses and bestiall, desyring the saidis Johne
McSande to be decernit to refound content and pay to me ane hundreth
thraiffis stray, price of the thraiff xijd. monye of this realme, and desyris
the samyn to be modefeit.

John McSande is decernit to content and pay to Johne Robertson
burges of Innernis ane gude and sufficient fed kyd or lambe as he that
was his cottar, conforme to the wse and consuetude of this cuntray.

Robe McAndra McRobe is decernit be the jugis to serue Andro *18 June*
McFuctour his maister to ane terme, and the said Andro to fend
and meit him according to his service as ane serwand aucht to be
done to.

Records of Inverness

- 1572
12 July In the actioun and cause mowit be Alexander Patersone youngar burges of Innernis aganis Fynla Donaldson burges thair, in the quhilke cause it was assignit to the said Fynla to qualifie the exceptioun peremptour proponit be him and his procurator and to produce all vtheris his peremptouris quhilkis he wald use in the said cause the fyft day of Julij instant, and be ressoun of the trublis of the cuntray the said fyft day na curt nor process mocht be had in the said cause, bot the said terme desertit in itself.
- 21 July In the actioun and cause mowit be Alexander Patersone younger burges of Innernis aganis Fynla Donaldson burges thair anent the desyre of the said Alexanderis eafte drope of his house, the juge being adwysit wyth the process hes fundin be the burrow lawes of this realme that the said Alexander aucht and suld haif the drope of the syd wall of his house libellit, callit the eafte drope, fre fra the saidis Fynla his landis adjunit and biggit to the saidis Alexanderis landis, and thairfor decernis and ordanis the said Fynla to red his landis fra the saidis Alexanderis syd wall that his eafe drope thairof may be fre, and to mak the samyn fre to the saidis Alexander conforme to the burrow lawes of this realme be sic space and rowme as is contenit in the samyn.
- 26 July Christan Dingwell the spous of Robert Fraysser gaif in hir bill of complaint in jugement, humle menand and complanand that quhar Agnes Cuthbert, the spous of Johne Dow McKennycht in Ellan [the Island], schamefulle sclanderit and defamit hir, saying that the said Christan left in hir house quhar scho dwellis instantle wichecraft, trocht the quhilkis scho can gett na saill to hir aill, and left the samyn in aittis quhar the said aill laye and gantreis thairof. The said Agnes is decernit to cum the morne being Sundaye in presens of the peple and minister to the parochie kirk and thair ask the said Christan forgeweness, and dome giffin thairvpon.
- 6 Oct. The prowest and baillies of the burcht of Innernis sittand in jugement, comperit Schir Johne Nicolson procurator for Agnes Waus and Johne Munro of Urquhart hir spous for his intres and [in] thair names allegit that the said Agnes Waus was the lauchfull sister german of wmquhill Thomas Waus burges of Innernis hir wmquhill brodyr and ane of his lauchfull airis gottin and borne of ane father and ane mother, and because the said Thomas deceissit without ony airis male gottin of his bodie the said Agnes Waus his secund sister german aucht and suld of lawe and

Burgh Court Books : Vol. II.

practik of this realme be seruit as ane of the said Thomas airis hir 1572
wmquhill brother of the haill half landis gudis and geyr pertenyng to 6 Oct.
him at the tyme of his deceise, and because of the slauchteris and
cummerse quhilkis hes hapnit betuix the Clan Chennycht, the Clan
Chattan and the Munrois within the space of tuay yeiris vnrecunsalit
as yit, the saidis Agnes Waus and Johne Munro hir husband for feyr
of thair lywes and herschip of thair gudis dar nocht cum to the saidis
burcht of Innernis quhar the saidis wmquhill Thomas landis lyis to gett
the said Agnes seruit as ane of the saidis Thomas airis, nocht to persew
hir rycht and tytle of his landis and geyr; thairfor the procurator foirsaid
hes protestit that thai maye haif thair place to persew thair action
befoir thair jugis competent, and inlykemaner gif neid beis to call for
reducioun as occasioun seruis for the caussis foirsaidis for the truble
dalye invalescent in the partis of Ross.

Ane brocht strukin be the thesaurar of the burcht of Innernis on 15 Oct.
all and haill the vnfre broustaris of the burcht of Innernis, viz., Jonat
Neyn Gowin, Agnes Waus, Marrat Cowike, Elspet Gorrye, Magie Nyk
Worrycht, Katte Hendre, Jame Chapman, William Tomson, Murriell
Browne, Johne Clerkis wyff, Agnes Gollan, Johne Angussonis wyiff,
Catheryne Reid, Mareoun Ogilbe, Christan Dict, Johne McKennynt
in Ellanis [the Island] wyiff, Mage Neilson, Jonat Cuthbert, the spous
of Jame McGillereocht, Elspet Skynnar, Jame McPhaillis wyiff, Johne
Banes wyiff, Robert Fraysseris wyiff, Christan Fergusson, Esbell Gaderar,
Scheak Neyn Tawes, Emelic Clerk, Jonat Neyn Andra, Agnes Neyn
Donquhie, Jonat Neilson, Williame Bane for his wyiff, William McMarris
wyiff, William McCorenis wyiff, William Hudis wyiff, Catheryne Nyk Cowll,
Agnes Fyff, Marrat Nyk Cowll, Jonat Dempster, Christan Brebnar,
Christan Fergusson, Christan Nyk Queyne, Isbell Kennocht, Agnes
Cuthbert, the spous of Johne McGillephadrik, Johne Karis wyiff, Donald
Urquhartis wyiff, William Dow McPhaill, Thomas Brebnaris wyiff, William
Boy McPhaillis wyiff, William Hay Moreisis wyiff, William McPhadrikis
wyiff, Helyne Waus, Allister McThomas Royis wyiff, Allister McPhadrikis
wyiff, Jonat Brodye, Robe McAllesteris wyiff, on thame and ilkane of
thame respective in name and behalf of thair wyiffis, that wrangusle
and aganis the law thai and ilkane of thame respective hes contravenit
the actis statutis and ordinancis of this burcht of Innernis in selling
of aill of darrer pricis nor it was ordanit, that is to say the quart aill

Records of Inverness

1572 gude and sufficient stuff for vjd. and the war aill of minar pricis, as
15 Oct. the cunstaris sett the samyn, nochttheless thai and ilkane of thame
respective sauld darrer and tuike viijd. for the quart aill ewill stuff.

18 Oct. Ane brocht strukin be the thesaurar on all and hail the fre brou-
staris of this burcht, viz., Christan Paterson, William Donaldsonis wyff,
Johne Reidis wyff, Johne Burris wyff, Jonat Christeson, Mage Neyn
Intagert, Hendre Kar eldaris wyff, Johne Grantis wyff, Mage Gorrie,
that wrangusle and aganis the law thai haif contravenit the ordinancis
of this burcht in selling of aill darrer nor vjd. the quart. The foirsaidis
personis be thamesellfis and thair husbandis confessit the samyn, for
the quhilkis thai ar adjudit in amerciamment and dome giffin thairvpon.
Absentis : Thomas Cuthbertis wyff, Christan Vrquhart, Magie Morison,
Elspet Duff, Barbara Waus, Rorye Johnesonis wyff, Gilbert Gollanis
wyff, William Andersonis wyff, Magie Nykgillewye, Jonat Kar, oftymes
callit at the tolbuyth stayr as vse is and nocht compering ar adjudit
in amerciamment for thair absens and dome giffin thairvpon.

25 Oct. Ane brocht strukin be William Cuming and William Cuthbert pro-
curatoris fiscall of the burcht of Innernis on Donald Vrquhart, Allister
McThomas Roy, Johne Gibson, Thomas Gray, Allister McWilliam
McPhadrik, William McConylbane, that wrangusle and aganis the law
thai and ilkane of thame hes thir yeiris by past and this yeir in speciall
visit the priwilege of fre burgessis in forstalling maner in bying and
selling to vnfre men and strangearis of all keynd of tymmer, sic as
ralis, cuppill treis, keaberris, steaikis, kearnox, wandis, gerthstingis,
and sic vther tymmer as vsis this mercatt, to the greit skayth and
hurt of the inhabitantis of this burcht, quaha can gett na keynd of
tymmer to thair biggyne for thame, and for the exhorbitant dertht rasit
be thame.

Comperit in jugement Sande Watt dwelland in Faythlie in presens
of the prowest and baillies, and thair made oppin confessioun that all
debaittis betuix Robert Bolden, Englishman, and him was fynallie endit
concordit and aggreit.

29 Oct. It is statut and ordanit that quhat ewyr thai be of the vnfre
broustaris within this burcht vsis brewing and entrit at thair awin
hand, nocht being admittit be the prowest baillies and cunsall, in all
tymes cuming, that thair fattis and all vther brewing weschellis salbe
brocht to the mercat croce and thair to be brynt without ony forder

Burgh Court Books: Vol. II.

process to be led thairintill, and this to be maid knawin to all and sindre to quhom it efferis. 1572
29 Oct.

Ane brocht strukin be the procuratoris foirsaidis on all and hail the cordinaris aboue expremitt that wrangusle and aganis the law thai and ilkane of thame hes rasis ane exhorbitant dertht in this burcht and cuntra vpon the schone mair nor the actis and statutis maid of befoir and pricis maid on the schone, that is to say gentill mennis schone for ijs. viijd., serwandis schone ijs. iiijd., wemen schone xxd., and bernis schone xvj or xvijjd. as thai ar of eyld.

Comperit in jugement Johne Berne burges of Pertht and gaif in his bill of complaint, humle menand that quhar he coft fra Gilbert Paterson burges of Innernis sewin barrellis gude and sufficient salmond in the moneth of September in the yeir of God j^m v^c threscoir and allewin yeiris, of the quhilkis the said Gilbert hes rasauit fourtie pundis monye and hes my obligatioun for the rest, and the said Gilbert aucht and suld cause James Blair delywer me the said fische on the scheoir of Dundye without any cummerse betuix the day and dait heir-of and the first day of Nouember in the yeir aboue wreittin, and fra the port of Dundye till France upon the said Johne his wentur, and quhen the said Johne com to Dundye to rasau the said salmond fra James Blayr, the said James wald nocht ansuer nor ken me for thame for certan comptis was betuix the said Gilbert and him: Referrit to his ayth simpliciter, quha deponit that he sauld vij barrellis salmond quhilkis war in the handis of James Blayr conditionallye to the said Johne Berne, bot knew nocht gif he wald gett thame or nocht, and because he knew nocht gif he wald gett thame or nocht wald nocht obliss him thairto, bot allanerlie his messay bill direct to the said James for diliuering of the said salmond gif thai war vnsauld, and gif he gat nocht the said salmond he suld haif his awin sylwer agane. In respect thair of the jugis hes absolut the saidis Gilbert Paterson of the clame of vij barrellis salmond foirsaid acclamit be the said Johne Berne and makis him fre thair of, and decernis the said Gilbert to rander his monye foirsaid to the said Johne Berne. 8 Nov.

The prowest baillies and cunsall, being conuenit within the tolbuyth of Innernis for ordour putting to the barkit leddy and barkaris thair of, hes statut and ordanit, be command and assent of the hail burgessis of this burcht being within the burgh of Innernis, that na burgess man

Records of Inverness

1572 within this burcht, beand barkaris of leddy, sell na barkit leddy to
8 Nov. ony strangear within this burcht or vthoutht the samyn, bot that thame
selffis in propyr persoun pass wyth thair leddy to mercattis and sell the
samyn thair, or ellis to sell the samyn to ane burges man within this burcht,
and quhat ewyr burges that beis attechit for bying of ony barkit leddy
fray vnfre men the saidis fre manis haill leddy togyther wyth the vnfre
manis leddy to be eschetit, and quha beis notit or fundin do the contrar
and brakaris of the samyn for the first fault sall pay to the commoun
weill of this burcht xx lib., the next fault xl. lib., the thred depravatioun
of his fredome.

The prowest bailles and cunsall, considering that oft and sindrie
tymes thair conventiounis for gude ordour tacking concernyng our
Soueranes liegis and for gude statutis making within this burcht, quha
aucht to be myrrou of the rest of the cuntrye, and the samyn at all
tymes contempnit and statutis brokin, lyke as hes beyne insert and rollit
in our buikis, quha contempnyng and brekis the samyn and dissobeis the
prowest bailles and cunsall, yit nochtwythstanding for gude ordour taking
to God prowylde forder stabilitie that faltouris may be pvneist and the
committaris of offenssis maye be keipit in scoir inrollit within our buikis:—
It is statut and ordanit that for downe putting of dertht of barkit leddy
and rocht hydys rasis be the barkaris within this burcht in manifest
contemptioun and breking of our statutis maid to the samyn effect
diurse tymes of befoir, that na rocht hyde be coft within this burcht
of darrer price nor xxs. the rocht hyde, the barkit hyde to be sauld
to the buyththaldaris and workaris thairin presentle within this burcht
for xxvjs. viijd. vnder the panes foirsaidis, in respect that vtheris quha
war buytht haldaris and na burgessis hes contempnit thair buytht halding
and alluterle hes maid thame to be trawelouris wyth barkit leddy, and
thairin contempnand our statutis and ordinancis. And to the effect that
this act and statut suld tak effect, statutis and ordinancis the cordinaris
being wythin this burcht presentle, makaris of schone, that fray this day
furtht na gentill mennis schone be sauld darrer nor xxxijd., husbandmen
and serwand schone xxxd., wemen schone ijs. iiijd., bernis schone xxd.,
xvjd. and xiiijd., as the bernis ar of aige, and that this act towartis the
pricis of schone be publictle devulgat at the mercatt croce of Innernis,
quharthrowe that the liegis thairbe may fall of the pricis of the rocht
hydys and may sell the samyn conforme to our statutis.

Burgh Court Books: Vol. II.

Itam, the cunsall hes continewit to the nixt conventioun to tak *1572*
ordour wyth the craftsmen quha omittis thair craft and markis of fre *8 Nov.*
merchandice, nocht beand burgessis.

Siclyke, to tak ordour wyth the vnfre men that vsis merchandice, sic
as Johne Fraysser alias Stowte, Jame Chapman, Robert McWilliam,
Fynla Clerk, Thomas Fuctour, Thomas Daigleische sadlar. Itam, the
cunsall ordanis thame to be callit to ane particular dyet at the
thesauraris instance, quharthrow thai may pay for thair libertie as the
cunsall thinkis expedient to be payt be thair deliuerance.

Itam, as towartis thame that travellis owyr the Ferrye in fraude
of the burcht and stopping of the victuallis to cum to the mercatt to
sell the samyn, and trocht thair passing thair raisis dertht, the cunsall
ordanis the victuallis sua brocht to this burcht be stallangearis to be
tane out of thair houssis as escheit and the thesaurar to ansuer thairfor,
and the committaris thairof to be dischargit fra brewing for the space
of that yeir.

Itam, towartis broustaris that entris and vsis brewing at thair awin
handis vnadmittit, quhilk statut is alreadye maid in the moneth of
October last the xxix thairof be the prowest bailzeis and cunsall, as
the samyn in it self mair fullelie proportis.

The prowest baillies and cunsall hes lattin to Jasper Dempster
burges of Innernis ane chalmer rowme within the kirk yeard, extending
to thre cuppill and tuay taill forkis, on the west syde of the said kirk
yeard, betuix the landis of Alexander Hay to the northt, the commoun
wennall at the southt, the kirk yard at the eist, the wattyr of Ness to the
west, to him and his airis for payment making yeirle of ijs anwell to the
prowest baillies and thair thesauraris for the tyme.

Comperit in jugement Farquhar Grasycht [Farquhar the shoe- *22 Nov.*
maker] and gaif in his bill of complaint, hawelie menand and com-
planand that quhar he had in Rynnald Merschellis bark fatt within
the saidis Rynnaldis chalmer four hydys barkit wyth the saidis Rynnaldis
leddy, quhilkis four hydys wyth the saidis Rynnaldis awin leddy war
liftit out of the said bark fatt vpon the xxj day of November instant,
quhilk hydys he put on the fatt syde to haif tane thame away with
him schortlie, nochttheless the said Rynnald said to him it war bettyr
laif the leddy on the said fatt syde to thai droppit the wattir and war
lyttar to be careyt and dryar, and sua be the command and desyre of

Records of Inverness

1572 the said Rynnald he left his leddyр thair be the space of four or fywe
22 Nov. houris or thairby, and left the keye of said chalmer wyth the said Rynnald and atheris of the saidis pairteis ledderis lyand on the fatt syde droppand the watter. And at his returnyng to haif rasauit and tane away his leddyр wyth him, quhilk he left haill in the saidis Rynnaldis chalmer in his keiping, wantit of the four hydys ane half hyde and the wambe of ane hyde of the best of the four hydys, and in respect the saidis hydys war within the saidis Rynnaldis chalmer and the kye in his keiping, aucht and suld mak compt to the said Farquhar thairof, and safar as the said Rynnald causit him laif his leddyр, quhilk he was in purpos to haif tane away schortlic efter the lifting thairof. Comperit the said Rynnald for ansuring heirto, and confessit to haif causit him to laif his leddir and to haif the kye of the said chalmer. The jugis in respect of his confessioun and be his awin toung grant hes decernit the said Rynnald to refund content pay and delywer to Farquhar Grasycht ane half hyde wyth the wambe of ane wther half hyde gude and sufficient stuff.

26 Nov. The prowest baillies and cunsall in jugement hes grantit and consentit that the barne vpon the Barne hillis vpon the eist syde of the Gett betuix the Barnes of wmqhill Hendre Gutthre at the southt, Alexander Baille at the northt, to be vsit and possessit be Agnes Gollan and Johne Cuthbert hir spous, as the samyn quhilk was possessit be the said wmqhill Thomas Gollan, vpon the payment making of xijd. anwell yeirlic to our thesaurar, and ordanis ane baille to gif thame sasing thairvpon. And inlykemaner to Alexander Baille and Johne Robertson sasing to be gewin to thame of thair barnes lyand thair.

Comperit in jugement Robert Oigstoun dwelland in Faythle in Bowchane,[†] and gaif in his bill of complaint, humle menand and complainand that quhar Petyr Waus burges of Innernis com to the port and hawin of Faythle in the moneth of September last bypast wyth ane Duche schip of his awin, quha desyrit me be ane pertinar of the said schip wyth him and to tak the thred thairof, to be transportit thairfray to Norway and in agane to the said port and hawin of Faythle, and thair to loise and delywer hir laidnyng, the thred part of the said laidnyng to be diliuerit to the vtilitie and proffeit of the said Robert. And for the caussis and ressonis foirsaidis the said Robert diliuerit to the said Petyr

[†] Faithlie, the ancient name of Fraserburgh.

Burgh Court Books: Vol. II.

xvij bollis malt, and ane firlothe, thre bollis, ane firlothe malt thairefter put in the said schip in the saidis Robertis behalf and rasauit be the said Petyr fra ane callit Androw Stiell in Inwernoct, price of euere boll xxxs. vsuall monye of this realme, extending in the haille to xxx lib. xvs., nochtwythstanding of the premissis the said Petir hes falit in his promess and pointtis heirof and hes keipit na pairt of the samyn, to the complanaris greit hurt hawye dampnage and skayth as is allegit. Comperit Petyr Waus and naysis him to haif bot the thred skayr of the said schip, and the rest of the pertenaris aucht to be soittit callit and persewit as he for his pairt gif ony pactioun was. 1572
26 Nov.

Comperit in jugement William Buddyth burges of Innernis and gaif in his bill of complaint, humlie menand and complanand that quhar Robert Oigstoun dwelland in Faythle deliueris him nocht ane thousand skayt gude and sufficient merchant wayr thornebak and maik beand accept, quhilk aucht and suld haif bene diliuerit and payt to the said William at the feist of Witsundaye in the yeir of God j^mv^c sexte aucht yeiris, as ane obligatioun and contract maid betuix the said Robert and me at mair lentht proportis, of the dait at Innernis the xiiij day of Nouember the yeir of God sexte sewin yeiris, quhilk thousand skayt sufficient merchant wayr aucht and suld haif bene diliuerit to the said William at Witsundaye thaireftyr, nochtwythstanding the said William past to Faythle to raseue the samyn and thaireftir send ane serwand for the said skayt, and culd nocht cum be thame, and as yit postponis to mak payment of the said skayt without he be compellit, quaha aucht and suld haif payt the samyn at the said terme of Witsundaye as he that rasauit v lib. monye in pairt of payment for the samyn.

Comperit in jugement Patrik Skynnar burges of Innernis, and humlie menit that quhar he hes observit and keipit the actis and statutis maid be the prowest baillies and cunsall tweching the bying of rocht hydis, as the said act and statut at mayr lentht proportis to this day, quhilk he redundit to his hawye dampnage and greit skayth in respect monye and sindre of the burgessis of this burcht hes brokin the saidis actis and statutis and hes giffin for the rocht hyde mair nor xxs., quhilk is notoriouslie knawin and sindre of thame convict in the curt buikis thairfor. And insafar as the haille burgessis barkaris of leddy has brokin the saidis actis and statutis in giffing of mayr nor xxs. for the rocht hyde, quhilk act and statut the said Patrik hes on na way 29 Nov.

Records of Inverness

1572
29 Nov. contrawenit to this day and is and was reddye aye to haif obseruit and kepit, in respect thairof protestis that quhat he do in contrar the saidis actis and statutis in tymes cuming be nocht prejudiciall nor hurtfull to him, in respect he was aye reddye to haif kepit the saidis actis and statutis quhilk he dyd alredye to this day.

13 Dec. The jugis hes admittit Androw McWilliam McPhadrik to brew and to be ane stalleangear to Michaelmess nixt efter the dait heirof, paying thairfor xvjs. iiijd., and for his inlawe of this last yeir iijs., to be payt or he wse ony brewing.

1572-73
31 Jan. Ane brocht strukin be Helyne Dict on Donald McInnoyar serwand to Johne Reocht McAye, that wrangusle and aganis the law upon the xxij day of Januar instant the said Donald com in to my sisteris house and thair was drinkand in uther cumpanye, and quhan thai had done sperit quhat cost the aill, ansueris scho and sayis aucht penneis the quart, na forder offence done to him be the said Helyne, callit hir and hir sister Christan Dict commond theiffis and houris, banneist ribaldis that war banneist of this towne all nycht and durst nocht be seyne pass of the towne in day lycht, wyth monye vther injurious wourdis. The assise foirsaid be the examenatioun of famous witnes hes fundin the said Donald McInnoyar in the wrang tweching the heidis of the brocht foirsaid, in respect thairof he is adjudgit in amerciamment and dome giffin thairvpon.

14 Feb. Ane brocht strukin be Marjorye Cuming serwand to William Bane in Culcabok that wrangusle and aganis the law William Tomson the brebnar hes spilt and destroyt to me xij elnis hewit clayth quhilk I gaiff him to wirk the secund day of Februar instant or thairby, quha hes wrocht ane pairt thairof to my contentatioun, the rest of his awin fasoun bye my adwyse or command, and mocht haif had for euerilk elne thairof gif he had done his duetie in the lauboring and wyrking thairof xvs. monye of this realme, desyring the said Williame to be decernit to recompense me the skayth I haif sustenit in his deweit or ellis to allege quhy he aucht nocht to do the samyn. Comperit the said William Tomson and allegit he dyd his duetie sua scho had gewin him grayth and hewis to work the said clayth wyth, and the said Marjore allegit the contrar, that he gat and rasauit all his desyris quhilk scho aucht to him gewin him. In respect thairof the jugis being ruple adwysit heirwyth ordanis the said Marjorie to waik the said haill clayth and cause

Burgh Court Books : Vol. II.

the samyn be dycht, and quhat pricis the said Marjorie optenis or gettis for the pairt maid to hir effect, prewand the samyn trewle befor the prowest and bailles, decernis the said William to intromett wyth the tother pairt of the clayth whilk is nocht wrocht to the said Marjoreis effect, and to pay to hir als mekle as scho gettis or optenis for the rest sauld be hir. 1572-73
14 Feb.

That day was producit in jugement ane complaint of Dame Jonet Campbell, Lade Lowatt, humle menand that quhar William Buddyth burges of Innernis makis hir nocht payment of x merkis monye of this realme as he that becom souerte and cautioun for Nicoll Kar burges of Innernis for hir maill of the fisching of Abertarff of the yeir of God j^mv^c threscoir and twelf yeiris. 14 Mar.

Mr Thomas Howstoun, minister of the Wourd of God within the burcht of Innernis, producit for himself and his spous and the langast lewaris of thame tuay thair airis ane evident vpon ane ruide of burrow land sauld and annaleit to him be Alexander Bane of Tullycht, lyand within the burcht of Innernis in the Kirk Gett on the west syde of the samyn, betuix the landis of Alexander Baille of Dunnane at the southt, the airis of wmquhill Thomas Christeson at the northt, the front to the Hie Kingis Gett at the eist, the taill to the Watter of Ness at the west, quhilk ruide of land payis yeirle to our Ladie Chaiplane of the New Ile iijs. anwell be yeir, desyring to be entrit in the soit roll, quhilk was grantit. 1573
30 Mar.

James Abraham burges of Innernis producit in jugement ane evident vpon tuay ruidis of land lyand on the west syde of the Watter of Ness contigue togyther, betuix the landis of the Freyouris Predicaturis of Innernis at the southt, the saidis James awin landis at the northt, the frontis thairof to the Watter of Ness at the eist, the talis to the commoun wennall to the west, of the dait at Innernis the vij day of May the yeir of God j^mv^c sewinte tuay yeiris, vnder the signe and subscriptioun of William Cuming notar publict, desyring to be entrit in the soit roll, quhilk was grantit.

Comperit in jugement William Tomson, son and air to Alexander Tomson in Chanorie of Ross, and producit ane mandement and procuratore of Laurence Bannerman allegit baille and chalmerland of the Bishoprik of Ross, and allegis that Mungho Gollan [burges of 23 April

Records of Inverness

1573 Rosmarkye] is ane tennent of the said bishoprik of Ross and vnder his
23 April jurisdiction, and offeris caution for justice, I as procurator and
commissionar to the said baille in that pairt desyris the said Mungho
to be replegit to the said Bishop of Ross jurisdiction.

23 May Comperit in jugement Johne Bur and gaif in his bill of complaint
humle menand and complanand vpon Johne Dow McRorye, that quhar
the said Johne Dow past wyth him to Perth as he that was his feit
serwand in the moneth of Merche last bypast, nochttheless the said
Johne Dow past to Dundye wyth Fynla Clerk out of Sant Johnestoun
by my command, nochtwythstanding he being my feit serwand, and
diliuerit the kye of my chalmer quhar I was luigit to Tearlocht
McGregour by ony command of me, quha thifteouslie stawe away out
of the said chalmer xvj dowbill elnis of pledding and ane half, price of
euerilk fywe dowbill elnis ij merkis monye of this realme, wyth ane coit
of tartan, price xxxs., quhilk tartan and coit or pricis foirsaidis the said
Johne Dow alluterle refuissis to mak payment of without he be compellit.
Siclyke at our hame cuming the samyn tyme I diliuerit my sourd to the
said Johne Dow to beir ane pairt of the way, price thairof x merkis
monye of this realme, and will nocht delywer me the said sourd nor
pricis aboue wreittin without he be compellit, to the complanaris greit
hurt hawye dampnage and skayth as is allegit.

Ane brocht strukin be Johne Bur on Thomas McAllister Fuctour
that wrangusle and aganis the law he makis him nocht payment of xijs.
vjd. monye of this realme for ane poynt and muchekin aquawytie he
sauld to him in the montht of Merche last bypast.

30 May Comperit in jugement Mr. Thomas Howstoun, minister of the
burcht of Innernis, and humlie menit to the prowest baillies and townes-
schip judicialiter in jugement, that quhar Johne McWalter Stewart
publicle opynle and playnelie exponit and declarit to diuerse sindrie
personis that safar as the said Mr. Thomas was to big vpon his awin
propyr heritage that quhat he biggit in the day he suld cause be distroyt
and cast downe in the nycht, inlykemaner as was done to Johne Dow
McGillephadrikis house in the downe casting of his tymmer and breking
thairof. In respect of his declaratioun foirsaid protestis that quhat
dampnage and skayth that he sustenis, that the samyn fall vpon the said
Johne, and that he may haif tyme and place to call and persewe the said
Johne as law requeris.

Burgh Court Books: Vol. II.

That day as terme assignit to Johne Dow McRorye to mak ansuer *1573*
to the brocht and complaint of Johne Bur, comperit the said Johne Dow *30 May*
and gaif in his ansueris in writ as efter followis. Item imprimis, ansueris
the said Johne Dow to the complaint of Johne Bur, giffand and nocht
granttand that he conductit himself and his tuay horsis wyth his tuay
laidis out of this towne to Sant Johnestoun in the moneth of Merche
last bypast, the said Johne Bur diliuerit him na pleddin vnder compt of
elns except tuay laid of sindre grayth, sic as yarne woll and pleddis, all
bundin in the laidis quhilkis he had on his horsis to Sant Johnestoun,
and at his cumin thair diliuerit the samyn to the said Johne Bur onsterit
opnit or molestit be him or ony in his name, and at his command put the
saidis laidis in Johne Fraysseris chalmer in this syde of the Brig end of
Sant Johnestoun wyth the rest of Thomas Fuctouris laidis. And quhar
he said that he deliuerit the kye of the said chalmer to Tayrloch
McGregour, quha hes stollin fra him xvj dowbill elnis pledding and ane
half, price of euerilk fywe dowbill elnis xxvjs. viijd., ansueris that
giffand and nocht grantand that the said kye was diliuerit to the said
Tarloch, he beand ane serwand wyth Fynla Clerk for the tyme and of
the cumpanye wyth ws, the said Johne Bur had rasauit the key of the
chalmer fra the said Tarloch and lowsit his laidis himself, quhilk was
saiffie diliuerit in the chalmer be him onsterit be him or ony in his name,
and intromettit wyth the samyn himself in presens of Thomas McAlister
Fuctour, and tuike pairt of the grayth was within the saidis laidis wyth
him to the litstaris chalmer, and left the rest of his pleddis in the said
chalmer onmissit, and the said Tarloch beand wyth the said Johne
Bur as serwand to my returnyng agane out of Dundye to Sant Johnes-
toun, and thairfor sen himself had saiffe rasauit his laidis, intromettit
wyth thame, and lowsit the samyn, the said Johne Dow beand absent, and
nocht deliuerit to the said Johne Dow vnder compt, and be resson of his
rasett of the key of the chalmer and intrometting with his laidis and
opyning of the samyn him self, na thing wanting thairout of, quharfor the
said Johne Dow aucht and suld be absolut fra the said clame of Johne
Bur in respect of the premissis. And as to the coit acclamit the said Johne
Bur allegis Tarloch had stollin fra him, ansueris that he left the said
coit vpon the said Johne Bur his bodye and newyr had forder ado thair-
wyth, nor yit was nocht obleist to keip the samyn. And as to the sourd
acclamit be Johne Bur, ansuris that the said Johne Bur had the said

Records of Inverness

1573
30 May sould in his awin cumpanye to Sant Johnestoun, and brocht the samyn hame agane wyth him to Straythdown, quhilk sould he newyr deliuerit to the said Johne Dow in keiping, but he put the said sould vpon the horse bak, and I callit the horse as I aucht to do, I beand in cumpanye wyth him and the rest of the cumpanye behynd ws, and the said sould was nocht away in my deweit bot in his awin, and that because quhen he put his sould vpon the horse bak he band it nocht, quharthrow it mocht haif bene keipit vpon the horse bak, and thairfor the said Johne Dow aucht to haif absolvitor of the samyn. Quhilkis being red in jugement William Cuthbert procurator for Johne Bur allegis the ansueris foirsaid to be na direct ansuer to the brocht and complaint of Johne Bur, and thairfor desyris the said Johne Dow to mak ansuer thairto negative or affirmatyve to the said brocht.

20 June The prowest bailles and cunsall beand considerit togyther eftir lang conferance, haiffing consideratioun of the greit skayth done to this burcht be forstallaris and byaris of tymmer and barkaris dalye, and trocht the exhorbitant dertht and heing of pricis of tymmer that the policie of this burcht dekeis, and nyctbouris can nocht get to thair biggynnis na keynd of tymmer for policie of this burcht, and that trocht forstallaris and burgessis strenthenyng thame in thair libertie and fredome thair in hendering greittumlie the policie of this burcht, haiffing consideratioun heirop and nocht willing to put at the committaris of the saidis offensis gif thai will forbeir in tymes cuming, and for prowying of rameid heirop it is statut and ordanit be the prowest bailles and cunsall that na fre man nor forstallar, cowpares of tymmer or barkis, bye ony keynd of tymmer or barkis befor nyne or ten houris at the farrest; and quha beis fundin and apprehendit brekand of this statut the tymmer and barkis coft or sauld befor the said hour salbe confiscat as escheit, and the burgessis brekaris of the saidis statutis salbe callit at particular dyettis and accusit for breking of the statutis and contravenyng of thair aythis quhilk thai maid the tyme thai war maid fre burgessis for obeing of the Kingis autorite and lawes, the statutis and ordinancis of the prowest and baillies of this burcht, and to be pvneist as the law leiffes; And ordanis this Act and statut to be publictly proclamit at the mercatt croce, quharthrow thai pretend na ignorance in tyme cuming; And for strenthenyng of the said act and statut foirsaid Alexander Cuthbert and William Cuming burgessis of Innernis offeris the sowme of nyne lib. monye to the commoun weill of

Burgh Court Books: Vol. II.

this burcht for the escheittis of the contravenaris of the said statut betuix 1573
this and Alhallowmess nixt, and William Cuthbert and his collegis offeris 20 June
x lib., and Jasper Dempster wyth his collegis offeris xij lib. to the
common wark of this burcht betuix this and the said day.

Jasper Dempster and Fynla Donaldson burgessis of Innernis ar 28 July
becumin actit of thair awin fre motywe willis souerteis and cautionaris
for Duncan McRorye and Neyn Rorye his dochtyr, to do to
Gillandreis McWilliam McGillandreis and William his son all that
becummes of the law tweching ane allegit contract of mariage maid
betuix the said William McGillandreis and the saidis Duncanes dochtyr
foirsaid in hir faderis person, wreittin and subscriuit be Petir Waus burges
of Innernis without notar or minister of the dait at Innernis the
day of the yeir of God j^mv^c lxxiiij yeiris, as the samyn in itself
at mair lenthth proportis, befoir thir witnes Androw McPhaill, minister in
the Erse toung of Innernis and Pettie, Gilbert Duff, wyth vtheris diuerse.

Robert Wedall is admittit and rasauit to be ane buyththaldar 29 July
be the baillies of this burcht wyth consent of the haill cordinar craft
or maist pairt thair of present for the tyme, and hes payt his duetie
thairfor.

Alexander McGillechoan burgess of Dingvell of his awin fre motywe 23 Sept.
will vncoactit or compellit hes actit himself his airis executouris and
assignais, renunceand his awin jurisdiction and summittan himself to the
jurisdiction of the prowest and bailles of the burcht of Innernis, to
refound content and pay to Androw Gutthrie burges of Innernis thrie
daker leddy oxen and kow hyde gude and sufficient merchant wayr
betuix the day and dait heirof and Sant Boniface day in Lentryne, being
the xvj day of Merche nixt, and immediatle following the day and dait of
thir presentis, failyeing thair of he sall refound content and pay to the said
Androw the sowme of tuay merkis monye for euerilk hyde, extending in
the haill to xl pundis vsuall monye of this realme.

The prowest baillies cunsall and communitie hes grantit and gewin 5 Oct.
to Gilbert Duff burges of Innernis and his airis all and haill ane barne
rowme quhilk was newyr occupeit, lyand vpon the Barnehillis on the
northt syde of wmquhill Thomas Flemyngis barne, quhilk lyeis presentle
waist, for the yeirle payment of xijd. anwell be him and his airis to the
prowest baillies and cunsall or thair thesauraris yeirle, vpon quhais gift
and grant the said Gilbert requerit act of curt, and hes ordanit ane baille

Records of Inverness

1573 to gif him sasing thairin conforme to the rest of the Barnes lyand vpon
5 Oct. the said Hill.

14 Oct. Johne Ross and James Paterson burgessis of Innernis ar electit and chosin maisteris of wark to the Kirk and brig, and to use the samyn trewlie aye and quhill thai be dischargit.

Johne Robertson, Alexander Cuthbert and Jasper Dempster burgessis of Innernis ar electit and chosin maisteris of wark to the wattyr wark for the space of ane yeir as thai will ansuer thairvpon.

The prowest baillies and cunsall hes ordanit James Paterson to be procurator fiscall of this burcht, and hes electit him for persewing and defending of the towneschipes effaris, and ordanis him to entyr wyth the prowest of Faythleis buyrdis beand within this burcht as escheit for breking of ane arreistment, and to nummer and tak compt of thame and all vther his grayth that may be apprehendit within this burcht.

The prowest bailles and consall ordanis the statutis maid of befor tweching the mowlter of the Kingis Myln to be obseruit and keipit in all tymes cuming, and that thais quha ar electit stallangearis for this present yeir to Michaelmess nixt be astrictit be act for to com to the Kingis Myln with thair mowlter and stuff, prowying thai haif gude service and euere mannis rowme keipit, vnder the panes that thai be restrictit quartarlie to gif thair aythis quhat thai haif to odyr mylnis.

The name of the stallangearis that ar dischargit alluterle for this yeir, viz., Christan Flemyng, Donald Myllar, Agnes Gray, Robe Wedall, William Chessolme maltman, William McGleschen, Johne Bane McGleschen, Robe McAllister.

9 Nov. Ane brocht strukin be James Paterson procurator fiscall of the burcht of Innernis on Huchoun McThomas Roy, Johne McFynla Roy and Duncan McLauchlyn and his son, that wrangusle and aganis the law vpon this last Sundaye at ewin vnder sylence of nycht com quhar the towneschipis weche war rasaut, and in the samyn tyme of the weche setting and rasauyng trublit the weche and the haill towne, trocht quhais trublis rasis schoutting and crying in the nycht, war nocht the bettir reddaris, had cumin to greit cummerse. Adjugit in amerciament.

Isbell Kennocht the spous of wmquhill Thomas McLeyr maltman hes fundin Gilbert Duff burges of Innernis souerte and caution that scho sall absteyne fra fornicatioun wyth Johne Moy and all vther personis in all tyme cuming, vnder the pane of x lib. to be pait to the kirk wark

Burgh Court Books : Vol. II.

vnforgewin and bannessing of this towne for ewyre, And the said Isbell *1573*
hes actit hir self for the releiff of the said Gilbert at all handis quhom it *9 Nov.*
efferis in presens of the prowest bailles and minister, and hes rasauit the
ministeris tekat thairvpon.

Johne Dempster hes fundin Henrie Kar eldar burges of Innernis
souerte and caution that he sall abstene fra fornicatioun wyth Elspett
Duff his ante, and sall nocht be fundin nor notit nycht nor day wse hir
house nor dwelling nor scho wyth him in na tyme cuming, vnder the
pane of xx merkis monye to be pait to the kirk wark vnforgewin, and to
be pvneist according to the actis of Parliament, in presens of the baillies
and James McBarroun officiar.

Comperit in jugement Donald Ard and producit his petitoun *14 Nov.*
proclamat at the mercat croce as wse is to this day, desyring to be seruit
as narrest and lauchfull ayr to his wmqhill fadyr William Ard in quhat
landis he deit last westit and saisit in viz., in ane ruide of land lyand
bewest the watter of Ness, betuix the landis of William Dow McPhaill at
the northt, Fynla McMorreist at the southt, the front to the watter of
Ness at the eist, the taill to the Fowssie at the west, payand yeirlie vd. to
the King and iijs. anwell to Sant Johneis Chaiplane and his successoris
fundat within the paroch Kirk of Innernis; And that I am of perfyte
aige, and that the saidis landis ar haldin in burgage, and that the saidis
landis ar wortht now be yeir the saidis Kingis maill and anwell, and was
wortht the samyn in tyme of peace, and that the saidis landis ar now in
the handis of prowest and bailles of the burcht of Innernis in fault of me
nocht soitting my tytle thairto, and desyris to be ratowrit and selit vnder
your maisterschipis selis, and sasing to pass thairvpon as efferis.

Johne Cuming, cowpar, the secund son of William Cuming, burges *16 Nov.*
of Innernis, lauchfulle gottin betuix him and his spous Agnes Merchant,
is rassauit and admittit fre burges and gild of this burcht, quha hes giffin
his fayth and laute to the Crowne of Scotland, prowest and bailles of
this burcht, and hes sworne the greit ayth to be lelc and trew to thame
and to keip the actis statutis and ordinances of this burcht, and sall
furthsett the samyn to the vttermaist of his powar wyth his lyff gudis
and geir induring his lyf tyme, quha hes actit himself to the prowest for
his hois wyth spyce and wyne as wse is.

The minister comperit acclamand Thomas Ross vjs. anwell of his *12 Dec.*
tuay landis he dwellis in, quha allegit he knew nocht the samyn. The

Records of Inverness

1573 jugis hes decernit the saidis Thomas to produce the evidentis of the
12 Dec. saidis landis the law day efter Yule, quharthrow the said anwell may be knawin and the said minister may haif payment.

Henrie Kar youngar burges of Innernis is becum in actit souertie and cautioun for Androw McWilliam McPhadrik that in na tyme cuming nane of the nyctbouris fische of this burcht reft tane away or ony vther wayis obtenit or gottin salbe rassaut be himself his wyff or serwandis within his house or lugeing be ony capitanes Heland men of ony claines adjacent about, vnder the pane of ten pundis vnforgewin to the kirk or brig wark.

William Cuthbert prowest of the burcht of Innernis being present in judgement chargit the baillies, viz., Johne Cuthbert and Jasper Dempster, to tak ordour wyth the injuris and offensis of this burcht for administratioun of justice, obseruation of gude ordour within this burcht in halding of curtis anes in the owke or oftar as neid beis or occasioun seruis, in pvnessing of obstinat personis that remanes fra the sermon and the Word of God on the Sabot day, to tak ordour wyth the commoun oslaris quharthrow the Kingis liegis may be seruit, and to correct all wrang mett and mesouris, to tak ordour wyth commoun stabillaris that the samyn be seruit wyth come stray and candill, to tak ordour wyth breid and aill, and candill makaris, and wyth forstallaris, vnder the pane of all dampnage and skayth this burcht happynnis to sustene trocht thair sleught and negligence in executioun of thair offices, and in respect of his charge foirsaid protestis for absoluitor of the samyn in case inquisitioun cum of the autoritie.

1573-74 Alexander McCullocht dwelland in the Innour vnder the Lard of
2 Jan. Fowles hes actit himself in the burrow buikis of Innernis, renunceand his awin jurisdiction and summittand him to the jurisdiction of the prowest and baillies of Innernis in this cace, to refund content and pay to Johne Dempster burges of Innernis thrie hart hydys and tuay hynd hydys betuix the day and dait heirof and Sant Duthois day at Mydsymmer nixt and immediatle following the day and dait of thir presentis in the yeir of God j^mvc lxxiiij yeiris, failyeing thairof he sall content and pay to the said Johne Dempster v lib. monye of this realme vnder the pane of poinding.

Burgh Court Books : Vol. II.

That day as this terme quhilk was assignit to Thomas Ross to produce the evidentis of the houssis pertenying to wmquhill James Duff burges of Innernis quhar he dwellis presentle, quhartrocht the anwellis thairof mocht be knawin and payment maid to the minister of vjs. be yeir as chaiplane to Sant Michael, quha hes falit in the production thairof and done na diligence for obserwing of this terme, in respect thairof the jugis hes decernit the saidis Thomas Ross to refund content and pay to Mr Thomas Howeson minister of the burcht of Innernis the sowme of vjs. anwell yeirle conforme to the auld rental maid be his predecessouris.

1573-74
11 Jan.

Johne Dow McRorye is admittit ane of the stallangearis of this burcht for payment making conforme to the rest, in respect that he hes fulfyllit the bond of matrimonye wyth Agnes Fyff.

16 Jan.

The prowest and baillies hes ordanit that na fornicator nor adulterar in na tyme cuming be hard in jugement in persoit of ony thair caussis or actiones to the tyme thai be reformit.

23 Jan.

Schir Johne Nicolson vicar of Lagane is becomin actit of his awin fre motywe will in the burrow buikis of Innernis, renunceand his awin jurisdiction and summitting him to the jurisdiction of the prowest and baillies of Innernis, to refund content and pay to Petir Waus burges of Innernis the sowme of xij bollis gude and sufficient beir, mett wyth the Abbot of Fernes firlott consand wyth the common firlote of Innernis, to be rasaut be the said Petyr in the towne of Myddill Ganye in Ross fra William Moir tennent to the said Schir Johne, and to be careyt frelie to the boit syde to the hawin of our Ladie port of Kilmeour vpon the saidis Schir Johnes expenssis.

25 Jan.

The prowest and baillies hes statut and ordanit the four officiaris of this burcht, viz., Thomas Symson, James Baittis, James McBarroun and Johne McKearrois, that thai and ilkane of thame pass to thair awin quartaris of the towne as thai war commandit thairto, and charge all the inhabitantis of this burcht to cum to the kirk vpon the Sabot day to the preching to heir the Wourd of God techit, vpon the pane of xls. the first fault, thrie pundis the nixt fault, and four pundis the thred fault, quhilkis officiaris sall warne and charge euere man thair awin streit as followis, viz., Thomas Symson the Kirk Gett, James Baittis the Eist Gett, James McBarroun Demisdaill, and Johne McKearrois the Brig end; and the saidis officiaris to keep the kirk the Sabot Day vnder the pane of xls. for noting of the absentis. And siclyke the prowest hes ordanit the thre

3 Feb.

Records of Inverness

1573-74 baillies to tak ordour wyth the injuris and offenses committit within this
3 Feb. burcht, viz., Johne Cuthbert to tak ordour wyth the Kirk Gett, Jasper Dempster wyth the Brig end, William Cuming wyth Demmisdail, and the prowest wyth the Eist gett, and this to be obseruit and keipit induring our office.

The prowest and bailles and cunsall ordanis the Act of Parliament maid anent all bestiall gottin and tane in the cornis euerilk fute ane pennye for the first fault, the nixt fault ijd. the fute, the thred tyme thai be takin in the cornis iijd. euerilk fute, and so furtht induring thair takin in the cornis, and this to be maid knawin to all thais quha hes bestiall quhartrocht thai pretend na ignorance.

The prowest baillies and consall hes statut and ordanit for awoiding of dertht and vther inconveniences appering to occur on this burcht, that na maner of man fre nor vnfre within this burcht tak vpon hand to brew ony brogatt within this burcht for the space of ane yeir and forder induring the cunsallis will, vnder the pane of deprauation of thair fredomes for the space of ane yeir efter thai be convict, and that drink browin be thame to be disponit to the puyr.

13 Mar. Ane brocht strukin be Johne Myllar in Conyche on William McAgow in Scatuk in Pettie that wranguslie and aganis the law on Sundaye last, being the vij day of Merche instant, the said William cum in to James Baittis house quhar the said Johne was drinkand wyth his cumpanye, without ony motioun or caus he callit the said Johne Myllar commond theiff and that he suld haif of his heid. The inqueist foirsaid be the examenatioun of certan famous witnes rasaut admittit and sworne in the said cause hes fundin the said William McAgow hes done wrang, for the quhilkis he is adjudgit in amerciamento and dome giffin thairvpon.

The said William McAgow for the wrangus dingyne of the said Johne Myllar wyth ane sourd in the heid, breking of his heid and drawing of ane greit quantitie of his blude, is adjudgit in amerciamento and dome giffin thairupon. Siclyke the said William McAgow for the wrangus trubling of this burcht and raising of schouttis and cummerse thairin, is adjudgit in amerciamento and dome giffin thairupon.

William McAgow strekis ane brocht on Johne Myllar that wranguslie and aganis the law the said Johne straik him wyth ane durk in the heid and hes drawn ane greit quantitie of his blude to his greit hurt hawye

Burgh Court Books: Vol. II.

damprage and skayth. The inqueist foirsaid hes fundin the said Johne Myllar fre of this brocht, be vertu of the quhilkis he is absolut thairfra. 1573-74
13 Mar.

Ane brocht strukin be Gillespik McAne Bane on Johne Myllar foirsaid that wranguslie and aganis the law the said Johne Myllar vpon that samyn day struikie my wyiff callit Elizabeth Nykcowll in the heid wyth ane sourd and drew ane greit quantitie of hir blude. The Inqueist foirsaid hes fundin the samyn to be of verite, in respect thairof the said inqueist hes decernit him to haif done wrang and is adjudit in amerciamment and dome giffin thairvpon.

Gilbert Gollan burges of Innernis is becumin actit souerte and cautioun that Jasper Gollan sall fulfyll the band of matrimonye wyth Jonat Reid betuix this and Thursdaye nixt being the xvijj day of Merche instant, vnder the pane of ten pundis monye vnforegewin.

William Cuthbert prowest of the burcht of Innernis protestit in contrar the tennentis and husbandmen dwelling bewest the Wattir of Ness quhilkis was poindit for halding of thair myddingis in the common wennall and stopping of the waye thairof, quhilkis poindis being diuerse tymes comprisit and thaireftir offerit to the pairteis awnaris thairof, quha on na wayis wald releiff thair awin poindis and paye the vnlawes nochtwythstanding the samyn was offerit to thame be Johne McKearrois and the rest of the officiaris, quha deponit in jugement thairvpon, in respect thairof protestis that thai haif nother place nor tyme in ony tyme cuming to call or persew ony of the officiaris of this burcht or office men thairof for the saidis poindis. 20 Mar.

Ane brocht strukin be Martyne Waus burges of Innernis on Johne McPherson of Breyne that wrangusle and aganis the law he delyweris me nocht ane schrywin of myne quhilk apertenit to wmqhill Schir Johne Waus, quhilk schrywin apertenis to me, and vther geir coft be me fraye the Quenis Grace Majestie, quhilk I haif the Quenis Grace gift to testefie the samyn, and the said Johne McPherson will nocht delywer me the said schrywen without he be compellit. 1574
27 Mar.

That day as this terme quhilk was assignit be the jugis to James Paterson procurator for Johne McPherson to mak ansuer to the brocht of Martyne Waus tweching the clame of ane kist callit ane schrywin acclamit be the said Martyne at Johne McPherson, comperit the said 3 April

Records of Inverness

1574 James procurator foirsaid and desyrit Martyne Waus intres quhat he
3 April had tweching the clame of the said kist acclomit be him at Johne
McPherson, quha productit for his intres ane gift of bastardrye optenit
be the said Martyne at the handis of Our Souerane Lordis moder of
the bastardrye of wmqhill Schir Johne Waus, of the dait at Edinburgh
the pennult day of Aprill anno lvj yeiris and of Hir Grace regne the
xiiij yeiris.

Johne Robertson burges of Innernis hes constitut James Paterson
schiref deput of Innernis his procurator in the action and cause mowit be
Johne Cuming his contrar, et promisit de rato et grato.

19 April Comperit in jugement Johne Cuming burges of Innernis, son
naturall to William Cuming burges of the said burcht, and exhibeit and
productit ane legittimatioun of Our Souerane Lordis grantit and gewin to
him, and desyrit the samyn to be insert and registratt in the burrow
bukis of Innernis, and to haif the lauchfull extract thairof quhilk salbe
als sufficient as the principall, quhilk was publicle red in jugement and
exponit and the samyn ordanit to be insert in the said burrow bukis as
effir followis: *Jacobus Dei gratia Rex Scotorum Omnibus probis etc.*
[Letters of Legitimation follow in full.]

24 April Comperit in jugement Johne Gollan and productit ane petitioun say-
and, I Johne Gollan am the narrest and lauchfull ayr of wmqhill William
Gollan burges of Innernis my fader, and that my said wmqhill fader
and alse my gudeschir deit in heritable possessioun of thrie cuppill biggyne
and tuay tail forkis of ane pece land lyand in the owyr pairt of Demisdail
bewest the commoun wennall betuix the landis of William McCoren at the
northt, the Hie Kingis Get at the west, the Barne Hill at the eist, and the
commoun landis of this burcht at the southt, haldin of the prowest bailles
cunsall and communitie of the burcht of Innernis for the yeirle payment
of xijd. anwell to thame and thair thesauraris, and because my evidentis
thairof in my minoritie war distroyt and put away I desyre at your
maisterschipis to be seruit as narrest and lauchful ayr to my said
wmquhill fadyr of the said pece land be oppin proclamation at the
mercatt croce of Innernis and be the soit roll, be ressoun it is notoriousle
knawin to all the nychtbouris of this burcht that my said fader, my gudeschir
and grandschir war in heretable possessioun thairof, quhilk petitioun being
proclomit to this day and na partie opponand the contrar, except
Williame Cuming allegit the said pece land to pertene to the Portar

Burgh Court Books : Vol. II.

land and to my Lord Huntle, nochtwythstanding thairof William *1574*
Cuthbert prowest, Johne Cuthbert and Jasper Dempster bailles hes *24 April*
ordanit the said Johne Gollan to possess the said pece land, and to cause
cers and seik his evidentis in the kirk, and forder Jasper Dempster
rentall man for the tyme confessit to haif rasauit xijd. anwell of the said
land fra Johne Gollan.

Comperit in jugement Johne Robertson burges of Innernis and gaif *19 May*
in his bill of complaint, humlie menand and complanand that quhar
Johne Reid son to wmquhill Schir Johne Reid said to honest men
within this burcht that I suld say on the Regentis Grace that I wald haif
coft him for ane quart aquawytie, and to haif causit his Grace to smoir
justice for the samyn in the actioun to be persewit be the said Johne
Reid ; and forder the said Johne Reid said he suld pass quhar
the Regentis Grace war and suld schaw vnto his Grace in presens of
the nobilitie of Scotland quhar I spak sic speiking on his Grace as is
aboue wreittin ; Heirfor desyris your maisterschipis to cause and
compell the said Johne Reid to preiff the said speiking afoir your
maisterschipis, in case he do nocht the samyn desyris your maisterschipis
to do me justice, for the mater is weychtie vnto me and ane poynt of my
lyff, gif I war sic ane man to haif spokin the like of my Lord Regentis
Grace, and desyris justice and remeid of law.

James Paterson, burges of Innernis, of his awin fre motywe will is *22 May*
becumin actit souerte and cautioun for James McDauid Dell, that he
sall fulfyll the band of matrimonye wyth Isbell Donaldson, now his
present companyeoun, betuix the day and dait heirof and Sant Colmes
day being the nynt day of Junij next to cum, vnder the pane of poinding
of ten pundis monye of this realme.

Martyne Waus burges of Innernis is becum actit of his awin fre
motywe will in the burrow buikis of Innernis souerte and cautioun for
Katte Inglis, that scho sall abstene fra committing of fornication wyth
Allister Flemyng in all tyme cuming, vnder the pane of ten pundis to be
pait to the kirk wark.

Johne Merschell burgess of Innernis and Allister McWilliam in- *19 June*
dwellar thair ar becum actit in the burrow buikis of Innernis conjunctle
and seueralie as souerteis and cautionaris for Johne Bur that he sall
underlye the injunctionis of the kirk concernyng the doing of his publict
repentance, as he salbe requerit be the minister to do the samyn sic

Records of Inverness

1574 dayis as efferis, vnder the pane of xx lib. monye of this realme to be
19 June vplifitit be the prowest and baillies and the samyn to be imploit vpon the
kirk wark.

Comperit Gilbert Gollan to heir and se decret pronunsit in the
actioun and cause mowit be Johne Bur aganis him as he that was warnit
to this day to the samyn effect, and afoir the pronuntiatioun thair of
allegit Johne Bur aucht nocht to haif decret in respect he is ane
adulterar, and hes committit adultre by his spousit wyf in Maij last in
the Chanorie of Ross, and Johne Bur allegis the contrar, that he aucht to
haif decret in respect he is cumin in the ministeris will and in the kirkis
will and reddie to do his penence and repentance, and thairvpon hes
rasautit the ministeris tekat. The jugis hes continewit this decret to
forder adwysement, and pairteis to be warnit to this daye aucht dayis.

26 June William Dowe McPhaill, Williame Boy McPhaill, Johne Gibson,
Allister McWilliam McPhadrik, Andro McWilliam McPhadrik, Donald
Vrquhart, Mage Nykinslegycht, William Hay, Agnes Neyn James spous
to wmquhill Morreist McGillemeill, quhilkis personis being summonit to
this day to heir and se thame and ilkane of thame be decernit be decret
of curt to haif done wrang in the wrangus passing wyth thair sukkyn by
the Kingis Myln to ye myln of Kilbean, quhilkis personis confessit the
samyn and be thair awin toung grantis ar decernit to haif done wrang
and adjudgit in americiament and dome giffin thairvpon.

10 July Johne Robertson burges of Innernis hes actit him self of his awin
fre motywe will to content and pay to Thomas Ross and his spouse the
sowme of xls. vsuall monye of this realme within xv dayis, and that for
expenssis maid be thame at Witsundaye in anno lxxiij yeiris vpon the
said Johne and his cumpanye as Abbot Vnresson for the tyme.

16 July Johne McPherson of Breyne, Angus McPherson in Far, and Duncan
McPherson, his son, in Gask, ar becum in actit of thair awin fre motywe
willis in the burrow buikis of Innernis souerteis and cautionaris for
Fynla McEwin McIntagart, that the inhabitantis nychtbouris and in-
dwellaris of this burcht of Innernis salbe harmeles and skaythles of the
said Fynla and all that he may stope and latt, and newir to trubill nor
inqueat this burcht induring his lyff, and forder ar obleist to entir the
said Fynla within the tolbuyth of Innernis in presens of McIntoischie
[the Laird of MacKintosh], quarthrow this towneschip maye be harmeles
and skaythles of the autoritie of sic as is to imput to his charge.

Burgh Court Books: Vol. II.

The prowest baillies and cunsall being convenit within the tolbuyth of Innernis, viz., Johne Cuthbert and Jasper Dempster, baillies, James Patersone, Alexander Baillie of Dunnane, Alexander Patersone, Johne McGilleweye, Daudid Cuthbert, James Skynnar, Fynla Donaldson, and Henre Kar youngar, all wyth anc wois hes lattin and gewin to William Cuthbert, prowest of Innernis, and his airis all and hail the laarycht of the auld scule lyand at the eist pairt of the Freiouris wall, betuix the said wall of the Freiouris yard at the west, the Hie Kingis Gett passis to the Chapell yard at the eist, the said Freiouris wall at the northt, and the commoun wennall passis to the wattir of Ness at the southt, for the yeirlye payment of vs. anwell be yeir, to be pait be him and his airis to the prowest baillies cunsall and communitie of this burcht or thair thesauraris quhatsumewir for the tyme. 1574
19 July

Comperit William Cuthbert prowest of the burcht of Innernis in presens of the baillies [and others] hes presentit Johne Blynschell to the vicarage of Innernis, conforme to our Souerane Lordis infestment grantit and gewin to ws vpon the benefites of this burcht. 9 Aug.

The baillies and cunsall foirsaid, that forsamekle as William Cuthbert prowest for the tyme presentit his bill to the cunsall menand him to be in the towneschippes dett of the sowme of fyftie pundis, for the quhilkis Alexander and Johne Cuthbertis ar souerteis for payment thairof, and berand that the Wattir of Ness be the occasioun of fluidis and nowuds is able for to wesche and tak away the croft of the Freyouris yard lattin to him be the towneschip in fewe, and that be the away tacking of the aslar wall beand at the wattir syde, desyrand the towneschip that it wald pleis thame to big the saidis wallis wyth stane lyme and aslar wark, and to vphald the samyn for stopping of the wattir and saiftie of the land and croft within the said wallis, quarthrow he may be abill to pay his fewe maill yeirlye conforme to his infestment, vtherways to defalk him of the said sowme of fyftie pundis sic ane ressonabill pairt thairof as he and his airis mycht be able to big and vphald the samyn, and thai to be restrictit thairto thair airis and assignais for the biggyn and vphalding of the samyn. The cunsall foirsaid being present for the tyme, considering the premissis wyth his indigence and the destructioun and byrnyng of his house, hes remittit and dischairgit to the said William Cuthbert the sowme of thrattie thrie pundis sex schillingis aucht penneis of the foirsaid sowme of fyftie pundis for the

Records of Inverness

1574 caussis foirsaidis, and the saidis pece wall at the wattir syde, for resist-
9 Aug. ing of the wattir as said is, to be biggit be the said William and his airis,
and be thir presentis the cunsall hes dischargit the souerteis foirsaidis of
the souertie thai becom for him of the said sowme.

6 Nov. Comperit in jugement Mr Thomas Howstoun, minister of the burcht
of Innernis, and productit ane act maid in the Assemblée, that quhar it is
statut and ordanit be the prowest baillies and cunsall and be the
assemblée for keiping of the Sabott day and the preching be the
inhabitantis of this burcht, that the four officiaris sall pass trocht the
towne euerilk Sundaye, ilk man to his awin streit, viz., James McBarroun
to the Brig end, Thomas Symson to the Kirk Gett, James Baittis the Eist
Gett, and Johne Gollan Demisdail, chargeing euere person to compeir
within the paroche kirk at the thred bell, and the absentis sall content
and pay to the commoun wark vs. ilk man euere Sabot Day, and tuay
officiaris to await vpon the hail towneschip fra the thred bell to the
preching be done to the effect to note the absentis, and the tother tuay
to keip the kirk, vnder the pane of xxs. gif thai do the contrar or
dois nocht thair duete. And also it is statut and ordanit the officiaris to
attend vpon thame quha passis to the Sundaye wattir on Setterdaye
efternone, conforme to the Act maid in the Assemblée as the said Act
proportis, viz., Thomas Symson in the Kirk Gett, James Baittis at the
Brig end, Johne Gollan at the Castelhill, and Jame McBarroun beyound
the wattir of Ness. Also it is ordanit in the Assemblée as concernyng
fornicatouris, that all thai that dwellis in biggynis chalmeris or
houssis within the burcht be warnit particularlie to marie, wyth certificat-
ioun to the awnaris of the biggynnis gif thai expell thame nocht out
of thair biggynnis, thai beand warnit thairto wythin sic ane terme as
salbe prefixt to thame, the saidis byggynnis salbe demolischit and
tane downe, and thai quha hes thair concubynes in houssis and intendis
to marie, that thai marie betuix the dait of thir presentis and Andirsmess
nixt to cum or at the farrest at Yule, prowying alweis that thair
publict repentance be maid, the quhilk act preceding is referrit be the
office men to the counsall.

Patrik McAne son to wmquhill Johne McAne is admittit and
rasauit be the baillies ane buytht haldar of the cordinar craft, quha hes
sworne the greit ayth to be lele and trew to the crowne of Scotland,
prowest and baillies of this burcht, and brethrein of the craft, and to keip

Burgh Court Books : Vol. II.

thair actis, statutis, and ordinancis, and sall furthsett and defend the samyn wyth his lyff, guidis, and geir. 1574
6 Nov.

Ane brocht strukin be James Paterson, procurator fiscall of the burcht of Innernis, on all and hail the vnfre broustaris and stalleangearis of this burcht, viz., Jonat Neyn Gowin, Magie Neilson, William Tomson, brebnar, Johne Abrahamis wyff, Agnes Browne, Margaret Symonson, absent, Agnes Gollan, Mage Neyn Donald McMorreist, Catheryne Reid, James Chapman for his wyiff, Agnes Cuthbert, Martha Varrant, Jonat Baittis, Elspett Skynnar, Magie Duff, Margret Clerk, Robert Patersonis wyff, James Wilson for his wyff, Scheak Neyn Tawes, Emelie Clerk, Elspett Gorrye, Catheryne Lobane, Jonat Neilson, Elspet Baldon, Jonat Reid, Isbell Kennocht, Agnes Fyff, Elspett Barnet, Jonat Dempster, Christan Fergusson, Christan Nyk Queyne, Mage Neilson eldar, Johne Auchlekis wyff, Donald Vrquhartis wyff, Allister McWilliam McPhadrikis wyff, Andro McWilliam McPhadrikis wyff, Riche Brechinis wyff, Johne Gibsonis wyff, Robe McAllister McHendrikis wyff, Robe McCowllis wyff, Allister McThomas Royis wyff, that wranguslie and aganis the law thai and ilk ane of thame hes contravenit the actis statutis and ordinances of this burcht in selling of aill for xijd. the quart, thai being diverse tymes inhibeit and chargit to sell the quart aill na darrer nor viijd. the quart, nochttheless contempnatle hes dissobeit and brokin the saidis inhibitionis to the greit hurt of this burcht and dertht rasing thairin without ramed be fundin thairfor. Comperit the foirsaidis personis be thame selfis and thair wyffis as is abouewreittin and confessit the hail pointtis of the brocht of thair awin toung grant, ar decernit to haif done wrang and adjudgit in amerciament and dome giffin thairvpon. 1574-75
13 Jan.

Comperit in jugement Johne Cuthbert burges of Innernis and gaif 5 Feb.
in his bill of complaint, humlie menand that quhar Johne Neilson makis him nocht payment of sex dolouris deliuerit to him in anno lxix yeiris, togyther wyth vther half dolour the said Johne Cuthbert maid expenssis vpon thrie barrellis beiff, quhilk the said Johne Neilson send wyth him vpon his awin wentour to be sauld in Flanderis gif mercatt mycht be had thairon, or conforme to his power to wse thame as his awin geir, desyring him to be decernit to mak payment heirof or ellis to allege quhy he aucht nocht to do the samyn.

Records of Inverness

- 1575
26 *Mar.* James Paterson, procurator fiscall of the burcht of Innernis, humlie merit on Robert Waus burges of Innernis and Johne Clerk indwellar thair, that quhar thai haif brokin downe the commoun dykis biggit be the commonis in the wennallis for awoding of the pest, viz., the said Robert for the downe breking of the dyke in the eist end of Johne McGilleweis wennall, and Johne Clerk for breking downe of the dyke in the eist part of the wennall behynd his house now occupieit be him pertenyng to the airis of wmqhill Schir Johne Alwes, desyryng the said personis to be decernit to haif done wrang in the downe breking thairof and away tacking of the samyn, and thairfor aucht and suld big the samyn agane sufficientle. Comperit Robert Waus and allegit he optenit licience of the baillies in respect he had ane dyke of mude to big for drawing of watter thairto, quha hes tane vpon hand to big the samyn als sufficient as it was betuix this and the Law day eftir Pasche nixt, and Johne Clerk absent ordanit to be warnit of new to the samyn effect.
- 23 *April* The prowest and baillies ordanis the assemblie to be haldin within the Litill Ile in the queir, and vpon the towneschipes expenses ordanis seittis of tymmer to be biggit thair be ane wrycht, and ane litill tabill to wreit vpon in the myddis thairof, because it is ane queat rowme for halding of the assemblie in.
- 21 *May* Rorye Johneston strekis ane brocht on Gilbert Gollan as he that becom souerte to do that law wald for Johne Gollan, that wrangusle and aganis the law the said Johne makis him nocht payment of ten pundis xs. quhilkis he gaif him in aquawyte, quha tuike the samyn wyth him to the Iles in the yeir of God j^m v^c lxxij yeiris, without he be compellit. Comperit Johne Gollan and confessit in jugement to haif rasauit fra the said Rorye tuay gallonnis aquawyte, and the said Rorye allegis to be ten quartis j pynt, vpon quhais confessioun James Paterson procurator for the said Rorye requerit act. And the said Johne Gollan allegit to haif the rubbour rasauit the samyn as yit in respect thairof, and for clering of the mater the jugis hes ordanit Johne Gollan to produce the said rubbour this daye aucht dayis, failyeing thairof to refound content and pay to the said Rorye the foirsaid sowme of ten pundis xs. monye for the said ten quartis j pynt of aquawyte.
- 8 *June* Jasper Dempster and William Cuming burgessis of Innernis hes of thair awin motywe fre will actit and obleist thameselffis to big thair laarychtis and rowmes of thair chalmeris of the kirkyard sufficientle

Burgh Court Books : Vol. II.

quarthrow na beist sall entir thairin within xv dayis, vnder the pane of 1575
tynsall thairof and disponyng of the samyn to vtheris quha will big the 8 June
samyn.

Comperit in jugement Schir Daid Cuthbert, chaiplane to Our Ladie Chaplanrie of the Hie Alter fundat within the parochie kirk of Innernis, and hes presentit erde and stane of xj chalmeris rowmes lyand in the kirkyard vpon the eist pairt thairof, betuix the Freyouris wennall at the northt, the kirk style and Hie Kingis Gett at the southt, the Kirkyard at the west, and the Hie Kingis Gett passis to the Chapell Yard at the eist, and this for the last curt of thrie curtis, and desyris cognitioun to be takin thairin in the nixt heid curt.

Jonat Cuthbert comperit acclamand Johne McKearrois ane greit pan contenyng thrie quartis j pynt, quhilk he tuike fra hir quhen Johne Robertson was Lord Abbot, price thairof xxx. monye of this realme, quha postponis to rander the said pan nor content and pay the pricis foirsaidis without he be compellit. Comperit the said Johne and allegit he poindit hir thairof and diliuerit the samyn to the Lord Abbot, nochttheless the jugis hes decernit and ordanit the said Johne McFargus to rander and delywer the said pan to Jonat Cuthbert or ellis the pricis foirsaidis.

Johne Reid son to wmqhill Schir Johne Reid is rasauit and 23 June
admittit fre burges of this burcht and alse gild brother, quha is sworne to be lele and trew to the Crowne of Scotland, prowest and bailles of this burcht, and to keip the actis statutis and ordinances of this burcht, and sall furthsett the samyn wyth his lyff gudis and geir to the uttermaist of his power, quha hes fundin Fynla Donaldson souerte for ane pair stenyne hois to the prowest, and ane dowblet to the baille, wyth spice and wyne as wse is.

Ane brocht strukin be Jonat Dempster spous to Johne Reid 2 July
McWilliam Roy on Christan Nykquene the spous of William Suffrycht, that wrangusle and aganis the law vpon Frydaie last in the Hie Kingis Way, without ony occasioun maid to the said Christan, callit hir glangoir myssaell lypper carles geit scho was, trocht the quhilk hir fadir behuiffit to be stollin all nycht of the towne, and that thrie elnis of lynnyng vald nocht fyll the holis was in his leggis of the lipper, wyth monye vther injurious wourdis, beseiking for justice and rameid of law.

Donald McAye McRobert, assignay to Johne McWilliam Dow 4 July
brother and air to wmqhill Thomas McWilliam Dow in and to the

Records of Inverness

1575
4 July pointtis of heritage following, vpon the quhilkis the said Donald acclamis of Isbell Kennocht, viz., ane brewing caldroun, ane pot, ane pan, ane speit, ane cruike, ane chanlar, ane mask fatt, ane geill fat, ane stand, ane barrall, ane trowing tub, ane watter saye, ane bukhet, ane weshing tub, ane horse, ane oxe, ane sourd, ane steill bonnet, ane knyff, ane pleucht, colter and sok, ane teangis, ane meit buyrd wyth brander and fornesh, wyth all vther pointtis of heritage quhilkis ane air aucht to haif conforme to the actis of Parliament, and desyris the said grayth to be randrit as accordis of the law.

30 July Comperit Johne McGillewie and Gilbert Gollan for ansuer making to the clame of Donald McAye, and nays that the said Donald aucht to haif ony pointtis of heritage bot barron pirlote and burges, and James Paterson procurator for Donald McAye allegit quhatsumewir haiffáid tenement or ruide of land or sok man aucht and suld haif pointtis of heritage according to the lawes and consuetude of this realme.

29 Oct. Allister Gordoun indwellar within the burcht of Innernis uncoactit or compellit, of his awin fre motywe will, hes actit himself in the burrow buikis of Innernis to refound content pay and delywer to Allister McThomas Roy dwelland bewest the Watter of Ness the sowme of twentie bollis victuall gude and sufficient stuff wyth the cherite gude and sufficient Sutherland victuall, to be deliuerit to the said Allister McThomas Roy or his factoris in his name at the Stane of Innernis quhar the schippes and boittis lysis, wyth the commoun mett of the said burcht of Innernis.

The prowest baillies cunsall and communitie of the burcht of Innernis hes rasauit and admittit George Ross burges of the said burcht tennent in and to the quartar of the Kingis Myln of Innernis possessit be wmquhill Johne McGillewie burges of this burcht last possessour thairof, and now be the said George and his airis maill lauchfullie gottin of his bodie allanerlie, vpon the compositioun of the sowme of fourtie pundis vsuall monye of this realme to be pait to our thesaurar for the tyme.

William Cuthbert burges of Innernis is rasauit and admittit tennent in and to the quartar of Litill Drakye lyand within the greschip of Innernis be the deceise of wmquhill Johne McGillewie last possessour thairof, vpon the compositioun of four pundis monye.

Burgh Court Books : Vol. II.

The prowest baillies and counsale hes statut and ordanit and for *1575*
ane lawe makis to be haldin and keipit within this burcht of Innernis *29 Oct.*
imperpetuum, for ane gude ordour and supplement of the commoun
weltht thair of and mantenyng of the operationis quhilk sall happin to be
for the tyme or ony vther gude wark, that quhen onye vacans, in speciall
fourtie schilling maling of the Wattir of Ness or quartar of the Kingis
Myn or landis, sall happin to waike, the optenaris of the towneschip,
viz., prowest baillies and cunsallis admissioun to other of thame sall
content and pay for thair compositioun of rasawing of thame as tennent
thairto the sowme of fourtie pundis allanerlie, and this act to be obseruit
fulfyllit and keipit in all pointtis in all tyme cuming.

Comperit in jugement Johne Bur and gaif in his bill acclamand
Fynla McMurrycht ane aquawite pot, quhilk he sauld to the said Joline
for the sowme of aucht merkis monye, and ane chanlar, quha rasaut in
pairt of payment thair of xxs. monye, v quartaris poldawie, price thair of
viij s., xj s. he rasaut fra Johne Burris wyff, tuay elnis blew cairsay price
xxiiij s., tuay chanlaris price xxs., ane greit irne cruike price xvij s.,
extending in the haill to v lib. xij d. monye.

That day as terme assignit to William Cuthbert procurator for *3 Dec.*
Andro and Johne Cuthbertis to produce any act of Parliament and ane
vther act of the Assempble quhar na minister aucht to procur in presens
of civyll jugis, quha producit the extract of an act extract out of the
Buikis of Generall Assempble of Scotland giffin to all the ministeris of
the diocie of Murray be Mr. Robert, Superintendent, giffin out be Master
Thomas Howstoun, minister of Innernis, and subscriuit be his hand, as
eftir followis :—

One of the Acts extract out of the Buike of the Generall
Session of Scotland.

Itam, that the ministeris mell nocht wyth wardlie efferis, nather be pro-
curatoris nor scribis in ciwell courtis, nor notaris in ciuill and prophane
materis, unless it be amangis the brethrein in mater concernyng the
promoting of religioun, or for the relieff of the puir, as of orphanis pupillis
and siclyke, and that thai be nocht serwandis to gentill men, or wse na
wyle offices quhilk maye eschame thair estait and vocation, nather
becum serwandis to Papistis nor ower familiar wyth thame, unless it be
knawin for ane gude cause and of mynd to convert thame from thair
superstitioun and idolatrie, nather hawut owir mekle on drinking or

Records of Inverness

1575
3 Dec. bankatting wyth thame, according to the admonitioun of the Apostill—
Nolite jugum ducere cum infidelibus &c.—This is the trewe copie of ane of the Actis extract out of the Buikis of the Generall Assemblie of Scotland and giffin to all the ministeris of the diocie of Murray be Mr. Robert, Superintendent for the tyme, to be wrettein in the buikis and to be obseruit and keipit be thame.

Ita est, Mgr. Thomas Howeson, minister Nessensis, teste manu propria.

16 Dec. Johne Cuthbert son to Dauid Cuthbert is followit for buyth halding vnadmittit be the prowest baillies and craft, and selling of schone to wemen for xxxd., quhilk was ordanit to be sauld be the visitouris for ijs., desyryng him to be decernit to haif done wrang and pvneist according to justice.

The prowest baillies and visitouris, wyth the adwyse consent and assent of the haill cordinar craft of this burcht, hes statut and ordanit that in na tyme cuming that na buyth haldar of the said craft be rasaut nor admittit to hald buytht bot he that hes in gudis and geir wortht xx lib., and this to remane as ane pepctuell law.

The prowest baillies cunsall, wyth consent of Johne Cuming and Robert Reid visitouris of the cordinar craft, and wyth consent and assent of the haill craft, hes statut and ordanit that in all tyme cuming euerilk buyth haldar of the cordinar craft the tyme of thair admissioun to be ane buyth haldar sall pay to our thesaurar the sowme of xs., and euerilk prenteis at his intres to his maister in and to the said craft sall pay to the thesaurar vs., and this to be implot to the commoun weil of this burcht. And siclyke hes statut and ordanit that euerilk buyth haldar admittit and to be admittit haif euerilk Setterdaye in his buyth tuaye pair bernis schone, and the samyn to be schawin and sychtit be the visitouris, and quha beis fundin brekaris heirop sall pay to the baillies viijs vnfgewin.

1575-76
25 Feb. Ane brocht strukin be Margret Waus spous to Johne Ross on Henrie Suthirland, that wranguslie and aganis the law he postponis and differris to mak hir payment of all and haill thre bollis thrie frlottis and ane pek salt of the rest of xxv bollis salt diliuerit be hir to the said Henrie, price of the boll iiij merkis, inde x lib. iijs. iiijd. ; Siclyke deliuerit him in maner forsaid aucht weddie of irne, price of the weddie

Burgh Court Books : Vol. II.

xxxvs., inde xiiij lib., wyth xxs. lent monye, and ane half vnicorne of gold, price xvijs. 1575-76
25 Feb.

Ane brocht strukin be Margret Waus, spous to Johne Ross prowest of Innernis, and the said Johne for his intres, on Johne Frayser alias Stowte, that wranguslie and aganis the law the said Johne in manifest defraude of the said Margret and hir spous be the space of sewin yeiris bygane hes colludit wyth Kennocht Owyr, Chapman, quha being hir hyrit serwand in the moneth of November in anno lxvij yeiris, and in teakin thair of entrit in payment of his fee, and rasauit fra hir the sowme of fourtie schillingis in pairt of payment of his said fee for lauchfull service to be done to the said Margret and hir spouse during the space of ten yeiris immediatle following his intre, quhilk was in the moneth and yeir of God foirsaid, and suld haif lattin hir haif all his leddir quhilk he culd purchas induring the space foirsaid, and in the begynnyng of his intre borrowit fra hir the sowme of fourtie tuay merkis monye of this realme, for the quhilkis he suld haif brocht hir all his leddir ; Nevertheless be collusion of the said Johne Fraysser alias Stoute in resetting fra the said Kennocht Owir all maner of leddir that the said Kennocht can purchas, and thairbe meitting the said Kennocht in all mercattis adjacent to this burcht, sic as Sant Boniface fair, Pardoun fair, Bryde daye, Mertemes, Munrois fair, wyth the rest of vther small mercattis adjacent to this towne, nochtwythstanding that he knew him to be serwand to the said Margret and awand hir so mekle monye as is aboue expremitt ; quha hes colludit wyth the said Kennocht and rasauit and coft all his leddir be the space foirsaid, lyke as he laitlie in the last Bryde mercatt he rasauit four martrykis, sex otteris, quhilk the said Margret offeris to preiff, so that so lang as the said Johne Fraysser and he colludis he cummes newyr to the towne that the said Margret mycht be pait at the leist of hir dett awand hir, quhilk is ane greit hinder and skayth, first in wanting of hir traffik, and nixt in defraude of payment of the dett awand hir be the said Kennocht. Heirfor desyris the said Johne to be decernit to restoir to hir the said mertrikis and otteris, as he that coft the samyn fra hir feit serwand, and to desist and ceise fra forder melling wyth the said Kennocht or rasetting or bying fra him in ony tyme cuming. Comperit the said Johne Fraysser and nait the hail abouewreit, quhilk the partie hes referrit to his ayth, quha deponit the greit ayth that he coft na leddir fra the said Kennocht Owir except viij otteris he coft fra ane man was wyth

3 Mar.

Records of Inverness

1575-76 Kennocht Owir, in respect thair of the jugis hes fundin the said Johne fre
3 Mar. of all the clame abouewreit and absoluis thair of.

Johne Fraysser alias Stoute of his fre motywe will vncoactit or compellit is becum in actit in the burrow buikis of Innernis that quhat grayth or leddir Margret Waus maye sufficientle preiff in tymes cuming to be coft be the said Johne Fraysser fra Kennocht Owir or ony vtheris hir chapmen and serwandis, that the samyn grayth and leddir fundin coft be him in maner forsaid salbe randrit and diliuerit to the said Margret Waus, without ony payment maid to him or redres of the sylwer deliuerit be him to quhom he byis the said grayth fray, and oblissis him newir to crape redres thair of in case he be fundin do the samyn.

1576 Johne Ross prowest of the burcht of Innernis productit ane instrument
30 April of sasing vpon the vicar of Innernis manse, and ane aker of land lyand in the Schipland, betuix the landis of Sant Michaellis chaiplane at the west and wmqhill Robert Waus airis landis at the eist, the Skaye Gett at the southt, the dyke that lysis to the Churric at the northt, wyth ane croft of the vicaris in Essie, betuix the burne of Essie that rynniss betuix Essie and Ballerobert at the southt, the landis of Essie at the northt, and the chapell of Essie at the west, and the landis of Essie at the eist, vnder the signe and subscripsioun of Schir Johne Gibsone notar publict, of the dait anno Domini &c. sexagesimo tertio mensis vero Maij die decimo quinto, and desyris to be entrit in the Soit Roll.

Maister Thomas Howstoun, minister and vicar of Innernis, protestit incontrar the said Instrument productit be Johne Ross, that the samyn be nocht prejudiciall to his tytle quhilkis he hes in and to the said vicarage, and that he maye haif tyme and place to call and persewe for reduction thair of loco et tempore. And inlykmaner James Patersone, procurator fiscall of the burcht of Innernis, protestis that concernyng the aker foirsaid be nocht prejudiciall to this towneschip, because the samyn apertenis to thame and was in the vicaris possessioun for fynding of breid and wyne to the kirk, and that thai maye haif tyme and place to call and persewe for the samyn loco et tempore.

That day towartis the ordour tane be Johne Ross, prowest, Alexander Cuthbert, ane of the baillies of the burcht of Innernis, wyth vtheris thair nychtbouris, towartis the questioun mowit be Gilbert Patersone, ane of the baillies of the burcht of Innernis and tennent in the Inchis merchit

Burgh Court Books: Vol. II.

wyth the Machre pertenying to Jasper Dempster and Fynla Paterson, *1576*
that quhar the said Jasper makis new nowatioun in teling of the Kingis *30 April*
commoun gett quhilk passis to the Montht trocht the Machre and Inchis
auld wse and wont, and also in teling of ane pece of the commontie newir
appropriat to odyr Machre or Inchis, bot to haif remanit as commontie,
quhilkis was sychtit be the prowest baille and personis foirsaidis vpon
the xxvij day of Aprill instant. The prowest and baillies ordanis the
officiaris to pass and arreist the samyn landis to remane vnfordir occupit
be the said Jasper or Gilbert, and in the meynetye inhibitioun in writ
as our precept to charge the said Jasper Dempster nother to teill nor sawe
the foirsaid land and croft, and in tymes cuming nother to rywe nor teill
ony forder of our commontie vnder the pane of breking of inhibitioun,
and the commoun gett to be usit of the auld maner, and the burne to haif
the passaige as the auld moder burne had of befoir in all tymes bygane.

Ane brocht strukin be James Patersone and William Cuthbert,
procuratoris fiscallis of this burcht of Innernis, on Johne McKym indwellar
within this burcht, that wranguslie and aganis the law the said Johne, being
directit be the prowest baillies and cunsall vpon the xiiij day of Merche
last bypast to Edinburcht to our commissioner William Cuming, wyth
our commissioun for keiping of the conventioun of burrowes in Edinburcht
the xvij day of Merche, quha being direct wyth expeditioun and wyth
effect he fraudefulle to the greit hurt and skayth of this burcht tareit be
the waye fra Tuisdaye in the mornying to Setterdaye thairefter he past
out of Elgin, sua in his deweit the towneschip hes incurrit greit hurt and
skayth in the taxatioun of the bullyeoun taxt on thame, heirfor it wald
pleis your maisterschipsis to puneis the said McKym in exempill of vtheris,
that nane within this burcht do the lyke in tyme cuming. Comperit
Johne McKym and confessis the brocht, and allegis he was seik, and is
cumin in the towneschippes will, quhilk is referrit to ane Assise. The
inquest forsaid hes fundin that Johne McKym hes done wrang, and the
jugis to puneis him according to thair discretioun, and dome giffin
thairvpon.

The prowest and baillies hes ordanit Johne McKym to be leischit
at the mercat croce, and thairefter banneist of this towne for ewir induring
the towneschipes will, and in case he be fundin heir agane vnrecunsalet
wyth the prowest bailles and cunsall, to be brynt on the cheik, and dome
giffin thairvpon.

Records of Inverness

1576 The visitouris [of the cordinar craft] followis James Tomson, that
13 July wrangusle and aganis the law he makis ewill and insufficient wark of schone, to the greit lychtlie of ws and dishonour of this burcht and office men thairof, and to the greit hurt and skayth of the Kingis grace liegis, and makis schone of horse leddir, waittis of smyddie belleissis and auld buittis, desyryng him to be decernit to haif done wrang. The saidis James being present in jugement confessit the making waittis to schone of auld belleissis, for the quhilkis he is adjudgit in amerciamment and dome giffin thairvpon.

14 July James Tomsone cordinar strekis ane brocht on Johne Cuming [one of the visitors], that wranguslie and aganis the law he cam to my buytht on Wedenisdaye last, and thair braggit and boistit me, and allegit I had mair wark maid nor I schewe him, and that I maid schone of horse leddir, and baid me pass and hang myself, and that he suld put ordour to me as he thocht gude, and keist my schappyne knyff to the stanes; heirfor desyris to be exemit fray his charge and utterlye summittis my self to your wysdomes, thairfor desyris justice and rameid of law. Comperit Johne Cuming, and confessit he said he maid schone of horse leddir, quhilkis he offeris to preiff, and nayis the rest of the brocht, quhilk is referrit to probatioun. The inqueist forsaid hes be the examenatioun of certan famous witnes fundin James Tomson cordinar in the wrang for his inobedience in the non-presenting of his wark to the visitour Johne Cuming, and is fundin fre of the rest of the brocht, for the wrang forsaid he is adjudgit in amerciamment and dome giffin thairvpon. The inqueist forsaid hes fundin Johne Cuming visitour of the cordinar craft to haif done wrang in saying to James Tomson grewouslie he suld cause him schawe his wark, and he had hangit himself, and for casting of his scharping irne to the stanes, is adjudgit in amerciamment and dome giffin thairvpon.

15 July Johne McWilliam McPhadrik in Drakye, Marrat Neyn Andra Brebnar and the said Andro Brebnar hir fadyr hes actit thame selffis of thair awin fre motywe willis in the burrow buikis of Innernis, and also be the tennour of thir presentis bindis and oblissis thame selffis thair airis executouris and assignis that Andro McWilliam McLeyne salbe harmeles and skaythles him self his freindis of thame and all that thai maye stope and latt vnder the pane of law. And forsamekle as the said Andro McWilliam McLeyne hes contentit pait and diliuerit to the forsaid Johne

Burgh Court Books : Vol. II.

McWilliam McPhadrik, Marrat Neyn Andra Brebnar and Andro Brebnar the sowme of vij merkis monye of this realme, and that for satisfioun and sythment of the hurt committit and done be the said Andro McWilliam McLeyne on the said Marrat Neyn Andrais ee, of the quhilk sowme of vij merkis monye forsaid we hald ws weill content and pait, thair of queitclames dischargis and assignais for now and ewir, and that in contentatioun and sythment for the said hurt done be the said Andro McWilliam on the saidis Marrattis Neyn Andrais ee ; and also be the tennour of thir presentis and for the caussis forsaidis dischargis the said Andro McWilliam McLeyne of the said hurt, and also oblissis ws our airis executouris and assignis and freindis newir to soit call persewe molest hurt nor trouble the said Andro McWilliam be ws or our freindis in na tyme cuming. And also the said Andro McWilliam McLeyne is becumin actit and also obleist that the saidis Johne McWilliam McPhadrik, Marrat Neyn Andra Brebnar his spous and Andra Brebnar hir fader salbe harmeless and skaythles of him and all that he may stope and latt bot as law will vnder the pane of j^e merkis. And this done befor thir witnes Allister Ross in Eister Daltolycht, William Pypar in Dunnane and Gilbert Duff.

1576
15 July

Murquhow McSchir Dowll in the Isles hes actit him self in the burrow buikis of Innernis of his awin fre motywe will, renunceand his awin jurisdiction and summitting him to the jurisdiction of the prowest and baillies of Innernis in this case, to thankfullie refund content and pay to Johne Neilson burges of Innernis the sowme of xl merkis monye of this realme betuix the day and dait heirof and the feist of Alhallowmess nixt, being the first day of Nouember nixt to cum, vnder the pane of poinding of his redeast gudis and geir quharewir the samyn maye be apprehendit.

17 Aug.

The prowest and baillies hes chargit the officiaris to command and charge all thais quha hes vnlauchfull tennentis dwelland in thair bigynnys within this burcht to cause thame flit out of the samyn, failyeing thair of to tak downe the house aboue thair heidis, and the awnar of the house to ansuer for the skayth and thift done be thair tennentis on the towne.

27 Oct.

The prowest and baillies and cunsall for vmchewing of inconueniens hes ordanit the Kingis rebellis and hornaris, to wit Johne Grant, Nicoll Kar and Thomas Cuthbert, to be put in captivitie and haldin thairin, and

29 Oct.

Records of Inverness

1576 ane jawelar to keip thame vpon thair awin expenssis to that thai be
29 Oct. releiffit and relaxit in the authoriteis letters.

13 Nov. Imprimis, for discussing gif ony fre men or burges in this burcht
maye carie aill beir or vther siclyke vivers to Loch Ness or onye vther
placis in prejudice of the libertie of this burcht and statutis maid of befoir
inhibitant thame to carie or away tak onye of the said vivers. The
Cunsall considering of the persoit of James Baittis, James MacBarroun,
Jokke Anderson, &c. for careing of aill out of this burcht contrar the
statutis maid of befoir the xxv day of November anno lxxiiij yeiris, that
in respect that the prowest wyiff James Patersone optenit licience of
Johne Cuthbert anc of the baillies, quha be his confessioun befoir the
cunsall for his offense, gif he onye did, summittis him in thair will, and the
cunsall remittis the offense forsaid in respect of his licience at this present,
and statutis and ordanis that in tyme cuming that na sic licience be
permittit to the baillies, bot only to the cunsall, concernyng the putting of
victuallis aill and vivers of the towne, and in case onye of the office men
licient onye to pass wyth vivers victuallis or aill to the lochis or onye
vther places in hurt of the libertie of this burcht in tyme cuming, that
licience to be na licience and of na awaill force nor effect, and the grantar
and gewar of the licience to pay the sowme of xls. to the operatioun of
ane commoun wark, and the effect of this act to be extendit for the sup-
pressing of ane dertht and forthering of ane commoun weill.

As to the frie men that send aill to the Locht bye the licience of
the towne ar ordanit to be callit befoir the cunsall conforme to the actis
maid of befoir. The prowest baillies and cunsall ordanis to tak of thais
quha careit aill to the Locht the sowme of xls. to be imbrocht to the
commoun weill of this burcht for breking and contravenyng of the
statutis.

19 Dec. Ane brocht strukin be William Cuthbert burges of Innernis on
Patrik Henderson sourd slippar, that wrangusle and aganis the law he
deliueris me nocht ane pair of Heland hiltis wyth the plwmet thairof
quhilk I deliuerit to him to be put on ane sourd bled, price thairof xls.
mony, quha will nocht delywer the said hiltis nor pricis foirsaidis with-
out he be compellit. Comperit the said Patrik and confessit the rasait of
the said hilthis, in respect thairof the jugis hes decernit the said Patrik to
delwyer the said hilthis to William Cuthbert.

Burgh Court Books: Vol. II.

Comperit in jugement Fynla McPhaill and gaif in his brocht humlie menand that quhar Margret Symonson spous to Johne Clerk deteneis and wythhaldis fra him aughtscoir bard groittis, price of the pece ijs., auchtene pece of fyff schilling testounis, wyth xxv pundis monye of this realme. 1576-77
26 Jan.

Comperit in jugement Mareoun Ogilbe and productit ane sylwer bruche pertenyng to Magie Neilson, quhilk scho allegis to haif coft fra ane serwand of the Lard of Knoideartis, in respect thairof the said Magie desyris hir to be dettour in the haill grayth tane out of hir house, viz., fyff coddis wyth thair cod wairis, tuay new lynnyng sarkis, ane lynnyng collar, thre new sekkis, tuay pewter plaittis, and the bruche forsaid quhilk scho comprehendit wyth the said Mareoun, or ellis to fynd ane dettour. The juge hes assignit to the said Mareoun the law day efter Pasche to fynd ane dettour. 2 Mar.

Johne Neilsoun burges of Innernes of his awin fre motywe will is becum in actit and also bundin and oblist faythfullie his airis executouris and assignais in the Burrow buikis of Innernes souertie and cautioun for Dame Elizabeth Stewart, Ladie Lowett, to refund content and pay to Deyne George Murray, ane of the brethren of Bewling, the sowme of fourtie merkis vsuall monye of this realme, to be pait yeirlie in all tymes induring the said Dame Elizabeth and Deyne George lyftyme at tuay termes in the yeir, viz., Witsonday and Mertemes be equal half proportionis, and that for his tact of the mylne of Bewling sett to the said Dame Elizabeth be the said George for the said yeirlie payment of xl merkis. 1577
30 Mar.

Donald Boy indwellar in Innernes is becum in actit in the burrow buikis of Innernes to refund content and pay to Androw Gutthre burges of Innernes the sowme of xxvijs. viijd. monye of this realme in name and behalfe of Deyne Johne Roland, monk in Bewling. 7 April

Comperit in jugement Johne Neilsoun burges of Innernes, and humle menit that quhar the prowest for the tyme and vtheris his nychtbouris wyth him intromettit wyth ane sex airis bot pertenyng the said Johne Neilsoun, quhilk wes lyand at the stare besyde the dok quhar the schippis lyis, quhilk sex airis boit he wantis wyth hir proffit be the space of sewin yeris, and can gett na redress thairof to his greit hurt hawye dampnage and skaytht, Quharfor protestis in contrar the said prowest for all costis 30 April

Records of Inverness

1577 skaythis dampnage and expensis sustenit and to be sustenit in the want
30 April of his boit ouklie and yeirlic.

26 June Blais Alwes, burges of Elgin, Henre Froster, Henrie Kay and Michael Kay and Alexander Robertson, indwellaris within the burcht of Elgin, and Henre Ryn in Ros Ile, are becum in actit within the burrow buikis of Innernis of thair awin fre motywe willis, renunciand thair awin jurisdiction and summitting thame to the jurisdiction of the burcht of Innernis in this case, that forsamekle as William Bane, messenger schiref in that pairt be vertu of our Souerane Lordis letters commandan him to cerse and seik all forstallit guidis boucht or sauld be vnfre men fray vnfre men or ony vtheris within the libertie of the burcht of Innernis vnpresentit to the mercat thair of, attechit and intromettit wyth certan hydis pertenynge the saidis personis as escheit gude, quhilkis hydis apertenis to the personis particularlie following, viz., of Blais Alwes threttie aucht hydis, of Henre Frosteris aughtene hydis, of Henre Kais sewin hydis, of Michael Kais sex hydis, of Alexander Robertson xij hydis, and of Henre Ryn in Ros Ile xiiij hydis, quhilkis personis forsaidis be the eirneist supplicatioun of the prowest baillies and cunsall of the burcht of Elgin presentit to the prowest baillies and cunsall of Innernis, quhais ernist desyre safar as concernit the prowest bailles and cunsall of Innernis vpon the restrictionis following safar as concernit to thair pairt, but prejudice of safar of the saidis ledderis as apertenis or justlie aucht to apertene to our Souerane Lordis the Kingis Grace and His Grace Thesaurar, and also quhilkis apertenis or justlie maye apertene to the Greit Almerall or his deputis, insafar as the said leddir war apprehendit in ane boit within the flude merk, and for releiff of the said William Bane, officiar of armes, and prowest baillies and cunsall of Innernis the forsaidis personis oblissis thame thair airis executouris and assignais, renunceand the benefice of thair awin jurisdiction as said is and summitting thame to the jurisdiction of the burcht of Innernis in this case, to releiff and skaythless keip the said officiar of armes prowest bailles and cunsall of Innernis at our Souerane Lordis thesauraris handis and the Greit Almerall and his deputis handis, and sall exhonour thame of all costis skaythis dampnage thair sall happin to incur to the walour and quantitie of the said leddir at thair handis, and also oblissis thame in all tymes cuming nocht to commit onye forstalling vnder the pane of confiscatioun of the guidis sall happin to be fundin wyth thame sua

Burgh Court Books : Vol. II.

forstallit, togyther wyth restitutioun of the walour of the geir presentlie rasauit be thame fra the said officiar of armes, quhilk aucht to pertene to the towneschip of Innernis for thair pairt of the escheit of the leddir forsaid, bye the Kingis pairt and Almerallis. 1577
26 June

William Cuming, burges of Innernis and ane of the bailles of the said burcht for the tyme, in presens of the nyctbouris, and in name and behalf of the haill communitie, protestit in contrar Johne Ross and Margret Waus his spous tweching the novatioun maid be thame in biggin of ane myln of new novatioun vpon sex aker feild land lyand in the territorie of Innernis vpon the suckin of the Kingis Myln of Innernis, quhilk sex akeris he had of Sant Catherynis chaiplane fundat within the parochie kirk of Innernis, lyand in Deirbocht betuix the landis of Sant Johnes chaiplane at the norht, the Kingis Hie Gett at the southt, the hill at the west, and the myln burne at the eist, and of the prowest and baillies cunsall and communitie as superioris thair of, nocht haiffing power to big ony myln thairon, solempnatle protestit in presens of Margret Waus his spous that the biggyn of the said myln be nocht prejudiciall to this towneschip or Kingis Myln, bot that the prowest and baillies maye be ordour of law gett hir demoleist and downe put, and the said Johne and his spous to incur the danger that maye of law for biggyn of the said myln, haiffand na power thairto of thair superioris and the Kingis Majestie, conforme to the instrument tane in the handis of Mr Martyne Logye tweching the said new novatioun maid be the said Johne Ross and his spous and vpon the interruptioun maid be the fermoraris, viz., Alexander Baillie and Robert Waus, in the biggyn of the said myln on the said landis of Deirbocht. 4 July

Comperit the fermoraris of the Kingis Myln and gaif in thair complaint as eftir followis: Provest bailleis and cunsall of the burcht of Innernis, We, Alexander Baillie of Dunnane and Robert Waus, burges of the burcht of Innernis, your maisterschipis tennentis and fermoraris of the Kingis mylnis of Innernis, humlie menis and complanis on Johne Ross burges of the said burcht and Margret Waus, that quhar thai beand bond suckin and thrall suld [gang] to the Kingis mylnis of Innernis, lyke as all the inhabitantis within the commontie and liberte of the said burcht ar, hes maid ane new novatioun in the biggin of ane myln on ane of the boundis of the territorie of Innernis, the quhilkis the like was newir done or maid be onye inhabitant or indwellaris within this burcht vpon our libertie in 5 July

Records of Inverness

1577 na mannis tyme, the saidis Johne Ross nor his spous forsaid haiffand na
5 July power nor privilege grantit to them nor thair predecessouris to big onye
mylnis vpon the privilege of the Kingis myln of Innernis. Heirfor, sen
that the samyn is laitlie begwn be the saidis Johne and Margret Waus
his spous, that your wysdomes, as our superioris and wersallis to the
Kingis grace myln, ye mak interruptioun and impediment to the said
new novatioun in biggin of the said myln, and that your wysdomes
meyne on the said novatioun to our Souerane Lord the Kingis Grace
His Regent and Sessioun of the said novatioun making, and call thame
befoir thame for the contemptioun in doing thair off.

Johne Ross burges of Innernis ansueris be Mr Martyne Logye his
procurator, sayis and allegis that the myln biggit on thir landis of Sant
Catheryneis chaiplane on na wais can it be handersum to the said
fermoris, bot rather ane forderance to the commoun weill of the burcht,
seing the said Johne Ross seikis nocht na corne growand within the
thrall suckin of the saidis Kingis Mylnis to his mylne, bot extraneall
victuallis cumand out of vther cornis, nocht prejudgeing the townis actis
and constitutionis of thair mylnis of this burcht, and gif it beis fundin
the contrar the said Johne Ross willinglie oblissis him his airis and assignais
for all costis skaythis dampnage and expenses the fermoris of the
saidis Kingis mylnis sustenis or sall happin to sustene be his said myln
of Deirbocht, and heirvpon summittis him simpliciter to the jugement
of the provest baillies and cunsall quhat tyme thai pleis to decerne,
becaus it is trew the towne is superioris to him.

James Patersone, provest, Johne Cuthbert and William Cuming,
baillies, and the rest of the cunsall and communitie all wyth ane voice
grantis thame to be bouad suckin to the Kingis Myln of Innernis, aggre-
and wyth the formar contract maid of befoir betuix the provest baillies
and cunsall and communitie of this burcht and the fermoris of the
saidis Kingis mylnis, of the dait of the said Contract xv Augusti anno
xxix yeiris, prowying that the inhabitantis of this burcht haiff sufficient
mylnis for gude service doing to the inhabitantis and fermoris thair off,
that is to say euerilk man keipand thair awin rowme, and to wait and
abyde vpon wattir sex houris efter thair rowme, and giff the mylne
be brokin or want wattir the fault nocht to be imput to the myllar, and
quhat passis bye presentit to the myln and laid downe in the myln in
fault of service, the myllar to be astrictit to pay the fermoris or ellis to

Burgh Court Books : Vol. II.

be dischargit, and in caise of the absence of the fermoraris or onye of thame in awaiting to keip and inbring the suckin to the saidis Kingis myln, that quhat victuall thair serwand sall preiff to pass bye thair myln that it salbe lesum to the fermoraris to persew for the ferme and the myllaris duete thairoff. 1577
5 July

The provest baillies and cunsall decernis the pretendit myln of Johne Ross to be biggit on the landis of Deirbocht to be demollesit at sic tyme as quhan scho salbe biggit, and also decernis in generall all costis skaythis and expenssis the fermoraris of the Kingis mylnis of Innernis sall happin to sustene.

James Irruwell comperit in presens of James Paterson, prowest, William Cuthbert, Johne Gollan and William McPhaill, officiaris, and exponit that quhar himself and his boit was arreistit within this burcht at the command of William Cuming baille for non deliuering to Johne Kennedie in Banff fyff dussan cuinyie rebell and lyntallis, and for lowsing of the said arreistment hes fundin William Tomson younger souerte and cautioun to delywer to the said Johne Kennedie within the towne of Banff v dussan hewin wark cunye rebell and lyntallis as said is betuix the day and dait heirof and the feist of Pasche nixt. 23 Sept.

Ane brocht strukin be James Paterson ane of the procuratoris fiscalis of the burcht of Innernis on all and hail the vnfre broustaris of this burcht admittit this last yeir, viz., and thais that entrit at their awin hand, viz., Magnis Caskinis wyiff, Duncane Malmumson, Fynla McConyl-leir, Johne McThomas McBean, Thomas Genour, George McAne Reocht, William McConylbane, Agnes Waus spous to Johne Dason, Allister Skynnar, Johne Ard, Jonat Baittis, Elspet Skynnar, Mareoun Clerk, Elspet Fargusson, Agnes Anderson, Jonat Neilson, William Chessolme, James Tomson, Marreat Nykmer, Magie Duff, Isbell Kennocht, Andro McPhaill, Johne Stewart, Jame McBarroun, Johne Reid McWilliam Roy, William Suffrycht, Gelis Schort, Johne Aucklek, Helyne Sowlis, Allister McWilliam McPhadrik, Johne Kar, Andro McWilliam McPhadrik, William Tomson, brebnar, Agnes Gray, William Dow McPhaill, Robe McAllister McHendrik, William Hay, Magie Grant, Riche Brechin, Robe McAllester, Johne McThomas, Jonat Kelocht, Elspet Barnet, that wrangusle and aganis the law ye and ilk ane of yow hes contravenit the actis statutis and ordinances of this burcht [in selling ale dearer than the fixed price]. 5 Oct.

Records of Inverness

1577
5 Oct. Robert Williamson burges of Innernis is becum in actit in the burrow buikis of Innernis of his awin fre motywe will souerte and cautioun for Jonat Nykmeir, spous to wmqhill Donald Clerk in Daid [Daviot], that scho sall nocht commit fornicatioun wyth Gillepadrik McAne McGillepadrik nor nane vther in ony tyme cuming, vnder the pane of ten pundis monye to be pait to the commoun wark of this burcht.

The vnfre baxteris admittit this yeir:—Donald Grantis wyff, Catheryne Donaldson, Jonat Cuthbert spous to wmqhill Jame McGille-reocht, Beak Crowbycht, Johne Stewartis wyff alias Inwak, Agnes Neyn Fynla Moir, Margret Dempster spous to Allister Fuctour.

8 Oct. James Paterson, ane of the procurator fiscallis of the burcht of Innernis, strekis ane brocht on all and hail the fre wemen of this burcht of Innernis, that wrangule and aganis the law thai and ilk ane of thame hes contravenit the actis statutis and ordinances of this burcht in selling of aill darrer nor aucht penneis the quart aill, bot contemptnatle hes tane xd. for the quart, to the greit hurt and skayth of this burcht and rasing of derth thairin, quhais names followis, viz., Jonat Kar, Christane Paterson, Magie Gorrye, Jonat Christeson, Beatrix Dict, Johne Robertsonis wyff, Helyne Johneson, Petir Waus wyff, Christane Vrquhart, Thomas Karris wyff, William Donaldson for his wyff, Elspat Patersone, Agnes Donaldson, Fynla Donaldson for his wyff, Andro Skynnar for his wyff, Jonat Waus dochtir to Martyne Waus, Robert Reid for his wyff, Heleyne Gray, Magie Nyk Gilleweye, Agnes Flemyng, Henre Kar eldar for his wyff, George Cuming for his wyff, Johne Burris wyff, Barbara Waus.

10 Oct. Allister McThomas Roy is becum in actit souerte and cautioun for entering of Donald McAndra McAdam in Eister Moneak in the Ard within the tolbuyth of Innernis befor the prowest baillies or schireffis of this burcht vpon xv dayis warnyng, to vnderlye the law for presenting to the mercat croce of Innernis this day ane mart without heid feit or hyde, vnder the pane of jc lib., in presens of Johne Gollan, Johne Reid, and William McPhaill officiaris.

21 Oct. Johne Gollan, ane of the burrow officiaris of the burcht of Innernis, at the command of William Cuthbert prowest of the said burcht of Innernis sittand in jugement, Johne Cuthbert of the Auld Castelhill and Alexander Patersone, baillies of this burcht of Innernis, in ane fensit court chargit Allane McRynald of Eister Leis within bar, as he that

Burgh Court Books : Vol. II.

rebuikit blasphemit wyth injurious wourdis and ignomeneous sclanderit the said prowest, Robert Waus his clerk of court, and the saidis baillies, wyth the remanent of the assessouris being thair for the tyme, to the heych contemptioun and rebellioun of our Souerane Lordis autorite and stait royall, prowest baillies and membris of court foirsaid, sittand in fensit court as said is, willing to haif done justice and adminstrat equite to all parteis complanand, and sua judicialle representit our Souerane Lordis persoun, vnto the tyme that the said Allane be his manessing and boisting in trublance of our Souerane Lordis court in calling of the prowest baillies and membris of curt as knaiffis lownes theiffes sneikis, putting of hand to his sourd and quhynyear within the bar, tending thairbe to haif maisterfulle and crewellie sett on the said prowest baillies clerk of curt and vtheris membris thairof and assessouris assisting the administratioun of justice: the quhilk Allane, being chargit be the said Johne Gollan burrow officiar forsaid to haif remanit in waird for his rebellious wourdis and intioun of his bludefact, gif he had bene per-mittit to haue done the samyn as he that put hand to his sourd and quhynyear to that effect within bar, refusit in onye sort other of the saidis prowest and baillies charge giffin be the moutht of the said officiar, or yit in refusit of thair charge in our Souerane Lordis name to remane in ward conforme to the said charge, bot remowit him self out of the said tolbuyth, giffing no reverence nother to our Souerane Lordis charge, nother to prowest nor baillies forsaid representand his grace persoun judicialle in fensit court as said is.

1577
21 Oct.

Comperit in jugement Gilbert Duff, thesaurar of the burcht of Innernis for the tyme, and humle menit that quhar thair is certan waist laarychtis of Barne rowmes lyand vpon the Barne hillis, euerilk rowme thairof addettit in xijd. anwell yeirle thir certan yeiris bygane, na payment maid of the anwellis thairof, viz., Henre Gutthre for his laarycht, Henre Kar eldar for his anwell yeirle of his Barne rowme and the Barne rowme of wmquhill Thom Man, and can nocht fynd the rychteous airis heirop nor payment can be had of the anwell thairof as said is, in respect thairof the said thesaurar hes presentit erd and stane in the prowest and bailles handis for non payment making of the anwellis thairof, and desyris the saidis landis and waist laarychtis to be disponit to nychtbouris for biggin thairof and thankfull payment making of the anwell thairof.

1577-78
13 Jan.

Records of Inverness

1577-78
25 Jan. Magie Duff spous to Farquhar Grasycht producit hir bill of complaint in jugement in forme of brocht vpon the said Farquhar hir spous, humlie menand that quhar he adneris nocht to hir as scho that is his mareit spous, conforme to ane deliuerance led and past befor the minister of this burcht, eldaris and deaconis and assemplie thairof, for the actioun of adultrie being prowyn befor thame be his awin confessioun wyth Agnes Skynnar, and for satisfaction of the kirk ordanit the said Farquhar and Agnes Skynnar adulteraris to present thame selffis thrie severall Sundayes in sak clayth wyth mytaris of paper on thair heidis in the kirk, and in case the said Farquhar wald nocht adneir to the said Magie Duff his said spous, treit and intertennye hir as his lauchfull spous, ordanit the said Farquhar and Agnes Skynnar to be banneist and exylit of this burcht for the said chryme of adultrie, quha being persewit presentlie in jugement be his said spous, quha utterlie refuissis and awowis newir to adneir to hir, and according to the formar decreit pronuncit be the minister eldaris and deaconis and in respect of his confessioun in jugement, ordanis and decernis the said Farquhar and Agnes Skynnar to be banneist of this burcht to the tyme thai be recunsalit wyth the prowest baillies and minister.

1578
6 May Comperit in jugement Johne Waus of Lochtslyn, Robert Waus, William Baillie and Alexander Cuthbert, burgessis of Innernis and fermoraris of the Kingis mylnis of Innernis, humlie menand and complanand on Gilbert Gollan, Johne Reid McWilliam Roy, Johne McFargus, Johne Abraham, Robert McAllister McHendrik, Allister McWilliam McPhadrik, Andro McWilliam McPhadrik, and Riche Brechin, that quhar thai and euerilk ane of thame hes past and grundyn thair stuff to vther mylnis, nocht-wythstanding the hail suckin within this greschip and outsuckin is boundin and thrall suckyne to the Kingis mylnis of this burcht, and the saidis personis thair wyffis and serwandis in thair names of thair speciall command and cause hes put thair saidis stuff and cornis fra our said Kingis mylnis and takis the samyn to vther myllis, aganis thair contract and oblyssing, to the greit skayth of the fermoraris, prejudice of the Kingis myln and the libertie thairoff, and to the abwse of the commoun wealtht of this burcht, Quharfor desyris the saidis personis be decernit to haif done wrang in the bypassing the Kingis myllis sen the moneth of September last in anno lxxvij yeiris, or ellis to schaw ane ressonabill cause quhie thai

Burgh Court Books : Vol. II.

aucht nocht to do the samyn according to justice. Comperit Robert McAllister McHendrik and confessit to haif past wyth four bollis aittis to vther mylnis sen the monetht aboue wreit, bot tuike his malt to the Kingis myln. Richie Brechin confessit to haif had iij firlottis stwff to Kilbean. Jonat Dempster spous to Johne Reid McWilliam Roy confessis hir man to haif past bye the Kingis myln to vther mylnis by her command. Johne Abraham confessit he tuike ij sekkis of malt quhilk he coft beyond the Ferrie, quhilk lychttit nocht in this burcht, to vther mylnis. Quhilk personis be thair awin confessionis ar decernit to haif done wrang in passing bye the Kingis mylnis wyth thair suckin, for the quhilkis thai ar adjudit in amerciament and dome giffin thairvpon. The jugis hes decernit Robert McAllister McHendrik and the rest aboue wreit according to thair confessionis thair stuff to be appropriat to the saidis fermoraris, or ellis the pricis quhilkis the samyn giffis in this towne presentlie.

1578
6 May

Comperit in jugement Thomas Gray humlie menand that quhar he had incurrit greit skayth in his yard in the deweit of Jonat Kelocht be sweyne and vther beistis, quaha hes destroyt four beddis young plantis, four beddis ingyeonis, ane persell bed, sindre herbis, sic as gentiane, roismarie and laurie, quhilkis ar all cittin destroit and spilt be the sweyne, quhilk skayth I wald nocht sustene for xls., desyring the said Jonat be decernit to haif done wrang in the none halding of sufficient nychtbourship and to content and pay the skayth he hes incurrit in hir deweit; quaha being oftymes callit at the tolbuyth stair as wse is and nocht compering, scho is adjudit in amerciament and dome giffin on hir absens.

17 May

Ane brocht strukin be Constant Man, Myllar in the Bucht to my Ladie Lowett, on Androw McWilliam McPhadrik dwelland bewest the Wattir of Ness, that wrangusle and aganis the law the said Androw com to the myln of the Bucht vpon the xv day of Maij instant, and thair in his office house maisterfulle and crewallie sett on the said Constant, and wald haif slane him wyth ane fuite spaide, and thaireftir tuike my awin knyff and wald haif slane me war nocht the bettir reddaris stuide bye, and also dang me vnder him in the wattir vnder the said myln quheile, and thair dang me in the heid wyth ane stane, quharwyth he drew ane greit quantitie of my blude to my greit hurt hawye dampnage and skayth as is allegit. The inqueist forsaid hes convict the said Andro McWilliam McPhadrik in all and haill the pointtis and heidis of the formar brocht, for the quhilkis he is adjudit in amerciament and dome giffin thairvpon.

Records of Inverness

1578
28 May

Comperit in jugement Magie Kar, spous to William Cuthbert prowest of the burcht of Innernis, and thair vtoutht the presens of hir said husband, of hir awin fre motywe will vncoactit or compellit be hir said spous or any vther in his name, quhar scho maid fayth thairvpon in jugement, the said Magie frelie puirlye and simplie renuncit resignit and owergaiff hir conjunct fie of all and sindre the landis of wmqhill the hail Blak Freiris of Innernis, hail yairdis and croftis within the wallis of the saidis wmqhill Blak Freiris wallis of Innernis, wyth all jure rycht, tytill of rycht and clame propertie and possessioun quhilke scho had and hes or in ony tyme cuming maye haif in or to the forsaidis landis aboue expremit within the boundis aboue mentionat, in faworis of the said William Cuthbert hir spous sua that he maye frelie dispone annalie and vtherwais use the samyn as he thinkis gude, without ony stope or impediment to be maid be hir thairintill in tyme cuming, to quhatsumewir persoun or partie hir said spous sall happin to dispone the samyn, and promittis newir to cum in contrar the samyn in jugement nor vtoutht jugement in ony tyme heirefter cuming ; Prowyding alwais that in case hir said spous dispone or annalie the samyn to ony persoun, that howsone or quhat tyme the samyn beis redemit and outqueit agane fray thame that the samyn sall happin to be annaleit to, that scho maye haif fre ingres and regres agane thairto and to her conjunct fee thairof, nochtwythstanding of this present renunciation aboue wreittin, and the samyn nocht to be prejudiciall thairefter to hir conjunct infestment of the saidis landis, vpon the quhilke the said William Cuthbert prowest and William McFarquhar in name and behalf of Allister McFarquhar McConquhie of Dummakglas and the said Magie Kar hinc inde requerit act of curt and instrument in the handis of Mr. Martyne Logie notar publict, befor thir witnes James Patersone schiref deput, William Baillie, Fynla Donaldson, Johne Neilson, and Andro Dempster, burgessis of Innernis.

Comperit William Cuthbert, prowest of the burcht of Innernis, in presens of the cunsall presentlie convenit, and declarit to thame that he behuiffit to wedsett the Freiris croft and yairdis within the auld wallis thairof, togyther wyth the houssis biggynnis quhar the saidis William Cuthbert dwellis lyand and adjacent vnto the said Freiris croftis and yairdis, boundit betuix the saidis Freiris landis at the west and the Kingis Hie causay at the east, quha on na wayis will do the samyn without the consent and assent of the baillies and cunsall of this burcht as owerlordis

Burgh Court Books: Vol. II.

and superioris thairof, quhilkis personis forsaidis all in ane woce consentis and assentis to the wedsett or alienatioun of the saidis landis aboue specefeit, vnder protestatioun and prowying that the possessour of the saidis landis salbe haldin and restrictit to thame for the yeirlye payment of the maill and duetie of the saidis landis contenit in the saidis William Cuthbertis evident conforme to the tennour of the samyn. 1578
28 May
31 May

Comperit in jugement Johne Neilson burges of Innernis, and humlie menit that quhar William Cuthbert prowest of the burcht of Innernis for the tyme, wyth vtheris his complices and nychtbouris of the said burcht of his causing command assistance and ratihabitoun, intromettit wyth ane boit of his the tyme thai past and persewit William Wyisman for the spuiyeing of the Duche schip be the space of nyne yeiris bypast.

Comperit Andrew McPhaill, minister, and producit ane instrument of sasing vpon ane ruide of land lyand within the burcht of Innernis in the streit of Demisdaill, extending fra the Kingis hie gett at the west to the auld fowssie on the Barne hillis at the eist, quhilk pais xijd. anwell yeirlye to Our Ladie chaiplane of the New Ile, desyring to be entrit in the soit roll, quhilk was grantit. 6 Oct.

Magie Neilson, spous to Johne Dow McConquhie, being accusit in jugement for brewing of aquawyte and vsing of the priuilege of ane fre woman, and scho adhering to the libertie and priuilege of hir hous of barroun burgessrie, be the quhilkis as scho allegis scho aucht to be fre thairof. The jugis in respect thai vnderstand hir halding, quhilkis contenis na certane nor limit thing within itself of na keynd of fredome expect for commoun service making to the king, for the quhilkis thai ar dischargit in to thair saidis haldingis for paying of any maill to the king except the said service callit seruitium forensicum wyth caik and pudding; And comperit Johne Neilson hir father, quha on na wayis allegit to na certan libertie be ressoun of the halding of hir hous, bot allanerlie scho haiffing priuilege as narrest and ane of the airis eldast succeding to him, for the quhilkis ressonis continewis the ansuer heirof to the cunsall. 18 Oct.

Ane brocht strukin be Thomas Duncane in Kilrawok on Patrik Henderson sourd slippar, that wrangusle and aganis the law this instant day deliverit him my sourd to poleis and dycht in his awin hand, and betuix him and his serwand hes brokin the said sourd, price thairof four pundis monye of this realme, desyring him to be decernit to mak him als gude as his awin, or ellis to payé the pricis foirsaidis. 20 Oct.

Records of Inverness

1578 The jugis hes admittit Johne Anderson to use the privilege of ane
29 Nov. stalleangear, that is to use brewing to the feist of Michaelmess nixt, and
hes referrit the compositioun thair of to the cunsall.

Ane brocht strukin be James Paterson and Johne Cuthbert, procurator fiscallis of this burcht of Innernis, on all and hail the commoun huir mungaris, harlattis and fornicatouris following, viz., Elspat Gutthre, Catheryne Neyn David, Christane NykIntolmycht,¹ Jonat Clerk, and Effie Stewinson, that wrangusle and aganis the law and also aganis the actis statutis and ordinances maid in the Assemblie, that quhar ye and ilkane of you vsis commoun harlottrie, huirdome, fornication and adultre wyth all strangearis and vtheris quha reparis and hantis within this burcht, quhilk redundis to the greit sclander of the kirk, reproche, schame, and dishonour of this burcht and magistratis thair of, and na les to the fylthie and horrabill defectioun and defyling of the saidis strangearis be the fylthie foulness called the glangoir, quhilk hes infectit monye and diverse within this towne and cuntre about, quharfor desyris thame be decernit to be banneist of this burcht and brynt on the cheikis in exempill of vtheris. [Names of Assise].

Elspat Gutthrie, dochtir to wmqhill Henrie Gutthrie, is becumin actit in the burrow buikis of Innernis of hir awin fre motywe will that scho in na tyme cuming salbe fundin remane within this burcht forder nor four tymes in the yeir to do hir lefull bessines or thais bessines or service quhom scho hapnis to dwell or remane wyth, and quhat tyme scho chances to cum to this burcht that scho remane na langar thairin nor twentie four houris, vnder the pane of birnyng of hir on hir cheik.

The assise forsaid hes fundin the foirsaidis Katheryne Neyn David ane commoun huir mongar and convict thairin; Christane Nykintolmycht convict as ane commoun filthie harlott and huir mongar, trocht the quhilkis scho had the glangoir; Jonat Clerk convict in lyke maner, as scho quha had the glangoir trocht hir fylthie huirdome; Effie Stewinson convict as ane commoun huir; quha ar ordanit to be banneist of this towne for ewir, and in case thai or ony ane of thame beis fundin or notit within this burcht in ony tyme heirefter cuming that thai salbe brynt on the cheik wyth ane byrne irne, and dome giffin thairvpon.

¹ Christian, daughter of the Tolmie.

Burgh Court Books: Vol. II.

Ane brocht strukin be Jame Browne on Patrik Henderson and his spous, that wrangusle and aganis the law thai trublit and dang him without ony motioun or caus, and hes rewin his face and flesche wyth thair nales, and hes drawin ane greit quantitie of his blude to his greit hurt hawyc dampnage and skayth. 1578
13 Dec.

Also Patrik Henderson and his spous strekis ane brocht on Jame Browne that wrangusle and aganis the law he trublit and dang us and hes rewin our faces and flesche, and hes drawin ane greit quantite of our blude wyth his teith, quhilkis blude being seyne be the jugis hes decernit the saidis personis to haif done wrang, quha ar adjudit in americiament and dome giffin thairvpon, viz., on bayth the pairteis wrangis.

James Paterson and Johne Cuthbert, procurator fiscallis of the burcht of Innernis, strekis ane brocht on David Alschnourson alias Cuike, Johne Stewart, Fynle McConylleir, and Johne Ard, fleshearis within this burcht, that wrangusle and aganis the law ye and ilk ane of yow, expres in contrar the actis statutis and ordinances of this burcht and commoun weill thairof, passis to the mercat croce of Innernis and byis quik martis leiffand on thair feit for four or fyff merkis the pece, and sellis the samyn agane to the nyctbouris of this burcht for xviijs. the quartar, to the greit hurt and hendre of this pur burcht and liegis thairof, and thairin rasing of sic ane dertht within this burcht that can nocht be laid, desyring the saidis personis to be decernit to haif done wrang and to be pvneist heirfor according to justice in exempill of vtheris, that nane within this burcht pretend the like in time cuming. Also ye ar followit for bying of carkagis of martis at the mercat quhilk aucht to steaik the towne, expres in contrar the actis and statutis, and sellis the samyn agane to quhom ye pleis, quhilk redundis to the greit hurt of this burcht and nyctbouris thairof. Also ye ar followit for selling of talloun vtoutht this burcht to strangearis and outlandis men.

The prowest and bailleis hes ordanit the haill fleshearis abouewreit that nane of thame tak vpon hand to sell the stane of moltit talloun darrer nor xvjs. the stane to the nyctbouris of this burcht, and that nane be sauld vtoutht this burcht to outlandis men or strangearis in na tyme cuming vnder the pane of escheting of the samyn.

Johne Roy McConyll McAllan and Allister McFarquhar McPher- 1579
soun ar becumin actit of thair awin fre motywe willis souerte and 1 April

Records of Inverness

1579
1 April cautionaris for Moir NykLoidd spous to Rynnald McConyll Glas in Keppocht in Lochaber, renunceand thair awin jurisdiction and summitting thame to the jurisdiction of the prowest and bailleis of Innernis in this case, to thankfulle refund content and pay to Henre Kar younger burges of Innernis the sowme of xxij merkis gude and vsuall monye of this realme, ane fyne quheit pled wyth the pertinentis eftir hir discretioun, to be pait at the feist of Lambmes nixt.

7 April Comperit in jugement Allane Watsone acclamand Fynla Clerk burges of Innernis xx bollis salt he sauld to the said Fynla for xx quheit pleddis.

Comperit in jugement George Morisone burges of Innernis, quha persewit be ane brocht Allane Watsone citisinar in Sant Androis of the sowme of fourscoir sewin pundis four schillingis monye of this realme befor the prowest and bailleis of the burcht of Innernis for certan pleddis coft be the said Allane fraye the said George. [Decree against Allane].

10 April Ane brocht strukin be William Cuthbert and Johne Cuthbert, procurator fiscallis of the burcht of Innernis, on Thomas Dalglesche, sadlar, that wrangusle and aganis the law ye being ane vnfre man vsis the privilege liberte and fredome of ane fre man in bying of ledder, barking and lymyng thairof, and selling of the samyn to quhom ye pleis, and also vsis the craft of ane cordinar in working and making of schone in preway and queat chalmeris, to the mair verificatioun of the quhilkis sum of the said leddar was apprehendit in maid schone to the nummer of xvj or xvij pair, and forder quhar ye haif in the wattir xxiiij hydys and v hydys in the bark, wyth thre or four stane cuffit woll, quhilk ye ar to send to the Montht ; and also ye ar followit for barralling of talloun and taking of the samyn out of this burcht, and plukking of skynnis and putting of the samyn in lyme ; desyring the saidis Thomas to be decernit to haif done wrang and to be pvneist heirfor according to the actis of Parliament and statutis and ordinances of this burcht, as he quha hes vsit the samyn of lang tyme bygane prewatle to the greit skayth and violatioun of the actis statutis and ordinances of this burcht and in hie contempt of the magistratis thairof. Comperit Thomas Dalglesche and confessis xxiiij hydys in the wattir, v hydys in the bark, confessis the woll, confessis plukking of skynnis to his craft, for serwing of the samyn, confessis schone making of horse leddir. The inqueist haiffing

Burgh Court Books : Vol. II.

God and gude conscience befor ee hes fundin be the examenatioun of *1579*
certan famous witnes the said Thomas Dalglesche to haif done wrang in *10 April*
vsing of the priwilege liberte and fredome of this burcht mair nor is contenit
in the act maid tweching the priwilege grantit and lattin to him be this
towneschip, and is convict in bying of talloun forder nor steakis his craft.
The inquest hes fundin him fre in the schone making, in respect he deponit
to haif maid thame to him self and his serwandis and nocht to sell ; fre of
the barraling of talloun ; convict in the rest of the brocht, and dome giffin
thairvpon.

William Tailyeour, indwellar in Leytth, is becum in actit of his awin *11 April*
fre motywe will in the burrow buikis of Innernis, renunceand his awin
jurisdiction and summitting him to the jurisdiction and jugement of the
prowest and baillies of Innernis in this case, as souertie and cautiuon for
James Robertson and Johne Dryeburne, skipparis of the boit callit the
Cristofeir, to refound content and pay to Mr. Johne Robertson, thresonar
of Ross, the sowme of ten pundis sex schillingis aucht penneis monye of
this realme betuix the day and dait heirof and the xix day of Aprile
instant being Pasche day, and that for ane barrell of salmond, quhilkis
thai ar convict in payment of to the said thresonar.

Comperit in jugement William Cuming, burges of Innernis, and *2 May*
humlie menit for him self and Patrik Skynnar, taxt men to my Lord
Huntlie of the Fre Schot vpon the Wattir of Ness, that quhar Jasper
Dempster, burges of Innernis, vpon the first day of Maij instant maister-
fulle spuilyeit out of the said Patrik Skynnaris house at the wattir syde
the saidis Lordis samond fische slane that day in the saidis Lordis
fishing and schot, quharfor protestis in my Lordis name and in thair
awin names that thai maye haif heirof that law maye gif thaim of the
proffeittis thai maye preiff at onye tyme the saidis Lordis fishing
extendis to.

Johne Mortoun, citesinar in Sant Androis, is becum in actit of his *19 May*
awin fre motywe will in the burrow buikis of Innernis, renunceand his
awin jurisdiction and summitting him to the jurisdiction of the prowest
and baillies of Innernis in this caise, to releiff and skaythles keip Robert
Waus burges of Innernis at the handis of ane rycht honorabill man
Thomas Fraysser, wardatour of Lowett, that quhatewir the said Thomas
openis or recoveris of the law in contrar the said Robert Waus, as he
quha hes actit him self to him for satisfioun and payment making of

Records of Inverness

1579
19 May tuay barrellis quheit fische and ane barrell beiff, quhilkis being cassin ower buyrd be occasioun of storme and weddir be Christall Robertson and his marenaris out of the crear callit the Buklar in Anstyr vpon the coist syde thair of.

22 May Jacob Bartillis, burges of Hamburg, and Hortabill Bartillis his son and apperand air, be the tennour of thir presentis of thair awin fre motywe willis ar becumin bundin and obleist, renunsing and simpliciter dischargeing thame of thair awin jurisdiction and summitting thame to the jurisdiction decreit and sentement of the provest and baillies of the burcht of Innernis in this caise, that is to say as William Cuming burges of Innernis hes be his pretendit maner arreistit thir schip and gudis thairin at the instance of ane nobill and mychtie Lord George, Erle of Huntlie, Lord Gordoun and Baidyenoct, of ane allegit clame of certan leid coft be Lewie Smyth fra the said nobill Lordis father, that quhat tyme or quhowson we the said Jacob and Hortabill my son chances to arrywe in quhatsumewir port in Scotland, in Leytht, Dundie, Aberdeyne, Innernis, or onye vther port in Scotland, sall be thir presentis content paye and delywer to the said nobill and mychtie Lord as concernyng the said allegit clame mowit be the said William Cuming in his behalf in thair contrar of the said leid gif it be of veritie, or gif the said nobill Lord preiffis the said Jacob to haif coft or sauld wyth his lordshipis father the said leid acclomit ; and quhat the said nobill Lord producis quharbe thai suld paye the samyn salbe willing in maner forsaid to paye the said leid conforme to reasoun and lawes of this realme.

23 May Andro McWilliam McPhadrik is becumin actit for his wyiffis gude haiffing maneris and condetioun in tyme cuming, that scho sall nocht be notit nor hard in wourd nor deide wyth hir nyctbouris, pur nor riche, in tyme cuming, and in case he stanche hir nocht as said is, and gif scho be hard in tyme cuming, he sall refond content and pay to the Brig wark the sowme of ten lib. monye of this realme vnforgewin.

4 July The prowest and baillies hes rasauit and admittit Allister McConquhie, son to Duncan McConquhie Dowe in Daid, to be ane buythaldar of the cordinar craft of Innernis, quha hes sworne the greit ayth to be lele and trew to the crowne of Scotland, prowest and baillies of this burcht, and brethrin of the craft, and sall scot lot walk ward with this burcht to his power.

Burgh Court Books: Vol. II.

Comperit in jugement William Robertson as this terme quhilk *1579*
was assignit to him for productioun of his intres of the sclait hous, quha *11 July*
productit the prothogoll buike of William Cuming notar publict, wreittin
and subscrivit be him noter forsaid of the dait xxvj mensis Semptembris
anno lxxvj, quhar he is lauchfullie westit and seisit in the said land.

The jugis hes decernit Isbell Leslie to refound content and pay to *18 July*
Henrie Kar eldar, burges of Innernis, ane quart aill or the pricis thair of
for his mask fatt, quhilk scho hes had the wse of sen Witsundaye in anno
lxxvij yeiris, as scho quha promest him ane quart aill for euerilk mask
scho brewit wyth the said fatt.

Comperit in jugement Gilbert Duff, chaiplane to Sant Katheryn *5 Oct.*
fundat within the paroche kirk of Innernis, menand that quhar the tuay
landis of wmqhill Gilbert Hay hes bene in wse of payment of vjs.
anwell be yeir, thre s. everilk land, of lang tyme bygane to the saidis
Gilbert Duff chaiplane forsaid and his predecessouris past memor of man,
nochttheless James Paterson burges of Innernis hes sen the deceis of
wmquhill Schir William Anderson, quha deceissit at Mertemes or
thairbye in anno lxxv yeiris, intromettit wyth the said wmqhill Gilbert
Hayis landis and on na wayis will mak payment of the said anwell
yeirlie be the space of four yeiris, extending yeirle to vjs. anwell,
quharfor protestis that the non payment making thair of be nocht pre-
judiciall to him nor his successouris, bot that he or thair quhatsumewir
maye haif tyme and place to call and persewe for the samyn, and
payment to be decernit according to thair rentall.

Allister McWilliam McPhadrik productit his service quhar he was
seruit as narrest and lauchfull air to his wmqhill father William
McPhadrik, quha deit last westit and sasit in ane particat of land lyand
bewest the wattir of Ness, betuix the landis of Johne Neilson at the
southt, the commoun wennall at the northt, the Kingis gett at the west,
Johne Gibsonis landis at the eist, payand thairfor yeirlie ijs. anwell to
the freiris predicatouris of Innernis and thair successouris; And also ane
vther ruide and ane half ruide landis lyand bewest the wattir of Ness
betuix the landis of sumtyme the freiouris predicatouris of Innernis at
the northt, the commoun landis of Innernis at the southt, extending fra
the Kingis gett at the wattir of Ness at the eist to the commoun wennall
at the west, payand to prowest bailles of Innernis or thair thesauraris ijs.
yeirle anwell according to the auld evident, of the dait of the said service

Records of Inverness

1579 xv Maij anno lxxiiij yeiris vnder the sing and subscription of Jasper
5 Oct. Cuming noter publict.

24 Oct. William Cuming, Johne Cuthbert, Robert Waus, and Jasper Dempster, baillies of this burcht of Innernis, Johne Ros, James Patersone, Johne Cuthbert of the Auld Castelhill, Alexander Cuthbert and Gilbert Patersone, hes all wyth ane woce the greit ayth sworne that thai nor nane of thame sall consent to the admissioun of onye maner of man to be fre burges and gild of this burcht except onlye burges sounis of this burcht being qualefeit haiffing stob and steaik, and this to be obseruit and keipit for the space of sewin yeiris be fullelie furthrunnyn and outgane.

The baillies forsaidis hes desyrit Gilbert Gollan, burges of Innernis, as principall custummar of this burcht, to rander and gif in the firloittis and pekis pertenynge to him to be productit within the tolbuyth of Innernis in presens of the prowest and baillies thair, quharthrow it maye be seyne and considerit gif the saidis firloittis and peckis be sufficient conforme to the actis and statutis maid thairanent, quhilk Gilbert custummar hes tane vpon hand to produce the samyn to be mendit be the adwyse of the prowest and baillies gif neid be conforme to the said actis, and in respect he is callit and persewit as principall custummar protestis that na vther man within this burcht haif place to the said custummarie induring his lyf tyme.

Donald McHuchoun Beg in Drumchardnye is becumyn actit of his awin fre motywe will, renunceand his awin jurisdiction and summitting him to the jurisdiction of the prowest and baillies of Innernis in this case, as souerte and cautioun for Thomas McIntinclarycht² to do to William Cuming all that becummes him of the law of quhat the said William hes to imput to the saidis Thomas charge, and also the said Donald McHuchoun Beg hes actit him self law borrowis for the saidis Thomas that William Cuming his wyff, bernis, serwandis, houshald gudis, geir, cornis, and cattell, saibe harmeless and skaythless of the saidis Thomas and all that he maye stope and latt bot as law will, vnder the pane of law.

28 Oct. Ane brocht strukin be William Cuming burges of Innernis on Thomas McIntinclarycht, cottar in the Bucht, that wrangusle and aganis the law he tuike the beir that was sawin betuix him and the said William

² Thomas, son of the Sinclair.

Burgh Court Books : Vol. II.

in halfaris with the said William his seid, tuike twentie schaffis thair of *1579*
and put four schaffis in ilk steake of aittis of fyff steakis, extending to xx *28 Oct.*
schaffis, quhilk being apprehendit be Jasper Cuming son and apperand
air of the said William, the said Thomas seing the samyn apprehendit
said to the said Jasper, quhow culd he bettir wair him self nor on him
that hes heritage to tyne, and also desyrit fyre to byrne all the cornis was
thair for the tyme, of the quhilkis xx schaffis thair is presentlie tuaye
schaiwes to be sychtit. Comperit the said Thomas and allegis giff sic
was to be done be his wyiff and desyris hir to be soittit and persewit
thairfor.

Ane brocht strukin be William Cuming on Thomas McIntinclaricht
his cottar that wrangusle and aganis the law he haiffing my gudis in
keiping, haiffing his payment thairfor, hes lattin tuay kye of myne be
stikkit wyth the hornis of vther gudis in fault of hyrding, desyring him
be decernit to recompace the skayth I haif sustenit heirin in his deweit.
Comperit McIntinclaricht and allegis to haif deliuerit the saidis gudis
hail and feayr within the said William Cumings clois, and offeris to
preiff the samyn.

Ane brocht strukin be Magnis Caskin on Andro McLeoyd his cottar, *14 Nov.*
that wrangusle and aganis the law he makis him nocht payment of ane
blak oxe of fyff yeiris auld stollin out of his cottar hous on Sundaye at
ewin last, being in the saidis Andro McLeodis keping wyth the rest of his
oxin, haiffing his sowde thairfor, aucht and suld haif keptit the said oxe
as the rest fra theiff, wolf, pott and myre, desyring him be decernit to
rander and delywer the said blak oxe or ellis to allege the contrar.
Comperit Andro McLeoyd and allegit he aucht nocht to keip the said
oxe fra theiffis, and that be ressoun of the insufficiencie of the said Magnis
cottar hous. And Magnis Caskin allegis the said cottar hous to be
sufficient as the rest of the cottar houssis in the cuntre.

Thir personis following being accusit for passing bye the Kingis myln *17 Nov.*
wyth thair suckin to vtheris mylnis, sic as Deirbocht, Leis, Culcabok, as
thai quha ar bund suckynnaris to the Kingis myln, viz., Jonat Neilson,
Christan Fergusson, Scheak NeynTawes, Helyne NykPhaill, [and 24
others], quhilkis personis hes actit thameselfis in case thai be apprehendit
or notit in ony tyme cuming pas bye the Kingis myln to otheris mylnis
forsaid, thai and euerilk ane of thame sall content and paye the sowme of
thre pundis monye to the commoun wark of this burcht vnforgewin.

Records of Inverness

1579
27 Nov. Ane brocht strukin be Duncane McLauchlin, tennent to Alexander Cuthbert in Litill Drake, on Andro Cuthbert son to David Cuthbert, that wrangusle and aganis the law in this last harwest com to the said Duncan in Drakye, quhar he wes schering and collecting his cornis, desyring of him ane thiggyne of corne, quha gaiff him ane stowke of aittis. Thair-
after the said Andro past to the said Duncane son callit Thomas McConquhie desyring of him ane thiggin, quha offerit him sex schaiffis aittis, and in respect he grantit him nocht his desyre trublit and dang the said Thomas, and also trublit and dang the said Duncan as he quha com to red thame fra vtheris and boistit to slaye thame, and dang at thame wyth ane bow that was in his handis, and said he suld bynd thame bak for bak, desyring the said Andro Cuthbert to be decernit to haif done wrang and pvneist for the trubling of sic puir men and serwandis, quha nayt the haill heirof.

9 Dec. Ane brocht strukin on all and haill the vnfre broustaris of this burcht quhais names followis: [a large number of men and women charged with selling ale dearer than the fixed price]. Also ye and ilkane of yow ar followit for non keiping of the preching on the Sabotht day, as ye quha aucht and suld keip the kirk the said daye, and postponis to do the samyn without ye be compellit. The haill personis forsaidis hes actit thame selffis of thair awin fre motywe will to keip the kirk and preching on the Sabotht day in all tyme coming, vnder the pane of tynsall of all and haill the liberte priwilege and fredome quhilkis thai haif of the prowest baillies and cunsall of this burcht, and to be dischargit thairof in case said the act be nocht obseruit and keipit in all tyme cuming.

Johne Neilson burges of Innernis is becum in actit souertie and cautoun for entring of Magie Neilson his dochtir befor the prowest bailles and cunsall the tent day of December instant for breking of waird, scho being chargit to remane within the tolbuytht induring the the jugis will for satifeing of the bailles for hir vnlaw.

11 Dec. James Farquharson confessis bying of pleddis and skynniss vtoutht this burcht, clayth and woll, quhilk as he allegis to haif sauld to fre men of this burcht. Also confessis the selling of xxv pleddis to ane Edinburcht man at Maremes last, quhilk he coft in Urquhart. Johne Dunbar for vsing of merchandice, bying of clayth, pleddis, selling of salt, vnadmittit be the prowest baillies and cunsall, is adjudgit in amerciament

Burgh Court Books: Vol. II.

and dome giffin thairvpon. Donald Fraysser confessit to haif sauld the salt quhilk he rasaut as his stent of the schippes, confessis bying of claytth and selling of the samyn to whom he pleis, also confessis ane stane talloun sauld to the cordinaris of this burcht; for the quhilkis the saidis Donald is adjudgit in amerciamento and dome giffin thairvpon, as he quha vsit the samyn vнадmittit or attollerit be the prowest baillies and cunsall.

Ane brocht strukin be the procuratoris fiscall of this burcht on all and hail the vnfre men that byis and copes tymmer, that is to say, William Tomson, Gilbert Kar, Donald Vrquhart [and others], that quhar ye and ilkane of yow hes, bye all ordour and contravenyng of the actis of this burcht, hes coft tymmer, sic as rales, caberis, steakis, watling, buirdis, eaik and fyr bark, at your awin handis, quhilkis being arreistit be the officiaris of this burcht for the tyme, viz., Johne Gollan and William McPhaill the xij day of July last bypast, quharfor that ye and euerilk ane of yow be decernit to mak ansuer for the saidis tymmer bark plankis and sic vther tymmer coft be yow vнадmittit be the cunsall according to justice. Comperit William Tomson maltman, and confessit bying at the Ruidemess certan eakin buyrdis and plankis vtoutht this burcht and bark, convict in the wrang thairof. Gilbert Kar confessis bying of all keynd of tymmer, bying of hydys, barking and selling thairof to vnfre men to quhom he pleis, for the quhilkis he com in the cunsallis will. Donald Vrquhart confessis bying of tymmer and selling thairof to vnfre men and strangearis, for the quhilkis he is becum in the cunsallis will. Allister McWilliam McPhadrik confessis bying of tymmer and housing of vtheris mennis tymmer to thair cuming agane, for the quhilkis he is adjudgit in amerciamento and dome giffin thairvpon.

Comperit Petir Waus acclamand Johne Gib certane peces of tymmer intromettit wyth be him of the said Peteris in this towne at the Brig end thairof in the moneth of November last, viz., saucht, asche and holyne, to the nummer of thre dussan and ten pece, price of the haill xvj lib.

Comperit Johne Gollan acclamand William McGleschen ane bow wyth ane dussan arrowes in ane bag, price thairof xls. monye of this realme, quhilk he lent to the said William in anno 1576 yeiris.

Comperit in jugement George Ros and William Cuthbert, procuratoris fiscallis of this burcht, quha exhibeit and producit ane burrow

Records of Inverness

1579-80 precept of the prowest and baillies of the burcht of Innernis dewle execut
11 Jan. and indorsat, berand that quhar vpon the sewint day of this instant Januar the prowest bailles and cunsall being convenient within the tolbuyth of the said burcht for stenting of horses to hame bring the commoun stanes, wynnyn for reparatioun of the port on the brig, and deliberatioun adwyissatle of sic vther thingis as concernyng the commoun weill of the said burcht and nychtbouris and inhabitantis of the samyn, being thairin-till congregat to the effect forsaid, quha all in ane woce consentit thairto, as aussua Johne Reid son to wmqhill Sir Johne Reid being personalie present in the said tolbuyth was in semblable maner requerit to contribute wyth the said extent be the moutht of the prowest and baillies being present for the tyme, as he that was fre man and burges within the said burcht and thairbe astrictit to concur wyth the prowest bailles cunsall and communitie forsaid in scot lott stent and taxt, conforme to the tennour of his electioun in burgesschip and ayth giffin thairvpon, quha nochtwyth-standing, in manifest contempt and dissobedience of the said prowest and baillies representand for the tyme the Kingis majesteis persoun and his autoritie royall, wyth his cuwerit heid, but reverence to God prince nor magistrat, refusit alluterlie to stent lott or contribute wyth the saidis prowest baillies and cunsall to the hame bringyne of the said stanes to the said commoun wark, expres contrar the tennour of his said electioun in fre man and ayth giffin thairvpon. And also the said Johne Reid opprobriouslie in presens of the saidis magistratis as said is gaif to Johne Gollan nychtbour within this burcht the mantie and lye, na wayis acknowlegeing God, prince, nor his magistratis, aganis his said electioun and aytht as is allegit, as the said precept in it self at mair lentht portis.

16 Jan. Thir personis following being accusit for halding within this burcht of sweyne dalie hurting thair nychtbouris in holing of thair landis and yardis, as thai quha ar forbiddin gudis and aucht nocht to be haldin within burcht, desyring the saidis forbidden gudis in caise thai be nocht haldin and keipit fra the nychtbouris skayth quha ewir he be that fyndis or comprehendis thame in thair skayth to dispone vpon thame thair. Comperit Andro McPhalis wyff and confessit to haif thre sweyne, James Wilson confessis tuay sweyne, Thomas Kar confessis sweyne, Johne Reid confessis ane sowe, Johne Dow McConquhie, Patrik Auchlek, Johne Merschell, Jonat Paterson, Thomas Ross, quhilkis personis forsaidis hes

Burgh Court Books: Vol. II.

actit thame selffis and also chargit be the jugis that thai and ilkane of thame remoiff and put awaye thair sweyne of this burcht, quharthrow nychtbouris maye be skaythles of thame, as thai that ar vnlauchfull gudis, within xlvij houris, vnder the pane of ten pundis the handis to the brig wark of this burcht, and also hes ordanit proclamatioun to be maid in the kirk and mercat croce for remoiffing of the said sweyne of this burcht in this forme following quarthrow thai pretend na ignorance, quhillkis proclamationis being maid opinlie and being chargit in jugement the saidis personis and all vtheris haiffing sweyne to vnderlye the panes forsaidis vnforgewin :—Forsamekle as it is humlie menit to God and halie kirk that nychtbouris of this burcht of Innernis heirin dwelland deteneis and haldis forbiddin gudis sic as sweyne, quha will nocht sustene thame within thair awin biggynnis, bot sufferis thame to offend thair nychtbouris nycht and day in wrutting and eitting of thair cornis and gerse, tending thairbe to rais occasioun of discord, for desyring of gude and faythfull nychtbourrecht to be obseruit and keipit according to the law of God and man, inhibiting in Gods name, our Soucrane Lord the Kingis name, prowest and baillies of this burcht, that all inhabitantis of this burcht quha hes plesour to detenye, withhald, sustene, and keip to thair plesouris sweyne, that thai hald thame within thair awin biggynnis, cloissis, or rowmes, quharthrow thai resort nocht wythin thair nychtbouris boundis except quhar thai maye optene licience thame to trawell in, wyth certificatioun gif thai do the contrar the personis quhais landis thai maye fynd thame in maye dispone on thame conforme to Gods law and actis of Parliament, becaus thai ar forbiddin gudis, and quharthrow the personis forsaidis and all vtheris haiffing sweyne within this burcht pretend na ignorance, and for eschewing of forder inconueniens, hes causit proclame the samyn within the parochie kirk of Innernis in tyme of preching, and thaireftir at the mercat croce of this burcht, upon the xiiij day of June anno lxxix yeiris and vpon the xvij day of Januar yeir forsaid.

1579-80
16 Jan.

The personis followit quha entrit to brewe at thair awin handis vnammittit be the cunsall :—James Wilson being accusit for brewing at his awin hand as he quha dischargit him self opinlie in jugement at Michaelmes last, quha confessit he brewit nocht sen Michaelmes bot ane broust at Yule last, and that he sauld ane pairt thairof. Comperit his wyff be hir self and deponit the contrar, quha is fundin mensworne.

Records of Inverness

1579-80
16 Jan. Jonat Buddyth confessis brewing of ane broust at Yule, and sauld the samyn within the hous. Robert McAllister confessis ane broust agane Yule, and deponit he sauld nane thairfra, quha is absolut thairfra. Robert Wedall confessis ane broust brewing betuix him and Thomas Gray at Yule, ar fundin fre of selling thairof. Andro McInslegocht confessis ane broust at Yule, deponit he sauld nane thairof, absolut. Thomas Genour confessis brewing at Yule unadmittit, and alleges lience of Jasper Dempster baille, continewit to the cunsall. Allister Skynnar confessis brewing be the lience of Johne Cuthbert baillie for payment of the duetie conforme to the rest of the stalleangearis, continewit to the cunsall.

23 Jan. Ane brocht strukin be William Cuthbert and George Ross, procuratoris fiscallis of this burcht, on Nicoll Kar, Johne Neilson and Johne Bur, burgessis of Innernis, that wranguslie and aganis the law nochtwythstanding ye and ilkane of yow being inhibeit be vertu of ane act of Parliament maid for discharging of all aquawytie pottis within this realme fra the last day of December last bypast, nochttheless the saidis personis dalye and nychtlie sensyne occupeis and vsis thair aquawyte pottis now as of befor the charge and inhibitioun past thairvpon, in hie contempt of our Souerane Lordis actis maid thairanent and prowest and baillies inhibitioun past thairvpon as said is, quharfor for awoiding of forder inconvenient and danger to cum vpon the magistratis of this burcht in case thai be fundin sleuthfull in owerseing of the saidis pottis and brewaris of the samyn, thairfor thaye to be decernit to vnderlye the dynt of the said act of Parliament and all that followis thairvpon.

6 Feb. The jugis hes decernit Johne McThomas McBean to hald sufficient nychtbourschip in tyme cuming to Johne Cuming his nychtbour as he quha hes incurit greit skayth in his caill and herbes in tymes bygane in the said Johne McBeanis deweit, and to big his dykis sufficientle.

5 Mar. Comperit Robert Waus ane of the baillies of the burcht of Innernis and repleggit Jasper Dempster fra the schiref courtis and his deputis to be persewit befor the prowest and baillies of this burcht in the actioun and caus mowit be Johne Neilson his contrar.

1580
25 Mar. Ane brocht strukin be William Cuthbert and George Ros, procuratoris fiscallis of this burcht, on Johne Ard, Jasper McWilliam McOlmorrye, Daud Dict, Andro Muk, and Andro McRobe, that

Burgh Court Books : Vol. II.

wrangusle and aganis the law ye and ilkane of yow hes hyrit your horses to the locht Nes wyth aill, viz., Johne Ard j horse, Jasper McWilliam ij horses, Daid Dict tuaye horses, Andro Muk ane horse, and Andro McRobe ane horse, and diuers tymes of befor hes careit aill, brogatt, beir, wyth all kynd of wiwers, expres in contrar the actis and statutis maid thairanent, to the greit hurt hawie dampnage and skayth of this burcht and liegis and rasing of dertht thairin, conforme to the saidis actis maid thairanent, that is to saye euerilk horse that passis to the locht wyth sic grayth to be eschetit, and the awnaris of the horses to be pvneist in ther bodeis gudis and geir according to the saidis actis and statutis maid for suppressing of dertht, nochtwythstanding ye and ilkane of yow wyth the rest of thais quha hes horses within this burcht hes bene diurse and sindre tymes inhibeit be the baillies and thair officiaris to wse the lyke, nochttheless ye haif done the contrar and hes contempnate brokin inhibitioun, desyring the saidis personis to be decernit to haif done wrang and pvneist heirfor in exempill of vtheris that the lyke be nocht vsit in na tyme cuming. Comperit the forsaidis personis and confessit to haif hyrit thair horses to Nicoll Kar, nochtwythstanding heirof the procuratoris forsaidis desyring the samyn to be cognoscit quhethir gif thai haif wrangit or nocht in the breking of inhibitioun. The inqueist forsaid in respect of the actis and statutis maid heiranent and inhibitioun past thairvpon fyndis the saidis personis to haif done wrang, for the quhilkis thai ar adjudgit in amerciament and dome giffin thairvpon.

Williame Cuming, ane of the baillies of this burcht judicialiter in jugement, quhar Jasper Dempster ane of the baillies of the said burcht stude at the bar without leiff askit or grantit to procurir, contrar the actis and statutis of this burcht, plane contrar his ayth and making of the said act and statut of constitutioun of this burcht for pvnishment of thais that transportis the wiweris out of this burcht and speciallie aill to the Loch Nes and the carearis thairof, quhilk aill was vnder arrestment careit be the personis forsaidis, and quhar the said Jasper contravenit his ayth and trublit the curt in speaking at the bar as ane partie without leiff askit or grantit, requerit act and instrument; and Jasper Dempster allegis the contrar, that he contravenit nocht the actis nor statutis maid be the cunsall nor hes nocht contravenit his ayth bot in commoun speiking, as the rest of the nychtbouris dyd and na forder.

Records of Inverness

1580
23 April Thomas Symson being accusit for selling of xijd. aill efter the samyn was cunnycht and sett for xd. the quart, nochtwythstanding thair of the saidis Thomas dyd the contrar, quha being present in jugement confessit the samyn. The jugis be his awin confession hes fundin the saidis Thomas to haif done wrang, as he quha is ane officiar quha aucht and suld gif gude exempill to vtheris, for the quhilkis he is adjudgit in amerciamment and dome giffin thairvpon, and ordanit to be poindit for viijs.

28 April Anent the compaint maid be Johne Cuthbert burges of Innernis, tackisman of the tane half of the towne and landis of the Merkenche, to the baillies cunsall and communitie of the said burcht of Innernis, vpon ane novatioun and rywing out of ane pece new land callit the Thorne Bus be Johne Neilson, now present possessour of the tother half of the saidis towne and landis of the Merkenche; And the said Johne Cuthbert vnderstanding him self to paye lyke maill and duetie furth of the saidis landis of Merkenche in maner as the said Johne Neilson, thairfor allegis that ane equall partitioun and dewyding aucht to be tane vpon quhatsumewir land laitlie rewin out or to be rewin, the commontie being exceptit; and at quhais desire thir personis following being of the cunsall baillies and sum of the commonis, to wit, Williame Cuming and Robert Waus, baillies of the burcht of Innernis, Johne Ros burges thair, Alexander Cuthbert, Gilbert Patersone, Robert Reid, Nicoll Kar, burgesis of Innernis, and for secluding and satling downe of all contraverseis quarell and debaittis mowit or to be mowit be atheris of the saidis Johne Cuthbertis and Johne Neilsoun contrar vtheris, quhilk honorabill personis abouewreittin compering vpon the said grownd of the Merkenche for mitigatioun and putting to rest the forsaid allegit novatioun and out rywing of the said Thorne Buss, quharof the said Johne Cuthbert compering for his intres and desyrit the forsaidis nychtbouris to consider the forsaid novatioun being of the auld be the space of fourtie yeiris preceeding commoun. The said Johne Neilsoun for himself and his intres desyrit of Johne Cuthbert tackisman forsaid, wyth consent of the prowest baillies and cunsall, ane partitioun and equall dewyding of the said haill towne and landis of Merkenche to be tane and sum competent day, the nychtbouris being adwysit and craiffit to this effect. And quharbe the samyn suld tak the bettir effect the said Johne Cuthbert requerit Johne Ros tackisman of the said half of the said towne and landis of the Merkenche, gif he wald grant to the dewyding of the saidis

Burgh Court Books : Vol. II.

haill landis of Merkenche conforme to the desyre of the said Johne *1580*
Neilsoun now present possessour thairof, quha voluntarilie grantit and *28 April*
consentit to the samyn.

Ane brocht strukin be Laurens Robertson, son to Johne Robertson *30 April*
barges of Innernis, on Allister McThomas Roy, that quhar the said
Laurence being awaitting on his fatheris barne, keipand the samyn and
doand his lefull bessines thairin, hoippand na ewill bot to haiff leiffit
vnder Godis peace, our soueranes, and your lordshipis prowest and baillies
of this burcht, the said Allister com in to the said barne vpon him of
sett purposis, he being alone thair vpon the xxiiij day of Aprill instant,
and crewellie maisterfullie and vnmercifullie sett vpon the said Laurence,
and drew ane greit durk knyff, and said that my father vas awand him
ane reid benok and wald rewege the samyn on me, and gaif me thre
streikis wyth the said durk in the heid, to the greit effusion of my blude,
and wald haiff slane me war nocht I fled awaye fra him, desyryng justice
and rameid according to justice. Comperit the said Allister and nays the
haill brocht forsaid. The inqueist forsaid hes fundin the said Allister to
haiff done wrang in the trubling dingingyne and blude drawing of Laurence
Robertson in respect the samyn is referrit to his ayth, quha refusit to
depone in the said caus or to queit himself fra the said blude, for the
quhilkis he is adjudgit in amerciamment and dome giffin thairvpon.

Catheryne Boy and Marie NeynAne Garrow for the wrangus ding- *7 May*
yne of vtheris in opin mercat and trubling of the towne ar adjudgit in
amerciamment and dome giffin thairvpon, and ordanit to be put in the
stokkis, and thair to remane induring the jugis will and plesour.

Ane brocht strukin be Johne Cuthbert of the Auld Castelhill on *14 May*
Marrat NykConquhie and Magie Myll his serwandis, that wrangusle and
aganis the law thai beand his feit serwandis, haiffing credeit of his hous
quhan him self and his wyiff vald be at the sermond on the Sabotht day
and a landwart wther dayis of the owke vsand thair lefull bessines, the
said Marrat and Magie hes ane fals kye and opnit his sellar durris, and
tuike out of the said sellar certan beiff, meill, flour, salt, beir, wyth sic
vther grayth was thairin diuers and sindre tymes, vsand the samyn as
thai plesit sen Mertemes last, and disponit and gaiff the samyn to Donald
Grantis wyiff callit Elspet Cowpar. Allsua ane wther serwand woman
callit Magie Anderson gaiff maist commonlie to James Wilsonis wyiff,
callit Isbell Donaldson, Layis dochtir, sic grayth as is aboue specefeit, to

Records of Inverness

1580 his greit hurt hawie dampnage and skayth, as the kye presentle is heir to
14 May testefie the deid done be thame.

Ane brocht strukin be Johne Cuthbert of the Auld Castelhill on James Wilson and his spous Isbell Donaldson, that wranguslie and aganis the law thai commonlie rasauit fra his saidis serwandis divers and sindre tymes thir thrie yeiris bygane certan woll to greit quantitie, beiff, meill, beir, flowr, quheit, salt, and sic vther grayth as was in the said sellar, quhilk geir be tymes thai rassauit fra Magie Anderson, and quhen the said Isabell Donaldson langit efter thair cuming wyth sum grayth scho said to them, ye ar bot puir theiffis, ye dar do na thing, for quhen I was in service as ye ar I wald haif my pairt of sic stuff as was in that hous, for the gudeman nor gudewyff will mys na thing in respect the gudewyff beris the keis in hir awin keeping; and desyris the saidis personis be decernit to haiff done wrang and puneist according to justice.

The Assise hes fundin Marrat NykConquhie to haif done wrang be hir awin propir confessioun in judgement, for the quhilkis scho is ordanit to be brynt wyth ane irne on the cheik, thairefter to be banneist of this burcht for ewir, and in case scho be fundin heir agane to be drownit, and dome giffin thairvpon. Siclyke the Assise hes fundin Magie Myll to haif done wrang be hir awin propir confessioun, quha is ordanit to be banneist of this burcht for ewir and dome giffin thairvpon. The inqueist hes fundin Elspat Cowpar to haif done wrang as scho quha rasauit the said Johne Cuthbertis meill be the confessioun of the giffaris thairof serwandis forsaidis, and ordanis Donald Grant and his spous to be banneist of this towne and to remoiff within thre dayis, and in case thai be fundin agane remane heir to brynt on the cheikis bayth he and scho, and dome giffin thairvpon.

30 June Williame Suffrycht of his awin fre will hes actit him self to paye to the prowest baillies and cunsall for vsing of the priwilege liberte and fredome of ane freman in bying of rocht leddir barking and lymyng thairof iij lib. monye, to be wairit vpon the commoun wark of this burcht, and for vsing thairof till Michaelmes, prowying he send na leddir to mercattis vnder the pane of escheitting thairof.

Fynla McMurrycht for vsing of the said priwilege pais xxxs. Allister Skynnar is ordanit to content and paye for vsing of the said priwilege to Michaelmes nixt iij lib. Allister McConquhie for vsing of the said priwilege vnamittit be the prowest baillies and cunsall is

Burgh Court Books: Vol. II.

ordanit to paye xls., and to use the samyn to Michaelmes nixt for pay- 1580
ment making thair of. Robert Wedall ordanit to paye xxxs. for his 30 June
priwilege to Michaelmes nixt.

Comperit in jugement Thomas Genour, indwellar within this burcht 29 July
of Innernis, and presentit his bill of complaint, humlie menand that
quhar him self his boit and serwandis past to Bowchane wyth certane
barkit leddir of the nychtbouris of this burcht, quha upon the thrid day
of October anno lxxix yeiris landit saiflie in the port of Downe in
Bowchane and depeschit the said leddir out of the boit, quhar at the
quhilkis tyme Andro Paterson dwelland in the said towne of Downe
com to the saidis Thomas boit him self and vtheris his serwandis and
complices in his name, quha maisterfullie and wranguslie tuike awaye
wyth him thrie airis of the saidis Thomas boit, trocht want of the
quhilkis haiffand course of wynd to haif brocht thame hame, to wit, him
self his boit and serwandis was constranit to haif lyin four dayes thair
wyth his boit and serwandis on his expenssis in the said port or he culd
gett his airis. And immediatle thairefter com ane greit tempest of
weddir at thair out coming of the said port, and dang the said boit on the
craggis, quhilk hurt the said boit rycht ewill, him self and his serwandis
in danger of thair lyiffis trocht the greit tempest and contrarious wyndis,
quhar the said Thomas was constranit in speyr hoipe to mak calffing to
his boit of the sark was on his bak for saiftie of thair lyffis, quhilk boit
and beitting of hir eftir thair hame cuming wyth expenses maid on hir
and his serwandis and danger of thair lywes was darrer to the saidis
Thomas nor ten pundis monye of this realme, quhilk skaythis dangeris
expenssis and all com on him be the said Andro Paterson and in his
deweit trocht his wrangus intrometting and awaye taking fra him of his
airis forsaidis, and this done to him without onye offence done be him or
onye of his to the said Andro Paterson; desyring the said Andro be
decernit to refund content and paye to him the forsaid sowme of ten
pundis as for the greit skayth and hender and expenses sustenit in the
saidis Androis deweit, and forder to do justice in the premisses.
Comperit Andro Paterson and confessit his intromissioun wyth tuaye
airis of the saidis Thomas boit, and that for sum actioun he had aganis
Andrew Barroun.

Comperit in jugement William Cuming burges of Innernis and pro- 6 Aug.
ducit his bill of complaint, humlie menand and complanand that quhar

Records of Inverness

1580 the said William, haveand ane dog of the keynd of sleutht hwnd to await
6 Aug. on his chalmer and clois for impediment making in the nycht to theiffis
or offenderis quha wald preis to his lugeing in the nycht, and alsua
necessar to persew vnlauchfull gudis, sic as sweyne quhilkis wrwttis wpe
nychtbouris cornis, and also was ane necessar dog to the said William
Cuming to await on him quhar or quhat place the said William trawellit
to, nochtwythstanding Robert Reid burges of Innernis maliciouslie on
ewill wicket will and greit hatrett and preway gruge in hart the said
Robert Reid had at the said William Cuming, on Tuisdaye last, being
the secund day of August instant, hes crewellie slane his doge and giffin
him thre streaikis wyth ane quhynzear.

Robert Reid burges of Innernis strekis ane brocht on William
Cuming burges of the said burcht, that wrangusle and aganis the law
the said Willam hes brocht hame ane dog out of Murray quhilk hes done
and dois to his nychtbouris greit harme and skayth, lyke as on Tuisdaye
last was the said dog slew ane sowe of the said Robertis, doand na harme
to him nor fyndand the said sowe in his skayth, bot had past furtht of
the saidis Robertis clois, quhilk sowe was full of grytes, and for feayr
scho suld haif done skayth to nychtbouris held her dalie and nychtlie in
his awin clois to the said dog scho com out, and wes slane be the
said dog. The said William Cuming ansuring thairto sayis it was
ordanit and statut be publict ordinance be act of curt to Robert Reid
and vtheris diverse nychtbouris of this burcht detenearis of sweyne, quha
wrutt vpe thair nychtbouris cornis and dalie dyd thair nychtbouris skayth,
that nane suld be haldin within this burcht : the quhilkis slauchter of the
said sowe, gif scho be his, the said William Cuming awowes the dog slew
the said sow and nayis the hunting of him, and thairfor the said Robert
Reid, beand ane burges of this burcht, beand sworne the tyme of the
rasait of his ayth of burgesrye to mantene and observe the Kingis lawes,
dewe obedience to the prowest baillies and cunsall of this burcht, hes
playnelie contravenit his ayth in breking of the statutis and ordinances
of this burcht in deteneing of sweyne efter the act.

The said Robert being accusit for his sweyne deponit to haif nane
at this present, and hes obleist himself to haif nane sweyne within this
burcht in tyme cuming, in case he do, quhar thai may be apprehendit
in ony skayth, to be slane. Siclyke Andro McPhaill confessis j sowe,
James Wilson confessis sweyne, quha hes ordanit in case thai be fundin

Burgh Court Books : Vol. II.

vtoutht thair clois to be slane, and the said sweyne newir to be persewit
be thame. 1580
6 Aug.

Donald McAngus McAllister of Glengarrie is becumin actit in the
burrow buikis of Innernis of his awin fre motywe will souertie and
cautioun for Ewin McAne VcConquhie in Killenan in Auchdrom,
renunceand all jurisdiction and summitting him to the jurisdiction of
the provest and baillies of Innernis in this caise, to thankfule refund
content and pay to Johne Robertson burges of Innernis quhatsumewir
dettis of geir the said Johne Robertson will sufficientlie preiff to be
awand him be the said Ewin befor the said provest and baillies,
prowyding that the said Ewin war warnit be oppin proclamatioun at the
mercat croce of Innernis vpon the premonitioun of xv dayis warnyng
to compeir befor the said provest and baillies and to mak ansuer vpon
the said Johne Robertsonis clame, and speciallie concernyng the sowme
of xvij merkis monye contenit in ane confermit testament of wmqhill
Johne Strachin and now pertenying to the said Johne Robertson as
executour to the said wmqhill Johne Strachin, and in this caise
refusing the jugement of all other jugis except the said provest and
baillies allanerlie ; And inlykemaner that the said Johne Robertson mak
dewe advertisment to the said Lard of Glengarrie at Ellan Dreuechane
to the effect forsaid, and in caise of the non comperance of the said Ewin,
and the said Johne Robertson optenyng decreit in his contrar, in that
caise the said Donald McAngus of Glengarrie permittis be thir presentis
the said Johne Robertson to poind and distreinye quhatsumewir gudis
or geir pertenying onye of his cuntre folkis dwelling within his boundis
and cuntreis, aye and quhill he be satefeit of the said sowme contenit
in the said decreit, befor thir witnes Rynnald McAllan, James Habram,
Gilbert Ker, Johne Reid buikis, and Robert Waus, noter publict,
commoun clerk of this burcht, vpon the quhilkis Johne Robertson
requerit act in presens of the witnes foirsaidis. 22 Sept.

The prowest baillies cunsall and communitie of the burcht of Inner-
nis being assemblit and convenit togyther wythin the cunsalhaus of the
tolbuyth of Innernis, hes condiscendit statut and ordanit quhen and
quhat tyme onye of the commoun tackis of wattir, mylnis, or landis
fallis and chanses to becum in our handis be inleaik of airis maile lauch-
fullie gottin of his bodie allanerlie quha being last tackisman awnar and
possessour of onye of the saidis commoun tackis or any pairt thairof, 21 Nov.

Records of Inverness

1580 that in that caise the narrest of his blude being of his surname, being
21 Nov. burges and gild of this burcht able and qualefeit thairfor, without onye
contrarietie sall succed to the said wacant tack or tackis ; and gif it sal
happin that the said narrest of the last possessouris blude and surname
be nocht burges and gild of this burcht at the deceis of the last possessour
of onye of the saidis commoun takis, in that cais, sua the intrant be of the
last possessouris blude and surname and dwelling within this burcht, and
lynallie descending of burgessis and gild of this burcht allanerlie, haiffing
fre bigging of his awin, making the maist part of thair habitatioun and
dwelling within the samyn, being ydoneus and indowit wyth gude
qualiteis and conversation reput and haldin be the cunsall, than sal he be
promowit to his burgesrie and gild and sall succed to the last posses-
souris wacand tact or tackis, payand particularlie ilk persoun entring to
onye of the saidis commoun tackis in this maner as eftir followis, viz.,
the airis maile lauchfulle gottin of the last possessouris bodie allanerlie
payand for his tact or tackis his dowbill intre allanerlie, quhilkis failyeing
the narrest of blude and surname sall pay for ilk merk land ten merkis
monye, the quartar of the Kingis myln and fourtie schilling maling of
the wattir of Ness fourtie pundis of compositioun. And attour fors-
mekle as the said prowest and cunsall, considering and haiffing large
attendence that thair wattir cumand vnder the forme of dispositioun in
maner aboue wreittin dois intricat and confuse the commoun weill of this
burcht, quharbe that thair forsaid wattir maye cum in the handis of thre
or four particular personis to the dissallowance of ane gude ordour,
Quharfor it is prowedit quhan onye fourtie schilling maling of the wattir
of Ness fallis and becummes in our handis for inleaik of airis maile lauch-
fulle gottin of his bodie allanerlie quha being last possessour thairoff,
that the narrest of his blude and surname being burges and gild of this
burcht sall succed to the said maling vacand of the said wattir of Nes,
onles he be steakit wyth samekle of befoir, and gif sua be, it salbe lesum
to the prowest baillies and cunsall for the tyme to dispone the forsaid
maling to the nixt narrest of blude and surname of the said last posses-
sour, and sua furtht successive to the blude and surname being burges
and gild of this burcht, and linallie descending of mail of burgessis
of the samyn allanerlie, being meite and qualefeit for the samyn vacand tak,
sua that in all tyme cuming the said prowest baillies counsall and
remanent burgessis of this burcht hes statut and ordanit that na burges

Burgh Court Books : Vol. II.

of the samyn sall brwike nor jois forder of the wattir of Ness bot ane 1580
fourtie schilling mailling allanerlie, haldin of the prowest baillies and 21 Nov.
cunsall of this burcht ; And gif it sal happin, as God forbid it do, that
the narrest of blude and surname inleaik, quharbe that thair beis nocht
ane alweye being burgess and gild of this burcht and lynallie descending
of thame as said is, being indwellaris in this burgh, to succeid to the
rowme and place of ane vther, in that caise it salbe lesum to the said
prowest baillies and counsall to dispone onye of the said vacand tackis
equallie to thais burgessis of this burcht quha wantis tackis, being quale-
feit thairfor, and to nane haiffing tackis within this burcht. And for
faythfull obserwing fulfylling and keiping of all and haill the premisses
the provest baillies cunsall and communitie sa monye as can wreit hes
subscriuit this present statut wyth thair handis, and the remanent of
the communitie that can nocht wreit subscriuit be the notaris vnder-
wreittin be thair handis at the pen led at thair commandis, And this to
stand ferme and stable for ws and our successouris in all tyme cuming.
William Cuthbert, prowest off Innernis, wt. my hand ; William Cuming
ane of the balzes of the bruche of Innernes, wt. my hand ; James
Habram baille, vt. my hand ; Jhone Kar baylze, wt. my hand ;
Johone Ross, wt. my hand ; Wm. Bailze, wt. my hand ; Jhone Cuithbeirt
of ye Ald Castell Heill, wt. my hand ; Gilbert Patirson, wt. my hand ;
Al'll Cuithbart, wt. my hand ; Jhone Cuithbartt, wt. my hand ; Dawid
Cuthbart, wt. my hand ; Alex^r. Duffe, wt. my hand ; Jhone Robertson, vt.
my hand ; Fynla Donaldson, wt. my hand ; Jhone Cuming, wt. my hand ;
Alexander Patirson, wt. my hand ; George Cuming, wt. my hand ; Jamis
Donaldsone, with my hand ; Henry Suderland, wt. my hand ; Jaspar
Dempster, wt. my hand ; Gilb^t. Duff, wy^t. my hand ; Mr. Joⁿ. Ross, wt. my
hand ; Nicholl Kar, Johane Roye Cuming, James Skynnar, Patrik
Skynnar, Robert Reid, Henrie Kar eldar, Henrye Kar zung^r, Andro
Gutherye, Alex^r. Haye, Thomas Cuthbert; Andro Skynner, George
Morisoun, Thomas Kar, Johne Merschell, Johnne Gollane, Thomas Kar,
Andro Dempster, Johnne Nelsoun, Johane Bur, burgessis of Innernes,
wt. our hands at the pen led be Robert Waus, notar publict, and commoun
clerk of ye broch off Innernes.

Jasper Cummyng, procurator fiscall of the burcht of Innernis, exhibeit 15 Dec.
and productit in jugement ane burrow precept of the prowest and baillies
of this burcht of Innernis dewlic execut and indorsat, berand that

Records of Inverness

1580
15 Dec. forsamekle as it was ressonit be the commissionaris of burrowis in diuers
their conventionis anent the multitude of fre burgessis and brethrin of
gild maid and creatit in diuers burrowis of this realme, quhilkis dwellit
and remanit out of burgh quharof thai war maid fre and maid na residence
thairin, tending to the greit henderance of the inhabitantis of the burcht
and na les disawantaige of the estait of merchandis and forderance of
the commoun weill of the said burcht, and for rameid heirof the commis-
sionaris of burrowis convenit hes statut and ordanit and votit and in ane
vniforme consent aggreit that the prowest and baillies of ilk burcht of
this realme sall caus mak lauchfull citatioun and warnyng vpon pre-
monitioun of fourtie dayis to all and sindrie personis quhom thai haif
maid fre men and brethrin of gild, nocht dwelling within the towne
quharof thai ar fre, to cum and dwell and mak thair actual residence,
wyth thair wyiffis, bernis, famyll, fyre and flitt within the burcht quharof
thai ar fre, hald stob and steaik within the samyn, skatt [scot], lott, vache,
walk and waird wyth the inhabitantis thairof, betuix this and the xv day
of December nixt to cum, and failyeing thairof to heir and se thame selffis
and ilk ane of thame decernit to haiff tynt thair fredome and prewilege
of the burcht quharof thai ar fre, and to be put furtht of the rollis and to
haif na libertie nor prewilege within the burcht in na tyme thairefter, as
the said statut and act maid thairvpon in the self mair fullerie proportis.
Be vertu quharof lauchfulle summonit warnit and chargit be oppin
proclamatioun at the mercat croce of this our burgh of Innernis honorabill
men, that is to say, Robert Dunbar of Durris, Johne Waus of Lochtslyn,
Johne Wyncister of Alterlie, and Adam Davidson in Cathnes, to compeir
within the burcht of Innernis quharin thai war maid fre men befor the
prowest baillies and cunsall and brethrin of gild, and thair to present
thameselffis, thair wyiffis, bernis and famell to mak thair actual residence
to that effect, to hald fyre and flitt within this burcht as thai that ar fre
men and brethrin of gild, hald stob and steaik within the samyn this day,
and to heir and se thame and ilkane of thame respective forsaid to be
decernit to haiff teynt thair fredomes and prewilege of this our burcht,
and to haif na libertie nor prewilege of this burcht in maner forsaid in na
tyme cuming. Comperit Johne Waus of Lochtslyn, and for obeying of
the said summondis and contentis of the samyn till ewaide the sentence
and decretit of his depravatioun and tyning of his fredome of burges and
gild of this burcht, and protestit that the said decretit on na wayis suld be

Burgh Court Books: Vol. II.

gewin aganis him, insafar as he was newir citit nor requerit of befoir to mak his actual residence within this burcht, to hald fyre and flett, stob and steaik wythin the samyn, and thairfor is content and willing to bind and obliss him self to dwell and remane within this burcht to the effect forsaid, or ellis ipso facto to tyne and to be forfaltit of his libertie privilege and fredome of this burcht in all tyme cuming, wyth all possessionis tackis rowmes and stedingis quhilk he hes, haldin of the said prowest baillies and cunsall, to fall in thair handis and to be at thair dispositioun in caise he mayd nocht his habitatioun and dwelling within the said burcht all the haille yeir, or at the leist the maist pairt thairof, conforme to the burrow lawes of this realme, and desyris the jugis ansueris. The said prowest and bailles, finding and understanding the gude mynd and answer of the said Johne Waus of Lochslyn for his ernistfull craiffing and requering him self, as alsua willing him self to be bunding and obleist to hald fyre and flett, stob and steaik, and to mak actuall habitatioun and residence within this burcht, for decoring outsetting manteinyng and defending the libertie and commoun weil thairof, as alsua for adwancement and gude furthsett of traifficaris and merchanttis, for the quhilk caus and to the effect forsaid ordanis him to be actit bundin and obleist within our burrow buikis, vpon the quhilkis the said Johne Waus requerit act. [Obligation to this effect follows.]

1580
15 Dec.

Comperit Jasper Dempster, procurator for the said Robert Dunbar [of Durris], sayis and allegis albeit that gude will and mynd he buyr to use his dwelling within this burcht for the maist pairt of the yeir, and to fulfyll the actis statutis and ordinances maid be the commissionaris of burrowis thairanent and summondis direct thairvpon, and nochtwythstanding of the samyn insafar as it being notoriouslie knawin to the jugis and nychtbouris about that lesumlie the said Robert Dunbar culd nocht repair hant and mak his actuall residence heir without the greit hasart of his lyffe, becaus of deidlie feide standing and as yit vnrecunsalit betuix him and sum of the clannis ewous to this burcht; thairfor vnto the tyme that the said deidlie feid war recunsalit that he culd nocht haiff securitie of his lyff to repair and dwell within this burcht onless sic celest war put to rest and queatnes, and for this caus can nocht bynd him self in this troublussum tymes for to mak his actuall residence and habitatioun within this burcht as being burges and gild thairof for the caussis forsaidis; and thairfor craiffit your maisterschipsis ansueris, and to consider howe

Records of Inverness

- 1580
15 Dec. hard it standis wyth him on ilk syde at this present, and desyris the
prowest and baillies ansueris, quha considerit his allegeance to be trew
and of veritie, thairfor wald spair and continew the saidis Robertis
residence within this burcht quhill the formar deidlie feide war recun-
salit, and quhill forder stabilitie occurrit within this realme. [Johne
Wyncister of Alterlie and Adam Davidson in Caithness, in respect of
their non-appearance after citation, are deprived of their freedom as
burgesses.]
- 20 Dec. Thomas McAye in Beanchir in Straytherne hes fundin Thomas
Cuthbert eldar and Johne Wrycht souerte and caution that he sall
nocht in na tyme cuming be comprehendit slaye blak fische in onye tyme
cuming or quheit fische vpon the wattir of Ness betuix Claycht-nye-helig
and the sea, vnder the pane of j^c lib.
- 1580-81
8 Jan. Convenit within the tolbuyth of Innernis the provest baillies and
cunsall for ordour putting to the fischearis of the salmond fische of
Innernis and thair maisteris, awnaris of the said fische, concernyng the
meit fische quhilk of auld was cuttit be the fischearis and brocht to the
mercat croce of this burcht for serwing of the nychtbouris of the said
burcht, as the actis maid thairanent at mair lentht proportis, for ordour
putting heirto the provest bailles and cunsall, wyth the adwyse of the
rest of the cobbill men awnaris of the said fishing, hes statut and ordanit
that in na tyme cuming the maisteris of the saidis fische and cobbill sall
nocht bye na meit fische, bot suffer the samyn to cum to the mercatt to
be sauld to the nychtbouris of this burcht quha hes na fishing of thair
awin, and inlykemaner the fischearis that thai cutt and pairt the said
fische and present the samyn to the mercat croce in all tyme cuming
vnder the panes contenit in the actis maid thairanent.
- 1581
7 April Ane brocht strukin be Jasper Cuming, William Cuthbert and Jasper
Dempster, procuratoris fiscallis of the burcht of Innernis, on Thomas
Dailglesche, sadlar, that wranguslie and aganis the law the saidis Thomas
hes contravenit the act of attollrance of libertie grantit and gewin to him
be the provest baillies and cunsall of this burcht in bying of quheit
pleddis, woll, toddis, mertrackis, otteris, schein skynnys, gait skynnys, nowte
hydys, bynokis, talloun, salt and wyne, wyth all vther keynd of merchan-
dice nocht contenit within the act of attollrance of libertie grantit to

Burgh Court Books : Vol. II.

him, quha hes sauld the samyn to wnfre men nocht being fre burgessis of this burcht, and sua vsurpis the libertie of this burcht in forstalling maner in bying and selling of sic geir as is above mentionat. 1581 7 April

Jasper Dempster procurator forsaid desyris the saidis Thomas Dalglesche to be chargit in waird to he fynd souertie that the actioun acclomit within the brocht contenit be furthcumand to the cunsall as law will, quhilk the jugis grantit, quha was instantle wardit be the command of the jugis. 8 April

Comperit in jugement Fynla Patersone burges of Innernis, tennent and tackisman to the eister half of the towne and landis of the Machre, lyand within the greschip of Innernis and schirefdome of the samyn, betuix the landis of Jasper Dempster burges of Innernis, tennent and tackisman to the westir half of the said towne and landis of the Machrie, at the west, the landis of Lytill Drakie at the eist, the landis of the quartar Inchis at the southt, and the landis of Knokintynnall at the northt, and of his awin fre motywe will vncoactit or compellit hes purlie and simple resignit the said half towne and landis of the Machre in the handis of William Cuthbert provest and Johne Kar ane of the bailleis of this burcht of Innernis, fray him his airis and assigis, and renuncis all his tytyle propertie and possessioun quhilk he had hes or in ony tyme cuming maye haif in and to the saidis half towne and landis of the Machrie allanerlie, in faworis of Jasper Dempster burges of Innernis and his airis maill lauchfulle gottin or to be gottin of his bodie allanerlie, quhilkis failyeing incumand to the narrest of his blude and surname, conforme to ane act maid be the prowest bailleis cunsall and communitie of the burcht of Innernis as the samyn in the self at mair lentht proportis, of the daif at Innernis the xxj day of November anno fourscoir yeiris; And the said Jasper Dempster is rasauit be the said prowest and baillie as tennent to the said half towne and landis above wreittin, quha hes pait the dowble intre thair of extending to xxvjs. viijd. monye of this realme. 29 July

Forsamekle as the provest bailles and cunsall, wyth the minister eldaris and deaconis of this burcht, fyndis Catheryne Keitht, spous to Androw Vrquhart, to abwse hir in outsetting of hir as ane dissawar of the commoun peple, thairfor decernis hir to be banneist of this burcht, and gif scho beis fundin heirefter heir agane to be brint on the cheik and all vtheris assotiat in hir cumpanye, conforme to the act of Parliament maid anent vagabundis and beggaris, and commandis and chargis all the 27 Sept.

Records of Inverness

1581 inhabitantis of this burcht that nane of thame rassaue or harborye onye
27 *Sept.* beggaris or vagabundis oncraiffit or sperit the provest bailleis and cunsall,
gif sic personis quhatsumewir resortis to this burcht ar to be rassaut or
lugit, and quha dois the contrar to be pvneist conforme to the act of
Parliament, and to gif vpe thair names quhom thai luige wyth, and to be
pvneist in thair bodeis gudis and geir as manifest contempnaris and bre-
karis of the actis of Parliament and statutis and actis of this burcht ; And
in sing and teakin of her lesing making scho beris ane crowne testefeand
the samyn.

9 *Dec.* Gilbert Patersone producit ane evident vpon ane buytht of the eister
pairt of the sclaitous opnand on the cors merchand as is contenit in
the formar petitioun.

1581-82 Comperit in jugement Henrie Sutherland as terme assignit to him
8 *Jan.* be the jugis to produce sic tytle as he had of the Chapell Yard of the
Greyne, quha compering and schew na tytle and forder allegit to haif na
tytle without he gat the samyn of this towneschip. The jugis in respect
thairof hes decernit Henrie Sutherland to haif done wrang in intrusing of
him self in the said Chapell Yard, and cutting of the treis cassin downe be
the wynd, and disponyng thairon as he thocht gude to quhom he plesit,
and ordanis preceptis to be direct for the proffeit of the violent occu-
pation thairoff.

10 *Feb.* All and haill the indwellaris beyond the Wattir of Ness being accusit
be William Baillie, provest, and Jasper Cuming, for steling cutting and
distroyng of the browmes and hanyngis of Dunnane and the Bucht
of lang tyme bygane, and last of all sen Yule last, thai thair
serwandis being diuerse tymes notit tane and comprehendit thairwyth,
quhilk personis all and togyther being present in jugement, as thai
quha war lauchfulle warnit to the samyn effect, hes all in ane woce
becumin actit in the burrow buikis of Innernis of thair awin fre motwye
willis that thai nor nane of thame dwelland bewest the wattir of Ness nor
thair serwandis in na tyme cuming salbe fundin notit or comprehendit
cutt, steill, distroye or tak awaye ony of the hanyngis and browmes of
Dunnane and Bucht, and in caise onye of the indwellaris beyond the
wattir or thair serwandis be apprehendit be the serwandis of William
Baille or Jasper Cuming, in that caise the awnaris of the serwandis tane

Burgh Court Books : Vol. II.

and comprehendit wyth browme or hanyngis sall vnderlye the will and judgement of the saidis William Baille and Jasper Cuming. 1581-82
10 Feb.

The haill cordinar craft wyth the visitouris forsaidis fyndis William Dict wourde and qualifeit to be ane buytht haldar, payand the duetie following, to wit xs. for his intres and aucht merkis monye for his bankeit to the bailleis and haill craft, and sall act him self for non vsing of the liberte and privilege of fre men in ony tyme cuming except his craft allanerlie. 28 Feb.

Allister Vrquhart humlie menis that quhar this present daye in the mornyng he com to George McAne Reochtis dwelling and said to him he wrangit to be tackand awaye the muk and guding that was nocht his awin bot his maisteris, and in the contentioun the said George drew ane durk and struik the said Allister in the heid, and drew ane greit quantite of his blude to his greit hurt and skayth. The jugis be the examenatioun of famous witnes hes fundin George McAne Reocht to haif done wrang for the blude drawing of the said Allister Vrquhart, for the quhilkis he is adjudgit in americiament and dome giffin thairvpon. 1582
12 May

Comperit Jasper Dempster burges of Innernis, and gair in his bill humlie menand that quhar Thomas McGillechallum hes depairtit and past out of his towne landis and biggin of the half Machre without ony warnyng maid to him according to the wse and consuetude of the cuntre, thairfor desyris him to be decernit to paye to the said Jasper for this yeir as he dyd the last yeir bypast, extending to xiijs. iiijd. monye of this realme, wyth ane lambe and sex dayis laubour of his horses to his turse, and vther sex dayis to his mukking. 22 June

Huchoun Fraysser of Gwischannis is becum in actit in the burrow buikis of Innernis of his awin fre motywe will, renunceand his awin jurisdiction and summitting him to the provest and bailleis of Innernis in this caise, as souerte and cautioun for entring of Johne McOleyr in Alcock and Donald McOleyr his son, as thai quha being art and pairt and be thair speciall command inwadit and crewellie persewit William Irrewing messenger wyth bow and culwering, to entir the saidis personis to vnderlye the law the xxvj day of August nixt, being the third daye of the air nixt, for the chryme forsaid. 27 July

The provest bailleis and cunsall hes sett the forstallit gudis quhilk chances to be forstallit this present yeir to cum to Robert Waus, William 27 Oct.

Records of Inverness

- 1582* Cuthbert and George Cuming, all and haill vpon this syde of the ferrye
27 Oct. of Cromertie and within xij myles of the schire, for thankfull payment making to the prowest bailleis and cunsall and thair thesauraris of the sowme of sex pundis monye of this realme, and this to induyr for the space of ane yeir.
- 15 Nov.* Ane brocht struikin be Jame Roy, commoun menstrall of the burcht of Innernis, on Agnes Gollan youngar, that wrangusle and aganis all law equite and justice, he being this last nycht, being the xiiij of this instant, passing trocht the towne and streittis thair of playand as wse was, and afoir the said Agnes hous, com out thair of certan wickit personis quha being lugit wyth hir, and keist stanis and cloddis at him, hurt him thairwyth, and drew ane greit quantite of his blude, to his greit hurt and skayth and greit lychtlie and dishonour of this towneschip, and efter he followit thame to the dur the said Agnes stekit the samyn and wald nocht lat him in, desyryng the said Agnes to be decernit to haif done wrang as scho quha lugit and intertencit sic as committit the said lychtie vpon the hailt towne and thair menstrall, and to be pvneist according to justice. The inqueist forsaid hes fundin be the exammenation of certan famous witnes Agnes Gollan to haif done wrang, and hes convict hir in the blude maid vpon James Roy in respect scho lugit and gaif hous rowme to the committaris of the said blude, and for trubling of the towme vnder sylence of nycht, for the quhilkis scho is adjudgit in amerciamment and dome giffin thairvpon.
- 1582-83* The bailleis hes inhibeit Alexander Duff, James Cuthbert, Petir Waus,
23 Feb. Johne Ros, Alexander Cuthbert, Johne Neilson, and rest of the wattir men, that nane of thame tak vpon hand to bye onye of the meit fische of the salmond fisching of this burcht in onye tyme cuming other of thair awin or vtheris, bot to suffer the samyn to be brocht to the mercat, partit and sauld to nychtbouris quha hes na wattir.
- Johne Cuthbert burges of Innernis is becum in actit souertie and cautioun for Farquhar McFarquhar the fischear that he sall nocht be notit nor comprehendit in na tyme cuming wyth onye stollin salmond fische, and in caise he be tane thairwyth his lug to be nalit to the trone without onye forder delaye.
- 1583* Allister McWilliam McPhadrik dwelland bewest the Wattir of Ness
12 May is becum in actit in the burrow buikis of Innernis of his awin fre motywe

Burgh Court Books : Vol. II.

will and be thir presentis is becumyn obleist him self his airis executouris and assignais as souertie and caution for Bean McWilliam McGilleis McPhaill to refund content and paye to Sir James Duff, commissar of Innernis and parsoun of Bonnytht,¹ the sowme of aucht pundis monye of this realme for thre yeiris deutie of the fruttis teindis and emolumentis of Dawacht Crage.² 1583
12 May

The caik baxteris admittit for this nixt yeir to cum for payment making of the duetie following, quhais names followis :—Margret Dempster admittit for the present yeir to Michaelmes nixt, quha pait vs. ; Jonat Buddytht admittit, pait vjs. viijd. ; Jonat Neyn Innis admittit, pait vjs. viijd. ; Elspat Barnet admittit, pait hir duete to the officiaris ; Megie Symonson admittit be the bailleis gratis ; Christan Sowles admittit, pait vjs. viijd. ; Helyne Anderson admittit, pait vjs. viijd. for this yeir ; Elspet Cowpar admittit, pait vjs. ; Catheryne Donaldson in Johne Robertsonis handis ; Jonat Cuthbert iijs. iiijd. ; Agnes Fyff releiffit be William Cumming this yeir to cum and the yeir preceding, quhilkis duetie extendis to xiijs. iiijd. 15 Oct.

Comperit George Morison acclamand Allister McConquhie four pundis monye and ten schillingis wyth tuay laidis watling, as for the maill and duete of his buytht and chalmer sett be him to Allister for the space of tuay yeiris, wyth ane eakin fork quhillk cost him xxxd., quhillk the said Allister borrowit, quhillk monye, watling and fork suld haif bene pait of lang tyme bygane.

Comperit within the tolbuyth of Innernis Johne Waus of Lochtslyn, and thair in presens of the provest and bailleis aboue wreittin, and hes of his awin fre motywe will resignit in the handis of Johne Cuthbert provest and Johne Robertson baillie his quartar of the Kingis myln of Innernis, wyth the mulcturis deweteis and proffeit of the samyn, fray him and his airis maile in faworis of Alexander Cuthbert, burges of Innernis, and his airis maile lauchfulle gottin of his bodie, vpon the reversioun of thre hundreth merkis vsuall monye of this realme, that is to say quhat tyme or quhowson the said Johne Waus of Lochtslyn, his airis maile lauchfulle gottin of his bodie or thair assignais, quhilkis failyeing the narrest of his blude and surname being burges and gild of this burcht or thair assignais, on ane day betuixe the son rysing and downe setting of the samyn, reallie contentis and payis the forsaid sowme of thre hundreth 23 Oct.

¹ Bona.

² Davochcraig (Lochend).

Records of Inverness

1583 merkis monye forsaid haill and togyther in numerat monye within the
23 Oct. parochie kirk of Innernis to the said Alexander Cuthbert and his airis maile lauchfulle gottin of his bodie, quhilkis failyeing to the saidis Alexander Cuthbertis lauchfull air quhatsumewir, vpon the premonitioun of fyftene dayis warnyng to be maid be the said Johne Waus or his forsaidis to the saidis Alexander Cuthbert or his foirsaidis befoir ane notar and famous witnessis, or at the said Alexander Cuthbertis parochie kirk in presens of the said notar and witnes vpon ane Sundaye in tyme of dewyne service befoir nowne, and the samyn being intimet to the said Alexander Cuthbert his airis or assignais forsaidis conforme to the common style of the redemption of landis, it salbe lesum to the said Johne Waus of Lochtslyn or his forsaidis to nummer the said sowme of thrie hundreth merkis monye forsaid within the said parochie kirk, and thair- eftir to depone and consigne the samyn in suir and ferme keiping in the handis of the provest or ane of the maist responsall bailleis handis of the said burcht of Innernis for the tyme, to be furthcumand to the vtilitie and proffeit of the said Alexander Cuthbert his airis maile or airis quhatsumewir, quhilk being done the said Alexander oblissis him and his airis and assignais forsaidis to cum in presens of the provest and bailleis of the burcht, and thair to repone the said John Waus of Lochtslyn and his forsaidis in thair awin place of the said quartar of the Kingis myln of Innernis, wyth the mulcturis deweteis and proffeittis thairoff.

1583-84 William Cuming burges of Innernis, in name and behalf of my Lord
19 Mar. Huntlie, liewetennent, and his deputis, quhar that William Cuthbert smyth accusit Edwart Anderson opinlie in fensit curt, saing to him that he had stollin his wark lwnes, quhar the said Edward said he wald the theiff and the rasett war hangit, and quhar that William Cuming requerit bayth the parteis to fynd souerteis and to tak souerteis of the saidis parteis to vnderlye the law, beand vnder thair jurisdiction and jugement.

1584 Rorye Bane, son to Alexander Bane of Tullycht, is becumin actit
1 May souerte and caution for entring of William McConyll Glas within the tolbuyth of Innernis vpon xv dayis warnyng to vnderlye the law for sic chrymes as onye of the nychtbouris of this burcht hes to imput to his charge, as he beis chargit thairto.

Burgh Court Books: Vol. II.

The provest bailleis cunsall and wattirmen of the lang wattir of the 1584
Wattir of Ness hes electit and chosin Robert Waus and Alexander Duff, 19 June
burgessis of Innernis, maisteris and owersearis of their particular and
commoun warkis of the said Wattir of Ness, that is to say that euerilk
awnar and portionar of the said lang wattir be moneist and warnit vpon
the premonitioun of aucht dayis warnyng to mend euerilk man his awin
particular wark, and the forsaid maisteris of wark craiff the forsaidis
awnaris to mend, beit, and vpmak their awin warkis, and in caise onye of
the said wattir men be obstinat to mend and repair their foirsaidis warkis,
it salbe lesum to the saidis maisteris of wark to convene, transact, com-
pone, and agree wyth the fischearis for mending of their forsaid wark,
as may be modefeit justlie be the forsaidis maisteris of wark of the
quantitie of monye and expenses salbe exploit be the forsaidis awnaris
vpon their warkis forsaidis, quhilkis gif thai refuis it salbe lesum to the
saidis maisteris of wark to intromett and mell wyth the forsaidis awnaris
of the warkis fische, and to mak silwer thairof to be bestowit vpon the
forsaidis wark, wythout onye impediment of onye of the awnaris of the
said fische, toties quoties, to the quhilkis we provest baillies and cunsall
and wattir men vnderwreittin oblissis ws faythfullie ; and siclyke as anent
the commoun wark of the said lang wattir, oblissis thame, how oft the
samyn salbe cassin downe, that the samyn salbe mendit commonlie
amangis thame haill wattir men, and to this effect oblissis thame to taxt
thame selffis for mending of the said commoun wark, and ilk persoun
refusar to pay to the saidis maisteris of wark xls. monye to be bestowit
vpon the said wattir wark ; And attour the saidis provest bailleis and
cunsall statutis and ordanis that quhatsumewer tymmers cummes vpon
the wattir wark and brekis onye of the samyn, that the samyn tymmer
salbe escheitit to the wattir wark, and quhat vtheris tymmeris cummes
downe vpon our brig, or strekis or trublis the said brig, the samyn
tymmer inlikemaner salbe escheitit to the said brig wark, and the samyn
to indwir and continew aye and quhill ane bettir ordour be tane heirintill.

The provest baillies cunsall and wattirmen aboue expremit hes
statut and ordanit that tuaye kistis salbe maid, to wit ane on euerilk syde
of the wattir wark or the maist commodious pairt of the said wattir, vpon
the expenses of the proprietaris and awnaris of the said wattir and
fisching thairof, and oblissis thame to taxt and contribute wyth vtheris
for biggin of the saidis kistis, and quhasumewir refuissis to taxt and

Records of Inverness

1584 contribute in maner forsaid sall haiff na intres to the proffeit of the
19 June fisching, quhilkis God willing sal happin to be tane in the saidis kistis, vnto the tyme thai mak equall contributioun anc or maye quha refuissis as said is; to the quhilkis bindis and oblissis ws faythfullie be thir presentis, and for the mair securitie heirop hes subscriuit thir presentis wyth our handis day yeir and place forsaid.

Johne Cuthbert of the Auld Castelhill, provest, wyth my hand ; William Cuming, ane of the bailleis of this burcht, wyth my hand ; Johne Kar, ane of the baillies, wyth my hand ; Petir Waus, ane of the bailleis, wyth my hand ; Johne Ros, ane of the wattirmen, wyth my hand ; Jasper Dempster, ane of the wattirmen, wyth my hand ; Gilbert Paterson, ane of the said wattirmen, wyth my hand ; Robert Waus, ane of the wattirmen, wyth my hand ; William Robertson, ane of the wattirmen, wyth my hand ; Alexander Duff, ane of the wattirmen, wyth my hand.

3 July Thomas Paterson and Thomas McCowll producit thair billis desyring to be rassauit and admittit buytht haldaris of the cordinar craft, quhilk being hard seyne and considerit the bailleis causit the craftismen and honest buythhaldaris to pas to the cunsall hous, to wit, William Suffrycht, James Tomson, Fynla McMurrycht, Allister Skynnar, Johne Auchlek and Robe Wedall, for trying of the saidis personis quhilkis ar to be rassauit and admittit, quha being sworne deponit the saidis personis, quha ar Thomas Paterson and Thomas McCowll, to be qualefeit and of gude conversatioun to be rassauit and admittit, quhilkis tuaye ar sworne to be lele and trewe to the Kingis Majestie of Scotland, provest and bailleis of this burcht, and brethrein of thair craft, induring thair lyftyme, and sall scot, lot, walk, ward wyth this burcht to the vttermaist of thair poweris, and hes fundin William Suffrycht and James Tomson souerteis and cautionaris for thair intres silwer and thair banket.

17 Oct. Johne McAne VcEachin VcTarlycht hes fundin William Cuthbert burges of Innernis souertie and lawborrowis that Johne Stewart Inwak salbe harmeles and skaythles of him his kyn freindis partakaris assistaris and defendaris, all that he maye stope and latt bot as law will, vnder the panes contenit in the actis of Parliament.

26 Oct. Comperit Patrik Beltan, sourd slippar, quha producit in jugement ane tuaye handit sourd pertenying to wmqhill Fynla McConylleir, quha put the said sourd in plege of xs. iiijd. to the said Patrik, quhilk sourd the said Patrik hes deliuerit to the bailleis, quha deliuerit the said

Burgh Court Books : Vol. II.

sourd in the keiping of Johne McFargus burrow officiar to remane wyth *1584*
him in his keiping aye and quhill the said Patrik be pait of the forsaid *26 Oct.*
xs. iiijd., the samyn being pait, thairefter the said sourd to be furthcumand
to onye person haiffing intres thairto, and the said Patrik protestis that
the said sourd be nocht deliuerit to he be satefeit of the said sowme of xs.
iiijd. forsaid, quharvpon requerit act.

The inqueist forsaid hes all in ane voice seruit Helyne Gollan as air
to wmqhill James Gollan, hir father, in the ruide of land contenit in the
petitioun forsaid, reserwand lyfrent to Jonat Neilson hir mother, and alse
seruit in hir fredome as air to hir said wmqhill father, quha deit burges
and gild of this burcht.

Comperit in jugement William Cuming, burges of Innernis, and pro- *1584-85*
ducit his bill and complaint in this maner following, My Lord provest *20 Feb.*
and baillies of the burcht of Innernis, vnto your lordshipis I your lordshipis
nychtbour Williame Cuming burges of the said burcht humlie menis and
complanis on James Wilson alias Cuike, that quhar sen the tyme of my
birtht I haif bene norischit vpbrocht and led my lyff within this burcht
of Innernis, and reput be my nychtbouris your lordshipis predecessouris,
provest baillies cunsall of this burcht, of gude fame honorabill conversatioun
and of gude lyff, sua that thai thocht me wourdie qualifeit and meit to wse
diuerse of thair offices as being ane of thair speciall membris, as thair
commoun clerk, thesaurar of thair burcht, and vsing of office of bailyerie
and haiffing thair credence, and diuers tymes principall commissioner
maid be thame in compering in Parliament, conventionis of burrowis,
makar of thair chekker comptis, and all vtheris thair gude caussis as plesit
thame to birding and charge me wyth, quharin all my doingis in your
serviccs and predecessouris I haif bene fundin and reput honorabill,
honest, lautefull in my behawioris, vsage, conversatioun and lyff; Nocht-
wythstanding heirop James Wilson alias Cuike, be quhais spreit I trowe
the dewill, hes publictlic opinlie playnelic in playne mercatt, at the mercat
croce of Innernis, in presens of the commoun popular being present at
the tyme, vpon Wedenisdaye the xvij day of Februar instant, publiclie
defamit me, sclandrit me and callit me commoun theiff and lyeart safar
as laye in him, I nocht being present to offend him in wourd thocht or
deid; Heirfor desyris your wysdomes, gif I haiff bene sic ane man as ane
theiff or lier, that the said James suld be put to the poynt of tryall for

Records of Inverness

1584-85 probatioun heiroff, vtherwais to be puneist for his offenses to be exempill
20 Feb. to vtheris nocht to sclander defame and speik ewill of onye famous or
honorabill persoun, but that publiclie the notorietie of his punishment
mocht be knawin bayth in his bodie gudis and geir, and your lordshipis
ansuris vpon the premissis maist humlie I requeir. Comperit the said
James Wilson and nayis the haill pointtis and heidis of this formar com-
plaint productit be William Cuming, quhilkis is referrit to ane inqueist the
tryall heiroff. [Inquest named].

The inqueist forsaid hes fundin, be the examenatioun of certan
famous witnes rasauit admittit and sworne, James Wilson, partie defendar
forsaid, to haiff done wrang in the wrangus defamyng and sclandering of
William Cuming, and for pvneissing heiroff the jugis hes decernit and
ordanit the said James Wilson to remane in waird to sex houris at ewin
to he fynd souertie for entring the morne within the tolbuyth befor the
bailleis thair at nyne houris befor nowne, and thai to put the brankis in
his heid trocht this haill burcht and four streittis thairof, and in caise he
be fundin or notit wse the like agane in defamyng and sclandering of
onye of the nychtbouris of this burcht in onye tyme cuming, he to be
banneist of this burcht for ewir, and that for his commoun sclander, and
dome giffin thairvpon.

The provest bailleis and cunsall of the burcht of Innernis for the
tyme ratefeis and apprewis the statut maid of befor aganis the cottaris of
the burcht and greweschip of Innernis, that thai nor nane of thame suld
nocht intromett nor vptak onye of thair sowddis without licience of thair
maisteris wyth thair maisteris serwandis being present at the rasaitt
thairoff, and in caise thai or onye of thame tak thair sowdc at thair awin
handis bye the maisteris presens or his serwandis in his name, that ilk
boll aittis tane be thame wtherwais sall allowe to the maister ane boll
victuall; And this statut all wyth ane woce hes ordanit, and ratefeis and
apprewis the actis maid of befor to the effect aboue, specefeit.

7 Mar. Lauchlane McIntoischie of Dunnachtan^r is becum in actit in the
burrow builkis of Innernis of his awin fre motywe will souerte and
lawborrowis for Gillepadrik McConquhie Dowe and his complices, that
Johne Dowe McAne McSchir Innis his kyn and freindis and nychtbouris
of this burcht salbe harmless and skaythles of him and his frindis, and of
all cummerse in tyme cuming of sic as maye incur of him and his

^r Mackintosh of Mackintosh.

Burgh Court Books : Vol. II.

freindis vnder the pane of law ; And siclyke Allister McMaister alias *1584-85*
Betoun, in name and behalf of the laird of Glengarrye, is becumin actit *7 Mar.*
in lykemaner souerte and lawborrowis for Gillepadrik McConquhie Dowe
forsaid, his kyn freindis and partakaris, that Johne Dow McSchir Innis
his kyn and freindis salbe harmeles and skaythles of him bot as law will
vnder the pane of law ; And the saidis personis to remane souerte and
lawborrowis as said is, aye and quhill the actioun and caus mowit betuix
the saidis personis be decydit be four honest personis on euerilk pairt
electit be the forsaidis parteis.

Ane brocht strukin be William Cuthbert, procurator fiscall of this *1585*
burcht of Innernis, on all and hail the personis following, viz., Christan *30 Mar.*
Trent, Margret Fair, Margret Arthour, Elspet Nyk Gleschen, Effie
Baxter, Elspet Wallas, Margret Anderson, Agnes Neyn Schir Andra,
Catheryne Prioeres, Jonat Buddytht, Margret Nyk Farquhar, Jonat Neyn
Ane Bane, Isbell Hogstoun, Jonat Neyn Aye, Jonat Sowles, Agnes
Anderson, Magie Neyn William Bulgycht, Beak Moir, Christan Neyn
Ane McThomas, Christane Neyn Gowin, Agnes Gordoun, Marion Fyff,
Jonat Neyn Innis, Christan Brebnar, Margret Neyn Daud, Christan
Morison, Christan Grant, Gormyll Dow beyond the wattir, Catheryne
Neyn Patrik Roy, Fynla McAne Gald alias Scherpe, Thom Donaldson,
Johne McWilliam tailyear, that wrangusle and aganis the law thai and
ilkane of thame hes contravenit and contempnatle lychtleis and derydeis
the law of God and man in committing of the fylthie wyild and vn honest
chryme of fornicatioun and adultre, as commoun personis awaitingt vpon
euerilk man bayth day and nycht as tyme occurris, that persewis or
desyris the samyn of thame as commoun fylthie wyild fornicatouris and
adulteraris, to the greit sclander and defamatioun of the wourd of God,
the Kirk, and provest and bailleis of this burcht, quhilck redundis to the
greit dishonour lycht and schame of the office men of this burcht gif the
samyn be vnpunissit and it be of verite ; heirfor desyris the saidis
personis and euerilk ane of thame to be decernit to haiff done wrang, and
to be pvneist according to justice for thair demeritis, and to be brynt on
the cheikis and banneist of this burcht for ewir, as thai quha ar commoun
hwiris, harlattis, fornicatouris, adulteraris, hous haldaris wyth thair
companyeonis, and leiffing and vphalding vpon pykrie and thift of
nychtbouris barnes, houssis, tursis, stakkis, and sic vther pikrie and thift ;

Records of Inverness

1585 For ansuring heirto hes comperit all and hail the personis forsaidis in
30 Mar. judgement, to wit, Christan Trent and nayis the hail brocht, Margret Fair
confessis Thomas Paterson and nanc vther, Margret Arthour confessis
fornicatioun wyth Donald McInnis, Elspet Nykgleschen confessis forni-
catioun wyth Tom Auchlek, Effie Baxter nayis all men, Elspat Wallace
confessis hous halding wyth Donald McRichie, Margret Anderson nayis
the hail brocht, Agnes Neyn Schir Andra nayis the samyn, Catheryne
Priores confessis fornicatioun wyth Allister Smytht, Jonat Buddytht
confessis fornicatioun wyth Thomas McGillemechell, Margret Nyk-
Farquhar confessis fornicatioun wyth Thomas McCowll, Jonat Neyn Ane
Banc confessis to haif lyn in fornicatioun with Johne McThome thir xvijj
yeiris bygane, Isbell Hogstoun confessis Paull McMurrycht, Jonet Neyn
Ayc confessis Donald Dow McIntailycar, Jonat Sowles nayis the hail
heirof, Agnes Andersone confessis Thomas Husband, Magie Neyn
William Bulgycht nayis, Beak Moir confessis Huchoun McBarron,
Christan Neyn Ane McThomas confessis William Wrycht, Christan
Neyn Gowin confessis Dowglas, Agnes Gordoun nayis all man, Mareoun
Fyff confessis Henre Brebnar and nayis onye boidall halding, Jonat
Neyn Innis nayis adultre and fornicatioun, Christan Brebnar confessis,
Marrat Neyn David confessis Patrik Skynnar, Christan Morison
confessis Watte Trowpe, Christan Grant nayis, Gormyll Dow confessis
wyth Bod Dowe, Catheryne Neyn Patrik Roy confessis Innes, Fynla
McAne Gald confessis Agnes Neyn Ane Banc, Thomas Donaldson con-
fessis Murriell Kar, Johne McWilliam tailyeour confessis Isbell Tailyour ;
the pvnishment heirof and tryall of the nayis forsaidis is referrit to the
inqueist following. [Names of Inquest.]

The inqueist forsaid hes fundin Margret Anderson, Agnes Neyn
Schir Andra and Christan Grant fre of the hail pointtis and heidis of the
brocht within wreit. The inqueist hes fundin the rest of the personis
contentit in the brocht be thair awin confessionis to haif contravenit the
law of God and man in committing of the fylthe cryme of fornicatioun,
quharfor thai and ilkane of thame ar adjudgit in amerciamento, and dome
giffin thairvpon.

The jugis wyth the adwyse of the inqueist hes ordanit Christan
Trent, Margret Fair, Margret Arthour, Catheryne Priores, Isbell Hogs-
toun, Jonat Neyn Ane Bane with McThome, Jonat Sowles, Beak Moir
with McBarroun, Agnes Gordoun, Margret Fyff, Jonat Neyn Innis,

Burgh Court Books : Vol. II.

Gormyll beyound the wattir, Jonat Neyn Aye McRobert, Effie Baxter, to be banneist of this burcht for ewir, and to remoiff within xxiiij houris as banneist personis, vnder the pane of byrnyng on thair cheikkis in caise thai be fundin within this burcht in onye tyme heirefter cuming, and dome giffin thairvpon. 1585
30 Mar.

The jugis wyth the inqueist withinwreit hes ordanit and decernit the rest of the personis conteinit in the brocht within wreit to be brankit wyth the brankis in thair heidis, wyth mytaris thairon, trocht the hail four streittis of this burcht, in exempill of vtheris, and in caise thai or onye of thame be notit wse fornicatioun in onye tyme cuming, to be banneist of this burcht for ewir, and dome giffin thairvpon.

All the personis contenit within the brocht ar fundin fre of adultre, quharvpon thai requerit act.

Neill Meill McLester and Margret Neyn Ane McThomas ar becumin actit and obleist to fulfyll the band of matrimonye in face of halie kirk on Pasche day nixt, vnder the pane of bannisment of this burcht for ewir. Patrik Skynnar and Marrat Neyn Daudid ar becumin actit and obleist to fulfyll the band of matrimonie at the feist of Pasche nixt, vnder the pane of bannisment of this burcht for ewir, and hes fundin James Waus souertie for fulfylling of the samyn as said is vnder the panes forsaidis. Donald McRichie hes fundin William Cuthbert burges of Innernis souertie and cautioun for him that he sall fulfyll the band of matrimonie wyth Elspat Wallace, his present companyeoun, betuix the day and dait heirof and the feist of Mydsymmer nixt, being the xxiiij day of Junij nixt to cum, failyeing thairof to put hir awaye fra him, and newir to haif ado with hir thairefter vnder the pane of bannisment of this burcht for ewir. Thomas McCowll hes fundin Thomas Cuthbert burges of Innernis souertie and cautioun for him that he suld fulfyll the band of matrimonie in face of halie kirk wyth Margrat Nyk Farquhar betuix the day and dait heirof and the feist of Mydsymmer nixt, being the xxiiij day of Junij nixt to cum, failyeing thairof to put hir awaye cleyne from him and newir to mell wyth hir agane, vnder the pane of bannisment of this burcht for ewir. Thomas McGillemechell is becumin actit and obleist to fulfyll the band of matrimonie wyth Jonat Buddytht betuix the day and dait heirof and the feist of Beltan nixt, being the first day of Maij nixt to cum, or ellis to discharge him of hir, vnder the pane of bannisment of this burcht for ewir.

Records of Inverness

1585
20 April Comperit in jugement Johne Waus of Lochtslyn, quha producit ane commissioun of ane nobill and potent lord, George Erle of Huntle, Lord Gordoun and Baidyenoct, subscriuit be him of the dait at Edinburcht the xvij day of August anno fourscoir and four yeiris, quhilkis commissioun being directit to the provest and bailleis of the burcht of Innernis or onye ane of thame, to the effect to rassaue the aythis of certan jugis deputis of the schirefdome of Innernis for trew and faythfull administratioun of justice in sindrie and diuerse actiounis intentit and to be intentit and persewit be the said Johne Waus of Lochtslyn and Johne Waus his son and apperand air for cognoscng of the said caussis befor thame, quhilk commissioun Johne Robertson baille rassauit and causit the samyn to be judiciallie red, and conforme thairto craiffit the aythis of William Baillie, William Cuning, and Johne Kar, jugis deputis in that caice, for just trew and faithfull administratioun of justice.

Angus McAllan of Knoodeort hes fundin James Cuthbert burges of Innernis full dettour for him to refound content and pay to Johne Neilson burges of Innernis the sowme of twentie four merkis monye of this realme within xv dayis vnder the pane of poinding of his redeast gudis and geir; And the said Angus McAllan of Knodeort, being present in jugement, is becum in actit of his awin fre motywe will, renunceand all jurisdiction and summitting him to the jurisdiction of the provest and bailleis of Innernis in this caice, to releiff varrand and skaythles keip the said James Cuthbert of the forsaid sowme of xxiiij merkis monye forsaid at the handis of the said Johne Neilson vnder the panes forsaidis; And the said Angus McAllan is becum in actit to content pay and delywer to Johne Neilson fyff gude and sufficient kow hydys betuixe the day and dait heirof and the feist of Alhallowmes immediatle following the day and dait of thir presentis, being the first day of November in anno lxxxv yeiris, vnder the pane of poinding of his redeast gudis and geir quharewir the samyn may be apprehendit.

15 May Comperit Thomas Wrycht humle menand yit as of befor on Rynnald Merschell and Magnis Caskin, that quhar thai hald him nocht nyctbourship in thair dykis biggin, quhartrocht he maye wse sum pollecie in his yard, in respect now is the tyme of yeir of herbis setting and sawing and of caill, desyris thame to be decernit to big thair dykis within xv dayis, quhilkis the juge hes ordanit.

Burgh Court Books : Vol. II.

Comperit in jugement Huchoun Fraysser of Gwischan and presentit *1585*
ane lettir of bailyerie of ane nobill lord Symon Lord Fraysser of Lowet, *24 May*
being wyth expres consent and assent of rycht nobill and potent Erlis,
James Erle of Arrane, Lord Awan and Hammiltoun, Chancellar of this
realme, Johne Erle of Montrois, Lord Grahame, Thesaurar, Schir Johne
Matheland of Thressiltoun, knycht, Secretar to our Souerane lord, Mr.
Robert Melyne of Murdocarnye, knycht, Thesauraris deputis, curatouris
for the said Lord Lowet, be the quhilk lettir of bailyerie the said Huchoun
Fraysser is contenit baillie for the space of thre yeiris without onye dis-
charge, as the said lettir of bailyerie in the self mair fullelie proportis, and
directit to the provest and bailleis of the burcht of Innernis to rassau
and tak the aytht of the said Huchoun for faythfull administratioun of
justice vpon the said Symon Lord Fraysseris fewe blenche landis takis
rowmes and possessionis contenit in the said lettir of bailyerie, subscriuit
be the said Symon, Lord Fraysser of Lowet ; Arrane, curatour ; Mathe-
land, curatour ; Melyne, curatour ; At Halierwdehous the xviiij day of
Aprile the yeir of God j^m v^c. fourscoir and fyff yeiris, According to the
quhilkis the said Huchoun Fraysser is acceptit to the said office.

Comperit in jugement Johne Cuthbert, partinar and awnar of the *7 June*
schip of Innernis callit the Marie Fortwne, and acclomit Mr Allane
Martyne, citizinar of Sant Androis, the sowme of xxxj lib. xijs. monye of
this realme, quhilkis he hes rassauit fra Lauchlane McIntoischie of
Dunnachtane in the said Johne Cuthbertis name, or at the leist aucht and
suld apertene to the said Johne Cuthbert for the sowme of monye quhilk
he hes debursit to the sellaris of the said schip. And comperit Mr Allane
Martyne, and allegis that he hes rassauit na monye fra McIntoischie in
the said Johne Cuthbertis name at na tyme, bot that he had rassauit fra
the said McIntoischie sexscoir ellewin pundis xijs. monye, and that for
the sowme quhilk he hes deliuerit to William Cuthbert, skippar of the
said schip, and vtheris at the said McIntoischies command, and hes
rassauit the said sowme in compleit and thankfull payment of all sowmes
debursit be him at the said McIntoischies command, and thairfor be thir
presentis dischargis the said Lauchlane McIntoischie of the sowme for-
said for now and ewir ; and also be thir presentis dischargis the said
William Cuthbert skippar forsaid of the sowme of ane hundretht pundis
deliuerit at the said McIntoischies command to him, and of all obligationis
wreittis comptis and reknyngis betuix thame preceding the dait heirop.

Records of Inverness

1585
11 Oct.

The lieutenant curt at Innernis haldin within the tolbuyth of the samyn be Capitane Thomas Kar, lieutenant deput to ane nobill and potent lord, George Erle of Huntle, Lord Gordoun and Badzenocht, schiref principall of Innernis, lieutenant generall of the north partis of Scotland.

Capitane Thomas Kar exhibeit in jugement ane commissioun of ane nobill and potent lord, George Earle of Huntle, Lord Gordoun and Badzenocht &c., lieutenant generall of the northt pairtis of Scotland, for acceptatioun of the office of lieutenant deputtie and justiciarie within the burcht of Innernis, vpon all and sindrie personis slayaris of blak fische betuix the fylling of the sea and the wattir moutht of Nes and the Locht Nes, and generall all and sindrie vther thingis to do ante [hante?] wse and exces [exerce] that in the office of deputie forsaid in the premissis ledis to be done, giffin vnder the subscriptioun manuall and signet of the said nobill lord lieutenant generall forsaid, of the dait at Kilrawok the ferd day of October the yeir of God j^mv^c fourscoir and fyff yeiris : Vpon the quhilkis productioun and acceptatioun of the said office the said Thomas Kar requerit act of curt, and conforme thairto hes ordanit preceptis to be direct vpon all suspect personis slayaris of blak fische vpon the wattir of Nes and rasettaris thairoff.

16 Nov.

Agnes Gordoun and Johne Stewartis wyiff be thair awin confessionis ar fundin to haif done wrang in vsing of candill making vnamittit be the towneschip, for the quhilkis thai ar adjudgit in amerciamment and dome giffin thairvpon.

27 Nov.

Fynla Clerk and Thomas McOley ar decernit to refund content and pay to Alexander Cuthbert xvjs. vjd. for ane cage of wyne deliuerit out his sellar be his serwand to ane callit Gillecillum McCOrll in Glenelge, as thai quha becom full dettour for the samyn.

1586
28 Mar.

Williame Baillie of Dunnane, Johne Cuthbert of the Auld Castelhill, William Cuthbert, burges of Innernis, and Robert Waus, burges thair, exhibeit and producit in jugement ane commissioun of ane nobill and potent lord, George Erle of Huntlie, Lord Gordoun and Baidzenocht, lieutenant and justice generall of the northt partis of Scotland, committand and his deputis conjunctlie and seueralie for executioun of justice and putting of sic personis contenit in the said commissioun and dittaye to be giffin in to haiff tryall of assise thairto, ilk persoun vnder

Burgh Court Books: Vol. II.

the pane of ten pundis; and vpon the acceptatioun of the said com-
missioun giffin vnder his lordschipsis subscriptioun and signet, daittit at 1586
Elgin the xvj day of Merche the yeir of God jmv^c lxxxv yeiris, followis 28 Mar.
the commissioun:—Be it kend till all men by thir presentis, Ws George
Erle of Huntlie, Lord Gordoun and Baidzenocht, lieutenant generall of
the Northt, to haiff maid constitut creat and ordanit our veilbeluiffittis
Capitane Thomas Kar, William Baillie of Dunnane, Johne Cuthbert of
the Auld Castelhill, William Cuthbert, burges of Innernis, and Robert
Waus, burges thair, and ilkane of thame conjunctle and seueralie our
verray lauchfull and vndouttit commissionaris and justice and lieutenant
deputis to the effect vnderwreittin, giffand granttand and committand to
thame as said is our full fre plane power expres bidding and charge for
ws and in our name lieutenant and justice courtis to hald within the
towne and burgh of Innernis vpon the personis efter following
To charge the personis abouewreittin within sex dayis to fynd caution to
vnderlye the law at sic day as the said commissionaris sall appoint
conforme to justice, and gif thai fynd nocht cautioun within the said sex
dayis to put thame to the horne, escheting and imbringyne thair gudis
and geir to our wse for thair contemptioun, and to thais of the forsaidis
personis that fyndis cautioun to accuse thame be dittaye, and as thai be
fundin culpabill to convict thame conforme to thair desert, and gif onye
of the saidis personis be notorious lymmaris that our saidis commission-
aris seik serche tak and apprehend thame and bring thame in firmance
and securite to put thame and accuse thame be dittay conforme to the
commoun ordour of law, wyth powar to our saidis commissionaris courtis
to hald vpon the saidis personis als oft as neid beis, to sett begin afferme
and continew assise of the best and wortheast personis within the burcht
or without in the schire and towne of Innernis ilk persoun vnder the
panes of ten pundis, officiaris serjandis all membrs of curt sic as
officiaris clerkis dempstaris to creat and caus be sworne, for the quhilkis
thai sall ansuer, soittis mak be callit, absentis to amerciat, trespasseris to
pvneis, vnlawes amerciamendis and eschetis of the saidis courtis to rais
vplift applye and imbring to our wse, and gif neid beis to poynd thairfor,
and to charge the saidis personis abouewreittin and ilkane of thame
vnder the panes of rebelloun and to denunce thame as neid beis, and to
summond the assysaris vnder the panes forsaidis to compeir at sic
peremptour day as our saidis commissionaris sall think expedient, and

Records of Inverness

1586 generallye all and sindre vther thingis to do vse exerce and hant that to
28 Mar. the office of lieutennentre deput in sic caises is thocht neidfull to be done, ferme and stable haldand quhat thingis our saidis commissionaris in the premisses think neidfull to be done according to justice ; In witnes of the quhilkis hes subscriuit this our Commissioun wyth our hand and affixit our signet at Elgin the xvj day of Merche 1585, anno v^c. fourscoir fywe yeiris.

18 May The provest bailleis wyth the remanent nyctbouris of the burcht presentle convenit, haiffing respect to the honour and weill of this burcht and for suppressing of dertht, hes be thir presentis statut and ordanit that na fornicatour adulterar incestuous personis or wechis vse onye keynd of libertie or priwilege within this burcht in bying selling of onye keynd of wywers or other gudis quhatsumewir in onye tyme cuming to the tyme thai be reformit, vnder the pane of xxs. euerilk persoun als oft as thai be fundin culpabill.

William Tomson maltman is becum in actit for entring of Effie Baxter within the paroche kirk of Innernis befor none in tyme of preching on Sundaye nixt, being the xix of Maij instant, to mak hir publict repentance thair for abvsing of hir persoun in fornication, vnder the pane of j^c lib. Magnis Caskin hes becum in actit for entring of Magie Nyk Cowll within the paroche kirk of Innernis on Sundaye nixt in tyme of preching befor none, to mak hir publict repentance thair for the fornicatioun committit be hir, vnder the pane of j^c lib. Johne Stewart is becum in actit for entring of Isbell Stewart within the paroche kirk of Innernis on Sundaye nixt in tyme of preching to mak hir publict repentance, vnder the pane of j^c lib. James Donaldson is becum in actit for entring of Christan Neyn Lauchlyn on Sundaye nixt within the paroche kirk of Innernis to the effect forsaid vnder the pane of j^c lib.

Johne Buddytht is becum in actit souerte and cautioun that Jonat Buddytht sall absteyne fray Thomas McGillemechell, tailzeour, and fraye all maner of men, fray committing of fornicatioun with thame in onye tyme cuming without scho get onye to marie hir, vnder the pane of ten pundis monye of this realme.

David Alscheourson is becum in actit for entring of Elspat Birnaye on Sundaye nixt to mak hir publict repentance as is abouewreit, vnder the pane of banniment. Robert Williamson is becum in actit that Agnes Neyn Rore, his sister, sall absteyne from committing of fornicatioun with

Burgh Court Books: Vol. II.

McGillandres the cordinar in all tyme cuming, vnder the pane of bannishment of this burcht. 1586
18 May

Margret Fyff being persewit in jugement efter the bannishment of hir of this burcht, quhat occasioun scho had to cum heir, quha confessit to haif cumin to this burcht be the command of hir moder, quha baid hir meit hir in the burne of Alte Skacht on the first Moundaye of the raicht at Beltan last, quhilk scho dyd. Margret Fyff is ordanit to be put in the gowis, thair to remane induring the jugis will, and thairefter to be banneist of this burcht for ewir, and in caise scho be fundin heirefter within this burcht to be brynt wyth ane irne on the cheik, and dome giffin thairvpon.

Fynla McMurrycht, Allister McConquhie and Johne Wrycht ar becumin actit of thair awin fre motywe willis souerteis and cautionaris for entring of Johne McWilliam, Tailyeour, within the parochie kirk of Innernis afoir none in tyme of preching the morne being Sundaye, and thair to mak his publict repentance vnder the pane of bannishment of this burcht for ewir.

Comperit in jugement Jasper Cuming, William Robertson, and Alexander Duff, procurator fiscallis of the burcht of Innernis, and producit thair brocht and complaintis, berand in effect that quhar Johne Neilson burges of Innernis, be him self his serwandis and complices in his name of his causing command assistance and rathabitoun, hes this last Wedenisdaye, being the vij day of September instant, maisterfullie and contempnatle, in our contempntioun of our souerane lordis autorite and his Grace actis of Parliament, the lieutenant provest and baillies of this burcht, hes recentlie past to the halcht and bus bewest the said burcht of Innernis, cuttit distroit and tane awaye wyth him tuaye horse laidis of the greyne young saplyne, saucht, birk, and of the vther young growth thairoff, to the greit hurt of this burcht, quhilkis laidis being comprehendit and intromettit wyth be the bailleis and nychtbouris of this burcht at the tolbuytht stair of Innernis, the saidis laidis being chargit thair to remane aye and quhill the dettouris and doyaris heirof war comprehendit, the said Johne Neilson contempnatle, in hie contempntioun of our souerane lordis autorite, provest and bailleis of this burcht, injurit the magistratis of this burcht and in speciall Johne Kar baille, quha said to the said baillie he suld haif ane amendis of him and that he suld ordour him, and that he was ower pert to intromett wyth the saidis laidis 8 Sept.

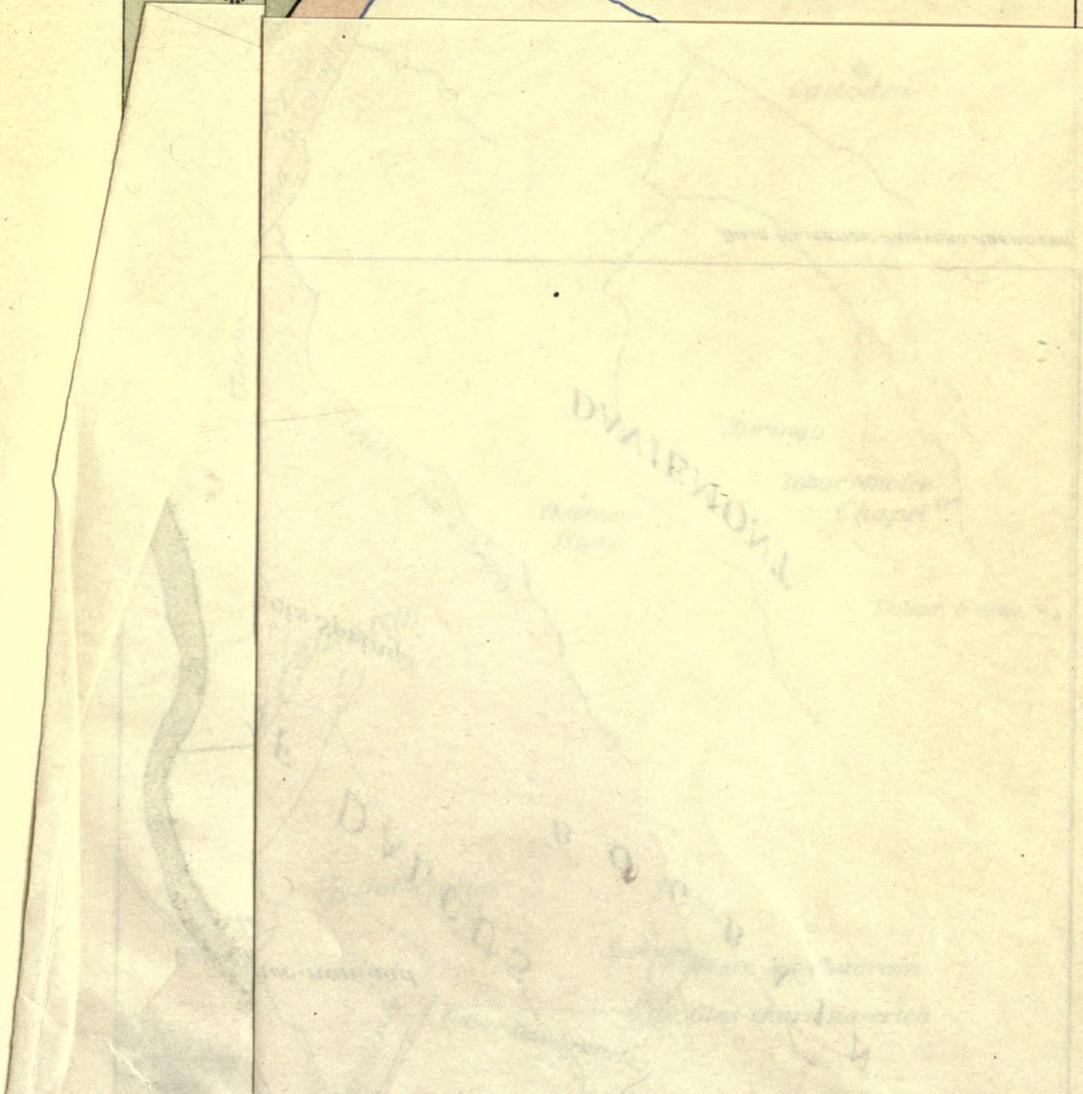
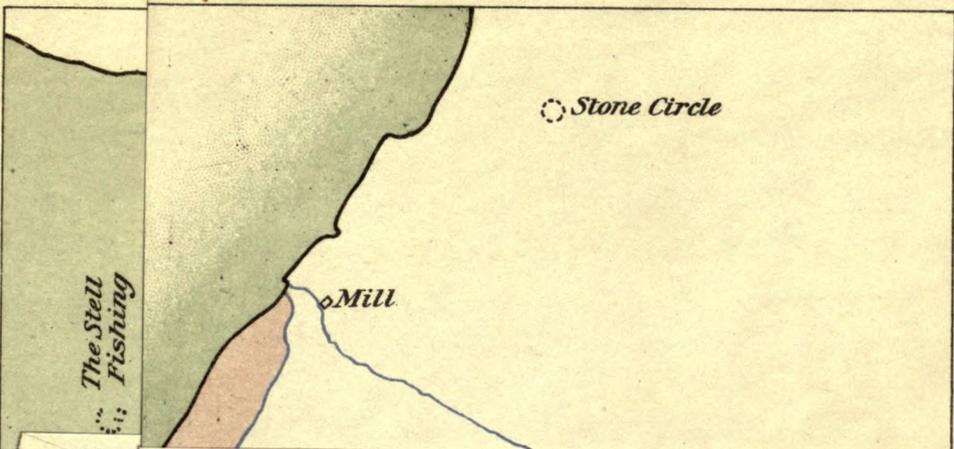
Records of Inverness

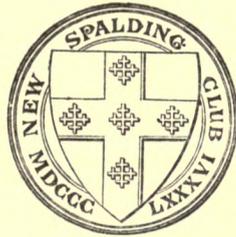
1586 in respect the said wod and bus pertinit to the laird of Grant, the said
8 Sept. Johne Neilson being ane fre burges and sworne to the weill of this burcht, quaha hes done playne contrar his ayth and fidelitie, quaharfor desyris the said Johne Neilson to be decernit to haiff done wrang and to be pvneist according to justice. Comperit Johne Neilson and hes confessit the hail brocht and pointtis thairoff, and that the samyn bus and halcht aper-tenis to the Laird of Grant, and this burcht to haiff na tytyle thairoff. And forder the said Johne Neilson is persewit and followit for cutting distroying and away tacking with him of the said wod samekle as watlit his barnis in tymes past thir certan yeiris bygane, quhilk the said Johne Neilson confessit, quaharfor the procuratoris fiscallis forsaidis desyris the said Johne Neilson to be decernit to haif done wrang. The said Johne Neilson for the wrangis and injuris committit be him forsaid be his awin confessioun is decernit to haif done wrang, for the quhilkis he is adjudgit in amerciamento and dome giffin thairvpon.

Gilbert Gollan is fundin fre of the cutting of the said bus. Johne McCallon is fundin fre of the samyn, quaharvpon he requerit act, and that he sawe the cottaris of the Hiltoun cutt the said halcht and bus.

List of Provosts

1556	George Cuthbert of Auld Castlehill.
1557	Do. do.
1558	Do. do.
1559	Do. do.
1560	Jasper Waus of Lochslyne.
1561	Do. do.
1562	John Ross.
1563	Do.
1564	James Paterson.
1565	Do.
1566	Do.
1567	Do.
1568	Alexander Baille.
	<i>(Note—This election is at a Burgh Court, not at the Head Court after Michaelmas.)</i>
1569	William Cuthbert.
1570	James Paterson.
1571	Do.
1572	Do.
1573	William Cuthbert.
1574	Do.
1575	John Ross.
1576	James Paterson.
1577	William Cuthbert.
1578	William Baillie of Dunain.
1579	Do. do.
1580	William Cuthbert.
1581	William Baillie of Dunnane.
1582	Do. do.
1583	John Cuthbert of Auld Castlehill.
1584	John Ross.
1585	William Cuthbert.
1586	Do.





TWENTY-FOURTH REPORT BY COUNCIL

1910

ABERDEEN: THE UNIVERSITY PRESS

The New Spalding Club.

The Spalding Club founded 23rd December, 1839.
Reconstituted as The New Spalding Club 11th November, 1886.

Patron :

HIS MAJESTY THE KING.

OFFICE-BEARERS FOR 1910-11.

President :

THE EARL OF ABERDEEN, K.T., G.C.M.G., D.C.L., LL.D.

Vice-Presidents :

THE DUKE OF RICHMOND AND GORDON, K.G.,
G.C.V.O., C.B.
THE DUKE OF FIFE, K.T., G.C.V.O.
THE EARL OF STRATHMORE AND KINGHORNE.
THE EARL OF SOUTHESK, LL.D.
THE EARL OF KINTORE, G.C.M.G., LL.D.
THE EARL OF ROSEBERY, K.G., K.T., LL.D.
THE LORD FORBES.
THE LORD SALTOUN.
THE LORD PROVOST OF ABERDEEN.

THE PRINCIPAL OF THE UNIVERSITY OF
ABERDEEN.

SIR THOMAS BURNETT of Leys, Bart.

SIR ALEXANDER BAIRD of Urie, Bart.

SIR GEORGE REID, R.S.A., LL.D.

RIGHT REV. BISHOP ÆNEAS CHISHOLM, D.D.,
LL.D., Aberdeen.

*COLONEL WILLIAM JOHNSTON of Newton Dee,
C.B., LL.D., M.D.

*DAVID LITTLEJOHN, LL.D., Sheriff-Clerk, Aber-
deen.

Ordinary Members of Council :

The Lord Sempill.
W. Bruce Bannerman, Croydon.
*John Bulloch, Aberdeen.
John Malcolm Bulloch, London.
John George Burnett of Powis.
Sir George A. Cooper of Hursley Park, Bart.
Rev. Professor James Cooper, D.D., D.C.L.,
Glasgow.
*Patrick Cooper, Advocate, Aberdeen.
Alexander Copland, Aberdeen.
*James Edward Crombie, LL.D., Parkhill.
*Professor W. L. Davidson, LL.D., Aberdeen.
Professor John Wight Duff, D.Litt., Newcastle-
on-Tyne.
William Dunn of Murtle.
James Ferguson of Kinmundy, K.C.
Sir John Fleming of Dalmuinzie, LL.D.
*Alexander Forbes, Aberdeen.
George M. Fraser, Public Library, Aberdeen.
Colonel R. G. Gordon-Gilmour of Craigmillar,
C.V.O., C.B., D.S.O.
Alexander M. Gordon of Newton.

Colonel J. G. Wolrige-Gordon of Hallhead and
Esslemont.

James Grant, LL.B., Banff.

*John A. Henderson, Cults.

*J. F. Kellas Johnstone, Aberdeen.

William Kelly, Architect, Aberdeen.

Rev. William Forbes Leith, S.J., Boscombe.

William Mackay, Solicitor, Inverness.

Rev. John Milne, LL.D., Aberdeen.

*Alexander M. Munro, City Chamberlain, Aber-
deen.

George M. Paul, LL.D., Deputy Keeper of the
Signet, Edinburgh.

Robert S. Rait, Oxford.

Rev. Stephen Ree, B.D., Boharm.

*Rev. James Smith, B.D., Aberdeen.

William Smith, Advocate, Aberdeen.

Sir David Stewart of Banchory-Devenick, LL.D.

*Professor C. Sanford Terry, Aberdeen.

*Donaldson Rose Thom, University of Aberdeen.

John Henry Udney of Udney.

Robert Walker, LL.D., University of Aberdeen.

Robert M. Wilson of Tarty, M.D.

Secretary :

*PETER JOHN ANDERSON, University Library, Aberdeen.

Treasurer :

*FARQUHARSON TAYLOR GARDEN, 18 Golden Square, Aberdeen.

Auditors :

ANDREW DAVIDSON, C.A.; GEORGE MACBAIN, C.A.

*Members of Executive Committee.

TWENTY-FOURTH REPORT BY THE COUNCIL.

Approved at the Twenty-fourth Annual General Meeting of the New Spalding Club, held on Thursday, 29th December, 1910, at 3 p.m.

The Council feel assured that it will give satisfaction to members to hear that the King has graciously acceded to the request of the Council that His Majesty should become Patron of the Club. It is of interest to recall that the late Prince Consort was Patron of the Spalding Club from 1848 until the death of His Royal Highness; that when the Club was resuscitated in 1886 as the New Spalding Club, Her late Majesty Queen Victoria was graciously pleased to become its Patroness; and that in 1901 a like honour was conferred on the Club by His late Majesty King Edward.

Since the last General Meeting held on Tuesday, 28th December, 1909, there has been issued to members:—

I.—MUSA LATINA ABERDONENSIS. Vol. III.: Poetae minores. Edited by William Keith Leask, M.A. (Pp. xxxii + 480 : with three portraits in photogravure.) This volume completes the series, of which Volumes I. and II. were issued, under the editorship of the late Principal Sir William D. Geddes, in 1892 and 1895.

The whole of another volume has either been printed off or is in type, *viz.*:—

II.—THE RECORDS OF INVERNESS. Edited by Mr. William Mackay and Mr. Herbert Cameron Boyd. Vol. I.: Selections from the Records of the Burgh Court for the period 1556-86, giving a very complete view of an old Scottish Burgh during a period of special importance in the history of Scotland, the period of the Reforma-

tion. The volume is illustrated by, *inter alia*, two plans specially prepared by Mr. James Fraser, C.E., and showing the Burgh and the Burgh lands as they existed in the sixteenth century; also by an early "prospect" of Inverness from a hitherto unpublished drawing in the British Museum.

The programme of the Club includes the following works approved by the Council, from which the issues for 1911 will be selected:—

III.—THE HOUSE OF GORDON. Vol. III. The general Editor, Mr. Bulloch, reports that the account of the Naval and Military Services of the Gordons, to have the sub-title "The Gordons Under Arms," has now been completed by Mrs. Skelton, who has unearthed a large and absolutely unique mass of material, much of it from official sources never previously tapped. He regrets, however, to say that the hopes expressed in 1907 of his being able to undertake the printing of the volume, copies of which would be supplied to members at a cost to the Club of only the necessary paper and binding, cannot for a variety of reasons be realized. He therefore suggests that the Club should undertake the work, he subscribing £100 towards the cost of the volume. The Council recommend that this proposal be agreed to, subject to the arrangement of the book being approved by the Committee. The volume would be extremely valuable to military as well as to genealogical students. Nothing like it has ever been attempted before.

While this work, on which Mrs. Skelton has spent five years of continuous labour, is still in manuscript, Mr. Bulloch himself has got a large mass of material on different branches of the family into print, although unfortunately he has had to scatter it about. Between

December 1, 1909, and December 1, 1910, he has communicated Gordon articles, other than mere paragraphs, to 120 issues of ten newspapers—*Free Press and Journal*, Aberdeen; *Banffshire Herald*, Keith; *Banffshire Reporter*, Portsoy; *Dumfries Courier*; *Fraserburgh Herald*; *Huntly Express*; *Nairnshire Telegraph*; *Ross-shire Journal*, Dingwall; and *Strathspey Herald*, Grantown. Three series of these articles have been reprinted in pamphlet form; and he has further communicated an exhaustive account of the Cairnfield Gordons to the Banffshire Field Club.

The subjects dealt with include the beginning of a full biography of the second Duke of Gordon; incidents in the fascinating career of Jane Maxwell, wife of the fourth Duke; and some account of the fifth and last Duke. He has dealt with every family of Gordon owning or occupying land along the entire valley of the Dee from Braemar to Blairs, thus—Abergeldie, Aldi-hash, Auldenruif, Aucholzie, Auchallater, Balmoral, Blaircharrish, Bovaglie, Braichlie, Crathienaird, Culter, Dorsincilly, Drum, Eddiston, Glenmuick, Kennerty, Lasts, Lausie, Littlemill, Maryculter, Micras, Monaltrie, Peterculter, Toldow, and Tomindoes. The scientific family of Gordon-Martins of Montpellier, believed to be a cadet of Abergeldie, has also been traced.

The other families dealt with, for the first time or by way of addition, have been—Auchintoul, Cairnfield (including Arneidlie, Arradoul, Auchinhalrig, Briggs, Coynach, Garmouth, Lunan, Myrieton, Rosieburn, and Whitburn), Craibstone, Craigmyle, Culvennan, Cufurach, Dalchairn, Dykeside, Elgin (George Gordon, Kintyre Pursuivant), Farskane, Fraserburgh, Fyvie, Goval, Kirdels, Logie, Minmore, Norfolk, Pitchaise, Salterhill, Seaton, Tormore, and Wardhouse.

The Salterhill group is extremely interesting as probably being, in the persons of the ministers of Comber and Rathfriland, Co. Down, the ancestors of many distinguished Gordon families in Virginia, including that of General William Fitzhugh Gordon, to whom Mr. Armistead Churchill Gordon of Staunton, Virginia, devoted a biography (of 412 pp.) published at New York since the last report to the Club.

- IV.—FOLK MUSIC AND SONG OF THE NORTH-EAST OF SCOTLAND. The Editors, Mr. Greig and the Rev. Mr. Duncan, report that the work of collecting the older popular minstrelsy of the North-East, which has proved vastly greater than any one anticipated, is now well advanced, and that they have put a considerable portion of the materials into shape for the press. They desire that the book to be issued by the Club shall be a quarry in which future workers will find folk songs and ballads which in another generation would otherwise have become extinct. Such—whether variants of well-known forms or new discoveries—will be given in conjunction with their characteristic tunes. Though it may be interesting to record also fragments which have become divorced from music, it is only when words and airs are found together that the ballad or song can be regarded as still living. Most interesting and significant is the extensive survival of ancient modes of singing which have had no vitality in recognised music for centuries.
- V.—SELECTIONS FROM THE RECORDS OF THE COUNTY OF BANFF. The Editor, Mr. Grant, reports that in the Seafield Correspondence from 1689 to 1710 he has found important material available for county history.
- VI.—RECORDS OF THE SOCIETY OF ADVOCATES IN ABERDEEN. The Editor, Mr. Henderson, reports that he has nearly completed his accumulation of materials, and

undertakes that if required the work could go to press during 1911.

- VII.—THE RECORDS OF INVERNESS. Vol. II. The Editors report that ample materials exist for a second volume covering the period from 1602 when, after a gap of sixteen years, the extant Burgh Court Records recommence, down to the Forty-Five.
- VIII.—RECORDS OF THE SCOTS COLLEGES. The Editor, Rev. W. Forbes Leith, reports that he has accumulated a considerable amount of additional illustrative material.
- IX.—BIBLIOGRAPHY OF THE SHIRES OF ABERDEEN, BANFF AND KINCARDINE. The Editor, Mr. Kellas Johnstone, reports that he has now retired from his professional work in London and is devoting his whole time to the completion of this important book of reference. He desires to mention with deep regret the loss to the Club of an earlier worker in the same field of research through the death of Mr. George Walker, who first suggested to him almost forty years ago that the absence of a Bibliography left a serious blank in our local Annals, and to whom he was indebted for his earliest lesson in the rudiments of the Science. The greater portion of the material for the first volume, consisting very largely of the extensive collections of Mr. Alexander Webster Robertson is in an advanced state of preparation, and will reach the printer's hands as soon as its careful revision is finished.
- X.—THE RISE OF NATURAL SCIENCE IN THE NORTH OF SCOTLAND. Based on the MS. Collections of David Skene, M.D. : to be edited by Professor J. W. H. Trail, F.R.S.
- XI.—THE REGISTER OF BAPTISMS IN ST. ANDREW'S CATHOLIC CHURCH, BRAEMAR. The two volumes of this

Register extending over the period 1703-1757, and containing about 1500 entries, have been transcribed and indexed, and the transcript is deposited in the University Library. The Register, which has at once a genealogical and a philological interest, would fill about half a Club volume of average size, and the Council is of opinion that it might advantageously be combined with other Roman Catholic Records extant within the district which is the sphere of the Club.

At its last meeting the Club approved a suggestion made by Mr. William Kelly that something should be done to preserve the Cross in the Dean Cemetery, Edinburgh, erected in 1870 by members of the Spalding Club in memory of Dr. Joseph Robertson. Mr. Kelly was authorised to take the necessary steps, and he now reports that as the lettering, which had always been rather thin and fragile, had become badly wasted, he commissioned Messrs. Singer of Frome to cast two bronze panels reproducing in raised letters the original inscription: *Joseph Robertson, LL.D., F.S.A., Curator of National Historical Documents, Register House, Edinburgh. Died 1866, aged 56. Erected by Members of the Spalding Club.* These panels have now been fixed in position. The Council highly appreciate Mr. Kelly's guidance in the restoration.

Since the last Report was submitted by the Council, the Club has sustained exceptionally heavy losses through the death of three members of the Executive Committee: Colonel James Allardyce, LL.D., one of the Vice-Presidents of the Club, Convener of the Committee on Family History, 1886-91, and of the Executive Committee, 1904-10, and Editor for the Club of *Historical Papers relating to the Jacobite Period* and of *The Family of Burnett of Leys*; Mr. Peter Duguid-McCombie, of Easter Skene, joint-editor (with the late Sir W. D. Geddes) of the *Lacunar Basilicæ Sancti Macarii*; and Mr. George Walker, Aberdeen, referred to above. Other members of the Club who died within the past year were Mr. George Barclay, Edinburgh;

Rev. Andrew Christie, Kildrummy ; Sir John Forbes Clark, Bart., one of the Vice-Presidents ; Mr. John Cran, Bunchrew ; Sir Archibald Hamilton Dunbar, Bart., of Northfield ; Mr. Thomas A. Mackay, Edinburgh ; Mr. Thomas Skene, Melbourne ; Mr. James Spark of the firm of bookbinders which has acted as such both for the Spalding Club and the resuscitated Club ; Mr. W. L. Taylor, Peterhead, whose unique collection of books on psalmody has, through the generosity of a member of the Club, been acquired for the University Library.

The places rendered vacant by some of these deaths have, under Rule 9, been filled by representatives of the deceased members, but other vacancies allow the admission of new members. As new members are usually desirous of securing a full set of the Club's publications, it may be stated that although the earlier issues are entirely out of print (as indicated on pp. 15-17), the volumes occasionally come into the market, and the Secretary can usually direct a new member to a source whence they may be obtained.

The Council, being of opinion that the entry by the Club upon the twenty-fifth year of its existence is an appropriate time for doing so, resolve to put on record a special vote of thanks to their esteemed Secretary, Mr. P. J. Anderson, for his devoted, untiring, and most valuable services in the interests of the Club from its inception to the present time. They further unanimously resolve to recommend to the Club that by way of emphasising their appreciation of the value of these services, Mr. Anderson should be requested to accept a sum of Fifty guineas by way of special Testimonial.

The Council wish to express their continued obligation to the Society of Advocates for permitting the Annual General Meeting of the Club to be held in the Society's Hall ; and to the Curator of the University Library for granting the use of a room for Committee meetings.

DAVID LITTLEJOHN, C.

ABSTRACT.

Framed from the Annual Accounts of the Club for the period from
18th December, 1909, to 21st December, 1910.

THE CHARGE.

Assets at close of last account, . . .	£1511 11 4	
Subscriptions for year 1910, £359 2 0.		
of which paid in 1909, 3 3 0		
	<hr/>	
	355 19 0	
Subscriptions for year 1911,	15 15 0	
Arrears and payments by new members for back volumes,	4 14 6	
Composition for Life Membership, . . .	10 10 0	
Interest,	44 2 8	
	<hr/>	
Amount of the Charge,		<u>£1942 12 6</u>

THE DISCHARGE.

1909. I. MISCELLANEOUS ACCOUNTS PAID.

Jan. 13.	Miss M. Craig: transcribing,	£	0	10	0
Feb. 12.	Scottish Record Soc.: subscription,		1	1	0
Mar. 7.	Edmond & Spark: paper,		120	12	6
May 24.	Miss J. E. Kennedy: indexing,		9	9	0
June 17.	Aberdeen Univ. Press: printing,		167	12	10
	do. sundries,		7	19	3
	Edmond & Spark: sundries,		1	17	2½
Dec. 16.	Taylor & Henderson: printing,		50	0	0
	Edmond & Spark: binding,		31	0	0
	Aberdeen Univ. Press: sundries,		4	2	9
	R. B. Fleming: photographing,		1	13	0
					£395 17 6½

II. SECRETARY AND HONORARY TREASURER.

Secretary's Salary, 1909-10,	£26	5	0
Secretary's Postages, 18th Dec., 1909, to date,	4	15	0
Hon. Treasurer's outlays, including Insurance on paper, etc.,	7	5	8½
			38 5 8½

III. ASSETS AS AT 21ST DECEMBER, 1910.

Loan to Aberdeen School Board,	£350	0	0
Loan to do. do.	300	0	0
Loan to Aberdeen Town Council,	350	0	0
Six Deposit Receipts with North of Scotland and Town and County Bank Ltd.,	392	19	3
One do. do. being amount of Compositions received from eleven Life Members, who were surviving on 21st December, 1910,	115	10	0
			1508 9 3
Amount of the Discharge, equal to the Charge,	£1942	12	6

Note.—The Miscellaneous Disbursements are allocated as follows:—

I. "MUSA," III.

[Paper : paid in 1909.]

Printing,	£167 12 10	
Indexing,	9 9 0	
Binding,	19 1 11	
Packing and carriage,	11 18 1	
	<hr/>	£208 1 10 ¹

II. "INVERNESS RECORDS," I.

[Paper : paid in 1909.]²

Printing,	£50 0 0	
Illustrations,	1 13 0	
	<hr/>	51 13 0

III. "ADVOCATES HISTORY."

Printing,	£4 2 9
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IV. SUNDRIES.

Paper in stock,	£120 12 6	
Printing circulars, etc.,	7 19 3	
Stationery, etc.,	3 18 2½	
	<hr/>	131 19 11½
		<hr/>
		£395 17 6½

¹ Together with £1 10 2½ paid in 1907; £35 15 4 in 1908; £31 0 6 in 1909; and £29 cost of additional paper used: in all £305 7 10½ (£50 of this defrayed by a Member of the Club).

² Cost of paper used to date, £33.

RULES OF THE NEW SPALDING CLUB.

(As approved 11th November, 1886, and amended 16th December, 1886, 21st December, 1894, and 29th December, 1897.)

1. The objects of the New Spalding Club shall be to promote the study of the History, Topography, and Archæology of the North-eastern Counties of Scotland, and to print works illustrative thereof.
2. The Club shall consist of five hundred [16th Dec., 1886] members, subscribers of one guinea annually: each subscription to be paid on or before the first day of January in each year.
3. The general management of the affairs of the Club shall be vested in a Council, consisting of a President, at least ten Vice-Presidents, and not fewer than forty ordinary members, including a Secretary and a Treasurer: all to be chosen yearly at a General Meeting of the Club, to be held at Aberdeen, in the Month of October, or at such other time within each year as may be found convenient. At all Meetings of the Council seven members shall form a quorum.
4. Immediately after the Annual General Meeting the Council shall elect Acting Committees to carry on the work of the Club.
5. The accounts of the Club shall be audited annually, by two Auditors, to be chosen at the Annual Meeting from among the members.
6. The name of any member in arrear with his annual subscription on the first day of October in each year may be removed from the list of members.
7. Vacancies in the membership shall be filled up according to priority of application.
8. Members may, at any time, compound for all future annual subscriptions, by payment of ten guineas over and above the subscription for the current year; and it shall be in the power of the Council to exempt from subscriptions, annual or other, any member who may present to the Club a work, the printing of which, as a Club publication, has been sanctioned by the Council.
9. Every member shall receive one copy of every volume assigned by the Club to the years for which he has paid subscriptions; and the editor of each work shall receive five additional copies of his work. [The heir, executor

or representative of a member shall have no claim to volumes issued by the Club after the member's death, unless he be admitted a member of the Club in place of the deceased. *21st Dec., 1894.*]

10. The number of copies printed in each case shall not exceed five hundred and twenty-five, and no copy of any work printed by the Club shall be offered by it for sale; [but it shall be competent for the Editorial Committee to arrange for extra copies not exceeding twenty-five, additional to the five hundred and twenty-five, of any volume considered appropriate, to be placed at the disposal of the University of Aberdeen, which shall refund to the Club the prime cost of such extra copies, and employ them, outwith the bounds of the United Kingdom, as a part of a series of inter-academical publications. *29th Dec., 1897.*]
11. The Club shall undertake the issue of its books without the intervention of publishers or booksellers.
12. A General Meeting of the Club may be called at any time on presentation to the Secretary of a requisition signed by twenty members; and the above rules may be altered at any General Meeting, provided that the members have received from the Secretary at least fourteen days' notice of the proposed change.

WORKS ISSUED BY THE SPALDING CLUB, 1841-1871.

(See Seventeenth Report, for 1903, pp. 12-16.)

WORKS ISSUED BY THE NEW SPALDING CLUB, 1887.

1. MEMORIALS OF THE FAMILY OF SKENE OF SKENE, FROM THE FAMILY PAPERS, WITH OTHER ILLUSTRATIVE DOCUMENTS. Edited by William Forbes Skene, D.C.L., LL.D., Her Majesty's Historiographer for Scotland. (Pp. xv + 269, with six full-page plates. First Annual Report.) 1887. [*Out of print.*]
2. CARTULARIUM ECCLESIAE SANCTI NICHOLAI ABERDONENSIS. Recognovit Jacobus Cooper, S.T.D., in Ecclesia supradicta Presbyter. Tomus prior. (Pp. xix + 278, with three plates. List of members, 11th November, 1887.) 1888. [*Out of print.*]
7. Do. do. Tomus alter. (Pp. lxvi + 496, with twelve plates, eight in colour.) 1892. [*10s. 6d.*]
3. LACUNAR BASILICAE SANCTI MACARII ABERDONENSIS: The Heraldic Ceiling of the Cathedral Church of St. Machar, Old Aberdeen. Described in Historical and Armorial Detail by William Duguid Geddes, LL.D., and Peter Duguid. (Pp. xix + 172, with thirty plates, twenty-four in heraldic colours. Second Annual Report.) 1888. [*Out of print.*]
4. FASTI ACADEMIAE MARISCALLANAE: Selections from the Records of the Marischal College and University, 1593-1860. Edited by Peter John Anderson, M.A., LL.B. Vol. I. Endowments. (Pp. xxxi + 577, with five plates.) 1889. [*Out of print.*]
18. Do. do. Vol. II. Officers, Graduates and Alumni. (Pp. xxii + 596, with thirteen plates.) 1898. [*10s. 6d.*] Fifty copies of pp. 1-77 printed on ordinary paper with separate title-page: "OFFICERS OF THE MARISCAL COLLEGE AND UNIVERSITY OF ABERDEEN, 1593-1860. Printed at the University Press, 1897."
19. Do. do. Vol. III. Index to Vol. II. Compiled by James F. Kellas Johnstone. (Pp. viii + 200, with three plates. Eleventh and Twelfth Annual Reports. List of members, 1894-98.) 1898. [*10s. 6d.*]
5. SELECTIONS FROM WODROW'S BIOGRAPHICAL COLLECTIONS: Divines of the North-east of Scotland. Edited by the Rev. Robert Lippe. (Pp. lxxxv + 360, with two plates. Third Annual Report.) 1890. [*Out of print.*]
6. THE MISCELLANY OF THE NEW SPALDING CLUB. Vol. I. (Pp. lxii + 391. Fourth Annual Report. List of members, 12th December, 1890.) 1890. [*Out of print.*] This volume contains:—
 - i. Register of burgesses of guild and trade of the Burgh of Aberdeen, 1399-1631. Edited by Alexander M. Munro. A few copies printed with separate title-page.

- ii. Inventories of ecclesiastical records of N.E. Scotland. Edited by P. J. Anderson. A few copies printed with separate title-page.
34. Do. do. Vol. II. (Pp. viii + 632.) 1908. [10s. 6d.] This volume contains :—
- i. Summary of Fiars Prices in Aberdeenshire from 1603. By David Littlejohn, LL.D. Some copies printed with separate title-page.
 - ii. Baptism Registers of S. Paul's Episcopal Chapel, Aberdeen, 1720-93. Edited by A. Emslie Smith.
 - iii. Register of Burgesses (continued from Vol. I.), 1631-1700. Edited by A. M. Munro.
8. THE ANNALS OF BANFF. Compiled by William Cramond, LL.D., Schoolmaster of Cullen. Vol. I. (Pp. xv + 385, with nine plates.) 1891. [*Out of print.*]
10. Do. do. Vol. II. (Pp. xi + 498, with eleven plates. Sixth Annual Report.) 1893. [*Out of print.*]
9. MUSA LATINA ABERDONENSIS: Edited by Sir William Duguid Geddes, LL.D. Arthur Johnston. Vol. I. The Pareîga of 1637. (Pp. xxiv + 318, with six plates. Fifth Annual Report.) 1892. [*Out of print.*]
15. Do. do. Vol. II. The Epigrammata and remaining secular Poems. (Pp. lvi + 308, with nine plates. Eighth Annual Report.) 1895. [*Out of print.*] Sixteen copies of pp. xli-lvi (with alterations and additions) printed on Japanese vellum, with separate title-page: "THE BIBLIOGRAPHY AND PORTRAITS OF ARTHUR JOHNSTON. . . . By William Johnston, M.A., M.D. . . . Printed at the University Press, 1896." (Pp. 28.)
37. Do. do. Vol. III. Poetae minores. Edited by William Keith Leask, M.A. (Pp. xxxii + 480, with three plates. Twenty-third Annual Report.) 1910. [10s. 6d.]
- 8vo. HAND-LIST OF BIBLIOGRAPHY OF THE SHIRES OF ABERDEEN, BANFF AND KINCARDINE. By Alexander W. Robertson, M.A. (Pp. iv + 134.) 1893. [2s. 6d.]
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